

ORDINANCE NO. 22- 019

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA AMENDING THE CODE OF ORDINANCES OF THE CITY OF FORT PIERCE, FLORIDA; AMENDING **CHAPTER 103, ARTICLE IX, SECTION 103-343 “CLEAN AND SAFE COMMUNITY INITIATIVE”**; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in September 2017, the Fort Pierce City Commission adopted Ordinance 17-028, thereby establishing the “Clean and Safe Community Initiative” to address property maintenance deficiencies and take appropriate action to abate such unsafe conditions thus reducing the effect of slum and blight in the community; and

WHEREAS, the City Commission has determined that the goals of the Clean and Safe Community Initiative should be reviewed periodically and adjusted to address current conditions and needs of the City that directly impact the life, health, and safety of the community; and

WHEREAS, the City Commission finds it necessary to establish procedures by which the Clean and Safe Community Initiative may be amended, continued or terminated; and

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida:

SECTION 1. Section 103, Article IX, Section 103-353 of the Code of Ordinances of the City of Fort Pierce, Florida, is hereby amended so that the same shall read as follows:

Sec. 103-343. Clean Community Program.

(a) In an effort to curb the onslaught of blighted conditions and address safety concerns throughout the community, the city has created a clean and safe community initiative. The clean and safe community initiative is intended to ~~provide direct remediation of structures and~~ address conditions that create a hazard to the life, health, and safety of the community; ~~contribute to an increase in~~ slum and blight or criminal activity; and overall reduce property values and community pride. The specific conditions to be addressed by the clean and safe community initiative shall be established by resolution of the city commission. The resolution must include an expiration date and may be amended to address the needs of the community as those needs change.

~~(1) The following items are considered integral parts of the clean and safe community initiative and do not require additional approval:~~

~~a. Abatement of buildings or structures determined to be unsafe by the code official.~~

~~b. Abatement of nuisance conditions including:~~

~~1. Vacant structures.~~

~~2. Open and unsecured pools.~~

~~3. Lot clearing activities including clearing of lots to the criteria outlined in the crime prevention through environmental design program as adopted by the city commission.~~

~~4. Graffiti.~~

~~5. Non-operative vehicles.~~

~~6. Bees, wasps, and similar stinging or dangerous pests.~~

(b) To provide funding for the clean and safe community initiative there shall be created a clean and safe community fee. The fee shall be ~~set~~ established by resolution ~~as approved by~~ of the city commission.

~~(c) — The clean and safe community program shall expire on 9/30/2023.~~

SECTION 2. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 3. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance, which shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 4. This Ordinance shall take effect immediately upon passage.

APPROVED AS TO
FORM AND CORRECTNESS:

Tanya M. Earley, Esq.
City Attorney

STATE OF FLORIDA COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 22-019 was duly advertised by title only in the St. Lucie News Tribune on August 27, 2022; copy of said Ordinance was made available at the Office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on September 6, 2022; and was duly introduced, read by title only, and passed on second and final reading on September 19, 2022, by the City Commission of Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 19th day of September, 2022.

Linda Hudson, Mayor

ATTEST:

Linda W. Cox

City Clerk

(SEAL)