BEFORE THE CITY COMMISSION OF
THE CITY OF STUART, FLORIDA

ORDINANCE No. 2388-2018

AN ORDINANCE OF THE CITY OF STUART, FLORIDA; AMENDING THE CODE OF ORDINANCES AT ARTICLE III, SEC. 12-46; PROVIDING FOR A FINE FOR UNPERMITTED ACTIVITIES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCE IN CONFLICT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

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WHEREAS, the City Code of Ordinances, Section 12-46, prohibits certain activities as described therein from occurring without first obtaining a permit from the city; and

WHEREAS, the City Commission desires to amend the City Code to add a fine schedule for violating this section of the code.

WHEREAS, the City Commission finds that it is in the interest of the health, safety and welfare of city residents to establish reasonable fines for violating the code by failing to obtain a permit for certain regulated activities.

NOW THEREFORE, be it ordained by the City Commission of the City of Stuart, as follows:

SECTION 1. Article III, Chapter 12-46, Unpermitted Activites, of the Code of Ordinances, City of Stuart, Florida, is hereby amended as follows:

Sec. 12-46. UNPERMITTED ACTIVITIES.

Any unpermitted activities regulated under this article shall be unlawful and are prohibited. Failure to comply with this section shall be subject to the fine as set forth in appendix A to this Code.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 3: If any section, sentence, clause, phrase or word of this ordinance is for any reason declared to be unconstitutional, inoperative or void, such holding shall not affect the remaining portions of this ordinance and the remaining portions shall be deemed and held to be valid.

SECTION 4: The provisions of Section 1 of this ordinance shall be codified.

SECTION 5: This ordinance shall take effect immediately upon adoption.

Passed on first reading the ____day of September 2018.

Commissioner _____ offered the foregoing Ordinance and moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a roll call vote, the vote was as follows:

	YES	NO	ABSENT	ABSTAIN
KELLI GLASS LEIGHTON, MAYOR				
BECKY BRUNER, VICE MAYOR				
EULA R. CLARKE, COMMISSIONER				
MERRITT MATHESON, COMMISSIONER				
MIKE MEIER, COMMISSIONER				

ADOPTED on second and final reading this _____day of _____, 2018.

ATTEST:

_____
MARY R. KINDEL
CITY CLERK

_____
KELLI GLASS LEIGHTON
MAYOR

APPROVED AS TO FORM
AND CORRECTNESS:

_____
MICHAEL MORTELL
CITY ATTORNEY