

ORDINANCE NO. C-25-12

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, PROVIDING CERTAIN EXCEPTIONS TO PERMIT TEMPORARY VALET OPERATIONS IN THE RIGHTS-OF-WAY, AS SET FORTH IN SUBSECTION 26-226(a), AMENDING SECTION 26-232, TITLED, "TEMPORARY VALET PERMIT," TO ADD PROVISIONS FOR THE ISSUANCE OF TEMPORARY VALET PERMITS, AMENDING SECTION 26-236 TO PROVIDE AN APPELLATE PROCESS FOR THE SUSPENSION OF A VALET PERMIT; AND PROVIDING FOR SEVERABILITY, REPEAL OF CONFLICTING ORDINANCE PROVISIONS, AND AN EFFECTIVE DATE.

WHEREAS, Chapter 26, Article VIII of the Code of Ordinances of the City of Fort Lauderdale sets forth the safe and legal operation of valet parking for the use and convenience of businesses and the general public and provides the manner to provide safe and efficient valet parking in the City of Fort Lauderdale; and

WHEREAS, the City of Fort Lauderdale has experienced significant growth in its urban density areas, which has impacted the availability of metered on-street parking; and

WHEREAS, subsection 26-226(a) of the Code of Ordinances of the City of Fort Lauderdale enumerates certain rights-of-way where valet operations are not permitted; and

WHEREAS, increased urban density and population growth in the City of Fort Lauderdale tends to shift transportation patterns and parking demands in certain areas in the City; and

WHEREAS, City staff recommends creating an exception to conduct temporary valet operations in certain rights-of-way set forth in subsection 26-226 (a) of the Code of Ordinances of the City of Fort Lauderdale; and

WHEREAS, the implementation of an administrative temporary valet permit for non-residential use in certain rights-of-way set forth in subsection 26-226 (a), would provide staff with an opportunity to evaluate whether the existing conditions would support an alignment with future long term valet operations; and

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WHEREAS, the proposed amendments to the Code of Ordinances of the City of Fort Lauderdale, Florida, serve a public and municipal purpose;

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

SECTION 1. That subsection 26-226 (a) of the Code of the City of Fort Lauderdale, Florida, is hereby amended to read as follows:

Sec. 26-226. Standards and criteria for application review.

The following standards and criteria shall be used in reviewing the application and such standards and criteria must be met in order for a permit to be approved:

- (a) Except as provided in 26-232(c)4, ~~V~~valet operations in rights-of-way shall not be permitted as follows:
 - (1) Within rights-of-way within city boundaries that are not under the city's jurisdiction. However, this shall not preclude the applicant from obtaining independent permits from the entity with jurisdiction over a public right-of-way outside the city's jurisdiction for valet operation, subject to payment to the city for use of any city controlled public parking spaces as part of the valet operation. If another entity approves a valet operation, the valet operator shall be required to notify the division in writing.
 - (2) On ROW having speed limits greater than thirty (30) m.p.h.
 - (3) On pedestrian priority and image streets/ people streets as defined in this article.
 - (4) East Las Olas Boulevard from S.E. 3rd Avenue to S.E. 16th Avenue.
 - (5) S.W. 2nd Street from S.W. 2nd Avenue to S.W. 7th Avenue.
 - (6) During times of significant traffic demand on the ROW used for the ramping area and valet operation routes as determined by the city engineer.

SECTION 2. That Section 26-232. – Temporary valet permit., of the Code of Ordinances of the City of Fort Lauderdale, Florida, is hereby amended to read as follows:

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Sec. 26-232. Temporary valet permit.

