

ORDINANCE NO. C-15-07

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, IMPOSING A MORATORIUM WITHIN THE CITY OF FORT LAUDERDALE ON THE ACCEPTANCE OF APPLICATIONS FOR, OR ISSUANCE OF PERMITS FOR, MOTORIZED VEHICLES FOR HIRE PURSUANT TO CHAPTER 27, ARTICLES I THROUGH V OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA FOR A PERIOD OF NINETY (90) DAYS TO CONDUCT A STUDY OF LOCAL, COUNTY AND STATE REGULATIONS AND CURRENT PRACTICES FOR ANY NEEDED REVISIONS; PROVIDING FOR SEVERABILITY; REPEAL OF CONFLICTING ORDINANCE PROVISIONS; AND PROVIDING FOR EFFECTIVE DATE.

WHEREAS, the City Commission found there is a need to re-evaluate regulations, policies, and standard related to Motorized Vehicles for Hire; and

WHEREAS, the Transportation and Mobility Department has and continues to receive new and renewal applications for Motorized Vehicles for Hire; and

WHEREAS, certain City of Fort Lauderdale regulations for Motorized Vehicles for Hire may be duplicative of Broward County regulations and cause financial and administrative barriers to new businesses; and

WHEREAS, business owners of the City of Fort Lauderdale have identified and expressed their concerns regarding new and emerging private transportation services operating in the City without permits;

WHEREAS, a study of existing state and county regulations is needed to streamline and provide for new categories of Motorized Vehicles for Hire services in the City; and

WHEREAS, at its meeting of January 6, 2015, the City Commission discussed these concerns and expressed a desire to study the impact of these regulations to determine whether existing regulations adequately serve business owners and the public; and

WHEREAS, a ninety (90) day moratorium on the acceptance and processing of applications for Vehicles for Hire will allow City staff to study and formulate recommendations to the City Commission to update the Motorized Vehicles for Hire ordinance and establish standards for such businesses to operate in the City ;

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

SECTION 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and hereby made a part of this ordinance.

SECTION 2. MORATORIUM IMPOSED. A moratorium on the acceptance and consideration of an application for, or issuance of, a permit for Motorized Vehicles for Hire including any that have not yet been submitted by the department for review by the City Commission is hereby established for a period of ninety (90) days from the effective date of this ordinance in order to study and update Chapter 27 of the City's Code of Ordinances.

SECTION 3. This moratorium shall not affect any Motorized Vehicles for Hire services that are currently legally in existence pursuant to validly issued permits as long as services are in compliance with all applicable local, county, state and federal laws.

SECTION 4. Notwithstanding the time limit on the moratorium herein established, in the event the City Commission finds that additional time is needed for staff to conclude its study associated with Motorized Vehicles for Hire and for drafting of amendments to regulations of such ordinances if needed, then the term of this ordinance may be extended by resolution duly adopted by the City Commission for up to an additional ninety (90) days.

SECTION 5. 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 6. That all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

SECTION 7. That this Ordinance shall be in full force and effect immediately upon and after its final passage.

PASSED FIRST READING this the 3rd day of February, 2015.

PASSED SECOND READING this the _____ day of _____, 2015.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JONDA K. JOSEPH

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