



ORDINANCE NO. 2017-27

AN ORDINANCE OF THE CITY OF ST. CLOUD, FLORIDA, AMENDING CHAPTER 10, "BUILDINGS AND BUILDING REGULATIONS" ARTICLE IV, "ALARM SYSTEMS" OF THE CITY CODE CREATING SECTION 10-79 "CITY BUILDINGS, FACILITIES AND SYSTEMS EXEMPT" PROVIDING FOR CONFLICT; SEVERABILITY; CODIFICATION AND AN EFFECTIVE DATE.

WHEREAS, the City Council adopted Ordinance No. 2014-29 creating and establishing a False Alarm Program to reduce the number of false alarms responded to by the City's Police Department by promoting the proper use, design and functioning of alarm systems;

WHEREAS, the City Council, has been advised that on occasion City of St. Cloud buildings, facilities or systems have registered false alarms;

WHEREAS, the City Council finds that the application to the ordinance to the City of St. Cloud is ineffective to the purposes of the ordinance, creates inefficiencies and is a waste of taxpayer resources;

WHEREAS, based on all of the foregoing, the City Council deems it necessary and in the best interest of the City to enact an ordinance addressing false alarms.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CLOUD, FLORIDA:

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent and findings supporting this Ordinance.

Section 2. Chapter 10, "Buildings and Building Regulations", Article IV "Alarm Systems" of the Code of the City of St. Cloud, Florida, is hereby amended to create new section 10-79, "City buildings, facilities and systems exempt", to read as follows (underlined depicts new wording)::

Sec. 10-79. City building, facilities and systems exempt.

The installation, maintenance and/or operation of any Alarm System at any City owned or leased building or facility is exempt from the provision of this section.

Section 3. Conflict. All ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 4. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part declared to be invalid.

Section 5. Codification. The text of Section 2 of this ordinance shall be codified as a part of the St. Cloud City Code. The codifier is authorized to make editorial changes not effecting the substance of this ordinance by the substitution of "article" for "ordinance", "section" for "paragraph", or otherwise to take such editorial license.

Section 6. Effective Date. This Ordinance shall take effect as provided by law.

FIRST READING ON THE 13 DAY OF April, 2017

SECOND READING ON THE 27 DAY OF April, 2017

PASSED AND ADOPTED by the City Council of the City of St. Cloud, this 27 day of April, 2017.

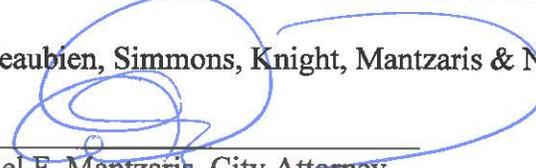

Nathan Blackwell, Mayor

ATTEST:


Linda P. Jaworski, City Clerk

LEGAL IN FORM AND VALID IF ADOPTED:

DeBeaubien, Simmons, Knight, Mantzaris & Neal, LLP


Daniel F. Mantzaris, City Attorney