1	EXHIBIT 1
2	ORDINANCE NO. 2022-
3	
4	AN ORDINANCE OF THE MAYOR AND CITY
5 6	COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AMENDING CHAPTER 32 – ZONING AND
7	LAND DEVELOPMENT TO ENACT A REQUIREMENT
8	FOR AN ANNUAL CERTIFICATE OF USE FOR ALL
9	BUSINESSES LOCATED IN THE CITY INCLUDING HOME
10 11	BASED BUSINESSES; CREATING SECTIONS 32-10 THROUGH SEC. 32-20 TO PROVIDE FOR DEFINTIONS,
11	APPLICATIONS, INSPECTIONS, FEES, ENFORCEMENT,
13	AND OTHER RELEVANT PROVISIONS; PROVIDING
14	FOR CONFLICT; PROVIDING FOR CODIFICATION;
15	PROVIDING FOR SEVERABILITY; AND PROVIDING AN
16 17	EFFECTIVE DATE.
	MUEDEAC on January C. 2024 the City Commission ensued the exection of
18	WHEREAS, on January 6, 2021, the City Commission approved the creation of
19	the Business Tax and Regulations Division, which includes the concept of a Certificate
20	of Use (CU) program; and
21	
22	WHEREAS, the CU program is a centralized compliance tool that ensures that all
23	businesses, existing and new, abide by applicable regulations, promotes building safety
24	and environmental standards among other principles, includes verification of parking,
25	solid waste services, grease traps, and safety concerns, addresses hazards and unsafe
26	conditions, and tracks and seeks to reduce quantity of delinquent businesses; and
27	
28	WHEREAS, the Mayor and City Commission find that amending Chapter 32,
29	ZONING AND LAND DEVELOPMENT, ARTICLE I – GENERAL PROVISIONS, to add
30	Sec. 32-10 to Sec. 32-21 to adopt the CU program, and to modify Sec. 32-370 Home
31	Based Businesses, is in the public interest.
32	
33	NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE
34	CITY OF HALLANDALE BEACH, FLORIDA:
	CODING [,] Words in struck through type are deletion from

35 36	Section 1. Chapter 32, ZONING AND LAND DEVELOPMENT, ARTICLE I –
37	GENERAL PROVISIONS, is hereby amended to create, "Division 2 -Certificates of
38	Use," and Sec. 32-10 to 32-21 as follows:
30	
39	Division 2- Certificate of Use
40	Sec. 32-10. – Definitions
41	The following words, terms and phrases, when used in this division, shall have
42	the meanings ascribed to them in this section, except where the context clearly
43	indicates a different meaning:
44	(a) Business means and includes all vocations, occupations, professions,
45	enterprises, establishments, and all activities and matters, together with all
46	devices, machines, vehicles, and appurtenances used therein, any of which
47	are conducted for private profit or benefit, either directly or indirectly, on or
48	from any premises in the city.
49	
50	(b) Certificate of use means a document issued by the city manager, or
51	designee, verifying the zoning use classification of any business within any
52	approved structure or building or unit therein, after inspection of the premises
53 54	and proof of compliance with all the requirements of this Code and all other applicable laws and regulations.
55	applicable laws and regulations.
56	(c) Multi-family building means a building or property containing more than 2
57	(two) residential dwelling units.
58	
59	(d) Non-city regulatory agency means any federal, state, or county agency
60	responsible for enforcing federal, state, or county regulations imposed on
61	business within the city.
62	
63	(e) Profession means a vocation or occupation requiring a state license, usually
64	indicative of advanced education and skill.
65	
66	(f) Residential rental means any residential dwelling unit, including a single-
67	family home, used for the purpose of tenancy or leasing, subleasing, or rental
68	for a duration of 30 days or more.
69	
70	

