

Sponsored By: Council
City Council Public Hearing Date: April 13, 2021
May 11, 2021
Enactment Date:

**CITY OF MARATHON, FLORIDA
ORDINANCE 2021-11**

AN ORDINANCE BY THE CITY OF MARATHON, FLORIDA, AMENDING CHAPTER 6, ARTICLE II (“BUILDING CODE”) OF THE CODE OF ORDINANCES OF THE CITY OF MARATHON BY AMENDING SECTION 6-52 BY REMOVING OUTDATED SECTION 6-52(b)(4) AND ADJUSTING SUBSEQUENT SECTIONS IN CONFORMITY THEREWITH; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS THEREOF FOUND TO BE IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Marathon (“City”) is a municipal corporation of the State of Florida with such power and authority as has been conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes, and

WHEREAS, from time to time it is necessary to remove outdated or no longer relevant sections of the Marathon Code when said sections no longer apply or have been repealed by subsequent ordinances or resolutions; and

WHEREAS, section 6-52(b)(4) is one such section that makes reference to and relies upon previously repealed section(s) of the Marathon Code; and

WHEREAS, it is in the best interest of the citizens of the City of Marathon to remove this code section.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA THAT

~~Strikethrough~~ = deletion **Bold underline** = addition

SECTION 1. The above recitals are true, correct, and incorporated herein by this reference.

SECTION 2. Chapter 6, Article II, Section 6-52 “Building or site preparation permits required; exceptions” is hereby amended to read as follows:

Section 6-52. Building or site preparation permits required; exceptions.

(b) A building or site preparation permit shall not be required for the following type of work:

~~(4) Political signs not requiring a permit pursuant to Section 9.5-403(d)(16) of the 1984 Code.~~

~~(5)~~**(4)** The installation of satellite television antennas that do not exceed 30 inches in diameter and microwave receiving antennas that do not exceed 30 inches in diameter, and

provided that the antenna is attached to a residential or commercial building or placed at ground level.

~~(6)~~**(5)** Removal of ten (10) or fewer stems of exotic invasive vegetation on a developed parcel, but this exemption does not apply if the removal is a part of a larger operation undertaken in segments within any one (1) calendar year, whether by the same or different contractors, the property owner, or if undertaken in conjunction with any construction

~~(7)~~**(6)** Carpeting and tiling of floors of single-family and duplex residences which have previously been inhabited.

~~(8)~~**(7)** Painting a single-family or multifamily residence, exclusive of signage.

~~(9)~~**(8)** Any remodeling work (alterations other than structural, mechanical, electrical or plumbing) performed on a single-family or duplex residential property by the owner thereof, provided that:

SECTION 3. Any provisions of the Code of Ordinances of the City of Marathon, Florida or Ordinances or parts of Ordinances that are in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 4. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, or phrases of this Ordinance, but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 5. It is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and be made part of the Marathon Code, that sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions, and that the "Ordinance" shall be changed to "Section" or other appropriate word.

SECTION 6. This Ordinance shall become effective immediately upon approval.

**ENACTED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA,
THIS XX DAY OF XXXX, 2021.**

THE CITY OF MARATHON, FLORIDA

Luis Gonzalez, Mayor

AYES:
NOES:
ABSENT:
ABSTAIN:

ATTEST:

Diane Clavier, City Clerk
(City Seal)

**APPROVED AS TO FORM AND LEGALITY FOR THE USE AND RELIANCE OF THE CITY
OF MARATHON, FLORIDA ONLY:**

Steven Williams, City Attorney