

PROPOSED

ORDINANCE NO.

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO FRONT YARD FENCES LOCATED IN ROOSEVELT GARDENS; AMENDING SECTION 39-638 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA:

Section 1. Section 39-638 of the Broward County Code of Ordinances is hereby amended to read as follows:

Sec. 39-638. Fences, hedges, and walls for single family dwelling units, duplex dwelling units, and adult living facilities in the Central County Community.

...

(b) In Roosevelt Gardens: Hedges at a height no greater than forty-eight (48) inches shall be permitted in the front yard for single family dwelling units, duplex dwelling units, and ALFs. Fences and walls up to forty-eight (48) inches shall ~~not~~ be permitted in the front yard. Fences and walls shall not be solid wood (including shadow box), solid concrete, solid vinyl, solid block, or other solid material. Decorative features may extend up to twelve (12) inches above the height of the fence or wall.

...

23 Section 2. Severability.

24 If any portion of this Ordinance is determined by any court to be invalid, the invalid
25 portion will be stricken, and such striking will not affect the validity of the remainder of this
26 Ordinance. If any court determines that this Ordinance, in whole or in part, cannot be
27 legally applied to any individual, group, entity, property, or circumstance, such
28 determination will not affect the applicability of this Ordinance to any other individual,
29 group, entity, property, or circumstance.

30 Section 3. Inclusion in the Broward County Code of Ordinances.

31 It is the intention of the Board of County Commissioners that the provisions of this
32 Ordinance become part of the Broward County Code of Ordinances as of the effective
33 date. The sections of this Ordinance may be renumbered or relettered and the word
34 "ordinance" may be changed to "section," "article," or such other appropriate word or
35 phrase to the extent necessary in order to accomplish such intention.

36 Section 4. Effective Date.

37 This Ordinance is effective as of the date provided by law.

ENACTED

PROPOSED

FILED WITH THE DEPARTMENT OF STATE

EFFECTIVE

Approved as to form and legal sufficiency:
Andrew J. Meyers, County Attorney

By: /s/ Alexis I. Marrero Koratich 12/20/2022
Alexis I. Marrero Koratich (date)
Assistant County Attorney

By: /s/ Maite Azcoitia 12/20/2022
Maite Azcoitia (date)
Deputy County Attorney

AIK/gmb
Front Yard Fence in Roosevelt Gardens Ordinance
01/09/2023
#60053-0051

Coding: Words ~~stricken~~ are deletions from existing text. Words underlined are additions to existing text.