

1 Section 1. Section 27-332 of the Broward County Code of Ordinances is hereby
2 amended to read as follows:

3 **Sec. 27-332. Definitions.**

4 The definitions in this article apply only to this article. The general definitions of this
5 chapter ~~[section 27-4]~~ in Section 27-4 shall apply unless in conflict with a definition
6 contained herein.

7 . . .

8 *Dock* means a facility, ~~such as~~ including, but not limited to, ~~a piers, walkways or~~
9 ~~other structures, that are~~ pier, walkway, or other structure constructed within a waterward
10 area ~~and is~~ for the specific purpose of mooring a vessel, except that this definition shall
11 not be interpreted to include any floating vessel platform as defined in this section.

12 . . .

13 *Filling* means ~~the deposition~~ placing, by any means, of materials in or on regulated
14 aquatic resources or jurisdictional wetlands as defined by this article.

15 *Floating Vessel Platform* or *FVP* means a floating vessel platform or floating boat
16 lift used to store, moor, or support a vessel, such as a boat, jet ski, canoe, or kayak, out
17 of the water when not in use.

18 . . .

19 Section 2. Section 27-336 of the Broward County Code of Ordinances is hereby
20 amended to read to read as follows:

21 **Sec. 27-336. General licenses.**

22 (a) *Projects Meeting Criteria for General License:* Projects described below
23 shall qualify for a general license upon application to EPGMD, and subject to the
24 requirements of this section:

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1 species, and other biological communities, including by locating such
2 structures in areas where seagrasses are least dense adjacent to the
3 dock or bulkhead; and

4 e. Is not constructed in areas specifically prohibited for boat mooring
5 under conditions of a permit issued in accordance with
6 Sections 403.91-403.929, 1984 Supplement to the Florida Statutes
7 1983, as amended, or Part IV of Chapter 373, Florida Statutes, or
8 other form of authorization issued by a local government.

9 (5) A general license for the construction, installation, operation, or
10 maintenance of an FVP will be issued within ten (10) days after receipt of a
11 complete application under this section if the FVP does not meet the general
12 license criteria of Section 27-336(a)(4), above, but complies with the
13 general permit requirements of Rule 62-330.428 of the Florida
14 Administrative Code, as amended.

15 (6) Applicants that do not meet the criteria for issuance of an FVP General
16 License under Section 27-336(4) or 27-336(5), above, shall obtain a
17 General License or Environmental Resource License as otherwise required
18 by Section 27-336 or 27-337.

19 Section 3. Severability.

20 If any portion of this Ordinance is determined by any court to be invalid, the invalid
21 portion will be stricken, and such striking will not affect the validity of the remainder of this
22 Ordinance. If any court determines that this Ordinance, in whole or in part, cannot be
23 legally applied to any individual, group, entity, property, or circumstance, such
24

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1 determination will not affect the applicability of this Ordinance to any other individual,
2 group, entity, property, or circumstance.

3 Section 4. Inclusion in the Broward County Code of Ordinances.

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

9 Section 5. Effective Date.

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

11

12 ENACTED

PROPOSED

13 FILED WITH THE DEPARTMENT OF STATE

14 EFFECTIVE

15

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

17 By /s/ Michael C. Owens 02/21/2020

18 Michael C. Owens (date)
Senior Assistant County Attorney

19 By /s/ Maite Azcoitia 02/21/2020

20 Maite Azcoitia (date)
Deputy County Attorney

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23 MCO/gmb
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