

SUNRISE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING CHAPTER 16 “LAND DEVELOPMENT CODE” ARTICLE VII “OFF-STREET PARKING AND LOADING” BY AMENDING SECTION 16-142 “LOCATION, CHARACTER AND SIZE” TO PROVIDE FOR PROVISIONS FOR PRIVATE ROADWAY, ACCESS DRIVE, AND PARKING LOT SAFETY STANDARDS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Sunrise has developed additional safety standards for vehicular circulation within private roadways, access drives and parking lots, including those adjacent to water bodies, to provide additional protection for motorists, pedestrians, and bicyclists; and

WHEREAS, ensuring that an adequate clear zone is provided outside of vehicular travel lanes and parking lots is important to improving vehicular, pedestrian and bicyclist safety; and

WHEREAS, the City has determined that it is necessary for the protection and promotion of the health, safety and welfare of those served by private roadways, access drives and parking lots within the City’s jurisdictional limits to require that new and existing developments provide adequate vehicular clear zones in accordance with the Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways (Florida Greenbook) published by the Florida Department of Transportation; 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 members of the public so desiring had an opportunity to be heard; and

WHEREAS, the City Commission finds that this Ordinance is consistent with and furthers the City’s Comprehensive Plan and is 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 recitals are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2. That section 16-142 of the Code of the City of Sunrise, Florida, is hereby amended to include section 16-142(d), which reads as follows:

Section 16-142 - Location, character and size.

* * *

(d) Private roadway, access drive, and parking lot safety standards.

All private roadways, access drives, and parking lots shall be designed with adequate clear zone requirements in accordance with the Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways (Florida Greenbook), latest version. In the event the director of community development determines that any portion of an existing private roadway, access drive, or parking area has a history of run-off pavement crashes, or where there is evidence of vehicle encroachments beyond the pavement areas such as scarring of trees, utility poles, or other types of structures, the director shall:

- (1) Notify the property owner in writing of such crashes or encroachments.
- (2) Require the property owner to hire a Florida licensed Professional Engineer to perform an analysis of such crashes or encroachments in accordance with the following:
 - a. Within thirty (30) days from receipt of such notice, the Engineer shall submit a report to the department. The Engineer's report shall review the existing conditions, historical crash history, and all other relevant information and identify any improvements needed to mitigate future crashes or encroachments.
 - b. If the Engineer's report recommends any improvements, such improvements shall be permitted and completed within sixty (60) days from completion of the Engineer's report. The director shall

have the ability to extend the completion time for the recommended improvements up to an additional sixty (60) days.

- c. Section 16-142(d) shall be enforced by the City's Community Enhancement & Code Compliance Special Magistrate as set forth in sections 2-116 through 2-127 of the City Code, as may be amended from time to time, and fines shall be assessed for violations and repeat violations pursuant to section 2-124 of the City Code unless otherwise specified herein.

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 _____ DAY
OF _____, 2025.

PASSED AND ADOPTED upon this second reading this _____ DAY
OF _____, 2025.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

FIRST READING

MOTION: _____
SECOND: _____

CLARKE: _____
GUZMAN: _____
KERCH: _____
SCUOTTO: _____
RYAN: _____

Approved by the City Attorney
as to Form and Legal Sufficiency

SECOND READING

MOTION: _____
SECOND: _____

CLARKE: _____
GUZMAN: _____
KERCH: _____
SCUOTTO: _____
RYAN: _____

Thomas P. Moss