



# MEMORANDUM

Office of the City Attorney

Phone: 334-5011/Fax 334-2229  
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TO: Mayor and City Commission

DATE: ~~June 28, 1999~~  
July 12, 1999

FROM: City Attorney

FIRST READING

SUBJECT: Ordinance No. 0-99-21

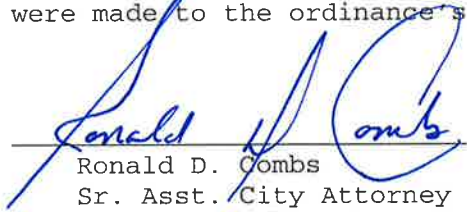
SECOND READING


An ordinance of the City of Gainesville, Florida, creating and adding Article III of Chapter 11.5 of the Gainesville Code of Ordinances entitled Hazardous Material Incident Cost Recovery; providing the City of Gainesville with the power and authority to recover from the Responsible Party, the costs and related expenses incurred by the City and other agencies or organizations when responding to a hazardous materials incident; providing for hazardous material cost recovery; providing for authority; providing for intent and purpose; providing for rules of construction; providing for definitions; providing for hazardous materials incidents - liability for costs; providing for collection and disbursement of funds for cost recovery; providing for verification and supervision; providing for conflict with other laws; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

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Recommendation: The City Commission adopt the proposed ordinance on Second Reading as amended.

Upon first reading of this ordinance at its meeting of June 28, 1999, the City Commission directed the Gainesville Fire Rescue Department to consider comments to such ordinance made by Keith Baucom. A meeting was held with Mr. Baucom and John Hudson of the L.E.P.C. and John Mousa, Alachua County Department of Environmental Protection. As a result of that meeting modifications were made to the ordinance's scope of recovery.

Prepared by:   
Ronald D. Combs  
Sr. Asst. City Attorney

Approved and  
Submitted by:   
Marion J. Radson  
City Attorney

Passed on First Reading by a vote of 4-1.