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AGENDA ITEM SUMMARY

MEETING DATE: April 15, 2024

AGENDA ITEM NO.: 15

FOR:

City of Weston Indian Trace Development District Bonaventure Development District

TITLE:

An Ordinance of the City of Weston, Florida, amending the Code of Ordinances of the City, by creating a new Section 100.30, to be entitled "Filming on Specified Property," adopting the Broward County Filming on Specified Property Ordinance; and providing for an effective date.

Public Hearing and First Reading

SUMMARY EXPLANATION & BACKGROUND:

Adopts and incorporates the Broward County Filming on Specified Property Ordinance as part of the City Code (including the definitions contained therein), except to the extent it conflicts with any provisions of the City Code, in which case the City Code shall govern.

REQUESTED ACTION: Approval

EXHIBITS (LIST): (i) Ordinance, and (ii) Business Impact Estimate

PREPARED BY:

Jamie Alan Cole, City Attorney

PETITIONER/REPRESENTATIVE:

Not Applicable

RECOMMENDED FOR CONSIDERATION BY:

Donald P. Decker, City Manager/CEO
 Jamie Alan Cole, City Attorney

FUNDING SOURCE:

Not Applicable

VOTING REQUIRED FOR PASSAGE:

Majority Majority Plus One Unanimous

COMMISSION ACTION:

	M	2	Y	N		
					Approved as presented	
Commissioner Mead					Approved as amended	
Commissioner Eddy					Approved with conditions	
Commissioner Molina-Macfie					Continued to	
Commissioner Jaffe					Deferred to	
Mayor Brown					To deny	

CITY OF WESTON, FLORIDA
ORDINANCE NO. 2024-__

AN ORDINANCE OF THE CITY OF WESTON, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY, BY CREATING A NEW SECTION 100.30, TO BE ENTITLED "FILMING ON SPECIFIED PROPERTY," ADOPTING THE BROWARD COUNTY FILMING ON SPECIFIED PROPERTY ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, First, the City Commission desires to adopt the Broward County Filming on Specified Property Ordinance; and

WHEREAS, Second, the City Commission finds that it is in the best interest of the City to adopt this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Weston, Florida:

Section 1. The foregoing "Whereas" clauses are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2. Amendment to Chapter 100.

Chapter 100, "Public Parks, Recreation and Special Events" of the Code of Ordinances of the City of Weston, is amended to read as follows:

§ 100.30. FILMING ON SPECIFIED PROPERTY.

100.30(A) **Adoption of the Broward County Filming on Specified Property Ordinance.** The City adopts and incorporates the Broward County Filming on Specified Property Ordinance as part of the City Code (including the definitions contained therein), except to the extent it conflicts with any provisions of the City Code, in which case the City Code shall govern.

100.30(B) **Film permit.** A film permit for a Production on Specified Property shall be in the sole discretion of the Broward County Film Commission, unless the City Manager or designee objects to the proposed Production because it:

100.30(B)(1) Impedes public access; or

100.30(B)(2) Conflicts with scheduled activities; or

100.30(B)(3) Imperils public safety; or

100.30(B)(4) Negatively impacts the surrounding area or use of the property, including but not limited to impacts to traffic, environment, noise, or the public's peaceful enjoyment of such property;
or

Coding: underlined words are additions to existing text, ~~struck-through~~ words are deletions from existing text, shaded text reflects changes to provisions that are proposed to be re-adopted.

1 100.30(B)(5) Is proposed by an applicant or its representative(s) who previously created a disruptive
2 situation at the same location, or was previously guilty of violation of this Section; or
3

4 100.30(B)(6) Is not in the best interests of the City.
5

6 100.30(C) **City Manager review.** Upon submission of a film permit application to the Film
7 Commission, the Film Commission shall provide the application to the City Manager, who shall
8 review the application based upon the criteria set forth in Section 100.30(B). Within ten business
9 days of receipt of an application, the City Manager shall advise the Film Commission that either (a)
10 the City does not object to the application being issued, (b) the City does not object to the application
11 being issued, subject to specified conditions (which may address matters including, but not limited
12 to, advance notice to surrounding properties, limits on the continuous duration of or the timing of
13 the Production, limits on the display of commercial messages, hiring of off-duty police or fire, limits
14 on Vehicles, and compliance with all applicable laws and regulations) or (c) the City objects to the
15 application being issued.
16

17 100.30(D) **Designated locations.** The City Manager may designate one or more approved locations
18 for a Production on Specified Property. The City Manager may limit the number or duration of, or
19 place other appropriate limitations on, permits approved for each property, or for each approved
20 location at a property. If there are more applicants than available permits for a particular location,
21 the City Manager or designee will select the permittee from the applicants who are eligible to be
22 approved pursuant to this Section on a first come, first serve basis.
23

24 **Section 3. Codification.**

25
26 It is the intention of the City Commission that the provisions of this Ordinance become and
27 be made part of the City Code, and that the Sections of this Ordinance and Code may be renumbered
28 or relettered and the word "ordinance" may be changed to "section" or such other appropriate word
29 or phrase to accomplish such intentions.
30

31 **Section 4. Severability.**

32
33 Should any section, paragraph, sentence, clause, phrase or other part of this Ordinance be
34 declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity
35 of this Ordinance as a whole or any portion thereof, other than the part so declared to be invalid.
36

37 **Section 5. Conflict.**

38
39 That all Sections or parts of Sections of the Code of Ordinances, all Ordinances or parts of
40 Ordinances, and all Resolutions, or parts of Resolutions, in conflict with this Ordinance are repealed
41 to the extent of such conflict.
42

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1 **Section 6. Effective Date.**

2 This Ordinance shall become effective upon passage and adoption.

3 PASSED ON FIRST READING _____.

4 PASSED AND ADOPTED ON SECOND READING _____.

5 CITY COMMISSION
6 CITY OF WESTON, FLORIDA

7 _____
8 Margaret Brown, Mayor

9 ATTEST:

10 _____
11 Patricia A. Bates, MMC, City Clerk

12 Approved as to form and legality
13 for the use of and reliance by the
14 City of Weston only:

15 _____
16 Jamie Alan Cole, City Attorney

17 Roll Call:
18 Commissioner Mead _____
19 Commissioner Eddy _____
20 Commissioner Molina-Macfie _____
21 Commissioner Jaffe _____
22 Mayor Brown _____

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