

CITY OF SANIBEL

ORDINANCE 15-005

AN ORDINANCE AMENDING THE SANIBEL CODE OF ORDINANCES, SUBPART B, LAND DEVELOPMENT CODE, CHAPTER 90, FEES, ARTICLE II DEVELOPMENT PERMITS, ADDING, AMENDING AND RENUMBERING SECTIONS IN DIVISION 4, ACCESSORY USES AND STRUCTURES; AMENDING SECTION 90-110 TO ESTABLISH A FEE FOR DEVELOPMENT PERMIT APPLICATIONS FILED FOR AN OSPREY NESTING PLATFORM AND RENUMBERING SECTION 90-110, USES AND STRUCTURES NOT SPECIFICALLY LISTED, AS 90-111; PROVIDING FOR REPEAL; PROVIDING FOR CODIFICATION AND SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, it is the intent of the City Council to maintain an application and approval process for the installation of an osprey nesting platform, but to reduce the application fee for such development permit to the amount of \$10.00;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SANIBEL, FLORIDA:

SECTION 1. Chapter 90 – Fees, Article II Development Permits, Division 4, Accessory Uses and Structures of the Sanibel Code of Ordinances is hereby amended to read as follows with underlining indicating additions and strike-through indicating deletions:

Section 90-110. Osprey nesting platform.

The development permit application fee for the installation of an osprey nesting platform shall be \$10.00.

Section ~~90-110~~ 90-111. Uses and Structures not specifically listed.

The fee for uses and structures not specifically listed shall be one percent of the estimated cost of the use or structure, but not less than \$213.00

SECTION 2. REPEAL.

This Ordinance repeals any City of Sanibel ordinance, resolution or policy, or parts or portions thereof, inconsistent with the provisions set forth herein.

SECTION 3. CODIFICATION.

This ordinance shall be deemed an amendment to the Code of Ordinances of the City of Sanibel and the Sanibel Code of Ordinances is hereby amended.

SECTION 4. SEVERABILITY.

If any section, subsection, sentence, clause, phrase or portion of this ordinance, or application hereof, is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion or application shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion of application hereof.

SECTION 5. Effective date.

This Ordinance shall be effective immediately upon adoption.

DULY PASSED AND ENACTED by the Council of the City of Sanibel, Florida, this _____ day of _____, 2015.

AUTHENTICATION:

Kevin Ruane, Mayor

Pamela Smith, City Clerk

APPROVED AS TO FORM: _____
Kenneth B. Cuyler, City Attorney

Date

First Reading: _____

Publication Date: _____

Second Reading: _____

Vote of Council Members:

Ruane	_____
Congress	_____
Denham	_____
Harrity	_____
Jennings	_____

Date filed with the City Clerk: _____