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**ORDINANCE
NUMBER 2020-17**

AN ORDINANCE OF THE CITY OF LABELLE, FLORIDA; AMENDING THE CITY OF LABELLE LAND DEVELOPMENT CODE, CHAPTER 2, LANGUAGE AND DEFINITIONS; AMENDING SECTION 2-4, DEFINITION OF TERMS, RELATING TO THE DEFINITION OF “FAMILY”; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

RECITALS

WHEREAS, the City of LaBelle, Florida has the authority to adopt this Ordinance pursuant to Article VIII of the Constitution of the State of Florida; Chapters 163 and 166; and Section 381.986 Florida Statutes; and

WHEREAS, the City Commission recognizes the need for defining certain terms in order to implement the Land Development Code; and

WHEREAS, the City of LaBelle desires to maintain minimum regulations to ensure the protection of public health, safety and welfare; and

WHEREAS, the proposed ordinance was properly advertised and has received public hearings before the Local Planning Agency on November 12, 2020 and the City Commission on December 10, 2020 and January 14, 2021; and

WHEREAS, the City finds that this Ordinance is in the interests of the public health, safety, and welfare.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of LaBelle, Florida:

Section 1. Recitals. The forgoing recitals are hereby ratified and confirmed as being true and correct and hereby made a part of this Ordinance and adopted as legislative findings.

Section 2. Amendment to the City Code. Appendix B, Land Development Code, Chapter 2, Language and Definitions, Section 4-2, Definition of Terms, of the City of LaBelle Land Development Code are hereby amended with the following provisions:

41 LAND DEVELOPMENT CODE

42 CHAPTER 2 – DEFINITION OF TERMS

43
44 Sec. 4-2. – Definition of terms.

46 (1) Words used in this Code shall have their ordinary dictionary meaning unless otherwise
47 defined in the code.

48
49 (2) Certain words and terms are specifically defined within the various chapters of this Code.
50 Such definitions shall supersede the general definition or use of the word or term in this
51 section and any other section where the subject is clearly related. Otherwise, generally
52 accepted definitions or definitions herein shall prevail.

53
54 (3) For the purposes of this Code, the following terms shall have the meanings set forth in this
55 section unless otherwise indicated by the context:

56 *Abandoned sign through Façade* [NO CHANGE]

57 *Family* means one (1) or more persons, related by blood, adoption or marriage, living
58 together as a single housekeeping unit. A number of persons not exceeding ~~two (2)~~ five (5) living
59 together as a single housekeeping unit, though not related by blood, adoption or marriage, shall
60 also be deemed to constitute a family, in addition to persons who are parents of a child in common
61 regardless of whether they have been married.

62 *Family care homes through Zoning department* [NO CHANGE]

63 **Section 3. Codification.** This ordinance shall be incorporated into the City of
64 LaBelle Land Development Code. The sections of this Ordinance can be renumbered or re-lettered
65 to the appropriate word or phrase to accomplish codification. Omissions, grammatical, and
66 typographical errors, as well as clarifications of ambiguous wording that do not affect the intent
67 of this Ordinance, may be authorized by the Mayor without need for a public hearing.

68
69 **Section 4. Severability.** In the event that any portion of this Ordinance is for any
70 reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall
71 be deemed a separate, distinct and independent provision, and such holding shall not affect the
72 validity of the remaining portions of this Ordinance.

73
74 **Section 5. Conflicts.** The provisions of this article shall supersede any provisions
75 of existing ordinances in conflict herewith to the extent of said conflict.

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77 **Section 6. Effective Date.** This Ordinance shall take effect immediately upon its
78 adoption by the City Commission.

81 PASSED AND DULY ADOPTED this 14th day of January, 2021.

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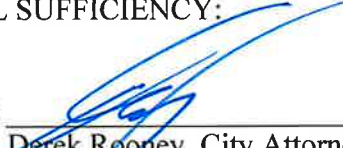
CITY COMMISSION OF THE CITY OF LABELLE, FLORIDA

By: 
David A. Lyons, Mayor

ATTEST:

By: 
Thomas A. Smith, Clerk-Commissioner

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

By: 
Derek Rooney, City Attorney

Vote:	AYE	NAY
Mayor Lyons	<u>✓</u>	___
Commissioner Smith	<u>✓</u>	___
Commissioner Wilkins	<u>✓</u>	___
Commissioner Akin	___	___
Vacant	___	___