

Ordinance NO. 2022-_____

City of Pompano Beach

Broward County, Florida

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, BY AMENDING SECTION 155.4219., "COMMERCIAL: MOTOR VEHICLE SALES AND SERVICE USES," TO AMEND PERMITTED USES IN SECTION 155.4219.J NEW AUTOMOBILE AND LIGHT TRUCK SALES TO INCLUDE LUXURY AUTOMOBILES; PROVIDE DEFINITION BY AMENDING APPENDIX A: "CONSOLIDATED USE TABLE," TO CONFORM TO AMENDMENTS MADE BY THIS ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, in accordance with Florida Statutes, Section 166.041(3)(c)2, advertisements in accordance with said statute have been published in a newspaper of general paid circulation in the City of Pompano Beach and of general interest and readership in the community, notifying the public of two public hearings on this proposed Ordinance: and

WHEREAS, two public hearings have been held pursuant to said published hearings and all persons so desiring had the opportunity to be, and were, in fact heard: now, therefore,

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

SECTION 1. That Section 155.4219., "Commercial: Motor Vehicles and Service Uses," of Chapter 155, "Zoning Code," of the Code of Ordinances of the City of Pompano Beach is hereby amended to read as follows:

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155.4219.J COMMERCIAL: MOTOER VEHICLE SALES AND SERVICE USES

1. DISTRICTS WHERE PERMITTED

RS -1	RS -2	RS -3	RS -4	RS -L	RD -1	RM -7	RM -12	RM -20	RM -30	RM -45	MH -12	B -1	B -2	B -3	B -4
														P	P

M-1	CR	I-1	I-IX	OIP	M-2	TO	PR	CF	PU	T	BP	RPUD	PCD	PD-TO
		P	P										P	

2. Definition

High value new and used vehicles both domestic and foreign including electric and high performance vehicles that are not collectively found at traditional dealerships.

3. Standards

Luxury Automobile Dealerships shall comply with the following standards:

- The minimum parcel size for such use shall be 1.0 acres;
- A minimum 7,500 square foot building is required for the facility with or without accessory uses in addition to outdoor display;
- A Luxury Auto Dealership can only be located on Federal Highway (US 1);
- The use shall not be permitted within the community Redevelopment Agency (CRA) boundaries as established by Ordinance No. 90-9 and Resolution No. 2002-11. This

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Prohibition shall survive the life of said CRA and shall be Applicable currently, and in the future, to all areas that are located Within said boundaries;

- e. The use shall not be permitted within the Atlantic Boulevard Overlay (AOD) District boundaries as established by Ordinance No. 99-27 and amended;
- f. The use shall not be permitted within the East Transit Oriented Corridor (ETOC) boundaries as established by Ordinance No. xxxxx;
- g. Accessory uses include Car Washing and Detailing, Automotive Repair or Maintenance, Automotive part sales with installation, Automotive Paint and Body Shop, and Tire Sales and Mounting is subject to Special Exception approval in addition to the Special Exception requirement for the principle use in the B-3 district.
- h. Special Exception requirements:
 - i. Hours of operation for Maintenance and repair is 7:30 to 6:00 Monday thru Saturday;
 - ii. Type C buffer adjacent to direct residential property;
 - iii. No loud speakers;
 - iv. All Maintenance work to be enclosed structure;
 - v. No banners on front display area;
 - vi. No wrecked vehicles
 - vii. No storage of vehicles
 - viii. Lighting adjacent to residential to be reduced after 9PM.

SECTION 2. That Article 9, Definitions and Interpretation, of Chapter 155, "Zoning Code," of the Code of Ordinances of the City of Pompano Beach is hereby amended to read as follows:

ARTICLE 9: DEFINITIONS AND INTERPRETION

PART 5 TERMS AND USES DEFINED

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The following words, terms, and phrases, when used in this code, shall have the meaning ascribed to them in this section.

LUXURY AUTOMOBILE

High value new and used vehicles both domestic and foreign including electric and high performance vehicles that are not collectively found at traditional dealerships.

SECTION 3. That Appendix A, "Consolidated Use Table," of Chapter 155, "Zoning Code," of the Code of Ordinances of the City of Pompano Beach is hereby amended to read as follows:

SECTION 4. If any provision of this Ordinance or 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 5. This Ordinance shall become effective upon passage.

PASSED FIRST READING this ____ day of _____, 2022

PASSED SECOND READING this ____ day of _____, 2022

MAYOR

ATTEST:

CITY CLERK

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7/6/2022