



City of North Port

ORDINANCE NO. 2026-05

AN ORDINANCE OF THE CITY OF NORTH PORT, FLORIDA, AMENDING THE CITY CHARTER OF NORTH PORT, FLORIDA TO CREATE SECTION 1.05, CORPORATE BOUNDARIES; PROVIDING FOR FINDINGS; PROVIDING FOR FILING OF DOCUMENTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the boundaries of the City of North Port have changed over time due to a series of annexations and de-annexations; and

WHEREAS, these changes have been implemented through various ordinances but have not been formally recorded as amendments to the Charter; and

WHEREAS, the city's growth and changes in size are not reflected in the Charter itself; and

WHEREAS, the provisions of Section 171.091, Florida Statutes, holds that any change in the municipal boundaries through annexation or contraction shall revise the charter boundary article; and

WHEREAS, Section 171.091, Florida Statutes, further holds that the revised charter boundary article is to be filed as a revision of the charter with the Department of State within 30 days; and

WHEREAS, the provisions of Section 166.031(3), Florida Statutes, provide that a municipality may amend its charter by ordinance and without referendum, redefine its boundaries to include only those lands previously annexed, and shall file said redefinition with the Department of State; and

WHEREAS, Section 8.01 of the City Charter states that the City Commission shall amend any part of the Charter by ordinance when the corporate boundaries of the City change due to annexation or de-annexation, without requiring a referendum from the voters and the passage of such ordinance, the governing body shall have the amendment incorporated into the Charter; and

WHEREAS, the City is amending its Charter by ordinance and without referendum to comply with the provisions of Section 171.091, Florida Statutes; and

WHEREAS, the City Commission finds that this amendment serves the public health, safety, and welfare of the citizens of the City of North Port, Florida.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA:

SECTION 1 – FINDINGS

- 1.01 The above recitals are true and correct and are incorporated in this ordinance by reference.
- 1.02 Pursuant to Florida Statutes Section 166.041(4)(c), a business impact estimate was not required because this ordinance is required for compliance with federal or state law or regulation.

SECTION 2 – ADOPTION

- 2.01 Article I. of the City Charter of North Port, Florida is hereby amended as follows:

“ARTICLE I. – CREATION, POWERS, CONSTRUCTION

...

Sec. 1.05 . – Corporate boundaries.

The boundaries of the City shall be the legal description on file in the office of the City Clerk and is hereby incorporated by reference as the same may from time to time be amended as provided herein.”

SECTION 3– CONFLICTS

- 3.01 In the event of any conflict between the provisions of this ordinance and any other ordinance, in whole or in part, the provisions of this ordinance will prevail to the extent of the conflict.

SECTION 4 – SEVERABILITY

- 4.01 If a court of competent jurisdiction finds that any section, subsection, sentence, clause, phrase, or provision of this ordinance is for any reason invalid or unconstitutional, that provision will be deemed a separate, distinct, and independent provision and will not affect the validity of the remaining portions of the ordinance.

SECTION 5 – CODIFICATION

- 5.01 In this ordinance, additions are shown as underlined and deletions as ~~striketrough~~. Any additional codification information and notations appear in *italics*. These editorial notations are not intended to appear in the codified text.

SECTION 6 - FILING OF APPROVED DOCUMENTS

- 6.01. The City Clerk is directed to file a copy of this ordinance with the Clerk of the Circuit Court for Sarasota County, Florida.

SECTION 7 – EFFECTIVE DATE

7.01 This ordinance takes effect immediately upon adoption.

READ BY TITLE ONLY at first reading by the City Commission of the City of North Port, Florida, in public session on March 10, 2026.

ADOPTED by the City Commission of the City of North Port, Florida, on the second and final reading in public session on March 24, 2026.

CITY OF NORTH PORT, FLORIDA

PETE EMRICH MAYOR

ATTEST

HEATHER FAUST, MMC
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS

MICHAEL FUINO, B.C.S.
CITY ATTORNEY