

PROPOSED

ORDINANCE NO.

1 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD
2 COUNTY, FLORIDA, PERTAINING TO THE REPEAL OF OBSOLETE ORDINANCES
3 CODIFYING SPECIAL ACTS OF THE FLORIDA LEGISLATURE; REPEALING
4 SECTIONS 1-414 THROUGH 1-422 OF THE BROWARD COUNTY CODE OF
5 ORDINANCES ("CODE") REGARDING THE PERFORMING ARTS CENTER
6 AUTHORITY; REPEALING SECTIONS 11-22 THROUGH 11-28 REGARDING
7 MUNICIPAL ELECTIONS; REPEALING SECTIONS 29-2 THROUGH 29-76
8 REGARDING SCHOOLS AND THE SCHOOL DISTRICT IN BROWARD COUNTY;
9 AMENDING SECTIONS 1-413, 11-21, AND 29-1 TO REFER TO THE APPLICABLE
10 SPECIAL ACT OR OTHER AUTHORITY; AND PROVIDING FOR SEVERABILITY,
11 INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

12 (Sponsored by the Board of County Commissioners)

13
14 WHEREAS, various sections of the Broward County Code of Ordinances ("Code")
15 were codified by Broward County following enactment of a Special Act by the Florida
16 Legislature, often many decades ago;

17 WHEREAS, many of these Code provisions merely reiterate the substance of the
18 Special Act, and in some instances are obsolete or outdated due to subsequent acts of
19 the Florida Legislature; and

20 WHEREAS, the Broward County Board of County Commissioners finds it
21 appropriate at this time to repeal these redundant or outdated provisions of the Code and

replace such codifications with a reference to the applicable Special Act, including as may be amended from time to time by the Florida Legislature,

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

Section 1. Section 1-413 of the Broward County Code of Ordinances is hereby amended to read as follows:

Sec. 1-413. Performing arts center authority ~~[created]~~.

~~There is hereby~~ At the request of Broward County and the City of Fort Lauderdale,
the Florida Legislature created and established the ~~p~~Performing a~~r~~Arts e~~C~~Center a~~A~~Authority,
hereinafter referred to as the “aAuthority,” a public body, politic and corporate, ~~in Broward~~
~~County,~~ by Special Act, originally codified as Laws of Florida Chapter 84-396, for the
purpose of planning, promoting, developing, constructing, acquiring, owning,
reconstructing, extending, enlarging, repairing, remodeling, improving, relocating,
equipping, maintaining, and operating facilities for holding any type of cultural, tourism, or
promotional event, or civic, recreational, or similar event or activity. ~~Such purpose is~~
~~hereby deemed to be a public purpose the fulfillment of which is an urgent public necessity~~
The existence and operation of the Authority is governed by the applicable Special Act,
Laws of Florida Chapter 2005-335, as amended by the Florida Legislature.

Section 2. Sections 1-414 through 1-422 of the Broward County Code of Ordinances relating to the Performing Arts Center Authority are hereby repealed in their entirety.

Section 3. Section 11-21 of the Broward County Code of Ordinances is hereby amended to read as follows:

45 **Sec. 11-21. Purpose Municipal Elections in Broward County.**

46 ~~It is the intent of this article to~~ By Special Act, originally codified as Chapter 75-
47 350, Laws of Florida, the Florida Legislature provided for uniform filing and election dates
48 for all municipal elections in Broward County. ~~It is not the intent of this article to determine~~
49 ~~the length of terms of municipal offices~~ The applicable filing and election dates for
50 municipal elections in Broward County shall be in accordance with applicable law,
51 including, without limitation, Chapter 2012-253, Laws of Florida, as amended by the
52 Florida Legislature.

53 Section 4. Sections 11-22 through 11-28 of the Broward County Code of
54 Ordinances relating to municipal elections are hereby repealed in their entirety.

55 Section 5. Section 29-1 of the Broward County Code of Ordinances is hereby
56 amended to read as follows:

57 **Sec. 29-1. Prohibiting unauthorized sSales of food, wares, etc., prohibited goods**
58 **within three hundred feet of public schools.**

59 It is unlawful for any person to sell or offer for sale, from a motor vehicle, motor-
60 driven cycle, trailer, bicycle, tricycle, or on foot, upon the public streets, food of any kind,
61 goods, wares, or merchandise within three hundred (300) feet of any property line of a
62 public school located in ~~the~~ Broward eCounty, unless authorized by The School Board of
63 Broward County or an authorized official of the applicable public school.

64 Section 6. Sections 29-2 through 29-76, including Articles I, II, and III of
65 Chapter 29, and Divisions 1, 2, and 3 of Article II, of the Broward County Code of
66 Ordinances relating to schools and the Board of Public Instruction of Broward County,
67 Florida, are hereby repealed in their entirety.

68 Section 7. Severability.

69 If any portion of this Ordinance is determined by any court to be invalid, the invalid
70 portion will be stricken, and such striking will not affect the validity of the remainder of this
71 Ordinance. If any court determines that this Ordinance, in whole or in part, cannot be
72 legally applied to any individual, group, entity, property, or circumstance, such
73 determination will not affect the applicability of this Ordinance to any other individual,
74 group, entity, property, or circumstance.

75 Section 8. Inclusion in the Broward County Code of Ordinances.

76 It is the intention of the Board of County Commissioners that the provisions of this
77 Ordinance become part of the Broward County Code of Ordinances as of the effective
78 date. The sections of this Ordinance may be renumbered or relettered and the word
79 “ordinance” may be changed to “section,” “article,” or such other appropriate word or
80 phrase to the extent necessary to accomplish such intention.

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

PROPOSED

EFFECTIVE

By: /s/ René D. Harrod 05/05/2025
René D. Harrod (date)
Chief Deputy County Attorney

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