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**WHEREAS**, Policy 1.11.2 of the City of Oakland Park Comprehensive Plan, provides that the City is to review and revise land development regulations to ensure the compatibility of adjacent land uses, providing for open space and protecting adjacent residential areas; and

**WHEREAS,** The Text Amendment to the land development code will accommodate the need for the City to ensure that the land development regulations provide for governmental development that includes buildings and uses that will enhance protection and support the public health, safety and welfare of the City;

**WHEREAS**, a proposal for this text amendment heard and considered before the Planning and Zoning Advisory Board of the City of Oakland Park, Florida and at the said public hearing all objections, if any, were heard;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA THAT:**

**Section 2.** Chapter 24, Article III, is hereby amended as follows:

### ARTICLE III. - DISTRICT REGULATIONS

#### Sec. 24-45. - OS: Open Space District.

(A) *Purpose.* To accommodate and preserve the public open space and recreational uses need to serve the residents of the area.

(B) *Uses permitted.*

(1) Permitted as a right if owned and operated by a governmental body and site plan is approved in accordance with article XII.

(a) Passive recreational uses, including, but not limited to: nature centers and trails, scenic areas, wildlife sanctuaries and feeding stations, aquatic preserves and picnic areas.

(b) Golf courses which are intended to remain permanent open space.

(c) Camping ground and facilities.

(d) Cemeteries.

(e) Active recreational uses, including, but not limited to: tennis courts, playgrounds, swimming pools, athletic fields and courts, beaches and bikeways.

(f) Boat ramps and docks.

(g) Outdoor cultural, educational and civic facilities, including, but not limited to: animal exhibits, habitats, bandshells and outdoor classrooms.

(h) Concessions only when accessory to the above uses. Examples of such concessions are refreshment stands, pro shops, souvenir shops and rental facilities.

(i) Civic and cultural buildings may be permitted if they are ancillary to the primary recreation use of the site and occupy no more than 30 percent of the net lot area of the site.

(j) Community facilities and utility uses, up to five (5) acres, provided that the:

a. Community facility and/or utility uses are publicly owned and intended to serve a public purpose to promote health, safety and welfare;

b. The City of Oakland Park meets the minimum open space requirement of 3 acres per 1,000 existing and projected permanent residents;

c. The proposed community facility or utility use is limited to no more than 5 acres and The City of Oakland Park demonstrates that sufficient and functional open space serving the area residents will be retained;

d. The community facility and/or utility use shall occupy no more than 30 percent of the net lot area of any park or open space site where it is located.

**SECTION 3.** If any clause, section or other part of this Ordinance shall be held by any Court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this Ordinance.

**SECTION 4.** All Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflicts.

**SECTION 5.** It is the intention of the City Commission of the City of Oakland Park, that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Oakland Park, Florida, and the Sections of this ordinance may be renumbered, re-lettered and the word "Ordinance" may be changed to "Section," "Article," or such other word or phrase in order to accomplish such intention.

**SECTION 6.** This Ordinance shall be effective upon its passage and adoption by the City Commission of the City of Oakland Park.

**PASSED BY THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA,  
ON FIRST READING, THIS           , DAY OF           , 2021.**

J. BOLIN \_\_\_\_\_

M. CARN \_\_\_\_\_

A. GORDON \_\_\_\_\_

M. ROSENWALD \_\_\_\_\_

M. SPARKS \_\_\_\_\_

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF OAKLAND  
PARK, FLORIDA, ON SECOND READING, THIS           , DAY OF           , 2021.**

CITY OF OAKLAND PARK, FLORIDA

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MAYOR JANE BOLIN

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J. BOLIN

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M. CARN

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A. GORDON

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M. ROSENWALD

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M. SPARKS

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119 ATTEST:

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123 RENEE M. SHROUT, CMC, CITY CLERK

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125 LEGAL NOTE:

126 I hereby certify that I have approved the form of this Ordinance (O-2020-XXX):

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130 DONALD J. DOODY, CITY ATTORNEY

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