

1 **ORDINANCE NO. 2026 -**

2 **AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA,**  
3 **AMENDING THE PINECREST CODE OF ORDINANCES,**  
4 **CHAPTER 16, OFFENSES AND MISCELLANEOUS PROVISIONS,**  
5 **INCLUDING ARTICLE IX, SPECIAL EVENTS; PROVIDING FOR**  
6 **AMENDMENT AND ADOPTION; PROVIDING FOR INCLUSION IN THE**  
7 **VILLAGE OF PINECREST CODE OF ORDINANCES; PROVIDING FOR**  
8 **CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN**  
9 **EFFECTIVE DATE.**

10 WHEREAS, as provided in section 2(b), Article VIII of the Constitution of the State  
11 of Florida, and Section 166.021(1), Florida Statutes, the Village of Pinecrest, Florida (the  
12 "Village"), a municipal corporation, enjoys all governmental, corporate, and proprietary  
13 powers necessary to conduct municipal government, perform municipal functions, and  
14 render municipal services, and may exercise any power for municipal purposes, except  
15 as expressly prohibited by law; and

16 WHEREAS, Article VIII, Section 2 of the Florida Constitution, and Chapter 166,  
17 Florida Statutes, provide municipalities the authority to exercise any power for municipal  
18 purposes, except where prohibited by law, and to adopt ordinances in furtherance of  
19 such authority; and

20 WHEREAS, the Village Council of the Village of Pinecrest ("Village Council") finds  
21 it periodically necessary to amend its Code of Ordinances and Land Development  
22 Regulations ("Code") in order to update regulations and procedures to implement  
23 municipal goals and objectives; and

24 WHEREAS, the Village Council of the Village of Pinecrest, Florida amended the  
25 Village's Comprehensive Development Master Plan on October 18, 2016, and will  
26 consider comprehensive updates to the Comprehensive Development Master Plan on April  
27 14, 2026; and

28 WHEREAS, the Village Council of the Village of Pinecrest, Florida adopted the  
29 *Pinecrest Parkway (US 1) Vision Plan* on October 9, 2012, and updated the Plan in  
30 2022, for the future development, redevelopment, beautification, and enhancement of  
31 Pinecrest Parkway; and

32 WHEREAS, the Village Council has identified amendments to the Village's Code  
33 of Ordinances and Land Development Regulations necessary for implementation of the

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34 goals, objectives, and policies of the Village’s Comprehensive Development Master Plan,  
35 and Pinecrest Parkway (US 1) Vision Plan; and

36 WHEREAS, the Village Charter empowers the Village Council to adopt, amend or  
37 repeal its ordinances and resolutions as may be required for the benefit of the residents of  
38 the Village of Pinecrest; and

39 WHEREAS, the Local Planning Agency, held a duly advertised public hearing on  
40 April 14, 2026; and

41 WHEREAS, after reviewing the Local Planning Agency’s recommendations, the  
42 recommendations of Village staff, and comments from the public, the Village Council finds  
43 that the proposed amendments to its Code of Ordinances and Land Development  
44 Regulations are in compliance and consistent with Florida law, its adopted  
45 Comprehensive Development Master Plan, and the Pinecrest Parkway (US 1) Vision Plan;  
46 and

47 WHEREAS, the Village Council further finds it to be in the best interest of the public  
48 health, safety and welfare of the citizens to adopt this ordinance amending the Village’s  
49 Code of Ordinances and Land Development Regulations;

50 NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE  
51 VILLAGE OF PINECREST, FLORIDA:

52  
53 **SECTION 1. Recitals.**

54 The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being  
55 true, correct and reflective of the legislative intent underlying this Ordinance and are  
56 hereby made a specific part of this Ordinance.

57 **SECTION 2. Amendment and Adoption.**

58 The amendments to the Village of Pinecrest Code of Ordinances and Land  
59 Development Regulations, attached hereto and incorporated herein as Exhibit “A”, are  
60 hereby adopted.

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61           **SECTION 3. Inclusion in the Code of Ordinances.**

62           It is the intention of the Village Council and it is hereby ordained that the  
63 amendments to the Code of Ordinances and Land Development Regulations made by this  
64 Ordinance as set forth in Exhibit "A" shall become part of the Code of Ordinances, and  
65 that the sections of this Ordinance may be renumbered and relettered as necessary, and  
66 that the word "Ordinance" may be changed to "Section, "Article" or other appropriate  
67 word.

