

1 CITY OF MARGATE, FLORIDA

2 ORDINANCE NO. _____

3 AN ORDINANCE AMENDING THE CODE OF THE CITY
4 OF MARGATE, FLORIDA, APPENDIX A, ARTICLE
5 II. DEFINITIONS, SECTION 2.2. PROVIDING FOR
6 DEFINITION FOR "CHARTER SCHOOL"; PROVIDING
7 FOR A SIX-MONTH MORATORIUM OF CHARTER
8 SCHOOLS; PROVIDING FOR REPEAL; PROVIDING
9 FOR SEVERABILITY; PROVIDING FOR
10 CODIFICATION; PROVIDING FOR AN EFFECTIVE
11 DATE.
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14 WHEREAS, the City Commission has noted the
15 rapid rise in the number of applications for K
16 through 12th grade schools; and
17

18 WHEREAS, the proposed conversion of
19 properties into K through 12th grade schools
20 decreases the availability of valuable properties
21 in the City's TOC-C, TOC-G, and TOC-CC zoning
22 districts and the amount of ad valorem taxation
23 being received by the City from those properties;
24 and
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26 WHEREAS, the City Commission has also noted
27 the inordinate number of schools which have been
28 slated for closure, have shut down or have been
29 ordered to shut down in the past two (2) years in
30 Broward County; and
31

32 WHEREAS, the City requires time to analyze,
33 review, consider, modify, process for adoption
34 and implement potential changes to its
35 Comprehensive Plan and/or its Code of Ordinances
36 pertaining to the impact of K through 12th grade
37 schools on, among other things, infrastructure,
38 emergency and public service, vehicular traffic,
39 public safety, public welfare and public
40 facilities; and
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42 WHEREAS, the City's Development Review
43 Committee has reviewed this Ordinance on March

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**CODING: Words in ~~struck through type~~ are deletions
from existing text; Words in underscored type are
additions.**

1 22, 2016 and recommended its _____ to the
2 City Commission; and
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4 WHEREAS, the City's Local Planning Agency
5 has reviewed this Ordinance on _____ and
6 recommended its _____ to the City
7 Commission; and
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9 WHEREAS, the City Commission finds that this
10 Ordinance is consistent with the City's adopted
11 Comprehensive Plan and is necessary for the
12 preservation of the public health, safety and
13 welfare of the City's residents; and
14

15 NOW, THEREFORE, BE IT ORDAINED BY THE CITY
16 COMMISSION OF THE CITY OF MARGATE, FLORIDA:
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18 SECTION 1: The Code of the City of Margate,
19 Florida, Appendix A, Article II Definitions,
20 Section 2.2, is hereby amended to read as
21 follows:
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23 Charter school: A tax-supported public
24 school established by a charter, pursuant
25 to F.S. 1002.33.

26 SECTION 2: It is deemed in the best interest of the
27 health, safety, and welfare of the citizens of the City of
28 Margate that a six month moratorium be imposed on all real
29 property within the City of Margate as to the approval of
30 any new charter school as defined above, including Local
31 Business Tax Receipts, Certificates of Occupancy, or any
32 other development approval.

33 SECTION 3: All ordinances or parts of ordinances in
34 conflict herewith are and the same is hereby repealed to

1 the extent of such conflict.

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

7 SECTION 5: It is the intention of the City Commission
8 that the provisions of this ordinance shall become and be
9 made a part of the City of Margate Code, and that the
10 sections of this ordinance may be renumbered or relettered
11 and the word "ordinance" may be changed to "section",
12 "article" or such other appropriate word or phrase in
13 order to accomplish such intentions.

14 SECTION 6: This ordinance shall become effective
15 immediately upon adoption at its second reading.

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17 PASSED ON FIRST READING THIS _____ day of _____.

18 PASSED ON SECOND READING THIS _____ day of _____.

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21 ATTEST:

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JOSEPH J. KAVANAGH
CITY CLERK

MAYOR TOMMY RUZZANO

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

Simone	_____	Simone	_____
Peerman	_____	Peerman	_____
Talerico	_____	Talerico	_____
Bryan	_____	Bryan	_____
Ruzzano	_____	Ruzzano	_____

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