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WHEREAS, the City of Oakland Park, Florida proposes a text amendment to the City's 2007 Comprehensive Plan by specifically amending Section 10. Land Use Implementation: Section 3. "Zoning as to Permitted Uses and Densities" to include new language related to Civic & Cultural Buildings and Community Facilities and/or Utility uses in the City's 2007 Comprehensive Plan; and

WHEREAS, the Community and Economic Development Department of the City recommends that the City Commission amend Section 10. Land Use Implementation: Section 3. "Zoning as to Permitted Uses and Densities" of the City's 2007 Comprehensive Plan; and

WHEREAS, public hearings were held by the City of Oakland Park Local Planning Agency ("LPA") and Planning & Zoning Board to allow for public participation in relation to the preparation and review of the proposed amendment to Section 10. Land Use Implementation: Section 3. "Zoning as to Permitted Uses and Densities" of the 2007 Comprehensive Plan; and

WHEREAS, a public hearing was held by the City Commission of the City of Oakland Park to allow for public participation in relation to the preparation and review of the proposed amendment to Section 10. Land Use Implementation: Section 3. "Zoning as to Permitted Uses and Densities" of the 2007 Comprehensive Plan; and

WHEREAS, the City Commission of the City of Oakland Park, Florida has determined that the public has adequately participated in the planning process as required

1 by Chapter 163 of the Florida Statutes during the preparation and desires that the
2 amendment be transmitted to the Florida Department of Economic Opportunity "DEO."
3

4 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION**
5 **OF THE CITY OF OAKLAND PARK, FLORIDA, THAT:**
6

7 **SECTION 1.** The foregoing "Whereas" clauses are hereby ratified and
8 confirmed as being true and correct and are hereby made a part of this Ordinance.
9

10 **SECTION 2.** The City Commission of the City of Oakland Park, Florida hereby
11 approves and adopts the proposed amendment to Section 10. Land Use Implementation:
12 Section 3. "Zoning as to Permitted Uses and Densities" of the City's 2007
13 Comprehensive Plan. The amendment to Section 3. "Zoning as to Permitted Uses and
14 Densities" is as follows:
15

16 **Section 10. Land Use Implementation**
17

18 ***Section 3. Zoning as to Permitted Uses and Densities***
19

- 20 E. Each parcel of land within an area designated in a **Park and Recreation**
21 Land Use category by the City's Land Use Plan Map must be zoned in an
22 open space or park and recreation zoning district which permits one or more
23 of the following uses, but no other uses:
24
- 25 1. Passive recreational uses, including, but not limited to nature centers and
26 trails, scenic areas, wildlife sanctuaries and feeding stations, aquatic
27 preserves, and picnic areas.
28
 - 29 2. Golf courses which are intended to remain permanent open space.
30
 - 31 3. Camping ground and facilities.
32
 - 33 4. Cemeteries.
34
 - 35 5. Active recreational uses, including, but not limited to tennis courts,
36 playgrounds, swimming pools, athletic fields and courts, beaches and
37 bikeways.
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 - 39 6. Boat ramps and docks.
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 - 41 7. Outdoor cultural, educational and civic facilities, including, but not
42 limited to animal exhibits, habitats, bandshells and outdoor classrooms.

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8. Concessions only when accessory to the above uses. Examples of such concessions are refreshment stands, pro shops, souvenir shops and rental facilities.
 9. Civic and cultural buildings may be permitted if they are ancillary to the primary recreation use of the site.
 10. 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.

23 **SECTION 3.** The City Clerk is further directed to transmit a certified copy of
24 this Ordinance to the Florida Department of Economic Opportunity “DEO” pursuant to
25 Chapter 163, Florida Statutes, as well as any other interested governmental entity
26

27 **SECTION 4.** If any clause, section or other part of this Ordinance shall be held
28 by any Court of competent jurisdiction to be unconstitutional or invalid, such
29 unconstitutional or invalid part shall be considered as eliminated and in no way affecting
30 the validity of the other provisions of this Ordinance.
31

32 **SECTION 5.** All Ordinances or parts of Ordinances in conflict herewith are
33 hereby repealed to the extent of such conflicts.
34

35 **SECTION 6.** This Ordinance shall be effective upon its passage and adoption by
36 the City Commission.
37
38

1 **PASSED BY THE CITY COMMISSION OF THE CITY OF OAKLAND PARK,**
2 **FLORIDA, ON FIRST READING, THIS 22nd DAY OF JULY 2020.**

3		
4	J. BOLIN	<u>YES</u>
5	M. CARN	<u>YES</u>
6	T. LONERGAN	<u>YES</u>
7	S. GUEVREKIAN	<u>ABSENT</u>
8	M. SPARKS	<u>YES</u>
9		

10 **PASSED AND ENACTED BY THE CITY COMMISSION OF THE CITY OF**
11 **OAKLAND PARK, FLORIDA, ON SECOND READING, THIS 7TH, DAY OF**
12 **AUGUST, 2020.**

13
14 CITY OF OAKLAND PARK, FLORIDA

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18 _____
MAYOR MATTHEW SPARKS

19		
20	J. BOLIN	_____
21	M. CARN	_____
22	T. LONERGAN	_____
23	S. GUEVREKIAN	_____
24	M. SPARKS	_____
25		

26 ATTEST:

27
28
29 _____
RENEE M. SHROUT, CMC, CITY CLERK
30 LEGAL NOTE:

31
32 I hereby certify that I have approved the form of this Ordinance. (O-2020-XXX)

33
34
35 _____
DONALD J. DOODY, CITY ATTORNEY