

ORDINANCE 2020-08

AN ORDINANCE OF THE CITY OF GROVELAND, COUNTY OF LAKE, STATE OF FLORIDA, AMENDING ARTICLE IV OF CHAPTER 50 OF THE GROVELAND CODE OF ORDINANCES TO REMOVE REQUIREMENTS RELATING TO GARAGE OR YARD SALES, CLARIFYING TERMS AND LOCATIONS WHERE OPEN AIR SALES, OPEN AIR FOOD SALES INCLUSIVE OF MOBILE FOOD VENDORS, SEASONAL SALES AND SPECIAL EVENTS MAY BE HELD; REMOVING TRANSITION LANGUAGE; REQUIRING INSURANCE, REQUIRING MOBILE FOOD VENDOR'S LICENSE; PROVIDING FOR CODIFICATION; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council desires to revise and clarify provisions within Article IV of Chapter 50 of the Code of Ordinances as set forth herein; and

WHEREAS, the City Council is authorized under Ch. 166 to enact legislation applicable within the municipal boundaries of the City of Groveland.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GROVELAND, LAKE COUNTY, FLORIDA, as follows:

SECTION 1. The above recitals are true and correct and, by this reference, are hereby incorporated into and made an integral part of this ordinance.

SECTION 2. That Article IV of Chapter 50 of the City of Groveland Code of Ordinances is hereby amended to read as follows:

ARTICLE IV. - SPECIAL EVENTS, GARAGE/YARD SALES, OPEN AIR SALES, SEASONAL SALES, AND TEMPORARY STRUCTURES

Sec. 50-130. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Arterial roadways refers to State Road 50, State Road 33, US 27 and State Road 19.

Developed lot means a lot that has a principal building on it.

Edibles means any food or beverage intended for human consumption.

Garage or yard sale means the offering for sale or sale by a person, group of persons, firm or corporation of more than one item of personal property displayed or offered for sale on a lot, parcel, or tract of land within the municipal boundaries of the city located within an area zoned for a residential use.

Mobile Food Vendor means any person selling edibles from a vehicle.

MFVL means mobile food vendor's license.

Neighborhood garage/yard sale means a sale held by one or more homeowners or a homeowners' association (collectively, "homeowners' association"), whether incorporated or unincorporated, during which all residents of the neighborhood or subdivision are provided with an opportunity to display and sell personal property which is displayed or offered for sale on one or more lots, parcels, or tracts of land within such neighborhood or subdivision so long as such lots, parcels, or tracts are zoned for residential use.

Open air food sales means the sale of food or beverages from a temporary structure, such as a tent or booth, or from a mobile vending cart, trailer, or vehicle, including a Mobile Food Vendor. ~~The term "open air food sales" does not include mobile vehicles such as ice cream trucks or food coaches that do not stay in one location more than 30 minutes.~~

Open air sales means the offering, display or sale of goods, merchandise, or services not within a fully enclosed building. Sales conducted from tents, trucks, or other non-permanent structures shall be construed to be open air sales. Open air sales include seasonal sales and outdoor sales associated with a permanent business location such as a grand opening or a special promotion.

Person means any individual, organization, trust, foundation, association, partnership, corporation, society, or any combination of them, whether principal or agent.

Seasonal sales means open air sales customarily associated with holidays, including, but not limited to, Christmas trees, pumpkins, flower arrangements and other seasonal items.

Special event means any organized gathering of persons, comprised of groups or individuals, including gathering at shows, exhibitions, demonstrations, or assembly, other than the normal day-to-day or seasonal operations or concerns of licensed establishments within the city. The term "special event" shall include but is not limited to entertainment festivals, parades, fairs, festivals, carnivals, circuses, church events, athletic events, arts and crafts events, and special promotional activities for commercial establishments, such as holiday events, contests, on-location radio promotions, and shows.

Temporary structure means a structure without any foundation or footings which is removed when the designated time period, activity, or use for which the temporary structure was erected has ceased. For purposes of this section, the term "temporary structure" includes but is not limited to tents, canopies, stages and similar structures.

