



## City of Hallandale Beach City Commission Agenda Cover Memo

Meeting Date:	File No.:	Item Type:	1 <sup>st</sup> Reading	2 <sup>nd</sup> Reading	
<b>11/20/2024</b>	<b>24-532</b>	<input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance <input type="checkbox"/> Other	Ordinance Reading	<b>11/20/2024</b>	<b>12/4/2024</b>
			Public Hearing	<input type="checkbox"/>	<input type="checkbox"/>
			Advertising Required	<input type="checkbox"/>	<input type="checkbox"/>
			Quasi-Judicial:	<input type="checkbox"/>	<input type="checkbox"/>
Fiscal Impact (\$):	Account Balance (\$):	Funding Source:	Project Number:		
<b>N/A</b>	<b>N/A</b>	<b>N/A</b>	<b>N/A</b>		
Contract/P.O. Required	RFP/RFQ/Bid Number:	Sponsor Name:	Department:		
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>N/A</b>	<b>City Attorney</b>	<b>City Attorney's Office</b>		
Strategic Plan Focus Areas:					
<input type="checkbox"/> Fiscal Stability	<input type="checkbox"/> Resident Services	<input checked="" type="checkbox"/> Public Safety	<input type="checkbox"/> Infrastructure & Mobility	<input type="checkbox"/> Economic Development & Affordable Housing	
Implementation Timeline:					
Estimated Start Date: 12/4/2024			Estimated End Date: 12/4/2024		

**SHORT TITLE:**

**AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, REPEALING AND REPLACING CHAPTER 19, SECTION 19-1, "CAMPING AND OBSTRUCTING PUBLIC STREETS; PROHIBITED PUBLIC PLACES," OF THE CITY OF HALLANDALE BEACH CODE OF ORDINANCES; PROVIDING FOR CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**STAFF SUMMARY:**

During the 2024 legislative session the Florida Legislature enacted House Bill 1365, which prohibits counties or municipalities from authorizing or otherwise allowing "any person to regularly engage in public camping or sleeping on any public property, including, but not limited to, any public building or its grounds and any public right-of-way under the jurisdiction of the county or municipality." While the City already has code in place prohibiting camping and sleeping in certain locations, the current code does not

address the full breadth of HR 1365. Further, enforcing the prohibition through municipal ordinance has raised issues the Broward Sheriff's Office because the City does not maintain its own jail and uses the county jail. Although there has not previously been an issue with utilization of the County jails, the potential for large scale enforcement brought the issue to the forefront.

In order to comply with HB 1365, on October 8, 2024, Broward County passed an Ordinance to ban camping and sleeping in public in the areas under the jurisdiction of the County. This includes public property in any municipality in the county that does not have a conflicting ordinance. The proposed ordinance will repeal the existing code provision and replace it with a code section setting the City's policy to match that expressed in Broward County Ordinance 2024-37 and authorizing police to enforce the county's ordinance.

**PROPOSED ACTION:**

The City Commission considers the attached Ordinance.

**ATTACHMENT(S):**

Exhibit 1 – Proposed Ordinance

Prepared By: \_\_\_\_\_  
Jennifer Merino  
City Attorney