

CITY OF MARGATE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CODE OF THE CITY OF MARGATE, FLORIDA, APPENDIX A, ARTICLE II. DEFINITIONS, SECTION 2.2. PROVIDING FOR DEFINITION FOR "GROUP CARE FACILITIES"; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF MARGATE, FLORIDA:

SECTION 1: THE CODE OF THE CITY OF MARGATE, FLORIDA, APPENDIX A, ARTICLE II. DEFINITIONS, SECTION 2.2, is hereby amended to read as follows:

Group care facilities: A facility which provides residence, and/or supervision, and services for ~~eight (8) or more~~ unrelated individuals who are handicapped, aged, disabled, or undergoing rehabilitation including nursing homes, sober houses, halfway houses, convalescent homes, homes for the aged, foster and boarding homes, and retirement homes, whether the residents' stay are mandated or voluntary. The City of Margate shall ensure that no group care facilities are

1 located within a one thousand (1,000) foot
2 radius of any other group care facilities
3 located in any of the residentially zoned
4 areas within the City of Margate. The one
5 thousand (1000) foot radius will be used
6 to provide a minimum separation of group
7 care facilities needed to effectively
8 preserve the residential neighborhoods of
9 the City of Margate while also ensuring
10 that disabled individuals inhabiting group
11 care facilities experience a true
12 neighborhood lifestyle.

13 SECTION 2: All ordinances or parts of ordinances in
14 conflict herewith are and the same is hereby repealed to
15 the extent of such conflict.

16 SECTION 3: If any section, sentence, clause, or phrase
17 of this ordinance is held to be invalid or
18 unconstitutional by a court of competent jurisdiction,
19 then said holding shall in no way affect the validity of
20 the remaining portions of this ordinance.

21 SECTION 4: It is the intention of the City Commission
22 that the provisions of this ordinance shall become and be
23 made a part of the City of Margate Code, and that the
24 sections of this ordinance may be renumbered or relettered

1 and the word "ordinance" may be changed to "section",
2 "article" or such other appropriate word or phrase in
3 order to accomplish such intentions.

4 SECTION 5: This ordinance shall become effective
5 immediately upon adoption at its second reading.
6

7 PASSED ON FIRST READING THIS 16th DAY OF APRIL, 2008.

8 PASSED ON SECOND READING THIS _____ day of _____.

9
10 ATTEST:

11
12 _____
13 LESLIE RAE WALLACE
14 CITY CLERK

15 _____
16 MAYOR PAM DONOVAN

17 **RECORD OF VOTE -**
18 **READING**

19 McLean Yes
20 Talerico Aye
21 Varsallone Yes
22 Bross Aye
Donovan Yes

RECORD OF VOTE -
2nd READING

McLean _____
Talerico _____
Varsallone _____
Bross _____
Donovan _____

1st

**CODING: Words in ~~struck through type~~ are deletions
from existing text; Words in underscored type are
additions.**