

Ordinance No.: 3626

AN ORDINANCE OF THE CITY OF SWEETWATER, FLORIDA AMENDING SECTION 42-26 OF THE CITY CODE OF ORDINANCES TO PROHIBIT PARKING ON SWALES, PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR EFFECTIVE DATE.

WHEREAS, The parking of automotive vehicles on swales has caused unsightliness, congestion and the appearance of overcrowding in the City;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COMMISSION OF THE CITY OF SWEETWATER, FLORIDA:

Article 1. Section 42-26 of the City Code of Ordinances is hereby amended to add the underscored text and delete the ~~stricken-through~~ text as follows:

Sec. 42-26. - Parking on swales and sidewalks prohibited.

(a)

No person shall be permitted to park any vehicle or place any obstruction on sidewalks or swales within the city. This prohibition shall include both sidewalks located on the public right-of-way and those sidewalks which are on private property which have been designated upon a site plan approved by the city.

(b)

Any person who violates the provisions of this section may be punished by a court of competent jurisdiction up to the maximum penalty which is permitted by law.

Article 2. All ordinances or portions of the Code of Ordinances of the City of Sweetwater in conflict with the provisions of this ordinance shall be repealed upon the effective date hereof.

Article 3. It is the intention of the Mayor and the City Commission that the provisions of this ordinance be incorporated into the Code of Ordinances; to effect such intention codifiers may change the words "ordinance" or "section" to other appropriate words.

Article 4. If any portion of this ordinance is held invalid by a court of competent jurisdiction, such invalidity shall not affect the remaining portions of the ordinance.

Article 5. This ordinance shall become effective upon its adoption by the City Commission and approval by the Mayor or, if vetoed, upon its reenactment by the City Commission as provided by the Charter of the City of Sweetwater.

PASSED AND ADOPTED on February 6, 2012.

Manuel Marono
Manuel Marono, Mayor

Jose M. Diaz
Jose M. Diaz, Commission President

ATTEST:

Marie O. Schmidt
Marie O. Schmidt, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

Ralph Ventura
Ralph Ventura, City Attorney

VOTE UPON ADOPTION:

Jose M. Diaz, Commission President
Orlando Lopez, Commission Vice President
Jose Bergouignan, Jr., Commissioner
Prisca Barreto, Commissioner
Manuel Duasso, Commissioner
Jose M. Guerra, Commissioner
Isolina Marono, Commissioner

yes
yes
yes
yes
yes
yes
yes

Date of first reading 01-09-2012
Date of publication 01-25-2012
Date of second reading 02-06-2012

Ord #3626

Ordinance No.: 3627

AN ORDINANCE OF THE CITY OF SWEETWATER, FLORIDA AMENDING ORDINANCE 2983, CODIFIED AS SECTION 34-31 OF THE CITY CODE OF ORDINANCES, IN ORDER TO PROHIBIT PARKING OF MOTOR VEHICLES ON SWALES, DEFINING MOTOR VEHICLES, PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR EFFECTIVE DATE.

WHEREAS, The parking of automotive vehicles on swales has caused unsightliness, congestion and the appearance of overcrowding in the City;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COMMISSION OF THE CITY OF SWEETWATER, FLORIDA:

Article 1. Section 34-31 of the City Code of Ordinances is hereby amended to add the underscored text and delete the ~~stricken-through~~ text as follows:

Sec. 34-31. - Maintenance of swales and rights-of-way free of debris.

(a)

Responsibility. Owners, renters, and/or occupants of any real property are responsible for maintaining the swale and/or rights-of-way free from any and all types of debris.

(b) *Parking on Swales.* The parking of motor vehicles on swales is hereby prohibited. Motor vehicles shall have the same definition as the contained in chapter 316 of the Florida statutes but shall also include trailers.

(c)

Fines for violation of section. Violators of this section shall be fined \$100.00 for the first offense and \$250.00 for the second offense. Upon issuance of a warning and/or a notice of violation, the violators shall have seven days to correct the violation.

Article 2. All ordinances or portions of the Code of Ordinances of the City of Sweetwater in conflict with the provisions of this ordinance shall be repealed upon the effective date hereof.

Article 3. It is the intention of the Mayor and the City Commission that the provisions of this ordinance be incorporated into the Code of Ordinances; to effect such intention codifiers may change the words "ordinance" or "section" to other appropriate words.

Article 4. If any portion of this ordinance is held invalid by a court of competent jurisdiction, such invalidity shall not affect the remaining portions of the ordinance.


Article 5. This ordinance shall become effective upon its adoption by the City Commission and approval by the Mayor or, if vetoed, upon its reenactment by the City Commission as provided by the Charter of the City of Sweetwater.

PASSED AND ADOPTED on February 6th, 2012.

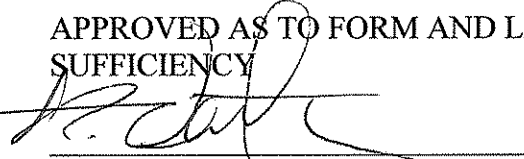

Manuel Marono, Mayor


Jose M. Diaz, Commission President

ATTEST:


Marie O. Schmidt, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY


Ralph Ventura, City Attorney

VOTE UPON ADOPTION:

Jose M. Diaz, Commission President
Orlando Lopez, Commission Vice President
Jose Bergouignan, Jr., Commissioner
Prisca Barreto, Commissioner
Manuel Duasso, Commissioner
Jose M. Guerra, Commissioner
Isolina Marono, Commissioner

yes
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yes
yes
yes
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yes

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