71	<u>Sec. 32-11. – Certificate of use required.</u>
72	(a) It shall be unlawful for any person, either directly or indirectly, to engage
73	in or to conduct any business, as defined by this article, in the city, without first
74	making an application for, and having obtained, a certificate of use. The
75	requirement for a certificate of use applies regardless of the type of location at
76	which the business activity is conducted and includes, but is not limited to,
77	conducting business from commercial properties, multi-family buildings,
78	duplexes, or single-family homes.
79	
80	(b) All certificates of use issued by the city, unless otherwise provided by law,
81	shall be displayed in a conspicuous place within the subject establishment or on
82	the premises thereof and shall be displayed to the general public or any official of
83	the city upon request during normal business hours.
84	
85	(c) All existing businesses holding a valid business tax receipt as of the
86	effective date of enactment of this division shall be deemed to have a certificate
87	of use as of the date of enactment and shall apply for a renewal certificate of
88	use by September 30, 2022. If a business fails to timely submit the required
89	application, the business shall be deemed to be out of compliance with this
90	division as if conducting business without a certificate of use.
91	
92	(d) Exemptions. The following uses shall be exempt from the provisions of
93	this article:
94	
95	(1) Condominium associations are not deemed a business use but must
96	comply with Section 9-10 of the city code. Individual condominium
97	units that are used to engage in business or leased or rented for a
98	duration of 30 days or more must comply with this article.
99	(2) Professions. Where a business location serves as a place of business
100	for one or more licensed professionals, whom are each required to
101	obtain an individual licensed professional business tax receipt, only a
102	single certificate of use is required for the location pursuant to which a
103	valid local business tax receipt has or will be issued. Individual
104	Licensed Professional Business Tax Receipts issued to licensed
105	professionals do not require a certificate of use.
106	(3) Customary activities of religious, charitable, nonprofit service clubs
107	and organizations, or educational nonprofit institutions as those terms
108	are defined in Florida Statutes Ch. 205, as may be amended.
109	(4) Any business which does not have a physical location within the city.
110	

 (a) <u>No certificate of use shall be issued for more than one year, certificates shall expire on September 30 of each succeeding year.</u> (b) <u>If September 30 falls on a weekend or holiday, the fee shall be due payable on or before the first business day following September 30.</u> (c) <u>If a business which has been issued a certificate of use is moved from location to another properly zoned location in this city, or if the business transferred to a new owner, a new certificate of use shall be required. Note that the full shall be the shall be required. Note that the full shall be the shall be required. Note that the full shall be the shall be required. Note that the full shall be the shall be required. Note that the full shall be the shall be required. Note that the full shall be the shall be required. Note that the full shall be the shall be the shall be required. Note that the full shall be the shall be required. Note that the shall be the sha</u>
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115payable on or before the first business day following September 30.116(c)If a business which has been issued a certificate of use is moved from117location to another properly zoned location in this city, or if the business118transferred to a new owner, a new certificate of use shall be required. No reprint the business
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117location to another properly zoned location in this city, or if the business118transferred to a new owner, a new certificate of use shall be required. No
118 transferred to a new owner, a new certificate of use shall be required. No
119 <u>certificate of use shall be issued until a new business inspection is complete</u>
120 the new business location or premises and the business is found to comply v
121 <u>the provisions herein.</u>
122 (d) If any person operates any business at more than one location, e
123 location shall be considered a separate business; and a separate certificate
124 <u>use, therefore, is required.</u>
125 Sec. 32-13. – Application for certificate of use.
126 (a) It shall be the duty of any person conducting business to file
127 <u>application with the city for a certificate of use.</u>
128 (b) An application shall be filed on a standard application form supplied
129 the city and shall be submitted in a manner determined by the city.
130 <u>application shall not be considered complete until the application satisfies</u>
131 requirements of this section and the required application fee is paid.
132 (1) <u>Contents. In addition to other information as may be required,</u>
133 <u>application shall contain the following information and shall be accompar</u>
134 by the following documents:
135 <u>a. Identity.</u>
136 <u>i.</u> An applicant shall provide its legal name, any aliases, and date
137 birth or formation if the applicant is a partnership or corporation.
138 <u>ii.</u> <u>A partnership shall provide the full and complete name of</u>
139 partnership and the name and address of all partners.
140 <u>iii.</u> A corporation shall provide the exact and complete corporation
141 <u>name, the date of its incorporation, the name and address of</u>
142 registered corporate agent for service of process, and the names
143 <u>addresses of all corporate officers.</u>
144 b. Address. The application shall list the current local and legal domicili
145 <u>a residential address of the applicant, and the name and address of</u>
146 agent authorized to receive notice for purposes of this article.
147 <u>c. Property Owner Authorization. If the applicant is not the owner of</u>
148 property at which the business activity will take place, the applicant m

