

1 Introduced by the Council President at the request of the Council
2 Secretary:

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5 **ORDINANCE 2021-121**

6 AN ORDINANCE ADOPTING BY REFERENCE THE 45TH-55TH
7 SUPPLEMENTS TO THE 1990 EDITION OF THE ORDINANCE
8 CODE OF THE CITY OF JACKSONVILLE AND THE CITY
9 CHARTER, INCLUDING ALL STATE LAWS, VOTED LAWS
10 AND ORDINANCES OF GENERAL AND PERMANENT NATURE
11 ENACTED BY THE COUNCIL AND CONSIDERED BY THE
12 MAYOR THROUGH JANUARY 10, 2022; REPEALING
13 GENERAL AND PERMANENT ORDINANCES SO ADOPTED AND
14 CONSIDERED BEFORE JANUARY 10, 2021; PROVIDING AN
15 EFFECTIVE DATE.
16

17 **WHEREAS**, the legislative act of statutory adoption, or
18 codification, is a mechanism for establishing a single, unified
19 ordinance code, which summarizes and codifies all separate ordinances
20 which have independently amended various portions of the ordinance
21 code; and

22 **WHEREAS**, codification adopts the Ordinance Code of the City of
23 Jacksonville as the official statutory law of the Consolidated City;
24 and

25 **WHEREAS**, each such adoption includes within it the previously
26 adopted and codified ordinances as well as all the City's ordinances
27 amending the Ordinance Code adopted by the City Council in the
28 previous sessions from the previous year or years; and

29 **WHEREAS**, this codification provides to the people of
30 Jacksonville a definitive version of the Ordinance Code; and

31 **WHEREAS**, the Florida courts have regularly and consistently

1 approved this procedure, *see, e.g., State ex rel. Badgett v. Lee*, 22
2 So.2d 804 (Fla 1945); *Thompson v. Intercounty Tel. & Tel. Co.*, 62
3 So.2d 16 (Fla. 1952); *Rodriguez v. Jones*, 64 So.2d 27 (Fla 1953),
4 *Spangler v. Florida State Tpk. Auth.*, 106 So. 2d 421, 423 (Fla. 1958);
5 and

6 **WHEREAS**, in 1990 the City last adopted a complete revision of
7 the City's Official Ordinance Code; and

8 **WHEREAS**, for approximately ten years subsequent to the adoption
9 of that 1990 Ordinance Code, the City Council adopted, by ordinance,
10 supplements to that 1990 Ordinance Code; and

11 **WHEREAS**, around the year 1999 or 2000 the City's Ordinance Code
12 has been published electronically; and

13 **WHEREAS**, due to the convenience of electronic publication, the
14 City Council has not adopted these supplements by ordinance; and

15 **WHEREAS**, the City Council seeks to return to its process of
16 codification on a regular basis; and

17 **WHEREAS**, in 2017 the Council began the readoption process in
18 Ordinance 2017-236-E, the Council adopted supplements through April
19 25, 2017; and

20 **WHEREAS**, Ordinance 2017-236-E was the last adoption of the last
21 supplement to the 1990 Ordinance Code, approximately 10 supplements
22 have been published; and

23 **WHEREAS**, the City Council seeks to provide that same clarity to
24 the Ordinance Code of the City of Jacksonville as the Legislature
25 provides to Florida Statutes through Legislature's codification
26 process; now therefore

27 **BE IT ORDAINED** by the Council of the City of Jacksonville:

28 **Section 1.** The Ordinance Code of the City of Jacksonville,
29 1990 Edition, was adopted by Ordinance 91-305-142 and readopted with
30 Supplements 1, 2 and 3 incorporated therein by Ordinance 93-171-86,
31 Supplement 4 incorporated therein by Ordinance 93-171-86, Supplement

1 5 incorporated therein by Ordinance 93-929-929, Supplement 6
2 incorporated therein by Ordinance 94-1064-587, Supplement 7
3 incorporated therein by Ordinance 95-340-244, Supplement 8
4 incorporated therein by Ordinance 95-912-501, Supplement 9
5 incorporated therein by Ordinance 96-112-67, Supplement 10
6 incorporated therein by Ordinance 96-694-389, Supplement 11
7 incorporated therein by Ordinance 97-204-E, Supplement 12
8 incorporated therein by Ordinance 97-963-E, Supplement 13
9 incorporated therein by Ordinance 98-382-E, Supplement 14
10 incorporated therein by Ordinance 98-626-E, Supplement 15
11 incorporated therein by Ordinance 1999-42-E, and Supplements 16-45
12 incorporated therein by Ordinance 2017-236-E. The City Council hereby
13 amends by the adoption by reference herein the 1990 Edition of the
14 Ordinance Code of the City of Jacksonville, as modified above and by
15 Supplements 45th-55th hereby referenced herein. Copies of Supplements
16 45-55 are attached hereto as **On File**, having been **On File** for at
17 least ten days immediately preceding the passage of this ordinance
18 and shall remain as a permanent record of the Council. The 1990
19 Edition of the Ordinance Code as amended and modified by Supplements
20 1-55 is adopted and enacted as the official codification of the
21 general and permanent ordinances of the City.

22 **Section 2.** All ordinances and parts thereof of a general
23 and permanent nature incorporated within the supplements hereby
24 adopted, which were enacted by the Council and considered by the
25 Mayor before January 10, 2022, are ratified by incorporation hereby.
26 These Ordinances are listed in the Ordinance Disposition Table and
27 the Charter and Related laws Comparative Table, both of which are
28 attached hereto as **Exhibit 1** and by this reference made a part of
29 hereof.

30 **Section 3. Effective Date.** This Ordinance shall become
31 effective upon signature by the Mayor or upon becoming effective

1 without the Mayor's signature.

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4 Form Approved:

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6 /s/ Margaret M. Sidman

7 Office of General Counsel

8 Legislation Prepared By: Margaret M. Sidman

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