

# Ad Hoc Blight Committee Meeting

## June 24, 2015

(Please print information)

Name	Business/COJ Department	Address	Phone	Email
Stanley Scott	AAERTT	P.O. Box 2672 JAX 32203	407-719-7188	doc3507@msn.com
Doretha Tamplings	Riverside Neighborhood Assoc.	8170 4th Avenue	9047656135	DTamplings@Bellsouth.net
Eric Welch	701 N. Ocean St.	701 N. Ocean St, Apt. 1608	632-0764	
Robert Ford	ITCCT	Ed Ball	255-70100	rford@coj.net
GREG HUNTINGTON	ADVANCED DISPOSAL	90 FORT LADE RD, PONTE VERDE, FL	407-8605	GHUNTINGTON@ADVANCEDDISPOSAL.COM
John Pappas	Public Works	Ed Ball Bldg.	255-8748	pappas@coj.net
IAN DIKE WYKKE	JTA	100 N MYRTLE	633-8518	wyke@coj.net
Thimberly Scott	COT-RCO	Ed Ball	255-7014	tscott@coj.net
Gracie McCaster	DST Biscayne Dunes HOA	11424 Secretariat Ln. W.	236-9988	macaster.gracie56@gmail.com
TIM ROBINSON	DPW	Ed Ball	255-8748	jrobinson@coj.net
USA DANAII	JTA	100 N Myrtle	630-3120	/dennall@jtafla.com
William NUSSBAUM	KEEP JAX BEAUTIFUL COMM	334 E TOURIST ST 32202		wnussbaum@sbnetjax.com
Dave Anderson	PHV	109 St Johns Blv	472-2851	mdaniel@coj.net
WELZHA Batsch	PAO - PID			
Bill Shubert	ADVANCED DISPOSAL	7530 Philips Hwy Jacksonville	3922/270959	
Jane Coyle	Open in New Hope	1000 N Main St	354-4673	jcoyle@openinnewhope.com
JOE NADAM	RTE/EXTA	Ed Ball	355-8792	JW NADAM@coj.net
HOSEA SMALL			349-8953	
Doree Good	JTA	21 West Church St	605-5348	goodr@SCA.CO
Hyre Leathersburg	JTA	2404 Hubbard St	255-6667	
Melissa Long	EQD			
Robert Campbell	COT	Suite 200	0820	

# Ad Hoc Blight Committee Meeting

## June 24, 2015

(Please print information)

[illegible]

PLANNING AND DEVELOPMENT DEPARTMENT  
HOUSING AND COMMUNITY DEVELOPMENT DIVISION



The Housing and Community Development Division submits the enclosed documents as policy exhibits to accompany proposed ordinance revisions related to property donation and zombie foreclosed properties. These policies have been vetted as a part of the Ad Hoc Blight Zombie and Foreclosure Properties Subcommittee meetings chaired by Councilmembers Warren Jones and Bill Gulliford.

**Enclosed Documents:**

- I. Draft- Property Donation Policy (2 pages)
- II. Draft- Zombie Foreclosure Policy (1 page)

PLANNING AND DEVELOPMENT DEPARTMENT  
HOUSING AND COMMUNITY DEVELOPMENT DIVISION



June 17, 2015

**Draft- Property Donation Policy**

It shall be the policy of the Housing and Community Development Division (HCDD) to evaluate and approve the donation of properties designated by the Real Estate Department (RED) to HCDD; in accordance with Section 122.461 of the City of Jacksonville Code of Ordinance. The donation of property shall be solely for the purpose of providing affordable housing as established by the Housing & Urban Development (HUD) Fair Market Rent and Income Limit Guidelines. Donations will be made to qualified eligible entities, as identified and approved by the Chief of Housing and Community Development. Baseline qualifications shall include, but not be limited to the following criteria and will be reviewed and recertified on an annual basis:

**Not-for-profit housing developers:**

- 501c(3) or Community Housing Development Organization (CHDO) certified
- At least 2 years of verifiable housing construction, rehabilitation background
- Financially in good standing per certified accounting audit
- Provide a list of all parcels in which your agency has site control. All parcels must be free of any City of Jacksonville liens/fines incurred while parcel has been in your agency's ownership and control; not owe any outstanding taxes

**Type of Donation /Use:**

- Vacant land, or abandoned residential properties

**For-profit housing developers:**

- At least 2 years of verifiable housing construction, rehabilitation background
- Financially in good standing per certified accounting audit
- Provide a list of all parcels in which your agency has site control. All parcels must be free of any City of Jacksonville liens/fines incurred while parcel has been in your agency's ownership and control; not owe any outstanding taxes

**Type of Donation/Use:**

- Non-buildable lots/parcels
  - Must be a contiguous parcel(s) in which a non-buildable lot is in need of additional land to assemble and create a buildable lot for the purpose of affordable housing development
- or
- Buildable parcels – Developer must have aggregated majority block ownership of parcel(s) in a given neighborhood whereby a city owned parcel interrupts ownership pattern and parcel is needed to complete a renovation strategy, and will be used solely for the purpose of establishing affordable housing for the inclusion in the existing project

**Neighboring Property owner:**

- Own contiguous parcel
- All parcel(s) must be free of any City of Jacksonville liens/fines incurred while parcel has been in your agency's ownership and control; not owe any outstanding taxes.

**Type of Donation/Use:**

- Non-buildable lots/parcels
- Must contractually agree to adhere to all applicable maintenance regulations and ordinances pertaining to property ownership.

**HCDD shall use the following list of items to determine eligibility:**

- Written request for property donation establishing need, proposed use of property.
- Property Donation Application
- Financial Statement – Certified Financial Audit\*
- Proof of rehabilitation/construction financing \*
- Rehabilitation/new construction timeline\*
- Proof of affordable housing eligible recipient (must agree to contractually accept property with these provisions and maintain conformance for a period no less than 5 years). HCDD shall monitor property ownership and rental agreements on an annual basis.
- Must contractually agree to adhere to all applicable maintenance regulations and ordinances pertaining to property ownership.

*\* Does not apply to neighboring property owner donation applications.*

FY2015 Fair Market Rent Summary										
Jacksonville, FL HUD Metro FMR Area										
Efficiency 1 Bedroom 2 Bedrooms 3 Bedrooms 4 Bedrooms										
Final FY2015 FMRs										
	\$628	\$775	\$931	\$1,228	\$1,502					
FY 2015 Income Limits Summary										
Jacksonville, FL HUD Metro FMR Area										
FY 2015 Income Limit Area	Median Income	FY 2015 Income Limit Category	1 Person	2 Person	3 Person	4 Person	5 Person	6 Person	7 Person	8 Person
Jacksonville, FL HUD Metro FMR Area	\$63,300	<u>Very Low (50%) Income Limits</u>	\$22,200	\$25,350	\$28,500	<b>\$31,650</b>	\$34,200	\$36,750	\$39,250	\$41,800
		<u>Extremely Low (30%) Income Limits</u>	\$13,300	\$15,930	\$20,090	<b>\$24,250</b>	\$28,410	\$32,570	\$36,730	\$40,890
		<u>Low (80%) Income Limits</u>	\$35,500	\$40,550	\$45,600	<b>\$50,650</b>	\$54,750	\$58,800	\$62,850	\$66,900

**Next Document:**

**Draft Zombie Foreclosure  
Policy**

PLANNING AND DEVELOPMENT DEPARTMENT  
HOUSING AND COMMUNITY DEVELOPMENT DIVISION



June 17, 2015

**Draft- Zombie Foreclosure Policy**

**Zombie Foreclosed Properties Definition:**

As a result of a foreclosure filing or notice by the mortgagee/bank, a property is abandoned by the mortgagor in anticipation of the mortgagee/bank's repossession of the property. Foreclosure action is discontinued and mortgagor remains responsible party of record, even though the property has been vacated and surrendered back to the mortgagee/bank.

**Policy:**

In an effort to address the negative impacts affecting neighborhoods as a result of foreclosed and abandoned properties, the Housing and Community Development Division (HCDD) shall assemble and provide data obtained through the City's Foreclosure/Vacant Property Registry to Jacksonville Area Legal Aid (JALA) for the purpose of identifying the mortgagee whose filing of foreclosure action has resulted in a property's abandonment. The HCDD shall provide the first issuance of data reporting to JALA in a time period not to exceed ten business days from the enactment of this policy. Furthermore, the HCDD shall continue providing data and reporting on a quarterly basis. At the request of JALA, the HCDD shall grant direct access to the Foreclosure/Vacant Property Registry data for the purposes established by this policy.

## **Various Cities Code References to Abandoned/Junk Vehicles on Private Property**

### **Daytona Beach (Sec. 42-112) Evidence of abandonment**

1. Abandoned/junk vehicle cannot remain on property longer than 15 days.
2. Evidence of abandonment is any of the following and shall be prima facie evidence:
  - a) absence of current license plate/registration;
  - b) existence of the vehicle in a damaged, disassembled, deteriorates, or similar condition that vehicle does not appear to be used for its purpose; and
  - c) existence of trash or undergrowth in or around the vehicle indicating disuse

### **Miami (Sec. 22-146) Removal from private property**

1. Whenever the code inspector shall ascertain that an article or articles of abandoned property are present on private property within the limits of the city in violation of the zoning ordinance or regulation, the antilitter ordinance or regulation, or other similar ordinance or regulation of the city; the enforcement officer shall cause a notice to be placed upon such article;
2. Once a notice has been issued on an article(s) for violation, it must be removed within ten days (boats received 30 days).

### **Melbourne (Sec. 15-23) Public nuisance prohibited**

1. The excessive accumulation or untended growth of weeds, undergrowth or other dead or living plant life over twelve (12) inches in height, or an open and/or unprotected pit, upon any parcel of land, improved or unimproved, within one hundred (100) feet of the boundary line or any improved property within the incorporated areas of this city to the extent and in the manner that such parcel of land is or may reasonably become infested or inhabited by rodents, vermin, or wild animals, or may furnish a breeding place for mosquitoes, or threatens or endangers the public health, safety or welfare, or may reasonably cause disease, or adversely affects and impairs the economic welfare of adjacent property, is hereby prohibited and declared to be a public nuisance. Further the accumulation of garbage and trash in violation of Chapter 14 of this Code; and the accumulation, storage or maintenance of junk, abandoned vehicles, or trash, except for compost piles, in violation of sections 14-26 and 14-27 of this Code, is hereby prohibited and declared to be a public nuisance. Further, having an attractive nuisance in violation of section 15-61 and 15-62 of this Code is hereby prohibited and declared to be a public nuisance.

### **St. Petersburg (Sec. 8-201) Outdoor storage**

1. The City has a compelling interest in promoting the health and safety of citizens and visitors by regulating potentially hazardous conditions on private and public property including public rights-of-way.
2. Any cover shall allow at least the bottom of six inches of each tire to be visible. The required license tag shall be clearly visible from the right-of-way or the license tag number shall be printed legibly on the cover with characters not less than two inches in



height so that it is clearly visible from the right-of-way. Covers should be in good condition without tears, rips or holes. The entire cover shall be one color, except factory-made fitted covers may have more than one color, and shall be kept clean and free from mold and mildew. Covers may include tarps.

3. Once a notice has been issued on an article(s) for violation, it must be removed within ten days.

**Tallahassee (Sec. 20-131 & 20-134) Definitions & Time limit for leaving on property; exceptions**

1. It does not have a current license tag.
2. Any part, equipment or piece thereof necessary for its operation is and remains removed therefrom a period of at least three days.
3. ~~For any other reason the vehicle appears after reasonable inquiry and investigation to be junked or abandoned~~
4. No person in charge or control of any property within the city, whether as owner, tenant, occupant, lessee, or otherwise, shall allow partially dismantled, non-operating, wrecked, junked or discarded vehicle to remain on such property longer than 72 hours.

**Tampa (Sec. 19-56) Storage of inoperative vehicles, junk or scrap metal in residential or commercial sections prohibited**

1. Seventy-two-hour limitation. It shall be unlawful for any person in charge of or in control of any property in a residential or commercial section of the city, whether as owner, lessee, occupant, or otherwise, to allow any dismantled, partially dismantled, inoperative or discarded machinery, vehicle, boat or parts thereof, scrap metal or junk to remain on such property longer than 72 hours. It shall be unlawful for any person to have any such items on any residential, commercial or public property within the city for a longer time than seventy-two (72) hours.

