

1st Reading: September 24, 2019

2nd Reading: October 22, 2019

VILLAGE OF EL PORTAL, FLORIDA

ORDINANCE NO. 2019-04

**CODE AMENDMENT FOR WALLS, FENCES
AND HEDGES STANDARDS IN ZONE 3**

AN ORDINANCE OF THE VILLAGE OF EL PORTAL, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 24: ZONING AND LAND DEVELOPMENT CODE, SEC. 24-B.15.(G) – WALLS, FENCES AND HEDGES STANDARDS (Z3), PROVIDING FOR UPDATED SPECIFIC REGULATIONS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICTS, REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, the Village of El Portal has established regulations for walls, fences and hedges for Zone 3 in Chapter 24, Appendix B, of the Code of Ordinances; and

WHEREAS, there have been a number of concerns raised regarding walls, fences, and hedges regulations in Zone 3, in particular about their location, materials permitted, and allowed heights; and

WHEREAS, the provisions for the regulations for walls, fences, and hedges may need revisions to address recurrent concerns; and

WHEREAS, the Village conducted a Town Hall on Saturday, February 23rd and an online survey where residents could express their concerns about the existing regulations for walls, fences, and hedges in Zone 3; and

WHEREAS, the Village of El Portal desires to amend Chapter 24: Zoning and Land Development Code, Sec. 24-B.15(g) – Walls, Fences and Hedges Standards (Z3), of the Village of El Portal Code of Ordinances in order to address the concerns raised regarding height, material and location of walls, fences and hedges.

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NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA:

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 upon adoption hereof.

SECTION 2. The provisions and language currently contained in Chapter 24: Zoning and Land Development Code, Sec. 24-B.15(g) – Walls, Fences and Hedges Standards (Z3), of the Village of El Portal Code of Ordinance is hereby amended to read as set forth in "Exhibit A" to this Ordinance.

SECTION 3. All ordinances or parts of ordinances in conflict herewith or inconsistent herewith, are hereby repealed, but only insofar as such ordinances may be inconsistent or in conflict with this Ordinance.

SECTION 4. If any section, part of section, paragraph, clause, phrase or word of this Ordinance is declared invalid, the remaining provisions of this Ordinance shall not be affected.

SECTION 5. It is the intention of the Village Council that the provisions of this Ordinance shall become and be made a part of Ordinance No. 2018-XX as amended and known as the "Code of Ordinances" of the Village of El Portal, Florida, which provisions may be renumbered or re-lettered and the word ordinance be changed to "section", "article", or other appropriate word to accomplish such intention.

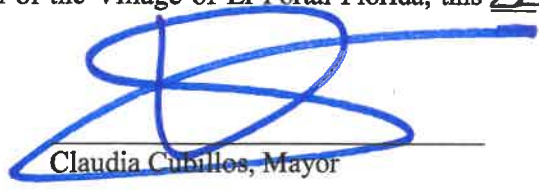
SECTION 6. If the Official Code of Ordinances of the Village of El Portal Tables of Contents or other reference portions is affected by these provisions, then changes are approved as a part of this Ordinance.

SECTION 7. This ordinance shall become effective October 22, 2019.

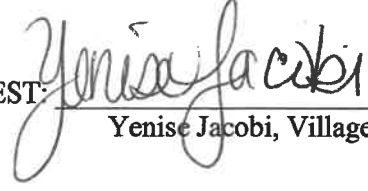
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PASSED AND ADOPTED by the Village Council of the Village of El Portal Florida, this 22 day of October, 2019.



Claudia Cubillos, Mayor

ATTEST: 

Yenise Jacobi, Village Clerk

Approved as to form and legal sufficiency:
Interim Village Attorney

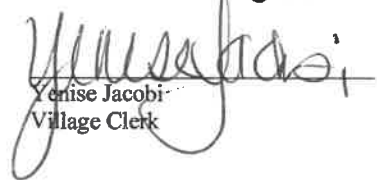
By: 

Norman C. Powell, Esq.

Vote: mot: mathis 2nd: vice mayor nickerson

Councilperson Urbom: (Yes) ___ (No)
Councilperson Roman: (Yes) ___ (No)
Councilperson Mathis: (Yes) ___ (No)
Vice Mayor Nickerson: (Yes) ___ (No)
Mayor Cubillos: (Yes) ___ (No)

I, Yenise Jacobi, Village Clerk of the Village of El Portal, Miami-Dade County, Florida, do hereby certify that this is a true and correct copy of Ordinance: 2019-04 adopted on October 22, 2019, as shown in the Official Records of the Village of El Portal, Miami-Dade County, Florida. Given under my hand and seal, this 22 day of October, 2019.



Yenise Jacobi
Village Clerk

