

Sponsored by: Council
Introduction Date: September 14, 2010
Public Hearing Dates: September 14, 2010
September 28, 2010
Enactment date: September 28, 2010

**CITY OF MARATHON, FLORIDA
ORDINANCE 2010-08**

**AN ORDINANCE OF THE CITY OF MARATHON, FLORIDA,
AMENDING SECTION 6-93 OF THE MARATHON CODE REGARDING
THE APPOINTMENT, QUALIFICATIONS AND TERMS OF MEMBERS
OF THE UNSAFE STRUCTURES BOARD; PROVIDING FOR THE
REPEAL OF ALL CODE PROVISIONS AND ORDINANCES
INCONSISTENT WITH THIS ORDINANCE; PROVIDING FOR
SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the City of Marathon, Florida (the "City") adopted the Standard Unsafe Building Abatement Code; and

WHEREAS, the City of Marathon wishes to amend certain provisions of that Code regarding the appointment, qualifications and terms of members of the unsafe structures board.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE
CITY OF MARATHON, FLORIDA, AS FOLLOWS:¹**

Section 1. The above recitals are hereby confirmed and adopted.

Section 2. Section 6-93 of the Code of Ordinances, City of Marathon, Florida, is hereby amending to read as follows:

Section 6-93. Unsafe Structures Board Created and Sections 105.1 and 105.2 of the Standard Building Abatement Code Amended.

* * *

(c) Section 105.1 of the Standard Building Abatement Code is amended to read as follows:

Appointment: Each member of the City Council, at his or her discretion, shall appoint one member of the Unsafe Structures

¹ Additions to existing text are shown by underline, changes to existing text on second reading are shown by double underline, and deletions are shown as ~~strikethrough~~.

Board. Appointees to the Unsafe Structures Board may, but are not required to be, members at large from the construction industry, engineers, or architects.

Section 105.2 of the Standard Building Abatement Code is amended to read as follows:

Term of Office. Each member of the Unsafe Structures Board shall serve a term concurrently with the appointing City Council member's term. Vacancies shall be filled for an unexpired term in the manner in which the original appointments are required to be made.

Section 3. All existing members of the Unsafe Structures Board shall be removed. Thereafter, City Council shall appoint members of the Unsafe Structures Board in accordance with this Ordinance.

Section 4. The Provisions of the City Code and all Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 5. The provisions of this Ordinance are declared to be severable, and if any sentence, section, 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 sentences, sections, clauses or phrases of the Ordinance, but they shall remain in effect it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 6. This Ordinance shall be effective immediately upon adoption after second reading.

**ENACTED BY THE CITY COUNCIL OF THE CITY OF MARATHON,
FLORIDA, THIS 14th DAY OF SEPTEMBER, 2010.**

THE CITY OF MARATHON, FLORIDA



Ginger Snead, Mayor

AYES: Cinque, Keating, Worthington, Ramsay, Snead
NOES: None
ABSENT: None
ABSTAIN: None

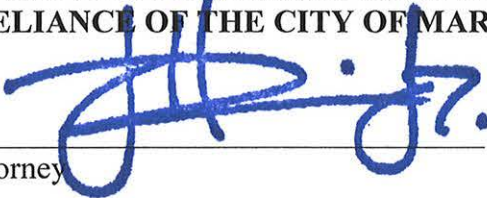
ATTEST:



Diane Clavier, City Clerk

(City Seal)

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



City Attorney