**Volusia County (Sec. 118-33) Findings; declaration of nuisance**

It is hereby found by the county council that abandoned vehicles, defined for the purpose of this article as those vehicles that are inoperative, wrecked, partially dismantled or otherwise mechanically incapable of being operated in their present condition, or without current state license tags, if required, are a public nuisance for the following reasons:

1. Such vehicles, if stored in the open on private property, or if abandoned on public rights-of-way, can detract from the aesthetic quality of the surrounding neighborhoods and diminish the value of the adjacent properties.
2. Such vehicles, if parked on a public right-of-way, can constitute a safety hazard by virtue of the obstruction to the free flow of traffic and give rise to other traffic hazards.

3. Where such abandoned vehicles are on private property and stored in other than a completely enclosed garage, a health hazard may arise by virtue of the fact that such a vehicle can become a breeding place for disease-carrying insects and vermin.
4. Abandoned vehicles as described by this article constitute an abuse of the environment as contemplated in article II, section 202.2(3), of the county Charter in that such vehicles are solid waste which pollute the land.

**West Palm Beach (Sec. 34-102) Abandoned vehicles and inoperative vehicles declared to be a public nuisance; duty of owners of vehicle and premises**

1. The existence of an abandoned or inoperative vehicle on private property in view of the general public is hereby declared to be a public nuisance. The existence of an abandoned or inoperative vehicle in view of the general public is detrimental to the health, safety and welfare of the inhabitants of the city, and is a violation of the aesthetic standards of the city. Furthermore, certain abandoned or inoperative vehicles may constitute a serious threat to the public health, safety and welfare.
2. It shall be the duty of the registered owner of such vehicle, as well as the duty of the owner of the private property or lessee or other person in possession of the private property upon which such vehicle is located, to remove the vehicle from the view of the general public.
3. This section shall not apply to a vehicle in an enclosed structure or private property under the control of a business which utilizes such vehicles in the ordinary course of its business and is authorized to do so by occupational license, certificate of use and zoning approval, if required, issued by the city. A vehicle covered with a car cover does not constitute enclosure of a vehicle.

## **Agenda**

Ad Hoc Committee on Blight

June 24, 2015, 10 a.m.

Lynwood Roberts Room, 1st Floor, City Hall

**Note about Parking: Those parked in the Library Parking garage can have parking validated at the end of the meeting. See Dan Macdonald at the end of the meeting.**

**Committee:** E Denise Lee, Chair; Council Member Jim Love; Council; Council Member John Crescimbeni, Council Member Bill Bishop, Council Member Warren Jones, Council Member Bill Gulliford, and Council Member Greg Anderson.

## **Call to order**

Approve minutes from June 17, 2015 meeting

- Update on sign law poster for print shops – CM Jim Love, subcommittee Chair
  - Bring draft poster
  - Work with Joy Bradley to make this information more prominent on the COJ website
- Provide Garbage and Recycling Brochure – Jim Robinson, Public Works Director
- Report from the Donation Collection Bins Subcommittee, CM John Crescimbeni, Chair
  - Discussion about the JSO Involvement and towing fees
- Discussion of draft Residential Donation Ordinance – CM Warren Jones
- Presentation of the School Board's Contribution to the Blight Committee – Paul Soares, Duval County Public Schools
- Discussion of Ordinance 2015-377, Car Covering bill, that was sent to Blight form Council On June 23, 2015.
- Discussion of Blight Committee's Achievements – CM E. Denise Lee, Chair
- Expression of gratitude from the Committee members
- **Public Comment and Complaints**
- **Adjourn the 2014-2015 edition of the Ad Hoc Blight Committee**



## OFFICE OF THE CITY COUNCIL

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4<sup>TH</sup> FLOOR, CITY HALL  
JACKSONVILLE, FLORIDA 32202

### SPECIAL AD HOC COMMITTEE ON JACKSONVILLE'S NEIGHBORHOOD BLIGHT MEETING MINUTES

**June 17, 2015**

**10:04 a.m.**

**City Hall  
117 W. Duval St., 1st Floor  
Lynwood Roberts Room**

**Attendance:** Council Members E. Denise Lee (Chair), Bill Gulliford, John Crescimbeni (arr. 10:11a), Warren Jones

**Excused:** Council Members Bill Bishop and Greg Anderson

**Also:** Council Member Elect Garrett Dennis; Cleveland Ferguson – Mayor's Office; Paige Johnston and Peggy Sidman – General Counsel's Office; Jim Robinson – Public Works Department; Folks Huxford – Planning & Development Department; Kimberly Scott – Regulatory Compliance Department; Paul Soares – Duval County Public Schools; Dan Macdonald – ECA Dist. 8; Robert Campbell – Office of Council Auditor's; Yvonne Mitchell – Council Research

See attached sign-in sheet for additional attendees.

Council Member Lee called the meeting to order at 10:05 a.m.

The meeting began with introductions from the committee and attendees.

#### **Minutes**

Motion/2<sup>nd</sup> move to approve June 10th minutes – Jones/Gulliford (4-0)

#### **1. Discussion 2015-327 Collection Bills – Paul Harden**

Mr. Harden provided brief comments and presented pictures of bins in various districts to the committee for review. The bill will prohibit donation collection bins in the City of Jacksonville. There was extensive discussion regarding enforcement, financial responsibility, and the removal process. It was suggested that a notice provision be included to post a 60 day notice on collection bins after bill is enacted. The Municipal Code Compliance will be responsible for enforcement; and Solid Waste Division will be involved in the removal process of the bins. Additionally, it was recommended that the bill be removed from the Zoning Code into Property Safety and Maintenance Code.

Motion/2<sup>nd</sup> add Blight Committee amendments to 2015-327 – Crescimbeni/Jones (4-0)

**Announcements**

CM Jones – the unveiling of the historical markers for James Weldon Johnson at Lift Ev'ry Voice Park, intersection of Houston and Lee Streets in the LaVilla area is at 2:00 p.m. on Wednesday, June 17, 2015.

There being no further business, the meeting was adjourned at 12:24 p.m.

Yvonne P. Mitchell, Council Research Division

06.18.15                      12:00p.m.

1 Introduced by Council Member Jones and Co-sponsored by Council  
2 Member Yarborough:

3  
4 **ORDINANCE 2015-377**

5 AN ORDINANCE AMENDING CHAPTER 518, ORDINANCE  
6 CODE (JACKSONVILLE PROPERTY SAFETY AND  
7 MAINTENANCE CODE); PART 2. (IMPROVED OR  
8 UNIMPROVED LOTS AND EXTERIOR CONDITIONS OF  
9 RESIDENTIAL AND COMMERCIAL PROPERTIES);  
10 SECTION 518.203 (JUNK AND ABANDONED VEHICLE  
11 PARKING OR STORAGE PROHIBITED) TO RE-NAME THE  
12 SECTION AS "PROHIBITED OUTDOOR STORAGE"; TO  
13 STRIKE THE EXISTING LANGUAGE AND TO INSERT NEW  
14 LANGUAGE TO PROHIBIT THE OUTDOOR STORAGE OF  
15 CERTAIN ITEMS INCLUDING BUT NOT LIMITED TO  
16 ABANDONED, INOPERATIVE, MOTOR VEHICLES,  
17 FREEZERS, REFRIGERATORS, JUNK, RUBBISH AND  
18 GARBAGE; REQUIRING THAT THE LICENSE TAG BE  
19 CLEARLY VISIBLE ON COVERED VEHICLES; PROVIDING  
20 AN EFFECTIVE DATE.

21  
22 **WHEREAS,** the Council finds that certain persons are storing  
23 vehicles in side yards or parking vehicles in such a manner which  
24 prevents the observation of the license tag from the right-of-way;  
25 and

26 **WHEREAS,** such improper storage of vehicles contributes to  
27 blight conditions; and

28 **WHEREAS,** the City of Jacksonville has a compelling interest in  
29 promoting the health and safety of citizens and visitors by  
30 regulating potentially hazardous conditions and blighting  
31 influences on private property; now therefore

1        a. Any parked vehicle that is visible from the right-of-way  
2 shall contain the required license tag, and such license tag shall  
3 be clearly visible from the right-of-way or the license tag shall  
4 be printed legibly and visible from the right-of-way, with  
5 characters not less than two inches in height so that it is clearly  
6 visible from the right-of-way.

7        b. Any cover shall allow at least the bottom of at least six  
8 inches of each tire to be visible from the right-of way. The  
9 required license tag shall be clearly visible from the right-of-way  
10 or the license tag number shall be printed legibly on the cover  
11 with characters not less than two inches in height so that it is  
12 clearly visible from the right-of-way.

13        c. Covers shall be in good condition without tears, rips or  
14 holes. The entire cover shall be one color, except factory-made  
15 fitted covers may have more than one color, and shall be kept clean  
16 and free from mold and mildew. Covers may include tarpaulin which  
17 shall be in good condition, free of holes, tears and rips.

18        ~~No person in charge or control of any property within the city~~  
19 ~~whether as owner, tenant, occupant, lessee or otherwise, shall~~  
20 ~~allow any junk or abandoned vehicle to remain on any private or~~  
21 ~~public property within the city longer than 15 days; and no person~~  
22 ~~shall leave any such vehicle on any property within the city for a~~  
23 ~~longer time than 15 days; except that this article shall not apply~~  
24 ~~to a vehicle on the premises of a business enterprise licensed and~~  
25 ~~operated in a lawful place and manner, to repair vehicles with~~  
26 ~~current license or those places where active restoration is taking~~  
27 ~~place and both activities are taking place within a closed~~  
28 ~~building.~~

29        **Section 2.        Effective Date.** This ordinance shall become  
30 effective upon signature by the Mayor or upon becoming effective  
31 without the Mayor's signature.

# **Ad Hoc Committee on Blight**

June 10, 2015

Duval County School District  
Status Report



## **Blight Status Report from Duval County Public School**

Our school district has worked in conjunction with the City of Jacksonville Blight Committee effort to perform the following efforts:

- In June 2014 our District provided powerpoint briefings at two different Blight Committee meetings highlighting our efforts to remove the appearance of blight from school campuses. Our District's effort focused on improving four distinct areas. The areas were; Fencelines, Landscaping, Retention Ponds, and Exterior Structures. Problem areas were identified and corrective actions were planned and taken since June 2014 to correct blight issues found.
- In November 2014 our District participated on the Blight Subcommittee on Truancy led by CM Greg Anderson with direct support from the LT Jones from Jacksonville Sheriff's Office and Alex Pellom from Jacksonville Fire and Rescue. Micheal Mcauley from our District's Truancy office provided pertinent truancy data from schools with highest truancy rates. We jointly developed a truancy analysis around schools with highest truancy rates to determine if there was an impact on crime within neighborhoods surrounding these schools. A statistical analysis was performed by Mr. Pellom which determined no direct correlation between truancy at a given school and crime within neighborhood surrounding the same given school.



## Jacksonville Sign Laws Resource

A Guide to Jacksonville Sign Laws can be found at COJ.net by searching "sign laws" or by going to:  
<http://www.coj.net/departments/planning-and-development/building-inspection-division/sign-laws.aspx>

### UNLAWFUL SIGN STRUCTURES. (excerpts from the above website)

It shall be unlawful and a violation to erect, alter or maintain a sign which:

- Does not meet all the requirements of the Building, Sign and Zoning Codes.
- A sign permit has not been approved, issued and payment received.
- Is tacked (nailed, screwed), tied (rope, tape, zippy-ties), stapled or pasted/glued to a hydrant, tree, lamppost, telephone, telegraph/cell tower or electric utility pole, fence or building.
- Is hung or supported from another sign and is not built as an integral part.
- Is/are placed in a public space or street right-of-way.
- Is of a temporary nature, not permanently anchored/secured to the ground or other structure, such as 'A'-frame signs, portable signs, or stick signs.
- Lighted/illuminated signs producing glare to vehicular traffic. Illumination or electric lighting, which pulsates, flashes, flickers, or alternates or changes intensity.
- Animated, flashing and revolving signs are prohibited in all zoning districts. Changing message devices (manual/mechanical) are permitted unless otherwise prohibited.
- Consists of streamers, ribbons, pennants or wind activated devices, multiple flags, including multiple flags of states, governmental units, balloons, including individual and giant balloons which are inflated and tethered for support which encompass an area or areas, singularly or in aggregate, greater than twenty-five (25) square feet.
- The United States of America or a single American flag of any size is permitted on a property.
- Is/are existing signs, which are non-conforming, and do not meet the building and zoning code requirements; check/consult with the Building Inspection Divisions Sign Plans Examiner/Reviewer. If the property title has been sold or transferred after March 1, 1987 the non-conforming sign shall be brought into compliance with the building and zoning code requirements (sign size or sign setback).
- Note: Any sign which is being used, or has been constructed, erected, placed, located or parked on public or City right-of-way may be removed by a City of Jacksonville Building Official without prior demand or notice.

