

ORDINANCE 2016-29

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MINNEOLA, FLORIDA, RELATING TO CITY OF MINNEOLA'S NOISE ORDINANCE; SPECIFICALLY REVISING SECTION 30-101 OF THE CITY CODE OF ORDINANCES RELATING TO THE HOURS DURING WHICH CONSTRUCTION ACTIVITY MAY BE CONDUCTED WITHIN THE CITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Minneola has found that after-hours construction contributes to excessive noise and increased criminal activity in construction areas; and

WHEREAS, the City Council of the City of Minneola has found that control of the hours during which construction may occur within the incorporated boundaries of the City benefits the public health, safety, and welfare by eliminating noise, commercial traffic and criminal activity; and

WHEREAS, the City Council of the City of Minneola has passed Ordinance 2016-28, which delineates the hours during which construction may occur within the City in Section 14-9 of the City Code of Ordinances; and

WHEREAS, the City Council of the City of Minneola desires to pass this Ordinance 2016-29, to remove reference to building operations within Section 30 of the City of Minneola Code of Ordinances so that such matters are addressed only in Section 14-9 in the City Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MINNEOLA, FLORIDA, THAT:

Section 1. Chapter 30 "Environment," Article IV "Noise," Sec. 30-101 "Prohibited Generally," Sub. Sec. (3) "Building Operations" of the Code of Ordinances of the City of Minneola is hereby amended to read as follows:

Sec. 30-101 Prohibited Generally

Section 2. All ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. The provisions of this ordinance are intended to be incorporated into the Code of Ordinances of the City of Minneola, Florida and the sections of this ordinance may be renumbered, relettered, and the word "ordinance" may be changed to "section," "article," or such other word or phrase in order to accomplish such intention.

Section 4. If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 5. This ordinance shall become effective immediately upon passage by the City Council of the City of Minneola.

PASSED AND ORDAINED in regular session of the City Council of the City of Minneola, Lake County, Florida, this 18th day of October, 2016.

BY: [Signature]
Pat Kelley, Mayor

ATTEST: [Signature]
Christina Stidham, City Clerk

Approved as to form:
[Signature]
Scott A. Gerken, City Attorney



Passed First Reading on: 9/6/16

Passed Second Reading on: 10/18/16