

CITY OF MARGATE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE THE CODE OF THE CITY OF
MARGATE, FLORIDA, AMENDING APPENDIX A
ZONING, 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
follows¹:

. . .

(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

¹ CODING: Words in ~~struck-through~~ text are deletions from
existing text, words in underscoring text are additions to
existing text, and **shaded** text are changes between First and
Second Readings.

1 recurring outdoor event held by a religious
2 institution or charitable organization shall become
3 null and void. If an approval becomes null and void
4 for a recurring outdoor event, then the religious
5 institution or charitable organization must reappear
6 before the Development Review Committee in order to be
7 eligible for this exception in subsequent events.
8

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

12 Additionally, any DRC fees associated with outdoor
13 events shall be waived for religious institutions and
14 charitable organizations.
15
16

17 **[Note to Municipal Code: The rest of this section shall**
18 **remain as codified.]**
19

20 **SECTION 2:** All ordinances or parts of ordinances
21 in conflict herewith are repealed to the extent of such
22 conflict.
23

24 **SECTION 3:** If any section, sentence, clause, or
25 phrase of this Ordinance is held to be invalid or
26 unconstitutional by a court of competent jurisdiction,
27 then said holding shall in no way affect the validity of
28 the remaining portions of this Ordinance.
29

30 **SECTION 4:** It is the intention of the City
31 Commission that the provisions of this Ordinance shall
32 become and be made a part of the City of Margate Code, and
33 that the sections of this Ordinance may be renumbered or
34 relettered and the word "ordinance" may be changed to
35 "section", "article" or such other appropriate word or
36 phrase in order to accomplish such intentions.
37

38 **SECTION 5:** This Ordinance shall become effective
39 immediately upon adoption at its second reading.
40

41 PASSED ON FIRST READING THIS 19TH day of OCTOBER, 2016.
42

43 PASSED ON SECOND READING THIS 2ND day of NOVEMBER, 2016.
44

ATTEST:

JOSEPH J. KAVANAGH
CITY CLERK

MAYOR TOMMY RUZZANO

RECORD OF VOTE - 1ST READING

RECORD OF VOTE - 2ND READING

Simone	<u>YES</u>
Peerman	<u>YES</u>
Talerico	<u>YES</u>
Ruzzano	<u>YES</u>
Bryan	<u>YES</u>

Simone	_____
Peerman	_____
Talerico	_____
Bryan	_____
Ruzzano	_____