

Meeting Date: January 27, 2015

Agenda Item

210

REQUESTED COMMISSION ACTION:

Consent

X

Ordinance

Resolution

Consideration/
Discussion

Presentation

SHORT TITLE

An ordinance of the City of Pompano Beach, amending Chapter 98, "Parks and Playgrounds," of the City of Pompano Beach Code of Ordinances by amending Section 98.07, "Public Event," to provide for limitation on the number and duration of public events.

Summary of Purpose and Why:

This is an amendment to the Code of Ordinances, Chapter 98, "Parks and Playgrounds," amending Section 98.07, "Public Event" to provide for limitation on the number and duration of public events. The amendment to the ordinance will provide a fair distribution and equal opportunity to organizations and individuals to host public events at city facilities.

- (1) Origin of request for this action: Staff initiated
- (2) Primary staff contact: Mark Beaudreau, Recreation Programs Adm. Ext. 4191
- (3) Expiration of contract, if applicable: n/a
- (4) Fiscal impact and source of funding: n/a

DEPARTMENTAL COORDINATION

DATE

DEPARTMENTAL RECOMMENDATION

DEPARTMENTAL HEAD SIGNATURE

Parks & Recreation
City Attorney

1-15-15

1/20/15

Approve

Mark A. Beaudreau
London B. Spivey

[Signature]

X City Manager

Denise W. Beaulieu

ACTION TAKEN BY COMMISSION:

Ordinance

Resolution

Consideration

Workshop

1st Reading

1/27/15

1st Reading

Results:

Results:

2nd Reading

2/10/15

MEMORANDUM

Parks, Recreation & Cultural Arts

MEMORANDUM 15-A039

DATE: January 15, 2015

TO: Dennis W. Beach, City Manager

FROM: Mark A. Beaudreau, Recreation Programs Administrator *MB*

SUBJECT: Agenda Item Ordinance Amending Section 98.07, "Public Event"

Please place the attached ordinance amending Chapter 98, "Parks and Playgrounds" on the January 27, 2015, City Commission Agenda. The amendment is to Section 98.07, "Public Events," to provide for limitation on the number and duration of public events. The City Clerk has advertised the ordinance in the January 16 edition of the Sun Sentinel.

The amendment to the ordinance will provide a fair distribution and equal opportunity to organizations and individuals to host public events at city facilities.

If you have any questions please do not hesitate to call me at 954-786-4191.

MB/afh

cc: Scott Moore, Recreation Manager



City Attorney's Communication #2015-419
January 6, 2015

TO: Mark A. Beaudreau, Recreation Programs Administrator
Scott Moore, Recreation Manager

FROM: Mark E. Berman, Assistant City Attorney

RE: Ordinance Amending Section 98.07, "Public Event"

As requested in your memorandum dated December 29, 2014, the following captioned ordinance has been prepared and is attached:

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 98, "PARKS AND PLAYGROUNDS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 98.07, "PUBLIC EVENT," TO PROVIDE FOR LIMITATION ON THE NUMBER AND DURATION OF PUBLIC EVENTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Please feel free to contact me if I may be of further assistance.


MARK E. BERMAN

MEB/jrm
l:cor/recr/2015-419

Attachment

CITY OF POMPANO BEACH
Broward County, Florida

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 98, "PARKS AND PLAYGROUNDS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 98.07, "PUBLIC EVENT," TO PROVIDE FOR LIMITATION ON THE NUMBER AND DURATION OF PUBLIC EVENTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to law, ten (10) days' notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed ordinance and of a public hearing in the City Commission Chambers of the City of Pompano Beach; and

WHEREAS, a public hearing before the City Commission was held pursuant to the published notice described above, at which hearing the parties in interest and all other citizens so desiring had an opportunity to be and were, in fact, heard; now, therefore,

BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That Section 98.07, "Public Event," of Chapter 98, "Parks and Playgrounds," of the City of Pompano Beach Code of Ordinances is hereby amended to read as follows:

§ 98.07 PUBLIC EVENT.

...

(H) The application date will be deemed to be that date for which the application has been officially received, provided however, that all required documents have been submitted to and approved by the city, such as the application fee, insurance certificate, and any other requirement of the city or state, including the Department of Transportation.

(I) Number and Duration of Public Events.

(1) A total of six public events per fiscal year (October 1 – September 30) are permitted per person or organization for any city property or recreational facility, except when the city or the city's Community Redevelopment Agency are a sponsor or co-sponsor of the event.

(2) The length of any one public event, or any portion thereof, shall not exceed a maximum of ten hours within a calendar day and three consecutive calendar days, except when the city or the city's Community Redevelopment Agency are a sponsor or co-sponsor of the event.

SECTION 2. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

SECTION 3. This Ordinance shall become effective upon passage.

PASSED FIRST READING this _____ day of _____, 2015.

PASSED SECOND READING this _____ day of _____, 2015.

LAMAR FISHER, MAYOR

ATTEST:

MARY L. CHAMBERS, CITY CLERK

MEB/jrm
1/14/15
l:ord/ch98/2015-157

**CITY OF POMPANO BEACH, FLORIDA
NOTICE OF PUBLIC HEARING**

YOU ARE HEREBY NOTIFIED of a Public Hearing before the City Commission on **Tuesday, January 27, 2015 at 7:00 p.m.**, in the City Commission Chambers of the City Hall Complex, 100 West Atlantic Boulevard, Pompano Beach, Florida, to consider the Ordinance entitled:

P.H. 2015-35: AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 98, "PARKS AND PLAYGROUNDS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 98.07, "PUBLIC EVENT," TO PROVIDE FOR LIMITATION ON THE NUMBER AND DURATION OF PUBLIC EVENTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

The Ordinance is available for public inspection at the City Clerk's Office, 100 West Atlantic Boulevard, Suite 253, Pompano Beach, Florida 33060. All interested persons are urged to attend the Public Hearing, send a representative, or express their views by letter.

You may either be present in person at the Public Hearing, represented by counsel or letter. All interested persons take due notice of the time and place of the Public Hearing and govern yourselves accordingly.

Any person, who decides to appeal any decision of the City Commission with respect to any matter considered at this meeting, will need a record of the proceedings and for this reason, may need to ensure that a verbatim record of the proceedings is made. This record will include the testimony and evidence upon which the appeal is to be based.

Any person requiring auxiliary aids and services at this meeting may contact the City Clerk's Office at (954) 786-4611 at least 24 hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service at 1-800-955-8770 or 1-800-955-8771.

**CITY OF POMPANO BEACH, FLORIDA
BY: MARY L. CHAMBERS, MMC, CITY CLERK**

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