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ORDINANCE NO. 2023-02

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AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA AMENDING CHAPTER 134 OF THE CITY OF EDGEWOOD CODE OF ORDINANCES REGARDING RULES AND REGULATIONS FOR BOAT HOUSE/DOCK CONSTRUCTION IN RESIDENTIAL DISTRICTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Edgewood Code of Ordinances includes rules and regulations as to where and how boat docks and houses may be constructed; and

WHEREAS, City Council amended Chapter 14 of the City of Edgewood code of ordinances regarding rules and regulations for boat dock/house construction with Ordinance 2022-11:

WHEREAS, there is a need to provide consistency in other sections of the Code that references boat dock/house construction;

WHEREAS, the Planning and Zoning Board has reviewed this Ordinance and recommended to the City Council approval of same; and

WHEREAS, the City Council finds the amendments contained herein are reasonable and appropriate and in the best interest of the health, safety, and welfare of the residents of the City of Edgewood; and

WHEREAS, deletions are identified herein by strikethrough, additions are identified by underscore.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF EDGEWOOD, FLORIDA as follows:

Section 1: The recitals set forth above are hereby adopted as findings of the City Council.

Section 2: Code Section 134-219 (2), "Uses permitted" in the R-1-AAA, R-1AA, or R-1-A and Code Section 134-255(3), "Permitted Uses" in the R-2 are hereby amended to read as follows:

Sec. 134-219 (2) Boathouses and boat docks as accessory uses providing the roof of said boathouse does not exceed 13 feet above the designated control height of the applicable lake. such is consistent with Code Chapter 14 - Boats, Docks and Waterways No boathouse or boat dock may be used for residential purposes. Regulations regarding the construction of boathouses and boat docks shall be promulgated by the city council from time to time.

Sec. 134-255 (3) Boathouses and boat docks, provided the roof of the boathouse does not exceed 13 feet above the normal high water elevation. such is consistent with Code Chapter 14 - Boats, Docks and Waterways No boathouse or boat dock may be used for residential

41 42 43	purposes. Regulations regarding the construction of boathouses and boat docks shall be promulgated by the city council from time to time.
44 45 46	Section 3 : Conflicts. All ordinances or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.
47	Section 4: Severability. If any section, paragraph, subsection, sentence, clause, phrase or
48	portion of this ordinance is for any reason held invalid or unconstitutional by any court of
49	competent jurisdiction, such portion shall be deemed a separate, distinct, and independent
50	provision and such holding shall not affect the validity of the remaining portions hereof.
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52	Section 5: Codification. The provisions of this Ordinance shall be codified as and become
53	and be made a part of the Code of Ordinances of the City of Edgewood. The Sections of this
54	Ordinance may be renumbered or relettered to accomplish such intention and the word
55	"Ordinance", or similar words, may be changed to "Section," "Article", or other appropriate word.
56	The Code codifier is granted liberal authority to codify the provisions of this Ordinance.
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58	Section 6 : This ordinance shall take effect immediately upon its adoption.
59	PAGGED AND ADOPTED 11
60	PASSED AND ADOPTED this day of, 2023, by the City Council
61	of the City of Edgewood, Florida.
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63 64	PASSED ON FIRST READING:
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66	PASSED ON SECOND READING:
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70	Richard A. Horn, Council President
71	ATTEST:
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73	G. 1. Disc.
74	Sandy Riffle
75 76	City Clerk
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