Undeveloped properties means lots or parcels with no substantial code compliant structure capable of housing a business.

Sec. 50-131. - Special events, garage/yard sales, open air sales, open air food sales and seasonal sales.

The purpose of this article is to protect the health, safety, and welfare of the citizens and inhabitants of the city by ensuring the provision of sufficient police, fire and support services for any gathering of groups or individuals for the purpose of participating in various special events, garage/yard sales, seasonal sales, open air food sales or in open air sales activities.

Sec. 50-132. - Permits required.

No person shall advertise, engage in, participate in, aid, form or start any ~~garage or yard sale~~, special event, or seasonal, open air food sales or open air sale or erect any tent or

temporary structure for public access for such an event unless a special event/sales permit is first obtained from the building community development department. A permit shall not be required for:

- (1) Funeral processions;
- (2) Church events on church property, unless a tent or temporary structure is erected;
- (3) Lawful picketing; and
- (4) Any bona fide athletic event or contest or other special event sponsored by any public or private school or the city.

Sec. 50-133. - Garage or yard sales.

(a) ~~*Duration; frequency. Frequency, duration.*~~ City residents, homeowners' associations, groups shall be allowed by right to conduct a neighborhood garage or yard sale on any single lot, parcel, or tract of land a maximum of twelve four times within any calendar year. It shall be a violation of this article for garage or yard sales to extend more than 48 hours ~~or to be conducted more than nine times in any calendar year on any single lot, parcel, or tract of land.~~ A permit to conduct a garage or yard sale shall not be issued to the same ~~person, group of persons, firm, or corporation more frequently than nine times in any calendar year.~~ A permit to conduct a neighborhood garage or yard sale shall not be issued to the same homeowners' association more frequently than two times in any calendar year.

(b) *Permit required; application; display; Temporary signs.*

- (1) Signs shall be permitted to be placed on private property only with permission from the subject property's owner. Signs located in the roadway median or within state, city, or county rights of way may be removed and disposed of without notice. ~~It shall be a violation of this article for any person, group of persons, firm, or corporation to conduct a garage or yard sale on any lot, parcel, or tract of land or for a homeowners' association, whether incorporated or unincorporated, to conduct a neighborhood garage or yard sale without first obtaining a permit from the city. Such a permit must be obtained by requesting the same in writing from the city. The application for a permit to conduct a garage or yard sale shall state the names of the persons, firms, or corporations conducting the garage or yard sale and the time and place where it is to be held. The application for a permit to conduct a neighborhood garage or yard sale need only include the name of the association holding such sale (not each individual owner within the neighborhood or subdivision); the time and location of the neighborhood or subdivision where it is to be held; and the name, address, and phone number of a contact person who will maintain possession of the permit during the neighborhood garage or yard sale.~~
- (2) ~~A garage or yard sale shall be held only on the days stated in the permit. The permit provided for herein shall be displayed on the premises at which the sale is being conducted, except that in the case of a neighborhood garage or yard sale, the permit must only be posted on the contact person's property who is maintaining possession of the permit. The city council may charge a fee for the issuance of such permit as it may deem necessary to cover the cost thereof. Two temporary directional signs for a garage or yard sale shall be issued as part of the permit. Additional temporary directional signs,~~

~~up to a maximum of three additional per permit, may be purchased from the city by the permit holder. City issued temporary signs are the only signs authorized for use in directing patrons to garage or yard sales in the city.~~

- (c) *Cleanup.* At the conclusion of the garage or yard sale, all unsold articles and items and all tables, chairs, and display cases, and signs used in conjunction with such sale shall be removed or packed away so as not to be visible from any public street or adjoining property. All garage or yard sale signs shall be collected and disposed of properly.

Sec. 50-134. - Special events.

