

CITY OF MARGATE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF MARGATE, FLORIDA,
AMENDING CHAPTER 2, "ADMINISTRATION," CHAPTER 11,
"DRAINAGE AND WATERWAY STRUCTURES," AND CHAPTER
35, "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES;"
REPEALING CHAPTER 31, "PLATTING, SUBDIVISION AND
OTHER LAND USE REGULATIONS;" CREATING CHAPTER 40
"LAND DEVELOPMENT CODE"; PROVIDING FOR CONFLICTS;
PROVIDING FOR SEVERABILITY; PROVIDING FOR
CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Article VIII of the State Constitution and
Chapter 166, Florida Statutes provide that municipalities shall
have the governmental, corporate, and proprietary powers to
enable them to conduct municipal government, perform municipal
functions, and render municipal services, and may exercise any
power for municipal purposes, except when expressly prohibited
by law; and

WHEREAS, the City of Margate ("Margate"), as a governing
body, pursuant to the authority vested in Chapter 163 and Chapter
166, Florida Statutes, is authorized and empowered to consider
changes to its ordinances and land development regulations; and

WHEREAS, the City conducted a first and second reading
of this Ordinance at duly noticed public hearings, as required
by law, and after having received input from and participation
by interested members of the public and staff, the City

Commission has determined that this Ordinance is consistent with the City's Comprehensive Plan and is in the best interest of the public health, safety and welfare.

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

SECTION 1: The amendments to Chapter 2, "Administration," Chapter 11, "Drainage and Waterway Structures," and Chapter 35, "Streets, Sidewalks and Other Public Places," are hereby adopted as specifically provided for in Exhibit A. The repeal of Chapter 31, "Platting, Subdivision and Other Land Use Regulations" is hereby adopted as provided for in Exhibit A.

SECTION 2: The creation of Chapter 40 "Land Development Code" is hereby adopted as specifically provided for in Exhibit A.

SECTION 3: All ordinances or parts of ordinances in conflict are repealed to the extent of such conflict.

SECTION 4: If any section, sentence, clause, or phrase of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of the Ordinances in Exhibit A.

SECTION 5: It is the intention of the City Commission that the provisions of the ordinances as specifically provided for in

Exhibit A shall become and be made a part of the City of Margate Code, and that the sections of those Ordinances may be renumbered or relettered and the word "ordinance" may be changed to "section", "article" or such other appropriate word or phrase in order to accomplish such intentions.

SECTION 6: This Ordinance shall become effective December 20, 2023.

PASSED ON FIRST READING THIS ____ day of _____ 2023.

PASSED ON SECOND READING THIS ____ day of _____ 2023.

ATTEST:

JENNIFER M. JOHNSON
CITY CLERK

MAYOR ANTHONY N. CAGGIANO

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

Arserio _____
Ruzzano _____
Caggiano _____
Schwartz _____
Simone _____

Arserio _____
Ruzzano _____
Caggiano _____
Schwartz _____
Simone _____