



**MEMORANDUM**  
**Office of the City Attorney**

Legistar No. 002568

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

**DATE:** May 13, 2002  
FIRST READING

**FROM:** City Attorney

**SUBJECT:** Ordinance No. 0-02-16


An ordinance of the City of Gainesville, Florida, amending Chapter 23, Article 2, Section 23-30 of the Code of Ordinances of the City of Gainesville relating to Streets, Sidewalks and Other Public Places by adding minimum height requirements on numerals for all new and existing buildings and structures; making amendment to the Code of Ordinances of the City of Gainesville to be consistent with 2000 edition of the Florida Fire Prevention Code adopted by the Florida Legislature; providing an exception for existing number when approved by the City Fire Inspector; providing directions to the codifier; providing a severability clause; a repealing clause; and providing an immediate effective date.

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Recommendation: The City Commission adopt the proposed ordinance.

At its meeting of April 8, 2002, the City Commission authorized the City Attorney to draft and the Clerk of the Commission to advertise an ordinance amending the Code of Ordinances relating to the posting of building address numbers.

Prepared by:

  
Walter Mathews, IV  
Assistant City Attorney

Approved and  
Submitted by:

  
Marion J. Radson,  
City Attorney

MJR:WM:sw

ORDINANCE NO. 0-02-16

An ordinance of the City of Gainesville, Florida, amending Chapter 23, Article 2, Section 23-30 of the Code of Ordinances of the City of Gainesville relating to Streets, Sidewalks and Other Public Places by adding minimum height requirements for all other buildings and structures; providing directions to the codifier; providing a severability clause; a repealing clause; and providing an immediate effective date.

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 a Public Hearing in the Auditorium of City Hall in the City of Gainesville; and the City Plan Board authorized the publication of notice of a Public Hearing that the text of the Land Development Code of the City of Gainesville, Florida, be amended; and

WHEREAS, a Public Hearing was held pursuant to the published notice described at which hearing the parties in interest and all others had an opportunity to be and were, in fact, heard.

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

Section 1. Section 23-30 of the Code of Ordinances of the City of Gainesville is hereby amended to read as follows:

Sec. 23-30. Posting of Numbers.

All buildings in the incorporated area of Gainesville shall have their assigned building number properly displayed, whether or not mail is delivered to such building or property. It shall be the duty of the owners of each building in the incorporated area to post the assigned building number on the property in the following manner:

1        New and existing buildings shall have approved address numbers placed in a  
2 position to be plainly legible and visible from the street or road fronting the property,  
3 whether or not mail is delivered to such building or property. These numbers shall  
4 contrast with their background. Address numbers shall be Arabic numerals or alphabet  
5 letters. It shall be the duty of the owners of each building in the incorporated area to post  
6 the assigned building number on the property in the following manner:

7 (1) The building (address) number shall be affixed to the front of the building, or to a  
8 separate structure in front of the building (such as mailbox, post, wall, fence, etc.), in  
9 such a manner so as to be clearly visible and legible from the public or private way on  
10 which the building fronts.

11 (2) Numerals shall be Arabic and shall not be less than three (3) inches in height and  
12 one-half inch in stroke width for residential buildings, structures, or portions thereof, and  
13 at least six (six) inches in height for all other buildings, structures, or portions thereof.  
14 Where address identification is required by the fire official on other elevations of  
15 buildings, structures, or portions thereof, such numerals shall be not less than three (3)  
16 inches in height for residential and at least six (6) inches in height for all other buildings,  
17 structures, or portions thereof. Existing numbers may be exempt if approved by the City  
18 Fire Inspector.

19 (3) The numerals shall be of a contrasting color with the immediate background of the  
20 building or structure on which such numerals are affixed.

1 (4) Any address numbering done pursuant to section 23-21 of the Gainesville Code of  
2 Ordinances shall be in addition to the requirements of this division.

3 **Section 2.** It is the intention of the City Commission that the provisions of  
4 Section 1 of this ordinance shall become and be made a part of the Code of Ordinances of  
5 the City of Gainesville, Florida, and that the Section and Paragraphs of this ordinance  
6 may be renumbered or relettered in order to accomplish such intentions.

7 **Section 3.** If any section, sentence, clause or phrase of this ordinance is held to be  
8 invalid or unconstitutional by any court of competent jurisdiction, then said holding shall  
9 in no way affect the validity of the remaining portions of this ordinance.

10 **Section 4.** All ordinances or parts of ordinances, in conflict herewith are to the  
11 extent of such conflict hereby repealed.

12 **Section 5.** This ordinance shall become effective immediately upon final  
13 adoption.

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15 **PASSED AND ADOPTED** this \_\_\_ day of \_\_\_\_\_, 2002.

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18 \_\_\_\_\_  
19 THOMAS D. BUSSING, MAYOR

20 ATTEST: Approved as to form and legality

21  
22 \_\_\_\_\_  
23 KURT M. LANNON  
24 CLERK OF THE COMMISSION

\_\_\_\_\_   
MARION J. RADSON  
CITY ATTORNEY

25 This Ordinance passed on first reading this \_\_\_ day of \_\_\_\_\_, 2002.

26 This Ordinance passed on second reading this \_\_\_ day of \_\_\_\_\_, 2002.