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VILLAGE OF ESTERO, FLORIDA

ORDINANCE NO. 2022 - 12

**AN ORDINANCE OF THE VILLAGE COUNCIL OF THE
VILLAGE OF ESTERO, FLORIDA, AMENDING THE
VILLAGE LAND DEVELOPMENT CODE TO AMEND
SECTION 10-3 RULES OF MEASUREMENT TO REVISE
THE DEFINITION OF LOT COVERAGE; PROVIDING A
SEVERABILITY CLAUSE, A GENERAL REPEALER
CLAUSE, AND AN EFFECTIVE DATE.**

WHEREAS, the Village Council adopted the Village Land Development Code on January 27, 2021 which established the land development regulations; and

WHEREAS, after adopting the Code, it was discovered that the lot coverage definition was incorrect; and

WHEREAS, revisions must be adopted as amendments to the Code; and

WHEREAS, the Planning Zoning and Design Board, sitting as the Local Planning Agency, reviewed this Ordinance at a duly noticed public hearing and recommended approval.

NOW, THEREFORE, be it ordained by the Village Council of the Village of Estero, Florida:

Section 1. Amending Section 10-303.D.

The Village Land Development Code is hereby amended as follows:

10-303.D. Lot Coverage

That portion of a lot area, expressed as a percentage, occupied by
all ~~impervious surfaces~~ buildings or structures.

Section 2. Severability.

If any provision of this Ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable.

Words that have been added are underlined. Words that have been deleted are ~~stricken through~~.

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Section 3. Repeal.

All ordinances, resolutions, official determinations or parts thereof previously adopted or entered by the Village or any of its officials and in conflict with this Ordinance are hereby repealed to the extent inconsistent herewith.

Section 4. Effective Date.

This Ordinance shall take effect immediately upon adoption at second reading.

PASSED on first reading this ____ day of _____, 2022.

PASSED AND ADOPTED BY THE VILLAGE COUNCIL of the Village of Estero, Florida this ____ day of _____, 2022.

Attest: **VILLAGE OF ESTERO, FLORIDA**

By: _____
Carol Sacco, Village Clerk

By: _____
Katy Errington, Mayor

Reviewed for legal sufficiency:

By: _____
Nancy E. Stroud, Village Land Use Attorney

Vote:	AYE	NAY
Mayor Errington	_____	_____
Vice Mayor McLain	_____	_____
Councilmember Ribble	_____	_____
Councilmember Fiesel	_____	_____
Councilmember Boesch	_____	_____
Councilmember Ward	_____	_____
Councilmember Wilson	_____	_____

Words that have been added are underlined. Words that have been deleted are ~~stricken through~~.