

ORDINANCE NO. 13-2006

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING CHAPTER 68, SECTION 68-3 ENTITLED "OUTDOOR STORAGE FOR SINGLE-FAMILY AND DUPLEX SITES;" 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 has adopted general provisions pertaining to Outdoor Storage which have been codified in Chapter 68, Article of the Code of Ordinances of the Town of Lake Park; and

WHEREAS, Town staff has recommended to the Town Commission that Town Code Section 68-3 be amended to provide for additional regulations pertaining to the outdoor storage of play sets and household furniture within the Town; and

WHEREAS, the Town Commission, 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 and procedures;

WHEREAS, the amendment of Section 68-3 would further the public's health, safety and general welfare; and would preserve and enhance property values within the Town, generally; and

WHEREAS, the purpose and intent of the amendment of this Code Section is to regulate the outdoor storage of play-sets and household furniture within the Town.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION

OF THE TOWN OF LAKE PARK, FLORIDA:

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

Section 2. Chapter 34, Article I, Section 68-3 of the Code of Ordinances of the Town of Lake Park, Florida is hereby amended to read as follows:

Sec. 68-3 Prohibited outdoor storage in for single-family and duplex residential zoning districts. sites.

(8) Outdoor storage of play-sets, gyms, slides, swing sets and similar equipment is prohibited in the front yard in any residential zoning district.

- a. In the rear or side yards, play-sets gyms, slides, swing sets and similar equipment shall be screened from abutting properties and adjacent streets by an obscuring fence, wall, or hedge, wherever possible.
- b. Freestanding basketball backboards are exempt from this restriction as long as they are placed in the driveway.

(9) Appliances and household furniture that are not designed for exterior use are prohibited in front yards, open front porches, and open carports.

(10) Private swimming pools, to include in or above ground swimming pools, shall be prohibited in front yards.

Section 4. 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 5. Repeal of Laws in Conflict. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 6. **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 maybe renumbered or re-lettered to accomplish such.

Section 7. **Effective date.** This Ordinance shall take effect immediately upon passage.

