



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

#22-0959

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Alain E. Boileau, City Attorney

DATE: October 3, 2022

TITLE: Second Reading - Ordinance Amending the City of Fort Lauderdale Code of Ordinances to Delete Chapter 3, Article I, Section 3-1 Entitled "Advertising Vehicles or Watercraft Prohibited" of the Code of Ordinances of the City of Fort Lauderdale, Florida - **(Commission Districts 1, 2, 3 and 4)**

Recommendation

Staff recommends the City Commission adopt an ordinance deleting Section 3-1 entitled "Advertising Vehicles or Watercraft Prohibited" of the Code of Ordinances of the City of Fort Lauderdale, Florida.

Background

The Supreme Court of the United States issued an opinion in the case *Reed v. Town of Gilbert, Arizona.*, 135 S. Ct 2218 (2015) that found that certain sign code regulations were content-based regulation of speech that could not survive the Court's strict scrutiny analysis. Following that decision, the City took steps to amend all portions of the Code of Ordinances and the Unified Land Development Regulations whose constitutionality could be called into question by the *Reed* decision, however, Section 3-1 of the Code of Ordinances was inadvertently excluded. The proposed ordinance deletes Section 3-1.

Resource Impact

The adoption of this Ordinance has no direct fiscal impact on the City of Fort Lauderdale.

Attachments

Exhibit 1 – Proposed Ordinance

Prepared by: D'Wayne M. Spence, Assistant City Attorney

Charter Officer: Alain E. Boileau, City Attorney