



City of North Port

ORDINANCE NO. 2021-45

AN ORDINANCE OF THE CITY OF NORTH PORT, FLORIDA, RELATING TO THE SUBMISSION DEADLINE FOR SPECIAL EVENT PERMIT APPLICATIONS; AMENDING THE UNIFIED LAND DEVELOPMENT CODE OF THE CITY OF NORTH PORT, FLORIDA, SECTION 53-265 – TEMPORARY USES AND SPECIAL EVENTS; PROVIDING FOR FINDINGS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 53-265.E of the Unified Land Development Code (“ULDC”) requires a special event permit for all events held in the City that are open and advertised to the public, which could limit the normal use and access to an area by the general public, or which is deemed to have an impact on the City rights-of-way or could affect public safety, and which is no longer than two (2) weeks in duration; and

WHEREAS, ULDC Section 53-265.E requires an application for a special event permit to be submitted at least sixty (60) days in advance of the special event; and

WHEREAS, on July 13, 2021, the City Commission adopted Resolution No. 2021-R-27, temporarily enlarging the deadline for the submission of a special event permit as set forth in ULDC Section 53-265.E, to allow applications to be submitted at least thirty (30) days prior to a special event until the earlier of: (i) November 1, 2021; or (ii) the adoption of an ordinance amending ULDC Section 53-265.E; and

WHEREAS, on October 26, 2021, the City Commission adopted Resolution No. 2021-R-50, extending the duration for the temporary enlargement of time applicants have to submit special event permit applications until the earlier of: (i) April 1, 2022; or (ii) the adoption of an ordinance amending ULDC Section 53-265.E; and

WHEREAS, the City of North Port Planning and Zoning Advisory Board, designated as the Local Planning Agency, held a properly-noticed public hearing on December 16, 2021, to receive public comments on these amendments to the Unified Land Development Code; and

WHEREAS, the City Commission of the City of North Port held properly noticed public hearings at first and second reading of this ordinance to review the recommendations of the Planning and Zoning Advisory Board and to receive public comments on these amendments to the Unified Land Development Code; and

WHEREAS, the City Commission has determined that these amendments are consistent with the North Port Comprehensive Plan and 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 53 of the Unified Land Development Code of the City of North Port, Florida is amended to read as follows:

“Chapter 53 – ZONING REGULATIONS

...

ARTICLE XXIII. – ADMINISTRATION AND ENFORCEMENT

Sec. 53-265. – Temporary uses and special events.

...

E. Special event permits. An application for a special event permit shall be submitted at least ~~sixty (60)~~ thirty (30) days in advance of any use that is a short term or promotional event to be held within the City of North Port. A special event permit shall be required for all events held in the City that are open and advertised to the public, which could limit the normal use and access to an area by the general public, or which is deemed to have an impact on the City rights-of-way or could affect public safety; and which is no longer than two (2) weeks in duration. The processing for a special event permit is the same as for the temporary use permit listed in Sec. 53-265(B)(1)—(6) of this Unified Land Development Code.

...”

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, phase, 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 ~~striketrough~~. 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 January 11, 2022.

ADOPTED by the City Commission of the City of North Port, on the second and final reading in public session on February 1, 2022.

CITY OF NORTH PORT, FLORIDA



PETE EMRICH
MAYOR

ATTEST

502 Heather Taylor

HEATHER TAYLOR, MMC
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS:


AMBER L. SLAYTON
CITY ATTORNEY