

ORDINANCE NO. 95-01

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF GULF COUNTY, FLORIDA, ESTABLISHING A UNIFORM PROPERTY NUMBERING SYSTEM; PROVIDING FOR THE ASSIGNMENT OF NUMBERS TO ALL BUILDINGS IN GULF COUNTY AND ADMINISTRATION OF THE NUMBERING SYSTEM; PROVIDING FOR POSTING OF BUILDING NUMBERS; PROVIDING FOR THE ASSIGNMENT OF NEW NUMBERS AND NOTIFICATION OF THOSE WHO ARE ASSIGNED NEW NUMBERS OR HAVE NON-CONFORMING NUMBERS; ESTABLISHING PENALTIES FOR NONCOMPLIANCE; USE OF FUNDS DERIVED FROM FINES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AND AN EFFECTIVE DATE.

WHEREAS, Gulf County has implemented an emergency telephone system commonly known as E-911 telephone system, and

WHEREAS, it is necessary to provide for a uniform numbering system for assignment of address numbers to buildings, and

WHEREAS, the Gulf County 911 Committee has requested that the Gulf County Board of County Commissioners assess a fine not to exceed Fifty Dollars (\$50.00), pursuant Section 6 (Penalty), of this ordinance; and

WHEREAS, the Gulf County Board of County Commissioners has stated that this fine shall be used exclusively to fund the County's 911 System on a continuing basis; now, therefore,

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF GULF COUNTY, FLORIDA:

SECTION 1. PURPOSE. This Ordinance is promulgated for the purpose of providing a uniform numbering system for the assignment of address numbers to buildings with access from officially named public and private ways in Gulf County, Florida, in the interest of the public health, safety and general welfare of the citizens and inhabitants of Gulf County.

SECTION 2. DEFINITIONS. For the purpose of this Ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein, unless the context clearly indicates otherwise:

A. Accessory Building - A building which is clearly incidental or subordinate to and customarily utilized in connection with a principal building located on the same lot.

B. Building - Any structure which is designed, built, or used for the support, enclosure, shelter, or protection of persons, or property of any kind for any residential, commercial, or industrial purpose which is not an accessory building.

C. Building Front - That area of a building which faces the public or private way pursuant to which the building is numbered.

D. Numbering System - A uniform method of assigning and coordinating the addresses of buildings and properties.

E. Occupant - Any person, firm, entity, partnership, trust, corporation, association, or other organization who is occupying or leasing a building or other property for a period exceeding thirty (30) days.

F. Owner - Any and all persons, firms, entities, partnerships, trusts, corporations, associations, or other organizations who own the fee title to, or have an undivided interest in, any building or property which is subject to the provisions of this Section.

G. Private Way - Any officially named thoroughfare used for vehicular traffic which is not included in the definition of "public way" and which is not maintained by Gulf County. This term shall include, but is not limited to, roadways or driveways in apartment, condominium, commercial, or industrial complexes, which have been named and signed in accordance with Gulf County Policy and Florida Statutes 316.077 (State Uniform Traffic Law).

H. Public Way - That area of an officially named public road or right-of-way, either paved or unpaved, which is intended for vehicular traffic excluding service entrances or driveways.

SECTION 3. BUILDING, PROPERTY NUMBERING ESTABLISHED;
INCORPORATION OF MAP. A uniform system of numbering buildings,
as shown on the maps identified by the title, "Property Numbering
Maps", and filed in the Gulf County E-911 Office, is hereby
adopted for use in Gulf County. These maps and all explanatory
matter thereon and related thereto are hereby adopted
incorporated herein by reference, and made a part of this
Ordinance.

SECTION 4. ADMINISTRATION AND ASSIGNMENT OF NUMBERS. The
Gulf County E-911 Office shall be responsible for coordinating
and maintaining the numbering system established by this
Ordinance. Said Office and such other County agencies or
departments as are designated by the Board of County Commissioners
of Gulf County, Florida, shall issue building numbers in conformity
with the Uniform Numbering System established in the preceding
section.

