

ORDINANCE NO. 26-14

AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING THE CITY'S CODE OF ORDINANCES BY AMENDING CHAPTER 13, ENTITLED "PUBLIC SAFETY," BY AMENDING ARTICLE VI ENTITLED, "CODE ENFORCEMENT," BY SPECIFICALLY AMENDING SECTION 13-82 ENTITLED "CITATIONS - OPTIONS OF PERSONS CITED;" PROVIDING FOR AN UPDATED FINE SCHEDULE FOR CERTAIN OFFENSES; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Cooper City ("City") seeks to update and amend the fine schedule related to the issuance of code enforcement citations in the City; and

WHEREAS, the City Commission has held a public hearing in accordance with Florida law; and

WHEREAS, following proper notice to the public and after having received input and participation by interested members of the public and staff, the City Commission finds that this Ordinance is in the best interest of the citizens, residents, and business establishments in the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA:

Section 1. RECITALS ADOPTED. That each of the above-stated recitals is hereby adopted and confirmed.

Section 2. CHAPTER 13 OF CITY CODE AMENDED. The City Commission of the City of Cooper City hereby amends Chapter 13, entitled "PUBLIC SAFETY," by amending

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Article VI Entitled, “Code Enforcement,” by amending Section 13-82 Entitled “Citations - options of persons cited,” as follows:

Sec. 13-82. Citations - options of persons cited.

...

(c) The following table sets forth the code violation for which civil penalties may be cited under this section. The descriptions of violations are provided for purposes of general identification only. Where specific code provisions apply, the same are indicated following the respective violation description. Amendments affecting the numbering of the referenced sections shall not affect the validity of the fines.

Violation	Code Section	Fine
Animal Nuisances	5-3	\$100.00
Animal Feeding	5-4	\$100.00 – First Violation \$250.00 – Repeat Violation
<u>Animal Defecation</u>	<u>5-1</u>	<u>\$100.00</u>
<u>Loose Dog / Dog Running at Large</u>	<u>5-17</u>	<u>\$100.00</u>
Tree Nuisances	18-10	\$100.00
Maintenance of Commercial Properties	6-32	\$250.00
Fire Code	7-2	\$250.00
Litter Violations	Chapter 8	\$250.00
Noise Violations	Chapter 10	\$100.00
Mandatory Recycling	14-3	\$25.00
Bulk Trash Violations	8-26	\$250.00
Overgrown Lots, Yards and Landscaping	8-38	\$100.00
Parking of commercial vehicles in residential district	25-10(a)	\$100.00
Smoking in Parks	12-45	\$100.00
Same direction swale parking	17-18(g)	\$100.00
Prohibited stopping, standing or parking on certain roadways (unless otherwise provided herein)	17-18	\$100.00
<u>Adoption of Uniform Traffic Control</u>	<u>15-2</u>	<u>\$150.00</u>
<u>Placement of Trash Receptacle</u>	<u>8-26</u>	<u>\$50.00 - First Violation</u> <u>\$100.00 – Repeat Violation</u>

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<u>Reckless Micromobility Violation</u>	<u>17-4(b)(1)(d)</u>	<u>\$100.00 – First Violation</u> <u>\$250 – Repeat Violation</u> <u>Impoundment</u>
<u>Solicitation</u>	<u>15-2</u>	<u>\$250.00</u>
<u>Parking in Fire Zone</u>	<u>7-10(a)</u>	<u>\$100.00</u>
<u>Garage Sales without Permit</u>	<u>14-17</u>	<u>\$100.00</u>

For all other violations not specified in this chart the fine schedule for the first violation shall be \$250.00 for a first violation. The fines set forth in this section shall apply if there is a conflict with any other section of the code. If a repeat violation of any code occurs, the Code Enforcement Officer may assess a fine up to \$500.00, for the violation.

Section 4. It is the intention of the City Commission of the City of Cooper City that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Cooper City, 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.

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. It is the intent of the City Commission for the fines set forth in this citation fine schedule to prevail over any conflicting fines in the City Code for the same offense.

Section 6. 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.