- (a) *Criteria for issuance of special event permits.* The ~~building~~ community development department shall issue a permit as provided herein after verification from the reviewing departments that the proposed event meets the minimum standards for issuance of a permit. The minimum standards are:

- (1) No substantial interference with the safe and orderly movement of pedestrian or vehicular traffic in, contiguous to, or in the vicinity of the event. Adequate on-site traffic circulation and parking will be maintained at all times, based on the type and size of event and on the projected attendance. The plan shall ~~provide~~ identify areas intended for at least one vehicular parking space for every five attendees (spectators and participants).
- (2) Public safety standards shall be met, either through the auspices of the city, or through private sources, or both. Adequate police protection is being provided. The chief of police shall determine, based upon the permit application, whether and to what extent additional police protection reasonably will be required for the event for purposes of traffic, crowd control, and security. If the chief of police determines additional police protection for the event is necessary, it shall be noted as part of the permit. The applicant shall have the obligation to secure police protection acceptable to the chief of police at the sole expense of the applicant.
- (3) Adequate fire protection and emergency medical services are being provided. The fire chief shall determine, based upon the permit application, the need for on-site fire watch or emergency medical personnel. If the fire chief determines additional fire or emergency medical personnel are necessary for the event, it shall be noted as part of the permit. The applicant shall have the obligation to secure protection required by the fire chief at the sole expense of the applicant.
- (4) The public works department has determined, based on review of the application, that adequate health facilities, including sanitation facilities, refuse disposal, drainage, water supply, etc., will be available in or adjacent to the event area.
- (5) Conformance with other regulatory requirements will be met. Full and complete compliance with all zoning and land use laws, beverage license and control laws and other laws, ordinances and regulations applicable to the city is required and shall be submitted through the ~~building~~ community development department. The special event and any sales occurring at the special event shall comply with all applicable requirements of the state and county regulatory agencies, including, but not limited to, the department of business and professional regulation, and the department of agriculture and consumer services.

- (6) For any special event that is not exclusively sponsored by the city and for which the estimated daily attendance will exceed 2,500 persons, approval by the city council shall be required as a prerequisite for issuance of the permit, in addition to all other criteria noted in this section.
- (b) *Permit application.* Any person seeking issuance of a special event permit shall file an application with the building community development department.
- (1) *Filing period.* An application for a special event permit shall be filed not less than ~~24~~ 15 days before the date on which the event is scheduled to take place.
- (2) *Contents.* The application for a permit shall include the following information. Some of the information may be excluded based on the size and type of a specific special event. Such exclusions must be approved by the city manager.
- a. The name, address, and telephone number of the person or agent seeking to conduct the event.
 - b. The name, address, and telephone number of authorized agents of the sponsoring organization.
 - c. The dates and times the event is planned to occur.
 - d. The exact location of the event and written approval of the owner, lessee, or agent of the property where the special event will take place.
 - e. A complete description of the nature of the event and all activities planned, including but not limited to fireworks, laser shows, races, parachutists, animal acts, aviation shows and the like.
 - f. The approximate number of attendees (spectators or participants) to the event.
 - g. A site plan, drawn to scale. The site plan shall show the location of all required facilities, including adequate traffic control and parking, and the proposed layout of the event, including any temporary structures.
 - h. Adequate plans for sanitation facilities, sewage disposal, garbage and refuse disposal, drainage, floodlighting during darkness, potable water supply and food service.
 - i. A plan showing the location of all on-premises and off-premises signs which are allowed under this section for the special event.
 - j. An adequate plan for internal security, communications, fire protection and emergency services, where deemed necessary by the police and/or fire departments.
 - k. A master list with the name, address and telephone number of each vendor and an assurance that each food vendor possesses or will obtain all health and food service certifications prior to commencement of the special event.
 - l. Any additional information deemed necessary by the building community development department.
 - m. If the event is or includes a parade, the following additional information is required:

1. The exact location of any marshaling or staging areas for the parade.
2. The time at which units of the parade will begin to arrive at the staging areas and the times at which all such units will be disbursed.
3. The exact route to be traveled, including the starting point and termination point.
4. The approximate number of persons and/or animals and/or vehicles which will constitute the parade, including the types of animals and description of the vehicles.
5. State department of transportation permit if a state roadway is to be used.

