

**ORDINANCE NO. 190264**

**An ordinance of the City of Gainesville, Florida, amending sections of the Code of Ordinances relating to the city beautification board; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

**WHEREAS**, the City Commission desires to reduce the number of city beautification board members in order to enable it to more efficiently conduct its public function, to impose requirements for removal of board members, and to eliminate sanitation from its function and duties; and

**WHEREAS**, at least 10 days' notice has been given once by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of public hearings to be held in the City Commission Auditorium, City Hall, City of Gainesville; and

**WHEREAS**, the Public Hearings were held pursuant to the published notice described at which hearings the parties in interest and all others had an opportunity to be and were, in fact heard.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA:**

**Section 1.** Section 2-262 of Chapter 2, Article V, Division 2 of the City of Gainesville Code of Ordinances is amended to read as follows.

**Sec. 2-262. - Membership.**

(a) The city beautification board shall consist of ~~15~~ nine members. The members shall be appointed by the city commission, one of whom shall be annually elected chair by the board. Each member shall be appointed for a term of three years that shall begin on the first day of November of the year the member is appointed, ~~except that four of the members appointed in 1996 shall be appointed for an 11 month term to begin on~~

29 ~~December 1, 1996 and end on October 31, 1997.~~ A board member may not serve on the  
30 board for more than two consecutive three-year terms.

31 (b) Vacancies on said board shall be filled by the city commission for the unexpired term of  
32 the member whose vacancy is being filled.

33 (c) All members of the board shall be residents of the county.

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35 **Section 2.** Section 2-264 of Chapter 2, Article V, Division 2 of the City of Gainesville Code of

36 Ordinances is amended to read as follows.

37 **Sec. 2-264. - Function and duties.**

38 The city beautification board shall study, investigate, develop, assist, advise and  
39 recommend to the city commission any and all matters pertaining to beautification, ~~sanitation,~~  
40 environment and citizens' participation relating to same. In carrying out its function and duties,  
41 the board shall advise and recommend plans to organizations and groups in the city and  
42 promote public interest in the general improvement of the appearance of the city.

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44 **Section 3.** It is the intention of the City Commission that the provisions of Sections 1 and 2 of

45 this ordinance shall become and be made a part of the Code of Ordinances of the City of

46 Gainesville, Florida, and that the sections and paragraphs of this ordinance may be renumbered

47 or relettered in order to accomplish such intentions.

48 **Section 4.** If any word, phrase, clause, paragraph, section or provision of this ordinance or the

49 application hereof to any person or circumstance is held invalid or unconstitutional, such

50 finding shall not affect the other provisions or application of the ordinance which can be given

51 effect without the invalid or unconstitutional provisions or application, and to this end the

52 provisions of this ordinance are declared severable.

53 **Section 5.** All ordinances or parts of ordinances, in conflict herewith are to the extent of such

54 conflict hereby repealed.

55 **Section 6.** This ordinance shall become effective immediately upon final adoption.

56 **PASSED AND ADOPTED** this 16th day of January, 2020.

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LAUREN POE  
MAYOR

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64 Attest:

Approved as to form and legality:

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OMICHELE D. GAINNEY *Marie Kessler*  
CLERK OF THE COMMISSION *Deputy clerk*

NICOLLE M. SHALLEY  
CITY ATTORNEY

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73 This ordinance passed on first reading this 5th day of December, 2019.

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75 This ordinance passed on second reading this 16 day of January, 2020.