



ORDINANCE NO. 2012-01

AN ORDINANCE OF THE TOWN OF WINDERMERE, FLORIDA, AMENDING ARTICLE VIII OF THE LAND DEVELOPMENT CODE TO REVISE AND UPDATE THE TOWN OF WINDERMERE'S SIGN REGULATIONS SECTIONS 8.00.4 DEFINITIONS AND ADDING SECTION 8.03.05 C(2) COMMUNITY WIDE GARAGE SALES; PROVIDING FOR SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE TOWN OF WINDERMERE:

Section 1. General Findings and Authority. In adopting this ordinance, the Town Council of the Town of Windermere hereby ascertains, determines and declares the following:

1. The Town of Windermere adopted its Land Development Code via Ordinance No. 91-6 on February 11, 1992, to implement its comprehensive plan and to comply with the minimum requirements of the State of Florida's Growth Management Act set forth in chapter 163 of Florida Statutes, including the regulation of signs.
2. The Town Council finds that the Town's Land Development Code and the sign regulations are intended to maintain and improve the quality of life for all citizens of the Town and to implement the Town's comprehensive plan.
3. On November 9, 2010, the Town Council adopted Ordinance No. 2010-08, revising many of the sign requirements adopted in 1992.
4. On November 9, 2011, the Town Council adopted Ordinance No. 2011-06, revising many of the sign requirements adopted in 2010.
5. The Town Council finds that some of the requirements adopted in Ordinance No. 2011-06 now need to be revised and updated.
6. The Town Council has determined that the updated sign regulations in this ordinance will enhance the attractiveness and economic well-being of the Town as a desirable place to live, visit, and conduct business.

7. In an exercise of its authority, the Town Council has determined it necessary and desirable to amend Article VIII of the Town's Land Development Regulations.

Section 2. Amendments to the Land Development Code. The Town Council hereby approves the following amendments to Article VIII of the Land Development Code (strike through indicates deleted text, underline indicates new text):

8.00.04 Definitions:

Community Wide Garage Sale

A designated Community within the Town of Windermere limits where residents of the entire defined community are allowed to hold a garage sale.

8.03.05 Permissible Size And Number Of Temporary Signs

C. Garage or Estate Sale Signs (in Residential District Only)

- (1) Estate and garage sale signs will be issued by the Town of Windermere. Only one sale per residence not exceeding three (3) consecutive days may occur in any eight-month period. Only six sales are permitted on the same day. The applicable permit fee is listed in the Town fee directory.
- (2) Community Wide Garage Sales are allowed for the following described Communities for a one day "community" garage sale limited to one sale in any eight month period. The applicable permit fee is listed in the Town fee directory. The holding of a Community Wide Garage sale does not limit the individual resident of their right to hold an individual sale during the limits provided above.
 - a. Defined Communities
 - i. Butler Bay Unit 1
 - ii. Manors at Butler Bay
 - iii. Marina Bay Estates
 - iv. Sunset Bay
 - v. Willows at Lake Rhea
 - vi. Windermere Reserve
 - vii. Windermere Oaks

Section 3. Severability. If any provision or portion of this ordinance is declared by a court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this ordinance shall remain in full effect.

Section 4. Codification. The amendments in Section 2 of this Ordinance shall be codified and made part of the official Land Development Code of the Town of Windermere.

Section 5. Effective Date. This Ordinance takes effect immediately upon its enactment.

TOWN OF WINDERMERE, FLORIDA

By: Town Council

ATTEST:

BY: _____

Gary Bruhn, Mayor

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Dorothy Burkhalter
Town Clerk
Town of Windermere