(c) *Performance criteria.*

- (1) The maximum number of special events by any individual party during a one-year period is twelve ~~four~~, with a maximum of three days per special event. The maximum number of "special event days" during a one-year period is 36 days, 12 days. ~~In order to exceed the limitation of the number of special events or special event days, the applicant shall petition the city council for a waiver from this restriction. Such petition shall be in the form of a letter from the applicant explaining why exceeding the standard limitation will not be a burden on the general public or on the surrounding property.~~
- (2) Special events shall be permitted only on public property or on properties zoned for mixed use or non-residential uses, excluding heavy industrial uses, C-1, C-2, CBD, M-1, or PUD (limited to the commercial components).
- (3) Off-premises and on-premises signs may be used to announce, identify or direct attendees to a special event.
 - a. *Off-premises signs.* Off-site directional signs, not exceeding six square feet, and not exceeding a total of ten signs, may be allowed for each special event during the duration of the event. A plan or map shall be submitted showing the location for each off-premises sign associated with the event. The signs may be placed on private property with the property owners' permission, or, with written permission of the city manager, on a site-by-site basis, on city rights-of-way. Such signs may be placed one day prior to the special event and shall be removed no later than one day after the special event. A deposit of \$20.00 per sign shall be made with the building community development department along with the special event application fee. The deposit for each sign shall be forfeited for each sign that is erected prior to or remains after the time restrictions stated herein.
 - b. *On-premises signs.* A plan or sketch for all signs to be placed on site, announcing or identifying the special event, shall be submitted with the application. Review of such signs shall be conducted by the city manager or designee and shall take into account traffic visibility, intrusion on adjacent properties, visibility of adjacent business signs and/or traffic signs and signals, and any other appropriate parameters. The administrative official's decision on signs may be appealed to the city council.
- (4) Any outstanding fees above the estimated cost of police or fire personnel payable to the city shall be paid in full within two days after the expiration of the permit.

- (5) If the event is to take place in any city-owned or city-controlled property, public liability and property damage insurance, with the city named as an additionally insured party, shall be obtained in an amount approved by the city's finance director after consideration of those factors set out in the permit application.

(d) Other permits; inspections.

- (1) A building permit shall be required, as applicable, for erection of any temporary structure, with the exception of one tent that is 196 square feet (14' x 14') or less in size and is monolithic and open on all sides.
- (2) If fireworks are a part of the special event, the applicant should include appropriate licenses with the application. In addition, as part of any special event incorporating a fireworks display on city property, the applicant will need to provide proof of public liability and property damage insurance in an amount approved by the city's finance director and name the city as an additional insured.
- (3) The special event, seasonal sale or open air sale shall begin only after all inspections by affected departments have been conducted and a determination has been made that all codes and ordinances have been satisfied. All necessary inspections of tents and/or temporary structures must be conducted and approved prior to opening of the special event, open air or seasonal sale.
- (4) The special events permit and any other permits associated with the event are required by the city to be posted in a conspicuous location on the special event site.

Sec. 50-135. - Open air sales, open air food sales, and seasonal sales.

- (a) *Permit application.* Any person seeking issuance of an open air sales, open air food sales, mobile food vendor, or seasonal sales permit shall file an application with the building community development department. The application for the permit shall contain the following information:

- (1) The name, address, and telephone number of the person or agent seeking to conduct the sale.
- (2) The name, address, and authorized agents of the sponsoring organization.
- (3) The dates and times the sale is to occur.
- (4) The address of the location of the sale.
- (5) Written, notarized permission of the property owner of the property where the sale will take place.
- (6) A complete description of the nature of the sale. The city prohibits the sale of fireworks in seasonal open air sales venues.
- (7) A site plan, drawn to scale, showing the location of all required facilities, including adequate traffic control and parking, the proposed layout of the sale, including any temporary structures, and sanitation facilities.
- (8) Any additional information deemed necessary by the building community development department.

(b) Open air sales; performance criteria.

