

EXHIBIT 1
ORDINANCE NO. 2025-

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AMENDING CHAPTER 28, TO CREATE ARTICLE V, "CONTROLLED ACCESS," SECTION 28-220, "CONTROLLED ACCESS" TO REQUIRE THE PRESENTATION OF A VALID DRIVER'S LICENSE TO PROCEED PAST THE GOLDEN ISLES SAFE NEIGHBORHOOD DISTRICT GUARD GATE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Golden Isles Safe Neighborhood District (GISND), a dependent special taxing district, was established by City Ordinance in 1988 with a primary goal to provide a safe and secure environment for residents of the district through community policing, environmental design and environmental security; and

WHEREAS, as part of their historical safety plan, the GISND installed and maintains the Golden Isles Safe Neighborhood District Guard Gate at 424 Layne Blvd., the single entry point into and out of the Golden Isles Neighborhood. According to the 2022 GISND Plan, the guard gate has been one component of an overall plan that has maintained a historically low crime rate through prevention; and

WHEREAS, notwithstanding the historical efforts of the GISND, the City Commission has reviewed crime data provided by the Hallandale Beach Police Department and heard testimony at public hearings from residents of the Golden Isles area that there is a significant public concern regarding the on-going rate of crime and targeting of the neighborhood that would be prevented by enacting a requirement that driver's provide a valid driver's license at the guard gate prior to being allowed entry into the streets beyond the guard gate; and

WHEREAS, the Florida Uniform Traffic Control Law provides that municipalities have exclusive jurisdiction over traffic control on roads open to public use; and

33 **WHEREAS**, § 316.008, Fla. Stat., expressly enumerates those areas within which a
34 municipality may control certain traffic movement on the streets within their jurisdiction. It
35 preserves to the municipalities the power to restrict the use of the street, and to regulate or
36 prohibit the use of certain roadways by certain classes or kinds of traffic; and

37 **WHEREAS**, the City Commission finds that the public concern is substantial and real.
38 Further, the proposed regulation is intended to prevent the public concern by discouraging
39 individuals from targeting the area; and

40 **WHEREAS**, the City Commission has determined that the public concern served by
41 the proposed regulation is not a general interest in crime control or the detection of evidence
42 of ordinary criminal wrongdoing. Rather, the primary purpose of the regulation is prevention
43 and not arrest; and

44 **WHEREAS**, the streets beyond the guard gate must remain accessible to the public and
45 access will not be restricted to the public; only those that refuse to provide the requested
46 identification will be denied entry and no person providing a valid driver's license will be denied
47 entry for any purpose; and

48 **WHEREAS**, security guards at the guard gate are not police officers of the City of
49 Hallandale Beach and shall be instructed to instruct vehicles to turn around only if they refuse
50 to provide a valid driver's license; and

51 **WHEREAS**, the Mayor and City Commission find that the proposed code amendment is
52 in the best interest of the health, welfare and safety of the residents of the City of Hallandale
53 Beach.

54 **NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION**
55 **OF THE CITY OF HALLANDALE BEACH, FLORIDA:**

56 **SECTION 1.** **Incorporation of Recitals.** The foregoing "Whereas" clauses are
57 confirmed as true and incorporated herein.

58 **SECTION 2.** Chapter 28, Article IV, "Towing," of the City of Hallandale Beach Code
59 of Ordinances is hereby amended as follows:

Secs. 28-206 —28-219. - Reserved.

SECTION 3. Chapter 28, Article V, “Controlled Access” of the City of Hallandale Beach Code of Ordinances is hereby created as follows:

Chapter 28 – TRAFFIC, MOTOR VEHICLES AND BOATS

ARTICLE V. – CONTROLLED ACCESS

Secs. 28-220- Golden Isles Entry

(a) All drivers seeking to pass through the Golden Isles Safe Neighborhood District Guard Gate, located at 424 Layne Blvd, shall be required to present a valid driver’s license prior to being allowed access to the streets beyond the security gate. Refusal to provide a valid driver’s license will result in a denial of entry. No person providing a valid driver’s license may be denied entry for any purpose.

SECTION 4. Conflict. All ordinances, parts of ordinances, resolutions, or parts of resolutions in conflict herewith are hereby repealed, to the extent of the conflict.

SECTION 5. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Ordinance as a whole or any portion thereof, other than the part that is declared to be invalid.

SECTION 6. Codification. It is the intention of the Mayor and City Commission that the provisions of this ordinance be incorporated into the Code of Ordinances; to effect such intention the words “ordinance” or “section” may be changed to other appropriate words.

SECTION 7. Effective Date. This Ordinance shall take effect 30 days after the date of its passage and adoption.

PASSED on 1st reading on _____, 2025.

PASSED AND ADOPTED on 2nd reading, on _____, 2025.

93
94
95
96
97
98
99
100
101
102
103
104
105
106
107
108
109
110
111
112
113
114
115

JOY F. COOPER
MAYOR

SPONSORED BY: MAYOR JOY F. COOPER

ATTEST:

JENORGEN GUILLEN
CITY CLERK

APPROVED AS TO FORM &
LEGAL SUFFICIENCY

JENNIFER MERINO
CITY ATTORNEY