

ORDINANCE NO. _____
0-06-104

An ordinance of the City of Gainesville, Florida, relating to landlord permits; amending section 14.5-2 of the Code of Ordinances, providing for an additional written warning to a landlord or agent when one point is assessed; providing a severability clause; providing a repealing clause; and providing an effective date of November 1, 2006.

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 a Public Hearing in the City Commission Auditorium in City Hall, City of Gainesville; 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. Subsection (e)(2) of Section 14.5-2 of the Code of Ordinances of the City of Gainesville is amended to read as follows:

Sec. 14-2. Requirements of permittee.

(e)(2) After one point is assessed on a landlord permit for a unit, the city manager or designee will send a written warning to the permittee or agent. After three points are assessed on a landlord permit for a unit, the city manager or designee will send a second written warning to the permittee or agent. No additional points will be assessed on the permit for the unit before the second written warning is sent. Each ~~The~~ warning will specify which ordinance or ordinances have been violated and will state that further warnings or violations could lead to a revocation of the permit. ~~No additional points will be assessed on~~

1 ~~the permit for the unit before this written warning is sent~~ Each warning will be sent by mail
2 or hand-delivered to the last known address of the permittee or agent. The city may, as a
3 courtesy, also attempt to notify the permittee or agent by e-mail or fax at the e-mail address
4 or fax number provided to the city on the application for permit; however, failure to so notify
5 the permittee or agent shall not affect the validity of the warnings.

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

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

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

15 **Section 5.** This ordinance shall become effective on November 1, 2006.

16 **PASSED AND ADOPTED** this _____ day of _____, 2006.

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PEGEEN HANRAHAN
MAYOR

22 ATTEST

APPROVED AS TO FORM AND LEGALITY

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KURT M. LANNON
CLERK OF THE COMMISSION

MARION J. RADSON
CITY ATTORNEY

D R A F T

9-28-06

- 1 This Ordinance passed on first reading this _____ day of _____ , 2006.
- 2 This Ordinance passed on second reading this _____ day of _____ , 2006.
- 3
- 4 H:\Smith, Nicolle\Ordinances - by number & subject\0-06-104 (LLP amendment).doc