

ORDINANCE NO. 1369

AN ORDINANCE OF THE CITY OF TEMPLE TERRACE, FLORIDA, RELATING TO HUMAN RIGHTS, REPEALING ORDINANCE NO. 813, "TEMPLE TERRACE HUMAN RIGHTS ORDINANCE"; AMENDING CHAPTER 16, CITY OF TEMPLE TERRACE CODE OF ORDINANCES, "OFFENSES AND MISCELLANEOUS PROVISIONS" BY DELETING, IN ITS ENTIRETY, ARTICLE IV, "CIVIL RIGHTS" CONTAINING SECTIONS 16-95 THROUGH 16-101; PROVIDING AN EFFECTIVE DATE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith.

WHEREAS, in 1992, the Temple Terrace City Council enacted Temple Terrace Ordinance No. 813 ("Ordinance 813"), the "Temple Terrace Human Rights Ordinance," which is codified at Chapter 16 of the City of Temple Terrace Code of Ordinances "Offenses And Miscellaneous Provisions," Article IV, "Civil Rights," comprised of Sections 16-95 through 16-101, which prohibits discrimination against certain class members in the areas of housing and employment; and

WHEREAS, upon the adoption of Ordinance 813 in 1992, by application of Florida law, Hillsborough County Ordinance No. 88-9, as amended, became ineffective within the City of Temple Terrace, and subsequent Hillsborough County Ordinances 00-37 and 14-30, codified at Chapter 30, Article II, Hillsborough County Code of Ordinances (the "Hillsborough County Human Rights Ordinance") similarly have not been effective within the City of Temple Terrace; and

WHEREAS, the City Council of the City of Temple Terrace believes that discriminatory practices which subject an individual to differential treatment as a result of that individual's actual or perceived race, color, sex, age, national origin, religion, disability, marital status, familial status, sexual orientation, or gender identity or expression are contrary to the public policy of the City of Temple Terrace and to the well-being of citizens; and

WHEREAS, the City Council of the City of Temple Terrace finds that the provisions of the Temple Terrace Human Rights Ordinance do not fully protect and safeguard the right and opportunity of all individuals to be free from all forms of discrimination, including discrimination because of or based on a person's sexual orientation or gender identity or expression; and

WHEREAS, the City Council of the City of Temple Terrace finds that the Hillsborough County Human Rights Ordinance more comprehensively addresses discriminatory practices based on an individual's actual or perceived race, color, sex, age, national origin, religion, disability, marital status, familial status, sexual orientation, or gender identity or expression; and

WHEREAS, the City Council of the City of Temple Terrace finds it to be in the public interest to have the Hillsborough County Human Rights Ordinance effective within the City of Temple Terrace; and

WHEREAS, Hillsborough County is a charter county pursuant to the adopted Hillsborough County Charter (1983); and

WHEREAS, the City Council finds it to be in the public interest to repeal the Temple Terrace Human Rights Ordinance so as to cause the Hillsborough County Human Rights Ordinance to become effective within the City of Temple Terrace; and

WHEREAS, the City Council, relying on advice from the City Attorney, finds that verbiage set forth in Section 11 of Ordinance 813 requiring a referendum to modify or appeal Ordinance 813 does not bar the City Council from repealing Ordinance 813 through the adoption of this ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF TEMPLE TERRACE, FLORIDA:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

Section 2. City of Temple Terrace Ordinance No. 813 is hereby repealed, and Chapter 16 of the City of Temple Terrace Code of Ordinances, "Offenses And Miscellaneous Provisions" is hereby amended by deleting, in its entirety, Article IV, "Civil Rights", comprised of Sections 16-95 through 16-101.

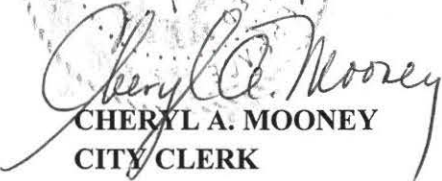
Section 3. All ordinances or parts of ordinances not specifically in conflict herewith are hereby continued in full force and effect, but all ordinances or parts of ordinances in conflict herewith are hereby repealed.

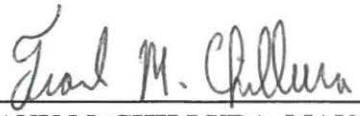
Section 4. This ordinance shall take effect immediately upon its passage, approval, and being posted or published as required by law.

PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPLE TERRACE, FLORIDA, THIS 16th DAY OF JUNE, 2015.

APPROVED BY THE MAYOR THIS 16th DAY OF JUNE, 2015.

(CORPORATE SEAL)


ATTEST:

CHERYL A. MOONEY
CITY CLERK


FRANK M. CHILLURA, MAYOR

APPROVED AS TO FORM & CONTENT:


MARK CONNOLLY
CITY ATTORNEY