149	submit an authorization from the property owner for use of the property in
145	the manner specified by the application. Such authorization will be on a
150	form as provided by the City.
151	d. Valid email address.
152	e. Business name. If the applicant intends to conduct the business under a
155 154	name other than that of the applicant, the applicant shall state the
155	establishment's fictitious name and the county of registration under F.S.
156	<u>§ 865.09.</u>
157	f. <u>License/receipt history. Whether the applicant has had a previous</u>
158	license/receipt suspended or revoked in any jurisdiction, as well as the
159	date of the suspension or revocation, the location of the establishment
160	for which the license/receipt was suspended or revoked, as well as the
161	date of the suspension or revocation.
162	g. <u>A detailed description of the proposed business activity.</u>
163	h. Operational information.
164	 Location of the proposed business, including the legal street address.
165	ii. The applicant's mailing address.
166	iii. The name and phone number of the individual who will represent the
167	business/property during the new business inspection.
168	iv. The telephone number of the business.
169	v. A copy of any license, registration, or certification required for the
170	profession or occupation, or a copy of all applications for such
171	license, registration, or certification. A certificate of use shall not be
172	issued until copies of the final license, registration, or certification are
173	provided to the city.
174	(c) Inspections. Prior to the issuance of a new certificate of use, a site
175	inspection shall be required. If the inspection results in a denial, a
176	reinspection shall be conducted by the city after being requested by the
177	applicant. No additional fee shall be required for the first reinspection.
178	Nothing contained in this section shall prevent the city from seeking
179	revocation of a certificate of use as provided for in this division.
180	(d) A certificate of use application shall remain valid for a period not to exceed
181	sixty (60) days. Applications not completed within sixty (60) days of initial
182	submission shall be voided or denied, and a new application and fees shall be
183	required.
100	
184	<u>Sec. 32-14. – Renewal of certificate of use.</u>
185	(a) The applicant shall have until September 30 th to pay the required renewal
185	fees. If September 30 falls on a weekend or holiday, the fee shall be due
180	and payable on or before the first business day following September 30.
187	and payable of or before the mat business day following coptember so.
100	

(b) The City shall endeavor to notify all certificate holders that their certificates 189 of use are due for renewal. However, if such certificate holder does not 190 receive a renewal notification, it is his/her responsibility to renew the 191 certificate of use no later than September 30th, to avoid delinguent charges. 192 (c) Any current certificate of use may, at the discretion of the City, be renewed 193 for each new certificate year provided the applicant signs the following 194 certification: 195 "I the undersigned hereby certifies that the certificate of use for which I 196 197 am now applying is one for a renewal of a current certificate of use which is now in full force and effect. I have not changed the authorized use of 198 199 the premises nor have I made any physical or structural changes to the premises and do not plan to make any physical or structural changes to 200 the premises." 201 (d) It shall be the applicant's responsibility to notify the city of any changes to 202 the business. If any of the information required provided in the original 203 application changes after the original certificate of use has been issued, the 204 205 applicant shall provide updated information and the applicable modification fee within 30 days of such change. If an applicant changes the authorized 206 use of the premises or makes or proposes any physical or structural 207 changes in the premises, a certificate of use shall be reprocessed as if the 208 certificate were a new application. 209 (e) Renewal certificates will not be issued until all delinquent payments for any 210 fee imposed under this chapter, code enforcement lien, special assessment 211 lien and/or any other debt or obligation due to the City, from the applicant or 212 in relation to the property at which the business is located, pursuant to state 213 or local law, has been paid in full. 214 215 Sec. 32-15. – Required reviews. (a) Prior to issuance of a new certificate of use or renewal, the application shall 216 be subject to review by city regulatory departments/divisions including, but 217 not limited to, Building, Planning & Zoning, Business Tax & Regulations, 218 Police and the of Public Works Departments, as determined by the city, 219 based on the proposed use. 220 (b) Proof of approval from non-city regulatory agencies may be required, based 221 222 on the proposed use. Sec. 32-16. – Inspection. 223 (a) No issuance of a certificate of use considered to be a new certificate of use 224 shall be made until the city has conducted an inspection of the business and 225

