

DRAFT

5-9-07

Ordinance No. _____
0-07-37

An ordinance of the City of Gainesville, Florida, amending section 22-22 of Article II of Chapter 22, Code of Ordinances, entitled Secondhand Dealers; increasing the number of days for hold-orders; providing for directions to the codifier; providing a severability clause; providing 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 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. Section 22-22, City of Gainesville Code of Ordinances, is amended to read as follows:

Sec. 22-22. Hold orders issued by police.

If a police officer has reasonable grounds to believe that an item acquired by a permittee under this article in the course of his/her business is the subject of a criminal investigation, the police officer may place a hold-order upon the property for a period of 90 ~~60~~ days and upon release of the property, may require the permittee to keep a record of the disposition of the property. It shall be unlawful for any person to dispose of any property contrary to any hold order issued by a police officer.

DRAFT

5-9-07

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

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

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9 such conflict hereby repealed.

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

11 **PASSED AND ADOPTED** this _____ day of _____, 2007.

12
13
14
15
16
17

PEGEEN HANRAHAN
MAYOR

18 ATTEST:

Approved as to form and legality

19 _____
20 CLERK OF THE COMMISSION

MARION J. RADSON
CITY ATTORNEY

22 This ordinance passed on first reading this ____ day of _____, 2007.

23 This ordinance passed on second reading this ____ day of _____, 2007.