

## ORDINANCE NO. 1495-22

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAKE ALFRED, FLORIDA; MAKING FINDINGS AND AMENDING SECTION 46-59 OF ARTICLE II, CHAPTER 46, OF THE CITY OF LAKE ALFRED CODE OF ORDINANCES; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE ADMINISTRATIVE CORRECTION OF SCRIVENERS ERRORS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Lake Alfred is a Florida municipal corporation vested with home rule authority pursuant to the Municipal Home Rule Powers Act (F.S. Chapter 166) and Article VIII, §2 of the Florida Constitution; and

**WHEREAS**, pursuant to Section 2(b), Article VIII of the Florida Constitution and Chapter 166, Florida Statutes, the City is vested with governmental, corporate and proprietary powers to enable it to conduct municipal government, perform municipal functions, and render municipal services, including the general exercise of any power for municipal purposes; and

**WHEREAS**, on April 19, 2010, the City Commission of the City of Lake Alfred adopted Ordinance No. 1274-10 establishing the street naming fee schedule which was subsequently codified in the City of Lake Alfred Code of Ordinances; and

**WHEREAS**, upon review, the City Commission of the City of Lake Alfred desires to amend Section 46-59 of the City of Lake Alfred Code of Ordinances in the form and manner attached hereto as Exhibit "A" to this Ordinance in order to preserve the City's resources in a manner most consistent with the public interest.

**NOW, THEREFORE, BE IT ENACTED** by the City Commission of the City of Lake Alfred, Florida:

**Section 1. Incorporation of Recitals.** The above factual recitals (WHEREAS clauses) are hereby adopted by the City Commission of the City of Lake Alfred and incorporated herein as a factual and material basis for the passage of this Ordinance.

**Section 2. Code of Ordinances.** Chapter 46, Article II, Section 46-59 is hereby amended as set forth in Exhibit "A" attached hereto and made a part hereof (deletions are shown in ~~strike through~~, and additions are shown in underline format).

**Section 3. Codification.** It is the intention of the City Commission of the City of Lake Alfred that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Lake Alfred, Florida.

**Section 4. Conflicts.** All Ordinances in conflict with this Ordinance are hereby repealed to the extent necessary to give this Ordinance full force and effect.

**Section 5. Severability.** If any section, subsection, sentence, clause, phrase of this Ordinance, or the application thereof shall be held invalid by any court, administrative agency, or other body with appropriate jurisdiction, the remaining section, subsection, sentences, clauses, or phrases under application shall not be affected thereby. The City Commission of the City

of Lake Alfred hereby declares that it would have passed this Ordinance, and each section, subsection, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional.

**Section 7. Administrative Correction of Scrivener's Errors.** Any provision in this Ordinance may be renumbered or re-lettered and the correction of typographical and/or scrivener's errors which do not affect the intent may be authorized by the City Manager or his/her designee, without the need of consideration by the City Commission, by filing a corrected or recodified copy of same with the City Clerk.

**Section 8. Effective Date.** This Ordinance shall take effect immediately upon final adoption.

**INTRODUCED AND PASSED** on the first reading at the regular meeting of the City of Lake Alfred City Commission held this 22<sup>nd</sup> day of August 2022.

**PASSED AND ADOPTED** on second reading and public hearing at the regular meeting of the City of Lake Alfred City Commission held this 8<sup>th</sup> day of September 2022.

CITY OF LAKE ALFRED, FLORIDA  
CITY COMMISSION

\_\_\_\_\_  
Jack C. Dearmin, Mayor

ATTEST:

\_\_\_\_\_  
Linda Bourgeois, BAS, MMC, City Clerk

Approved as to form:

\_\_\_\_\_  
Frederick J. Murphy, Jr., City Attorney

Ordinance 1495-22 – Exhibit “A”

~~Strikethrough~~ (deletions) and underline (additions) format

Chapter 46

Article II – Streets

Section 46-59 ~~Fees for s~~Street naming policy

~~A \$250.00 Minimum Non-Refundable Deposit.~~

Breakdown of Associated  
Costs

- |  |                            |
|--|----------------------------|
| 1. <del>Planning Board Meeting Public Hearing Notice</del>   | <b>\$60.00</b>             |
| 2. <del>City Commission Public Hearing Notice</del>  | <b>\$60.00</b>             |
| 3. <del>Recording of Street Name Change Clerk of Courts \$45.00</del><br><del>(at City's discretion)</del> |                            |
| 4. <del>Notice of Street Name Change</del>   |                            |
| a. <del>Administrative fee</del>   | <b>\$50.00</b>             |
| b. <del>Notification of mail out to residents</del>  | <b>\$1.00 per resident</b> |
| 5. <del>Street Signs Changed to reflect new name</del>   | <b>\$30.00 per sign</b>    |

The City Commission approves new street names through the platting process.

The City Commission reserves the right to rename existing city streets by Resolution. In renaming a street, the City Commission shall consider the historic significance of the street name(s) and the potential impact(s) related to the provision of municipal and emergency services.