

**ORDINANCE NO. 2017-033**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AMENDING THE CITY'S CODE OF ORDINANCES, BY AMENDING CHAPTER 13, "LAND DEVELOPMENT CODE," ARTICLE III, "ZONING REGULATIONS," DIVISION 8, "MASTER BUSINESS LIST," SECTION 13-621, "MASTER BUSINESS LIST - B-2, B-3, AND B-4," AND SECTION 13-623, "MASTER BUSINESS LIST - O-2, O-3," TO REVISE REGULATIONS PERTAINING TO DRUG STORES AND PHARMACIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Commission of the City of Coconut Creek has the authority to protect the health, safety, and welfare of its residents; and

**WHEREAS**, the City of Coconut Creek has the authority to make regulations pertaining to land use and development within the City of Coconut Creek; and

**WHEREAS**, the City Commission desires to amend Chapter 13 of the Code of Ordinances, Article III, Division 8, by amending Sections 13-621 and 13-623 to establish Drug Store and Pharmacy uses within certain zoning districts as a special land use; and

**WHEREAS**, the Planning and Zoning Board reviewed the proposed text amendment at a public hearing held on July 12, 2017, and voted to recommend approval of the changes; and

**WHEREAS**, the Planning and Zoning Board has determined that the change is consistent with and furthers the goals, objectives and policies of the Comprehensive Plan.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA AS FOLLOWS:**

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**Section 1: Ratification.** That the foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance.

**Section 2:** That the Code of Ordinances of the City of Coconut Creek, Florida, shall be amended by amending Chapter 13, “Land Development Code,” Article III, “Zoning Regulations,” Division 8, “Master Business List,” Section 13-621, “Master business list – B-2, B-3, and B-4,” and Section 13-623, “Master business list – O-2, O-3” to read as follows:

Sec. 13-621. – Master business list – B-2, B-3, and B-4.

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Drug stores and pharmacies	<u>SP</u> (1,2)	<u>SP</u> (1,2)	<u>SP</u> (1,2)
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Sec. 13-623. – Master business list – O-2, O-3.

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Drug stores <u>and pharmacies</u>		<u>SP</u>
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**Section 3: Conflicts.** That all ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

**Section 4: Severability.** That should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence, clause or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part hereof other than the part declared invalid.

**Section 5: Codification.** That the provisions of this Ordinance shall be codified within the Code of Ordinances of the City of Coconut Creek, Florida, and any paragraph or section may be renumbered to conform with the Code of Ordinances.

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**Section 6: Effective Date.** That this Ordinance shall become effective upon its passage on second and final reading.

**PASSED FIRST READING THIS 14<sup>TH</sup> DAY OF SEPTEMBER, 2017.**

**PASSED SECOND READING THIS \_\_\_ DAY OF \_\_\_\_\_, 2017.**

\_\_\_\_\_  
Rebecca A. Tooley, Mayor

Attest:

\_\_\_\_\_  
Leslie Wallace May, City Clerk

	<u>1st</u>	<u>2nd</u>
Tooley	<u>Aye</u>	_____
Rydell	<u>Aye</u>	_____
Sarbone	<u>Aye</u>	_____
Belvedere	<u>Aye</u>	_____
Welch	<u>Aye</u>	_____

O:\Documents\ORDINANCES\2017\Medical Marijuana Ordinance\CHANGES SINCE JUNE 2017\ORDIN 2017-033 Pharmacy Regulations.docx  
EML  
8/1/17

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