

## Legislation Details (With Text)

**File #:** 20-643      **Version:** 2      **Name:**

**Type:** Ordinance / Regular Agenda      **Status:** Failed

**File created:** 10/5/2020      **In control:** City Commission

**On agenda:** 11/10/2020      **Final action:**

**Title:** P.H. 2021-03: (PUBLIC HEARING 1ST READING)  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 155, "ZONING CODE," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 155.4211., "INSTITUTIONAL: OTHER INSTITUTIONAL USES," TO MODIFY PERMITTED USES IN THE I-1X DISTRICT TO PERMIT LODGES OR CLUB USES AND AMENDING APPENDIX A TO MODIFY THE TABLE TO CONFORM TO CHANGES IN THE ZONING CODE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

POSTPONED FROM OCTOBER 27, 2020

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance, 2. City Attorney Communication Memo (2020-997), 3. CRAMemo\_I1X\_Zoning, 4. 20-81000002 P&Z Staff Report, 5. P&Z Approval Memo 20-036, 6. P&Z\_DRAFT\_Minutes\_AUGUST-2020\_Pg18-21

Date	Ver.	Action By	Action	Result
11/10/2020	2	City Commission	DENIED	Fail
10/27/2020	1	City Commission	POSTPONED	Pass

**P.H. 2021-03: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 155, "ZONING CODE," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 155.4211., "INSTITUTIONAL: OTHER INSTITUTIONAL USES," TO MODIFY PERMITTED USES IN THE I-1X DISTRICT TO PERMIT LODGES OR CLUB USES AND AMENDING APPENDIX A TO MODIFY THE TABLE TO CONFORM TO CHANGES IN THE ZONING CODE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

**POSTPONED FROM OCTOBER 27, 2020**

(Staff Contact: Daniel Keester-O'Mills/David Recor)

**Summary Explanation/Background:**

The Applicant, Beeline Entertainment Partners, LLC represented by Rod Feiner, is requesting to amend the zoning districts where a "Lodge or Club," is permitted to include the I-1X zoning district. Concurrently, the Consolidated Use Table of the City's Zoning Code (also known as Appendix A) will be updated to reflect the use as permitted in the I-1X zoning district. The Zoning Code currently permits by right a Lodge or Club in B-3 (General Business), B-4 (Heavy Business), I-1 (General Industrial); the use is permitted by special exception in the O-IP (Office Industrial Parks) zoning district. The majority of the Planning & Zoning Board members voted (5 voted in favor of the motion & 2 dissented) to recommend approval to the City Commission of the text

amendment, with staff's condition to limit the change to adding I-1X as a permitted use. A copy of the staff report presented to the Planning & Zoning Board is included with the back-up. The CRA has provided a memorandum stating that they do not support the proposed amendment.

The City's zoning code does not regulate hours of operation for most businesses, but in the code of ordinances (Chapter 110) there are limitations to the hours of operation for establishments that "sells, offers for sale, delivers, or otherwise distributes alcoholic beverages for consumption on premises." The Applicants narrative notes that private clubs are not governed by the State of Florida, and as such, private clubs are not subject to the restrictions in Chapter 110: Alcoholic Beverages.

**Origin of request for this action:** Rod Feiner, Esq., representing Beeline Entertainment Partners, LLC

**Fiscal impact and source of funding:** N/A