1	ORDINANCE NO. O-2020-XXX		
2 3 4 5 6 7 8 9	AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, AMENDING ARTICLE III, SECTION 24-45. – OS: OPEN SPACE DISTRICT; SUBSECTION (B) USES PERMITTED OF THE LAND DEVELOPMENT CODE TO INCLUDE ADDITIONAL TYPES OF CIVIC & CULTURAL BUILDINGS AND COMMUNITY FACILITIES AND/OR UTILITY USES IN THE OS: OPEN SPACE DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.		
11 12 13 14	<b>WHEREAS,</b> 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		
15 16 17	WHEREAS, The City of Oakland Park desires to include additional types of civic & cultural buildings and community facilities and/or utility as permitted uses in the OS: Open Space District as provided for in the City's amended 2007 Comprehensive Plan;		
18 19 20 21	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;		
22 23 24	WHEREAS, The City has examined best practices from other cities to determine appropriate methods to regulate physical characteristics of new development and those methods are used herein; and		
25 26 27	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;		
28 29 30	<b>WHEREAS</b> , the City Commission finds it to be in the best interest of the residents and property owners of the City to update the Land Development Code with the amended text herein.		
31 32	NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA THAT:		
33 34 35	<u>Section 1</u> . The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a part of this Ordinance upon adoption thereof.		
36	Section 2. Chapter 24, Article III, is hereby amended as follows:		

## ARTICLE III. - DISTRICT REGULATIONS 37 38 39

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

- 40 (A) Purpose. To accommodate and preserve the public open space and recreational uses need to serve the residents of the area. 41
- (B) Uses permitted. 43

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- (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.
  - (i) 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.

75	<b>SECTION 3.</b> If any clause, section or other part of this Ordinance shall be held by				
76	any Court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional				
77	or invalid part shall be considered as eliminated and in no way affecting the validity of the				
78	other provisions of this Ordinance.				
79	OFOTION 4. All Ondings are an auto of Ondings are a sufficient to accept the area to analysis				
80	SECTION 4. All Ordinances or parts of Ordinances in conflict herewith are hereby				
81	repealed to the extent of such conflicts.				
82 83	SECTION 5. It is the intention of the City Commission of the City of Oakland Park				
84	<b>SECTION 5.</b> 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				
85	Ordinances of the City of Oakland Park, Florida, and the Sections of this ordinance may				
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90	the City Commission of the City of Oakland Park.				
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00	DASSED BY THE CITY COMMISSION OF THE CITY OF OAKLAND DADK IT ODIDA				
93	PASSED BY THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA,				
94	ON FIRST READING, THIS , DAY OF , 2021.				
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98	J. BOLIN				
99	M. CARN				
100	A. GORDON				
101	M. ROSENWALD				
102	M. SPARKS				
102	Wi. 61 7 (14)				
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104	PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF OAKLAND				
105	PARK, FLORIDA, ON SECOND READING, THIS , DAY OF , 2021.				
100	, 2021				
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	OITV OF CARLAND DADIC ELODIDA				
107	CITY OF OAKLAND PARK, FLORIDA				
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111	MAYOR JANE BOLIN				
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113		J. BOLIN			
114		M. CARN			
115		A. GORDON			
116		M. ROSENWALD			
117		M. SPARKS			
118					
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 ATT	ORNEY			
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