<http://www.coj.net/departments/planning-and-development/building-inspection-division/sign-laws.aspx>

## Legislation as a result of City Council Ad Hoc Blight Committee and Stand Up For Your Neighborhood Committee

Legislation # / Description	Committee	Status	Assigned Attorney
<b>2013-683-E</b> Creation of Mowing and Landscape Division	Ad Hoc Blight	Enacted 11/26/2013	M. Sidman
<b>2014-041-E:</b> Appropriation of \$53,000 for tree maintenance	Ad Hoc Blight	Enacted 2/25/2014	J. McCain Jr.
<b>2014-042-E:</b> Amends ordinance 2013-683-E to create a Mowing and Landscape Division replacing funding source	Ad Hoc Blight	Enacted 2/25/2014	J. McCain Jr.
<b>2014-123-E:</b> Tire buy-back appropriation \$128,502 for the tire buy-back.	Ad Hoc Blight	Approved by Council on 2/25/14	M. Sidman
<b>2014-214-A</b> Resolution confirming Emmett D. McDaniel as chief of Mowing and Landscape Maintenance Division	Ad Hoc Blight	Adopted 4/22/2014	J. McCain Jr.
<b>2014-232-E:</b> Tire buy-back appropriation of \$50,000.	Ad Hoc Blight	Approved by Council on 3/25/14	M. Sidman
<b>2014-307-E:</b> Amending Chapter 656 to require a statement regarding how Public Safety & Municipal Services vehicles will access property.	Ad Hoc Blight	Approved by Council on 6/24/14	M. Sidman
<b>2014-427-E:</b> Amends Chapter 518 regarding the demolition of non-historic buildings.	Ad Hoc Blight	Approved by Council on 1/27/15	C. Shaw
<b>2014-724-E:</b> Certificate of Use legislation	Stand Up for your Neighborhood	Approved by Council on 12/9/14	P. Johnston
<b>2014-752-E:</b> Appropriates \$814,000 in carry over for Municipal Code Compliance and Mowing and Landscape Maintenance division	Ad Hoc Blight	Amended & Enacted 1/13/2015	M. Sidman
<b>2015-100-E</b> Car Wash Legislation	Ad Hoc Blight	Approved by Council 4/14/2015	C. Shaw
<b>2015-340-E</b> Vacant Land Registry (aka Mortgage Foreclosure Registry)	Ad Hoc Blight	Approved by Council 6/9/2015	P. Johnston

Introduced by Council Member Lee & Co-Sponsored by Council Members Schellenberg, Boyer, Bishop, Brown, Gulliford, Gaffney, Daniels, Love, Jones, Lumb, Redman, Joost, Holt, Clark, Carter, Anderson, Crescimbeni & Yarbrough and Substituted by the Rules Committee and amended three times on the floor of Council:



Attach.tif

**ORDINANCE 2013-683-E**

AN ORDINANCE REFORMING THE CITY OF JACKSONVILLE GOVERNMENT RELATING TO THE MAINTENANCE OF RIGHT OF WAY, CITY OWNED LANDSCAPING AND MOWING; APPROPRIATING FUNDS NOT TO EXCEED \$12,046,894.03; CONSOLIDATING RESPONSIBILITY FOR SUCH ACTIVITIES WITHIN ONE DIVISION CREATING A NEW DIVISION WITHIN PUBLIC WORKS, THE DIVISION OF MOWING AND MAINTENANCE, AND AMENDING VARIOUS PROVISIONS OF THE ORDINANCE CODE PURSUANT TO CHAPTER 21 (EXECUTIVE BRANCH, GENERALLY), PART 2 (EXECUTIVE REORGANIZATION), ORDINANCE CODE; AMENDING CHAPTER 32 (PUBLIC WORKS DEPARTMENT), ORDINANCE CODE, TO REMOVE LANDSCAPE MAINTENANCE AND MOWING FROM THE RIGHT OF WAY DIVISION; CREATING A NEW PART 8 (MOWING AND LANDSCAPE MAINTENANCE DIVISION), CHAPTER 32 (PUBLIC WORKS DEPARTMENT), ORDINANCE CODE, TO PERFORM SUCH DUTIES EXCLUSIVELY; PROVIDING FOR A MOWING DIVISION COMPREHENSIVE PLAN, POLICY AND PROCEDURES REPORT TO CITY COUNCIL BY MARCH 2014; PROVIDING FOR TRANSITION; PROVIDING FOR CODIFICATION; AUTHORIZING THE COUNCIL

read as follows:

**CHAPTER 32. Public Works Department**

**\* \* \***

**PART 3. RIGHT OF WAY ~~AND GROUNDS~~ MAINTENANCE DIVISION**

**\* \* \***

**Sec. 32.301. Created; functions.**

There is created the Right of Way ~~and Grounds~~ Maintenance Division. The Division shall have general responsibility for planning, building and maintaining the streets, highways and drainage facilities; traffic signals and other traffic-control devices, including railroad crossing signals; ~~and for performing landscape maintenance of public buildings, street right of ways, parks and grounds, and other miscellaneous public sites of the Consolidated Government.~~ The division shall also be responsible for coordinating the efforts of various government agencies concerned with streets and highways in Duval County.

**Sec. 32.302. Division Chief.**

There shall be a Division Chief of the Right of Way ~~and Grounds~~ Maintenance Division. The Chief shall be appointed by the Mayor, subject to confirmation by the Council, and shall serve at the pleasure of the Mayor. The Division Chief shall be registered by the State of Florida as a Professional Engineer and have at least five years' experience in highway and street construction, planning and maintenance. The Division Chief shall serve as staff to the Context Sensitive Streets Standards Committee set forth in Section 32.702, Ordinance Code and serve as a member of the Subdivision Standards and Policy Advisory Committee.

**Section 3. Creating a new Part 8 (Mowing and Landscape Maintenance Division), Chapter 32 (Public Works Department), Ordinance Code.**

1 overseeing mowing for all City of Jacksonville issues or contracts,  
2 with the exception of sports field mowing which shall remain with  
3 the Parks and Recreation Department.

4 **Sec. 32.802. Division Chief.**

5 There shall be a Division Chief of the Mowing and Landscape  
6 Maintenance Division. The Chief shall be appointed by the Mayor,  
7 subject to confirmation by the Council, and shall serve at the  
8 pleasure of the Mayor. The Division Chief shall have a minimum of 7  
9 years supervising landscape maintenance and mowing for government  
10 entities. Candidates with horticulturist, arborist, agribusiness or  
11 landscape architecture degrees should be given preference.

12 **Section 4. Mowing and Landscape Maintenance Division**  
13 **Comprehensive Plan, Policy and Procedures Report.** The Mowing and  
14 Landscape Maintenance Division by March 2014 shall report to the  
15 City Council a comprehensive plan for mowing and procedures for the  
16 Mowing and Landscape Maintenance Division, which shall include  
17 mowing standards for public and private lands; procedures for  
18 handling Municipal Code Compliance requests; and a plan for  
19 coordination with the State, Special Events, and Routine  
20 maintenance thereof.

21 **Section 5. Codification.** All references in the Ordinance  
22 Codes shall be adjusted accordingly as to these department changes,  
23 respectively.

24 **Section 6. Authorizing the Council Auditor's and General**  
25 **Counsel's Office to make "Technical Amendments".** The Council  
26 Auditors and the General Counsel's Offices are authorized to take  
27 all necessary action in connection with this legislation, to  
28 execute the finalization and codification of the legislation to  
29 effectuate the purposes of this Ordinance as recommended by the  
30 Council Committees and enacted by Council, without further Council  
31 action, provided such changes and amendments are limited to

Introduced by the Council President at the request of the Mayor:



2014-41.tif

**ORDINANCE 2014-41-E**

AN ORDINANCE APPROPRIATING \$53,000 IN INTEREST EARNINGS FROM THE TREE PROTECTION AND RELATED EXPENSES TRUST FUND TO INCREASE THE ANNUAL AMOUNT BUDGETED IN THE TRUST FUND TO EQUAL TWENTY-FIVE PERCENT (25%) OF THE AMOUNT BUDGETED IN THE CURRENT FISCAL YEAR FOR TREE MAINTENANCE ACTIVITIES BY THE MOWING AND LANDSCAPE MAINTENANCE DIVISION OF THE DEPARTMENT OF PUBLIC WORKS PURSUANT TO SECTION 111.760, *ORDINANCE CODE*, AS INITIATED BY B.T. 14-027; PROVIDING AN EFFECTIVE DATE.

**BE IT ORDAINED** by the Council of the City of Jacksonville:

**Section 1. Appropriation.** For the 2013-2014 fiscal year, within the City's budget, there are hereby appropriated the indicated sum(s) from the account(s) listed in subsection (a) to the account(s) listed in subsection (b):

(B.T. 14-027 attached hereto as **Exhibit 1** and incorporated herein by this reference)

(a) Appropriated from:

See B.T. 14-027	\$53,000
-----------------	----------

(b) Appropriated to:

See B.T. 14-027	\$53,000
-----------------	----------

**Section 2. Purpose.** The purpose of the appropriation in Section 1 is to provide funds to increase the annual amount budgeted in the trust fund to equal twenty-five percent (25%) of the amount budgeted in the current fiscal year for tree maintenance

Introduced by the Council President at the request of the Mayor:



2014-42.tif

**ORDINANCE 2014-42-E**

AN ORDINANCE AMENDING ORDINANCE 2013-683-E,  
PERTAINING TO THE CREATION OF A NEW MOWING  
AND LANDSCAPE MAINTENANCE DIVISION, BY  
CORRECTING AND REPLACING THE FUNDING SOURCE  
ACCOUNT NUMBERS USED IN THE ORIGINAL THIRD  
REVISED EXHIBIT 1 WITH THE CORRECT FUNDING  
SOURCE ACCOUNT NUMBERS AS SET FORTH IN B.T.  
14-031 SO AS TO TRANSFER \$44,800.00 FROM HANNA  
PARK AND RESTORE SUCH SUM TO PLAYGROUNDS AND  
CENTERS; PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, Ordinance 2013-683-E, enacted by the Council on  
December 10, 2013, pertaining to the creation of a new Mowing and  
Landscape Maintenance Division, incorrectly stated the funding  
source account numbers for mowing at Hanna Park on the Third  
Revised Exhibit 1, attached and incorporated by reference in  
Ordinance 2013-683-E, and, as a result, removed funding from  
Recreation and Community Programming - Playgrounds and Centers when  
such funding should have come from Hanna Park; and

**WHEREAS**, Ordinance 2013-683-E should be amended to correct the  
budget transfer for mowing at Hanna Park so as to transfer  
\$44,800.00 from Hanna Park and restore it to Playgrounds and  
Centers; now therefore

**BE IT ORDAINED** by the Council of the City of Jacksonville:

**Section 1. Ordinance 2013-683-E amended.** Ordinance 2013-683-  
E is amended, in part, by correcting and replacing the funding  
source account numbers used in the Third Revised Exhibit 1 with the



Introduced by Council Members Lee, Bishop, Crescimbeni, Gaffney and Love and amended by the Rules Committee:



Attach.tif

**ORDINANCE 2014-123-E**

AN ORDINANCE APPROPRIATING \$128,502 FROM THE SOLID WASTE CONTAMINATION ASSESSMENT PROFESSIONAL SERVICES CA-03109 ACCOUNT TO FUND THE TIRE AND SNIPE SIGNS BUYBACK PROGRAM; PROVIDING FOR THE REVERSION OF UNSPENT FUNDS; WAIVING SECTION 260.201 (LICENSE), ORDINANCE CODE, FROM MARCH 22, 2014 THROUGH APRIL 5, 2014 TO ALLOW FOR THE TRANSPORTATION OF MORE THAN EIGHT (8) TIRES FOR THE BUYBACK EVENT; WAIVING SECTIONS 380.403 (PROGRAM ESTABLISHED; RULE MAKING AUTHORITY) AND SECTION 380.404 (HOST FEE FUND ESTABLISHED; ACCOUNTS), ORDINANCE CODE, TO ALLOW FOR THE FUNDS TO BE USED FOR THE TIRE AND SNIPE SIGN BUYBACK PROGRAM; REQUESTING ONE CYCLE EMERGENCY PASSAGE; PROVIDING AN EFFECTIVE DATE.

