

ORDINANCE NO. 1290

AN ORDINANCE OF THE CITY OF SATELLITE BEACH, BREVARD COUNTY, FLORIDA, AMENDING SECTION 30-416(c) TO ADD A NEW SUBSECTION (16) TO ALLOW LOW-SPEED VEHICLE RENTALS AS A CONDITIONAL USE TO THE COMMERCIAL ZONING DISTRICT; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

WHEREAS, City Council finds that allowing low-speed vehicle (LSV) rentals, as conditional uses in the City's commercial zoning district will promote economic activity while maintaining compatibility with surrounding properties; and

WHEREAS, City Council further finds that requiring screening of low-speed vehicles at these rental establishments will protect the aesthetic character of the community and minimize visual impacts; and

WHEREAS, City Council, following all public hearings required by law preliminary to the adoption of this ordinance, has determined that the proposed amendment contained herein is consistent with the Satellite Beach Comprehensive Plan and adopted Land Development Regulations, and is in the best interest of the health, safety and welfare of the City and its residents to adopt this ordinance.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL FOR THE CITY OF SATELLITE BEACH, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The foregoing recitations are true and correct, and by this reference are incorporated herein.

SECTION 2. Section 30-416. C, commercial district, is amended to add a new subsection (16) to the conditional uses allowed in subsection (c), and to renumber current subsection (16) to read as follows:

Sec. 30-416. C, commercial district.

* * * * *

(c) *Conditional uses.* Conditional uses are as follows:

* * * * *

(16) Rental of low-speed vehicles, as currently defined by §320.01, Florida Statutes (2025), provided that all low-speed vehicles shall be parked onsite either inside a building or behind a ninety-five (95%) percent opaque fence and not be visible over the top of the fence. A vegetative buffer that

provides the same screening as the required fence may be substituted for the opaque fence.

(167) In addition to complying with the general conditional use requirements of this Code, pain management clinics shall comply with the provisions of section 30-621 of this Code.

SECTION 3. SEVERABILITY CLAUSE. In the event a court of competent jurisdiction shall hold or determine that any part of this Ordinance is invalid or unconstitutional, the remainder of the Ordinance shall not be affected, and it will be presumed that the City Council for the City of Satellite Beach did not intend to enact such invalid or unconstitutional provision. It shall be assumed that the City Council would have enacted the remainder of this Ordinance without said invalid and unconstitutional provision thereby causing said remainder to remain in full force and effect.

SECTION 4. REPEAL OF INCONSISTENT PROVISIONS. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. EFFECTIVE DATE. This Ordinance shall become effective immediately upon its adoption.

This Ordinance was duly passed on first reading at a regular meeting of the City Council on the 3rd day of June 2026, and adopted on the second and final reading at the regular meeting of the City Council on the ___ day of _____, 2026.

STEVEN L. OSMER, MAYOR

ATTEST:

GWEN PEIRCE, CITY CLERK