

ORDINANCE NO. 2023- 03

AN ORDINANCE OF THE CITY OF TAMPA, FLORIDA, PERTAINING TO THE NAMING OF CITY OWNED PROPERTY IN HONOR OF A PERSON, GROUP OR ENTITY; AMENDING CHAPTER 2 ("ADMINISTRATION") OF THE CITY OF TAMPA CODE BY ADDING "ARTICLE XI" ENTITLED "HONORARY NAMING OF CITY OWNED PROPERTY", TOGETHER WITH SECTION 2-826 ("TITLE AND PURPOSE"), SECTION 2-827 ("DEFINITION AND CLASSIFICATIONS OF CITY OWNED PROPERTY"), SECTION 2-828 ("HONORARY NAMING CRITERIA"), SECTION 2-829 ("APPLICATION REQUIREMENTS"), SECTION 2-830 ("REVIEW PROCESS"), SECTION 2-831 ("EXEMPTIONS"), SECTION 2-832 ("RECESSION OR REMOVAL"), AND SECTION 2-833 ("EFFECT ON EXECUTIVE ORDER"); RESERVING SECTIONS 2-834 – 2-849; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, prior to 2021, the City of Tampa ("City") had no formal, consistent and equitable policy for the naming of certain property owned by and/or under the exclusive control of the City, including, without limitation, the naming of City Owned Property in honor of individual persons, groups or entities; and

WHEREAS, as a result, the Mayor issued Executive Order 2021-39 (the "Executive Order") in order to establish a uniform, consistent and equitable policy for the naming of City Owned Property in honor of individuals, groups and entities; and

WHEREAS, City Council has made a motion to adopt an Ordinance similar to the Executive Order in order to provide a process by which City Council may initiate and approve the naming of City Owned Property in honor of an individual, group or entity by Ordinance; and

WHEREAS, it is in the best interest of the citizens of the City of Tampa for City Council to adopt an ordinance that establishes a consistent and equitable policy for the naming of City Owned Property in honor of individuals and groups consistent with the criteria contained in the existing Executive Order.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA:

Section 1. That Chapter 2 of the City of Tampa Code entitled "ADMINISTRATION" is hereby amended by adding the underlined words containing a new "ARTICLE XI – HONORARY

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1 **NAMING OF CITY OWNED PROPERTY”, Sections 2-826 – 2-833 and reserving Sections 2-834 – 2-**
2 **849 as follows:**

3
4 **“ARTICLE XI. – HONORARY NAMING OF CITY OWNED PROPERTY.**

5
6 **Sec. 2-826. – Title and Purpose.** From time to time, it may be appropriate to name or rename
7 certain City Owned Property to honor an individual person, group or entity. Therefore, this
8 “Honorary Naming Ordinance” is adopted to provide uniform criteria and procedures for the
9 consideration of naming City Owned Property in honor of an individual, group or entity.

10
11 **Sec. 2-827. – Definition and Classifications of City Owned Property.**

12
13 **A. Definition of City Owned Property.** For purposes of this Article XI, the term “City
14 Owned Property” shall mean any parcel of real property, buildings, facilities, public
15 improvements and natural features including, without limitation, streets and parks,
16 which are owned or under the exclusive control of the City.

17
18 **B. Classification of City Owned Property.** For purposes of naming or renaming City Owned
19 Property in honor of an individual person, group or entity, all City Owned Property shall
20 be classified into one (1) of the following three (3) categories:

21
22 **(1) Major City Owned Property,** which shall mean City owned parks, publicly dedicated
23 streets under the City’s jurisdiction, City Hall, city office or public safety buildings, real
24 property, natural features (such as a lake or stream), museums, public assembly
25 venues, plazas or areas, parking garages, and trail-system(s) (unless the trail is limited
26 to and internal to a single City park and not part of a larger trail system), all regardless
27 of monetary value, and any other City Owned Property not specifically listed above
28 (other than Minor City Owned Property and Exempt City Owned Property) if that City
29 Owned Property has an estimated fair market value equal to or in excess of
30 \$1,000,000.

31
32 **(2) Minor City Owned Property,** which shall mean City park and recreation improvements
33 such as park and/or recreation buildings, fountains, splashpads, tennis or play courts,
34 swimming pools, playground equipment or areas, picnic shelters, gazebos, a single
35 athletic field, exercise equipment, and specific rooms in a City owned building so long
36 as not a public assembly area, all regardless of monetary value, and other City Owned
37 Property not specifically listed above (other than Major City Owned Property and
38 Exempt City Owned Property) if that City Owned Property has an estimated value of
39 less than \$1,000,000.