- (1) Open air sales, other than approved seasonal sales, shall be permitted only as an accessory use to a permanent commercial building with a valid occupational license or if included in an approved city special event. ~~No open air sales, other than approved seasonal sales, shall be permitted as a temporary use which is not accessory to a permanent commercial building with a valid occupational license.~~
- (2) Open air sales shall be permitted only on public property or on properties zoned for mixed use or non-residential uses, excluding heavy industrial uses, C-1, C-2, CBD, M-1, or PUD (limited to the commercial components). No open air sales shall be permitted on properties zoned for residential use.
- (3) One temporary sign or banner shall be allowed on site and shall not exceed 16 square feet. A permit shall be required for use of any additional allowable signs.
- (4) The maximum number of open air sales, other than approved seasonal sales, per site during the period of one calendar year is twelve ~~four~~. The maximum number of days of sales per site, other than approved seasonal sales, during the period of one calendar year shall be 36 ~~42~~ days.
- (5) Minimum setbacks shall be 10 ~~25~~ feet from right-of way, paved driving lanes. ~~No open air food sales shall be permitted in any public right-of-way and vehicular access must be provided so that traffic on adjacent public roads is not impeded.~~

(c) Open air food sales; performance criteria.

- (1) Open air food sales, including tent, booth, cart, trailer, mobile food vendor trucks and vehicle vendors, will be permitted only when a valid business tax receipt exists, unless exempted by Florida law, and subject to the following conditions have been met:
 - a. As part of an approved special event; or
 - b. As a mobile vendor, such as a tent, booth, cart, trailer, or vehicle, and shall include sales of fruits, vegetables, flowers and other consumables; and
 - c. As an accessory use to a permanent business location. Such accessory uses shall be reviewed as a special exception use, in accordance with the procedures outlined in this subpart.
- (2) Open air food sales ~~will only~~ shall be permitted only on public property or on properties zoned for mixed use or non-residential uses, C-1, C-2, CBD, M-1, or PUD (limited to the commercial components), or on public property, but only as part of an approved special event. No open air food sales shall be permitted on properties zoned for residential use. The exclusion of open air food sales on properties zoned for residential use does not include mobile food vendors that stay less than 90 minutes in one location. Open air food sales shall be permitted on open space tracts only with documented proof of the tract owner's permission.
- (3) A premises will only be allowed to hold open air food sales twelve ~~four~~ times per year with a maximum of three ~~five~~ sales days for each permit which will allow a maximum of 36 ~~20~~ sales days per calendar year. A minimum of 60 days must elapse between each of the four allowed air food sales events. Notwithstanding the foregoing, open air sales

shall be permitted without any limitation on the frequency or on the duration as part of an approved special event.

- (4) Open air food sales shall only be permitted on developed lots, or on public property as part of an approved special event.
- (5) One temporary sign or banner, not exceeding eight square feet, per open air food sales event shall be allowed.
- (6) Minimum setbacks shall be ~~10~~ 25 feet from ~~right-of-way, paved driving lanes.~~ ~~No open air food sales shall be permitted in any public right-of-way except as part of an approved special event. Vehicular access must be provided so that traffic on adjacent public roads is not impeded.~~
- (7) All open air food sales shall receive inspection by the appropriate regulatory agencies, including but not limited to, the department of agriculture, department of professional regulation, division of hotels and restaurants, county health department, or city code compliance officer. Evidence of such inspection shall be immediately made available for city inspection upon request; otherwise, the open air food sale event shall be immediately terminated by issuance of an order of the city manager.