**BE IT ORDAINED** by the Council of the City of Jacksonville:

**Section 1. Appropriation.** For the 2013-2014 fiscal year, within the City's budget, there are hereby appropriated the indicated sum(s) from the account(s) listed in subsection (a) to the account(s) listed in subsection (b):

(a) Appropriated from:

**Solid Waste Contamination Assessment Professional  
Services CA - 03109**

PWSW442CA03109

\$128,502

1 without the Mayor's signature.

2  
3 Form Approved:

4  
5 \_\_\_/s/ Paige Hobbs Johnston

6 Office of General Counsel

7 Legislation prepared by: Margaret M. Sidman

8 G:\SHARED\LEGIS.CC\2014\Ord\Neighborhood Blight Ad Hoc Comm - Tire and Snipe buy back.doc

Introduced by the Council President at the request of the Mayor:



2014-214.tif

**RESOLUTION 2014-214-A**

A RESOLUTION CONFIRMING THE MAYOR'S  
APPOINTMENT OF EMMETT D. MCDANIEL AS CHIEF OF  
THE MOWING AND LANDSCAPE MAINTENANCE DIVISION  
OF THE PUBLIC WORKS DEPARTMENT OF THE CITY OF  
JACKSONVILLE; PROVIDING AN EFFECTIVE DATE.

**BE IT RESOLVED** by the Council of the City of Jacksonville:

**Section 1. Appointment.** The Council hereby confirms the  
Mayor's appointment of Emmett D. McDaniel as Chief of the Mowing  
and Landscape Maintenance Division of the Public Works Department  
of the City of Jacksonville. Attached hereto as **Exhibit 1** is the  
*curriculum vitae* of Emmett D. McDaniel.

**Section 2. Effective Date.** This resolution shall become  
effective upon signature by the Mayor or upon becoming effective  
without the Mayor's signature.

Form Approved:

/s/ James R. McCain, Jr.

Office of General Counsel

Legislation prepared by: James R. McCain, Jr.

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Introduced by Council Members Love, Bishop, Lee, Crescimbeni and Gaffney & Co-Sponsored by Council Members Anderson, Boyer, Brown, Carter, Clark, Daniels, Gulliford, Holt, Jones, Joost, Lumb, Redman, Schellenberg and Yarborough and amended on the floor of Council:

**ORDINANCE 2014-232-E**

AN ORDINANCE APPROPRIATING \$50,000 FROM THE SOLID WASTE CONTAMINATION ASSESSMENT PROFESSIONAL SERVICES CA-03109 ACCOUNT TO PROVIDE ADDITIONAL FUNDS FOR THE TIRE AND SNIPE SIGNS BUYBACK PROGRAM; PROVIDING FOR THE REVERSION OF UNSPENT FUNDS; WAIVING SECTIONS 380.403 (PROGRAM ESTABLISHED; ACCOUNTS) AND 380.404 (HOST FEE FUND ESTABLISHED; ACCOUNTS), ORDINANCE CODE, TO ALLOW FOR THE FUNDS TO BE USED FOR THE TIRE AND SNIPE SIGN BUYBACK PROGRAM; REQUESTING EMERGENCY PASSAGE UPON INTRODUCTION; PROVIDING AN EFFECTIVE DATE.

**BE IT ORDAINED** by the Council of the City of Jacksonville:

**Section 1. Appropriation.** For the 2013-2014 fiscal year, within the City's budget, there are hereby appropriated the indicated sum(s) from the account(s) listed in subsection (a) to the account(s) listed in subsection (b):

(a) Appropriated from:

**Solid Waste Contamination Assessment Professional  
Services CA - 03109**

PWSW442CA03109

\$50,000

(b) Appropriated to:

Introduced by Council Members Lee, Bishop, Love, Crescimbeni,  
Gaffney, Jones & Co-sponsored by Council Member Holt:

**ORDINANCE 2014-307-E**

AN ORDINANCE AMENDING SECTION 656.407 (LOT TO  
HAVE ACCESS), CHAPTER 656 (ZONING CODE),  
ORDINANCE CODE, TO ADD A NEW SUBSECTION (E) TO  
REQUIRE A STATEMENT OF HOW PUBLIC SAFETY AND  
MUNICIPAL SERVICES VEHICLES WILL ACCESS  
PROPERTY; PROVIDING AN EFFECTIVE DATE.

**BE IT ORDAINED** by the Council of the City of Jacksonville:

**Section 1. Amending Section 656.407 (Lot to have access),  
Chapter 656 (Zoning Code), Ordinance Code.** Section 656.407 (Lot to  
have access), Chapter 656 (Zoning Code), Ordinance Code, is hereby  
amended to read as follows:

**Chapter 656. Zoning Code.**

\* \* \*

**Part 4. Supplementary Regulations.**

\* \* \*

**Subpart B. Miscellaneous Regulations.**

\* \* \*

**Sec. 656.407. Lot to have access.**

\* \* \*

(e) Notwithstanding the foregoing, all properties shall make  
provisions for the accessibility for public safety and  
municipal services vehicles to enter and exit the  
properties.

**Section 2. Effective Date.** This ordinance shall become  
effective upon signature by the Mayor or upon becoming effective

1 Introduced by Council Members Crescimbeni, Lee and Jones & Co-  
2 sponsored by Council Member Redman and Substituted by the Rules  
3 Committee:  
4

5 **ORDINANCE 2014-427**

6 AN ORDINANCE RELATING TO PUBLIC SAFETY AND  
7 NUISANCE ABATEMENT; AMENDING SECTION 518.111  
8 (DEFINITIONS) TO AMEND THE DEFINITION FOR  
9 "BLIGHT, BLIGHTING INFLUENCE OR BLIGHTING  
10 FACTOR" TO ADD CRIMINAL FACTORS; TO ADD A NEW  
11 DEFINITION FOR "HISTORIC STRUCTURES"; TO ADD A  
12 NEW SUBSECTION "(M)" TO ADD AS AN UNSAFE  
13 STRUCTURE THOSE NON-HISTORIC, BUILDINGS THAT  
14 HAVE BEEN BOARDED UP, THAT HAVE UNPAID CODE  
15 ENFORCEMENT, NUISANCE OR DEMOLITION LIENS, AND  
16 HAVE NO ACTIVE WATER OR ELECTRIC SERVICE FOR A  
17 TIME PERIOD THAT EXCEEDS 24 MONTHS;AMENDING  
18 CHAPTER 122 ORDINANCE CODE (PUBLIC PROPERTY);  
19 SECTION 122.461 (DONATION FOR RESIDENTIAL  
20 HOUSING) AMENDING SUBSECTION (A) TO ADD  
21 SUPPLEMENTAL LANGUAGE THAT ANY CITY-OWNED  
22 BUILDING THAT HAS BEEN VACANT AND/OR BOARDED-  
23 UP FOR 24 MONTHS MAY BE DONATED TO A PRIVATE  
24 ENTITY/CORPORATION OR THE ADJACENT PROPERTY  
25 OWNER;PROVIDING AN EFFECTIVE DATE.  
26

27 **WHEREAS**, a non-historic, blighted building that has been  
28 boarded up for more than 24 months contributes to blight conditions  
29 in Jacksonville neighborhoods; and

30 **WHEREAS**, the Stand Up for Your Neighborhoods Ad Hoc Committee  
31 on Blight seeks to eliminate such blight conditions, and during its

1        (i) Fire and emergency medical service calls to the area  
2 proportionately higher than in the remainder of the county or  
3 municipality;

4        (j) A greater number of violations of the Florida Building  
5 Code in the area than the number of violations recorded in the  
6 remainder of the county or municipality.

7                                \*   \*   \*

8        Historic Structure shall mean any structure, fifty years old  
9 or older, and that is designated a City of Jacksonville landmark; a  
10 contributing property in a City of Jacksonville historic district;  
11 listed on the United States Department of Interior, National Park  
12 Service's National Register of Historic Places or a contributing  
13 structure in a National Register district; or has been determined  
14 as eligible for listing on the National Register of Historic  
15 Places, individually or as contributing to a potential district  
16 based on the Florida Master Site File or with respect to any other  
17 structure over fifty years old as determined by the Jacksonville  
18 Planning and Development Department to be eligible for such  
19 listing.

20                                \*   \*   \*

21        Unsafe building or unsafe structure includes the following  
22 buildings and structures:

23        (a) Those whose walls or other structural members sag, list,  
24        or buckle to such an extent that they are in danger of  
25        collapse.

26        (b) Those with structural members which are overloaded, or  
27        which have insufficient strength to be safe for the  
28        purpose used.

29        (c) Those damaged by fire, wind, deterioration, or other  
30        causes to such an extent that they are dangerous to the  
31        general health or safety of the occupants or the public.

lodgings, storage units, trailers intended to be pulled behind a motor vehicle, motorized vehicles, manufactured housing, or any shop, booth, structure or garden.

(m) Any non-historic, blighted, vacant, unoccupied building or is occupied by transient persons, that has been boarded up, has unpaid code enforcement, nuisance or demolition liens, and has no active water or electric service for a time period that exceeds 24 months.

\* \* \*

**Section 2. Chapter 122 (Public Property), Ordinance Code, amended. Chapter 122 (Public Property), Ordinance Code, is hereby amended to read as follows:**

**CHAPTER 122 PUBLIC PROPERTY**

\* \* \*

**PART 4. REAL PROPERTY**

**Sec. 122.461. Donation for residential housing.**

(a) The Purchasing Division and Real Estate Division may donate property, which has a current fair market value of less than \$25,000, or any building that has been vacant, and/or boarded-up for 24 consecutive months without water or electricity, to a not-for-profit corporation, a private entity/corporation or the adjacent property owner ~~which has been qualified and specifically listed herein below and has an objective of creating residential housing for persons of low or moderate income (as such income is defined and approved by the Jacksonville Housing Authority).~~ The not-for-profit corporation, the private entity/corporation or the adjacent property owner must be approved by the Planning and Development Department as an entity or person whose efforts at redevelopment or constructing housing for low or moderate income individuals meet reasonable standards as to the quality of



1 City, at no cost to the City. The form of the agreement shall be  
2 approved by the Office of General Counsel.

3 **Section 3. Effective Date.** This ordinance shall become  
4 effective upon signature by the Mayor or upon becoming effective  
5 without the Mayor's signature.

