

O R D I N A N C E

AN ORDINANCE AMENDING CHAPTER 90 "UNIFORM ADDRESSING "SYSTEM" OF THE LAND DEVELOPMENT CODE OF SEMINOLE COUNTY BY THE ADDITION OF PROVISIONS TO SECTION 90.2 ALLOWING THE GRANTING OF VARIANCES UNDER CERTAIN CONDITIONS; BY THE ADDITION OF A NEW SECTION 90.12 SETTING FORTH VARIANCE PROCEDURES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Economic Impact Statement has been appropriately prepared and made available for public review in agreement with the provisions of the Seminole County Home Rule Charter; and

WHEREAS, the Board of County Commissioners of Seminole County hereby finds and determines that the provisions of this Ordinance reasonably balance the private property rights of property owners, the public safety issues relating to addressing of buildings,

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA, AS FOLLOWS:

Section 1. Section 90.2, Land Development Code of Seminole County is amended to read as follows:

Section 90.2 Definitions.

(i) Non-conformance: Any failure to comply with the provisions of this Chapter including, but not limited to, by way of example: an address or unit/suite number out of sequence, odd or even number on wrong side of street, rural box numbers, numbers improperly affixed illegible, unclear, obstructed, not visible, unapproved numbers, street names that are duplicates or sound alike, street suffixes that do not properly describe the

thoroughfare as built, and subdivisions, apartments, shopping centers, mobile home parks, condominiums, warehouses, commercial office buildings, single family residences, duplexes, or other communities of buildings whose names are similar to existing names. However, alternate systems of street naming, numbering and addressing that are approved as an exception or variance under the processes described in this Code shall not be deemed a non-conformity with the provisions of this Code.

Section 2. An new Section 90.12 of Chapter 90 of the Land Development Code of Seminole County is added to read:

Sec. 90.12 Variance Procedures to the Uniform Addressing System.

(a) Pursuant to the procedures set forth in this Section, the Public Safety Director or the Board of County Commissioners may grant variances to the following standards set forth in this Code.:

- (1) Street Designator.
- (2) Standards for Naming Streets.
- (3) Provisions for an Alternative Addressing Grid.

No variances may be applied for or granted for any other provision of this Ordinance, including odd or even numbering requirements.

(b) Applications proposing a variance in any of the above listed addressing standards shall be submitted in writing to the Addressing Coordinator and include the appropriate fee. Such applications shall be sent to the Seminole County E-911 Addressing Committee for their review and the Committee shall meet and

provide written recommendation/comments to the Public Safety Director within fifteen (15) business days of receipt of request by the Addressing Coordinator. The Public Safety Director must grant or deny the requested variance in writing, with attached Findings of Fact within five (5) business days after receipt of the comments and recommendations from the Seminole County E-911 Addressing Committee. The variance process may take up to twenty (20) business days.

(c) The decision of the Public Safety Director may be appealed to the Board of County Commissioners by filing a written letter of appeal with the Addressing Coordinator within fifteen (15) days of the issuance of the Public Safety Director's grant or denial of the variance.

(d) A variance may be approved only after it is determined to be appropriate based upon findings of fact that the alternative addressing system created by the variance:

(1) Comports with the purposes expressed in the Addressing Code.

(2) Constitutes a unique addressing opportunity and does not create a precedent for other variances to the uniform addressing system.

(3) Can be adequately supported by the technology currently available and in use for the emergency response systems.

(4) Does not create confusion that would cause or create a delay in response time.

(5) Otherwise provides how public safety and emergency vehicles will be able to readily identify and serve buildings and structures located on the property.

Section 3. Codification

It is the intention of the Board of County Commissioners that the provisions of this Ordinance shall become, and be made a part of the Seminole County Code. The word "Ordinance" may be changed to section, article, or other appropriate word or phrase and the sections of this Ordinance may be assigned new numbering or lettering to accomplish such intention; providing, however, that Sections 3, 4 and 5 shall not be codified. The second recital to this Ordinance shall be codified.

Section 4. Severability

If any section, sentence, clause, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this Ordinance.

Section 5. Effective Date

This Ordinance shall become effective upon receipt of official acknowledgment by the Clerk of the Board of County Commissioners from the Department of the State that this Ordinance has been filed with the Department of State.

ENACTED this 12th day of December, 2000.

BOARD OF COUNTY COMMISSIONERS
OF SEMINOLE COUNTY, FLORIDA

By: _____
DICK VAN DER WEIDE, Chairman