226 227	approved such location as being in compliance with the provisions of this Code.
228 229	(b) Any person applying for or obtaining a certificate of use may be subject to an annual inspection of the place of business.
230 231 232 233	(c) For the purpose of enforcing the provisions of this chapter, code officials, inspectors, and enforcement officers shall have the right of inspection provided that said inspection shall be reasonable, and no more than once a year (excluding re-inspections).
234	Sec. 32-17. Fees and penalties.
235 236 237 238 239	 (a) The amount of application, certificate, reinspection, and penalty fees related to the certificate of use shall be established by resolution. in association with a certificate of use will be on file in the city clerk's office. (b) The City shall collect an application fee for each application for a new certificate of use.
240 241 242	(c) Upon City's approval of the completed application, the applicant shall pay a certificate of use fee, or renewal fee, in full prior to the issuance or renewal of a certificate of use.
243 244	(d) <u>After-the-fact applications. The penalty for an after-the-fact application shall</u> <u>be equal to two (2) times the certificate of use fee.</u>
245 246	(e) Expired certificates of use. The penalty required for the renewal of an expired certificate of use shall be as follows:
247 248	(1) 90 days or less, the penalty fee shall be equal to twenty five percent (25%) of the certificate of use fee.
249 250	(2) 91 days to 180 days, the penalty fee shall be equal to fifty percent (50%) of the certificate of use fee.
251 252	(3) 181 days or more, the penalty fee shall be equal to one hundred percent (100%) of the certificate of use fee.
253 254 255	(f) Reinspection fee. If a certificate of use is not granted after the initial reinspection, a reinspection fee shall be charged for any additional inspections of the premises.
256	Sec. 32-18 Other certificates, licenses, taxes, and regulations.
257 258 259	The provisions of this article are cumulative and in addition to all other federal, state, county, and city laws that require certificates, licenses, permits, or business tax receipts, or provide for the collection of the certificate, license, and

260	permit fees, local business taxes, and other charges. No certificate of use issued
261	under this article shall exempt the certificate of use holder from any other
262	certificate, license, permit fee, or tax required by law, or compliance with all
263	applicable ordinances, rules, and laws. The issuance or possession of a valid
264	certificate of use obtained under the provisions of this chapter does not constitute
265	an approval of any offense, illegal activity or act prohibited by law.
266	
267	Sec. 32-19. – Denial or revocation of a certificate of use.
268	(a) An application for a certificate of use may be denied or revoked by the city
269	manager, or his or her designee, if it has been determined that:
270	(1) An applicant has misrepresented or failed to disclose material facts or
271	information required to be included in the certificate of use application or
272	any other application required by the city, county, or state.
273	(2) The applicant desiring to engage in the business as described in the
274	application, has selected a proposed site or type of business activity,
275	which does not comply with city code provisions regulating the premises
276	or other laws of the City.
277	(3) The issuance of the certificate of use was contingent upon an
278	owner/applicant's compliance with specific provisions of the city, county,
279	or state laws, and the owner/applicant has not satisfied such conditions
280	within a time specified or has violated such conditions or specific
281	provisions of law.
282	(4) The applicant has violated any provision of this division and has failed or
283	refused to cease or correct the violation within 30 days after notification
284	thereof.
285	(5) The premises have been shut down or condemned by the local health
286	authority for failure to meet sanitation standards.
287	(6) The applicant has an account with the city which is delinguent by 180
288	days or more or has an account with the city which has a balance in
289	excess of \$1,000, or the property at which the business will be
290	conducted.
291	(7) An applicant is conducting a business from a premise that does not
292	possess a valid and current business tax receipt or applicable certificate
293	of occupancy.
294	(8) The applicant fails to permit inspection by the City as required and
295	prescribed herein.
	<u>F. ooning a noronn</u>

