

ORDINANCE NO. 13-2012

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING TABLE 78-70-7, WHICH IS CONTAINED WITHIN SECTION 78-70 OF THE TOWN'S CODE OF ORDINANCES WHICH PERTAINS TO AWNING SIGNS, BY INCREASING THE SIZE OF LETTERS, NUMBERS, AND LOGOS FROM SIX INCHES TO TEN INCHES; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; 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, Town staff is recommending the amendment of Chapter 78, Article III, Section 78-70, pertaining to awning signs; and

WHEREAS, the Town staff has recommended that Table 78-70-7 which is contained within Section 78-70 be amended to increase the size of letters, numbers, and logos in awning signs from six inches to ten inches; and

WHEREAS, the Town's Planning and Zoning Board has recommended that the Town Commission accept the staff's recommendation and amend Town Code Section 78-70, Table 78-70-7; and

WHEREAS, the Town Commission, after review of the recommendations from Town staff 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, Table 78-70-7 of the Code of Ordinances of the Town of Lake Park, Florida is hereby amended to read as follows:

TABLE 78-70-7 – Permitted Signs

Sign Type	Maximum Size	Maximum Number	Copy Limit	Other Limits
Awning Sign	In proportion to the size of the awning	-	Business name, address, phone number, and logo, and words depicting the nature of the business (letters shall not be more than 50% of the height of the letters depicting the business name)	*Letters, numbers, and logo shall not exceed 6 <u>10</u> inches in height.
-	-	-	-	*Located only on a valance

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 19 day of December, 2012, the foregoing Ordinance, was offered by Commissioner Longtin, who moved its approval. The motion was seconded by Vice-Mayor Rumsey and being put to a vote, the result was as follows:

	AYE	NAY
MAYOR JAMES DUBOIS	<u>/</u>	_____
VICE-MAYOR KENDALL RUMSEY	<u>/</u>	_____
COMMISSIONER STEVEN HOCKMAN	<u>/</u>	_____
COMMISSIONER JEANINE LONGTIN	<u>/</u>	_____
COMMISSIONER TIM STEVENS	<u>/</u>	_____

PUBLISHED IN THE PALM BEACH POST THIS 6 DAY OF January, 2013

Upon Second Reading this 6 day of January, 2013, the foregoing Ordinance, was offered by Commissioner Longtin who moved its adoption. The motion was seconded by Commissioner Stevens and being put to a vote, the result was as follows:

	AYE	NAY
MAYOR JAMES DUBOIS	<u>/</u>	_____
VICE-MAYOR KENDALL RUMSEY	<u>/</u>	_____
COMMISSIONER STEVEN HOCKMAN	<u>/</u>	_____
COMMISSIONER JEANINE LONGTIN	<u>/</u>	_____
COMMISSIONER TIM STEVENS	<u>/</u>	_____

The Mayor thereupon declared **Ordinance No.** 13-2012 duly passed and adopted this 6 day of January, 2013.

TOWN OF LAKE PARK, FLORIDA
BY: James DuBois
Mayor, James DuBois

ATTEST:

Vivian Mendez Lemley
TOWN OF LAKE PARK
Town Clerk, Vivian Mendez Lemley
(SEAL) Seal

Approved as to form and legal sufficiency:
Thomas J. Baird
Town Attorney, Thomas J. Baird

FLORIDA