A temporary valet permit may be issued in any zoning district in the city at the discretion of the director subject to the following:

- (a) An operator may apply for a temporary valet permit at the division on a form provided by the director no later than seven (7) days prior to the proposed special event, unless such application is for a declared emergency as provided in subsection (e) of this section.
- (b) An application fee of twenty-five dollars (\$25.00) shall be paid to the city when the application for a temporary valet permit is submitted.
- (c) Temporary valet permits are restricted as follows:
 - (1) *Special event for non-residential use.*
 - a. No more than six (6) temporary valet permits will be issued for the same location within any twelve-month period.
 - b. Temporary permits for a special event shall be restricted to events lasting no longer than five (5) consecutive days.
 - c. The director may require, as a condition of the temporary valet permit, additional ramping, storage space or both when available, providing the additional space does not interfere with public parking needed for the general public.
 - (2) *Special event for residential use.*
 - a. Temporary valet permits in residential zoning districts shall be restricted to private functions lasting no longer than twenty-four (24) hours.
 - b. The director may require permit as a condition of the temporary valet permit, additional ramping, storage space or both, when available, providing it does not interfere with the public parking needed for residents.

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- c. If located within an area within a homeowners' association, applicant shall provide, at the time of application, evidence that the homeowners' association has been notified of the application for a temporary valet operation.

(3) *Emergency.*

- a. A temporary permit may be issued when the city manager deems an emergency to exist. An emergency is defined as a situation or occurrence of a serious nature in which the provision of valet service would help protect the health, safety and welfare of the public.
- b. Temporary permits issued for an emergency declared by the city manager are subject to the conditions stated on the permit.

(4) Administrative temporary valet permit for non-residential use.

The director of the Transportation and Mobility Department may authorize the issuance of a temporary valet permit for temporary valet operations in any of the rights-of-way set forth in subsections 26-226(a)(2), (3), (4), and or (5), except that portion of East Las Olas Boulevard between S.E. 6th Avenue and S.E. 12th Avenue, subject to the following conditions:

- a. No more than three (3) temporary valet permits will be issued for the same location within any twelve-month period.
- b. Temporary valet permits shall be restricted to sixty (60) consecutive days.
- c. The director may require, as a condition of the temporary valet permit, additional ramping, storage space or both, when available, provided the additional storage space does not interfere with public parking needed for the general public, enhanced staffing levels, or specialized valet routes to minimize traffic congestion.
- d. The temporary valet permit may be revoked immediately with written notice from the city manager.

All other terms and conditions of this article shall apply to temporary valet permits.

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SECTION 2. That Section 26-236. – Appeals of application denial or suspension or revocation of permit, of the Code of Ordinances of the City of Fort Lauderdale, Florida, is hereby amended to read as follows:

Sec. 26-236. Appeals of application denial or suspension or revocation of permit.

- (a) Appeal of the denial of an application for a permit, suspension or revocation of a permit must be initiated within ten (10) days of the effective date of the denial or revocation of permit. An appeal is initiated by applicant filing a written notice of appeal with the director. The appeal shall specify all reasons why the operator believes the permit should not have been denied or revoked.
- (b) Upon timely receipt of a written notice to appeal, the department shall forward the appeal to the city manager, who shall set a meeting with the applicant within ten (10) business days.
- (c) At the meeting the city manager may modify, grant or deny the application, and the decision of the city manager shall be final subject to appeal to the appropriate court of competent jurisdiction, according to the Florida Rules of Civil Procedure.
- (d) The filing of a notice of appeal shall not stay an order by the director to revoke a permit and terminate the valet operation and remove valet equipment until final decision of the city commission.

SECTION 3. At the direction of the City Attorney, the publisher of the Code of Ordinances of the City of Fort Lauderdale, Florida, is authorized to conform chapter, article, section, subsection, and clause numbers and letters, and capitalization, set forth in the Code of Ordinances of the City of Fort Lauderdale, Florida, and to correct any non-substantive scrivener's errors in the codification of this Ordinance without the need for a public hearing.

SECTION 4. 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 5. That all ordinances or part of ordinances in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

SECTION 6. That this Ordinance shall be in full force and effect immediately upon its passage

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on second reading.

PASSED FIRST READING this 18th day of March, 2025.

PASSED SECOND READING this ____ day of _____, 2025.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
DAVID R. SOLOMAN

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