40
41 **(3) Exempt City Owned Property,** which shall mean alleys, sidewalks, park trails (so long
42 as the park trail is located in a single City park and not connected or part of a larger
43 trail system), trees, shrubbery, park benches, lighting equipment or similar fixtures.
44 Exempt City Owned Property will not be named; but dedications of Exempt City

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1 Owned Property may be accepted in accordance with the policies and procedures in
2 effect for the City department or division responsible for operating and maintaining
3 the Exempt City Owned Property.
4

5 If the classification of any City Owned Property is unclear, the Mayor or the Mayor's
6 designee shall be responsible for determining the appropriate classification of that City
7 Owned Property.
8

9 **Sec 2-828. – Honorary Naming Criteria.** The criteria for consideration and approval of an
10 application to name or rename City Owned Property in honor of a person, group or entity is:
11

12 **A. Major City Owned Property.** For Major City Owned Property, the honorary naming
13 criteria shall be as follows:
14

15 (1) A proposed honoree must have made a demonstrable and significant positive impact
16 to the City, state, country or humanity.
17

18 (2) If a proposed honoree is a natural person, then that person must be deceased for at
19 least 1-year.
20

21 (3) If the proposed honoree is a group or entity, then that group or entity should be
22 currently based in and have had significant operations in or connections to the City
23 for a minimum of 10-years and/or has made a major financial contribution in
24 connection with a Major City Owned Property.
25

26 (4) The proposed honoree shall not have been convicted of a felony or a violation of a
27 person's civil rights (if not a felony).
28

29 (5) The honorary name can be approved with or without a stated term.
30

31 (6) No other City Owned Property has been named in honor of the proposed honoree.
32

33 (7) The City Owned Property subject to the request shall not already bear a name in
34 honor of an individual, group of entity.
35

36 **B. Minor City Owned Property.** For Minor City Owned Property, the honorary naming
37 criteria shall be as follows:
38

39 (1) A proposed honoree must have made a demonstrable and significant positive impact
40 to the City, state, country or humanity.
41

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1 (2) No sitting City officials or current City employees are eligible to be honored. However,
2 living persons, including former/retired City officials or employees, may be considered
3 as a proposed honoree.

4
5 (3) If the proposed honoree is a group or entity, then that group or entity must have a
6 demonstrable current connection to the City and/or has made a major financial
7 contribution in connection with a Minor City Owned Property.

8
9 (4) The proposed honoree shall not have been convicted of a felony or a violation of a
10 person's civil rights (if not a felony).

11
12 (5) The honorary name can be approved with or without a stated term.

13
14 (6) No other City Owned Property has been named in honor of the proposed honoree.

15
16 (7) The City Owned Property subject to the request shall not already bear a name in honor
17 of an individual, group of entity.

18
19 **C. Special Criteria for the Honorary Naming of City Streets.** In addition to the criteria
20 contained in Sub-Section 2.A., above, the following special criteria will apply to any
21 proposed honorary street name application:

22
23 (1) If approved, an honorary street name designation will not change the official street
24 name or addressing system of the City.

25
26 (2) The proposed honorary street name is prohibited from overlapping a street section
27 with an existing honorary name.

28
29 (3) The proposed honorary street name is prohibited from duplicating or creating
30 confusion with the name of another street located in the City.

31
32 (4) If approved, an honorary street name sign must be designed and mounted in a
33 manner that distinguishes it from and does not distract from the primary or official
34 street name sign. The design and location of the honorary street name sign shall be
35 accomplished in a manner designated and approved by the City's Mobility Director.

36
37 (5) No more than a total of five (5)-honorary street name applications, written requests
38 and motions will be considered in any one (1)-calendar year.

39
40 **Sec. 2-829. – Application Requirements.** The application requirements for an honorary naming
41 request for Major or Minor City Owned Property are as follows:

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1
2 **A. Initiation.** The review process for the honorary naming of Major or Minor City Owned
3 Property may be initiated by City Council motion, written request from the Mayor or City
4 Department head, or a written application filed by any member of the public
5 accompanied by all of the information required by this Ordinance. Without limiting the
6 foregoing provision, a City Council motion or written request from the Mayor or City
7 Department head must also be accompanied by a complete written application
8 containing all of the information required in Subsection "B" below.
9

10 **B. Required Information.** The motion, written request or application initiating the review
11 must contain the following information:
12

