

**BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

Meeting Date: January 16, 2008

Division: Growth Management

Bulk Item: Yes  No

Department: Building

Staff Contact Person: Joseph Paskalik

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**AGENDA ITEM WORDING:** Public hearing to adopt an ordinance by the Monroe County Board of County Commissioners deleting outdated and obsolete provisions of Chapter 6 of the Monroe County Code Sections 6-17(d) regarding permits for building activities resulting from Hurricane Wilma.

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**ITEM BACKGROUND:** Deletes outdated wording in 6-17(d) regarding Hurricane Wilma exemptions.

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**PREVIOUS RELEVANT BOCC ACTION:** The BOCC approved added provisions in 6-17(d) regarding building permitting for owners impacted by Hurricane Wilma which occurred on October 24, 2005. Those regulations are no longer needed. On December 19, 2007 the Board approved the advertising of the Notice of Intent to adopt this ordinance

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**CONTRACT/AGREEMENT CHANGES:**

None

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**STAFF RECOMMENDATIONS:**

Approval

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**TOTAL COST:** N/A

**BUDGETED:** Yes  No

**COST TO COUNTY:** N/A

**SOURCE OF FUNDS:** \_\_\_\_\_

**REVENUE PRODUCING:** Yes  No  **AMOUNT PER MONTH** \_\_\_\_\_ **Year** \_\_\_\_\_

**APPROVED BY:** County Atty  OMB/Purchasing  Risk Management

**DOCUMENTATION:** Included  Not Required

**DISPOSITION:** \_\_\_\_\_

**AGENDA ITEM #** \_\_\_\_\_

ORDINANCE \_\_\_\_\_ 2007

AN ORDINANCE BY THE MONROE COUNTY BOARD OF COUNTY COMMISSIONERS DELETING OUTDATED AND OBSOLETE PROVISIONS OF CHAPTER 6 OF THE MONROE COUNTY CODE SECTION 6-17(d) REGARDING PERMITS FOR BUILDING ACTIVITIES RESULTING FROM HURRICANE WILMA; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR INCLUSION IN THE MONROE COUNTY CODE; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, building permit information and regulations are no longer needed for permits resulting from Hurricane Wilma which occurred on October 24, 2005;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA:

**Section 1.** Existing Section 6-17(d) is hereby deleted as follows

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~~(d) *Permit Exemptions for Hurricane Wilma:* Notwithstanding the provisions of paragraph (a) above, the following work shall be exempted from requiring a permit prior to the time periods specified below:~~

~~(1) No permit shall be required where imminent danger to life or safety exists or to prevent further property damage caused by Hurricane Wilma. Property owners may make necessary repairs to the minimum extent necessary without a permit; however, photographs should be taken before and after the necessary repairs. This exemption from the permitting requirements of this chapter shall be for a period of sixty (60) days from the effective date of this subsection.~~

~~(2) No permit shall be required for any residential work involving the replacement of three hundred (300) square feet or less of storm damage roof shingle. This exemption from the permitting requirement of this chapter shall be for a period of sixty (60) days from the effective date of this subsection.~~

~~(3) No permit shall be required for any work involving the demolition/removal of dry wall, cabinet and vanities, heating/cooling and electrical systems, and floor coverings in flooded structures, and demolition of storm damaged accessory structures or docks, seawalls, and lifts. This exemption from the permitting requirement of this chapter shall be for a period of ninety (90) days from the effective date of this subsection.~~

**Section 2.** If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

**Section 3.** All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of said conflict.

**Section 4.** The provisions of this ordinance shall be included and incorporated in the Code of Ordinances of the County of Monroe, Florida, as an addition, or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

**Section 5.** This ordinance shall take effect immediately upon receipt of the official notice from the Office of the Secretary of State of the State of Florida that this ordinance has been filed with said office.

**Section 6.** The Clerk of the Board is hereby directed to forward a copy of this Ordinance to the Municipal Code Corporation.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida at a regular meeting held on the \_\_\_\_ day of \_\_\_\_\_, 200\_\_.

Mayor Charles "Sonny" McCoy  
Mayor Pro Tem Mario DiGennaro  
Commissioner Sylvia Murphy  
Commissioner George Neugent  
Commissioner Dixie Spehar

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BOARD OF COUNTY COMMISSIONERS  
OF MONROE COUNTY, FLORIDA

BY \_\_\_\_\_  
Mayor Charles "Sonny" McCoy

(SEAL)  
ATTEST: DANNY L. KOLHAGE, CLERK

\_\_\_\_\_  
Deputy Clerk

