

LEGISLATIVE #

140043A

ORDINANCE NO. 140043

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances to clarify the language in Section 14.5-1. *Landlord Permits* regarding the application for permit and issuance of permit; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

WHEREAS, notice was given as required by law that the text of the Code of Ordinances of the City of Gainesville, Florida, be amended; and

WHEREAS, at least ten (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 in the City Hall Auditorium located on the first floor of City Hall in the City of Gainesville; and

WHEREAS, public hearings were held pursuant to the notice described above at which hearings 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 14.5-1 of the Code of Ordinances is amended as follows. Except as amended herein, the remainder of Section 14.5-1 remains in full force and effect.

Sec. 14.5-1. *Landlord permits.*

~~(a) Application for permit; issuance of permit. Every owner of a single family dwelling, two-family dwelling, three family dwelling, four family dwelling, multiple family dwelling, roominghouse, dormitory or other dwelling unit within a district designated in section 30 57 of this Code is required to get an annual landlord permit from the city manager or designee prior to allowing the occupaney of such unit by another natural person or other natural persons, unrelated to the owner, whether or not for consideration, except as provided in subsection (b). In the case of multiple owners of any such dwelling unit, it shall be sufficient for any one of the owners to have obtained a permit on the unit. The application shall be in writing and on a form provided by the city. Such annual permit shall be valid from August 1 through July 31 of each year, unless revoked, and shall be issued provided:~~

~~(1) An annual regulatory fee in accordance with the schedule set out in appendix A is paid.~~

1 ~~(2) The owner or agent and the dwelling unit are in compliance with this article.~~

2 ~~(3) The owner or agent provided the correct street address for the dwelling unit on the~~
3 ~~permit application.~~

4 (a) Application for permit; issuance of permit. The owner(s) of a dwelling unit, as defined
5 in Section 30-23, that is located within a district designated in Section 30-57 shall
6 obtain a landlord permit prior to allowing the occupancy of that dwelling unit by any
7 person unrelated to the owner, whether or not for consideration. Landlord permits shall
8 be valid from August 1, or the date of issuance, through July 31, unless revoked. The
9 application for the landlord permit shall be in writing on a form provided the city, and
10 may be submitted by any owner of the dwelling unit or any agent of an owner of the
11 dwelling unit. Upon receipt of a completed application, the City Manager or designee
12 shall issue a landlord permit for the dwelling unit provided:

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14 1) the application is accompanied by payment of the regulatory fee set forth in
15 Appendix A; and

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17 2) the owner(s) and the dwelling unit are in compliance with all provisions of this
18 article; and

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20 3) the application for the landlord permit provides the correct street address for the
21 dwelling unit.

22
23 **Section 2.** It is the intention of the City Commission that the provisions of Section 1 of
24 this ordinance shall become and be made a part of the Code of Ordinances of the City of
25 Gainesville, Florida, and that the sections and paragraphs of the Code of Ordinances may be
26 renumbered or relettered in order to accomplish such intentions.

27 **Section 3.** If any word, phrase, clause, paragraph, section or provision of this ordinance
28 or the application hereof to any person or circumstance is held invalid or unconstitutional, such
29 finding shall not affect the other provisions or applications of this ordinance that can be given
30 effect without the invalid or unconstitutional provision or application, and to this end the
31 provisions of this ordinance are declared severable.

1 **Section 4.** All ordinances or parts of ordinances in conflict herewith are to the extent of
2 such conflict hereby repealed.

3 **Section 5.** This ordinance shall become effective immediately upon adoption.

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5 **PASSED AND ADOPTED** this _____ day of _____, 2014.

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EDWARD B. BRADDY
MAYOR

10

11 Attest:

Approved as to form and legality:

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14

KURT M. LANNON
CLERK OF THE COMMISSION

NICOLLE M. SHALLEY
CITY ATTORNEY

17

18 This ordinance passed on first reading this _____ day of _____, 2014.

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20 This ordinance passed on second reading this _____ day of _____, 2014.