

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44

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at the time of passage of the referendum, unless specifically referenced in the Charter, shall remain in place unless rescinded by the Village Council or unless they are in conflict with an ordinance, rule or regulation of the Village; and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.

It shall be unlawful for any owner, purchaser, dealer or installer of a mobile home to move such mobile home onto a site in Estero without first obtaining a move-on permit from the village.

45 **Sec. 22½-2. Permit to be obtained before mobile home is 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; violations by out-of-state installers or
63 movers will be reported as complaints to the interstate commerce commission.
64

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

67 This ordinance shall become effective immediately upon adoption.
68

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

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

74 Attest:

VILLAGE OF ESTERO, FLORIDA

75
76
77 By: Kathy Hall
78 Kathy Hall, MMC, Village Clerk
79

By: Bill Ribble
Bill Ribble, Mayor

80
81 Reviewed for legal sufficiency:
82

83
84 By: Derek Rooney
85 Derek Rooney, Esq., Assistant Village Attorney
86
87
88
89

90	Vote:	AYE	NAY
91	Mayor Ribble	<u>✓</u>	<u> </u>
92	Vice Mayor Errington	<u>✓</u>	<u> </u>
93	Councilmember Batos	<u>✓</u>	<u> </u>
94	Councilmember Boesch	<u>✓</u>	<u> </u>
95	Councilmember Levitan	<u>✓</u>	<u> </u>
96	Councilmember McLain	<u>✓</u>	<u> </u>
97	Councilmember Wilson	<u>✓</u>	<u> </u>