

ORDINANCE NO. 09-2018

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING CHAPTER 78, ARTICLE III, SECTION 78-70 "PARK AVENUE DOWNTOWN DISTRICT"; PROVIDING FOR THE CREATION OF SECTION 78-70(n)(19) RELATED TO ALLEYWAY ACCESS FOR PARCELS LOCATED IN THE 900 BLOCK ON THE SOUTH SIDE OF PARK AVENUE; PROVIDING FOR THE REPEAL OF ALL LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park, Florida ("Town") is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the Town Commission has adopted zoning districts which pertain to the development of land, and these districts have been codified in Chapter 78 of the Code of Ordinances of the Town of Lake Park; and

WHEREAS, the Town Commission has codified the Park Avenue Downtown District (PADD) in Chapter 78, as Article III, Section 78-70 of the Code of Ordinances of the Town of Lake Park; and

WHEREAS, the Town's Community Development Department Director recommends the amendment of Chapter 78, Article III, Section 78-70, pertaining to supplemental district standards to create Section 78-70(n)(19) related to alleyway access for parcels located in the 900 block on the south side of Park Avenue; and

WHEREAS, the Town's Planning and Zoning Board has recommended that the Town Commission accept the Community Development Department Director's recommendation regarding the creation of Section 78-70(n)(19); and

WHEREAS, the Town Commission, after review of the recommendations from the Community Development Department's Director and the Planning and Zoning Board, and

after due notice and public hearings, deems it to be in the interest of the public health, safety and general welfare to amend the Town's Code to provide for such additional regulations.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA:

Section 1. The whereas clauses are hereby incorporated as the legislative findings of the Town Commission.

Section 2. Chapter 78, Article III, Section 78-70(n)(19) of the Code of Ordinances of the Town of Lake Park, Florida is hereby created to read as follows:

Properties located in the Park Avenue Downtown District which are within the 900 block (south side), and were developed prior to its enactment, may, upon redevelopment, use the adjacent public alleyway as the primary legal access, if the property has no legal access to Park Avenue.

Section 3. Severability. If any section, paragraph, sentence, clause, phrase or word of this Ordinance is for any reason held by a Court to be unconstitutional, inoperative or void, such holding shall not affect the remainder of this Ordinance.

Section 4. Repeal of Laws in Conflict. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 5. Codification. The provision of this Ordinance shall become and be made a part of the Code of Ordinances for the Town of Lake Park. The Sections of the Ordinance may be re-numbered or re-lettered to accomplish such.

Section 6. Effective date. This Ordinance shall take effect immediately upon passage.

Upon First Reading this 18 day of July, 2018, the foregoing Ordinance was offered by Commissioner Michaud, who moved its approval. The motion was seconded by Commissioner Lynch and being put to a vote, the result was as follows:

	AYE	NAY
MAYOR MICHAEL O'ROURKE	<u>/</u>	_____
VICE-MAYOR KIMBERLY GLAS-CASTRO	<u>/</u>	_____
COMMISSIONER ERIN FLAHERTY	<u>/</u>	_____
COMMISSIONER ANNE LYNCH	<u>/</u>	_____
COMMISSIONER ROGER MICHAUD	<u>/</u>	_____

PUBLISHED IN THE PALM BEACH POST THIS 22 DAY OF July, 2018

Upon Second Reading this 1 day of August, 2018, the foregoing Ordinance, was offered by Commissioner Flaherty who moved its adoption. The motion was seconded by Vice-Mayor Glas-Castro and being put to a vote, the result was as follows:

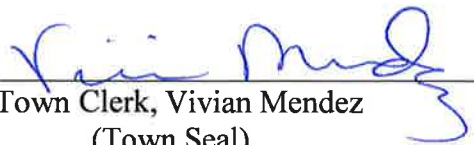
	AYE	NAY
MAYOR MICHAEL O'ROURKE	<u>/</u>	_____
VICE-MAYOR KIMBERLY GLAS-CASTRO	<u>/</u>	_____
COMMISSIONER ERIN FLAHERTY	<u>/</u>	_____
COMMISSIONER ANNE LYNCH	<u>/</u>	_____
COMMISSIONER ROGER MICHAUD	<u>Absent</u>	_____

The Mayor thereupon declared **Ordinance No.** 09-2018 duly passed and adopted this 1 day of August, 2018.

