

ORDINANCE NO. 2014-17

AN ORDINANCE OF THE CITY OF VENICE, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION, ARTICLE VI, CODE ENFORCEMENT, DIVISION 2, CODE ENFORCEMENT BOARD, SECTION 2-321, ESTABLISHED; MEMBERSHIP, BY DELETING AN EX-OFFICIO MEMBER; CHAPTER 86, LAND DEVELOPMENT CODE, ARTICLE II, ADMINISTRATION AND REVIEW AUTHORITIES, SECTIONS 86-23(b) and (c), PLANNING COMMISSION, EX OFFICIO MEMBERS AND TERM OF MEMBERS, BY DELETING SUBSECTION (b), AMENDING SUBSECTION (c) AND RELETTERING THE REMAINING SUBSECTIONS, TO DELETE APPOINTMENT OF AN EX OFFICIO MEMBER; SECTION 86-25(a)(3), ARCHITECTURAL REVIEW BOARD, COMPOSITION, BY DELETING THE APPOINTMENT OF AN EX OFFICIO MEMBER; SECTION 86-28(a)(4)c, HISTORIC PRESERVATION BOARD, BY DELETING SUBSECTION (4)c, EX OFFICIO MEMBERS; AND RELETTERING THE REMAINING SUBSECTIONS, TO DELETE APPOINTMENT OF EX OFFICIO MEMBERS; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, members of city council have been appointed as ex-officio members of various boards; and

WHEREAS, city council has determined that it wishes to end the practice.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA, as follows:

SECTION 1. The Whereas clauses above are ratified and confirmed as true and correct.

SECTION 2. Chapter 2, Administration, Article VI, Code Enforcement, Division 2, Code Enforcement Board, Section 2-321. Established; membership, is amended as follows:

Sec. 2-321. Established; membership.

There is hereby created within the city a code enforcement board, which shall be composed of seven members, all of whom shall be residents of the city. ~~A member of city council shall be appointed annually for a one-year term as a non-voting ex-officio member of the board.~~

SECTION 3. Chapter 86, Land Development Code, Article II, Administration and Review Authorities, Section 86-23(b), Planning commission, Ex officio members, and Section 86-23(c), Planning commission, Term of members, are amended by deleting subsection (b), amending subsection (c) and relettering the remaining subsections of Section 86-23:

Sec. 86-23. Planning commission.

~~(b) — *Ex officio members.* In addition to the membership provided above, there shall be two ex officio members of the planning commission, one to be appointed by the city council from its members, and one to be the city manager, or appointee from that office. Neither ex officio member shall have a vote.~~

~~(b) (c) *Term of members.* Terms of office for members of the planning commission, other than ex officio members, shall be for three years.~~

SECTION 4. Chapter 86, Land Development Code, Article II, Administration and Review Authorities, Section 86-25(a)(3), Architectural review board, is amended as follows:

Sec. 86-25. Architectural review board.

(a) *Architectural review board.*

(3) *Composition.* The board shall be composed of seven members appointed by the mayor and subject to confirmation by city council. Members shall serve without compensation. One board member shall be an architect registered to practice in the state. One board member shall be a member of Venice MainStreet, Inc. The other board members shall have backgrounds in building design or similar fields and shall have an appreciation for the significance of the city's architectural heritage. All board members, other than the member who is a registered architect, shall be a city resident or the owner of real property located within the city. ~~A member of city council shall be appointed annually for a one year term as nonvoting ex officio member of the board.~~

SECTION 5. Chapter 86, Land Development Code, Article II, Administration and Review Authorities, Section 86-28(a)(4)c, Historic preservation board, is amended by deleting subsection (4)c and relettering the remaining subsections of Section 86-28:

Sec. 86-28. Historic preservation.

(a) *Historic preservation board and director of historical resources.*

(4) *Historic preservation board.*

~~c. *Ex officio members.* In addition to the regular members of the board, there shall be two one ex officio members, one to be appointed by the city council from among its members, and one to be the staff member appointed by the city manager. The ex officio member from the city council shall be appointed for an annual term and may be reappointed. Ex officio members shall have no vote.~~

SECTION 6. Severability. If for any reason a provision of this ordinance or the application thereof to any person, group of persons, or circumstances is held invalid, the invalidity shall not affect

other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of the ordinance are severable.

SECTION 7. Effective Date. This Ordinance shall take effect immediately upon its adoption as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA THIS 12th DAY OF AUGUST 2014.

First Reading: July 22, 2014
Second Reading: August 12, 2014

ADOPTION: August 12, 2014

John W. Holic, Mayor

ATTEST:

Lori Stelzer, MMC, City Clerk

Approved as to form:

David Persson, City Attorney