13 (1) Name of the proposed honoree;
14

15 (2) A short biography of the proposed honoree if an individual, or a description of the
16 organization or entity to be honored, whichever is applicable, and any other
17 supporting documentation; and
18

19 (3) The motion, written request or application may identify a specific City Owned
20 Property to be named for the proposed honoree. The connection between the
21 suggested City Owned Property and the proposed honoree (if any) should also be
22 identified. If a specific City Owned Property is not identified, then a general class or
23 type of City Owned Property consistent with the criteria set forth above shall be
24 identified in the motion, written request or application.
25

26 **C. Fees and Costs.** If the application is made by an individual, group or entity, other than
27 City Council or Mayor or a City Department head, then:
28

29 (1) An application fee may be charged by the City to cover the City's administrative costs
30 in reviewing the honorary naming application. The amount of the fee may be
31 proposed by the Mayor and approved by City Council resolution;
32

33 (2) If the applicant is not City Council, the Mayor or a City Department head, then the
34 applicant must also pay any out-of-pocket costs that have or will be incurred by the
35 City for the fabrication, erection and maintenance of any signage installed on the
36 selected City Owned Property identifying the honoree or in connection with the
37 naming of the City Owned Property; and
38

39 (3) Non-payment of said fees and costs will be grounds for nullifying the approval of the
40 honorary naming application.
41

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1 **Sec. 2-830. – Review Process.** The City Real Estate Services Division shall oversee the review and
2 processing of all privately initiated applications, City Council motions or written requests from
3 the Mayor or City Department head seeking the naming of Major or Minor City Owned Property
4 in honor of an individual, group or entity as follows:

5
6 **A. Initial Review and Distribution.** Upon receipt of a complete, written honorary naming
7 application or motion, the City Real Estate Services Division will:

8
9 (1) Confirm that the application, motion or written request is accurate and complete, and
10 meets the criteria and application requirements of this Ordinance; and

11
12 (2) Upon that confirmation, then:

13
14 a. Conduct or have conducted such due diligence as may be necessary to determine
15 whether a proposed honoree meets the applicable honorary naming criteria in
16 Section 2-828, above; and

17
18 b. Forward the complete application, motion or written request to the City
19 department(s) responsible for operating and maintaining the specific or class of
20 City Owned Property identified in the application or motion for review, and also
21 to the City's Right-of-Way and Mapping Division and the Hillsborough County 911
22 Emergency Service System if the naming application or motion affects all or a
23 portion of a street, road or right-of-way located in the City.

24
25 (3) Notwithstanding any provision herein to the contrary, no incomplete application, motion or
26 request will be circulated, published or reviewed.

27
28 **B. Department Review; Public Notice and Approval Process.**

29
30 (1) The reviewing City department(s) will prepare a written recommendation on the
31 application including the identification of any specific City Owned Property, which
32 may be appropriate to be named for the proposed honoree, and a recommendation
33 as to whether there should be a time or term limit for an honorary name designation.

34
35 (2) The Real Estate Services Division will publish notice of the honorary naming
36 application, motion or request (including any specific City Owned Property which may
37 be appropriate to be named for the proposed honoree) in a prominent place on the
38 City's web-site for at least fourteen (14) consecutive days. The notice will invite
39 interested members of the public to provide written comments to the City's Real
40 Estate Services Division in connection the honorary naming application, motion or
41 request.

42
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- 1 (3) The Real Estate Services Division will compile all City department recommendations
2 and written public comments into a single written report, which report shall include:
3
4 a. A finding as to whether the honorary naming request complies with the applicable
5 honorary naming criteria contained in Section 2-828 above;
6
7 b. The identification of a specific City Owned Property for which the honorary name
8 may be conferred as requested and/or recommended by the reviewing City
9 department(s); and
10
11 c. A specific time or term limit (if any) that has been recommended by the reviewing
12 City department(s) for the honorary name designation.; and
13
- 14 (4) If the honorary naming request is initiated by either City Council motion or by way of a
15 privately initiated application filed by a member of the public, then the written report and
16 recommendation will be provided to City Council. So long as the written report and
17 recommendation confirm that the honorary naming request initiated by City Council motion
18 or privately initiated application is consistent with the honorary naming criteria contained in
19 Section 2-828 above, then an ordinance will also be prepared and presented to City Council
20 that will, if approved, confer the honorary name to the City-Owned Property named in the
21 ordinance also meeting the honorary naming criteria.
22
- 23 (5) If the honorary naming request is initiated by the Mayor or City Department head,
24 then the report and recommendation will be provided to the Mayor. So long as the
25 written report and recommendation confirm that the honorary naming request
26 initiated by a request from the Mayor or City Department head is consistent with the
27 honorary naming criteria contained in Section 2-828 above, then an executive order
28 will also be prepared and presented to the Mayor that will, if approved, confer the
29 honorary name to the City-Owned Property named in the executive order also
30 meeting the honorary naming criteria.
31
- 32 (6) If any honorary naming request, regardless of how initiated, does not meet the
33 honorary naming criteria contained in Section 2-828 above, then that honorary
34 naming request will be deemed to have been denied unless approved by both an
35 ordinance approved by City Council and an executive order approved by the Mayor.
36
- 37 (7) The City Clerk and the City's Real Estate Services Division shall maintain a list of all City
38 Owned Properties for which an honorary name has been approved and conferred by