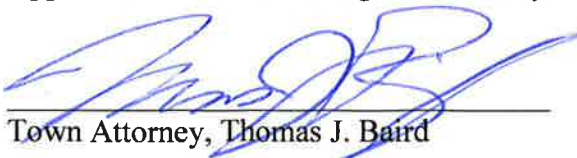
TOWN OF LAKE PARK, FLORIDA

BY: 
Mayor, Michael O'Rourke

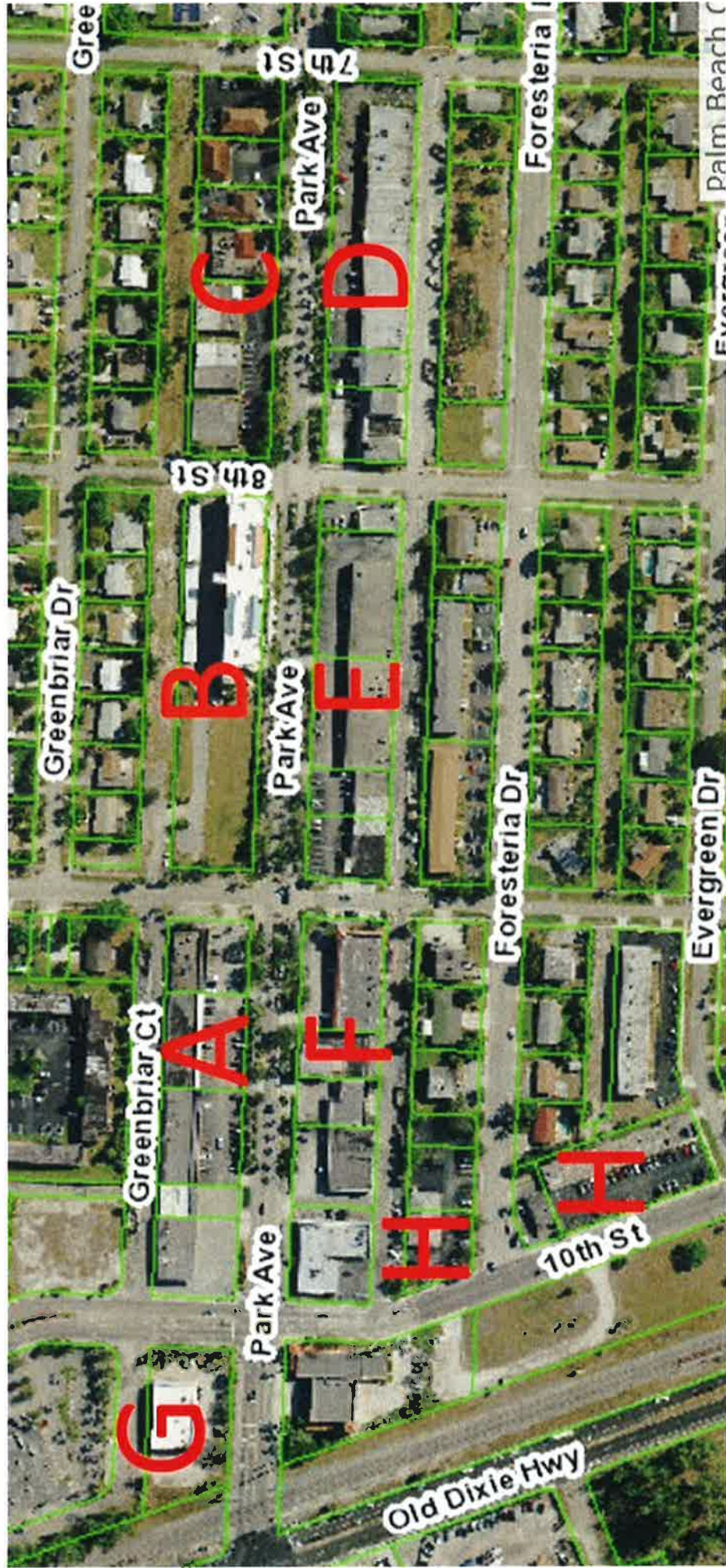
ATTEST:


Town Clerk, Vivian Mendez
(Town Seal)

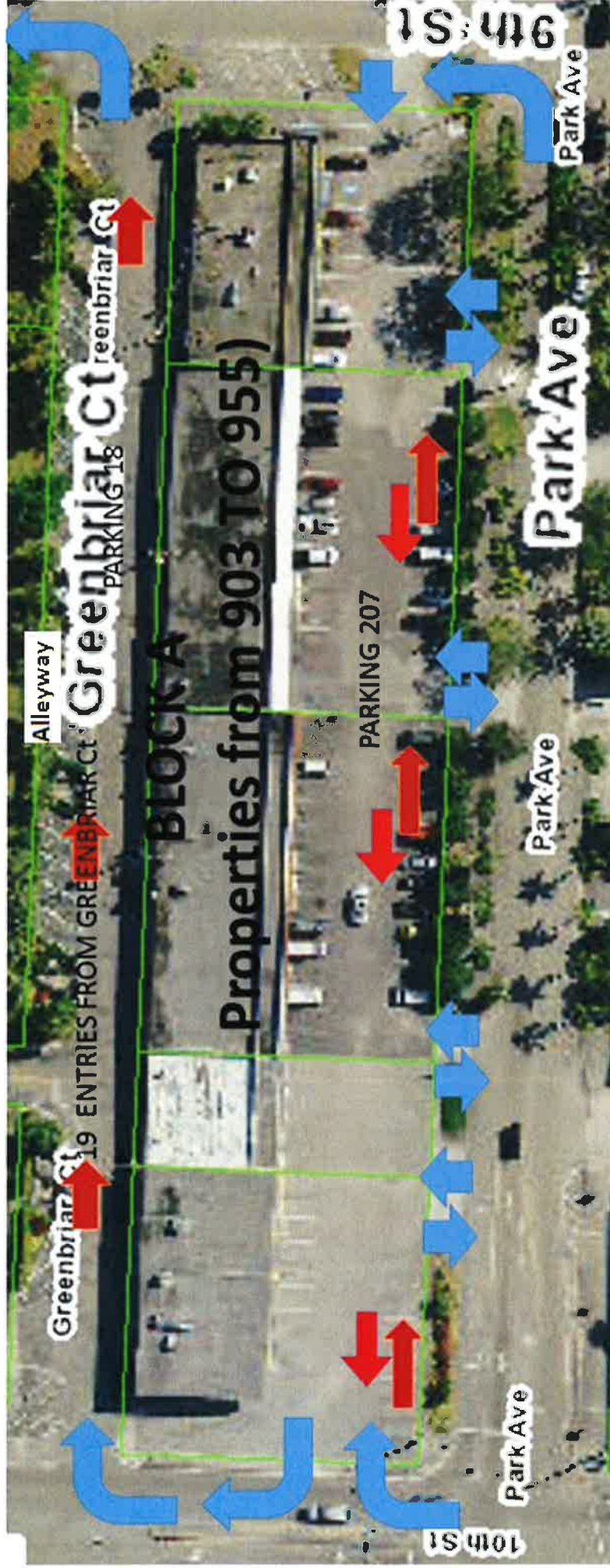
Approved as to form and legal sufficiency:


Town Attorney, Thomas J. Baird

TRAFFIC CIRCULATION ILLUSTRATIONS PREPARED BY PLANNER
(WILL BE REVIEWED AT THE PUBLIC MEETING)