(d) *Seasonal sales; performance criteria.*

- (1) Seasonal sales shall be permitted only on public property or on properties zoned for mixed use or non-residential uses, excluding heavy industrial uses. No open seasonal sales shall be permitted on properties zoned for residential use. C-1, C-2, CBD, M-1, or PUD (limited to the commercial components).
- (2) Seasonal sales shall be permitted on undeveloped or developed lots.
- (3) For undeveloped property, adequate site access from an approved curb cut location shall be provided. No stopping or parking shall be permitted in the right-of-way unless in designated on-street parking or loading spaces.
- (4) Two temporary signs or banners shall be permitted not to exceed 16 square feet each.
- (5) The following is the list of holidays for which seasonal sales shall be approved for the purposes of this section: New Year's, President's Day, Easter, Mother's Day, Memorial Day, Father's Day, Fourth of July, Labor Day, Halloween, Veteran's Day, Thanksgiving and Christmas. The city prohibits the sale of fireworks in seasonal open air sales venues. A sale that is held within one week of the listed holidays shall be considered consistent with the intent of this section. Seasonal sales for a greater period of time or for different periods shall require written permission by the city manager.
- (6) Minimum setbacks shall be ~~10~~ 25 feet from ~~right-of-way paved driving lanes.~~ Vehicle access must be provided so that traffic on adjacent public roads is not impeded.
- (7) The maximum number of seasonal sales for each lot, parcel, or property during the period of one calendar year shall be ~~ten~~ five sales, not to exceed a total of ~~50~~ 35 days per year.

(e) ~~Compliance for open air sales, open air food sales, and seasonal sales. All open air sales, open air food sales and seasonal sales within the city at the time of adoption of the ordinance~~

~~from which this article is derived are required to meet all of the conditions of this article except as provided herein.~~

- ~~(1) Existing open air sales, open air food sales and seasonal sales that do not conform to these regulations at the time of adoption of the ordinance from which this article is derived may be considered legally existing nonconformities, provided:
 - a. All nonconforming open air sales, open air food sales and seasonal sales shall be in full compliance with this article within 18 months of the adoption date of the ordinance from which this article is derived.
 - b. The status as a legally existing nonconformity shall terminate upon any change in ownership, use, operation, or closure in excess of 20 calendar days.~~
- ~~(2) Open air sales, open air food sales or seasonal sales lawfully existing on property annexed into the city limits may continue in existence, provided that compliance with this article is achieved within 18 months of the date of annexation.~~
- ~~(3) In order to encourage compliance with the conditions of this article, if compliance takes place within nine months from the date of adoption of the ordinance from which this article is derived, the city will waive all associated application and permit fees.~~

Sec. 50-136. - Tents and temporary structures.

(a) Permit required.

- (1) It shall be unlawful for any person, company and/or group to erect any tent or temporary structure for use by the general public without making application for and receiving a building permit to do so in accordance with the conditions and limitations established by this article, with the exception of one tent that is 196 (14' x 14') square feet or less in size and is monolithic and open on all sides.
 - (2) Tent or temporary structure permits shall be issued only in conjunction with approved special events or open air sales. Exceptions may be authorized by the building community development department for individual needs. Tents or similar temporary structures may not be used as accessory structures.
- (b) Permit application.* The building permit application for a tent or temporary structure shall, at a minimum, include the following:
- (1) A site plan of the proposed site including the existing structures, parking, and driving aisles, showing the location of the tent or temporary structure dimensioned with the property lines. The site plan shall be drawn to scale, on a survey or plot plan, and shall clearly show the property's boundaries, connecting streets and driveways, and any other pertinent site elements.
 - (2) A flame retardant certificate for the tent.
 - (3) The dates the tent or temporary structure will be in use.
 - (4) A separate electrical permit may be required per the determination of the building official.

Sec. 50-137. – Application permit fees, inspection and certificate fees ~~Permit fees.~~

Applications for a permit for a ~~garage or yard sale~~, special event, open air sale, open air food sales, or seasonal sale shall be accompanied by the fee and or deposit established by resolution. The permit fee is nonrefundable and includes city administrative processing costs and inspection fees.

Sec. 50-138. – Insurance requirements for Mobile Food Vendor(s):

- (a) No person shall offer for business sale any edibles pursuant to a mobile food vendor's license unless the business is covered by a comprehensive liability insurance policy insuring the public against injury or damage occasioned by negligence arising from incidental to the business activity.
- (b) Proof of the continued validity of the insurance policy shall be provided upon the city manager's request given on reasonable notice at any time that the mobile food vendor's license is valid and outstanding. Any failure to provide such proof shall render the mobile food vendor's license null and void and of no further use or effect.

