

ORDINANCE NO. 02015-51

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WILDWOOD, FLORIDA, ESTABLISHING A TEMPORARY MORATORIUM ON THE APPROVAL OF APPLICATIONS FOR AND THE ISSUANCE OF PERMITS FOR NEW BILLBOARDS AND OFF-SITE SIGNS FOR A PERIOD OF ONE HUNDRED EIGHTY (180) DAYS FROM THE DATE OF ADOPTION OF THIS ORDINANCE; PROVIDING FOR LEGISLATIVE FINDINGS; THE GEOGRAPHIC AREA COVERED; REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City of Wildwood adopted Ordinance No. 595, codified as Chapter 3, Article II, of the City of Wildwood Code of Ordinances, to regulate the placement, installation, permitting, and regulation of billboards and off-site advertising signs;

WHEREAS, the City of Wildwood City Commission has reviewed said Ordinance and believes that it is necessary to amend and/or update the same;

WHEREAS, the City of Wildwood is empowered to provide for the health, safety, and welfare of the citizens of the City of Wildwood;

WHEREAS, the regulation of the placement, installation, and maintenance of billboards, off-site signs and off-site advertising structures, preserves and protects the health, safety, welfare, and general well-being of the citizens of the City of Wildwood;

WHEREAS, the City of Wildwood and its citizens may suffer irreparable harm if the regulation of billboards, off-site signs and off-site advertising structures is not able to be effectively carried out;

WHEREAS, the City of Wildwood desires to enact a moratorium to provide additional time to study the placement, installation, and maintenance of billboards, off-site signs and advertising structures; and

WHEREAS, the City of Wildwood desires sufficient time to study all relevant issues related to the regulation of these matters.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, by the City Commission of Wildwood, Florida, as follows:

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Return to: City of Wildwood
100 N Main St.
Wildwood, FL 34785

Section 1. Legislative Findings.

- a. That the above recitals are true and correct and are incorporated herein by reference.
- b. That there exists a need to impose a temporary moratorium as set forth hereinafter in order to protect the health, safety, and welfare of the citizens of the City of Wildwood by preserving the aesthetic qualities of the City of Wildwood during the period while the City Commission considers amending Ordinance No. 595 with regard to the placement, installation, maintenance, and regulation of billboards, off-site signs and off-site advertising structures.

Section 2. Intent and Purpose.

The intent and purpose of this Ordinance is to provide the City of Wildwood with the opportunity to review Ordinance No. 595, codified as Chapter 3, Article II, of the City of Wildwood Code of Ordinances, and to study the placement, installation, and maintenance of billboards, off-site signs and advertising structures.

Section 4. Moratorium Imposed.

The City of Wildwood hereby declares, as to any property located in the City limits or hereinafter annexed into the City during the term of this moratorium, a moratorium upon the approval of applications for and the issuance of permits for new off-site signs and new off-site advertising structures (including billboards) and no development permit or order may be issued for any off-site advertising structure unless such application was properly filed with the City of Wildwood before 5:00 p.m. on December 14, 2015.

Section 5. Duration of Moratorium.

The moratorium imposed by this ordinance shall be effective for one hundred eighty (180) days from the effective date, unless rescinded sooner. Prior to the expiration of the moratorium, the City of Wildwood may extend the moratorium for an additional one hundred eighty (180) days.

Section 6. Ordinance to Be Liberally Construed.

This ordinance shall be liberally construed to carry out its purposes, which are deemed to be in the best interest of the public health, safety, and welfare of the citizens and residents of the City of Wildwood.

Section 7. Severability.

Should any section, phrase, sentence, provision, or portion of this Ordinance be declared by any court of competent jurisdiction to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part so declared to be unconstitutional or invalid.

Section 8. Effective Date

This Ordinance shall take effect immediately upon its final adoption by the City Commission.

PASSED AND ORDAINED this 11th day of January, 201~~5~~⁶, by the City Commission of the City of Wildwood, Florida.

SEAL

CITY COMMISSION
CITY OF WILDWOOD, FLORIDA

ATTEST: Cassandra Lippincott
Cassandra Lippincott, City Clerk

Ed Wolf
Ed Wolf, Mayor

First Reading: 12/14/15
Second Reading: 1/11/16

Approved as to form:

Ashley S. Hunt
Ashley S. Hunt, City Attorney