

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING CHAPTER 78, ARTICLE V OF THE LAKE PARK CODE OF ORDINANCES BY ADOPTING A NEW SECTION 78-156 ENTITLED “LITTLE FREE LIBRARIES” PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; 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, Chapter 78, of the Town’s Code of Ordinances (Code) regulates zoning generally, including the location of uses within the Town; and

WHEREAS, Article V, of the Town’s Code of Ordinances sets forth certain supplementary regulations that are permitted in the zoning districts; and

WHEREAS, the Community Development Director has recommended that the Town Commission amended Chapter 78, Article V, to permit Little Free Libraries within the zoning district.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA:

Section 1. The whereas clauses are hereby incorporated as the legislative findings of the Town Commission.

Section 2. Chapter 78, Article V, Section 78-156 of the Code, entitled “Little Free Libraries” is hereby adopted and shall read as follows:

Sec. 78-156. - Little Free Libraries.

- (a) *Purpose and intent.* This purpose of this section is to regulate where a Little Free Library book dispensaries located on private and public properties within the Town.

- (b) Definition: A Little Free Library shall mean a book dispensary that is designed, constructed and established in accordance with the Town Library's Little Free Library Program.
- (c) Lake Park Little Free Library Program Enrollment. All Lake Park Little Free Library participants shall operate and maintain their book dispensaries in accordance with this section and the terms and conditions of the Lake Park Little Free Library Program, as established by the Lake Park Library. Book dispensaries established prior to the adoption of this ordinance shall be eligible to participate in the program, subject to its requirements. All book dispensaries established subsequent to the adoption of this ordinance shall be permitted in accordance with this section.
- (d) Design. All Lake Park Little Free Libraries shall utilize one of the designs approved by the Lake Park Library. Little Free Libraries shall be considered "temporary structures" and shall be subject to removal by the Town during severe weather events or other Town-designated emergencies, as deemed necessary.
- (e) Permitting. All Lake Park Little Free Library participants shall be required to apply for and receive zoning review prior to placing their book dispensary. A zoning review fee shall not be charged for reviews of Little Free Library placements.
- (f) Location. Lake Park Little Free Libraries shall only be located on a single-family residential parcels or public properties. Little Free Libraries shall be placed no further than two feet away from a front or side yard public right of way line. Lake Park Little Free Libraries shall be unobstructed and freely accessible to the public.
- (g) Lake Park Little Free Libraries shall not be placed within visibility triangles as defined under Sec. 78-253 or in such a way as to obstruct the sightlines of motor vehicles.
- (h) Maintenance. Little Free Libraries shall be maintained in good condition; whenever a book dispensary becomes discolored, faded, or shows other visible signs of deterioration, it shall be replaced. Whenever a book dispensary must be replaced, a zoning review is required. A zoning review shall not be required to replace a Little Free Library dispensary in a previously-approved location that has been removed for emergency preparedness in accordance within subsection (c) herein.

Section 4. Codification. The provisions of this ordinance shall become and be made a part of the Code of Ordinances of the Town of Lake Park. The sections of the ordinance may be re-numbered or re-lettered to accomplish such.

Section 5. Severability. If any section, paragraph, sentence, clause, phrase or word of this ordinance is for any reason held by a court to be unconstitutional, inoperative or void, such holding shall not affect the remainder of this ordinance

Section 6. Effective date. This ordinance shall take effect immediately

upon execution.

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