6  
7 Form Approved:

8  
9 /s/ *Margaret M. Sidman*

10 Office of General Counsel

11 Legislation Prepared By: Cherry A. Shaw

12 G:\SHARED\LEGIS.CC\2015\Sub\2014-427.doc

1 Introduced by Council Members Lee, Jones, Love, Gulliford,  
2 Crescimbeni, Bishop, Anderson & Boyer:

4 **ORDINANCE 2014-724-E**

5 AN ORDINANCE AMENDING CHAPTER 656 (ZONING  
6 CODE), ORDINANCE CODE; AMENDING SECTION  
7 656.109 (ADMINISTRATION AND ENFORCEMENT;  
8 INTERPRETATION OF ZONING CODE), ORDINANCE  
9 CODE, AMENDING SECTION 656.110 (ENFORCEMENT),  
10 ORDINANCE CODE, AMENDING SECTIONS 656.151,  
11 656.153, AND 656.156 OF SUBPART E  
12 (CERTIFICATES OF USE), ORDINANCE CODE, AND  
13 CREATING NEW SECTIONS 656.157 THROUGH 656.163  
14 TO AMEND VARIOUS PROVISIONS AND CREATE NEW  
15 PROVISIONS CONCERNING THE CERTIFICATE OF USE  
16 APPLICATION PROCESS, REVOCATION AND SUSPENSION  
17 OF EXISTING CERTIFICATES OF USE, AND  
18 ENFORCEMENT OF SAME; AMENDING SECTION 656.1601  
19 (DEFINITIONS), ORDINANCE CODE, AMENDING THE  
20 TITLE OF CHAPTER 770 (COUNTY OCCUPATIONAL  
21 LICENSE TAX) AND CREATING NEW SECTION 770.126  
22 (APPLICATION OF OTHER LAWS), ORDINANCE CODE,  
23 AND AMENDING THE TITLE OF CHAPTER 772  
24 (MUNICIPAL OCCUPATIONAL LICENSE TAX) AND  
25 CREATING NEW SECTION 772.127 (APPLICATION OF  
26 OTHER LAWS), ORDINANCE CODE, TO CLARIFY THAT  
27 ISSUANCE OF AN OCCUPATIONAL LICENSE TAX  
28 RECEIPT DOES NOT WAIVE COMPLIANCE WITH OTHER  
29 APPLICABLE CITY, COUNTY OR STATE REGULATIONS;  
30 PROVIDING FOR SEVERABILITY; PROVIDING AN  
31 EFFECTIVE DATE.

1 specifying the deficiencies. The Director shall take no further  
2 action on the Request for Written Interpretation until the  
3 deficiencies are remedied. Within 30 days after a Request for  
4 Written Interpretation has been determined to be complete, the  
5 Director shall review and evaluate the request in light of the  
6 Comprehensive Plan, the Zoning Code, the Zoning Atlas, and other  
7 statutes, codes, ordinances and regulations, to the extent  
8 applicable, consult with the Office of General Counsel, or other  
9 affected City staff, and then render an interpretation. The  
10 interpretation shall be in writing, approved as to form by the  
11 Office of General Counsel and mailed to the applicant by certified  
12 mail, return receipt requested.

13 \* \* \*

14 **Sec. 656.110. Enforcement.**

15 The provisions of this Zoning Code shall be enforced as  
16 follows:

- 17 (a) By the Director, through the Chief of Current Planning  
18 Division, or his designee, or by the Chief of the Municipal  
19 Code Compliance Division; provided however, that Parts 12,  
20 and 13, and Subpart E of this Chapter shall be enforced  
21 through the Chief of the Building Inspection Division, or  
22 his designee.

23 \* \* \*

24 **Section 2. Amending Subpart E (Certificates of Use),**  
25 **Chapter 656, Ordinance Code.** Chapter 656 (Zoning Code), Part 1  
26 (General Provision), Subpart E (Certificate of Use), *Ordinance*  
27 *Code*, is amended to modify existing Sections 656.151, 656.153,  
28 656.156 and create new Sections 656.157, 656.158, 656.159, 656.160,  
29 656.161, 656.162 and 656.163 to read as follows:

30 **CHAPTER 656. ZONING CODE**

31 **PART 1. GENERAL PROVISIONS**

1 Zoning Administrator shall issue a certificate of use for any new  
2 uses, changes in use, expansion of square footage or inclusion of  
3 new uses, upon a positive recommendation from each department,  
4 however in the event there is a question as to the legality of a  
5 use, the Zoning Administrator may require inspections, affidavits  
6 and such other information the Zoning Administrator may deem  
7 appropriate or necessary to establish the legality of the use,  
8 before a certificate of use will be issued. Contemporaneous with  
9 the filing of an application for certificate of use, the applicant  
10 shall provide a current fire inspection report to the Zoning  
11 Administrator. The Zoning Administrator shall not issue a  
12 certificate of use for any new use, change in use, expansion of  
13 square footage or inclusion of new uses prior to final written  
14 approval (including by electronic means) of the Building Inspection  
15 Division, Fire Prevention Division, and Planning and Development  
16 Department as to their relevant portion of review. In addition, no  
17 conditional approval of a certificate of use shall be granted by  
18 the Zoning Administrator. Failure to permit inspection of the  
19 premises shall be grounds for denial of an application for a  
20 certificate of use or revocation of an existing certificate of use.

21 \* \* \*

22 **Sec. 656.156. Appellate procedure for denial of a**  
23 **certificate of use.**

24 In the event the Zoning Administrator determines to deny any  
25 application for a certificate of use, the Zoning Administrator  
26 shall provide the applicant written notice of said denial, along  
27 with the reasons for said denial and any written documents  
28 pertaining to the denial. Said notice of denial shall afford the  
29 applicant an opportunity to appear before the Certificate of Use  
30 Board by written appeal filed within 30 days of the denial so as to  
31 allow the applicant to present additional information or otherwise

of city, county or state regulations or law (including civil violations), on three (3) or more separate occasions in less than five (5) years for activities occurring at the certificate holder's premises;

(f) In the event of a conviction of any owner, operator, manager, supervisor, or any employee acting at the direction or with the knowledge of the owner, operator, manager, or supervisor, by a court of competent jurisdiction, for the violation of any criminal statute committed in conjunction with the business operation;

(g) The certificate holder has violated any provision of this Chapter and has failed or refused to cease or correct the violation within thirty (30) days of receipt of notification thereof or the building or structure has been condemned as an unsafe structure on more than three occasions over a two year period;

(h) The certificate holder, as part of their business activity within the city, has used the premises or knowingly lets, leases or gives space for unlawful gambling purposes;

(i) The certificate holder, within the preceding five years in this state or any other state or in the United States, has been adjudicated guilty of or forfeited bond when charged with soliciting for prostitution, pandering, letting premises for prostitution, keeping a disorderly place, or illegally dealing in, manufacturing or processing of narcotics;

(j) The premises have been condemned by the local health authority for failure to meet sanitation standards or the premises have been condemned by the Municipal Code Compliance Division, Building Inspection Division or the

1 particular business activity or manner of conducting a business  
2 activity; and does not excuse the taxes with other city, county,  
3 state and federal regulations, ordinances and laws applicable to  
4 any business and may not be used in any manner as a defense to any  
5 enforcement action. All application materials prepared under this  
6 Chapter shall so state. The approval of the certificate of use by  
7 the Zoning Administrator and any reviewing agency shall not  
8 authorize or legalize in any manner a violation of city, county,  
9 state or federal ordinance, regulation or law.

10 **Sec. 656.160. Posting of certificate of use.**

11 Any person conducting a business for which a certificate of  
12 use is required by this Chapter shall post the certificate of use  
13 in a conspicuous place in or about the place of business where it  
14 may be seen upon inspection by any official of the City. Failure  
15 to do so shall constitute a violation of Chapter 609, Ordinance  
16 Code. If a certificate of use is lost or stolen, a duplicate  
17 certificate of use may be issued by the Zoning Administrator,  
18 provided that a duplication fee shall be charged for each duplicate  
19 certificate of use.

20 **Sec. 656.161. Penalties for failure to comply with**  
21 **requirements of a certificate of use.**

22 In addition to the remedies available pursuant to Section  
23 656.111, Ordinance Code, any person who shall violate a provision  
24 of this subpart, or fails to comply therewith, or with any of the  
25 requirements thereof, shall upon conviction thereof in County  
26 Court, be punished by a fine not to exceed five hundred dollars  
27 (\$500.00) or by imprisonment in the County Jail for not more than  
28 sixty (60) days, or both such fine and imprisonment. Any person or  
29 entity that violates or fails to comply with this subpart shall  
30 also be subject to fines in accordance with Chapter 609, Ordinance  
31 Code. Each day of violation or noncompliance shall constitute a

1 if the continuation of the illegal use will endanger the public  
2 health, safety or welfare, until a certificate of use is obtained.  
3 The cease and desist order shall also include a statement of the  
4 particular code violation(s) and detail the appeal mechanisms  
5 available to the alleged violator.

6 (c) The cease and desist order may be contested upon appeal  
7 of such determination within five (5) days of receipt by submitting  
8 a request to a Special Magistrate. The hearing shall be held  
9 within ten (10) days as provided in Chapter 91, Ordinance Code.  
10 After hearing evidence, the Special Magistrate may quash the cease  
11 and desist order (and order to terminate electrical power if  
12 applicable) or may continue the order(s) in effect.

13 (d) The Special Magistrate shall issue his or her ruling on  
14 the same day that the hearing is held and the final order shall be  
15 effective as of that date. Upon entry of the final order, a copy  
16 of the Special Magistrate's decision shall be mailed to the parties  
17 by certified U.S. mail. The Special Magistrate's determination  
18 shall be the final action of the City and the affected party shall  
19 thereafter have any remedies available at law.

20 **Sec. 656.163. Injunctive relief; enforcement.**

21 Any person who violates a provision of this subpart or a  
22 written order promulgated under this subpart is subject to  
23 injunctive or other equitable relief to enforce compliance with or  
24 prohibit the violation of this subpart. The Director of Planning  
25 and Development is hereby authorized to institute actions on behalf  
26 of the City in any court of competent jurisdiction in this State to  
27 seek enforcement of this subpart and all remedies for violations  
28 thereof.

29 **Section 3. Amending Section 656.1601 (Definitions),**  
30 **Ordinance Code.** Section 656.1601, Ordinance Code, is hereby amended  
31 to read as follows:

Occupational License) and creating a new Section 772.127 (Application of other laws), Ordinance Code. A new Section 772.127, Ordinance Code, is hereby created to read as follows:

**CHAPTER 772. MUNICIPAL OCCUPATIONAL LICENSE BUSINESS TAX**

**PART 1. GENERAL TAXING AND ADMINISTRATIVE PROVISIONS**

\* \* \*

**Sec. 772.127. Application of other laws.**

A business tax receipt issued under this Chapter does not waive or supersede other city or county ordinances or state or federal regulations or laws; does not constitute city approval of any particular business activity or manner of conducting a business activity; does not excuse the taxes with other city, county, state and federal regulations, ordinances and laws applicable to any business; and shall not be used as a defense in any enforcement action. All application materials prepared under this Chapter shall so state. Neither the payment of the local business tax nor the procurement of a business tax receipt under this Chapter shall authorize or legalize in any manner a violation of city, county, state or federal ordinance, regulation or law.

**Section 6. Construction; Severability.** This ordinance shall be construed and interpreted as nearly as practicable so as to uphold the validity of the provisions hereof. Nevertheless, the provisions of this ordinance are severable, and if any provision is determined to be invalid, unlawful or contrary to public policy, such provision shall be disregarded and the same shall have no effect upon any other provisions hereof, which other provisions shall continue in full force and effect.

