

1 ALACHUA COUNTY  
2 BOARD OF COUNTY COMMISSIONERS

3 **ORDINANCE NO. 2023-\_\_**

4 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS  
5 OF ALACHUA COUNTY, FLORIDA; REPEALING ALACHUA  
6 COUNTY CODE, PART II, TITLE 6, CHAPTER 65 ENTITLED  
7 ‘RESIDENTIAL RENTAL UNIT PERMITS’; AMENDING THE FEE  
8 SCHEDULE OF ALACHUA COUNTY TO REMOVE A PERMIT FEE;  
9 PROVIDING FOR MODIFICATION; PROVIDING FOR INCLUSION  
10 IN THE CODE; PROVIDING FOR SEVERABILITY; AND  
11 PROVIDING AN EFFECTIVE DATE.

12 **WHEREAS**, the Board of County Commissioners of Alachua County (“Board”)  
13 established a residential rental units permit program in Alachua County to benefit the public health,  
14 safety, and welfare by regarding certain minimum living standards and energy efficient standards;  
15 and

16 **WHEREAS**, the Board adopted Ordinance 2022-15 on September 13, 2022, to establish a  
17 residential rental units permit program; and

18 **WHEREAS**, effective July 1, 2023 by way of HB 1417 (Laws of Florida 2023-314), the  
19 Legislature of the State of Florida amended Section 83.425, Florida Statutes, preempting the  
20 regulation of residential tenancies, the landlord-tenant relationship, and other matters covered by  
21 that part to the State of Florida; and

22 **WHEREAS**, due to the State law, the Board hereby repeals the residential rental permit  
23 program.

24 **NOW, THEREFORE, BE IT DULY ORDAINED BY THE BOARD OF COUNTY**  
25 **COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, AS FOLLOWS:**

26 SECTION 1. Alachua County Code. Alachua County Code, Part II, Title 6, Chapter 65,  
27 entitled “Residential Rental Unit Permits” is hereby repealed in its entirety and the Chapter is

1 reserved for future use; amended to state as follows:

2 **CHAPTER 65. RESERVED.**

3 SECTION 2. Permit Fee. Appendix A. Schedule of Fees, Rates and Charges is amended  
4 to remove the category of fees titled “Residential Rental Unit Permit”. Except as amended herein,  
5 the remainder of the Appendix and the Alachua County Fee Schedule remains in full force and  
6 effect.

7 **SCHEDULE OF FEES, RATES AND CHARGES.**

8 \* \* \*

9 **~~REGULATED RESIDENTIAL RENT UNIT PERMITS~~**

10 ~~Permit Fee—per Regulated Residential Rental Unit: \$122.00~~

11 ~~Re-inspection: \$70.00~~

12 SECTION 3. Modification. It is the intent of the Board of County Commissioners that the  
13 provisions of this ordinance may be modified as a result of considerations that may arise during  
14 public hearings. Such modifications shall be incorporated into the final version of the ordinance  
15 adopted by the Board and filed by the Clerk to the Board.

16 SECTION 4. Repealing Clause. All ordinances or portions thereof in conflict herewith  
17 are, to the extent of such conflict, hereby repealed.

18 SECTION 5. Inclusion in the Code. It is the intent of the Board of County Commissioners  
19 of Alachua County, Florida, and it is hereby provided that the provisions of this ordinance shall  
20 become and be made a part of the Code of Ordinances of Alachua County, Florida; that the section  
21 of this ordinance may be renumbered or re-lettered to accomplish such intent and that the word  
22 “ordinance” may be changed to “section”, “article”, or other appropriate designation.

1 SECTION 6. Severability. If any word, phrase, clause, paragraph, section or provision of  
2 this ordinance or the application hereof to any person or circumstance is held invalid or  
3 unconstitutional, such finding shall not affect the other provisions or applications of the ordinance  
4 which can be given effect without the invalid or unconstitutional provisions or application, and to  
5 this end the provisions of this ordinance are declared severable.

6 SECTION 7. Effective Date. A certified copy of this ordinance shall be filed with the  
7 Department of State by the Clerk of the Board within ten (10) days after enactment by the Board  
8 and this ordinance shall take effect upon filing with the Department of State.

9 **DULY ADOPTED** in regular session, this \_\_\_ day of \_\_\_\_\_, 2023.

10  
11 **BOARD OF COUNTY COMMISSIONERS OF**  
12 **ALACHUA COUNTY, FLORIDA**

13 ATTEST:

14 BY:

15 \_\_\_\_\_  
16 Anna Prizzia, Chair  
17 Board of County Commissioners

18 \_\_\_\_\_  
19 J.K. "Jess" Irby, Esq.  
20 Clerk

APPROVED AS TO FORM

21 \_\_\_\_\_  
22 County Attorney  
23 (SEAL)