

Denied

ORDINANCE NO.07-2003

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING SECTION 29.7(a) OF THE TOWN CODE REGARDING PROHIBITED PARKING ON CERTAIN PUBLIC STREETS AND SERVICE ALLEYS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park, Florida (Town) is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the Town of Lake Park Commission has the authority to prohibit vehicle parking on public street and service alleys; and

WHEREAS, pursuant to Ordinance No. 3-1987, the Town Commission enacted provisions, which were codified into the Town Code at Section 29.7(a) (1) through (7), prohibiting parking on certain specified public streets and service alleys; and

WHEREAS, the Town Commission has elected to amend certain provisions relating to prohibited parking on Park Avenue.

NOW, THEREFORE, be it ordained by the Town Commission of the Town of Lake Park, Florida that:

Section 1. The Town Commission hereby amends Section 29.7(a) (1) through (7) of the Town Code as follows:

Sec. 29.7. Prohibited parking.

(a) Streets and service alleys.

(1) ~~Parking on the street shall not be permitted on Park Avenue within fifty (50) feet of any intersection. No automobile may be parked on the south side of Park Avenue within two hundred (200) feet of its intersection with State Road 5 (U.S. #1). No parking shall be permitted on Park Avenue from the intersection of Seventh Street east to U.S. Highway One.~~

(2) ~~No parking shall be permitted at any time on Park Avenue between Ninth Street and Tenth Street. No parking shall be permitted on Park Avenue from Seventh Street west to Tenth Street, except for those areas on that portion of Park Avenue, which are striped and designated for parking.~~

(3) No parking shall be permitted at any time on Tenth Street.

(4) ~~No parking shall be permitted at any time on Park Avenue within sixty (60) feet, in either direction, of the Town Hall driveway thruway from Park Avenue.~~

(5) (4) No parking shall be permitted on the 100 block of East Jasmine Drive, between the hours of 6:00 a.m. and 6:00 p.m., except Sundays and holidays.

(6) (5) No parking shall be permitted at any time within the 700, 800 and/or 900 service alleys, except in designated parking stalls approved by the town commission.

(7) (6) No parking shall be permitted at the Lake Park Marina between the hours of 7:00 p.m. and 7:00 a.m., except that parking shall be permitted for authorized marina tenants whose vehicles display evidence of said authorization as given by the town.

Section 2. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 3. Codification. The Sections of the Ordinance may be renumbered or relettered to accomplish such, and the word "Ordinance" may be changed to "section", "article", or any other appropriate word.

Section 4. Effective Date. This Ordinance shall take effect immediately upon adoption by the Town Commission.

Denied April 2, 2003

Upon First Reading this 19th day of March, 2003 the foregoing ORDINANCE was offered by

_____, who moved its approval. The motion was seconded by _____, and upon being put to a vote, the result was as follows:

	AYE	NAY
MAYOR PAUL CASTRO	_____	_____
VICE MAYOR CHUCK BALIUS	_____	_____
COMMISSIONER PAUL GARRETSON	_____	_____
COMMISSIONER JEANINE LONGTIN	_____	_____
COMMISSIONER BILL OTTERSON	_____	_____

Upon Second Reading this _____ day of _____, 2003 the foregoing ORDINANCE was offered by _____, who moved its adoption. The motion was seconded by _____, and upon being put to a vote, the result was as follows:

	AYE	NAY
MAYOR PAUL CASTRO	_____	_____
VICE MAYOR CHUCK BALIUS	_____	_____
COMMISSION PAUL GARRETSON	_____	_____
COMMISSIONER JEANINE LONGTIN	_____	_____
COMMISSIONER BILL OTTERSON	_____	_____

The Mayor thereupon declared Ordinance 07-2003 duly passed and adopted this _____ day of _____, 2003.

TOWN OF LAKE PARK, FLORIDA

By: _____
Paul Castro, Mayor

ATTEST:

Approved as to form and legal sufficiency:

Carol Simpkins, Town Clerk

By: _____
Thomas J. Baird, Town Attorney

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Town Attorney Thomas Baird presented the ordinance.

Public Hearing opened

Reverend Bruce Hodges, Lake Park Baptist Church, 625 Park Avenue, Reverend Hodges expressed concern that neither he nor several of the members of his congregation that reside on Park Avenue and the surrounding vicinity were notified of the discussion involving possible changes in the parking on Park Avenue.

Public Hearing closed.

Town Manager Jason Nunemaker suggested that no action be taken at this time regarding Ordinance No. 07-2003.

MOTION: A motion for denial of Ordinance 07-2003 was made by Commissioner Paul Garretson and was seconded by Commissioner Jeanine Longtin.

Commissioner Member	Yes	No	Other
Commissioner Garretson	X		
Commissioner Otterson	X		
Commissioner Longtin	X		
Vice-Mayor Balias	X		
Mayor Castro			Absent

Motion passed 4-0

April 2, 2003