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1 either ordinance or executive order and any time limit associated with the honorary
2 naming of specific City Owned Property.
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4 **Sec. 2-831. – Exceptions.** This Ordinance shall not apply in the following instances:
5

- 6 A. The naming of streets reviewed and approved through the subdivision platting process
7 contained in Chapter 27 of the City Code;
8
9 B. Any request to officially name or rename a street, road or right-of-way (public or private)
10 located in the City;
11
12 C. The name conferred on City Owned Property pursuant to a written agreement (existing
13 or future) between the City and a third party or parties; and
14
15 D. Such specific exceptions as may be approved by both the Mayor and City Council in the
16 form of an ordinance approved by City Council and an executive order executed by the
17 Mayor.
18

19 **Sec. 2-832 – Recession or Removal.** Any honorary name of City Owned Property may be
20 rescinded or removed at any time after its approval if the initial application, motion or request
21 contained material inaccuracies or omissions, or in the event the honoree is found to have
22 committed a felony or criminal act. Any such rescission and removal shall require approval by
23 both City Council and the Mayor.
24

25 **Sec. 2-833. – Effect on Executive Order.** Upon adoption of this Ordinance, Executive Order 2021-
26 39 shall be amended by the Mayor to be consistent with this Ordinance.
27

28 **Sec. 2-834 – 2-849 - Reserved.”**
29

30 **Section 2.** That all ordinances of the City of Tampa or portions thereof in conflict with
31 this Ordinance are hereby repealed to the extent of any conflict.
32

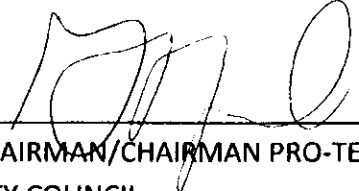
33 **Section 3.** That should a court of competent jurisdiction declare any part of this
34 Ordinance invalid, the remaining parts hereof shall be severed and remain in effect and shall not
35 be affected by such determination as to the invalid part.
36

37 **Section 4.** That this Ordinance shall become effective immediately upon becoming a law.

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PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA, ON
MAY 04 2023.



CHAIRMAN/CHAIRMAN PRO-TEM
CITY COUNCIL

ATTEST:



CITY CLERK/~~DEPUTY CITY CLERK~~

APPROVED BY ME ON: 5/5/23

Jane Castor, MAYOR

PREPARED AND APPROVED
AS TO LEGAL SUFFICIENCY BY:
/es/ Morris Massey
Deputy City Attorney

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NOTICE OF PUBLIC HEARING

ON **May 4, 2023 @ 9:30 A.M.** IN THE TAMPA CITY COUNCIL CHAMBERS, OLD CITY HALL, 315 E. KENNEDY BLVD., 3RD FLOOR, TAMPA, FLORIDA, A PUBLIC HEARING WILL BE HELD BY THE TAMPA CITY COUNCIL TO CONSIDER THE FOLLOWING ORDINANCES FOR ENACTMENT:

File No. VAC-23-08

An Ordinance of the City of Tampa, Florida, vacating, closing, discontinuing and abandoning that alleyway located North of Henderson Avenue, South of 7th Avenue, East of Franklin Street and West of Florida Avenue, within the Plat of Livonia Dodds Cline Subdivision, in the City of Tampa, Hillsborough County, Florida, as more fully described in Section 2 hereof, subject to certain covenants, conditions and restrictions as more particularly set forth herein; providing for enforcement and penalties for violations; providing for definitions, interpretations and repealing conflicts; providing for severability; providing an effective date.

