

ORDINANCE NO. 28-2004

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING CHAPTER 32, ARTICLE V OF THE CODE OF ORDINANCES OF THE TOWN OF LAKE PARK, SECTION 32-89 ENTITLED "SUPPLEMENTAL PARKING REQUIREMENTS" TO CHANGE THE REQUIRED PARKING FOR MARINE FACILITIES FROM ONE AND HALF (1.5) SPACES PER WET SLIP TO ONE (1) SPACE PER TWO (2) WET SLIPS; 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 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 supplemental provisions pertaining to off-street parking requirements for marine and other facilities, which have been codified in Chapter 32 of the Code of Ordinances; and

**WHEREAS**, the purpose and intent of the off-street parking requirements is to provide for the health, safety, welfare and convenience of the public by requiring that certain specified facilities (uses) provide minimum areas to accommodate the parking, loading, queuing and onsite circulation problems created by motor vehicles; and

**WHEREAS**, the Town Staff has recommended amending the Code to provide new parking ratio requirements for marine facilities to better conform with the parking demands of the new Town Marina; and

**WHEREAS**, Town Staff has determined that the proposed amendment is necessary to further the health, safety, welfare and convenience of the public; and

**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 as are the findings of the Town Commission.

**Section 2.** Chapter 32, Article V, Section 32-89(k) of the Code of Ordinances of the Town of Lake Park, Florida is hereby amended to read as follows:

**Sec. 32-89 (k) *Marine Facilities***

Every marine facility shall comply with the following minimum parking requirements:

(2) Marina:

One ~~(1) and one-half (1.5) space for each~~ per two (2) wet slip plus one (1) space for each three (3) dry storage compartments shall be provided. If a boat launching ramp or service is provided, ten (10) percent of all parking spaces must be large enough to accommodate motor vehicles with boat trailers.

**Section 4. 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 5. Repeal of Laws in Conflict.** All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**Section 6. Codification.** The sections of the Ordinance may be made a part of the Town Code of Laws and Ordinances and may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section," "article," or any other appropriate word.

**Section 7. Effective Date.** This Ordinance shall take effect immediately upon adoption.

Marina Parking Ord.1.doc

Upon First Reading this 17th day of November 2004, the foregoing ORDINANCE No. 24-2004 was offered by Vice Mayor Balius who moved its approval. The motion was seconded by Commissioner Carey, and being put to a vote, the result was as follows:

	AYE	NAY
MAYOR PAUL CASTRO	<u>X</u>	_____
VICE MAYOR CHUCK BALIUS	<u>X</u>	_____
COMMISSIONER PAUL GARRETSON	<u>X</u>	_____
COMMISSIONER ED DALY	_____	<u>X</u>
COMMISSIONER JEFF CAREY	<u>X</u>	_____

Upon Second Reading this 5th day of Jan., 2004, the foregoing ORDINANCE was offered by Vice Mayor Balius who moved its adoption. The motion was seconded by Commissioner Garretson, and being put to a vote, the result was as follows:

	AYE	NAY
MAYOR PAUL CASTRO	<u>X</u>	_____
VICE MAYOR CHUCK BALIUS	<u>X</u>	_____
COMMISSIONER PAUL GARRETSON	<u>X</u>	_____
COMMISSIONER ED DALY	<u>X</u>	_____
COMMISSIONER JEFF CAREY	<u>X</u>	_____

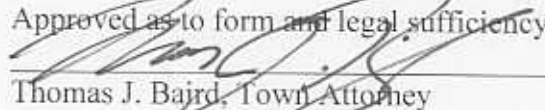
The Mayor thereupon declared Ordinance No. 28-2004 duly passed and adopted this 5th day of January, 2004.

TOWN OF LAKE PARK, FLORIDA

BY:   
Mayor Paul Castro

ATTEST:

  
Stephanie Thomas  
Town Clerk

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



FLORIDA