

PUBLIC HEARING OF JANUARY 11, 2000

(The meeting convened at 2:00 p.m. and adjourned at 3:20 p.m.)

PLEDGE OF ALLEGIANCE was led by Broward County Commissioner Ilene Lieberman.

CALL TO ORDER

1. MOTION TO ADOPT Resolutions 2000-38 thru 2000-179 to assess land clearance liens.

ACTION: (B-0546) Approved.

2. MOTION TO ADOPT Resolution 2000-180 to vacate and abandon a permanent easement building restriction line, lying and being in Broward County, Florida and located at the northeast corner of Griffin Road and Seaboard Coastline Railroad in the City of Dania Beach. Petitioner: La Quinta Motor Inns, Inc. (Emerson Allsworth - Agent) 27-V-99.

ACTION: (B-0563) Approved.

3. MOTION TO ADOPT Resolution 2000-181 to vacate and abandon road right-of- way, lying and being in Broward County, Florida and located at the northeast corner of Sample Road and NE 3rd Avenue in Unincorporated Broward County. Petitioner: RSMP Ventures. (Craven Thompson & Associates, Inc. - Agent) 2-V- 00.

ACTION: (B-0570) Approved.

4. MOTION TO CONSIDER award of Class 1-ALS Rescue Certificate of Public Convenience and Necessity (COPCN) to the Village of Lazy Lakes (renewal).

ACTION: (B-0583) Approved.

5. MOTION TO CONSIDER enactment of an ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO SEPARATION OF POWERS; CREATING SECTION 1.22 OF CHAPTER 1, BROWARD COUNTY CODE OF ORDINANCES, PROHIBITING INTERFERENCE WITH ADMINISTRATIVE BRANCH OF COUNTY GOVERNMENT; REQUIRING COUNTY COMMISSION OR COMMISSIONERS TO DEAL WITH COUNTY ADMINISTRATOR REGARDING ADMINISTRATIVE BRANCH MATTERS EXCEPT UNDER CERTAIN CONDITIONS; PROHIBITING COMMISSIONERS FROM GIVING PRIVATE OR PUBLIC ORDERS TO OFFICERS OR EMPLOYEES OF COUNTY; PROVIDING EXCEPTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-0592) Filed proof of publication and enacted the Ordinance to become effective upon filing with the Department of State.

6. MOTION TO ENACT an ordinance, the substance which is as follows: (This is the first of two public

hearings. The second public hearing is to be held on Tuesday, January 25, 2000 at 2:00 p.m.)

TEXT CHANGE 10-T-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 39 (ZONING CODE) OF THE BROWARD COUNTY CODE OF ORDINANCES, AMENDING ARTICLE II, "DEFINITIONS," SECTION 39-4, "TERMS DEFINED," BY ADDING CERTAIN DEFINITIONS; RENUMBERING AND AMENDING ARTICLE LXXXI, "PLANNED DEVELOPMENT DISTRICT (PDD), AMENDING AND RENUMBERING SECTION 39-1313, "PURPOSE OF DISTRICTS," AMENDING AND RENUMBERING SECTION 39-1314, "DEFINITIONS," DELETING CERTAIN DEFINITIONS; AMENDING AND RENUMBERING SECTION 39-1315, "CONFORMANCE TO MASTER DEVELOPMENT PLAN," AMENDING AND RENUMBERING SECTION 39- 1316, "COMMON OPEN SPACE"; AMENDING AND RENUMBERING SECTION 39-1317, "LAND USE REGULATIONS," REVISING LAND USE STANDARDS AND RESTRICTIONS; RENUMBERING SECTION 39-1318, "PLANNED AGRICULTURAL CENTERS"; AMENDING AND RENUMBERING SECTION 39-1319, "PLANNED RESIDENTIAL COMMUNITIES"; AMENDING AND RENUMBERING SECTION 39-1320, "PLANNED COMMERCIAL CENTERS"; AMENDING AND RENUMBERING SECTION 39-1321, "PLANNED INDUSTRIAL PARKS"; AMENDING AND RENUMBERING SECTION 39-1322, "PLANNED SPECIAL COMPLEXES"; AMENDING AND RENUMBERING SECTION 39-1323, "MIXED USES PERMITTED"; CREATING A NEW SECTION 39-333, TO BE TITLED "PLANNED DEVELOPMENT DISTRICTS"; CREATING A NEW SECTION 39-337, TO BE TITLED "MAJOR AND MINOR DEVIATIONS"; REPEALING ARTICLE LII, PLANNED UNIT DEVELOPMENT (PUD) DISTRICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-0616) Filed proof of publication and continued the public hearing to Tuesday, January 25, 2000 at 2:00 p.m.

