



City of North Port

4970 CITY HALL BLVD
NORTH PORT, FL 34286

Action Report City Commission Regular Meeting

CITY COMMISSIONERS
Linda M. Yates, Mayor
Vanessa Carusone, Vice-Mayor
Christopher B. Hanks, Commissioner
Debbie McDowell, Commissioner

APPOINTED OFFICIALS
Peter Lear, Interim City Manager
Mark Moriarty, City Attorney
Patsy Adkins, City Clerk
Kathryn Peto, Deputy City Clerk

Tuesday, April 25, 2017

6:00 PM

CITY COMMISSION CHAMBERS

- C.** Ordinance No. 2017-09, second reading, amending Part II, Chapter 42, Article II of the City Code, repealing Article II Lot Clearing in its entirety, enacting a new Article II Lot Clearing.
- There was a consensus on page 2, to change Section 40-20 to read Section 42-20.*
- There was a consensus on page 2, Section 42-21 (a) to remove "when not in consistent with the context" change to "when consistent with the context."*
- There was a consensus on page 2, Section Section 42-21 (b) accumulation of debris, to remove "equipment which have no further value" and change to "equipment for which immediate use cannot be established."*
- There was a consensus on page 2, Section 42-19 (a) accumulation of debris, to remove "equipment which have no further value" and change to "equipment for which immediate use cannot be established."*
- There was a consensus on page 3, Section 42-21 the definition Improved; adding "and maintained," at the end of the the sentence, to read: "Land that its natural*
- state has been altered and maintained."*
- There was a consensus on page 4, to remove Section 42-22 (c)(2) in its entirety.*
- There was a consensus on page 4, Section (d) to remove "Upon notice" and leave*

AMENDED #1 AGENDA (adding Consent Agenda Item 4.H.)

the rest of the sentence.

There was a consensus on page 4, to remove Section 42-22 (e) in its entirety.

There was a consensus on page 13, Section 42-27 (a) to change the fourth line, adding the words, "in whole or part" to the sentence, to read: ". . . the property standards division is authorized to cause the condition to be abated in whole or in part, at the expense of the lot owner." Then at the end of the paragraph to

add

the sentence: "The City shall not be responsible for any damage to other vegetation that is in the vicinity of such abatement activity."

There was a consensus on page 4, to remove Section 42-22 (f) in its entirety.

There was a consensus on page 5, Section 42-23 to remove "equipment which have no further value" and change to "equipment for which immediately use cannot be established."

There was a consensus on page 5, to remove Section 42-24 in its entirety.

There was a consensus on page 5, to change Section 42-25 to Section 42-24, Maintenance of stormwater drainage area.

There was a consensus on page 6, (new) Section 42-24 (1)(a) to end the first sentence with swale. Remove "Provided, however, that the cost of" The next (and last) sentence shall read: "If culvert replacement is a result of drainage improvement or modification initiated by the city, or damaged by public's use of right-of-way, the remedy shall be at the city's expense."

There was a consensus on page 6, (new) Section 42-24 (2)(a) to end the first sentence with swale. Remove "Provided, however, that the cost of" The next (and last) sentence shall read: "If culvert replacement is a result of drainage improvement or modification initiated by the city, or damaged by public's use of right-of-way, the remedy shall be at the city's expense."

There was a consensus on page 7, (new) Section 42-24 (3) Curb and gutter, to modify the second sentence to read: "If there is an existing sidewalk, the same requirements shall apply as in subsection (2) Open swale drainage (with sidewalk) above."

There was a consensus on page 7, (new) Section 42-24 (4) Fully piped swale-- To revise the paragraph to read: "If there is an existing sidewalk, the same requirements shall apply as in subsection (2) Open swale drainage (with sidewalk) above. It shall be the lot owner's responsibility to maintain, repair and replace, when necessary, any structure which they have installed in the city's right-of-way for their special benefit."

There was a consensus on page 12, to rename Section 24-26 to Section 24-25.

There was a consensus on page 12, (new) Section 42-25 (a) to modify the second sentence to read: "Property standards inspectors are responsible for providing notices of public nuisance to lot owners and the physical property found to be in violation . . ."

There was a consensus on page 12, (new) Section 42-25 (b)(3) to change "15 years of age" to 18 years of age."

There was a consensus on page 13, (new) Section 42-25 (c)(5) to delete the words

"environmental standards" from the sentence.

There was a consensus on page 13, to rename Section 42-27 to 42-26.

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There was a consensus on page 13, (new) Section 42-26 (b) the first sentence the "the decision of the code enforcement board" shall be changed to "the decision of the special magistrate and/or hearing officer when applicable."

There was a consensus on page 13, (new) Section 42-26 (b) the second to last sentence shall delete "deposit the monies in the general fund line item and" and change to read: "Upon such payment, the city shall prepare a satisfaction and release of lien, . . ."

There was a consensus to renumber Section 42-28 through 42-55 Reserved, to Section 42-27 through 42-55 Reserved.

There was a consensus on page 2, Section 42-19 (a) the first sentence, third line, shall add "impinging growth" to read: ". . . to enhance the properties and premises within this municipality by eliminating impinging growth, excessive growth of grass and nuisance weeds. . ."

A motion was made by Vice-Mayor Carusone, seconded by Commissioner Hanks, to continue Ordinance No. 2017-09 as amended, to the May 10, 2017 Commission Regular Meeting for second reading.