

ORDINANCE NO. 2020-105

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF CORAL SPRINGS, FLORIDA, AMENDING SECTION 11-11 OF THE CODE OF ORDINANCES, ENTITLED "NOISE DISTURBANCES", IN ORDER TO DELETE A CONFLICTING APPLICATION FEE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on September 7, 2004, the City Commission adopted Ordinance 2004-121, establishing Chapter 3 of the Code of Ordinances, entitled "Administrative and User Fees," for the purpose of compiling the various administrative and user fees of the City into one chapter of the Code; and

WHEREAS, Article VI of Chapter 3 provides various administrative and user fees for the Coral Springs Police Department; and

WHEREAS, Section 11-11 of the Code currently contains an application fee for the use of equipment outside of permitted hours which is in conflict with the amount codified in Article VI of Chapter 3; and

WHEREAS, in order to maintain consistency and avoid future confusion, it is necessary to delete the application fee listed in Section 11-11; and

WHEREAS, the City Commission finds it in the best interests of the City to delete the application fee in Section 11-11 to maintain consistency;

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

SECTION 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

SECTION 2. Section 11-11 of the Code of the City of Coral Springs, entitled “Noise

Disturbances”, is hereby amended to read as follows:

11-11. Noise disturbances.

- (a) The following acts which enumeration shall not be deemed to be exclusive, are declared to be noise disturbances and shall constitute a violation of this chapter. No sound level measurement is needed to prove the existence of the following noise disturbances:

* * * *

- (13) Any person desiring to engage in the use of equipment for a public works transportation or utilities project beyond the hours of limitations aforementioned, based upon cases of necessity or in the interest of public health, safety and convenience, may apply to the police department for a special permit allowing hours of operation other than those specified above. Such permits, if granted, shall be limited to a period of up to thirty (30) days-duration, but may be renewed for additional periods of up to thirty (30) days if the emergency or need therefore continues. In the issuance of such permits the city shall weigh all facts and circumstances and shall determine whether the reasons given for the necessity are valid and reasonable, whether the public health, safety and convenience will be protected or better served by granting the permit requested, and whether the manner and amount of loss or inconvenience to the person seeking the permit imposes a significant hardship upon such person. An application fee of ~~two hundred dollars (\$200.00)~~ in the amount specified in Article VI of Chapter 3 of the Code must be paid at the time the application is filed with the city.

SECTION 3. Repeal of Conflicting Ordinances.

All prior ordinances or resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. Severability.

If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any court or competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

SECTION 5. Inclusion in Code.

It is the intention of the City Commission of the City of Coral Springs, Florida, that the provisions of this Ordinance shall become and be made a part of the City of Coral Springs Code

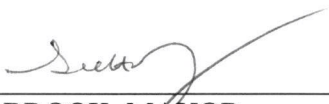
of Ordinances; and that the sections of this ordinance may be renumbered or re-lettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

SECTION 6. Effective Date.

This Ordinance shall become effective upon the approval of the City Commission.


PASSED ON FIRST READING THIS 19 DAY OF February, 2020.

PASSED ON SECOND READING THIS 4 DAY OF March, 2020.



SCOTT BROOK, MAYOR

ATTEST:

 for
DEBRA THOMAS, CMC, CITY CLERK

Unanimous ☒
Motion /2nd _____

			Yes	No
___	___	MAYOR BROOK	___	___
___	___	VICE MAYOR CARTER	___	___
___	<input checked="" type="checkbox"/>	COMMISSIONER CERRA	___	___
___	___	COMMISSIONER SIMMONS	___	___
<input checked="" type="checkbox"/>	___	COMMISSIONER VIGNOLA	___	___