Should an existing building have, exhibit or be addressed by
a number in conflict with the uniform numbering system, said
E-911 Office shall give notice to those owners or occupants whose
building number is in conflict with the Uniform Numbering System.
Said notice shall be delivered to the owner and occupant by (a)
mail (b) by posting same in a conspicuous place on the building, or
(c) by hand delivery. Said notice shall include a notification of

a change of address which shall contain the new building number(s) assigned to the building in accordance with the provisions of this Ordinance and shall direct the owner or the occupant to post the newly assigned building number on said building or property in accordance with Section 5 of this Ordinance.

The E-911 Office shall, in a timely manner, assign a number to each unnumbered building located in Gulf County, if a building has not been assigned a number pursuant to the Uniform Numbering System.

The assignment by the E-911 Office and posting by the owner or occupant of the assigned number shall be a condition precedent to the issuance of a certificate of occupancy by the Gulf County Planning/Building Department for any such building.

The E-911 Office shall duly record and keep records of all numbers assigned under this Section.

SECTION 5. POSTING OF NUMBERS. All buildings in Gulf County shall have its assigned building number properly displayed, whether or not mail is delivered to such building or property. It shall be the duty of the owners and occupants of each building to post the assigned building number on the property in the following manner:

A. The building (address) number shall be affixed to the front of the building, or to a separate structure in

front of the building (such as a mailbox, post, wall, fence, etc.), in such a manner so as to be clearly visible and legible from the public or private way on which the building fronts.

B. Numerals shall not be less than four inches (4") in height.

C. The numerals shall be of a contrasting color with the immediate background of the building or structure on which such numerals are affixed.

D. The Gulf County Planning/Building Department shall require that building numbers be posted in accordance with Section 5. A., B., and C. of this Ordinance prior to the issuance of a Certificate of Occupancy for any primary structure including, but not limited to, industrial, commercial and residential (house or mobile home) uses.

SECTION 6. PENALTY. If any person, firm, entity, partnership, trust, corporation, association, or other organization shall fail to comply with the provisions of this Ordinance within thirty (30) days of notification of such noncompliance or within thirty (30) days of notification of an initial assignment of a building (address) number or a change of address, then a penalty in the amount of fifty (50) dollars shall be assessed against the property. If the penalty is not paid within thirty (30) days of assessment, the penalty shall constitute a lien against the

property. The Office of the Clerk of Circuit Court of Gulf County shall cause to be filed a Notice of Assessment of Lien, showing the legal description of the property against which the lien is claimed, the name of the property owner as reflected by the Official Records of Gulf County, and the amount of the penalty.

Such liens may be discharged by complying with Section 5 of this Ordinance and by payment to the County of the amount specified in the lien, together with interest from the date the assessment became delinquent until payment date, with interest computed at twelve percent (12%) per annum, together with an additional sum of all recording costs incurred with respect to the lien and its discharge as determined by the Clerk of the Court of Gulf County. Upon compliance with Section 5 of the Ordinance and when such lien has been fully paid, the County shall promptly cause evidence of the satisfaction of the lien to be entered in to the Official Records.

The lien for the penalty assessed under this Ordinance may be collected by appropriate civil action, including but not limited to foreclosure of the lien in Circuit Court or by injunction, and in addition to collection of the lien, interest, as called for in this Ordinance, shall be collected, together with attorney's fees and costs of collection of the same.

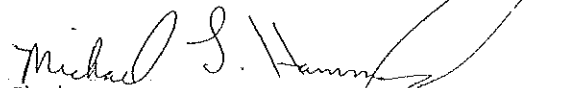
SECTION 7. FUNDS. All funds and interest derived from said fines shall be used exclusively to fund the County's 911 System on a continuing basis. The expenses paid from said funds shall be approved by the Gulf County Board of County Commissioners upon the recommendation of the Gulf County 911 Committee. Any balance of said funds remaining at the end of the County's fiscal year shall be carried forward to the next fiscal year to the same account and used for the same aforementioned purposes.

SECTION 8. LEGAL INTERPRETATION. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate distinct and independent provision and such holding shall not affect the validity of the remaining portion of this Ordinance.

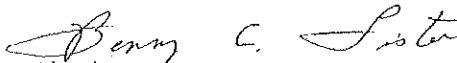
SECTION 9. EFFECTIVE DATE. This Ordinance shall take effect as provided by law.

DONE AND ADOPTED this 28th day of February, 1995.

BOARD OF COUNTY COMMISSIONERS
GULF COUNTY, FLORIDA


Chairman

ATTEST


Clerk