



City of North Port

ORDINANCE NO. 2019-53

AN ORDINANCE OF THE CITY OF NORTH PORT, FLORIDA, AMENDING THE CODE OF THE CITY OF NORTH PORT, FLORIDA RELATED TO ADVISORY BOARDS, BY REPEALING IN ITS ENTIRETY CHAPTER 4, ARTICLE V, ENTITLED “THE BEAUTIFICATION AND TREE/SCENIC HIGHWAY COMMITTEE”; BY AMENDING SECTION 4-182 REGARDING THE POWERS AND DUTIES OF THE ENVIRONMENTAL ADVISORY BOARD; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 4, Article V of the Code of the City of North Port, Florida (the “Code”) establishes the Beautification and Tree/Scenic Highway Committee (the “Committee”) and sets forth the committee’s powers and duties; and

WHEREAS, the City Commission of the City of North Port, Florida finds that the Committee’s duties are narrow in scope and no longer support a full committee’s attention, thereby justifying the disbanding of the Committee; and

WHEREAS, Section 4-182 of the Code establishes the Environmental Advisory Board’s powers and duties; and

WHEREAS, the City Commission finds that the Committee’s duties are aligned with the existing duties of the Environmental Advisory Board and that the Committee’s core duties should be added to the Environmental Advisory Board’s duties; and

WHEREAS, the City Commission has determined that these amendments serve 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 recitals outlined above are incorporated by reference as findings of fact as if expressly set forth herein.

SECTION 2 – REPEAL

- 2.01 The City Commission hereby repeals in its entirety Chapter 4, Article V, entitled “The Beautification and Tree/Scenic Highway Committee,” of the Code of the City of North Port, Florida.

SECTION 3 – ADOPTION

- 3.01 Section 4-182 of the Code of the City of North Port, Florida is hereby amended to read as follows:

“Sec. 4-182. – Powers and duties.

...

(b) The environmental advisory board shall:

- (1) Advise the city commission on matters pertaining to preserving and promoting clean air and water quality.
- (2) Advise the city commission on matters pertaining to preserving and promoting wildlife and habitat protection.
- (3) Advise the city commission on state and federal environmental regulations that may impact the city.
- (4) Analyze and consider environmental concerns raised by citizens.
- (5) Identify educational and outreach community opportunities related to preserving and protecting the environment and wildlife habitat.
- (6) Research and recommend grants and incentives related to preserving and protecting the environment and wildlife habitat.
- (7) Perform other duties relating to preserving and protecting the environment and wildlife habitat as the city commission may from time-to-time direct.
- (8) Advise the city commission on matters pertaining to tree planting and care, landscaping, beautification of public road rights-of-way and public places within the city, and the availability of special programs to assist the public.”

SECTION 4 – CONFLICTS

- 4.01 In the event of any conflict between the provisions of this ordinance and any other ordinance or provisions thereof, the provisions of this ordinance shall prevail to the extent of such conflict.

SECTION 5– SEVERABILITY

- 5.01 If any section, subsection, sentence, clause, phase, or provision of this ordinance 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 hereof.

SECTION 6 – EFFECTIVE DATE

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

READ BY TITLE ONLY at first reading by the City Commission of the City of North Port, Florida, in public session on the 26th day of November 2019.

PASSED and DULY ADOPTED by the City Commission of the City of North Port, Florida, on the second and final reading in public session this 10th day of December 2019.

CITY OF NORTH PORT, FLORIDA

DEBBIE MCDOWELL
MAYOR

ATTEST

HEATHER TAYLOR, CMC
INTERIM CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS

AMBER L. SLAYTON
CITY ATTORNEY