

1 **Summary of Ordinance**
2 **Special Event Application**
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4 The purpose of this ordinance is to update the existing regulations to clarify requirements for
5 submission of a special event application by:
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- 7 1. Requiring all property owners to sign the completed application for a special event; and
8 2. Providing that a permit may be denied for failure to timely submit an application, if a waiver
9 is not granted.
10

11 Changes are shown as follows: Underline for additions to existing Code sections. The notation
12 “****” shall mean that all preceding or subsequent text remains unchanged (excluding any
13 renumbering or relettering that might be needed).

14 **ORDINANCE NO. 2013-**

15 **AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LAKE**
16 **COUNTY, FLORIDA; AMENDING ARTICLE V, CHAPTER 13, LAKE COUNTY**
17 **CODE, ENTITLED SPECIAL EVENTS; AMENDING SECTION 13-147; PROVIDING**
18 **FOR CRITERIA TO REQUIRE ALL PROPERTY OWNERS TO SIGN THE SPECIAL**
19 **EVENT APPLICATION; AMENDING SECTION 13-148; CLARIFYING THAT A**
20 **PERMIT MAY BE DENIED FOR FAILURE TO TIMELY FILE AN APPLICATION, IF**
21 **A WAIVER IS NOT GRANTED; PROVIDING FOR INCLUSION IN THE CODE;**
22 **PROVIDING FOR SEVERABILITY; PROVIDING FOR FILING WITH THE**
23 **DEPARTMENT OF STATE; AND PROVIDING FOR AN EFFECTIVE DATE.**
24

25 **WHEREAS**, on or about January 22, 2013, the Board of County Commissioners did
26 enact Ordinance No. 2013-4 to create provisions governing special events within the
27 unincorporated County; and
28

29 **WHEREAS**, Lake County has increasingly become a destination for a variety of special
30 events; and
31

32 **WHEREAS**, in order to promote economic development within the County, it is
33 necessary to provide clear and concise regulations for the conduct of special events; and
34

35 **WHEREAS**, the Board has determined that it is in the best interests of the citizens of
36 Lake County to revise its regulations as they relate to the submission of special event
37 applications and reasons for denial of such applications.
38

39 **NOW, THEREFORE, BE IT ORDAINED** by the Board of County Commissioners of
40 Lake County, Florida as follows:
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42 **Section 1. Recitals.** The foregoing recitals are true and correct and incorporated
43 herein by reference.

1
2 **Section 2. Amendment.** Section 13-147, Lake County Code, entitled Special Event
3 Permit – Generally is hereby amended to read, in part, as follows:
4

5 **ARTICLE V. SPECIAL EVENTS**

6 ***

7 **Sec. 13-147. Special Event Permit—Generally.**

8 ***
9

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11 (c) The permit shall not be issued unless and until the following plans, documents and
12 information are submitted to the County Manager or designee and the following
13 minimum conditions are met:
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15 ***

16
17 (10) A completed application shall be signed by all owners of the property
18 subject to the special event, and notarized. Signatures by agents will be accepted
19 only with notarized proof of authorization by the owners. In a case of corporate
20 ownership, the authorized signature shall be accompanied by a notation of the
21 signatory's office in the corporation.
22

23 ***

24
25 **Section 3. Amendment.** Section 13-148, Lake County Code, entitled Grant or denial
26 of permit is hereby amended to read, in part, as follows:
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28 ***

29
30 (c) *Denying an application for permit.*

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32 (1) The county manager or designee shall review the findings and deny the
33 application for any of the following reasons:
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- 35 a. The application contains material false information or is incomplete;
36 b. The applicant has failed to comply with a provision of the state statutes,
37 including F.S. ch. 607 (regarding corporations), F.S. ch. 620 (regarding
38 partnerships) or F.S. § 865.09 (regarding fictitious names), as applicable;
39 c. The granting of an application would violate a statute or ordinance, or an
40 order from a court of law which effectively prohibits the applicant from
41 obtaining a special event permit; or
42 d. The granting of the application would adversely affect the public health,
43 safety or welfare of the citizens of the county.

e. The applicant has failed to timely file the application in accordance with Section 13-147(d) above, and a waiver was not granted.

Section 4. Severability. If any section, sentence, clause or phrase of the Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portion of this Ordinance.

Section 5. Inclusion in the Code. It is the intent of the Board of County Commissioners that the provisions of this Ordinance shall become and be made a part of the Lake County Code and that the sections of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section", "article" or such other appropriate word or phrase in order to accomplish such intentions.

Section 6. Filing with the Department of State. The clerk shall be and is hereby directed forthwith to send a certified copy of this Ordinance to the Secretary of State for the State of Florida.

Section 7. Effective. This Ordinance shall become effective upon filing with the Secretary of State.

Enacted this _____ day of _____, 2013.

Filed with the Secretary of State _____, 2013.

BOARD OF COUNTY COMMISSIONERS
OF LAKE COUNTY, FLORIDA

ATTEST:

Neil Kelly, Clerk of the
Board of County Commissioners
of Lake County, Florida

Leslie Campione, Chairman

Approved as to form and legality:

Sanford A. Minkoff
County Attorney