

ORDINANCE NO. 317

AN ORDINANCE OF THE CITY OF PORT ST. JOE, FLORIDA AMENDING PARAGRAPHS 2.07(c)(1) AND 2.07(e), CHAPTER 38, LAND DEVELOPMENT REGULATION OF THE CODE OF ORDINANCES, CITY OF PORT ST. JOE REQUIRING A DEVELOPER TO AGREE AND TO SUBMIT POST CONSTRUCTION DRAWINGS DEPICTING THE EXACT PLACEMENT OF ALL UTILITY LINES AS CONSTRUCTED; REQUIRING SUBMISSION OF SAID DRAWINGS PRIOR TO RECOMMENDATION FOR FINAL ACCEPTANCE BY CITY STAFF; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Port St. Joe is responsible for the identification of the placement of utilities pursuant to Florida Statute 556; and

WHEREAS, the actual placement of utility lines often differs from the initial approved development plans; and

WHEREAS, the City has no effective method of identifying utility lines except as drawn;

NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORT ST. JOE, FLORIDA AS FOLLOWS:

1. a. Sec 2.07 (c) reads as follows...:

(1) Agreement that all improvements whether required by this Code or constructed at the developer's option shall be constructed in accordance with the standards and provisions of this Code.

b. Sec. 2.07(e) reads as follows:

Completion of improvements: When improvements are completed, final inspections shall be conducted and corrections, if any, shall be completed before final acceptance is recommended by city staff. A recommendation for final acceptance shall be made upon the receipt of a certification of project completion and one copy of all test results. As required improvements are completed and accepted, the developer may apply for release of all or a portion of the guarantee or surety required above.

2. a. Sec. 2.07(c) is hereby amended to read as follows:

(1) Agreement that all improvements whether required by this Code or constructed at the developer's option shall be constructed in accordance with the standards and provisions of this Code. Agreement the developer will provide drawings depicting the actual placement of all underground utility, water, sewer, storm water drainage and all other underground improvement as actually constructed and placed.

1. Sec. 2.07(e) is hereby amended to read as follows:

Completion of improvements: When improvements are completed, final inspections shall be conducted, corrections, if any, shall be completed and drawings depicting the actual placement of all underground improvements submitted to the city shall be completed before final acceptance is recommended by the city staff. A recommendation for final acceptance shall be made upon the receipt of certification of project completion, a copy of all test results and submission by the developer of drawings depicting the actual placement of all underground utilities and other underground improvements. As required improvements are completed and accepted, the developer may apply for release of all or a portion of the guarantee or surety required above.

3. **REPEAL:** All ordinances or parts of ordinances in conflict herewith are hereby repealed.
4. **SEVERABILITY:** If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder shall not be affected by such invalidity.
5. This ordinance is effective immediately upon passage, as provided by law.

DULY PASSED AND ADOPTED by the Board of City Commissioners of Port St. Joe, Florida this 5th day of April, 2005.

THE CITY OF PORT ST. JOE



FRANK PATE, JR., MAYOR-COMMISSIONER

ATTEST:


City Clerk

The following commissioners voted yea: Pate, Reeves, Crews, Roberts and Horton
The following commissioners voted nay: None