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ORDINANCE NO. 2014-43

AN ORDINANCE AMENDING ARTICLE II, CHAPTER 5 OF THE CODE OF THE CITY OF ORLANDO, FLORIDA, ENTITLED “CODE ENFORCEMENT CITATIONS”, AMENDING SECTION 5.19 ENTITLED “CLASSES OF VIOLATIONS AND REDUCED CIVIL PENALTIES”; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Whereas, the City Council finds that the adoption of this ordinance is necessary to enhance the City’s enforcement of certain codes and ordinances; and

Whereas, the City Council further finds that said ordinance would provide an equitable, expeditious, and effective method of code enforcement, which will further promote, protect and improve the public health, welfare and safety of the citizens of the City of Orlando.

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

Section One. Article II, Chapter 5, Code of the City of Orlando, Florida, is hereby amended as follows:

Section 5.19. Classes of Violations and Reduced Civil Penalties.

(1) Violations of city codes and ordinances, and the applicable reduced civil penalties, shall be as follows:

Violation Classifications	First Offense	Second Offense	Third and Subsequent Offense
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Class I	\$50.00	\$100.00	Court Hearing Mandatory
Class II	100.00	200.00	“
Class III	150.00	300.00	“
Class IV	200.00	400.00	“
<u>Class V</u>	<u>500.00</u>	<u>500.00</u>	“

(2) Violations of City codes and ordinances which constitute civil infractions for which citations may be issued are as follows:

TABLE INSET:

Code/Ordinance Chapter or Section	Description	Class
CH. 42, NOISE		
Sec. 42.02 <u>42.03</u>	Noises to which the standards apply	II
Sec. 42.03 <u>42.04</u>	Prohibited acts	II
Sec. 42.04 <u>42.05</u>	Additional prohibited acts	II
Sec. 42.06 <u>42.07</u>	Mechanical loud speakers or amplifiers	II

CH. 55, REGULATION OF TAXICABS, LIMOUSINES, LUXURY SEDANS, SHUTTLES, AND OTHER VEHICLES-FOR-HIRE		
Sec. 55.32	General enforcement regulations	IV <u>V</u>
Sec. 55.34	Enforcement of driver regulations	III <u>V</u>
Sec. 55.35	Enforcement of vehicle permit- holder regulations	III <u>V</u>
55.102(1)	Nonmotorized vehicle decal required	IV <u>V</u>
55.106.(1)	Driver permit required	IV <u>V</u>

Section Two. Severability.

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance,

1 or application hereof, is for any reason held invalid or unconstitutional by any court of
2 competent jurisdiction, such portion or application shall be deemed a separate, distinct,
3 and independent provision and such holding shall not affect the validity of the remaining
4 portions thereof.

5 **Section Three: Effective date.** This ordinance shall take effect immediately
6 upon adoption.

7 READ FIRST: _____, 2014.

8 ADVERTISED: _____, 2014.

9 READ SECOND AND ADOPTED: _____, 2014.

10
11
12 _____ Date

13 Attesting:

14
15
16 _____ ****[seal]****
17 **Alana Brenner** Date
18 Orlando City Clerk

19
20
21 Approved as to form and legality for the use and reliance of the City of Orlando, Florida, only.

22
23
24 _____ Date
Assistant City Attorney