

PROPOSED ORDINANCE NO. 2018-15

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, AMENDING CHAPTER 30 OF THE CITY'S CODE OF ORDINANCE, ENTITLED "CITY COMMISSION" BY SPECIFICALLY AMENDING SECTION 30.15, ENTITLED "AGENDA"; PROVIDING FOR APPEALS OF DECISIONS MADE BY THE CITY'S BOARD OF ADJUSTMENT TO BE CONSIDERED BY THE CITY COMMISSION TOWARDS THE BEGINNING OF THE CITY COMMISSION AGENDA IMMEDIATELY FOLLOWING "ITEMS AT THE REQUEST OF THE PUBLIC"; PROVIDING FOR AN UPDATE TO THE ORDER OF THE COMMISSION AGENDA TO ALIGN WITH THE CITY'S CUSTOM AND PRACTICE FOR REGULAR COMMISSION MEETINGS; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, in accordance with Section 32.031 of the City's Code of Ordinances, the City's Board of Adjustment ("BOA") considered requests for variances on residential property; and

**WHEREAS**, Section 32.037 of the City Code provides for appeals of BOA decisions to be heard by the City Commission; and

**WHEREAS**, the City Commission seeks to amend its agenda order to consider BOA appeals towards the beginning of its meetings in order to expedite the consideration of variance requests by City residents; and

**WHEREAS**, the City Commission seeks to further amend the order of its agenda in an effort to align with the City Commission's custom and practice for regular commission meetings; and

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**WHEREAS**, the City Commission finds that amending the commission agenda to consider appeals from the Board of Adjustment immediately following “Items at the Request of the Public” is in the best interests of the citizens and residents of Pembroke Pines.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THAT:**

**SECTION 1.** The foregoing “WHEREAS” clauses are hereby ratified as true and correct, and incorporated herein by this reference.

**SECTION 2.** That Chapter 30, entitled “City Commission,” of the City of Pembroke Pines Code of Ordinances, is hereby amended by specifically amending Section 30.15, entitled “Agenda” to read as follows:

**Sec. 30.15 AGENDA.**

(A) Agenda. The agenda of the City Commission shall be as follows:

- (1) Meeting called to order;
- (2) Roll call;
- (3) ~~Invocation and Pledge of allegiance;~~
- (4) Presentations;
- (5) Announcement of Items to be Pulled from Agenda;
- (6) Items at the Request of the Public;
- (7) Appeals of Board of Adjustment Decisions;
- (8) Announcement of Board and Committee Appointments;

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(9) Consent agenda;

(105) Ordinances and Resolutions;

(11) Regular agenda;

(12) Reports of League Representatives;

(136) Reports of the City Manager and City Attorney;—

—~~(7)~~ ~~Reports of League Representatives;~~

—~~(8)~~ ~~Reports of the City Manager and City Attorney;~~

—~~(9)~~ ~~Miscellaneous reports;~~

~~(140)~~ -Commission items;

—~~(11)~~ ~~Reports and/or requests of Advisory Boards and Committees. Requests of Boards and Committees shall include minutes of the appropriate meeting indicating that the item being presented is at the formal request and direction of the Board or Committee;~~

~~(152)~~ -Old business;

(16) Adjourn

—~~(13)~~ ~~Items at the request of the public to be heard at a time certain--9:00 p.m.~~

**SECTION 3.** It is the intention of the City Commission of the City of Pembroke Pines that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Pembroke Pines, Florida, and that 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.

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**SECTION 4.** If any clause, section, or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and so not affecting the validity of the remaining portions or applications remaining in full force and effect.

**SECTION 5.** All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflict.

**SECTION 6.** This Ordinance shall become effective immediately upon its passage and adoption.

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PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF  
PEMBROKE PINES, FLORIDA, ON THE FIRST READING, THIS \_\_\_\_ DAY OF  
\_\_\_\_\_, 2018.

PASSED ADOPTED BY THE CITY COMMISSION OF THE CITY OF  
PEMBROKE PINES, FLORIDA, ON THE SECOND AND FINAL READING, THIS  
\_\_\_\_ DAY OF \_\_\_\_\_, 2018.

CITY OF PEMBROKE PINES, FLORIDA

By: \_\_\_\_\_

ATTEST:

MAYOR FRANK C. ORTIS

\_\_\_\_\_  
MARLENE GRAHAM, CITY CLERK

ORTIS \_\_\_\_\_

APPROVED AS TO FORM:

GOOD \_\_\_\_\_

CASTILLO \_\_\_\_\_

SCHWARTZ \_\_\_\_\_

\_\_\_\_\_  
OFFICE OF THE CITY ATTORNEY

SIPLE \_\_\_\_\_

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