

SUNRISE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA AMENDING CHAPTER 16 "LAND DEVELOPMENT CODE;" ARTICLE XV "COMMUNICATION ANTENNAS AND TOWERS;" BY AMENDING SECTION 16-267 "BUILDING MOUNTED ANTENNAS;" PROVIDING THAT ALL OTHER PROVISIONS OF THE CODE OF ORDINANCES OF THE CITY OF SUNRISE, FLORIDA, SHALL REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission desires to revise the Land Development Code to amend the minimum height of the building upon which a telecommunication antenna is mounted; and

WHEREAS, the City's Local Planning Agency has reviewed this Ordinance and recommended its approval to the City Commission; and

WHEREAS, the City Commission held a public hearing at which all citizens so desiring had an opportunity to be heard; and

WHEREAS, the City Commission finds that this Ordinance is consistent with the City's adopted Comprehensive Plan and necessary for the preservation of the public health, safety and welfare of the City's residents.

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

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2. That section 16-267 of the Code of the City of Sunrise, Florida, is hereby amended to read as follows:

Sec. 16-267 Building Mounted Antennas.

(b) *Minimum standards.* Building mounted antennas shall be subject to the following minimum standards:

- (1) The height of the antenna, including support structures, shall not extend more than twenty (20) feet above the height of the roof surface of the building.
- (2) The building on which the antenna is mounted must be at least ~~thirty-five (35)~~ twenty-five (25) feet in height.

Section 3. Conflict. All ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 4. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part declared to be invalid.

Section 5. Inclusion in the Code. It is the intention of the City Commission, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Sunrise, Florida.

Section 6. Effective Date. This Ordinance shall be effective immediately upon its passage.

PASSED AND ADOPTED upon this first reading this 26TH DAY OF APRIL, 2016.

PASSED AND ADOPTED upon this second reading this ____ DAY OF _____, 2016.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

FIRST READING

MOTION: ROSEN
SECOND: SCUOTTO

KERCH: YEA
ROSEN: YEA
SCUOTTO: YEA
SOFIELD: YEA
RYAN: YEA

SECOND READING

MOTION: ____
SECOND: ____

KERCH: ____
ROSEN: ____
SCUOTTO: ____
SOFIELD: ____
RYAN: ____

Approved by the City Attorney
As to Form and Legal Sufficiency

Kimberly A. Kisslan

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~~scored through~~ words are deletions
underscored words are additions