

ORDINANCE NO. 2017-\_\_\_\_\_

**CITY OF POMPANO BEACH**  
**Broward County, Florida**

**AN ORDINANCE AMENDING CHAPTER 33, "BOARDS AND COMMISSIONS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 33.130, "NUISANCE ABATEMENT BOARD," BY MODIFYING THE QUALIFICATIONS FOR MEMBERSHIP OF THE NUISANCE ABATEMENT BOARD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to law, ten (10) days' notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed Ordinance and of a public hearing in the City Commission Chambers of the City of Pompano Beach; and

**WHEREAS**, a public hearing before the City Commission was held pursuant to the published notice described above, at which hearing the parties in interest and all other citizens so desiring had an opportunity to be and were, in fact, heard; now, therefore,

**BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:**

**SECTION 1.** That Section 33.130, "Nuisance Abatement Board," of Chapter 33, "Boards and Commissions," of the Code of Ordinances of the City of Pompano Beach is hereby amended to read as follows:

**§ 33.130 NUISANCE ABATEMENT BOARD.**

**(A) *Establishment***

(1) There is hereby created and established a Nuisance Abatement Board to hear evidence and address issues relating to the existence of drug-related public nuisances, prostitution-related public nuisances, criminal street gang related public nuisances, or nuisances involving dealing in stolen property, or nuisances involving any pain management clinic, as

described in F.S. §§ 458.3265 or 459.0137, on premises located within the city. Said Board shall consist of members from a cross-section of the community ~~with the goal of membership by professionals with experience in real estate, general contracting, land development, architecture, engineering, law and/or business,~~ including local professionals, business persons and city residents, who shall serve as members of the Nuisance Abatement Board. The City Commission shall appoint by resolution the board members as a whole. However, the City Commission may nominate a person who does not reside in the City upon determination that such person would better serve the public interest. All members shall be appointed to serve for a period of three years. However, if any member by death, resignation or other disability or by authority of the City Commission should be unable to serve, another person shall be appointed to fill the unexpired term.

...

**SECTION 2.** If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

**SECTION 3.** This Ordinance shall become effective upon passage.

**PASSED FIRST READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

**PASSED SECOND READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

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**LAMAR FISHER, MAYOR**

**ATTEST:**

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**ASCELETA HAMMOND, CITY CLERK**

TAL:jrm  
11/18/16  
L:ord/ch33/2017-47