

ORDINANCE NO. 2023-001

AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA AMENDING SECTION 110-110 "ADEQUACY OF PARKS AND RECREATION FACILITIES" OF THE TOWN'S UNIFIED LAND DEVELOPMENT CODE TO AMEND THE PARK IMPACT FEE SCHEDULE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Southwest Ranches was created on June 6, 2000; and

WHEREAS, on April 14, 2005, the Town Council adopted Ordinance 2005-005 to create its own Unified Land Development Code (ULDC) to help preserve and to enhance the rural lifestyle of its community after operating within the confines of the Broward County Code for the prior four years; and

WHEREAS, when the ULDC was adopted, Section 110-110 provided for the establishment of a Park Impact Fee Schedule to provide lands for parks necessary to meet the need for such parks created by additional residential development, and to provide the funds needed to develop such lands as parks; and

WHEREAS, the Park Impact Fee Schedule provided for within Section 110-110 has not been adjusted since implementation in 2005; and

WHEREAS, the Town Council desires to adjust the Park Impact Fee Schedule consistent with the fees imposed by Broward County and to provide a mechanism for future increases based on anticipated need for parks and park development based on residential development constructed after the effective date of this ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA THAT:

Section 1. The foregoing "WHEREAS" clauses are true and correct and hereby ratified

and confirmed by the Town Council.

Section 2. That Section 110-110 of the Unified Land Development Code shall be amended as follows:

(2) Deposit in a nonlapsing trust fund established and maintained by the town an amount of money as set forth in table 110-4 for each dwelling unit to be constructed within the developed area. The amount of money to be deposited for each dwelling unit to be constructed shall be as follows, and for each fiscal year after September 30, ~~1996~~ 2022, shall be adjusted on October 1 by the ~~amount of the~~ percentage change reflected for the previous twelve (12) month period in the ~~Implicit Price Deflator of the Gross National Product~~ Consumer Price Index (CPI) prepared by the United States ~~Department of Commerce~~, Bureau of ~~Economic Analysis~~ Labor Statistics. The fee per unit includes the three (3) percent administrative fee.

Table 110-4. Park Impact Fee Schedule

Dwelling type	Bedrooms	Fee per Unit
Single-family	2 or fewer	\$269.00
	3	\$347.00
	4 or more	\$406.00
<u>Single Family</u>	<u>All</u>	<u>\$1,000.00</u>
Other	1	\$160.00
	2 or more	\$248.00

Section 3. Conflicts. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

Section 4. Severability. If any word, phrase, clause, sentence, or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this ordinance.

Section 5. Effective Date. This Ordinance shall be effective immediately upon its adoption.

PASSED ON FIRST READING this 12th day of September, 2022 on a motion made by Vice Mayor Jablonski and seconded by Council member Kuczenski.

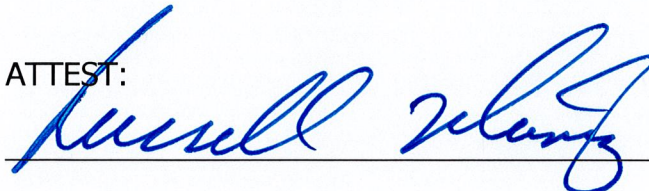
PASSED AND ADOPTED ON SECOND READING this 13th day of October, 2022, on a motion made by V/m Jablonski and seconded by C/m Kuczenski.

Breitkreuz	<u>yes</u>
Hartmann	<u>yes</u>
Allbritton	<u>yes</u>
Jablonski	<u>yes</u>
Kuczenski	<u>yes</u>

Ayes	<u>5</u>
Nays	<u>0</u>
Absent	<u>0</u>
Abstaining	<u>0</u>

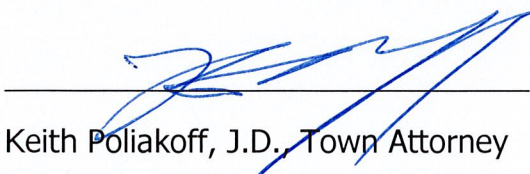

Steve Breitkreuz, Mayor

ATTEST:



Russell Muñiz, MMC, Assistant Town Administrator/Town Clerk

Approved as to Form and Correctness:



Keith Poliakoff, J.D., Town Attorney

1001.146.001