

ORDINANCE NO. C-13-

AN ORDINANCE AMENDING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SECTION 47-19, ACCESSORY USES, BUILDINGS AND STRUCTURES, AND SECTION 47-39, DEVELOPMENT REGULATIONS FOR ANNEXED AREAS, TO ALLOW PROPERTY LOCATED WITHIN THE ANNEXED AREAS OF THE CITY OF FORT LAUDERDALE TO APPLY FOR A WAIVER OF MOORING DEVICE LIMITATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That Section 47-39.A., Melrose Park and Riverland Road, of the Unified Land Development Regulations (hereinafter referred to as "ULDR") of the City of Fort Lauderdale, Florida, is hereby amended to read as follows:

SECTION 47-39. DEVELOPMENT REGULATIONS FOR ANNEXED AREAS

SECTION 47-39.A. MELROSE PARK AND RIVERLAND ROAD

...

Sec. 47-39.A.1.b. General provisions.

The following general provisions shall apply to all property located in the Melrose Park and Riverland Road areas, as defined by this section, except as specified herein. Where certain provisions do not appear in this section and appear in other sections of the ULDR, the ULDR shall apply.

...

- (12) Docks and moorings. Docks and moorings for pleasure boats, yachts and other noncommercial watercraft shall be permitted in

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residential zoning districts on any waterway or water area as an accessory use to a permitted residential occupancy of a plot, subject to the following:

...

(i) The city commission may waive the mooring device limitations as more particularly set forth in Section 47-19.3.(e). of the ULDR.

...

SECTION 2. That Section 47-19.3, Boat slips, docks, boat davits, hoists and similar mooring structures, of the ULDR of the City of Fort Lauderdale, Florida, is hereby amended to read as follows:

Sec. 47-19.3. Boat slips, docks, boat davits, hoists and similar mooring structures.

...

(e) The City Commission may waive the limitations of ~~(c) and (d)~~ Sections 47-19.3.(c), 47-19.3.(d) and 47-39.A.1.b.(12).(a) and 47-39.A.1.b.(12).(b) under extraordinary circumstances, provided permits from all governmental agencies, as required, are obtained after approval of the City Commission, after a public hearing and notification to property owners within three hundred (300) feet. In no event shall the extension exceed thirty (30) percent of the width of the waterway and no variance may be approved by the Board of Adjustment or other agency permitting an extension beyond the thirty (30) percent limitation. Reflector tape shall be affixed to and continually maintained on all mooring or dolphin piles authorized under this subsection to extend beyond the limitations provided in subsection (d). The reflector tape must be formulated for marine use and be in one (1) of the following uniform colors: international orange or iridescent silver. On all such piles, the reflector tape shall be at least five (5) inches wide and within eighteen (18) inches of the top of the pile.

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...

SECTION 3. That if any clause, section or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

SECTION 4. That all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

SECTION 5. That this Ordinance shall be in full force and effect ten days from the date of final passage.

PASSED FIRST READING this the _____ day of _____, 2013.

PASSED SECOND READING this the _____ day of _____, 2013.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JONDA K. JOSEPH

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