**Section 7. Codification Instructions.**

The Codifier is authorized to make all chapter "tables of contents" consistent with the changes set forth herein. Furthermore, the Office of General Counsel, working together with



Introduced by Council Members Anderson, Crescimbeni, Gulliford,  
Jones, Lee and Love and amended on the Floor of Council:



ATTACHFLOOREXH1.tif

**ORDINANCE 2015-100-E**

AN ORDINANCE REGULATING CAR WASH FACILITIES IN  
CERTAIN COMMERCIAL AND INDUSTRIAL ZONING  
DISTRICTS; AMENDING CHAPTER 656 (ZONING CODE),  
PART 1 (GENERAL PROVISIONS), SUBPART B  
(ADMINISTRATION), SECTION 656.110 (ENFORCEMENT)  
TO ADD A NEW SUBSECTION H TO PROVIDE FOR  
GRANDFATHERING; PART 3 (SCHEDULE OF DISTRICT  
REGULATIONS), SUBPART C (COMMERCIAL USE  
CATEGORIES AND ZONING DISTRICTS), SECTION  
656.313 (COMMUNITY/GENERAL COMMERCIAL  
CATEGORY), ORDINANCE CODE TO ADD AUTOMATED CAR  
WASH FACILITIES AND MOBILE CAR DETAILING  
SERVICES AS A PERMITTED USE AND MANUAL CAR  
WASH FACILITIES AS A PERMISSIBLE USE BY  
EXCEPTION TO THE LIST OF USES IN THE CCG-1  
ZONING DISTRICT; TO DELETE CAR WASH BY  
EXCEPTION FROM THE LIST OF USES IN THE CCG-1  
ZONING DISTRICT; TO ADD AUTOMATED CAR WASH  
FACILITIES, AUTO LAUNDRY FACILITIES AND MOBILE  
CAR DETAILING SERVICES AS PERMITTED USES AND  
MANUAL CAR WASH FACILITIES AS A PERMISSIBLE  
USE BY EXCEPTION TO THE LIST OF USES IN THE  
CCG-2 ZONING DISTRICT; TO DELETE CAR WASH FROM  
THE LIST OF USES IN THE CCG-2 ZONING DISTRICT;  
AMENDING SUBPART D (INDUSTRIAL USE CATEGORIES  
AND ZONING DISTRICTS), SECTION 656.322 (LIGHT  
INDUSTRIAL CATEGORY), ORDINANCE CODE TO ADD

1       **WHEREAS,** the Special Ad Hoc Committee on Jacksonville's  
2 Neighborhood Blight seeks to eliminate such blight conditions which  
3 stem from unauthorized car wash activities by regulating car wash  
4 facilities in certain commercial and industrial zoning districts;  
5 and

6       **WHEREAS,** on January 22, 2015, the members of the Ad Hoc  
7 Committee on Blight approved this Ordinance for introduction to the  
8 Jacksonville City Council (A copy of the minutes of the January 22,  
9 2015 Committee meeting is attached hereto as **Exhibit 1**); now  
10 therefore

11       **BE IT ORDAINED** by the Council of the City of Jacksonville:

12       **Section 1. Chapter 656 (Zoning Code), Part 1 (General**  
13 **Provisions), Subpart B (Administration) Section 656.110**  
14 **(Enforcement), Ordinance Code amended.**

15       Section 656.110 (Enforcement), Ordinance Code, is hereby  
16 amended to read as follows:

17       **Sec. 656.110. Enforcement.**

18       The provisions of this Zoning Code shall be enforced as  
19 follows:

20       (a) By the Director, through the Chief of the Current  
21 Planning Division, or his designee, or by the Chief of  
22 the Municipal Code Compliance Division; provided,  
23 however, that Parts 12 and 13 of this Chapter shall be  
24 enforced through the Chief of the Building Inspection  
25 Division, or his designee.

26       (b) By the Municipal Code Enforcement Board or Special  
27 Magistrate pursuant to the authority granted by F.S. Ch.  
28 162, Part I, and Ch. 91, Ordinance Code;

Section 2. Amending Chapter 656 (Zoning Code), Part 3 (Schedule of District Regulations), Subpart C (Commercial Use Categories and Zoning Districts) Section 656.313 (Community/General Commercial Category), Ordinance Code amended.

Section 656.313 (Community/General Commercial Category), Ordinance Code, is hereby amended to read as follows:

**Sec. 656.313. Community/General Commercial Category.**

\* \* \*

IV. Commercial Community/General-1 (CCG-1) District.

\* \* \*

(a) Permitted uses and structures.

\* \* \*

(24) Mobile Car Detailing Services and automated car wash facilities meeting the performance standards and development criteria set forth in Part 4.

\* \* \*

(c) Permissible uses by exception.

\* \* \*

(7) ~~Car wash or auto laundry~~ Auto laundry or manual car wash.

\* \* \*

V. Commercial Community/General-2 (CCG-2) District.

\* \* \*

(a) Permitted uses and structures.

\* \* \*

(3) Service stations, truck stops, ~~car wash~~, automated car wash meeting the performance standards and development criteria set forth in Part 4, auto laundry, mobile car detailing services, major automotive repair, car or truck rental, restaurants,

\* \* \*

(9) Manual car wash.

**Sec. 656.323. Heavy Industrial Category.**

\* \* \*

**II. Industrial Heavy (IH) District.**

\* \* \*

**(a) Permitted uses and structures.**

\* \* \*

(4) Automobile service stations, major repair or service garages, truck stops, mobile car detailing, auto laundry, and automated car washes meeting the performance standards and development criteria set forth in Part 4, and similar uses.

\* \* \*

**(d) Permissible uses by exception.**

\* \* \*

(6) Automobile service stations, major repair or service garages, truck stops, manual car wash, and similar uses.

\* \* \*

**Section 4. Chapter 656 (Zoning Code), Part 16 (Definitions), Ordinance Code amended.**

Section 656.1601 (Definitions), Ordinance Code, is hereby amended to read as follows:

**Sec. 656.1601. Definitions.**

\* \* \*

*Attraction, major* means an indoor or outdoor spectator event or event which includes the sale of tickets and which is held at one or more of the following facilities:

temporary one-day fundraising events by civic, religious, or non-profit entities where volunteers wash vehicles by hand, and the number of fundraising events does not exceed six (6) events per year, and the monetary proceeds from which are used to support the activities or mission of the civic, religious or non-profit entity.

\* \* \*

*Mining* means the process or business of extracting ore, minerals or materials from the earth.

*Mobile Car Detailing Services* means the performance of thorough cleaning, and restoration of the finish of an automobile, both inside and/or out, to produce a show-quality level of detail where the service provider travels to a location for the purpose of detailing a vehicle(s), and is temporary in nature, and shall not remain at the same location in excess of 48 hours. Such services are prohibited in all residential zoning districts.

*Mobile home* means a detached single-family dwelling unit with all the following characteristics:

- (a) Designed for long term occupancy, and containing sleeping accommodations, and plumbing and electrical connections provided for attachment to outside systems;
- (b) Designed for transportation after fabrication on streets or highways on its own wheels; and
- (c) Arriving at the site where it is to be occupied as a dwelling complete, including major appliances, and ready for occupancy except for minor and incidental unpacking and assembly operations, located on jacks or other temporary or permanent foundations, and connected to utilities and the like.

A travel trailer is not to be considered as a mobile home.

\* \* \*

Introduced by Council Members Lee, Jones, Gulliford, Crescimbeni,  
Anderson, Love and Bishop and amended by the Finance Committee:

**ORDINANCE 2015-340-E**

AN ORDINANCE AMENDING CHAPTER 179 (MORTGAGE  
FORECLOSURE REGULATION), *ORDINANCE CODE*;  
AMENDING SECTIONS 179.102 (DEFINITIONS),  
179.104 (INSPECTION AND REGISTRATION OF VACANT  
REAL PROPERTY BY MORTGAGE HOLDING MORTGAGES IN  
DEFAULT) AND 179.106 (SECURITY REQUIREMENTS),  
*ORDINANCE CODE*, TO INCREASE THE REGISTRATION  
FEE FROM \$150.00 TO \$250.00; REQUIRING AN  
ANNUAL RENEWAL FEE; PROVIDING FOR A FINE IN  
THE AMOUNT OF \$500.00 FOR THOSE MORTGAGEES WHO  
DO NOT REGISTER PROPERTIES AS REQUIRED UNDER  
CHAPTER 179; CREATING A NEW SECTION 179.110  
(ADOPTION OF POLICY AND RULES AND REGULATION;  
DECLARATION OF MUNICIPAL PURPOSE), *ORDINANCE  
CODE*, PERTAINING TO ADOPTION OF A POLICY BY  
THE HOUSING & COMMUNITY DEVELOPMENT DIVISION  
OF THE PLANNING AND DEVELOPMENT DEPARTMENT FOR  
AUTHORIZED USE OF FUNDS IN REGISTRY AND  
DECLARING A PUBLIC PURPOSE FOR EXPENDITURE OF  
THE FUNDS; CREATING A NEW SECTION 179.111  
(EXPENDITURE OF FUNDS; MONITORING AND  
COMPLIANCE), *ORDINANCE CODE*, FOR EXPENDITURE  
OF FUNDS AND PROVIDING FOR INTERNAL TRACKING  
AND COMPLIANCE; CREATING A NEW SECTION 179.112  
(AUDITING RIGHTS; INSPECTION OF BOOKS AND  
RECORDS; MONTHLY AND ANNUAL REPORTS),

1 mortgages in default or that have been foreclosed can be eligible  
2 for funding for community development and maintenance, in addition  
3 to foreclosure intervention programs and code enforcement; and

4 **WHEREAS,** the City of Jacksonville further finds that  
5 improvements and efficiencies can be made to the current  
6 registration process to enhance the program; and

7 **WHEREAS,** the City Council of the City of Jacksonville has  
8 determined that the following additions and modifications to the  
9 City's *Ordinance Code* will meet a public purpose by serving and  
10 contributing to the promotion and protection of the general health,  
11 safety and welfare of the residents of the City of Jacksonville;  
12 and,

13 **WHEREAS,** upon passage, duly noticed public hearings as  
14 required by law will have been held by the City Council of the City  
15 of Jacksonville, at which public hearings all residents and  
16 interested persons were given an opportunity to be heard; now  
17 therefore

18 **BE IT ORDAINED** by the Council of the City of Jacksonville:

19 **Section 1. Recitals Incorporated.** The above recitals are  
20 true and correct and by this reference are incorporated herein and  
21 made an integral part hereof.

22 **Section 2. Amending Chapter 179 (Mortgage Foreclosure**  
23 **Regulation), Ordinance Code.** Chapter 179 (Mortgage Foreclosure  
24 Regulation) is amended to read as follows:

25 **CHAPTER 179. MORTGAGE FORECLOSURE REGISTRATION**

26 \* \* \*

27 **Sec. 179.102 Definitions.**

28 The following words, terms and phrases, when used in this  
29 Chapter, shall have the meanings ascribed to them, except where the  
30 context clearly indicates a different meaning. Where the context

1 person to believe that the property is vacant. Such conditions may  
2 include, but are not limited to: overgrown and/or dead vegetation;  
3 electricity, water or other utilities turned off; stagnant swimming  
4 pool; or statements by neighbors, passers-by, delivery agents or  
5 government agents.

6 ~~Foreclosure means the judicial process by which a property,~~  
7 ~~placed as security for a mortgage loan, after a judicial process,~~  
8 ~~is to be sold at an auction to satisfy a debt upon which the~~  
9 ~~borrower has defaulted. the legal process by which a mortgagee, or~~  
10 ~~other lien holder, terminates or attempts to terminate a property~~  
11 ~~owner's equitable right of redemption to obtain legal and equitable~~  
12 ~~title to the real property subject to the lien held by that~~  
13 ~~mortgagee or other lien holder. This definition shall include, but~~  
14 ~~is not limited to, public notice of default, deed-in-lieu of~~  
15 ~~foreclosure, sale to the mortgagee or lien holder prior to~~  
16 ~~certificate of title, certificate of title and all other processes,~~  
17 ~~activities and actions, by whatever name, associated with the~~  
18 ~~described process. The process is not concluded until title to the~~  
19 ~~property is transferred to a third party either before or after~~  
20 ~~certificate of title or until the legal process is dismissed.~~

21 "Local" means within the boundaries of the City of  
22 Jacksonville, Florida.

23 "Local Agent" means the property manager or agent designated  
24 by the mortgagee upon registration as required under this Chapter.  
25 The Local Agent's office must be located within twenty (20) miles  
26 of the City of Jacksonville.

27 "Mortgagee" means the creditor, including but not limited to,  
28 trustees; servicing companies; lenders; any agent, servant or  
29 employee of the creditor; any successor in interest; or any  
30 assignee of the creditor's rights, interests or obligations under  
31 the mortgage agreement.



1 (b) Property inspected pursuant to subsection (a) above that  
2 ~~is occupied but~~ remains in default, shall be inspected ~~on a regular~~  
3 ~~basis~~ every 30 days by the mortgagee or mortgagee's designee.

