

CITY OF MARGATE, FLORIDA

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CODE OF THE CITY OF MARGATE, FLORIDA, AMENDING CHAPTER 2 ADMINISTRATION, ARTICLE IV BOARDS, COMMITTEES, ETC. DIVISION 2 BOARD OF ADJUSTMENT SECTION 2-76.1, SUBSTITUTE MEMBERS AND DIVISION 4 LOCAL PLANNING AGENCY, SECTION 2-105 SUBSTITUTE MEMBERS; ELIMINATING BOARD MEMBER SUBSTITUTIONS BETWEEN THE PLANNING AND ZONING BOARD AND THE BOARD OF ADJUSTMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

**SECTION 1:** The Code of the City of Margate, Florida, Chapter 2 Administration, Article IV Boards, Committees, Etc., Division 2 Board of Adjustment, Sec. 2-76.1 Substitute Members, is hereby amended to read as follows<sup>1</sup>:

**Sec. 2-76.1. — ~~Substitute members.~~ Reserved.**

~~In case of the temporary absence or disqualification of any member of the board of adjustment, the chairman of the board shall have the right and authority to designate any member of the city planning and zoning board to serve as a substitute on the board of adjustment during the continuance of such absence or disqualification; but no substitute shall serve in such capacity for a longer period than three (3) months, nor shall more than four (4) substitute members serve on the board of adjustment at any one time. In cases where substitutes are designated to serve for such limited periods, such fact shall be recorded in the official minutes of the board of adjustment before such substitute shall act in any matter presented to the board; and while serving, substitutes shall have the same powers as regular members.~~

<sup>1</sup> CODING: Words in ~~struck through~~ text are deletions from existing text, words in underscored text are additions to existing text, and **shaded** text are changes between First and Second Readings.

1                   **SECTION 2:**       The Code of the City of Margate,  
2       Florida, Chapter 2 Administration, Article IV Boards,  
3       Committees, Etc., Division 4. Local Planning Agency, Sec. 2-  
4       105. Substitute Members, is hereby amended to read as follows:  
5

6       **Sec. 2-105. — ~~Substitute members.~~ Reserved.**

7       ~~In case of the temporary absence or disqualification of any~~  
8       ~~member of the planning and zoning board, the chairman of the~~  
9       ~~planning and zoning board shall have the right and authority to~~  
10      ~~designate any member of the city board of adjustment to serve as~~  
11      ~~a substitute on the planning and zoning board during the~~  
12      ~~continuance of such absence or disqualification; but no~~  
13      ~~substitute shall serve in such capacity for a longer period than~~  
14      ~~three (3) months, nor shall more than four (4) substitute~~  
15      ~~members serve on the planning and zoning board at any one time.~~  
16      ~~In cases where substitutes are designated to serve for such~~  
17      ~~limited periods, such fact shall be recorded in the official~~  
18      ~~minutes of the planning and zoning board before such substitute~~  
19      ~~shall act in any matter presented to the board; and while~~  
20      ~~serving, substitutes shall have the same powers as regular~~  
21      ~~members.~~

22  
23                   **SECTION 3:**       All ordinances or parts of ordinances  
24       in conflict are repealed to the extent of such conflict.  
25

26                   **SECTION 4:**       If any section, sentence, clause, or  
27       phrase of this Ordinance is held to be invalid or  
28       unconstitutional by a court of competent jurisdiction, then  
29       said holding shall in no way affect the validity of the  
30       remaining portions of this Ordinance.  
31

32                   **SECTION 5:**       It is the intention of the City  
33       Commission that the provisions of this Ordinance shall become  
34       and be made a part of the City of Margate Code, and that the  
35       sections of this Ordinance may be renumbered or relettered and  
36       the word "ordinance" may be changed to "section", "article" or  
37       such other appropriate word or phrase in order to accomplish  
38       such intentions.  
39

40                   **SECTION 6:**       This Ordinance shall become effective  
41       immediately upon adoption at its second reading.  
42

43  
44       PASSED ON FIRST READING THIS \_\_\_\_ day of \_\_\_\_\_, 2017.  
45

PASSED ON SECOND READING THIS \_\_\_\_ day of \_\_\_\_\_, 2017.

ATTEST:

\_\_\_\_\_  
JOSEPH KAVANAGH  
CITY CLERK

\_\_\_\_\_  
MAYOR TOMMY RUZZANO

*RECORD OF VOTE - 1ST READING*

*RECORD OF VOTE - 2ND READING*

Caggiano \_\_\_\_\_  
Simone \_\_\_\_\_  
Peerman \_\_\_\_\_  
Schwartz \_\_\_\_\_  
Ruzzano \_\_\_\_\_

Caggiano \_\_\_\_\_  
Simone \_\_\_\_\_  
Peerman \_\_\_\_\_  
Schwartz \_\_\_\_\_  
Ruzzano \_\_\_\_\_