

CITY OF MARGATE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CODE OF THE CITY OF MARGATE, FLORIDA, APPENDIX A ZONING, AMENDING ARTICLE III GENERAL PROVISIONS, SECTION 3.24 OUTDOOR EVENTS; PROVIDING FOR EXCEPTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF MARGATE, FLORIDA:

SECTION 1: The Code of the City of Margate, Florida, Appendix A Zoning, Article III General Provisions, Section 3.24 Outdoor events, is hereby amended to read as follows:

. . .

(C) Exceptions:

- (1) This section shall not apply to political assemblies or assemblies convened to petition the government for redress of grievances.
- (2) Any religious institution or charitable organization utilizing the same operator and location for an event that has previously received DRC approval may petition for approval of any subsequent events in writing. Any such petition must be received by the Economic Development Department at least thirty (30) days prior to the first day of each subsequent event. Provided that Economic Development staff has determined that all the requirements of section 3.24(B)(2) have been satisfied, the petitioner may proceed with permitting without reappearing before the DRC. However, if the conditions of approval have not been met or the event is found to be operating outside the scope of its approval, then any approvals of said recurring outdoor event held by a religious institution or charitable organization shall become null and void. If an

1 approval becomes null and void for a recurring outdoor
2 event, then the religious institution or charitable
3 organization must reappear before the Development
4 Review Committee in order to be eligible for this
5 exception in subsequent events.
6

7 Additionally, any DRC fees associated with outdoor
8 events shall be waived for religious institutions and
9 charitable organizations.

10 The above described exception shall not apply to
11 firework or sparkler sales.

12 . . .

13
14 [Note to Municipal Code: The rest of this section shall remain
15 as codified.]
16

17 **SECTION 2:** All ordinances or parts of ordinances in
18 conflict herewith are and the same is hereby repealed to
19 the extent of such conflict.
20

21 **SECTION 3:** If any section, sentence, clause, or phrase
22 of this ordinance is held to be invalid or
23 unconstitutional by a court of competent jurisdiction,
24 then said holding shall in no way affect the validity of
25 the remaining portions of this ordinance.
26

27 **SECTION 4:** It is the intention of the City Commission
28 that the provisions of this ordinance shall become and be
29 made a part of the City of Margate Code, and that the
30 sections of this ordinance may be renumbered or relettered
31 and the word "ordinance" may be changed to "section",
32 "article" or such other appropriate word or phrase in
33 order to accomplish such intentions.
34

35 **SECTION 5:** This ordinance shall become effective
36 immediately upon adoption at its second reading.
37

38 PASSED ON FIRST READING THIS _____ day of _____
39 2015.
40

41 PASSED ON SECOND READING THIS _____ day of _____
42 2015.

ATTEST:

JOSEPH KAVANAGH
CITY CLERK

MAYOR TOMMY RUZZANO

RECORD OF VOTE - 1ST READING RECORD OF VOTE - 2ND READING

Simone _____
Peerman _____
Talerico _____
Bryan _____
Ruzzano _____

Simone _____
Peerman _____
TBD _____
TBD _____
Ruzzano _____