

**ORDINANCE NO. 07 -09**

**AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA, AMENDING CHAPTER 50, ARTICLE IV, OF THE CITY OF BELLE ISLE LAND DEVELOPMENT CODE TO PROHIBIT THE INSTALLATION OF CANOPY SHELTERS IN RESIDENTIAL DISTRICTS; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Belle Isle City Council has determined it is necessary to amend Chapter 50, Article IV to prohibit canopy shelters as accessory structures.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Belle Isle, Florida as follows:

**SECTION 1.** Chapter 50, Article IV, Section 50-102 (a)(1) is hereby amended to add a new definition, as follows:

Canopy shelter: a canvas, polyester or other fabric structure built in a tent-like manner, with or without a permanent foundation, and used as a shelter for the storage of motor vehicles, watercraft, recreational vehicles, utility trailers or other equipment.

**SECTION 2.** Chapter 50, Article IV, Section 50-102 (a) is hereby amended t add a new subsection which shall be numbered (9) and shall read as follows:

(9) Canopy shelters shall not be permitted in residential districts. This prohibition shall not apply to any canopy shelter for which a zoning permit was granted by the City prior to the adoption of this Ordinance; however, no replacement of a previously authorized canopy shelter shall be permitted and any such previously authorized canopy shelter shall be removed no later than June 1, 2008.

**SECTION 3. SEVERABILITY.** If any word, phrase, sentence, clause or other portion of this Ordinance is determined to be invalid, void or unconstitutional, the remainder of this Ordinance s shall remain in effect.

**SECTION 4. EFFECTIVE DATE.** This Ordinance shall become effective immediately upon its adoption.

FIRST READING: held this \_\_\_\_ day of \_\_\_\_\_, 2007

SECOND READING: held this \_\_\_\_ day of \_\_\_\_\_, 2007

**YES NO ABSENT**

Thomas G. Petruzzi \_\_\_\_\_

Trudy Prince	_____	_____	_____
Charles Scott	_____	_____	_____
Larry Ady	_____	_____	_____
"Harv" Readey	_____	_____	_____
Lydia Pisano	_____	_____	_____
Eric Spaulding	_____	_____	_____

ATTEST:

\_\_\_\_\_  
 William G. Brooks, Mayor

\_\_\_\_\_  
 Belinda Bateman, MMC, City Clerk

\_\_\_\_\_  
 Approved as to form and legality  
 John F. Bennett, City Attorney

STATE OF FLORIDA  
 COUNTY OF ORANGE

I, BELINDA L. BATEMAN, CITY CLERK of the City of Belle Isle do hereby certify that the above and foregoing document was duly and legally passed by the Belle Isle City Council, in session assembled on the \_\_\_\_\_ day of \_\_\_\_\_, 2007, at which session a quorum of its members were present.

\_\_\_\_\_  
 City Clerk

S:\JFB\Clients\Belle Isle, City of\Ordinances and Resolutions\07-09 canopy shelters(rev).doc