296 297 298 299 300	(b) Revocation. Upon determination by the city that an applicant is in violation of the provisions of this divison or that a court of law has determined the business location has been utilized for criminal activity, the city manager or designee shall notify the holder of any certificate of use, in writing, of the city's intent to revoke the certificate of use.
301	Section 32-20- Enforcement and Appeals.
302	(a) Any person who violates the provisions of this division or otherwise fails to
303	obtain, or allows to expire, the certificate of use as required by this article
304	shall be subject to civil citations for a Class II offense in accordance with
305	Chapter 9 of this code and as provided for in this division.
306	(b) <u>Appeals. Any person whose application has been denied, or whose</u>
307	<u>Certificate of Use has been revoked, as provided in this article, shall have the</u>
308	<u>right to request a hearing at which the denial or can be appealed. Such a</u>
309	<u>hearing shall be governed in accordance with the following:</u>
310	 Appeals from the decisions of the city manager or his designee,
311	making determinations under this section, shall be determined by the
312	special magistrate. The appeal shall be requested in writing within ten
313	(10) calendar days of the rendition of the decision being appealed. The
314	written request for the appeal shall state fully the reasons for the
315	appeal. The appellant shall be given written notice of the date, time
316	and place of the magistrate's consideration of the appeal.
317	2) If the holder of the certificate of use requests to appeal a revocation,
318	the certificate of use shall remain in effect during the pendency of the
319	action before the special magistrate, unless otherwise stated in the
320	letter of revocation for circumstances that threaten the health, welfare
321	or safety of the general public.
322	(c) <u>Hearing.</u>
323	 Burden of proof. The appellant shall present all relevant information to
324	the magistrate. The appellant shall have the burden of affirmatively
325	demonstrating that the decision of the city manager was in error. The
326	city manager or designee may present arguments and information in
327	opposition.
328 329 330 331	 2) <u>Decision. The special magistrate shall base her decision on the requirements of this article. Such a decision shall become effective immediately.</u> 3) <u>An aggrieved party may appeal a final administrative order of the</u>
332	special magistrate to the Circuit Court of the Seventeenth Judicial
333	Circuit for Broward County by filing a petition for certiorari in

 334 335 336 337 338 339 340 341 	accordance with the Florida Rules of Appellate Procedure. Such an appeal shall not be de novo, but shall be limited to appellate review of the record created before the special magistrate. Appeals shall be filed within 30 days of the date of the written order from the special magistrate. The nature of the appeal shall be from a final administrative order. No appeal may be sought beyond the 30-day filing time as set out herein.
342	
343 344 345	SECTION 3. Section 32-370 of the Code of Ordinances is hereby amended as follows, with strike through indicating deletions and underline indicating additions: Sec. 32-370 Home occupations Home-based businesses and live/work.
346	(a) Home occupations Home-based businesses.
347 348 349 350 351 352 353 354 355	(1) Purpose. This section is intended to provide for home occupational uses home-based businesses within residential districts which are compatible with residential uses and do not detract from the residential character of the neighborhood. It is further the intent of this section to regulate the operation of a home occupation home-based businesses in such a manner that the average neighbor will be unaware of its existence. All home occupations home-based businesses shall conform with all requirements and stipulations of this section prior to the issuance of a certificate of use or business tax receipt or a an occupational license.
356 357 358 359 360	(2) Performance standards. A home occupation home-based business is allowable as an accessory use in a dwelling unit in any residential area. No home occupation home-based business shall be permitted unless it complies with all of the following standards and maintains a valid certificate of use and business tax receipt:
361 362	 The use shall be conducted entirely within a dwelling. and carried on only by the residents of the dwelling.
363 364 365 366 367 368 369	b. The employees of the business who work at the residential dwelling must also reside in the residential dwelling, except that up to a total of two (2) employees or independent contractors who do not reside at the residential dwelling may work at the business. The business may have additional remote employees that do not work at the residential dwelling.

