

**PUBLIC HEARING ACTION AGENDA**

**PUBLIC HEARING OF MAY 9, 2000**

(The meeting convened at 2:00 p.m. and adjourned at 3:30 p.m.)

PLEDGE OF ALLEGIANCE was led by Deputy John Korth, Broward County Security, Facilities Management Division

CALL TO ORDER

1. MOTION TO ADOPT Resolution 2000-565 to vacate and abandon a utility easement, lying and being in Broward County, Florida and located at 870 SW 55<sup>th</sup> Avenue in the City of Margate. Petitioner: Anthony and Margaret Guidicessi (Themselves - Agent) 22-V-99.

***ACTION: (B-0760) Approved.***

2. MOTION TO CONSIDER award of a new license for Nonemergency Medical Transportation Service (NEMTS) to Gent-Trans, Inc.

***ACTION: (B-0768) Approved.***

3. MOTION TO CONSIDER award of a renewal license for Nonemergency Medical Transportation Service (NEMTS) to M&T Transportation, Inc.

***ACTION: (B-0772) Approved.***

4. 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, AMENDING CHAPTER 27, ARTICLE VI, SECTION 27-216(c)(6), "SOLID WASTE"; RELATING TO PROHIBITIONS, DESIGN CRITERIA, AND OPERATION CRITERIA; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

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***ACTION: (B-0776) Filed proof of publication and enacted the Ordinance to become effective as provided by law. See Page 22.***

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 TAXATION; AMENDING SECTION 31½-16, "TOURIST DEVELOPMENT TAX," SUBSECTION (3) TO INCREASE THE PROCEEDS THAT MAY BE USED TO ASSIST IN THE PAYMENT OF BONDS AND/OR NOTES ISSUED TO FINANCE THE CONSTRUCTION, RECONSTRUCTION, OR RENOVATION OF THE BROWARD COUNTY CONVENTION CENTER, AND TO PAY THE PLANNING AND DESIGN COSTS INCURRED PRIOR TO THE ISSUANCE OF SUCH BONDS AND/OR NOTES FROM AN AMOUNT NOT TO EXCEED NINE MILLION DOLLARS; PROVIDING FOR SEVERABILITY; PROVIDING FOR A CERTIFIED COPY TO BE SENT TO THE DEPARTMENT OF REVENUE; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (B-0821) Filed proof of publication and enacted the Ordinance to become effective as provided by law. See Page 22.***

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

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 4 OF THE BROWARD COUNTY

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CODE OF ORDINANCES, "ANIMALS AND FOWL," SECTION 4-28, "ENFORCEMENT OF VIOLATIONS," TO PROVIDE FOR ALTERNATE ENFORCEMENT OF VIOLATIONS; AMENDING CHAPTER 8½, "CODE ENFORCEMENT," ARTICLE II, "ALTERNATE CODE ENFORCEMENT PROCEDURE," SECTION 8½-12, "HEARINGS; HEARING OFFICER," TO PROVIDE STANDARD OF PROOF BEFORE HEARING OFFICER; AMENDING SECTION 8½-16, "SCHEDULE OF CIVIL PENALTIES," SETTING FORTH THE PENALTIES TO BE ASSESSED FOR VIOLATIONS; AMENDING CHAPTER 14, "GARBAGE AND TRASH," SECTION 14-17, "REQUIRED PERMISSION OR AUTHORIZATION TO DISPOSE OF SOLID WASTE," TO PROVIDE FOR AUTHORIZATION AND ENFORCEMENT OF WASTE DISPOSAL REGULATIONS; AMENDING CHAPTER 21, "MISCELLANEOUS OFFENSES, PROVISIONS," ARTICLE V, "ANTI-LITTER ORDINANCE," SECTION 21-80, "PENALTY AND OFFENSE," PROVIDING FOR ENFORCEMENT OF ANTI-LITTER REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (B-0860) Filed proof of publication and enacted the Ordinance to become effective as provided by law. See Page 23.***

7. MOTION TO ENACT an Ordinance the substance of which is as follows. (This is the second of two public hearings. The first public hearing was held on Tuesday, April 25, 2000 at 5:30 p.m.) This is not a Quasi-Judicial Public Hearing.

