

**CITY OF CLEWISTON**  
**City Commission Agenda Item Report**

**AGENDA ITEM REPORT NO. 4**  
**Commission Meeting Date: January 22, 2024**

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**Subject: Ordinance No. 2024-03 – First Reading**

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- 1. Background/History:** Ordinance No. 2024-03 amends the Clewiston Code of Ordinances, § 50-7, Storage on Private Property.

There has been further discussion during publicly held workshops reviewing Sec 50-7. During those questions and discussions these were the points of discussion:

- Public comment received during a regularly scheduled commission meeting. The question/discussion; is the enforcement of the ordinance being done by the city. The current interpretation and enforcement by the Code Enforcement Officer of Sec 50-7 was discussed in open meeting. This question/discussion brought more questions and the Commission decided to review the ordinance in a public workshop for further discussion and possible ideas for updating Ordinance Sec 50-7.
- A presentation was provided by Community Improvement Division Supervisor during the March 6, 2023 and September 26, 2023 workshop on the subject. This presentation and discussion at the workshop addressed the current ordinance and interpretation for enforcement. The workshop provided staff direction for recommended changes to the ordinance based on the discussion.

- 2. Business Impact Statement:** Ordinance No. 2024-03 is necessary to amend the Code of Ordinances § 50-7, Storage on Private Property to comply with state law changes resulting from SB170 (2023) regarding the regulation of the storage on private property. There is no economic impact on businesses and no compliance cost.
- 3. Financial Impact:** N/A
- 4. Attachments:**
  - a.** Ordinance No. 2024-03
- 5. Actions/Options/Recommendations:** Recommended motion is to approve Ordinance No. 2024-03 on first reading and set the public hearing for February 19, 2024.

**ORDINANCE NO. 2024-03**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF CLEWISTON, FLORIDA, AMENDING THE CODE OF ORDINANCES § 50-7 STORAGE ON PRIVATE PROPERTY; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Clewiston City Commission met at its January 16th, 2024 workshop to conduct a review of § 50-7 and recommended amendments to the City’s existing ordinance regarding the storage on private property; and

**WHEREAS**, the City of Clewiston has determined that it is necessary to amend the City of Clewiston Code of Ordinances to revise § 50-7, Storage on Private Property.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF CLEWISTON, FLORIDA, AS FOLLOWS:**

**SECTION 1.** The Clewiston Code of Ordinances, § 50-7, Storage on Private Property is hereby amended as follows, additions are denoted by underline, deletions are denoted by strikethrough:

**Sec. 50-7. Storage on private property.**

Nothing in this chapter shall be construed to prohibit any resident of the city from storing a recreational vehicle of any type on the same lot as his residence, provided such recreational vehicle complies with the definition of a recreational vehicle, travel trailer or camping trailer and is not occupied or used for any purpose while stored; and displays ~~carries~~ a current vehicle registration sticker and tag; ~~and, provided further, that such recreational vehicle is stored at least 60 feet from the front property line and ten feet from all other property lines.~~ All commercial trailers ~~shall~~ may be stored only in a commercial or industrial district and mobile homes ~~shall~~ may be stored only in an industrial district and shall be located so as to conform with building setbacks of such district.

(Code 1982, § 20-6; Code 1999, § 50-7; Ord. No. 94-01, pt. 1(20-6), 12-19-1994)

**SECTION 2.** Codification. The provisions of this Ordinance shall become and be made part of the Code of Laws and Ordinances of the City of Clewiston.

**SECTION 3.** Severability. If any phrase, sentence 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 individual provision, and such holding shall not affect the validity of the remaining portions thereof.

**SECTION 4.** Repeal of Laws in Conflict. All ordinances of the City of Clewiston, Florida, which are in conflict herewith are hereby repealed to the extent of such conflict.

**SECTION 5.** Effective Date. This Ordinance shall take effect immediately upon its passage and consistent with all requirements of general law.

**PASSED** on first reading by the City Commission on \_\_\_\_\_, 2024.

**PASSED AND ADOPTED** on second and final reading by the City Commission on \_\_\_\_\_, 2024.

**ATTEST:**

**CITY OF CLEWISTON, FLORIDA**

\_\_\_\_\_  
**Mary K. Combass, City Clerk**

\_\_\_\_\_  
**James Pittman, Mayor**

(MUNICIPAL SEAL)

**APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY**

By: \_\_\_\_\_  
**Dylan J. Brandenburg, City Attorney**

**CITY OF CLEWISTON**  
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**AGENDA ITEM REPORT NO. 5**  
**Commission Meeting Date: January 22, 2024**

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**Subject: Resolution No. 2024-007**

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- 1. Background/History:** Resolution No. 2024-007 authorizes the modification to the Phase 2 FDEM Watershed Planning Grant, Contract Number H0878. The modification extends the period of agreement end date from December 31, 2023 to September 30, 2024.
- 2. Financial Impact:** None
- 3. Attachments:**
  - a. Resolution No. 2024-007
  - b. Modification to Subgrant Agreement between the Division of Emergency Management and the City of Clewiston
- 4. Actions/Options/Recommendations:** Recommended motion is to approve Resolution No. 2024-007.