

ORDINANCE 2021-14750

AN ORDINANCE AMENDING CHAPTER 58, ZONING, ARTICLE III, SPECIAL OVERLAY DISTRICTS, DIVISION 6, 5TH AVENUE SOUTH SPECIAL OVERLAY DISTRICT, EXHIBIT A, FIFTH AVENUE SOUTH REGULATING PLAN, OF THE CITY OF NAPLES, CODE OF ORDINANCES, TO REMOVE THE "G" GARAGE DESIGNATION FROM THE 4TH AND 4TH PARCEL; APPROVING TEXT AMENDMENT 21-T6; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER PROVISION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 58-1133 of the Code of Ordinances provides that, within the Fifth Avenue South Special Overlay District, locations designated on the regulating plan for parking garages or civic buildings shall be designated in the following Exhibit A; and

WHEREAS, City Council intends to remove the garage designation from the property located within the block situated at the southeast corner of 4th Avenue South and 4th Street South;

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

Section 1. That Text Amendment 21-T6 is hereby approved, amending Chapter 58, Zoning, Article III, Special Overlay Districts, Division 6, 5TH Avenue South Special Overlay District, Exhibit A, Fifth Avenue South Regulating Plan, of the City of Naples, Code of Ordinances, to remove the "G" Garage Designation from the 4th and 4th parcel, to read as follows (with underlining indicating additions and ~~strikethrough~~ indicating deletions):

Chapter 58 – ZONING

...

ARTICLE III. – SPECIAL OVERLAY DISTRICTS

...

DIVISION 6. – 5TH AVENUE SOUTH SPECIAL OVERLAY DISTRICT

...