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### TEXT CHANGE 5-T-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 39 OF THE BROWARD COUNTY CODE OF ORDINANCES, ARTICLE VI, "SIGNS," AMENDING SECTION 39-52 TO ADD NONCONFORMING BILLBOARD SIGNS TO THE LIST OF PROHIBITED SIGNS; AMENDING SECTION 39-53, "NONCONFORMING SIGNS" TO PROVIDE FOR THE REMOVAL OF NONCONFORMING BILLBOARD SIGNS WITHIN CERTAIN TIME FRAMES; AMENDING SECTION 39-58, "PERMITTED PERMANENT SIGNS" TO PROHIBIT NEW NONCONFORMING BILLBOARD SIGNS AND TO PROVIDE FOR EXISTING BILLBOARD SIGNS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (B-0911) Filed proof of publication and continued the public hearing to Tuesday, May 16, 2000 at 11:00 a.m. time certain. See Page 25.***

8. MOTION TO CONSIDER enactment of an ordinance amending the Broward County Land Development Code, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 5, ARTICLE IX OF THE BROWARD COUNTY CODE OF ORDINANCES, THE "LAND DEVELOPMENT CODE"; AMENDING SUBSECTION 5-180(a) RELATING TO APPLICATION AND REQUIREMENTS FOR DEVELOPMENT PERMITS; AMENDING SUBSECTIONS 5-181(a), (b), (c), (d), (e), (g), (h) AND (I) AND RENUMBERING REMAINING SUBSECTIONS RELATING TO DEVELOPMENT REVIEW

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PROCEDURES; AMENDING SUBSECTION 5-182(a)(4)a)3) RELATING TO THE ADEQUACY OF REGIONAL ROAD NETWORK; AMENDING SUBSECTION 5-182(m)(3)a)3) RELATING TO SCHOOL SITE LOCATION AND ACCESSIBILITY; AMENDING SUBSECTIONS 5-184(a)(1), (c)(2), AND (d)(2) RELATING TO NOTATION ON THE FACE OF THE PLAT, IMPACT AGREEMENTS AND INSTALLATION OF IMPROVEMENTS; AMENDING SECTION 5-187 RELATING TO GENERAL PROVISIONS; AMENDING SUBSECTION 5-188(c) RELATING TO OPTIONAL SKETCH PLAT REVIEW, AGENCY REVIEW; AMENDING, RENAMING AND COMBINING SECTIONS 5-189 AND 5-190 RELATING MANDATORY PLAT APPROVAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Board of County Commissioners)

***ACTION: (B-1891) Filed proof of publication; accepted the recommendations of staff and the Local Planning Agency and enacted the Ordinance, as amended, to become effective as provided by law. See Page 39.***

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**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

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testimony in its deliberations.

- 9. MOTION TO ENACT an ordinance changing the zoning district classification of certain lands within the Unincorporated Area of Broward County.

REZONING PETITION 2-Z-00

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 32, TOWNSHIP 50 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM R-2U, TWO-FAMILY DWELLING DISTRICT TO RD-10,DUPLEX AND ATTACHED ONE-FAMILY DWELLING DISTRICT; 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-2001) 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.***

- 10. MOTION TO ENACT an ordinance changing the zoning district classification of certain lands within the Unincorporated Area of Broward County, Florida.

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REZONING PETITION 3-Z-00

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS 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; FROM M-1, LIMITED MANUFACTURING AND INDUSTRIAL DISTRICT TO I-1, INSTITUTIONAL AND EDUCATIONAL DISTRICT; 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-2096) 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. See Page 44.***

END OF QUASI-JUDICIAL HEARING

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### NON AGENDA

11. DISPOSAL OF HEALTHY TREES BY SFWMD - USE FOR REPLACEMENT OF CITRUS CANCER TREES - COMMISSIONER LIEBERMAN

***ACTION: (B-2346) See Page 48.***

12. CENSUS 2000 UPDATE - COMMISSIONER LIEBERMAN

***ACTION: (B-2480) See Page 49.***