



# City of North Port

## ORDINANCE NO. 2023-17

**AN ORDINANCE OF THE CITY OF NORTH PORT, FLORIDA; AMENDING THE CODE OF THE CITY OF NORTH PORT, FLORIDA SECTION 4-3(e)(2) PROVIDING FOR SIX (6) ABSENCES FOR PLANNING AND ZONING ADVISORY BOARD MEMBERS; PROVIDING FOR FINDINGS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Code of the City of North Port, Florida (“City Code”), Chapter 4, Section 4.3 (e)(2) establishes that (6) absences are allowed before removal of a Planning and Zoning Advisory Board member; and

**WHEREAS**, on February 14, 2023, the City Commission approved Ordinance No. 2023-07 providing for the removal of a board member for three (3) absences; and

**WHEREAS**, on March 14, 2023, the City Commission of the City of North Port, Florida held a publicly noticed regular meeting to discuss the allowed Planning and Zoning Advisory Board member absences; and

**WHEREAS**, these amendments to the City Code establish uniform criteria, process, and procedures that govern the board’s meetings and member conduct; and

**WHEREAS**, the City Commission finds 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 above recitals are true and correct and are incorporated in this ordinance by reference.

### **SECTION 2 – ADOPTION**

2.01 Chapter 4 of the Code of the City of North Port, Florida is hereby amended as follows:

**“Chapter 4 – ADVISORY BOARDS AND COMMITTEES**

. . .

**ARTICLE 1. – BOARDS GENERALLY**

...  
**Sec. 4-3. – Appointment, qualifications, term and vacancies**

...  
**(e) Removal.**

...  
(2) A board member will be deemed to have resigned the member’s seat if the board member has three absences from regular meetings within a 12-month period, except for a Planning and Zoning Advisory Board member who has six absences from regular meetings within a 12-month period.

...”

**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 ~~strikethrough~~. Any additional codification information and notations appear in *italics*. These editorial notations are not intended to appear in the codified text.

**SECTION 6 – EFFECTIVE DATE**

6.01 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 \_\_\_\_\_, 2023.

ADOPTED by the City Commission of the City of North Port, Florida, on the second and final reading in public session on \_\_\_\_\_, 2023.

CITY OF NORTH PORT, FLORIDA

---

BARBARA LANGDON  
MAYOR

ATTEST

---

HEATHER FAUST, MMC  
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS

---

AMBER L. SLAYTON, B.C.S.  
CITY ATTORNEY