Sec. 50-139. – Term; random distribution.

- (a) Mobile food vendor's licenses shall be issued on an annual basis coinciding with the city's fiscal year, October 1 through September 30.
- (b) Each mobile food vendor's license shall show a designation according to the following categories, for which payment shall have been made as provided by this section:
 - (1) Edibles
- (c) Each mobile food vendor's license to be used in connection with a vehicle shall be issued for one vehicle only. Licensees shall provide the Community Development Department with a current photograph of the vehicle in use.

Sec. 50-140. –Renewal.

(a) The Community Development Department shall renew the mobile food vendor's license of any applicant who:

- (1) Held a valid mobile food vendor's license which expired not more than 30 calendar days prior to filing of a complete application for renewal;
- (2) Has provided the city with new or updated information, documents, certification of inspection by the fire department and fees and continues to meet all requirements of such section and
- (3) Pays a late processing fee of \$25.00 for any renewal application filed after October 1.

Sec. 50-141. –Transferability.

The mobile food vendor's license is nontransferable and shall be used only by the person in whose name it is issued.

~~See: 50-138.~~ Sec. 50-142- Revocation.

The chief of police, fire chief, building official, compliance officer or city manager, or their designated representatives, shall have the authority to revoke a permit issued hereunder immediately upon violation of any one or more of the code requirements, compliance department requirements or conditions or standards of issuance as herein set forth.

~~See: 50-139.~~ Sec. 50-143- Notice.

Immediately upon issuance of a permit, the ~~building~~ community development department shall forward a copy of the permit to the following:

- (1) City manager;
- (2) Director of public works;
- (3) Chief of police;
- (4) Fire chief;
- (5) Community development director;
- (6) Finance director; and
- (7) Code compliance manager. ~~enforcement.~~

~~See: 50-140.~~ Sec. 50-144- Indemnification.

The applicant for a permit to hold a special event shall agree to indemnify and hold harmless the city, its servants, agents and employees, for any and all claims caused by or arising out of the activities permitted. In certain potentially hazardous situations, as determined by the city manager, the applicant shall provide an appropriate policy of insurance to protect the city from liability which might arise from the

SECTION 3. It is the intent of the City Council of the City of Groveland that the provisions of this chapter shall become and made a part of the City of Groveland Code of Ordinances; and grants authority to the codifier to renumber or re-letter sections, and change the words in this ordinance to section, article, chapter or such other appropriate word or phrase in order to accomplish such intentions

SECTION 4. If any portion, clause, phrase, sentence or classification of this ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative or void, then such declaration shall not be construed to affect other portions of the ordinance; it is hereby declared to be the express opinion of the City Council of the City of Groveland that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this ordinance, the City Council would have enacted the valid constitutional portions thereof.

SECTION 5. The provisions within this ordinance shall take effect immediately upon the enactment date.

PASSED AND ORDAINED in regular session of the City Council of the City of Groveland, Lake County, Florida, this 20th day of July, 2020.

Evelyn Wilson

Evelyn Wilson, Mayor
City of Groveland, Florida



Attest:

Virginia Wright
Virginia Wright, City Clerk



Approved as to form and legality:

Anita Geraci-Carver

Anita Geraci-Carver, City Attorney

First Reading 6-15-2020

Second Reading 7-20-2020

Council Member Sweatt moved the passage and adoption of the above and foregoing Ordinance. Motion was seconded by Council Member Waite and upon roll call on the motion the vote was as follows:

| | YEA | NAY |
|----------------|-------------------------------------|-----|
| Mike Radzik | <input checked="" type="checkbox"/> | |
| Mike Smith | <input checked="" type="checkbox"/> | |
| Dina Sweatt | <input checked="" type="checkbox"/> | |
| Randolph Waite | <input checked="" type="checkbox"/> | |
| Evelyn Wilson | <input checked="" type="checkbox"/> | |