



## CITY OF PARKLAND

Meeting: Wednesday, June 22, 2016

## AGENDA SUMMARY

Agenda Item: 9.C

### ORDINANCE 2016-11

Consent Agenda, Second Reading

**SHORT TITLE:** Commercial Solar Lighting Requirements (2nd Reading)

**SUBMITTED BY:** Michele Mellgren

**SPONSOR:**

**DEPARTMENT:** City Commission

**ORIGIN OF REQUEST:** Staff

### STAFF RECOMMENDATION

Staff is recommending approval.

### GOALS & OBJECTIVES

**Goal(s):** Goal 4 - Preservation of Parkland's Character

**Objective(s):** 4.1 Maintain high quality development and design standards.

### BACKGROUND & PURPOSE

In 2008, the City of Parkland ("City") City Commission amended the City's Code of Ordinance to require pole lighting in all commercially zoned areas to be one-hundred percent (100%) solar. The City Commission felt that the solar lights market may not be the only option for environmental friendly lighting so they allowed an extension of time for the implementation of the new code requirements. The City Commission feels that the lighting market is still influx so the implementation of the new standards is being proposed to be extended an additional five (5) years.

The proposed amendment would extend the period of time for pole lighting in commercially zoned areas to be one-hundred (100%) percent solar from June 18, 2018 to June 18, 2023.

*At the June 1, 2016 City Commission meeting, the first reading of Ordinance 2016-11 was approved unanimously.*

### FISCAL IMPACT

N/A

### ITEM APPROVAL

**ORDINANCE NO. 2016-11**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA, AMENDING CHAPTER 4, BUILDINGS AND BUILDING REGULATIONS, OF THE CODE OF ORDINANCES OF THE CITY OF PARKLAND, FLORIDA BY AMENDING SEC. 4-53 ENTITLED EXTERIOR LIGHTING REQUIREMENTS TO EXTEND THE TIME PERIOD FOR ALL POLE LIGHTING ON COMMERCIAL ZONED PROPERTY TO BE ONE HUNDRED (100) PERCENT SOLAR POWERED TO JUNE 18, 2023; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Parkland (“City”) is strongly committed to being an “Environmentally Proud” City; and

**WHEREAS**, the City Commission desires to continuously improve the health, safety, and welfare of its citizen by promoting environmentally conscientious regulations in the City; and

**WHEREAS**, the City desires to encourage environmentally friendly businesses in the City; and

**WHEREAS**, at the July 2, 2008, the City Commission amended the City’s Code of Ordinance to require pole lighting in all commercially zoned areas to be one hundred percent (100%) solar; and

**WHEREAS**, the City realizes that requiring all pole lighting on commercially zoned property to be one hundred percent (100%) solar powered to June 18, 2018 could present a hardship for local businesses; and

**WHEREAS**, the City Commission feels that the lighting market is still influx so the implementation of the new standards is being proposed to be extended an additional five (5) years; and

**WHEREAS**, the City desires to amend its Electrical Code to extend the mandatory date for compliance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE  
CITY OF PARKLAND, FLORIDA, AS FOLLOWS:

**Section 1.** The foregoing “WHEREAS” clauses are hereby ratified and confirmed as  
being true and correct, and are hereby incorporated herein and made a part hereof.

**Section 2.** Chapter 4, Section 4-53 (1) (3) of the City of Parkland Code of Ordinances is  
hereby amended as follows:

**Sec. 4-53. - Exterior lighting requirements.**

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(3)

All outdoor pole lighting installed on commercially zoned property, pursuant to a building permit issued subsequent to January 1, 2009, except for pole lighting in a development constructed pursuant to a site plan or master plan approved and active as of July 2, 2008, shall be one hundred (100) percent solar powered lighting. In all cases where light fixtures on commercially zoned property are replaced subsequent to January 1, 2009, the replacement lighting shall be one hundred (100) percent solar powered lighting. In all cases where the design of pole lighting fixtures in a commercial zoning district is altered, or where a pole light fixture is replaced subsequent to January 1, 2009, said lighting fixtures shall be subject to community appearance approval in accordance with and said lighting shall be required to comply with this section and shall be one hundred (100) percent solar powered. All pole lighting on commercially zoned property shall be required to be one hundred (100) percent solar powered by June 18, ~~2018~~ 2023. Where, because of restrictions set forth in the Florida Building Code, or other provisions of the City of Parkland Land Development Regulations, or other circumstances beyond the owners control, it would be an undue hardship to install one hundred (100) percent solar powered lighting the city commission may waive the requirement of this section in whole or in part upon application to the community development department, and after a review and recommendation by the planning and zoning board.

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**Section 3.** If any word, phrase, clause or sentence 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 4.** The City Clerk is hereby directed to submit this Ordinance for codification at  
the next scheduled codification interval.

**Section 5.** All other Ordinances in conflict herewith are repealed to the extent of such

72 conflict.

73 **Section 6.** This Ordinance shall be effective immediately upon the adoption by the City  
74 Commission of the City of Parkland.

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76 **PASSED 1<sup>ST</sup> READING THIS.**

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78 **ADOPTED ON 2<sup>ND</sup> READING THIS**

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80 **CITY OF PARKLAND, FLORIDA**

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85 **MICHAEL UDINE, MAYOR**

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ATTEST:

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**JENNIFER JOHNSON, CITY CLERK**

Approved as to form and legality

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**ANDREW MAURODIS, CITY ATTORNEY**