

(18-T-52)

AN ORDINANCE OF THE CITY OF HOLLYWOOD, FLORIDA, AMENDING ARTICLE 7 OF THE ZONING AND LAND DEVELOPMENT REGULATIONS ENTITLED "OFF STREET PARKING AND LOADING" BY AMENDING SECTION 7.1., "GENERAL PROVISIONS", TO REVISE THE REGULATIONS RELATING TO CURBING, TANDEM PARKING, AND PARKING LIFTS; PROVIDING FOR A SEVERABILITY CLAUSE AND A REPEALER PROVISION.

WHEREAS, in 2018, after hearing various projects, the Planning and Development Board requested that Planning and Urban Design Division staff review and evaluate the current parking requirements relating to curbing for parking stalls, tandem parking, and parking lifts as set forth in Article 7 of the Zoning and Land Development Regulations, as such projects may benefit from having more flexibility in the design portion, whereby the maximizing of parking on the project site may be increased by offering alternatives as well as reducing the request for variances from such requirements; and

WHEREAS, the proposed text amendment will expedite the development process by eliminating recurring variances that request waivers to eliminate the need for car stops and curbing relating to parking stalls; and

WHEREAS, on October 11, 2018, the Planning and Zoning Board met and reviewed the proposed text amendment to Article 7, Section 7.1. of the Zoning and Land Development Regulations, and has forwarded a recommendation of approval to the City Commission; and

WHEREAS, the City Commission, following review and a public hearing, accepts such recommendations as set forth herein and finds them to be in the best interest of the citizens of Hollywood.

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

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated herein in this Resolution.

(Coding: Words in ~~struck-through~~ type are deletions from existing text; underscored words are additions to existing text.)

Section 2: That Article 7 of the Zoning and Land Development Regulations “Off-Street Parking and Loading” is hereby amended as follows:

ARTICLE 7. OFF-STREET PARKING AND LOADING

* * *

§7.1 General Provisions.

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* * *

B. Location, character and size of required parking spaces.

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2. Design of all required parking spaces.

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- k. All parking spaces shall have concrete car stops (6 ft. long) or curbing, except for tandem spaces and parking spaces in single family districts. Bollards shall be used in combination with flush curbing.

* * *

- l. Vertical and horizontal tandem parking. Vertical and horizontal tandem parking, including the use of mechanical parking lifts or similar mechanical systems may be permitted with the following conditions:

* * *

5. Primarily residential buildings with less than 50 lifts may be exempt from provision 3 of this section, provided the vertical tandem space is assigned to and for the sole use of a single unit, not including required guest spaces, and a covenant running with the land that holds the City harmless against any claims arising from accidents as a result of the use of mechanical parking lifts, in a form acceptable to the City Attorney, shall be submitted prior to the issuance of permits and recorded in the Public Records of Broward County by the City prior to the issuance of a Certificate of Occupancy or Certificate of Completion.

Section 3: That it is the intention of the City Commission and it is hereby ordained that the provisions of this section shall be made a part of the Zoning and Land Development Regulations and the sections of the Regulations may be renumbered to accomplish such intentions.

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Section 4: That if any word, phrase, clause, subsection or section of this Ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this Ordinance.

Section 5: That all sections or parts of sections of the Zoning and Land Development Regulations, Code of Ordinances and all ordinances or parts of ordinances, and all resolutions or parts of resolutions in conflict are repealed to the extent of such conflict.

Section 6: That this Ordinance shall be in full force and effect immediately upon its passage and adoption.

Advertised _____, 2019.

PASSED on first reading this _____ day of _____, 2019.

PASSED AND ADOPTED on second reading this _____ day of _____, 2019.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY for the use and reliance of
the City of Hollywood, Florida, only.

DOUGLAS R. GONZALES, CITY ATTORNEY

