

Substituted and Rereferred 4/12/22

Amended 5/10/22

Enacted 5/10/22

1 Introduced by the Council President at the request of the Council
2 Secretary and substituted by the Rules Committee and amended by the
3 Rules Committee:
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6 **ORDINANCE 2022-121-E**

7 AN ORDINANCE ADOPTING THE 2022 EDITION OF THE
8 JACKSONVILLE ORDINANCE CODE; ADOPTING BY
9 REFERENCE THE 46TH-56TH SUPPLEMENTS TO THE 1990
10 EDITION OF THE ORDINANCE CODE OF THE CITY OF
11 JACKSONVILLE AND THE CITY CHARTER, INCLUDING ALL
12 STATE LAWS, VOTED LAWS AND ORDINANCES OF GENERAL
13 AND PERMANENT NATURE ENACTED BY THE COUNCIL
14 THROUGH MARCH 22, 2022; RATIFYING GENERAL AND
15 PERMANENT ORDINANCES SO ADOPTED AND CONSIDERED
16 BY COUNCIL THROUGH MARCH 22, 2022; DIRECTIVE TO
17 CIVICPLUS CODIFIERS; PROVIDING AN EFFECTIVE
18 DATE.
19

20 **WHEREAS**, the legislative act of statutory adoption, or
21 codification, is a mechanism for establishing a single, unified
22 Ordinance Code, which summarizes and codifies all separate Ordinances
23 which have independently amended various portions of the Ordinance
24 code; and

25 **WHEREAS**, codification adopts the Ordinance Code of the City of
26 Jacksonville as the official statutory law of the Consolidated City;
27 and

28 **WHEREAS**, each such adoption includes within it the previously
29 adopted and codified Ordinances as well as all the City's Ordinances
30 amending the Ordinance Code adopted by the City Council in the

1 previous sessions from the previous year or years; and

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

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

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

12 **WHEREAS**, for approximately ten years subsequent to the adoption
13 of that 1990 Ordinance Code, the City Council adopted, by Ordinance,
14 supplements to that 1990 Ordinance Code; and

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

17 **WHEREAS**, due to the convenience of electronic publication, the
18 City Council has not adopted these supplements by Ordinance; and

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

21 **WHEREAS**, in 2017 the Council began the readoption process in
22 Ordinance 2017-236-E, the Council adopted supplements through March
23 16, 2017; and

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

27 **WHEREAS**, the City Council seeks to provide that same clarity to
28 the Ordinance Code of the City of Jacksonville as the Legislature
29 provides to Florida Statutes through Legislature's codification
30 process; now therefore

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

1 **Section 1.** The Ordinance Code of the City of Jacksonville,
2 1990 Edition, was adopted by Ordinance 91-305-142 and readopted with
3 Supplements 1, 2 and 3 incorporated therein by Ordinance 93-171-86,
4 Supplement 4 incorporated therein by Ordinance 93-548-327, Supplement
5 5 incorporated therein by Ordinance 93-929-396, Supplement 6
6 incorporated therein by Ordinance 94-1064-587, Supplement 7
7 incorporated therein by Ordinance 95-340-244, Supplement 8
8 incorporated therein by Ordinance 95-912-501, Supplement 9
9 incorporated therein by Ordinance 96-112-67, Supplement 10
10 incorporated therein by Ordinance 96-694-389, Supplement 11
11 incorporated therein by Ordinance 97-204-E, Supplement 12
12 incorporated therein by Ordinance 97-963-E, Supplement 13
13 incorporated therein by Ordinance 98-382-E, Supplement 14
14 incorporated therein by Ordinance 98-626-E, Supplement 15
15 incorporated therein by Ordinance 1999-42-E, and Supplements 16-45
16 incorporated therein by Ordinance 2017-236-E. The City Council hereby
17 amends by the adoption by reference herein the 1990 Edition of the
18 Ordinance Code of the City of Jacksonville, as modified above and by
19 Supplements 46th-56th hereby referenced herein. Copies of Supplements
20 46-56 are attached hereto as **Second Revised On File**, having been
21 **Second Revised On File** for at least ten days immediately preceding
22 the passage of this Ordinance and shall remain as a permanent record
23 of the Council. The 1990 Edition of the Ordinance Code as amended and
24 modified by Supplements 1-56 is adopted and enacted as the official
25 codification of the general and permanent Ordinances of the City.

26 **Section 2.** All Ordinances and parts thereof of a general
27 and permanent nature incorporated within the supplements hereby
28 adopted, which were enacted by the Council through March 22, 2022,
29 are ratified by incorporation hereby. These Ordinances are listed in
30 **Second Revised On File** document and made a part hereof.

31 **Section 3. Directive to CivicPlus Codifiers.** The CivicPlus

1 Codifiers are hereby directed to: (i) update the title page of the
2 Jacksonville Ordinance Code to read as the "2022 Edition", and (ii)
3 insert the following language as the updated Preface to the 2022
4 Edition of the Jacksonville Ordinance to read as follows:

5 **PREFACE**

6 This Code constitutes a recodification of the general and
7 permanent Ordinances of the City of Jacksonville, Florida.

8 Source materials used in the preparation of the Code were the
9 1990 Code, as supplemented through Supplement 56, and Ordinances
10 subsequently adopted by the Jacksonville City Council. The source of
11 each section is included in the history note appearing in parentheses
12 at the end thereof. The absence of such a note indicates that the
13 section is new and was adopted for the first time with the adoption
14 of the Code. By use of the comparative tables appearing in the back
15 of this Code, the reader can locate any section of the 1990 Code, as
16 supplemented, and any subsequent Ordinance included herein.

17 * * *

18 **Section 4. Effective Date.** This Ordinance shall become
19 effective upon signature by the Mayor or upon becoming effective
20 without the Mayor's signature.

21
22 Form Approved:

23
24
25 /s/ Mary E. Staffopoulos

26 Office of General Counsel

27 Legislation Prepared By: Margaret M. Sidman

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