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Section 7. This Ordinance shall become effective immediately upon its passage and adoption.

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PASSED AND ADOPTED on First Reading this _____ day of _____, 2026.

PASSED AND FINAL ADOPTION on Second Reading this _____ day of _____, 2026.

ATTEST:

JAMES CURRAN
Mayor

TEDRA ALLEN
City Clerk

Approved As To Form:

JACOB G. HOROWITZ
City Attorney

ROLL CALL

Mayor Curran _____
Commissioner Katzman _____
Commissioner Mallozzi _____
Commissioner Shouder _____
Commissioner Smith _____

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BUSINESS IMPACT ESTIMATE

6/09/2026 Meeting Date

Ordinance Title: Ordinance 26-14

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If any of the following exceptions to the Business Impact Estimate requirements apply, check the applicable box and leave the remainder of the form blank.

- The ordinance is required for compliance with federal or state law or regulation;
- The ordinance relates to the issuance or refinancing of debt;
- The ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- The ordinance is required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by the City;
- The ordinance is an emergency ordinance;
- The ordinance relates to procurement; or
- The ordinance is enacted to implement the following:
 - a. Part II of Chapter 163, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements, and development permits;
 - b. Sections 190.005 and 190.046, regarding community development districts;
 - c. Section 553.73, relating to the Florida Building Code; or
 - d. Section 633.202, relating to the Florida Fire Prevention Code.

1. Summary of the proposed ordinance (must include a statement of the public purpose, such as serving the public health, safety, morals, and welfare):

The ordinance establishes and updates civil penalties for specified offenses, including animal feeding, animal defecation, loose dogs/dogs running at large, adoption of uniform traffic control, placement of trash receptacles, reckless micromobility violations, solicitation, parking in a fire zone, and garage sales without a permit. The public purpose of the ordinance is to promote public health, safety, welfare, code compliance, neighborhood quality, and consistent enforcement of City regulations.

2. Estimate the direct economic impact of the proposed ordinance on private, for-profit businesses in the City:

The ordinance does not impose a direct economic impact on businesses that comply with the City Code. Private, for-profit businesses may be economically impacted only if they are issued a citation for a violation covered by the updated fine schedule. The amount of any impact would depend on the type and number of violations, if any.

3. Estimate of direct compliance costs:

\$ 0 for compliant businesses. The ordinance does not require private, for-profit businesses to purchase equipment, obtain new professional services, or undertake new operational requirements solely as a result of the ordinance. Any costs would be associated with correcting or avoiding violations of existing City Code requirements.

4. Any new charge or fee imposed by the proposed ordinance:

The ordinance updates the citation fine schedule for certain code enforcement violations. Applicable civil penalties include, but are not limited to, \$100.00 for animal defecation, loose dog/dog running at large, parking in a fire zone, and garage sales without a permit; \$250.00 for solicitation; \$150.00 for adoption of uniform traffic control; \$50.00 for a first violation and \$100.00 for a repeat violation for placement of trash receptacles; \$100.00 for a first animal feeding violation and \$250.00 for a repeat violation; and \$100.00 for a first reckless micromobility violation, \$250.00 for a repeat violation, and impoundment. For violations not specified in the schedule, the first violation is \$250.00, and repeat violations may be assessed up to \$500.00.

5. Estimate of the City's regulatory costs, including estimated revenues from any new charges or fees to cover such costs:

\$ Minimal. The ordinance updates the City's existing code enforcement citation fine schedule and is expected to be administered through the City's existing code enforcement process. Any revenue generated from citations will depend on the number and type of violations issued. The purpose of the ordinance is compliance, not revenue generation.

6. Estimate of the number of businesses impacted by the proposed ordinance:

The ordinance may impact private, for-profit businesses only to the extent that they commit a violation subject to the updated citation fine schedule. The number of businesses that may be impacted cannot be determined in advance.

7. Additional Information:

The ordinance is intended to create a clearer and more current fine schedule for code enforcement citations and to ensure that the fines listed in Section 13-82 prevail in the event of a conflict with another section of the City Code for the same offense. The updated schedule supports consistency, compliance, and enforceability of the City's regulations.