

ORDINANCE NO. 26-028

1 **AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF**
2 **BOYNTON BEACH, FLORIDA, AMENDING PART III, CHAPTER 1,**
3 **ARTICLE II, "DEFINITIONS," TO CREATE A PERSONAL INSTRUCTION**
4 **AND CONSULTATION SERVICES USE CLASSIFICATION; AND**
5 **AMENDING CHAPTER 3, ARTICLE IV, "USE REGULATIONS," TO AMEND**
6 **THE USE MATRIX AND USE FOOTNOTES TO ESTABLISH THE ZONING**
7 **DISTRICTS IN WHICH THE USE IS PERMITTED OR CONDITIONAL;**
8 **PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY;**
9 **PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE**
10 **DATE.**

11
12 **WHEREAS**, Part III "Land Development Regulations," Chapter 3 "Zoning," Article IV "Use
13 Regulations," Section 3 "Use Regulations" of the City's Code of Ordinances currently permits the
14 Fortune Teller, Palm Reader, or Psychic use only within the M-1 (Industrial) zoning district, subject
15 to General Note 22; and

16 **WHEREAS**, the City regulates the location and operation of land uses through objective
17 standards addressing the size, location, intensity, and operational characteristics of a use; and

18 **WHEREAS**, the Development Department desires to create a Personal Instruction and
19 Consultation Services use classification and to allow the uses within it in additional commercial
20 and mixed-use zoning districts on the same terms as comparable service uses, subject to Use
21 Footnote 108; and

22 **WHEREAS**, the City Commission finds that this amendment is consistent with the
23 Comprehensive Plan and serves the public health, safety, and welfare of the citizens of the City
24 of Boynton Beach.

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

Section 1: The foregoing "WHEREAS" clauses are hereby ratified as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

Section 2: The City's Code of Ordinances, Part III "Land Development Regulations," Chapter 1 "General Administration," Article II "Definitions" is hereby amended to read as follows:

PART III LAND DEVELOPMENT REGULATIONS

...

CHAPTER 1. GENERAL ADMINISTRATION

...

ARTICLE II. DEFINITIONS

...

Personal Instruction and Consultation Services - An establishment that provides instruction, coaching, advice, or consultation to individuals on an individual or small-group basis, typically by appointment or walk-in, and that is not primarily engaged in the sale of merchandise. This classification includes personal and life coaching; etiquette and image consulting; matchmaking services; genealogy services; astrology, palm reading, psychic reading, and fortune telling; and similar establishments.

...

Section 3: The City's Code of Ordinances, Part III "Land Development Regulations," Chapter 3 "Zoning," Article IV "Use Regulations" is hereby amended to read as follows:

PART III LAND DEVELOPMENT REGULATIONS

...

CHAPTER 3. ZONING

...

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ARTICLE IV. USE REGULATIONS

...

Sec 3. Use Regulations

...

D. Use Matrix (Table 3-28)

P = Permitted C = Conditional A = Accessory	R-1- AAB	R-1- AA	R-1- A	R-1	R-2	R-3	IPUD	PUD	MHP	C-1	C-2	C-3	C-4	CBD	PCD	SMU	MU- 1	MU- 2	MU- 3	MU- 4	MU- C	M-1	PID	PU	REC
Commercial Services																									
Personal Instruction and Consultation Services											P 1	P	P	C 108		P 108	P 108	P 108	P 108	C 108	C 108	P 22			

...

E. Use Footnotes

...

108. This use is allowed provided that it 1) is located within a multiple-tenant development on a lot that fronts on an arterial roadway; 2) does not exceed five thousand (5,000) square feet, except that if proposed within the Community Redevelopment Area the maximum size is twenty-five hundred (2,500) square feet; 3) excludes a drive-up, drive-through, or drive-in facility; 4) complies with all off-street parking requirements of Chapter 4, Article V; and 5) MU-1 district, MU-2 district, MU-3 and MU-4 district, the subject use is only allowed on lots fronting on arterial or collector roadways.

Section 4: Codification.

It is the intention of the City Commission of the City

of Boynton Beach, and it is hereby ordained that the provisions of this Ordinance shall become

and be made a part of the Code and Ordinances of the City of Boynton Beach, Florida. The City

Clerk is hereby directed to forward this to Amanda Radigan, Development Director, to incorporate

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this Ordinance into the Land Development Regulations, and to make such section renumbering, relettering, and formatting changes as may be necessary to accomplish such intent, including the correction of typographical errors and the updating of cross-references.

Section 5: Severability. If any clause, section, or other part of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this Ordinance.

Section 6: Conflicts. That all Ordinances or parts of Ordinances, Resolutions, or parts of Resolutions in conflict herewith, be and the same are repealed to the extent of such conflict.

Section 7: Effective Date. That this Ordinance shall take effect immediately upon passage.

[SIGNATURES ON THE FOLLOWING PAGE]

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FIRST READING this ____ day of _____, 2026.

SECOND, FINAL READING AND PASSAGE this ____ day of _____, 2026.

CITY OF BOYNTON BEACH, FLORIDA

YES NO

Mayor – Rebecca Shelton

Vice Mayor – Thomas Turkin

Commissioner – Angela Cruz

Commissioner – Mack McCray

Commissioner – Aimee Kelley

VOTE

ATTEST:

Tammy Stanzione
Interim City Clerk

Rebecca Shelton
Mayor

APPROVED AS TO FORM:

(Corporate Seal)

Shawna G. Lamb
City Attorney