4 (c) Within ten (10) days of the date any mortgagee declares  
5 its mortgage to be in default, the mortgagee shall register the  
6 real property with the City of Jacksonville's Housing &  
7 ~~Neighborhood Department~~ Community Development Division, or its  
8 designee, on forms promulgated by the ~~Housing & Neighborhood~~  
9 ~~Department~~, Housing & Community Development Division, or other  
10 manner as directed, and, at the time of registration, indicate  
11 whether the property is vacant, shows evidence of vacancy or is  
12 occupied, and shall designate in writing a local property manager  
13 Local Agent to inspect, maintain and secure the real property  
14 subject to the mortgage in default. A separate registration is  
15 required for each property, whether it is found to be vacant or  
16 occupied.

17 (d) Registration pursuant to this section shall contain at a  
18 minimum the name of the mortgagee, the mailing address of the  
19 mortgagee, e-mail address, ~~and~~ telephone number, and name of the  
20 ~~local property manager~~ Local Agent and said person's address, e-  
21 mail address, and telephone number. The ~~local property manager~~  
22 Local Agent shall be responsible to inspect, secure and maintain  
23 the property. The ~~property manager~~ Local Agent named in the  
24 registration shall be located within twenty (20) miles of the City  
25 of Jacksonville and available to be contacted by the City, Monday  
26 through Friday between 9:00 a.m. and 5:00 p.m., legal holidays ~~and~~  
27 ~~lunch hours~~ excepted.

28 (e) At the time of registration each ~~Each~~ registrant shall  
29 pay a non-refundable annual registration fee of \$150.00 \$250.00 for  
30 each registration. Subsequent annual registrations and fees in the  
31 amount of \$250.00 are due within 30 days of the expiration of the

1       (g) If the defaulted mortgage and/or servicing on a property  
2 is sold or transferred, the new mortgagee is subject to all the  
3 terms of this Chapter. Within ten (10) days of the transfer, the  
4 new mortgagee shall register the property or update the existing  
5 registration and pay a registration update fee of \$50.00. Any and  
6 all previous unpaid fees, regardless of who the mortgagee was at  
7 the time of registration was required, including but not limited to  
8 unregistered periods during the foreclosure process shall be the  
9 responsibility of the new mortgagee and are due and payable with  
10 the updated registration.

11       (h) If the mortgagee of a foreclosed real property sells or  
12 transfers the property in a non-arm's length transaction to a  
13 related entity or person, the transferee is subject to all the  
14 terms of this Chapter, and within ten (10) days of the transfer the  
15 transferee shall register the property or update the existing  
16 registration and pay a registration update fee of \$50.00. Any and  
17 all previous unpaid fees, regardless of who the mortgagee was at  
18 the time registration was required, including but not limited to  
19 unregistered periods during the foreclosure process, are the  
20 responsibility of the new owner of the foreclosed property and are  
21 due and payable with the updated registration.

22       (i) If the property is not registered and the registration  
23 fee is not paid within thirty (30) days of when the registration is  
24 required pursuant to this section, a late fee of \$50.00 per  
25 property shall be charged and shall be due and payable with the  
26 registration. This section shall apply to the initial registration  
27 and registrations required by subsequent owners of the defaulted  
28 mortgage and/or foreclosed property. Each period where the  
29 registration fee is late shall be assessed a late charge of \$50.00.  
30 Registrations delinquent greater than 30 days are subject to  
31 additional fines as described by Section 179.106(g) herein.

1 of the property and/or structure. Broken windows shall be secured  
2 by reglazing or boarding.

3 (c) If a mortgage on a property is in default, and the  
4 property has become vacant or abandoned, a ~~local property manager~~  
5 Local Agent shall be designated by the mortgagee to perform the  
6 work necessary to bring the property into compliance with the code  
7 of ordinances and the ~~local property manager~~ Local Agent must  
8 perform regular inspections to verify compliance with the  
9 requirements of this section, and any other applicable laws or  
10 ordinances of the City of Jacksonville.

11 (d) When a property subject to this Chapter becomes vacant or  
12 abandoned, it shall be posted with the name and twenty four (24)  
13 hour contact telephone number of the ~~local property manager~~ Local  
14 Agent. The sign shall be placed in a window facing the street and  
15 shall be visible from the street. The posting shall be no less than  
16 18 inches x 24 inches and shall be of a font that is legible from a  
17 distance of 45 feet. The posting shall contain the following  
18 language with supporting information:

19 THIS PROPERTY IS MANAGED BY

20 AND IS INSPECTED ON A REGULAR BASIS.

21 THE PROPERTY MANAGER CAN BE CONTACTED

22 BY TELEPHONE AT

23 OR BY EMAIL AT

24 (e) The posting required in subsection (d) above shall be  
25 placed on the interior of a window facing the street to the front  
26 of the property so that it is visible from the street, or secured  
27 to the exterior of the building/structure facing the street to the  
28 front of the property so that it is visible from the street or if  
29 no such area exists, on a stake of sufficient size to support the  
30 posting in a location that is at all times visible from the street  
31 to the front of the property but not readily accessible to vandals.

1        **Sec. 179.110. Adoption of policy and rules and regulations;**  
2 **declaration of municipal purpose.**

3        Subject to the review and approval of City Council, the  
4 Housing and Community Development Division of the Planning and  
5 Development Department is authorized and empowered to adopt any  
6 policies, rules and regulations necessary, and expend funds as may  
7 be reasonably necessary and available to carry out the terms of  
8 this Chapter, the expenditure of such funds having been declared a  
9 proper public purpose herein.

10       **Sec. 179.111. Expenditure of funds; monitoring and**  
11 **compliance.**

12       The City fee collected for Foreclosed Land Registry shall be  
13 deposited in sub fund 1N1. Council shall authorize all  
14 appropriations from the sub fund. The Planning and Development  
15 Department, where Housing and Community Development operates, shall  
16 commit to tracking expenses through a tiered strategy system  
17 policy, adopted by City Council, and shall concurrently submit  
18 annual reports to the Council Auditor's Office and the Finance  
19 Committee. The expenditures from the Foreclosed Land Registry shall  
20 be tracked allocating those funds to show how the funds were  
21 requested, issued, and used in relation to the tiered strategy  
22 policy and personnel. Such detail shall be in accordance with  
23 instructions provided by the Council Auditor's Office. The annual  
24 reporting of activity will provide the ability to substantiate the  
25 appropriate use of the Foreclosed Land Registry fees in all years  
26 going forward as of October 1, 2015 with the first report made  
27 available sixty days after fiscal year end.

28       **Section 179.112. Auditing Rights; Inspection of Books and**  
29 **Records; Monthly and Annual Reports.**

30       If the City selects a vendor to administer the provisions of

1 public accountant's opinion of its accuracy without qualifications  
2 or reservations.

3 \* \* \*

4 **Section 3. Adoption of policy on expenditure of funds.**

5 The Housing & Community Development Division of the Planning and  
6 Development Department has established a policy for the expenditure  
7 of funds deposited in the Foreclosed Property Registry consistent  
8 with the purpose of combatting blight, particularly in  
9 neighborhoods and communities inordinately impacted by the mortgage  
10 foreclosure crisis, and to counteract the deterioration of  
11 properties in the registry and to reduce the devaluation of  
12 surrounding properties caused by deteriorating properties subject  
13 to mortgage foreclosure. The City of Jacksonville hereby adopts  
14 the policy created by the Housing and Community Development  
15 Division attached hereto as **Exhibit 1** and incorporated herein by  
16 reference. This policy is subject to annual review by the Housing  
17 and Community Development Division. Should the Housing and  
18 Community Development Division determine that modifications to the  
19 policy are necessary or recommended, the Housing and Community  
20 Development Division shall file legislation through the Mayor's  
21 Office to have such modifications to the policy adopted by the  
22 Council.

23 **Section 4. Review of registration fees and fees related**  
24 **to the foreclosed property registry.** All fees related to Chapter  
25 179 approved in this Ordinance shall be in effect for at least two  
26 (2) City budget fiscal years from the Effective Date of this  
27 Ordinance. This will provide time for the Housing and Community  
28 Development Division to determine if said fees are reasonable and  
29 appropriate, and in concert with the modifications to the Chapter.  
30 After the completion of two (2) City budget fiscal years, the

## Legislation as a result of City Council Ad Hoc Blight Committee and Stand Up For Your Neighborhood Committee

<b>PENDING LEGISLATION</b>			
<b>2014-548</b> Provide funding for Low-income clients of Jacksonville Legal Aid to help avoid foreclosure.	Ad Hoc Blight	In Committees	James McCain, Jr.
<b>2014-553:</b> Amends 747.101 to modify snipe sign fines.	Ad Hoc Blight	Pending in Finance & TEU; Apvd by Rules 6-1	M. Sidman
<b>2015-327</b> Prohibits the placement of clothing collection bins.	Ad Hoc Blight	In Committees (LUZ)	Paige Johnston
<b>2015-377</b> Junk Vehicle Bill to ban outdoor storage of abandoned cars and that license tags be clearly visible on covered vehicles.	Ad Hoc Blight	In Committees	Cherry Shaw
<b>LEGISLATION IN DRAFT STAGE</b>			
Amending Chapter 260 (Disposal of Waste Tires) to regulate secondary tire resale.	Ad Hoc Blight	Draft Stages	M. Sidman
Legislation to authorize the uniform collection of nuisance liens on the non-ad valorem tax roll pursuant to Section 197.3652, F.S.	Ad Hoc Blight	Current ongoing discussions with the Tax Collector's Office, the Property Appraiser, CM Crescimbeni & Regulatory Compliance Dept.	C. Shaw
Rezoning Safar Property	Stand Up for your Neighborhood	Draft Stages	P. Johnston

1 The Rules Committee offers the following substitute for file No.  
2 2014-548:

3  
4 Introduced by the Council President at the request of the Mayor &  
5 Co-sponsored by Council Members Gulliford, Jones, Brown, Daniels,  
6 Crescimbeni & Gaffney:  
7

8 **ORDINANCE 2014-548**

9 AN ORDINANCE AMENDING CHAPTER 118 (CITY  
10 GRANTS), PART 1 (GENERAL PROVISIONS),  
11 ORDINANCE CODE, BY CREATING A NEW SECTION  
12 118.107, ORDINANCE CODE, TO FUND ELEMENTS OF  
13 THE STATE COURT SYSTEM, AS PROVIDED BY SECTION  
14 29.008, F.S., IN ORDER TO PROVIDE LEGAL AID  
15 PROGRAMS TO LOW-INCOME PERSONS THROUGH  
16 CONTRIBUTIONS TO JACKSONVILLE AREA LEGAL AID,  
17 INC.; ESTABLISHING SPENDING LIMITS; PROVIDING  
18 AN EFFECTIVE DATE.  
19

20 **WHEREAS**, during the 2004 legislative session the Florida  
21 Legislature enacted section 63 of Ch. 2004-265, Laws of Florida,  
22 creating Section 939.185, F.S., which authorized local governments  
23 to impose a \$65 court cost for felonies, misdemeanors, delinquent  
24 acts, and criminal traffic violations; and;

25 **WHEREAS**, in 2004-609-E, the City of Jacksonville exercised its  
26 authority under Section 939.185, F.S., and directed the Circuit and  
27 County Courts to impose the additional \$65 court cost; and

28 **WHEREAS**, Section 29.008, F.S., which governs state attorneys,  
29 public defenders, criminal conflict and criminal regional counsel,  
30 and legal aid programs, requires counties to pay reasonable and  
31 necessary salaries, costs, and expenses of the state court systems

1 CHAPTER 118

2 CITY GRANTS

3 Part 1. General Provisions

4 \* \* \*

5 Sec. 118.107 Funding Legal Services for Low-income Citizens  
6 through Jacksonville Area Legal Aid, Inc.

7 (a) No later than June 1, 2015, and in each successive  
8 year thereafter, Jacksonville Area Legal Aid, Inc. ("JALA")  
9 shall provide to the Chief Financial Officer and City Council  
10 Auditor a copy of its OMB-A133 audit from the preceding year,  
11 which shall identify by separate line item the sum total  
12 raised by JALA from the local bar and from other donors  
13 representing non-taxpayer funds donated to JALA during the  
14 audit period.

