

**ORDINANCE NO. 636**

**AN ORDINANCE OF THE TOWN OF OCEAN RIDGE, FLORIDA, AMENDING ITS CODE OF ORDINANCES BY AMENDING CHAPTER 66 “ENVIRONMENTAL REGULATIONS”, ARTICLE IV “LANDSCAPING”, DIVISION 3 “TREE PERMITS”, SECTION 66-151 “TREE PERMITS”, TO PROVIDE FOR INCREASED LANDSCAPING REQUIREMENTS; PROVIDING FOR CODIFICATION, REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY, AND AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Ocean Ridge, Florida (the “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**, the Town Commission retained the services of a professional planner to review the Town’s land development regulations and make recommendations on proposed changes to the regulations as it relates to managing growth, drainage and parking issues; and

**WHEREAS**, the following changes to the Town’s land development regulations were recommended by the professional planner and were also recommended by the Planning and Zoning Commission of the Town at its September 24, 2018 meeting; and

**WHEREAS**, the proposed changes further the goals, objectives and policies of the Town’s Comprehensive Plan; and

**WHEREAS**, the Town Commission wishes to provide for increased requirements regarding minimum landscaping standards in the Town as recommended by the professional planner; and

**WHEREAS**, the Town Commission has determined that the enactment of this ordinance is for a proper municipal purpose and in the best interests of the residents of the Town.

**NOW THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF OCEAN RIDGE, FLORIDA, AS FOLLOWS:**

**SECTION 1 – Findings of Fact:** The **WHEREAS** clauses set forth above are adopted herein as findings of fact.

**SECTION 2 – Amendment:** Chapter 66 “Environmental Regulations”, Article IV “Landscaping”, Division 3 “Tree Permits”, Section 66-151 “Tree Permits”, is hereby amended to read as follows:

**Sec. 66-151. – Tree permits.**

.....

*(d) Minimum tree coverage requirements.*

(1) In connection with the clearing of any lot for new construction, each lot except as otherwise provided, shall have a minimum of one tree and six shrubs for each 2,500 square feet of total lot area, or portion thereof. If the lot contains an insufficient number of existing trees to meet this requirement, new or replacement trees shall be provided. Trees shall be installed at a minimum of 12 feet in height. One of the required trees shall be located within 15 feet of the front property line as the designated street tree.

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**SECTION 3 - Codification:** The ordinance shall be codified in the Code of Ordinances of the Town of Ocean Ridge, Florida.

**SECTION 4 - Repeal of Conflicting Ordinances:** All Ordinances, Resolutions or parts of Ordinances and Resolutions in conflict herewith are hereby repealed.

**SECTION 5 - Severability:** If any word, clause, sentence, paragraph, section or part thereof contained in this Ordinance is declared to be unconstitutional, unenforceable, void or inoperative by a court of competent jurisdiction, such declaration shall not affect the validity of the remainder of this Ordinance.

**SECTION 6 - Effective Date:** This Ordinance shall become effective immediately upon adoption.

FIRST READING this 1<sup>st</sup> day of October, 2018.

SECOND AND FINAL READING this 5<sup>th</sup> day of November, 2018.

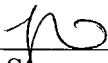
Commissioner Bonfiglio offered the foregoing Ordinance, and moved its adoption. The motion was seconded by Commissioner Besler and upon being put to a vote, the vote was as follows:

STEVE COZ, Mayor	<u>Aye</u>
DON MAGRUDER, Vice Mayor	<u>Aye</u>
PHILIP BESLER, Commissioner	<u>Aye</u>
JAMES A. BONFIGLIO, Commissioner	<u>Aye</u>
KRISTINE DE HASETH, Commissioner	<u>Aye</u>

The Mayor thereupon declared this Ordinance approved and adopted by the Town Commission of the Town of Ocean Ridge, Florida, on second reading, this 5<sup>th</sup> day of November, 2018.

TOWN OF OCEAN RIDGE, FLORIDA

BY:   
Steve Coz, Mayor

ATTEST:   
Tracey L. Stevens, Town Clerk