

**Lee County Board of County Commissioners  
Agenda Item Summary**

Blue Sheet No. 20040693

**1. REQUESTED MOTION:**

**ACTION REQUESTED:** Request permission to advertise for and conduct a public hearing on October 26, 2004, at 5:00 p.m., to consider and adopt an Ordinance amending Lee County Ordinance No. 88-13, relating to the Enhanced 9-1-1 Emergency Response System.

**WHY ACTION IS NECESSARY:** A public hearing is necessary for the Board of County Commissioners to amend County Ordinances.

**WHAT ACTION ACCOMPLISHES:** Insures consistent street-naming and sequential building numbers.

**2. DEPARTMENTAL CATEGORY:**  
COMMISSION DISTRICT # CW

*C12A*

**3. MEETING DATE:**

*09-28-2004*

**4. AGENDA:**

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

**5. REQUIREMENT/PURPOSE:**  
(Specify)

- STATUTE
- ORDINANCE      *88-13*
- ADMIN. CODE
- OTHER

**6. REQUESTOR OF INFORMATION:**

- A. COMMISSIONER
- B. DEPARTMENT      *County Attorney*
- C. DIVISION          *General Services*
- BY: *Andrea R. Fraser*  
*Assistant County Attorney*

**7. BACKGROUND:**

The amendment to the current Lee County Ordinance, No. 88-13, would provide a consistent naming of streets and sequential building numbers.

**8. MANAGEMENT RECOMMENDATIONS:**

**9. RECOMMENDED APPROVAL:**

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
N/A	N/A	N/A	N/A	<i>Andrea Fraser</i>	<i>OA</i>	<i>OM</i>	<i>RISK</i>	<i>GC</i>	<i>9/15/04</i>

**10. COMMISSION ACTION:**

- APPROVED
- DENIED
- DEFERRED
- OTHER

CO. ATTORNEY  
FORWARDED TO CO. ADMIN.  
*9/15/04*

RECEIVED BY  
COUNTY ADMIN: *UF*  
*9/15/04*  
*1:50 pm*  
COUNTY ADMIN  
FORWARDED TO:  
*9/16/04*  
*4:30*

LEE COUNTY ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE PROVIDING FOR THE REPEAL OF LEE COUNTY ORDINANCES NUMBERS 80-25, 82-2, 83-29 AND 88-13, ESTABLISHING ORDERLY BUILDING NUMBERING, STREET NAMING AND RENAMING WITHIN THE UNINCORPORATED AREAS OF LEE COUNTY, PROVIDING FOR AN EFFECTIVE EMERGENCY RESPONSE SYSTEM IN COMPLIANCE WITH THE LEE COUNTY ENHANCED 9-1-1 PROGRAM; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, Section 365.171, Florida Statutes, provides for the implementation of a 9-1-1 Emergency Communication System within the confines of Lee County; and,

WHEREAS, an effective, Enhanced 9-1-1 Response System is dependent upon a verified building numbers system; and,

WHEREAS, there is a need to insure consistent street naming and sequential building numbers; and,

WHEREAS, the Lee County Board of County Commissioners has determined that it is in the best interests of the public health, safety and welfare to establish and implement the Enhanced 9-1-1 Emergency Telephone System.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA, that:

**SECTION ONE      REPEALER**

Lee County Ordinance No. 80-25, and Amending Ordinances Numbers 82-2, 83-29 and 88-

13 are hereby repealed in their entirety. Additions are illustrated by underlined text, and deletions are illustrated by ~~struck-through type~~.

**SECTION TWO**     **DUTIES OF THE ENHANCED 9-1-1 EMERGENCY TELEPHONE SYSTEM PROGRAM MANAGER COORDINATOR**

The Enhanced 9-1-1 Emergency Telephone System Program Manager ~~Coordinator~~ within the Lee County Division of Public Safety ~~Communications Engineering~~ shall:

- A. Be responsible for maintaining the numbering system established by this Ordinance.
- B. ~~Approve~~ Submit for approval to Present for BoCC approval the Board of County Commissioners naming of street names and the changing street names changes of existing plats within the unincorporated areas of Lee County, to be filed in the office of the Clerk of Courts.
- C. Approve new street names and changes to street names of unrecorded subdivisions and any private ways as necessary for the unincorporated area and territorial enclaves within the Lee County boundaries.
- D. Monitor all new street names to insure that duplicate street names and numbers are prevented.
- E. Review and make necessary corrections of existing or future nonconforming numbering systems to include, but not be limited to: out of sequence numbers, odd or even numbers on the wrong side of the street, and rural box numbers.

**SECTION THREE**     **DUTIES OF LEE COUNTY CITIZENS**

It shall be the duty of the owners and occupants of each building, as citizens of Lee County:

- A. To post the assigned building number on the property regardless of whether mail is

received at the structure.

- B. To properly display the building number so that the numbers are easily visible from the street.
- C. To provide street signs on private ways for which they have received an approved street name.

#### **SECTION FOUR SEVERABILITY**

~~It is declared to be the legislative intent that if any section, subsection, sentence, clause or provision of this ordinance is held to be invalid, the remainder of the ordinance shall not be affected.~~

If any phrase or portion of this Ordinance is 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.

#### **SECTION FIVE EFFECTIVE DATE**

- ~~A. This ordinance shall become effective as provided by law.~~
- A. This Ordinance shall take effect upon receipt of notice from the Secretary of State that this Ordinance has been filed with the Secretary of State.
- B. Notification to property owners becomes effective immediately on receipt of written notice by the owner.

The foregoing Ordinance was offered by Commissioner \_\_\_\_\_, who moved its adoption.

The motion was seconded by Commissioner \_\_\_\_\_ and being put to a vote, the vote was as follows:

BOB JANES \_\_\_\_\_

DOUGLAS ST. CERNY \_\_\_\_\_

RAY JUDAH \_\_\_\_\_

ANDREW COY \_\_\_\_\_

JOHN ALBION \_\_\_\_\_

DULY PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

ATTEST: CHARLIE GREEN  
CLERK OF THE COURT

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

By: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
Chairman

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Office of the County Attorney