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**VILLAGE OF ESTERO, FLORIDA**

**ORDINANCE NO. 2019 - 17**

**AN ORDINANCE OF THE VILLAGE COUNCIL OF THE  
VILLAGE OF ESTERO, FLORIDA, AMENDING  
MOBILE HOMES PROVISIONS OF THE LEE COUNTY  
CODE PREVIOUSLY ADOPTED BY REFERENCE; AND  
PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Village of Estero was incorporated by referendum held on November 4, 2014; and

**WHEREAS**, the Charter of the Village of Estero (“Charter”) at Section 11, “General Provisions,” paragraph (5) “Transitional Ordinances and Resolutions,” provides that all applicable lawful Lee County ordinances currently in place at the time of passage of the referendum, unless specifically referenced in the Charter, shall remain in place unless rescinded by the Village Council or unless they are in conflict with an ordinance, rule or regulation of the Village; and

**WHEREAS**, the Village Council has determined that it is in the best interests and welfare of the Village and its residents to revise certain provisions of the Lee County Code to specifically apply to the Village.

**NOW, THEREFORE**, be it ordained by the Village Council of the Village of Estero, Florida:

**Section 1. Lee County Code Sections amended.**

The following sections were included in the Code of Laws and Ordinances, of the Village of Estero, Florida by virtue of their inclusion in the Lee County Code and are hereby amended as ordinances of the Village of Estero. These amendments are not intended to affect the validity of these provisions as laws of Lee County.

Lee County Code Chapter 22 ½ Mobile Homes, previously adopted by reference is amended to read as follows.

**Sec. 22½-1. Move-on permit required.**

~~After the effective date of this chapter,~~ It shall be unlawful for any owner, purchaser, dealer or installer of a mobile home to move such mobile home onto a site in ~~the unincorporated areas of Lee County~~ Estero without first obtaining a move-on permit from the ~~Lee County Zoning Department~~ village.

Words underlined are additions; Words ~~struck through~~ are deletions.

45 **Sec. 22½-2. Permit to be obtained before mobile home in moved, to describe premises**  
46 **and to be posted.**

47  
48 The move-on permit shall be obtained before the mobile home is moved and shall  
49 specifically describe the premises on which the mobile home is to be sited. The permit shall be  
50 posted prominently on the mobile home before such mobile home is moved onto the site.

51  
52 **Sec. 22½-3. Violations and penalties.**

53  
54 A purchaser, owner, mover, installer or dealer, whoever in each case actually moves  
55 the mobile home, shall be guilty of a violation of this chapter if he moves such mobile home  
56 onto a site without first obtaining and posting the required move-on permit.

57  
58 Violation of this chapter shall be a misdemeanor punishable as provided by law. In  
59 addition, the board of county commissioners or its designated agency may move or require  
60 removal, at owner's or mover's expense, of a mobile home which is placed on a site without a  
61 proper move-on permit. Violations of this chapter by Florida installers or movers shall be  
62 reported to the Florida Public Service Commission ~~as to complaints in Lee County~~; violations  
63 by out-of-state installers or movers will be reported as complaints to the interstate commerce  
64 commission.

65  
66 **Section 2. Effective Date.**

67  
68 This ordinance shall become effective immediately upon adoption.

69  
70 **PASSED** on first reading this 10<sup>th</sup> day of July, 2019.

71  
72 **PASSED AND ADOPTED BY THE VILLAGE COUNCIL** of the Village of Estero,  
73 Florida this 2<sup>nd</sup> day of October, 2019.

74  
75 Attest: **VILLAGE OF ESTERO, FLORIDA**

76  
77  
78 By: \_\_\_\_\_ By: \_\_\_\_\_  
79 Kathy Hall, MMC, Village Clerk Bill Ribble, Mayor

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81  
82 Reviewed for legal sufficiency:

83  
84  
85 By: \_\_\_\_\_  
86 Burt Saunders, Esq., Village Attorney

87  
88

Words underlined are additions; Words ~~struck through~~ are deletions.

	Vote:	AYE	NAY
89	Mayor Ribble	_____	_____
90	Vice Mayor Errington	_____	_____
91	Councilmember Batos	_____	_____
92	Councilmember Boesch	_____	_____
93	Councilmember Levitan	_____	_____
94	Councilmember McLain	_____	_____
95	Councilmember Wilson	_____	_____

Words underlined are additions; Words ~~struck through~~ are deletions.