

ORDINANCE NO. 22-9

AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING CHAPTER 21, ENTITLED “UNIFIED LAND DEVELOPMENT CODE;” BY SPECIFICALLY AMENDING SECTION 21-8, ENTITLED “DEFINITIONS;” AMENDING THE DEFINITIONS OF “ACCESSORY USE” AND “PERSONAL IMPROVEMENT SERVICES” TO PROVIDE FOR AND TO INCLUDE MICROBLADE AND PERMANENT MAKE-UP SERVICES; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, micro-blading and permanent make-up services are becoming increasingly popular and distinguishable from tattoo parlor type uses; and

WHEREAS, the City Commission seeks to expand the definition of “personal improvement services” to include micro-blading and permanent make-up and to allow for such services and an accessory use; and

WHEREAS, in accordance with state law, the City has conducted a public hearing and considered public input; and

WHEREAS, on April 4, 2022, the City’s Planning and Zoning Board considered the proposed code changes, as set forth herein, and recommended approval thereof; and

WHEREAS, the City Commission finds that amending the City Code to include micro-blading and permanent make-up services within the definition of “personal improvement services” and to authorize such services as an accessory use is in the City is in the best interests of the citizens and residents of the City.

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

SECTION 1. The foregoing “Whereas” clauses are hereby ratified and confirmed as being true and correct and are hereby made a part of this Ordinance.

SECTION 2. City Code Amended. That Chapter 21, entitled “Unified Land Development Code,” of the City of Cooper City Code of Ordinances is hereby amended by specifically amending Section 21-8, entitled “Definitions” as follows:

Sec. 21-8 Definitions

...

Accessory use means a use or uses naturally and customarily incidental and subordinate to the principal use. Accessory use or uses are limited to no more than 33% of the floor area of the principal use. In the event that floor area is not an indicative measurement of the principal or accessory use, at the applicant’s request, site area, gross sales, seating capacity, inventory, employees, or hours of operation may be considered.

...

Personal improvement services means an establishment primarily engaged in the provision of informational, instructional, personal improvement and similar services of a nonprofessional nature. Micro-blading and permanent make-up shall be considered an accessory use to a personal improvement service.

SECTION 4. Conflict. 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.

SECTION 5. Severability. 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.

SECTION 6. Codification. 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, 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 7. Effective Date. This Ordinance shall become effective upon passage and adoption.

PASSED AND ADOPTED on First Reading this _____ day of _____, 2022.

PASSED AND FINAL ADOPTION on Second Reading this _____ day of _____, 2022.

GREG ROSS
Mayor

ATTEST:

TEDRA ALLEN, CMC

Approved As To Legal Form:

JACOB G. HOROWITZ
City Attorney

ROLL CALL
Mayor Ross _____
Commissioner Green _____
Commissioner Meltzer _____
Commissioner Pulcini _____
Commissioner Shrouder _____