



## AGENDA MEMORANDUM

*City Manager*

**City Council Regular Meeting Date: February 7, 2023**

**To:** City Council  
**From:** Paula McMichael, Planning Director  
Dana A. Souza, City Manager  
**Date:** January 4, 2022

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**SUBJECT:** Consider at Second Reading. **Ordinance 23-003, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANIBEL, FLORIDA, TO AMEND CHAPTER 90 – FEES, ARTICLE II, DEVELOPMENT PERMITS, DIVISION 8, TEMPORARY USES, SECTION 90-213, TEMPORARY STRUCTURE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERANCE; AND PROVIDING AN EFFECTIVE DATE.**

**BACKGROUND:** At the December 6, 2022, City Council meeting, the City Council directed staff to prepare an amendment to the Code of Ordinances to allow the City Council to waive fees associated with the temporary placement of a recreational vehicle or park trailer on a residential lot following a natural or man-made disaster. The placement of the recreational vehicle or park trailer on a residential lot may be used by the resident as temporary housing while their home is being prepared in accordance with Emergency Ordinance 22-011, which was approved by the City Council on November 11, 2022.

Ordinance 23-003, amending Chapter 90 – Fees, was presented to the City Council for First Reading on January 17, 2023.

Approving the proposed Ordinance allows the City Council to waive fees associated with the placement of the recreational vehicle or park trailer on a residential lot by A City Council Resolution or Mayoral Proclamation, following a natural or man-made disaster. Should the City Council approve the proposed Ordinance at Second Reading on February 7, 2023, staff will prepare a Resolution to waive the temporary structure fee for the period defined in Mayoral Proclamation 22-14, issued on December 12, 2022. This Resolution will be presented for the City Council's consideration at the February 7, 2023, City Council meeting.

Mayor Proclamation 22-14 states (related to this issue):

*Sanibel is and shall remain a barrier island sanctuary*

*The \$431 temporary structure fee specified in Section 90-213, Sanibel Code, is hereby waived retroactively to November 12, 2022, for a period of six months, ending May 12, 2023, for recreational vehicles and park trailers on residential lots.*

**FUNDING SOURCE: N/A**

**RECOMMENDED ACTION:** Public Hearing. Motion to approve Ordinance 23-003 amending Chapter 90, Fees of the Code of Ordinances of the City of Sanibel.

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