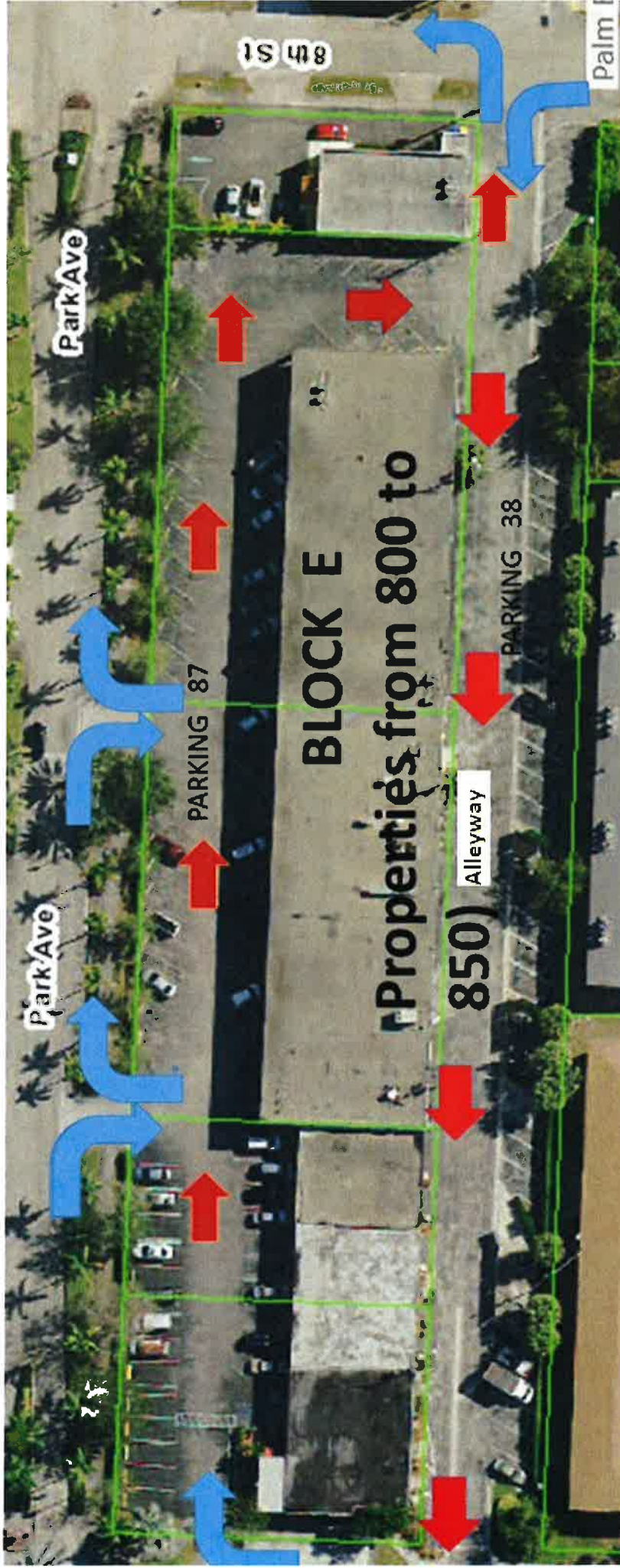
TRAFFIC CIRCULATION ILLUSTRATIONS PREPARED BY PLANNER
(WILL BE REVIEWED AT THE PUBLIC MEETING)



TRAFFIC CIRCULATION ILLUSTRATIONS PREPARED BY PLANNER
(WILL BE REVIEWED AT THE PUBLIC MEETING)



TRAFFIC CIRCULATION ILLUSTRATIONS PREPARED BY PLANNER
(WILL BE REVIEWED AT THE PUBLIC MEETING)



**TRAFFIC CIRCULATION ILLUSTRATIONS PREPARED BY PLANNER
(WILL BE REVIEWED AT THE PUBLIC MEETING)**