370 371 372 373 374		The activities of the home-based business must be secondary to the property's use as a residential dwelling. No more than 25 49 percent of the area of the residence and no garage or accessory building or structure is used for the business purpose and no retail sales occur in accessory structures.
 375 376 377 378 379 380 	e <u>d</u> .	No sign relating to the home occupation home-based businesses or any business may be posted or displayed on the site. and no vehicles with any signs displaying the business or residential address, which might serve to indicate that the dwelling is being used for a business occupation use, may be located on the premises.
381 382 383	d.	No person or customer shall be serviced in person on the site nor shall the occupation be conducted in any way which would necessitate suppliers or customers visiting the site.
384 385 386		<i>Exception.</i> Individual tutoring shall be permitted at the residence, provided there are no more than two students at any one time in the residence.
387 388 389 390 391 392	<u>e.</u>	Vehicles and trailers used in connection with the business must be parked in legal parking spaces that are not located within the right- of-way, on or over sidewalks, or on any unimproved surfaces at the residence. Commercial, industrial, or agricultural vehicles, equipment, or machinery shall not be visible from the street or neighboring properties.
393 394 395	e <u>f</u> .	No goods shall be displayed for sale or as samples either inside or outside on the site. Goods which are displayed inside the residence shall not be visible from the right-of-way or any adjacent property.
396 397 398	f <u>g</u> .	No noise, odors, smoke, electrical interference, hazardous materials or nuisance of any type shall arise from or be used in the conduct of the occupation home-based businesses.
399 400 401 402	<u>gh</u> .	The address or telephone of the premises may be used for receiving business mail and telephone calls provided no more than one business phone line and one fax/modem line are used and the home address is not listed in any Yellow Pages advertising.
403 404 405 406	h <u>i</u> .	The home address shall not be used for purposes of advertising, soliciting or announcing the licensed use of the premises through printed material or any other media, except stationery and business cards.

407 408 409 410 411			ij.	The use shall not generate additional pedestrian or vehicular traffic. Parking demand related to the business activities of the home- based business may not be greater in volume than would normally be expected as a similar residence where no business is conducted.
412 413 414 415 416			<u>jk</u> .	Pharmacies and businesses related to marijuana, including medical marijuana, preparation, cultivation, storage, processing, manufacturing, and delivery or dispensing for any person, business or occupational use are prohibited <u>except as provided for in the City's zoning provisions</u> .
417 418 419 420 421 422 423 424 425 426 427 428			(3)	Occupational licenses. All applicants for restricted occupational license shall be required to sign a sworn statement attesting to their knowledge and understanding of the restrictions and conditions of operating a home business, as set forth by this section, and advising that the residence is subject to inspection by the city. The applicant shall further execute a waiver permitting inspection, upon prior notice by the city, if the city has reasonable cause to believe that the applicant is in violation of this chapter. The license fee shall be as set by resolution of the city commission. Home based business must comply with all other applicable provisions of the code and state law as they relate to licenses, taxes, certificates and permits.
429 430 431		(4)		cability of chapter. No provision of this section may be deemed to be ver of any other requirement of this chapter unless it is expressly so d.
432 433	(b)			<i>velling units.</i> Live/work dwelling units must comply with all regulations home-based businesses above.
434 435 436 437 438		(1)	in a c accor minin	/work dwelling unit is defined by this chapter as a single dwelling unit letached building, or in a multifamily or mixed-use building, that also mmodates limited commercial uses within the dwelling unit. The num size for each unit in a detached building is 1,000 square feet; in tifamily or mixed-use building, 850 square feet.
439 440 441 442		(2) —	activi	predominate use of a live/work unit is residential, and commercial ty is a secondary use. The quiet enjoyment expectations of ential neighbors takes precedence over the work needs of a live/work
443 444		(3)		nercial uses in live/work units must be conducted entirely within the r customary residential accessory building.

