

ORDINANCE 17- 2018

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AMENDING CHAPTER 71, SECTION 71-1(1) OF THE TOWN CODE ENTITLED "MURALS" TO EXPAND THE MURAL APPLICABILITY BOUNDARIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; 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 and the Board of Commissioners of the Town's Community Redevelopment Agency (CRA) have previously determined that the encouragement of the arts in the community redevelopment area of the Town and particularly within the Park Avenue Downtown District (PADD) would further redevelopment; and

WHEREAS, murals have been recognized as a form of artistic expression; and

WHEREAS, the Commission originally approved mural provisions for the PADD area of the CRA; and

WHEREAS, the Commission has a desire to extend the applicability area for murals to the entire CRA; and

WHEREAS, the Commission finds that authorizing property owners within the Town's entire CRA would continue to allow artists to display murals on their buildings and provide the owners of those buildings with a unique form of artistic expression within the community redevelopment area of the Town; and

WHEREAS, the Commission finds that the display of murals on buildings within the CRA will continue to encourage the owners of buildings to redevelop their properties, and thereafter to maintain them because of the improved aesthetic appearance of their buildings and the redevelopment area in general.

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

Section 1. The whereas clauses are incorporated herein as true and correct and as the legislative findings of the Town Commission.

Section 2. Chapter 71, Section 71-1(1) of the Town Code is hereby created to read as follows:

MURALS

ARTICLE. I. INTENT.

Section 71-1. It is the intent of these regulations to:

- (1) Create a process permitting the owners of buildings within the ~~Town's Park Avenue Downtown District (PADD)~~ Community Redevelopment Area (CRA) to engage artists to display their mural art containing content neutral messages on their buildings.

Section 3. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

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

Section 5. Effective Date. This Ordinance shall take effect immediately upon adoption.

Upon First Reading this 5 day of December, 2018, the foregoing Ordinance was offered by Commissioner Flaherty, 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 10 DAY OF December, 2018

Upon Second Reading this 19 day of December, 2018, the foregoing Ordinance, was offered by Commissioner Michaud who moved its adoption. 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>Absent</u>	_____
COMMISSIONER ERIN FLAHERTY	<u>/</u>	_____
COMMISSIONER ANNE LYNCH	<u>/</u>	_____
COMMISSIONER ROGER MICHAUD	<u>/</u>	_____

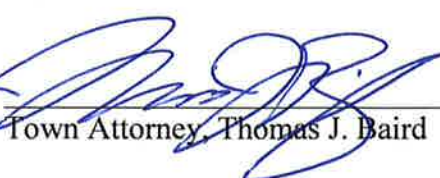
The Mayor thereupon declared **Ordinance No.** 17-2018
duly passed and adopted this 19 day of December, 2018.

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

**LEGAL NOTICE OF PROPOSED ORDINANCE
TOWN OF LAKE PARK**

Please take notice that on Wednesday, December 19, 2018 at 6:30 p.m. or soon thereafter the Town Commission, of the Town of Lake Park, Florida in a regular session to be held in the Commission Chambers, Town Hall, 535 Park Avenue, Lake Park, Florida will consider the following Ordinances on second reading and proposed adoption thereof:

ORDINANCE NO. 15- 2018

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING CHAPTER 18, ARTICLE III, OF THE TOWN CODE ENTITLED "PARK REGULATIONS"; PROVIDING FOR THE AMENDMENT OF SECTION 18-63 TO PROVIDE FOR PENALTIES FOR VIOLATION OF THE PROVISIONS OF SECTION 18-63; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 16- 2018

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING CHAPTER 16, ARTICLE I, OF THE TOWN CODE ENTITLED "OFFENSES"; PROVIDING FOR THE AMENDMENT OF SECTIONS 16-1 AND 16-3 PERTAINING TO UNLAWFUL TRESPASS ON PUBLIC LANDS AND ASSOCIATED PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE No. 17- 2018

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If a person decides to appeal any decision made by the Town Commission with respect to any hearing, they will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. For additional information, please contact Vivian Mendez, Town Clerk at 561-881-3311.

Vivian Mendez, CMC, Town Clerk
Town of Lake Park, Florida

PUB: The Palm Beach Post December 10, 2018.