68           **SECTION 4. Conflicts.**

69           All ordinances or parts of ordinances and all resolutions or parts of resolutions in  
70 conflict with the provisions of this Ordinance are hereby repealed.

71           **SECTION 5. Severability.**

72           If any section, clause, sentence or phrase of this Ordinance is for any reason held  
73 invalid or unconstitutional by a court of competent jurisdiction, the holding shall not affect  
74 the validity of the remaining portions of this Ordinance.

75           **SECTION 6. Effective Date.**

76           This Ordinance shall be effective immediately upon passage by the Village Council  
77 on second reading.

78           PASSED on first reading this 14<sup>th</sup> day of April, 2026.

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79 PASSED AND ADOPTED on second reading this \_\_\_\_ day of \_\_\_\_\_, 2026.

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\_\_\_\_\_  
Joseph M. Corradino, Mayor

83 ATTEST:

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\_\_\_\_\_  
Priscilla Torres., MMC

88 Village Clerk

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90 APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

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\_\_\_\_\_  
Mitchell Bierman

95 Village Attorney

96

97 Motion on Second Reading by:

98 Second on Second Reading by:

99

100 Vote:

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**Exhibit "A"**

**CHAPTER 16 – OFFENSES AND MISCELLANEOUS PROVISIONS**

## ARTICLE IX. SPECIAL EVENTS

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### Sec. 16-82. Application.

All persons interested in conducting special events in the village shall first submit an application on a form available from the village. An application for a special event shall be filed along with the filing fee no less than 30 days in advance of the beginning date of the event and shall contain the following:

- (1) A detailed description of the location of the event, the nature of the planned activities of the event, a good faith and reasonable estimate of the number of individuals that are planned to attend, the hours of operation, and length (in number of days) of the event.
- (2) A parking and/or traffic control plan.
- (3) If the special event, or any part thereof, is to be held only on private property, an affidavit from the owner(s) of the property on which the event is to be conducted stating that the owner(s) has legal title to the property, consents to the event, and the owner or one of the permanent residents of the property will be responsible for cleanup of the property following the conclusion of the event. If the special event is to be held on public property, in whole or in part, an acknowledgement by the applicant that the applicant is responsible for cleanup of public property unless cleanup is otherwise assumed by the village.
- (4) If the event will include amusement rides, a copy of any contract between the applicant and any person providing a ride, mechanical entertainment or amusement device, together with a valid county or state business license. No carnival operation shall be permitted to begin erecting its activities until the issuance of a special events permit.
- (5) For any special event on public property or which includes amusement rides on private property, a statement from the applicant that it has the ability to provide commercial general liability insurance, whether through a single policy, or a combination of policies, in the amount of \$1,000,000.00 per occurrence and \$2,000,000.00 in the aggregate for bodily injury and property damage, with a deductible or self-insurance retention no greater than \$15,000.00, issued by companies authorized to do business in the State of Florida and rated A- or better per Best's Key Rating Guide, latest edition. The village shall be named as an additional insured on all required insurance policies, and an endorsement reflecting this requirement shall be issued as part of any required policies. Proof of such insurance shall be provided prior to issuance of the requested permit.
- (6) An indemnity and hold harmless certificate in favor of the village in a form approved by the village attorney.
- (7) Description of and proposed location for temporary structures, tents, or similar facilities, and whether the applicant intends on utilizing village facilities.
- (8) A food and beverages plan, including alcoholic beverages, outlining whether food and beverages will be sold or provided.

(9) **Tent requirements:**

**a. Tents less than 400 square feet (excluding 10' X 10' instant canopy pop-up tents), with or without electricity may be permitted by obtaining a building permit from the administrative official for special uses such as weddings, birthdays, etc., in residential zones, for up to three consecutive days, two times per year, per property. Tents in non-residential zoning districts shall not be permitted. Car canopies shall be considered an accessory structure, subject to the accessory structure and permitting requirements of these regulations.**

**b. Tents exceeding the specified size limit must submit a comprehensive building permit application, including but not limited to structural plans and calculations, certificate of fire retardancy, safety measures, and any other documentation deemed necessary by the Building and Planning department.**

**c. The administrative official reserves the right to deny permits for larger tents based on factors such as safety concerns, compliance with building codes, and suitability for the intended use. Applicants are advised to consult with the Building and Planning Department prior to submitting applications for large tents to understand the requirements prior to submittal.**

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