445 446		(4)	Up to two employees or contractors other than members of the immediate family residing in the dwelling may work in a live/work unit.
447 448		(5)	Signage for live/work units is limited to one non-illuminated wall or window sign up to three square feet.
449 450 451 452		(6)	No commodities, stores, or display of products on the premises shall be visible from the street or surrounding residential area, and no outdoor display or storage of materials, goods, supplies, or equipment used in the live/work unit shall be permitted on the premises.
453 454		(7)	Required parking spaces shall be in accordance with general residential parking standards, plus one space per employee.
455 456 457		(8)	No equipment shall be used which creates noise, vibration, glare, fumes, or odors outside the dwelling unit that are objectionable to the normal senses.
458 459 460 461 462		(9)	Commercial uses in live/work units are limited to "offices" and to "store and services, general," as those terms are defined by this code. However, due to the residential nature of live/work units, visits from customers, clients, and suppliers shall average no more than a total of 30 visits per week.
463 464 465 466 467		(10)	Where live/work dwelling units require conditional use approval, the approval may specify an annual review process that could result in revocation if these requirements and any other conditions of approval are not maintained.
468	(c) (b)	Work	/live dwelling units.
469 470		(1)	A work/live dwelling unit is defined by this chapter as a single dwelling unit in a detached building, or in a multifamily, mixed-use, or commercial
471			building, where the predominate use of the unit is commercial.
471 472 473 474		(2)	building, where the predominate use of the unit is commercial. Because the predominate use of a work/live unit is commercial, customary commercial impacts may take precedence over the quiet enjoyment expectations of residential neighbors.
472 473		(2) (3)	Because the predominate use of a work/live unit is commercial, customary commercial impacts may take precedence over the quiet enjoyment
472 473 474 475			Because the predominate use of a work/live unit is commercial, customary commercial impacts may take precedence over the quiet enjoyment expectations of residential neighbors. Commercial uses in work/live units must be conducted entirely within the

479	(6)	Commercial use	es in	work/live	units	are	limited	to	"offices"	and to	"store
480		and services, ge	nera	l," as thos	e term	ns ar	e define	ed b	by this Co	ode.	

481(7)A work/live dwelling unit must maintain a valid certificate of use and482business tax receipt.

483 **SECTION 3. Conflict**. All ordinances or portions of the Code of Ordinances of 484 the City of Hallandale Beach in conflict with the provisions of this ordinance shall be 485 repealed to the extent of such conflict.

486

487 **SECTION 4. Codification**. It is the intention of the Mayor and City Commission 488 that the provisions of this ordinance be incorporated into the Code of Ordinances; to 489 effect such intention the words "ordinance" or "section" may be changed to other 490 appropriate words.

491 **SECTION 5. Severability**. Should any provision of this ordinance be declared by 492 a court of competent jurisdiction to be invalid, the same shall not affect the validity of the 493 ordinance as a whole, or any part thereof, other than the part declared to be invalid.

- 494 **SECTION 6. Effective Date.** This Ordinance shall take effect _____, 20__.
- 495

496	PASSED AND ADOPTED ON $1^{\rm ST}$ reading on _	, 2022.
497	PASSED AND ADOPTED ON 2 ND reading on	, 2022.
498 499 500 501 502		JOY F. COOPER MAYOR
503	SPONSORED BY: CITY ADMINISTRATION	
504 505	ATTEST:	
506 507 508 509	JENORGEN M. GUILLEN, CMC CITY CLERK	
	CODING: Manda in structurthe	and the second all at the function

- 510 APPROVED AS TO LEGAL SUFFICIENCY
- 511 AND FORM
- 512
- 513
- 514
- 515
- 516 JENNIFER MERINO
- 517 CITY ATTORNEY
- 518