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ORDINANCE NO. O-2021-XXX

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, AMENDING CHAPTER 24 - LAND DEVELOPMENT CODE, SPECIFICALLY ARTICLE V – SUPPLEMENTAL REGULATIONS, TO CREATE SECTION 24-74.1, TO BE TITLED “ELECTRIC VEHICLE CHARGING STATIONS REQUIRED” TO ADD A REQUIREMENT THAT NEW RESIDENTIAL BUILDINGS CONSTRUCTED AFTER THE DATE OF ADOPTION SHALL BE REQUIRED TO PROVIDE ELECTRIC VEHICLE CHARGING AT A PORTION OF ALL PROVIDED ON-SITE PARKING SPACES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, The City of Oakland Park recognizes the environmental benefits of accommodating electric vehicles; and

WHEREAS, Infrastructure and charging facilities to support electric vehicle use is desirable and beneficial to electric vehicle owners and residents overall because of reduced emissions leading to the need for an ordinance to require charging station infrastructure and stations at new residences; and

WHEREAS, a proposal for this text amendment was heard and considered before the Planning and Zoning Advisory Board of the City of Oakland Park, Florida and at the said public hearing all objections, if any, were heard; and

WHEREAS, the City Commission finds it to be in the best interest of the residents and property owners of the City to update the Land Development Code with the amended text herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA THAT:

Section 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a part of this Ordinance upon adoption thereof.

Section 2. Chapter 24, ARTICLE V. – SUPPLEMENTAL REGULATIONS of The Land Development Code is hereby amended through the addition of a new section as follows:

1 **ARTICLE V – SUPPLEMENTAL REGULATIONS**

2
3 **Section 24-74.1**

4 (A) Purpose. In order to accommodate the increasing utilization of electric vehicles, the
5 regulations contained herein shall apply.

6 (B) All new single-family, two-family and townhouse residential shall provide all
7 necessary infrastructure for one (1) electric vehicle station per residential unit at the
8 time of construction of the residential units. Required infrastructure shall include a
9 dedicated circuit with 50 amp service, including appropriate electric wiring,
10 conduit, receptacle, and circuit breaker(s) necessary to readily accommodate future
11 installation. Wiring, conduit, and receptacle shall be installed up to the point where
12 the charging station will be located.

13 (C) All new multi-family residential (excluding two-family and townhouse residential)
14 and residential mixed-use projects shall install electric vehicle charging
15 infrastructure (as described in (B) above) and charging station(s) equipment within
16 the project at the rate of five (5) percent of the total number of required residential
17 parking spaces as approved by the Development Review Committee. If five (5)
18 percent calculates to less than one, at least one electric vehicle charging station
19 shall be installed for the assigned spaces and one for the unassigned spaces.

20 (D) An electric vehicle charging station sign shall be posted at each electric vehicle
21 charging station stating, "Electric Vehicle Charging Station." Signs shall be no
22 greater than twenty-four (24) inches by eighteen (18) inches. Color and letter size
23 specifications shall meet the Manual on Uniform Traffic Control Devices
24 (MUTCD) requirements for sign designation (electric vehicle charging).

25 (E) Electric Vehicle Charging Plan. Per the requirements of Section 24-80(B)(4), a
26 parking plan that accurately depicts the location of all electric vehicle infrastructure
27 and charging stations shall be provided.

28 (F) Adjustments. If a situation arises whereby the requirements to provide charging
29 stations as required by subsection (C) above cannot be met due to extenuating
30 circumstances, the development review committee (or a subcommittee thereof) is
31 authorized to grant an adjustment to the strict application of this subsection.

1 (G) Applicability. The provisions of this Section shall apply to applications for
2 residential building permits submitted subsequent to _____, the
3 date of adoption of this Ordinance.

4
5 **SECTION 3.** If any clause, section or other part of this Ordinance shall be held by
6 any Court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional
7 or invalid part shall be considered as eliminated and in no way affecting the validity of the
8 other provisions of this Ordinance.

9
10 **SECTION 4.** All Ordinances or parts of Ordinances in conflict herewith are hereby
11 repealed to the extent of such conflicts.

12
13 **SECTION 5.** It is the intention of the City Commission of the City of Oakland
14 Park, that the provisions of this Ordinance shall become and be made a part of the Code of
15 Ordinances of the City of Oakland Park, Florida, and the Sections of this ordinance may
16 be renumbered, re-lettered and the word "Ordinance" may be changed to "Section,"
17 "Article," or such other word or phrase in order to accomplish such intention.

18
19 **SECTION 6.** This Ordinance shall be effective upon its passage and adoption by
20 the City Commission of the City of Oakland Park.

1 **PASSED BY THE CITY COMMISSION OF THE CITY OF OAKLAND PARK,**
2 **FLORIDA, ON FIRST READING, THIS 5th DAY OF MAY 2021.**

3
4 M. CARN _____
5 A. GORDON _____
6 M. ROSENWALD _____
7 M. SPARKS _____
8 J. BOLIN _____
9

10
11
12 **PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF**
13 **OAKLAND PARK, FLORIDA, ON SECOND READING, THIS _____ DAY OF**
14 **_____ 2021.**

15
16 CITY OF OAKLAND PARK, FLORIDA
17

18
19 _____
20 MAYOR JANE BOLIN
21

22 M. CARN _____
23 A. GORDON _____
24 M. ROSENWALD _____
25 M. SPARKS _____
26 J. BOLIN _____
27

28 ATTEST:
29
30
31

32 _____
33 RENEE M. SHROUT, CMC, CITY CLERK
34
35

36 LEGAL NOTE:

37 I hereby certify that I have approved the form of this Ordinance (O-2021-XXX):
38
39
40

41 _____
42 DONALD J. DOODY, CITY ATTORNEY

