



City of North Port

RESOLUTION NO. 2016-R-15

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA, DIRECTING THE CITY MANAGER TO TEMPORARILY SUSPEND ENFORCEMENT OF THE UNIFIED LAND DEVELOPMENT CODE PARKING AND STORAGE OF CERTAIN VEHICLES SECTION 25-19(F) AND (H) AND (J) AS IT PERTAINS TO BOATS ON A LICENSED VEHICLE PARKED ON A DRIVEWAY OR SIDE YARD, PROVIDING FOR CERTAIN CONDITIONS, PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City is undergoing a comprehensive review of the Unified Land Development Code (ULDC) Section 25-19 "Parking and Storage of Certain Vehicles",

WHEREAS, provisions of the ULDC section 25-19 currently allows for all open bed trucks and trailers, which are empty of debris, to be parked within the front driveway or side yard (excluding semi-truck trailers),

WHEREAS, provisions of the ULDC section 25-19 currently allows for RV's to be parked in the front yard and required front yard under certain conditions,

WHEREAS, the ULDC Chapter 61 defines boats as "Any vessel, watercraft or other artificial contrivance used, or which is capable of being used, as a means of transportation, mode of habitation or as a place of business, professional or social association on waters of North Port, Florida",

WHEREAS, the ULDC Chapter 61 defines trailer as "Any vehicle which is drawn by or used in connection with a motor vehicle",

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA, AS FOLLOWS:

Section 1. Temporary Suspension of Enforcement

The City Commission hereby directs the city manager to temporarily suspend enforcement of the Unified Land Development Code Section 25-19(f) and (h) and (j) as it pertains to boats on a licensed vehicle parked on a driveway or side yard under the following conditions:

- (1) A vehicle with a boat on it shall not extend over or interfere with the use of any sidewalk or right-of-way intended for pedestrian or vehicular traffic.
- (2) A vehicle with a boat on it shall not be parked in the city right-of-way
- (3) The vehicle with a boat on it shall be in compliance with other applicable regulations
- (4) Enforcement will be permitted to resume against any person or entity which fails to meet the conditions of this resolution after receiving 1 written warning

Section 2: Duration

The direction to the city manager to temporarily suspend enforcement of the specified provisions of the code herein shall remain in effect through March 31, 2017 unless modified, revoked or extended by the City Commission.

Section 3. Severability

If any section, subsection or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such provision shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 4. Effective Date.

This Resolution shall take effect immediately upon adoption by the City Commission of the City of North Port, Florida.

ADOPTED BY THE COMMISSION OF THE CITY OF NORTH PORT AT ITS REGULAR SESSION THIS _____ DAY OF _____, 2016.

CITY OF NORTH PORT, FLORIDA

JACQUELINE MOORE,
MAYOR

ATTEST:

HELEN M. RAIMBEAU, MMC
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS:

MARK MORIARTY
CITY ATTORNEY

CITY OF NORTH PORT, FLORIDA

JACQUELINE MOORE,
MAYOR

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