

RESOLUTION NO. 17R-03-77

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA, URGING THE BROWARD COUNTY COMMISSION TO ADOPT A COUNTYWIDE ORDINANCE WHICH HOLDS VENUES, BUSINESSES, AND OTHER RESPONSIBLE PARTIES ACCOUNTABLE FOR SNIPE SIGNS AND POSTERS UNLAWFULLY PLACED ON UTILITY POLES, UTILITY BOXES, TRAFFIC CONTROL BOXES, BUS SHELTERS, BENCHES, TREES, OR ANY OTHER PUBLIC PROPERTY; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO BROWARD COUNTY AND THE BROWARD LEAGUE OF CITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER HAYWARD J. BENSON, JR.)

WHEREAS, the improper and illegal placement of snipe signs and posters on utility poles, utility boxes, traffic control boxes, bus shelters, benches, trees, or any other public property is of great concern to the health, safety, and welfare of the residents of the City of Lauderhill ("City"); and

WHEREAS, illegally placed snipe signs and posters placed on utility poles, utility boxes, traffic control boxes, bus shelters, benches, trees, or any other public property can be found throughout this City and such signs are often replaced after removal by the City; and

WHEREAS, although the City Code prohibits the placement of such sign, enforcement is challenging as it requires the City to catch the violator in the act of posting the illegal signs; and

WHEREAS, the City is limited in its enforcement capabilities against violators or business caught or located within the City's boundaries; and,

WHEREAS, the improper and illegal placement of snipe signs and posters is a countywide issue as these signs advertise events that take place not only within the City, but throughout the County; and

WHEREAS, the Broward County Graffiti and Elegal Poster Task Force ("Task Force) has been meeting since September 21, 2016; and

WHEREAS, the Task Force has identified Art Wrapping Utility and Traffic Control Boxes to be an effective means of deterrence against the unlawfully placed posters; and

WHEREAS, Art Wrapping Utility and Traffic Control Boxes is not a cure-all solution and greater enforcement efforts are requires to counteract this growing problem; and

WHEREAS, the Task Force has discussed that unlawfully placed posters are appearing in not only in the municipality which has the venue holding the promoted event, but unlawfully placed posters appear in the surrounding municipalities as well; and

WHEREAS, a countywide ordinance which hold violators, venues, and businesses responsible for placement of illegal snipe signs and posters is necessary to ensure that violators are unable to evade municipal code enforcement through jurisdictional limitations; and

WHEREAS, the City Commission of the City of Lauderhill believes that a countywide ordinance which holds venues, businesses, and other responsible parties accountable for snipe signs and posters unlawfully placed on utility poles, utility boxes, traffic control boxes, bus shelters, benches, trees, or any other public property is necessary to protect the health, safety, and welfare of the residents of the City of Lauderhill.

NOW, THEREFORE, BE IT RESOLVED BY THP CITY COMMISSION OF THE CITY OF LAUDERHILL, THAT:

SECTION 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and incorporated by reference.

SECTION 2. The City Commission of the City of Lauderhill hereby urges the Broward County Commission to adopt a countywide ordinance which holds venues, businesses, and other responsible parties accountable for snipe signs and posters unlawfully placed on utility poles, utility boxes, traffic control boxes, bus shelters, benches, trees, or any other public property.

SECTION 3. The City Clerk is hereby directed to transmit a copy of the Resolution to Broward County, and the Broward League of Cities.

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

SECTION 5. If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

SECTION 6. This Resolution shall take effect immediately upon its passage.

DATED this _____ day of _____, 2017.

PASSED AND ADOPTED on first reading this _____ day of _____, 2017.

PRESIDING OFFICER

ATTEST:

CITY CLERK

MOTION
SECOND

M. BATES
H. BENSON
H. BERGER
K. THURSTON
R. KAPLAN

Approved as to Form

W. Earl Hall
City Attorney