

ORDINANCE NO. 09- 16

**AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, ENACTING A TWO-MONTH EXTENSION ON THE ORIGINAL MORATORIUM ON THE APPROVAL BY LEON COUNTY OF ANY APPLICATIONS FOR THE ISSUANCE OF CERTAIN OFF-SITE SIGN PERMITS TO ALLOW SUFFICIENT TIME FOR LEON COUNTY TO CONSIDER THE ENACTMENT OF FURTHER REGULATORY MEASURES CONCERNING THE LOCATION AND QUANTITY OF CERTAIN OFF-SITE SIGNS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Leon County has received many applications for site approval and construction of certain off-site signs, including billboards; and,

**WHEREAS**, the Board of County Commissioners for Leon County believes that the proliferation of off-site signs, including billboards, may be harmful to the health, safety and welfare of the general public in the unincorporated area of Leon County; and,

**WHEREAS**, the Board of County Commissioners enacted Ordinance No. 07-15 on May 8, 2007; and,

**WHEREAS**, in reviewing the application of these new regulations on off-site sign, the County's staff has suggested further modifications be made; and,

**WHEREAS**, the Board of County Commissioners of Leon County wishes to study and consider enactment of further revisions to the Leon County Code of Laws to regulate and continue to reduce the proliferation of certain off-site signs; and,

**WHEREAS**, the Board of County Commissioner of Leon County enacted a temporary moratorium on new off-site signs on December 9, 2008 by Ordinance No. 08-29, which is set to expire on April 15, 2009; and,

**WHEREAS**, the Board of County Commissioners of Leon County, hereby finds and declares that it is necessary and required that a further temporary moratorium be imposed on the issuance of any permits, development orders or site and development plan approvals from, and including, October 14, 2008, beyond April 15, 2009 and, through June 15, 2009, to allow sufficient time for the further study and potential enactment of such additional regulations and the draft ordinance currently being discussed.

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA:**

**Section 1.**

There is hereby enacted and imposed a further temporary moratorium prohibiting the approval and issuance of any further permits, development orders or site and development plan approvals by Leon County for all off-site signs in the unincorporated area of Leon County which exceed 100 square feet in size. This moratorium does not apply to any applications for such off-site signs which are on file with Leon County and which application was complete on or before October 14, 2008. This moratorium on the issuance of such permits and development orders shall continue through 11:59 p.m., local time, on June 15, 2009.

**Section 2.**

The Board of County Commissioners of Leon County, Florida, finds that an extended temporary moratorium is in the best interest of the citizens and residents of Leon County and shall serve to protect the health, safety and welfare of said citizens and residents to allow the necessary research and deliberative time for the consideration, and potential enactment of, regulations concerning the proliferation and reduction of the quality of certain off-site signs.

**Section 3. Conflicts.**

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, except to the extent of any conflicts with the Tallahassee-Leon County 2010 Comprehensive Plan, as amended, which provisions shall prevail over any parts of this ordinance which are inconsistent, either in whole or part, with the said Comprehensive Plan.

**Section 4. Severability.**

If any word, phrase, clause, section or portion of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion or words shall be deemed a separate and independent provision and such holding shall not affect the validity of the remaining portions thereof.

**Section 5. Effective Date.**

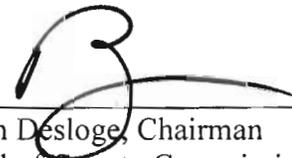
This ordinance shall become effective upon receipt of official acknowledgment from the Secretary of State that said ordinance has been duly filed, and shall apply to all off-site sign applications which were not complete or which were received after 12:01 a.m., local time, on October 14, 2008.

DULY PASSED AND ADOPTED BY the Board of County Commissioners of Leon County, Florida, this 21<sup>st</sup> day of April, 2009.



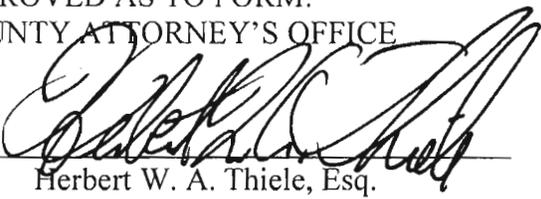
ATTESTED BY:  
BOB INZER, CLERK OF THE COURT

LEON COUNTY, FLORIDA

BY:   
Bryan Desloge, Chairman  
Board of County Commissioners

BY:   
Clerk

APPROVED AS TO FORM:  
COUNTY ATTORNEY'S OFFICE

BY:   
Herbert W. A. Thiele, Esq.  
County Attorney

**FLORIDA COUNTY ORDINANCE DATA RETRIEVAL SYSTEM  
(CODRS) CODING FORM**

Instructions: Florida's Department of State, Bureau of Administrative Code has developed the County Ordinance Data Retrieval System (CODRS) to facilitate the tracking of County ordinances in Florida's 67 Counties. CODRS' data base is composed of over 25,000 county ordinances enacted since 1974.

We request your cooperation in completing this coding form. It is to be completed whenever your county enacts a new ordinance. Simply complete this form and include it with other pertinent ordinance information that is submitted to the Bureau of Administrative Code.

To code this form properly, please refer to the "keyfields" description sheet that has been given to your County Attorney's Office. If you do not have this sheet please contact the Bureau. We will be happy to fax one to you for referencing purposes. Please fill out this form as completely as is possible.

Thank you for your assistance. Should you need further assistance please contact the Bureau of Administrative Code, Department of State at (850)245-6270 or Suncom 205-6270.

COUNTY: ( LEON ) COUNTY ORDINANCE # ( 09-16 )  
(e.g., 00-001)

PRIMARY KEYFIELD  
 DESCRIPTOR: ( SIGNS/BILLBOARDS )

SECONDARY KEYFIELD  
 DESCRIPTOR: ( \_\_\_\_\_ )

OTHER KEYFIELD  
 DESCRIPTOR: ( \_\_\_\_\_ )

ORDINANCE DESCRIPTION: ( SIGN MORATORIUM )  
(25 characters maximum including spaces)

ORDINANCES AMENDED: (List below the ordinances that are amended by this legislation. If more than two, list the most recent two.)

AMENDMENT # 1: ( 08-29 ) AMENDMENT # 2: ( \_\_\_\_\_ )

ORDINANCES REPEALED: (List below the ordinances that are repealed by this legislation.)

REPEAL # 1: ( \_\_\_\_\_ ) REPEAL # 3: ( \_\_\_\_\_ )

REPEAL # 2: ( \_\_\_\_\_ ) REPEAL # 4: ( \_\_\_\_\_ )

(Others repealed: List all that apply): \_\_\_\_\_

(FOR OFFICE USE ONLY): COUNTY CODE NUMBER: ( \_\_\_\_\_ )

KEYFIELD 1 CODE: ( \_\_\_\_\_ ) KEYFIELD 2 CODE: ( \_\_\_\_\_ )

KEYFIELD 3 CODE: ( \_\_\_\_\_ ) Rev. 4/10/01