Fifth Avenue South
Regulating Plan

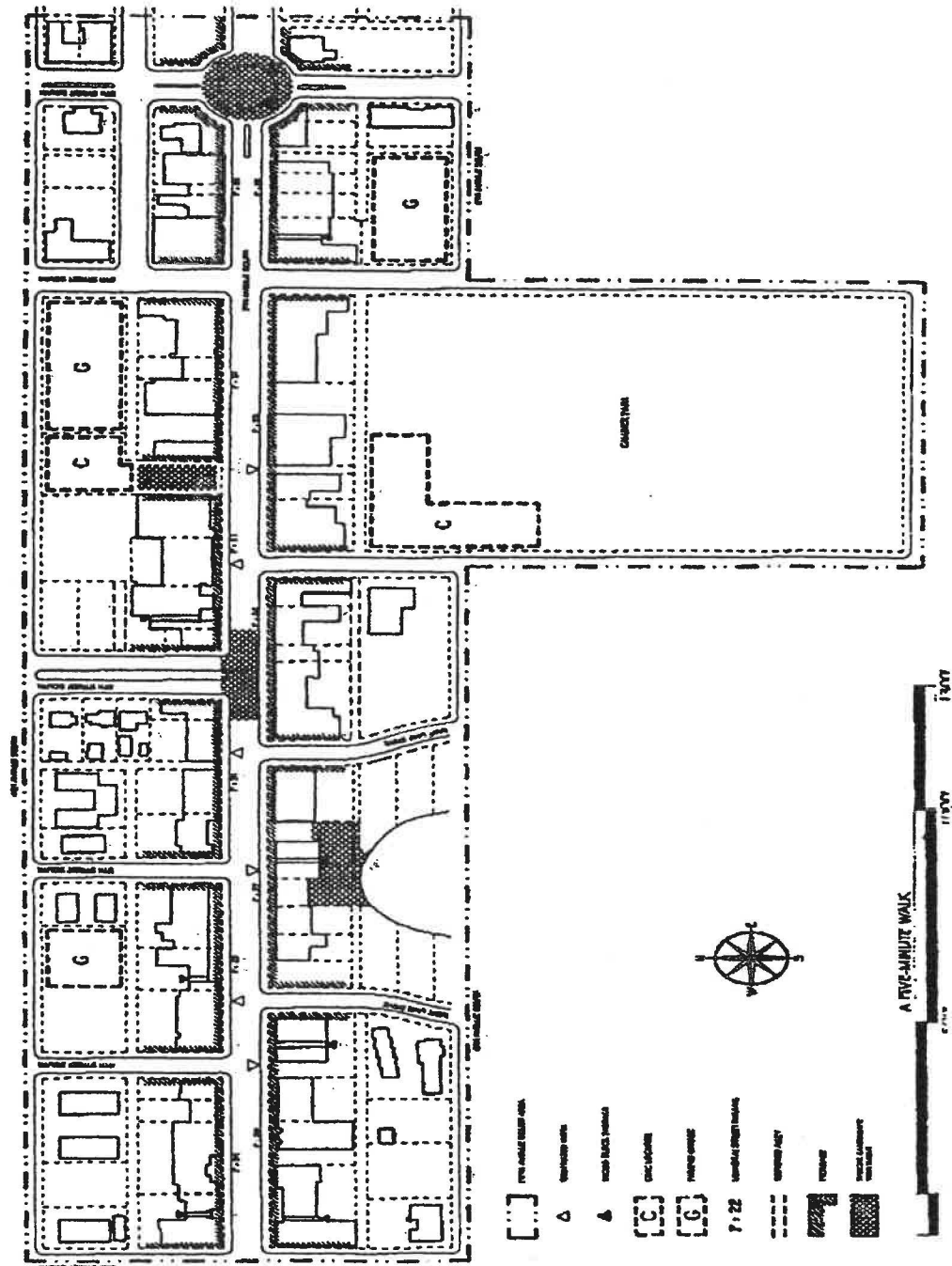
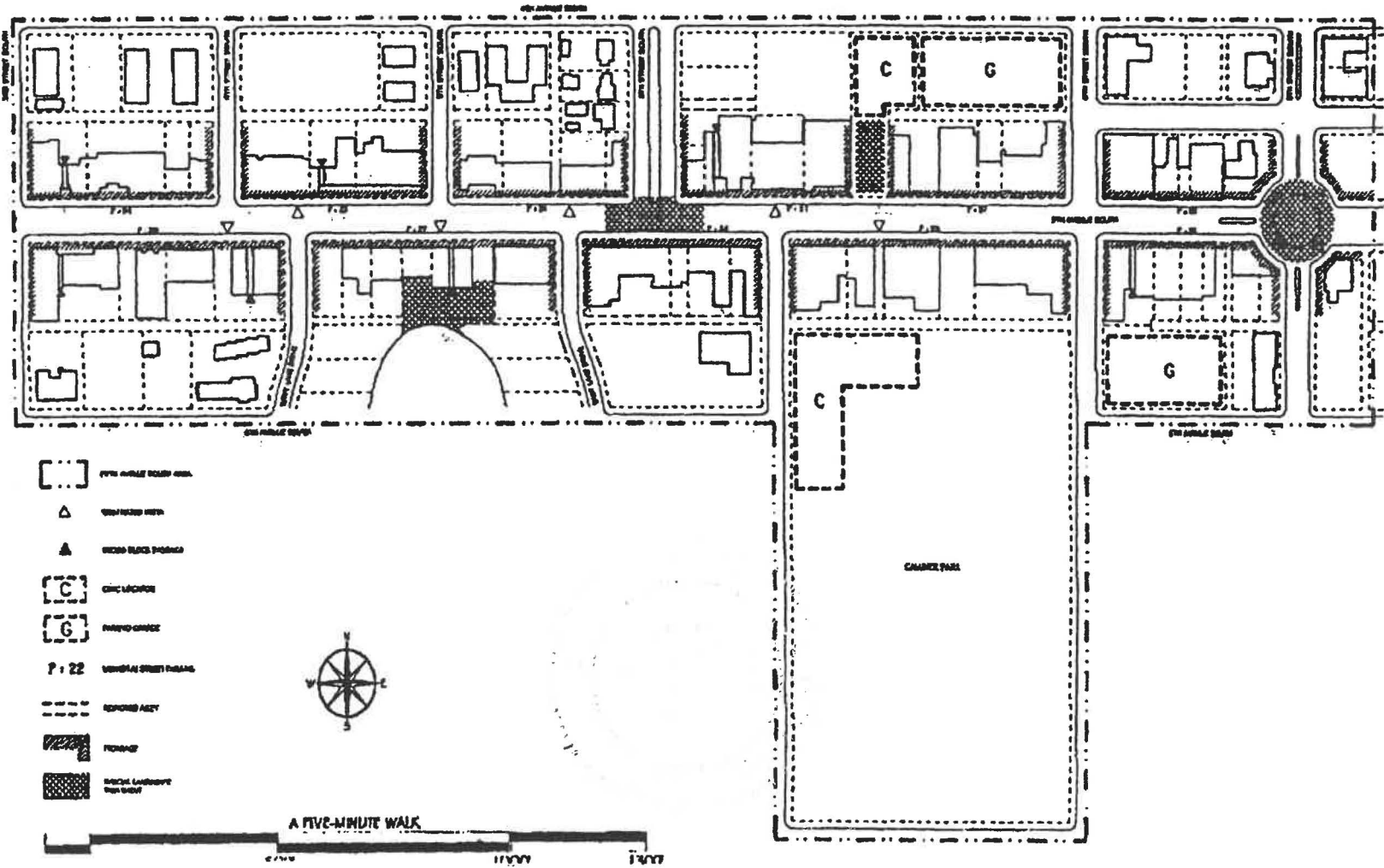


Exhibit A

Fifth Avenue South Regulating Plan

Exhibit A



Section 2. That if any word, phrase, clause, subsection, or section of this ordinance is for any reason held unconstitutional, invalid, or ineffective, the same shall not affect the validity of any remaining portions of this ordinance. In such event, the pre-existing word, phrase, clause, subsection, or section, shall be revived.

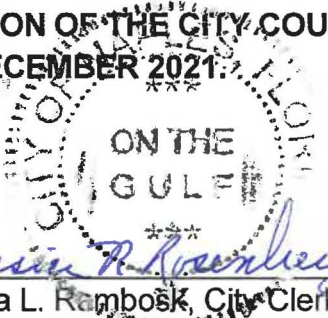
Section 3. That all sections or parts of sections of the Code of Ordinances, City of Naples, all ordinances or parts of ordinances, and all resolutions or parts of resolutions in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

Section 4. That this ordinance shall take effect immediately upon adoption at second reading.

APPROVED AT FIRST READING AND PUBLIC HEARING THE 1ST DAY OF NOVEMBER 2021.

ADOPTED AT SECOND READING AND PUBLIC HEARING IN OPEN AND REGULAR SESSION OF THE CITY COUNCIL OF THE CITY OF NAPLES, FLORIDA THE 1ST DAY OF DECEMBER 2021.

Attest:

 ON THE
GULF

Patricia L. Rambosk

Patricia L. Rambosk, City Clerk

Teresa Lee Heitmann

Teresa Lee Heitmann, Mayor

Approved as to form and legality:

Nancy A. Stuparich

Nancy A. Stuparich, City Attorney

Date filed with City Clerk: 1-12-22