

ORDINANCE NO. 30-13

AN ORDINANCE TO AMEND SECTIONS 26-62 AND 26-63 OF THE CITY CODE REGARDING RESIDENTIAL RENTAL PERMITS AND REGULATION TO MODIFY THE MANNER OF APPEAL OF CITATION DECISIONS AND REVOKING THE PERMIT FEE; PROVIDING FOR INCLUSION IN THE CODE, SEVERANCE, AND AN EFFECTIVE DATE.

WHEREAS, the City Code Section 26-62 provides that the appeals shall be made through a code enforcement board, however, the City no longer uses code enforcement board(s); and

WHEREAS, the City Code section 26-63 provides for a permit fee, however, the Council wishes to remove such fee to eliminate a hardship for rental home owners; and

NOW, THEREFORE BE IT ENACTED BY THE PEOPLE OF THE CITY OF AVON PARK, FLORIDA, that the City Code is amended as follows:

SECTION ONE: Amendment of Section 26-62 of the Code.

Sec. 26-62. - Appeals.

Appeal of any decision made by a code enforcement officer shall be made through the civil citation program, ~~the code enforcement board~~ or the special magistrate, whichever is applicable.

SECTION TWO: Revocation of Section 26-63 of the Code.

~~Sec. 26-63. - Permit fee.~~

~~The fee charged for issuance of a RRPP shall be \$37.50 per unit and periodically reviewed and adjusted by resolution by the city council of the City of Avon Park.~~

SECTION THREE: INCLUSION IN THE CODE.

It is the intention of the City Commission that the provisions of this ordinance shall become and be made a part of the City of Avon Park Code; and that Sections of this ordinance may be renumbered or relettered and the word *ordinance* may be changed to *section*, *article*, or such other appropriate word or phrase in order to accomplish such intentions; and regardless of whether such inclusion in the code is accomplished, sections of this ordinance may be renumbered or relettered and typographical errors which do not affect the intent may be authorized by the City Manager or his designee without need of public hearing, by filing a corrected or recodified copy of same with the City Clerk.

SECTION FOUR: SEVERABILITY:

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

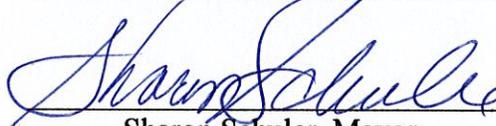
SECTION FIVE EFFECTIVE DATE.

This ordinance shall become effective upon passage.

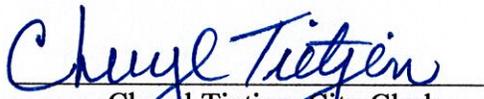
INTRODUCED AND PASSED on First Reading the 28th day of October, 2013.

PASSED AND DULY ADOPTED, on Second Reading with a quorum present and voting by the City Council of Avon Park, Florida, this 25th day of November 2013.

CITY OF AVON PARK, FLORIDA


Sharon Schuler, Mayor

ATTEST:


Cheryl Tietjen, City Clerk

APPROVED AS TO FORM AND CONTENT:


Gerald T. Buhr, City Attorney