



City of North Port

ORDINANCE NO. 2018-32

1 **AN ORDINANCE OF THE CITY OF NORTH PORT, FLORIDA, AMENDING THE**
2 **UNIFIED LAND DEVELOPMENT CODE OF THE CITY OF NORTH PORT,**
3 **FLORIDA, RELATING TO CONFLICTS OF LAW, BY AMENDING CHAPTER 60**
4 **- FIRE SAFETY REGULATIONS, SECTION 60-19 - CONFLICTS; PROVIDING**
5 **FOR ADOPTION; PROVIDING FOR CONFLICTS; PROVIDING FOR**
6 **SEVERABILITY; PROVIDING FOR CODING; AND PROVIDING AN**
7 **EFFECTIVE DATE.**

8 **WHEREAS**, the City of North Port Fire Rescue District submitted Chapter 60 of the Unified
9 Land Development Code to the State of Florida's Fire Marshal Office for publication of the
10 City's adopted local amendments to the Florida Fire Prevention Code; and

11
12 **WHEREAS**, the State of Florida's Fire Marshal Office identified section 60-19 - Conflicts, of
13 the Unified Land Development Code, as being in conflict with state statutes and the Florida
14 Administrative Code; and

15
16 **WHEREAS**, further amendments to the Unified Land Development Code are necessary to
17 address these conflicts; and

18
19 **WHEREAS**, the City of North Port Planning and Zoning Advisory Board held a public hearing
20 on July 19, 2018, with due public notice to receive public comments on the proposed
21 revisions to the Unified Land Development Code, and recommended that the City
22 Commission approve the amendments; and

23
24 **WHEREAS**, the City Commission of the City of North Port held public hearings on September
25 11, 2018 and September 25, 2018, with due public notice to review the recommendations of
26 the Planning and Zoning Advisory Board, and to receive public comments on the proposed
27 revisions to the Unified Land Development Code; and

29 **WHEREAS**, the City Commission has determined that the amendments herein to the Unified
30 Land Development Code serve the public health, safety and welfare of the citizens of the City
31 of North Port, Florida.

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33 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF**
34 **NORTH PORT, FLORIDA, AS FOLLOWS:**

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36 **SECTION 1 – FINDINGS:**

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38 The City Commission hereby makes the following findings:

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40 1.01 The recitals outlined above are incorporated by reference as findings of fact as if
41 expressly set forth herein.

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43 **SECTION 2 – ADOPTION:**

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45 2.01 The City Commission hereby approves and adopts the following amendments to the
46 City of North Port Unified Land Development Code:

47

48 **“Chapter 60 – FIRE SAFETY REGULATIONS**

49

50 **Sec. 60-19. - Conflicts.**

51

52 In the event of conflict between this code and ~~the Florida Administrative Code, State~~
53 ~~Statutes~~ or the Florida Fire Prevention Code, the ~~most~~ more stringent code shall
54 apply.”

55

56 **SECTION 3 – CONFLICTS:**

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58 3.01 In the event of any conflict between the provisions of this Ordinance and any other
59 Ordinance or provisions thereof, the provisions of this Ordinance shall prevail to the
60 extent of such conflict.

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62 **SECTION 4 – SEVERABILITY:**

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64 4.01 If any section, subsection, sentence, clause, phase, or provision of this Ordinance is
65 for any reason held invalid or unconstitutional by any court of competent jurisdiction,
66 such provision shall be deemed a separate, distinct, and independent provision and
67 such holding shall not affect the validity of the remaining portions hereof.

68

69 **SECTION 5 – CODING OF AMENDMENTS:**

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71 5.01 In this Ordinance, additions are shown as underlined and deletions as ~~striketrough~~.
72 These editorial notations shall not appear in the codified text.

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74 **SECTION 6 - EFFECTIVE DATE:**

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76 6.01 This Ordinance shall take effect immediately after adoption by the City Commission
77 of the City of North Port, Florida.

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79 READ BY TITLE ONLY at first reading by the City Commission of the City of North Port,
80 Florida, in public session this _____ day of _____ 2018.

81 PASSED and DULY ADOPTED by the City Commission of the City of North Port, Florida, on
82 the second and final reading in public session this _____ day of _____ 2018.

CITY OF NORTH PORT, FLORIDA

VANESSA CARUSONE
MAYOR

ATTEST:

PATSY C. ADKINS, MMC
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS:

AMBER L. SLAYTON
CITY ATTORNEY

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