

**CITY OF LIGHTHOUSE POINT  
FLORIDA**

**ORDINANCE NO. 2010 - 0885**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA AMENDING CHAPTER 14 OF THE LIGHTHOUSE POINT CITY CODE, ENTITLED "BUILDINGS AND BUILDING REGULATIONS," ARTICLE III, ENTITLED "COMMUNITY APPEARANCE BOARD," BY AMENDING SECTION 14-77, ENTITLED "MEMBERS, TERMS, APPOINTMENTS, QUALIFICATIONS OF MEMBERS, ORGANIZATION," TO ELIMINATE THE LIMITATION ON DURATION OF SERVICE ON THE BOARD; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Commission established a Community Appearance Board ("Board) to review certain aspects of development in the City; and,

**WHEREAS**, the City's Code of Ordinances currently prevents the City Commission from re-appointing long-standing members of the Board who remain qualified and interested in serving on the Board beyond three (3) consecutive terms; and,

**WHEREAS**, the City Commission finds that it is in the best interest of the City to amend the City's Code of Ordinances to eliminate the limitation on duration of service of Community Appearance Board members.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA, AS FOLLOWS:**

**Section 1.** The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance.

**Section 2.** Chapter 14, of the Lighthouse Point City Code, entitled "Buildings and Building Regulations," Article III, entitled "Community Appearance Board," Section 14-77, entitled "Members, Terms, Appointments, Qualifications of Members, Organization," is amended as follows:

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CHAPTER 14  
BUILDINGS AND BUILDING REGULATIONS  
ARTICLE III. COMMUNITY APPEARANCE BOARD

. . .

Section 14-77. MEMBERS, TERMS, APPOINTMENTS, QUALIFICATIONS OF MEMBERS, ORGANIZATION.

(a) The board shall be composed of seven regular members and two alternate members. Alternate members shall serve whenever there are less than seven regular members available at any meeting of the board. Four of the regular members shall be appointed to an elected term of two years. The remaining three regular members shall be appointed for a three-year term. Alternate members shall be appointed for a three-year term. Thereafter all appointments shall be for three-year terms. ~~No regular or alternate members shall be entitled to serve more than three consecutive appointed terms.~~ All members, regular or alternate, shall be appointed by the city commission but shall nevertheless during any such term serve at the pleasure of the city commission, and a member may be removed by a majority vote of the commission without cause.

(b) A member of the community appearance board shall reside within the city.

(c) At least one member of the board shall be a Florida registered architect and at least one other member shall be a Florida registered landscape architect, and if practicable, another member shall be a sign contractor. The remaining members of the board, to the extent possible, shall be a Florida registered professional engineer, or a Florida licensed general contractor, or an urban planner, or a Florida registered real estate sales person or broker, or a Florida licensed attorney, or an owner of a business located within the city, or shall have a fine arts degree, or possess a similarly related background, or a person not engaged in any one of the aforementioned disciplines may serve on the board in place of any one of the foregoing.

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(d) The community appearance board shall elect a chairman and vice chairman to preside at its meetings and shall also elect such other officers as the board may deem necessary. The board shall formulate its rules and regulations for the conduct of its business.

**Section 3 Codification.** It is the intention of the City Commission of the City of Lighthouse Point that the provisions of this Ordinance shall become and be made a part of the Lighthouse Point City Code, and that the Sections of this Ordinance may be renumbered, re-lettered, and the word Ordinance may be changed to “Section,” “Article” or such other word or phrase in order to accomplish such intention.

**Section 4. Severability.** If any clause, section, or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and so not affecting the validity of the remaining portions or applications remaining in full force and effect.

**Section 5. Conflicts.** All ordinances or parts of ordinances, resolutions or part of resolutions in conflict herewith are to the extent of such conflicts hereby repealed.

**Section 6. Effective Date.** This Ordinance shall take effect immediately upon its passage.

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PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA, ON THE FIRST READING, THIS 23<sup>RD</sup> DAY OF FEBRUARY, 2010.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA, ON THE SECOND AND FINAL READING, THIS 9<sup>TH</sup> DAY OF MARCH, 2010.

BY: /s/ Michael S. Long  
Michael S. Long, Commission President

ATTEST:

BY: /s/ Carol Landau  
Carol Landau, City Clerk

APPROVED AS TO FORM:

BY: /s/ Michael D. Cirullo, Jr.  
Office of the City Attorney

	Yes	No	Absent
Commission President Long	x		
Commission Vice President Gordon	x		
Commissioner Hasis	x		
Commissioner Johnson	x		
Commissioner LaMarca			x

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