Public Works and Utilities
3787 Lake Center Drive
Mount Dora, FL 32757
352-735-7151
Fax: 352-735-1539

Right-of-Way Utilization Permit
For Driveways Located on Private Property

Date: _____

_____
Applicant's Name

_____
Applicant's Address

_____ _____
Telephone Number Applicant's e-mail address

_____
Driveway Location (if different from applicant's address)

Please provide a description of the work below and attach a survey copy showing the work area:

_____

_____

_____

Please complete this area, if applicable:
Contractor: _____ Telephone Number: _____
Start of Construction Date: _____ Construction duration: _____ days

_____ _____
Signature of Applicant Applicant (Print Name)

To be completed by Staff

Approved by: _____ Date Approved: _____

Special Conditions: _____

_____

APPROVED RIGHT-OF-WAY UTILIZATION PERMITS FOR DRIVEWAYS LOCATED ON PRIVATE PROPERTY EXPIRE ONE (1) YEAR FROM APPROVAL DATE

ORDINANCE NO: 2015-10

AN ORDINANCE OF THE CITY OF MOUNT DORA, LAKE COUNTY, FLORIDA, AMENDING *LAND DEVELOPMENT CODE* SECTION 3.5.27 SUPPLEMENTAL REGULATIONS BY REVISING DRIVEWAY PERMIT TO BE PROCESSED BY THE PUBLIC SERVICE DEPARTMENT; PROVIDING FOR CONFLICTS; SEVERABILITY; CODIFICATION; AND SETTING AN EFFECTIVE DATE.

WHEREAS, the City of Mount Dora regulates site standards by exercising its home rule powers in the best interest of the health, safety, welfare, and enjoyment of its citizens; and

WHEREAS, the City Council from time to time provides updates and amendments to the Land Development Code in order to provide proper review procedures and regulations for new developments and redevelopments within the City; and

WHEREAS, current regulation and requirements related to driveway permits need additional clarification and provisions to streamline permitting processes, and it is necessary to amend the Land Development Code; and

WHEREAS, the City Council for the City of Mount Dora has determined it to be in the best interest of the health, safety and welfare of the residents of the City of Mount Dora to provide additional clarification for driveway permits; and

NOTE: Underlined words constitute the additions to the existing text of the *Land Development Code,* ~~strikethroughs~~ constitute deletions to the existing text of the *Land Development Code,* and asterisks (***) indicate an omission from the existing text which is intended to remain unchanged.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mount Dora, Florida, as follows:

SECTION 1: The recitals set forth above are hereby adopted as legislative findings of the City Council of the City of Mount Dora.

SECTION 2: Section 3.5.27 Driveway Permit Required of the *City of Mount Dora Land Development Code* is hereby revised as follows:

Section 3.5.27. *Driveway permit required.* No person shall frame, lay, pour, or otherwise construct or commence construction of any driveway without first obtaining a right-of-way utilization permit through the Public Works Department ~~and/or Building permit~~ for driveways located on private property. Surface materials and specifications for driveway and approaches located in rights-of-way shall be in accordance with this code. Alterative driveway materials within the right-of-way may be approved by the Public Works Director or designee, and such alternative materials shall be the sole responsibility and cost of the property owner for repairs and/or replacement. The City's Public Services Department shall process, permit, and inspect all driveways (including within right-of-way and on private property) under this section.

SECTION 3: CONFLICTS. In any case where a provision of this Ordinance is found to be in conflict with a provision of any other ordinance of this City, the provision which establishes the higher standards for the promotion and protection of the health and safety of the people shall prevail.

SECTION 4: SEVERABILITY. If any section, sentence, phrase, word or portion of this Ordinance is determined to be invalid, unlawful or unconstitutional, said determination shall not be held to invalidate or impair the validity, force or effect of any other section, sentence, phrase, word or portion of this Ordinance not otherwise determined to be invalid, unlawful or unconstitutional.

SECTION 5: CODIFICATION. The provisions of this Ordinance shall be codified as and become and be made a part of the Land Development Code of the City of Mount Dora. The Sections of this Ordinance may be renumbered or re-lettered to accomplish such intention and the word "Ordinance", or similar words, may be changed to "Section," "Article", or other appropriate word. The Code codifier is granted liberal authority to codify the provisions of this Ordinance.

SECTION 6: EFFECTIVE DATE. This Ordinance shall become effective immediately upon adoption.

PASSED AND ORDAINED this 5th day of May 2015, by the City Council of the City of Mount Dora, Florida.

Attest:

Gwen Johns, City Clerk

Catherine T. Hoechst, Mayor

Date of First Reading: April 21, 2015
Date of Second Reading: May 5, 2015
Duly Advertised: April 24, 2015

Approved as to form:

Clifford B. Shepard, City Attorney