

ALACHUA COUNTY  
BOARD OF COUNTY COMMISSIONERS

**ORDINANCE NO. 2023-13**

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA; REPEALING ALACHUA COUNTY CODE, PART II, TITLE 6, CHAPTER 65 ENTITLED ‘RESIDENTIAL RENTAL UNIT PERMITS’; AMENDING THE FEE SCHEDULE OF ALACHUA COUNTY TO REMOVE A PERMIT FEE; PROVIDING FOR MODIFICATION; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the Board of County Commissioners of Alachua County (“Board”) established a residential rental units permit program in Alachua County to benefit the public health, safety, and welfare by regarding certain minimum living standards and energy efficient standards; and

**WHEREAS**, the Board adopted Ordinance 2022-15 on September 13, 2022, to establish a residential rental units permit program; and

**WHEREAS**, effective July 1, 2023 by way of HB 1417 (Laws of Florida 2023-314), the Legislature of the State of Florida amended Section 83.425, Florida Statutes, preempting the regulation of residential tenancies, the landlord-tenant relationship, and other matters covered by that part to the State of Florida; and

**WHEREAS**, due to the State law, the Board hereby repeals the residential rental permit program.

**NOW, THEREFORE, BE IT DULY ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, AS FOLLOWS:**

SECTION 1. Alachua County Code. Alachua County Code, Part II, Title 6, Chapter 65, entitled “Residential Rental Unit Permits” is hereby repealed in its entirety and the Chapter is reserved for future use; amended to state as follows:

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1 unconstitutional, such finding shall not affect the other provisions or applications of the ordinance  
2 which can be given effect without the invalid or unconstitutional provisions or application, and to  
3 this end the provisions of this ordinance are declared severable.

4 SECTION 7. Effective Date. A certified copy of this ordinance shall be filed with the  
5 Department of State by the Clerk of the Board within ten (10) days after enactment by the Board  
6 and this ordinance shall take effect upon filing with the Department of State.

7 **DULY ADOPTED** in regular session, this 12th day of September, 2023.

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9 **BOARD OF COUNTY COMMISSIONERS OF**  
10 **ALACHUA COUNTY, FLORIDA**

11 ATTEST:

12  
13 Jess Irby  
14 J.K. "Jess" Irby, Esq.  
15 Clerk  
16  
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By: Anna Prizzia  
Anna Prizzia, Chair  
Board of County Commissioners

APPROVED AS TO FORM

18 Sylvia C. Torres  
19 County Attorney  
20

(SEAL)












# Item #M1, 23-00458, 09122023-ord23-13

Final Audit Report

2023-09-15

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-  Signer jki@alachuaclerk.org entered name at signing as J.K. "Jess" Irby, Esq.  
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