

## ORDINANCE 07-2020

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING SECTION 70-103 OF CHAPTER 70 PERTAINING TO TEMPORARY SIGNS; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; 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 Chapters 163, Florida Statutes; and

**WHEREAS**, the Town Commission has adopted sign regulations which have been codified in Chapter 70 of the Town Code; and

**WHEREAS**, the Town's Community Development Department has recommended an amendment to Section 70-103(3) of the Code of Ordinances pertaining to temporary signs; and

**WHEREAS**, the Town Commission has determined that the recommended amendments would further the public's health, safety and general welfare.

**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 70, Article IV, Section 70-103.-3.(a) is hereby amended as follows:

70-103

3. *Temporary signage.*

(a) *Temporary signs erected during the development stage of residential and nonresidential uses.* Signs with one or two faces and wall-mounted signs with one face shall be are permitted subject to the following restrictions:

- (1) ~~Permitted content~~Identification: Identification of homes or home sites, condominiums, apartments, for sale, rent, or lease in a residential development under construction, and/or identification of nonresidential development under construction. Signs may include identification of developers, contractors, architects, engineers, real estate agents and other related information.
- (2) Maximum area: ~~Two~~Three hundred square feet per face is permitted for approved wall-mounted, ~~and~~ freestanding signs, or signs on development fences (fence wrap). If the temporary sign is in the form of a fence wrap and the property is located on more than one street frontage, the total per street frontage may be combined into selected frontages that propose signage.
- (3) Maximum number: One per 500 feet or fraction thereof of each street frontage for wall-mounted or freestanding signs. For fence wraps, this is regulated by maximum area above.
- (4) Location: On walls, freestanding, or as a fence wrap. ~~Within 100 feet of the entrance to the development, which it identifies, or in another suitable location as determined by the community development director.~~
- (5) ~~Minimum setbacks: Twenty feet from the lot line of any property located outside the development.~~ Pursuant to the visibility triangles set forth in section 78-253(c)(9).
- (6) Maximum height: Twelve feet if freestanding or wall-mounted. Eight feet if used as a fence wrap.
- (7) Prior to the issuance of ~~a~~the first certificate of occupancy or completion of a completed residential or nonresidential structure, all such signs shall be removed.
- (8) Illegally placed temporary signs shall be removed by the town at the sole expense of the property owner, and/or sign owner, and/or the individual responsible for the illegal placement. Failure to remove such signs shall result in the imposition of a fine in an amount established by resolution of the town commission but not to exceed \$250.00 for the first violation, together with an assessment of the town's administrative costs; repeat violations are subject to the imposition of a \$500.00 fine, together with an assessment of the town's administrative costs.
- (9) Maximum height of 12 feet and minimum of 20 feet from the public right-of-way. Such distance and height may be altered if unique physical conditions exist as determined by the community development director.

**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. 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 6. Effective Date.** This Ordinance shall take effect upon execution.

Upon First Reading this 15<sup>th</sup> day of July, 2020, the foregoing Ordinance was offered by Commissioner Flaherty, who moved its approval. 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 JOHN LINDEN	<u>✓</u>	_____
COMMISSIONER ROGER MICHAUD	<u>✓</u>	_____

**PUBLISHED IN THE PALM BEACH POST THIS 26 DAY OF July, 2020**

Upon Second Reading this 5 day of August, 2020, the foregoing Ordinance, was offered by Commissioner Michaud who moved its adoption. The motion was seconded by Commissioner Linden 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 JOHN LINDEN	<u>✓</u>	_____
COMMISSIONER ROGER MICHAUD	<u>✓</u>	_____

The Mayor thereupon declared **Ordinance No.** 07-2020 duly passed and adopted this 5 day of August, 2020.

TOWN OF LAKE PARK, FLORIDA

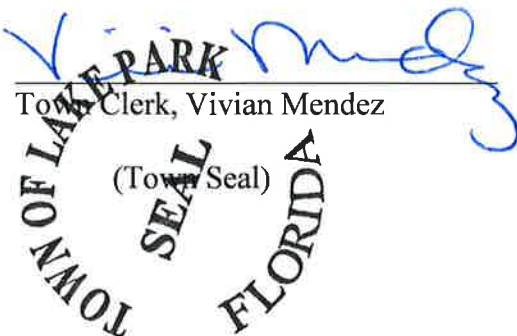
BY:   
Mayor, Michael O'Rourke

ATTEST:

Approved as to form and legal sufficiency:

  
Town Clerk, Vivian Mendez

  
Town Attorney, Thomas J. Baird



LEGAL NOTICE OF PROPOSED  
ORDINANCE  
TOWN OF LAKE PARK

Please take notice that on Wednesday, August 5, 2020 at 6:30 p.m. or soon thereafter the Town Commission of the Town of Lake Park, Florida to be held at 535 Park Avenue, Lake Park, Florida 33403 will consider the following Ordinances on second reading and proposed adoption thereof:

**ORDINANCE NO. 06-2020**

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA REZONING EIGHT PROPERTIES LOCATED ON THE EAST SIDE OF PROSPERITY FARMS ROAD, LEGALLY DESCRIBED IN EXHIBIT "A", AND SHOWN IN FIGURE 1 FROM B-3 RESIDENCE TO C-18 NEIGHBORHOOD COMMERCIAL AND AMENDING THE OFFICIAL ZONING MAP TO REFLECT THE REZONING, AND PROVIDING FOR AN EFFECTIVE DATE.

**ORDINANCE NO. 07-2020**

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING SECTION 20-103 OF CHAPTER 20 PERTAINING TO TEMPORARY SIGNS; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

If a person desires 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 Vasea Mendez, Town Clerk at 561-881-3111.  
7/26/2020