

ORDINANCE NO. 2020-62

1 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
2 OF ORLANDO, FLORIDA, EXTENDING THE TWO-YEAR
3 TIMEFRAME IN SECTION 65.477 RELATING TO THE
4 180-DAY WAITING PERIOD FOR DEMOLITIONS WITHIN
5 THE LAKE DAVIS-GREENWOOD AREA; PROVIDING A
6 SIX MONTH EXTENSION OF THE TWO-YEAR
7 TIMEFRAME; PROVIDING LEGISLATIVE FINDINGS,
8 AND FOR NON-CODIFICATION, CORRECTION OF
9 SCRIVENER'S ERRORS, SEVERABILITY, AND AN
10 EFFECTIVE DATE.
11

12 **WHEREAS**, on October 8, 2018, pursuant to section 58.402 of the Orlando City
13 Code, the Orlando City Council accepted a petition from property owners within the Lake
14 Davis-Greenwood area, requesting a public hearing to establish the Lake Davis-
15 Greenwood Historic Preservation Overlay District; and
16

17 **WHEREAS**, pursuant to section 65.477 of the Orlando City Code, the receipt of
18 the petition activates a two-year timeframe during which any demolition application for a
19 structure that is more than 50 years old within the study area must undergo a 180-day
20 waiting period; and
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22 **WHEREAS**, due to the COVID-19 pandemic, the neighborhood has been unable
23 to timely hold meetings with City staff to develop recommendations concerning the area
24 to be included in board review of the proposed historic district during the public hearing
25 process; and
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27 **WHEREAS**, the two-year timeframe ended on October 8, 2020, and the 180-day
28 waiting period for demolition applications is no longer applicable; and
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30 **WHEREAS**, the Lake Davis-Greenwood Neighborhood Association submitted a
31 letter to the City on October 7, 2020, estimating an additional six months to complete the
32 process, and requesting the City to continue the two-year timeframe for six months; and
33

34 **WHEREAS**, pursuant to Section 2(b), Article VIII of the Florida Constitution, and
35 Chapter 166 of the Florida Statutes, the City of Orlando has the power and authority to
36 enact regulations for valid municipal purposes, except when expressly prohibited by law;
37 and
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39 **WHEREAS**, the City's adopted Growth Management Plan, Historic Preservation
40 Element, provides for the preservation and protection of historic structures, sites, areas
41 and resources, and these goals, objectives and policies are implemented in part by
42 Chapter 58, Part 2, 2U of the Orlando City Code; and
43

44 **WHEREAS**, the Orlando City Council hereby finds and declares that this ordinance
45 is in the best interest of the public health, safety and welfare.

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NOW THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF ORLANDO, FLORIDA, AS FOLLOWS:

SECTION 1. EXTENSION OF THE TWO-YEAR TIMEFRAME IN SECTION 65.477 OF THE ORLANDO CITY CODE FOR THE LAKE DAVIS-GREENWOOD AREA. The two-year timeframe in Section 65.477 of the Orlando City Code is hereby extended for six months for the Lake Davis-Greenwood area, shown in the map attached hereto and incorporated herein as **Exhibit A**. The extension provided herein will expire April 6, 2021, or upon the effective date of an ordinance adopting the Lake Davis-Greenwood Historic Preservation Overlay District, whichever occurs first. If the City determines that more time is needed to complete the historic district establishment process in Chapter 58, Part 2, 2U of the Orlando City Code, the City Council may consider an additional six-month extension through a subsequent ordinance providing the justification for the extension.

SECTION 2. NON-CODIFICATION. The provisions of this ordinance shall not be included or incorporated within the Land Development Code of the City of Orlando, Florida.

SECTION 3. SCRIVENER'S ERROR. The city attorney may correct scrivener's errors found in this ordinance by filing a corrected copy of this ordinance with the city clerk.

SECTION 4. SEVERABILITY. If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

SECTION 5. EFFECTIVE DATE. This ordinance takes effect upon adoption.

DONE, THE FIRST READING, by the City Council of the City of Orlando, Florida, at a regular meeting, this _____ day of _____, 2020.

DONE, THE PUBLIC NOTICE, in a newspaper of general circulation in the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this _____ day of _____, 2020.

DONE, THE SECOND READING AND PUBLIC HEARING, AND ENACTED ON FINAL PASSAGE, by an affirmative vote of a majority of a quorum present of the City Council of the City of Orlando, Florida, at a regular meeting, this _____ day of _____, 2020.

[**Signatures on the following page**]

ORDINANCE NO. 2020-62

BY THE MAYOR OF THE CITY OF
ORLANDO, FLORIDA:

Mayor

ATTEST, BY THE CLERK OF THE
CITY COUNCIL OF THE CITY OF
ORLANDO, FLORIDA:

City Clerk

Print Name

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND RELIANCE OF THE
CITY OF ORLANDO, FLORIDA:

Assistant City Attorney

Print Name