7. MOTION TO ENACT an ordinance changing the zoning district classification of certain lands within the Unincorporated Area of Broward County, Florida. (Continued from December 14, 1999 Public Hearing; Item 20).

REZONING PETITION 22-Z-99

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 18, TOWNSHIP 49 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA, CONTAINING 4.26 ACRES, MORE OR LESS, MORE PARTICULARLY DESCRIBED IN EXHIBIT "A"; FROM B-2, GENERAL COMMERCIAL BUSINESS DISTRICT TO PLANNED DEVELOPMENT DISTRICT, PDD, PLANNED RESIDENTIAL COMMUNITIES, PURSUANT TO CHAPTER 39, ARTICLE LXXXI, PLANNED DEVELOPMENT DISTRICT OF THE BROWARD COUNTY ZONING CODE; PROVIDING FOR LIMITATIONS, CONDITIONS, AND QUALIFICATIONS; PROVIDING FOR ALLOCATION OF 128 RESERVE UNITS PURSUANT TO THE BROWARD COUNTY LAND USE PLAN; PROVIDING THAT THE CONCEPTUAL SITE PLAN FOR THE TRINITY PARK ASSISTED LIVING FACILITY PLANNED DEVELOPMENT DISTRICT WHICH IS ATTACHED AS EXHIBIT "B" IS INCORPORATED INTO THIS ORDINANCE; PROVIDING THAT ALL DEVELOPMENT SHALL BE IN ACCORDANCE WITH THE APPROVED MASTER DEVELOPMENT PLAN FOR

THE TRINITY PARK ASSISTED LIVING FACILITY PLANNED DEVELOPMENT DISTRICT, AND BE SUBJECT TO THE LIMITATIONS, CONDITIONS AND QUALIFICATIONS SET FORTH IN THIS ORDINANCE; PROVIDING CRITERIA FOR DETERMINING MINOR CHANGES AND DEVIATIONS TO THE MASTER DEVELOPMENT PLAN; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL REZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-0622) Withdrawn at the request of the applicant.

QUASI-JUDICIAL HEARING

Please be advised that the following items on the Commission's agenda are quasi-judicial in nature. If you wish to object or comment upon these items, please indicate the item number you would like to address when the announcement regarding quasi-judicial items is made. All witnesses who will testify on any quasi-judicial item will be sworn. Participants who are members of the general public need not be sworn and will not be subject to cross- examination if they are not sworn. The Commission shall not assign unsworn testimony the same weight or credibility as sworn testimony in its deliberations.

8. MOTION TO ENACT an ordinance amending the Broward County Comprehensive Plan to adopt a "Small Scale" amendment in the Town of Davie, PC 99-32, the substance of which is as follows: (Continued from November 30, 1999 Public Hearing Item 12; and December 14, 1999 Public Hearing; item 21).

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN

THE TOWN OF DAVIE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-) Continued the public hearing to Tuesday, January 25, 2000 at 2:00 p.m. at the request of the applicant.

9. MOTION TO ENACT an ordinance changing the zoning district of certain lands in the Unincorporated Area of Broward County, Florida. (This is the second of two Quasi- Judicial Public Hearings. The first Public Hearing was held on Tuesday, December 14, 1999 at 2:00 p.m.)

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 29 AND 30, TOWNSHIP 51 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM R-1C, ONE-FAMILY DWELLING DISTRICT TO RS-3 AND RS-4, ONE-FAMILY DETACHED DWELLING DISTRICTS; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL REZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HERewith; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND

DEVELOPMENT REGULATIONS; PROVIDING FOR

SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-0780) Filed proof of publication; accepted the recommendations of staff and the Broward County Zoning Board, and enacted the Ordinance to become effective as provided by law.

END OF QUASI-JUDICIAL HEARING

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