

ORDINANCE NO. 319

AN ORDINANCE OF THE CITY OF WEST MIAMI, FLORIDA, AMENDING SECTION 4-A.4(d) OF ORDINANCE 282 AS AMENDED PERTAINING TO SETBACKS AND BUILDING LINES FOR UTILITY STORAGE SHEDS; AMENDING CERTAIN SUBSECTIONS OF SECTION 14 THEREOF PERTAINING TO SIGN REGULATIONS AND PROVIDING THAT APPLICATIONS FOR SIGN PERMITS BE APPROVED BY THE PLANNING AND ZONING BOARD AND PROVIDING METHOD OF REVIEW; EXPRESSING INTENT OF SEPARABILITY; PROVIDING PENALTIES FOR VIOLATIONS THEREOF; EXPRESSING INTENT THAT SAME NOT BE INCLUDED IN THE CITY CODE; AND ESTABLISHING EFFECTIVE DATE.

NOW, THEREFORE, BE IT ENACTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WEST MIAMI:

Section 1. Subsection 4A.4(d) of Ordinance 282 as amended shall be amended to read as follows:

"(d) Sheds which are attached to the building shall not be attached to the front of the building, and if located on the side of the building shall be concealed by trees or shrubs so as not to be visible from the street. All sheds attached to buildings shall conform to side setbacks and in no event shall be nearer than three feet to the rear property line. Detached sheds may be installed only to the rear of existing buildings and shall not be closer than three feet to the existing building. All detached sheds shall be installed no nearer than three feet to the rear property line and shall conform to side setbacks or be within the side lines of the building as extended to the rear, whichever shall be the greater distance from the side property line. Attached sheds shall be installed so that the side adjacent to the building shall be flush with and contiguous to the wall of the building to which it is attached."

Section 2. Subsection 14.6 of Ordinance 282 shall be amended to read as follows:

"Subsection 14.6. Certain signs permitted in "C" Use Districts: In addition to other signs permitted in "C" Use Districts under this ordinance, revolving signs, sparkling signs, flowing signs, and directional flow signs are permitted in "C" Use Districts subject to the limitations of this Ordinance as to classification and size of and number of signs permitted upon "C" Use District properties. All such signs shall be classified as to type and construction as provided herein."

Section 3. The last sentence of subsection 14.7(a) of Ordinance 282 as amended, reading as follows:

"In addition, one portable sign not exceeding 3 feet x 4 feet shall be permitted on the premises."

Section 4. Subsection 14.12, Ordinance 282 as amended, is amended by adding thereto subsection (e) reading as follows:

"(e) No permit for a sign to be erected in a "C" Use Zoning District shall be issued until application therefor containing sketch of prepared sign shall have been submitted to and approved by the Planning and Zoning Board as to size, shape, color, and design as they pertain to compatability and suitability to the surrounding area. Any person aggrieved by a decision of said Board may appeal same to the City Council in accordance with the procedure for appealing from decisions of the Board on applications for exceptions and variances, upon payment of the fees therein provided. Times for appealing from the Board and times that the action of the Board and Council shall become final shall be as provided in this Ordinance with reference to appeals from exceptions and variances."

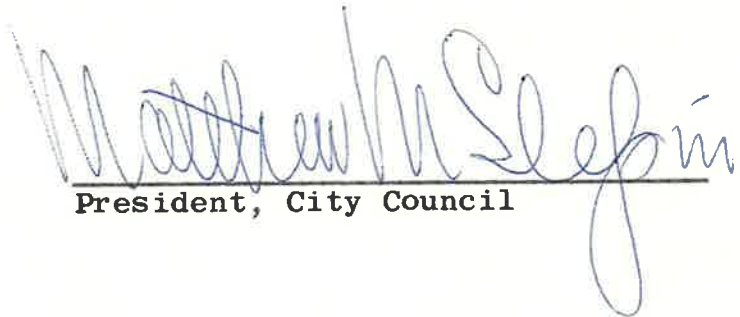
Section 5. Should any section, clause, or provision of this Ordinance be declared and adjudged by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof other than the part so declared to be invalid.

Section 6. Any person, firm or corporation who shall violate or fail to comply with any provisions of this ordinance shall be guilty of a misdemeanor and shall be fined by a fine of not more than Five Hundred (\$500.00) Dollars, or imprisoned for not more than sixty (60) days, or both, in the discretion of the Judge of the City Court. Each day that a violation is permitted to exist shall constitute a separate offense.

Section 7. Because of the content and nature of this ordinance it shall not be included in and made a part of the City Code.

Section 8. This Ordinance shall take effect July 1,  
1971.

PASSED and ADOPTED this 16th day of June, 1971.

  
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President, City Council

Attest:

  
\_\_\_\_\_  
City Clerk

APPROVED:

  
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MAYOR