



**Cooper City Commission Meeting  
Agenda Item Request Form**

**Commission Meeting/Workshop Date:** March 19, 2019

**Requesting Department:** Growth Management

**Subject:** **Code Change to Section 6-9 to allow only one permit review fee for PODS permits issued for multiple consecutive weeks**

*Presentation*

*Consent*

*Regular*

*Discussion*

**Background and Recommendation (attach backup material to Item Request Form):**

First Reading of Ordinance for Text Change to Section 6-9 of the Code of Ordinances relative to allowing only one permit review fee for PODS permits issued on multiple consecutive weeks.

Currently, the Code provides that Pod permits with separate fees are required for each 7-day permit period not to exceed twenty-one days within any 12-month period. The change would allow for only one permit fee, even if the three separate permit periods run consecutively.

**General Ledger Account Number(s) and Amount(s):**

\_\_\_\_\_

**Approvals:**

Finance Director \_\_\_\_\_

City Manager \_\_\_\_\_

City Clerk \_\_\_\_\_

**ORDINANCE NO. 19-3-1**

**AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING THE CITY'S CODE OF ORDINANCES BY AMENDING CHAPTER 6, ENTITLED "BUILDING AND BUILDING REGULATIONS," ARTICLE I ENTITLED, "IN GENERAL," BY SPECIFICALLY AMENDING SECTION 6-9, ENTITLED "PORTABLE STORAGE UNITS" BY PROVIDING FOR REVISED PERMIT FEES FOR PORTABLE STORAGE UNITS; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Commission of the City of Cooper City desires to update and amend the City Code related to permit fees for portable storage units, as provided herein; and

**WHEREAS**, the City Commission has held a public hearing in accordance with Florida law; and

**WHEREAS**, following proper notice to the public and after having received input and participation by interested members of the public and staff, the City Commission finds that this Ordinance is in the best interest of the citizens, residents, and business establishments in the City.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA:**

**Section 1.    RECITALS ADOPTED.**    That each of the above-stated recitals is hereby adopted and confirmed.

**Section 2.    CHAPTER 6 OF CITY CODE AMENDED.**    That Section 6-9, entitled "Portable Storage Units" of Article I "In General" of Chapter 6, entitled "Building and Building Regulations" of the City Code of the City of Cooper City, Florida, is hereby amended to read, as follows:

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              Words in underlined type are additions.

ARTICLE I. IN GENERAL.

Sec. 6-9 Portable Storage Units.

...

(B) *Number, Duration and Removal.*

(1) *On-Site Storage.* There shall be no more than one portable storage unit per site, no larger than one hundred thirty (130) square feet in total area. A site permit, as required in this section below, for a portable storage unit to remain at a site in a residential or non-residential zoning district shall be valid for a maximum of seven (7) consecutive days per site permit.

(2) *Cumulative Time Restriction.* No portable storage unit shall be placed at any one (1) site in a residential or non-residential zoning district in excess of twenty-one (21) days within any 12-month period. All sites are limited to the maximum number of three (3) site permits within any 12-month period.

(3) Notwithstanding the time limitations as stated above, all portable storage units shall be removed from the city immediately upon the issuance of a hurricane watch by a recognized governmental agency. The removal of a portable storage unit during a hurricane watch is the responsibility of the owner/operator of the portable storage unit.

(C) *Site Permit Required.* Prior to placing a portable storage unit on any site, the site owner/occupier or the owner/operator of the portable storage unit must apply for a site permit. Application for the site permit shall be made to the city zoning official or his designee on a form provided by the building division. The application shall include the signature of the site property owner or renter in order to ensure that the site owner or renter has full knowledge of, and consents to, placement of the portable storage unit on his or her site and the provisions of this section. A site permit fee shall accompany the application. ~~in the sum of \$50.00, or as this amount may be amended annually for the Consumer Price Index in the building division fee schedule.~~ Multiple site permits pulled at the same time for consecutive weeks shall only pay one permit review fee. The issuance of a site permit shall allow the applicant to place a portable storage unit on the site in conformance with the requirements of this section. The exterior of the portable storage unit shall have a weatherproof clear pouch, which must display the site permit at all times.

**Section 3.** It is the intention of the City Commission of the City of Cooper City that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Cooper City, Florida, and that the Sections of this ordinance may be renumbered,

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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.** 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 5.** 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 6.** This Ordinance shall become effective immediately upon its passage and adoption.

**PASSED AND ADOPTED on First Reading this \_\_\_\_\_ day of \_\_\_\_\_, 2019.**

**PASSED AND FINAL ADOPTION on Second Reading this \_\_ day of \_\_\_\_\_, 2019.**

\_\_\_\_\_  
GREG ROSS  
Mayor

ATTEST:

\_\_\_\_\_  
Kathryn Sims  
City Clerk

**ROLL CALL**

Mayor Ross \_\_\_\_\_  
Commissioner Curran \_\_\_\_\_  
Commissioner Green \_\_\_\_\_  
Commissioner Meltzer \_\_\_\_\_  
Commissioner Pulcini \_\_\_\_\_

APPROVED AS TO LEGAL FORM:

\_\_\_\_\_  
JACOB G. HOROWITZ  
City Attorney

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