



City of North Port

ORDINANCE NO. 2017-44

AN ORDINANCE OF THE CITY OF NORTH PORT, FLORIDA, AMENDING THE ADMINISTRATIVE CODE OF THE CITY OF NORTH PORT BY REPEALING CHAPTER 34, ARTICLE III - VEHICLE FOR HIRE, IN ITS ENTIRETY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Administrative Code of the City of North Port, Florida, Chapter 34, Article III provides for licenses, permits and miscellaneous business regulations regarding vehicles for hire; and

WHEREAS, Florida Law 2017-12 created Section 627.748, Florida Statutes, effective July 1, 2017, that applies to transportation network companies, as that phrase is defined in Section 627.748(1), and preempts local regulation of transportation network companies; and

WHEREAS, given the revised Florida Statutes as set forth herein above, the City Commission finds it advisable to repeal Chapter 34, Article III - Vehicles for Hire, in its entirety; and

WHEREAS, the City Commission finds that it is in the best interest of the residents of City of North Port to adopt this Ordinance.

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

SECTION 1. – FINDINGS.

The City Commission hereby makes the following 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 North Port City Commission hereby repeals the Administrative Code of the City of North Port, Florida, Chapter 34, Article III - Vehicles for Hire, in its entirety.

SECTION 3. – SEVERABILITY.

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

SECTION 4. – CONFLICTS.

4.01 In the event of any conflicts between the provisions of this Ordinance and any other Ordinance, the provisions of this Ordinance shall prevail to the extent of such conflict.

SECTION 5. – EFFECTIVE DATE.

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

READ BY TITLE ONLY in public session this _____ day of _____, 2017.

PASSED and ADOPTED on second and final reading in public session this _____ day of _____, 2017.

CITY OF NORTH PORT, FLORIDA

LINDA M. YATES
MAYOR

ATTEST:

PATSY C. ADKINS, MMC
CITY CLERK

APPROVED AS TO FORM AND
CORRECTNESS:

AMBER L. SLAYTON
CITY ATTORNEY