15 (b) No later than June 1, 2015, and in each successive  
16 year thereafter, the City shall determine the total amount  
17 allocated to JALA as a result of the surcharge imposed  
18 pursuant to Section 939.185(1)(a), F.S., and allocated to JALA  
19 as mandated by Section 111.385 of the Ordinance Code during  
20 the same audit period referenced in subsection (a) above.

21 (c) Subject to the limitation in subsection (d)below and  
22 in each successive year thereafter, the Mayor, based on the  
23 information provided by the JALA in subsection (a) and the  
24 amount allocated by the City in subsection (b), shall  
25 recommend to City Council and include in the proposed annual  
26 budget for the upcoming fiscal year a lump sum appropriation  
27 to be made to JALA equaling or exceeding the sum of the  
28 amounts in subsections (a) and (b) above (the "matching  
29 funds"). Upon City Council's approval of the annual budget,  
30 the matching funds shall be provided to JALA no later than  
31 December 1, 2015, and thereafter by December 1 of each



1       **Section 2.       Effective Date.** This ordinance shall become  
2 effective upon signature by the Mayor or upon becoming effective  
3 without the Mayor's signature.

4 Form Approved:

5  
6     /s/   Lawsikia J. Hodges    

7 Office of General Counsel

8 Legislation Prepared By: James R. McCain, Jr.

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1 Introduced by Council Members Lee, Crescimbeni, Gulliford, Love and  
2 Jones & Co-sponsored by Council President Yarborough:  
3  
4

5 **ORDINANCE 2014-553**

6 AN ORDINANCE RELATING TO ZERO TOLERANCE ON  
7 LITTER; AMENDING SECTION 741.107 (VIOLATION OF  
8 ZERO-TOLERANCE FOR LITTER LAW), CHAPTER 741  
9 (ZERO TOLERANCE ON LITTER), ORDINANCE CODE, TO  
10 INCREASE THE FINES FOR SNIPE SIGN VIOLATIONS;  
11 PROVIDING AN EFFECTIVE DATE.  
12

13 **WHEREAS**, the Ad Hoc Committee on Blight seeks to increase the  
14 fines for snipe sign violations, and during its duly noticed  
15 meeting on August 6, 2014, approved this Ordinance for introduction  
16 to the Jacksonville City Council; now therefore

17 **BE IT ORDAINED** by the Council of the City of Jacksonville:

18 **Section 1. Amending Section 741.107 (Violation of Zero-**  
19 **Tolerance for Litter Law), Ordinance Code.** Section 741.107  
20 (Violation of Zero-Tolerance for Litter Law), Part 3 (Enforcement),  
21 Chapter 741 (Zero Tolerance on Litter), Ordinance Code, is hereby  
22 amended to read as follows:

23 **Chapter 747. Zero Tolerance on Litter**

24 \* \* \*

25 **Part 3. Enforcement.**

26 **Sec. 747.107. Violation of Zero-Tolerance for Litter Law.**

27 \* \* \*

28 (c) Violations of this Section shall be unlawful and deemed a  
29 civil infraction, and shall be subject to the civil fines set  
30 forth in this subsection. Each piece of litter or separate  
31 snipe sign that a person illegally places on or affixes to

Introduced by Council Member Bishop:

**ORDINANCE 2015-327**

AN ORDINANCE CREATING A NEW SECTION 656.421 (DONATION COLLECTION BINS PROHIBITED), SUBPART B (MISCELLANEOUS REGULATIONS), CHAPTER 656 (ZONING CODE), *ORDINANCE CODE*, TO PROHIBIT THE PLACEMENT OF DONATION COLLECTION BINS WITHIN DUVAL COUNTY AND TO PROVIDE FOR REMOVAL AND RECOVERY OF COSTS BY THE CITY UPON REMOVAL OF DONATION COLLECTION BINS AFTER 60 DAYS FROM EFFECTIVE DATE OF ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**BE IT ORDAINED** by the Council of the City of Jacksonville:

**Section 1. Creating a new Section 656.421 (Donation Collection Bins Prohibited), Subpart B (Miscellaneous Regulations), Chapter 656 (Zoning Code), Ordinance Code.** Section 656.421 (Donation Collection Bins Prohibited), Subpart B (Miscellaneous Regulations), Chapter 656 (Zoning Code), *Ordinance Code*, is hereby created to read as follows:

**Chapter 656. Zoning Code**

\* \* \*

**Part B. Miscellaneous Regulations.**

\* \* \*

**Sec. 656.421. Donation Collection Bins Prohibited.**

(a) *Donation collection bins prohibited.* It shall be unlawful to deposit, store, keep or maintain, or to permit to be deposited, stored, kept or maintained, a donation collection bin in or on any lot, parcel or tract

1 recover such expense against the donation collection bin  
2 owner.

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

7 **Section 3. Effective Date.** This ordinance shall become  
8 effective upon signature by the Mayor or upon becoming effective  
9 without the Mayor's signature.

10  
11 Form Approved:

12  
13 \_\_\_/s/ Paige Hobbs Johnston

14 Office of General Counsel

15 Legislation Prepared By: Paige H. Johnston

16 G:\SHARED\LEGIS.CC\2015\Ord\Bishop - Prohibition on Donation Collection Bins.doc

1 Introduced by Council Member Jones and Co-sponsored by Council  
2 Member Yarborough:  
3

4 **ORDINANCE 2015-377**

5 AN ORDINANCE AMENDING CHAPTER 518, ORDINANCE  
6 CODE (JACKSONVILLE PROPERTY SAFETY AND  
7 MAINTENANCE CODE); PART 2. (IMPROVED OR  
8 UNIMPROVED LOTS AND EXTERIOR CONDITIONS OF  
9 RESIDENTIAL AND COMMERCIAL PROPERTIES);  
10 SECTION 518.203 (JUNK AND ABANDONED VEHICLE  
11 PARKING OR STORAGE PROHIBITED) TO RE-NAME THE  
12 SECTION AS "PROHIBITED OUTDOOR STORAGE"; TO  
13 STRIKE THE EXISTING LANGUAGE AND TO INSERT NEW  
14 LANGUAGE TO PROHIBIT THE OUTDOOR STORAGE OF  
15 CERTAIN ITEMS INCLUDING BUT NOT LIMITED TO  
16 ABANDONED, INOPERATIVE, MOTOR VEHICLES,  
17 FREEZERS, REFRIGERATORS, JUNK, RUBBISH AND  
18 GARBAGE; REQUIRING THAT THE LICENSE TAG BE  
19 CLEARLY VISIBLE ON COVERED VEHICLES; PROVIDING  
20 AN EFFECTIVE DATE.  
21

22 **WHEREAS,** the Council finds that certain persons are storing  
23 vehicles in side yards or parking vehicles in such a manner which  
24 prevents the observation of the license tag from the right-of-way;  
25 and

26 **WHEREAS,** such improper storage of vehicles contributes to  
27 blight conditions; and

28 **WHEREAS,** the City of Jacksonville has a compelling interest in  
29 promoting the health and safety of citizens and visitors by  
30 regulating potentially hazardous conditions and blighting  
31 influences on private property; now therefore

1        a. Any parked vehicle that is visible from the right-of-way  
2 shall contain the required license tag, and such license tag shall  
3 be clearly visible from the right-of-way or the license tag shall  
4 be printed legibly and visible from the right-of-way, with  
5 characters not less than two inches in height so that it is clearly  
6 visible from the right-of-way.

7        b. Any cover shall allow at least the bottom of at least six  
8 inches of each tire to be visible from the right-of way. The  
9 required license tag shall be clearly visible from the right-of-way  
10 or the license tag number shall be printed legibly on the cover  
11 with characters not less than two inches in height so that it is  
12 clearly visible from the right-of-way.

13        c. Covers shall be in good condition without tears, rips or  
14 holes. The entire cover shall be one color, except factory-made  
15 fitted covers may have more than one color, and shall be kept clean  
16 and free from mold and mildew. Covers may include tarpaulin which  
17 shall be in good condition, free of holes, tears and rips.

18        ~~No person in charge or control of any property within the city~~  
19 ~~whether as owner, tenant, occupant, lessee or otherwise, shall~~  
20 ~~allow any junk or abandoned vehicle to remain on any private or~~  
21 ~~public property within the city longer than 15 days; and no person~~  
22 ~~shall leave any such vehicle on any property within the city for a~~  
23 ~~longer time than 15 days; except that this article shall not apply~~  
24 ~~to a vehicle on the premises of a business enterprise licensed and~~  
25 ~~operated in a lawful place and manner, to repair vehicles with~~  
26 ~~current license or those places where active restoration is taking~~  
27 ~~place and both activities are taking place within a closed~~  
28 ~~building.~~

29        **Section 2. Effective Date.** This ordinance shall become  
30 effective upon signature by the Mayor or upon becoming effective  
31 without the Mayor's signature.

Subcommittee	Chair	Members	Attorney	Charge
Car Wash	John Crescimbeni	Jim Love, Calvin Burney, Melissa Long	Cherry Shaw	Develop legislation on the mop and bucket pop-up car wash businesses
Illegal Dumping	John Crescimbeni			
Tire Buyback	John Crescimbeni			Organize the tire and snipe sign buyback event.
Tire Buyback Barbecue	John Crescimbeni	Karen Bowling, Jeff Foster		Organize an appreciation barbecue for city workers who took part in the tire and snipe sign buyback.
Neighborhood Organizations Database	John Crescimbeni			Create and/or update the database of Neighborhood organizations.
Robo-Calls	John Crescimbeni			Investigate robo-call technology that can be purchased to inform Snipe sign violators that their signs are illegal.
Surveillance Cameras	John Crescimbeni	Jim Love, Karen Bowling		Investigate the purchase of cameras to catch illegal dumpers
Creating Neighborhood Organizations	John Crescimbeni/Bill Gulliford			Develop criteria to start Neighborhood organizations
Public Awareness Campaign	Karen Bowling	Paul Martinez, Aleizha Batson		Develop ways to publicize the blight effort and keep it in the public's mind.
Fines and Leins	Karen Bowling	Jay Higbee		How can fines and leins be reduced or forgiven to expedite the purchase of vacant homes and property.
Map of Neighborhood Organizations	Karen Bowling	Calvin Burney, Elaine Spencer		Plot where organizations exist and where creation efforts need to be increased.
Vacant Properties	Bill Bishop	Jim Love, Paul Tutwiler, Kim Scott		
Snipe signs	Jim Love			Develop legislation to better eliminate signs in the right-of-way
Tires	Jim Love	Bill Bishop, Det. Matsick		
Foreclosures	Jim Love		Loree French	

Notification letters to sign makers	Love			Come up with a letter or a brochure or even a sign that reminds people of right-of-way laws
Clothing Bin Collection Recepticles	Crescimbeni	Gulliford		Regulations of where these collection sites can be established and rules for collection to alleviate blight
Garbage Collection Brochure	Crescimbeni	Love		Review the draft brochure for suggested additions, corrections or deletions



# Blight Accomplishments

- Created the Mowing and Landscape Division
- Two Tire and Snipe Sign Buy back events
  - April 5, 2014
  - March 28, 2015
- Robocall effort to “educate” offenders.
- Working with JSO and Duval County Public Schools developed many maps to determine blight trouble areas.
- Created PSAs to advertise blight projects
- Developed a Blight App so blighted areas can be reported directly by using a smart phone.
- JTA purchased and installed 115 additional trash cans for bus stops.
- JTA moved nuisance bus stops
- JTA donated advertising to wrap a bus
- JTA provided a bus for a tour of blighted areas of the city
- Created a Blight mascot, Jax Can
- Created kiosks to publicize the Blight effort to use at public events.
- Involved the CDCs and found some that owed money to the city that has since been paid.
- Former Neighborhoods division created a master list of Neighborhood organizations.
- Created legislation to regulate mop and bucket car washes.
- Created legislation about the demolition of non-historic buildings
- Created legislation to allow for access for collection vehicles to gather trash and debris.
- Revised legislation to create a more vital Mortgage Foreclosure Registry, which adds renewal fees. This in turn creates a funding mechanism for Blight projects projected to raise more than \$3 million per year.
- Made signs for print shops to display explain the city’s snipe sign law.
- Created a Fight Blight Brochure that outlines the many ways citizens can get involved in the fight on blight