

RESOLUTION  
NO. 2022-037

A RESOLUTION  
TO BE ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA ENCOURAGING THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS TO ADOPT AN ORDINANCE REGARDING THE DEFAACEMENT OF PROPERTY; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND EFFECTIVE DATE.

WHEREAS, the defacement of property through damage, mutilation, or defacing exterior surfaces of any structure by placing thereon any marking, carving or graffiti brings property values down and serves as an eyesore for the community; and

WHEREAS, much of the markings, carvings, or graffiti are crime and gang-related; and

WHEREAS, the city has an ordinance prohibiting marking, carving, and graffiti on the exterior surface of any structure, but the county does not have such an ordinance; and

WHEREAS, certain areas of the county adjacent to areas within the city have been defaced with racist and gang-related graffiti; and

WHEREAS, the International Property Maintenance Code provides that a person shall not willfully or wantonly damage, mutilate, or deface any exterior surface of any structure or building on any private or public property by placing thereon any marking, carving, or graffiti; and

WHEREAS, by code, it shall be the responsibility of the owner to restore said surface to an approved state of maintenance and repair; and

WHEREAS, the city code provides that the owner must restore said surface within seven days of notification; and

WHEREAS, the four principles of addressing graffiti are read it, record it, report it, and remove it.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PENSACOLA, FLORIDA:

SECTION 1. That the City Council hereby requests and encourages the Escambia County Board of County Commissioners to establish an ordinance consistent with the International Property Maintenance Code Section 302.9 and Section 14-2-223(n) of the Code of Ordinances of the City of Pensacola.

SECTION 2. If any section, subsection, clause or provision of this resolution is held invalid, such holding shall not affect the validity of the remainder.

SECTION 3. All resolutions or parts of resolutions in conflict herewith are hereby

repealed to the extent of such conflict.

SECTION 4. This Resolution shall become effective on the fifth business day after adoption, unless otherwise provided pursuant to Section 4.03(d) of the City Charter of the City of Pensacola.

Adopted: \_\_\_\_\_

Approved: \_\_\_\_\_  
President of City Council

Attest:

\_\_\_\_\_  
City Clerk