File No. E2023-8 CH 2

An Ordinance of the City of Tampa, Florida, pertaining to the naming of city owned property in honor of a person, group or entity; amending Chapter 2 ("Administration") of the City of Tampa Code by adding "Article XI" entitled "Honorary Naming of City Owned Property", together with Section 2-826 ("Title and Purpose"), Section 2-827 ("Definition and Classifications of City Owned Property"), Section 2-828 ("Honorary Naming Criteria"), Section 2-829 ("Application Requirements"), Section 2-830 ("Review Process"), Section 2-831 ("Exemptions"), Section 2-832 ("Recession or Removal"), and Section 2-833 ("Effect on Executive Order"); reserving Sections 2-834 -- 2-849; providing for the repeal of all ordinances in conflict; providing for severability; and providing an effective date.

File No. E2023-8 CH 19

An ordinance of the City of Tampa, Florida, relating to rental certificate program, making revisions to City of Tampa code of ordinances, Chapter 19 (property maintenance and structural standards); repealing all ordinances or parts of ordinances in conflict therewith; providing for severability; providing an effective date.

File No. TA/CPA 22-20

An Ordinance amending the Imagine 2040: Tampa Comprehensive Plan, Future Land Use Element, Future Land Use Map, for the property located at 5507 East Washington Street, from Transitional Use-24 (TU-24) to Residential-35 (R-35). Providing for repeal of all ordinances in conflict; Providing for severability; Providing an effective date.

File No. REZ-22-87

An Ordinance rezoning property in the general vicinity of 1200 North West Shore Boulevard, in the City of Tampa, Florida, and more particularly described in Section 1, from zoning district classification(s) Op-1 (Office Professional) and M-AP-1 (Municipal Airport) to PD (Planned Development, Retail Sales, Residential, Multi-Family and Restaurant or OP-1 and M-AP-1 Uses); providing an effective date.

File No. REZ-23-05

An Ordinance rezoning property in the general vicinity of 8524 North Mulberry Street, in the City of Tampa, Florida, and more particularly described in Section 1, from zoning district classification(s) RS-50 (Residential, Single-Family) to PD (Planned Development, Residential, Single-Family Detached); providing an effective date.

File No. REZ-23-17

An Ordinance rezoning property in the general vicinity of 4510 South Dale Mabry Highway, in the City of Tampa, Florida, and more particularly described in Section 1, from zoning district classification(s) CG (Commercial General) and CI (Commercial Intensive) to CI (Commercial Intensive); providing an effective date.

File No. REZ-23-20

An Ordinance rezoning property in the general vicinity of 5802 and 5804 North Florida Avenue and 103 West Henry Avenue, in the City of Tampa, Florida, and more particularly described in Section 1, from zoning classification(s) SH-CI (Seminole Heights, Commercial Intensive) to SH-PD (Seminole Heights, Planned Development, Residential, Single-Family Attached); providing an effective date.

File No. REZ-23-23

An Ordinance rezoning property in the general vicinity of 5507 East Washington Street, in the City of Tampa, Florida, and more particularly described in Section 1, from zoning district classification(s) RM-16 (Residential, Multi-Family) to PD (Planned Development, Residential, Multi-Family); providing an effective date.

File No. SU2-23-01

An Ordinance approving a special use permit (SU-2); approving a restaurant, drive-in in a CG (Commercial General) zoning district in the general vicinity of 3603 West Hillsborough Avenue, in the City of Tampa, Florida, and as more particularly described in Section 1, hereof, providing and effective date.

SAID ORDINANCES MAY BE INSPECTED AT THE OFFICE OF THE CITY CLERK, CITY HALL, 3RD FLOOR CITY HALL, 315 E. KENNEDY BLVD., TAMPA, FL, DURING REGULAR BUSINESS HOURS, 8:00 A.M. TO 5:00 P.M., MONDAY THROUGH FRIDAY.

ANY PERSON WHO DECIDES TO APPEAL ANY DECISION OF THE CITY COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSE, MAY NEED TO HIRE A COURT REPORTER TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT AND SECTION 286.26, FLORIDA STATUTES, PERSONS WITH DISABILITIES NEEDING SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS MEETING SHOULD CONTACT THE CITY CLERK'S OFFICE AT LEAST FORTY-EIGHT (48) HOURS PRIOR TO THE DATE OF THE MEETING.

INTERESTED PARTIES MAY APPEAR AND BE HEARD AT SAID HEARING.

SHIRLEY FOXX-KNOWLES, CMC

CITY CLERK