

PUBLIC HEARING ACTION AGENDA

PUBLIC HEARING OF MAY 23, 2000

(The meeting convened at 2:00 p.m. and adjourned at 4:10 p.m.)

PLEDGE OF ALLEGIANCE was led by Commissioner M. Scott Kleiman, City of Cooper City.

CALL TO ORDER

1. MOTION TO ADOPT Resolutions 2000-619 thru 2000-811 to assess land clearance liens.

ACTION: (B-0582) Approved.

1. MOTION TO ADOPT Resolution 2000-812 to vacate and abandon right-of-way and an anchor and utility easements, lying and being in Broward County, Florida and located at the 6900 Block Hawkes Bluff Avenue in the Town of Davie. Petitioner: Southwest Broward Theaters Holdings Ltd., et al. (Robert B. Lochrie, Esquire - Agent) 20-V-99.

ACTION: (B-0593) Approved, as amended. (Scrivener's Error see County Administrator's memorandum.)

1. MOTION TO ADOPT Resolution 2000-813 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to Starfleet, Inc., for time period certain, to provide vessel bunkering services at Port Everglades; providing for severability; providing for an effective date, and authorizing the Chair and Clerk to execute the franchise. The Resolution setting this Public Hearing was adopted on May 9, 2000.

ACTION: (B-0599) Approved.

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2. MOTION TO ADOPT Resolution 2000-814 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to Sun Terminals, Inc., for time period certain, to provide steamship agent services at Port Everglades; providing for severability; providing for an effective date, and authorizing the Chair and Clerk to execute the franchise. The Resolution setting this Public Hearing was adopted on May 9, 2000.

ACTION: (B-0606) Approved.

3. MOTION TO ADOPT Resolution 2000-815 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to Worldwide Shore Services, Inc., for time period certain, to provide steamship agent services at Port Everglades; providing for severability; providing for an effective date, and authorizing the Chair and Clerk to execute the franchise. The Resolution setting this Public Hearing was adopted on May 9, 2000.

ACTION: (B-0611) Approved.

4. MOTION TO ADOPT Resolution amending the Broward County Flexibility Zone Boundary Map by modifying the Flexibility Zone boundaries for Flexibility Zones 54, 55 and 56, in the City of Fort Lauderdale. (Deferred from April 25, 2000 Public Hearing, Item 2)

ACTION: (B-0617) Continued the public hearing to Tuesday, June 27, 2000, at 2:00 p.m. See Page 23.

1. MOTION TO ENACT an ordinance, the substance of which is as follows. This is not a Quasi-Judicial Public Hearing.

TEXT CHANGE 3-T-00

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 39 OF THE BROWARD COUNTY CODE OF ORDINANCES (ZONING CODE), BY RENUMBERING AND AMENDING ARTICLE LXXVII, "PLANNED EMPLOYMENT CENTER DISTRICT"; RENUMBERING AND AMENDING SECTION 39-1270, "PURPOSE OF DISTRICT"; RENUMBERING AND AMENDING SECTION 39-1271, "PERMITTED USES";

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RENUMBERING AND AMENDING SECTION 39-1272, "COMMON OPEN SPACE"; RENUMBERING AND AMENDING SECTION 39-1273, "LAND USE REGULATIONS"; DELETING SECTION 39-1274, "PROCEDURE FOR REZONING TO A PLANNED EMPLOYMENT CENTER DISTRICT"; RENUMBERING AND AMENDING SECTION 39-1275, "CONFORMANCE TO APPROVED SITE DEVELOPMENT PLAN"; ADDING A NEW SECTION 39-352, TO BE ENTITLED "FINAL SITE PLAN REQUIREMENTS," SETTING FORTH THE REQUIREMENTS FOR FINAL SITE PLAN; ADDING A NEW SECTION 39-356, TO BE ENTITLED "MAJOR AND MINOR DEVIATIONS," SETTING FORTH THE REQUIREMENTS FOR MAJOR AND MINOR DEVIATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Zoning Code Services Division)

ACTION: (B-0701) Filed proof of publication and continued the public hearing to Tuesday, June 13, 2000 at 2:00 p.m. See Page 25.

2. MOTION TO ENACT an ordinance, the substance of which is as follows. (This is the first of two public hearings. The second public hearing will be held on Tuesday, June 13, 2000 at 2:00 p.m.) This is not a Quasi-Judicial Hearing.

TEXT CHANGE 4-T-00

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 39 OF THE BROWARD COUNTY CODE OF ORDINANCES (ZONING CODE), CREATING A NEW ARTICLE XXIII TO BE ENTITLED "OPEN SPACE AND PUBLIC RECREATION DISTRICTS"; CREATING A NEW SECTION 39-380 TO BE ENTITLED "OPEN SPACE AND PUBLIC RECREATION ZONING DISTRICTS," SETTING FORTH OPEN SPACE AND PUBLIC RECREATION ZONING DISTRICT CLASSIFICATIONS; CREATING A NEW SECTION 39-381, TO BE ENTITLED

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“PURPOSE OF DISTRICTS,” SETTING FORTH THE PURPOSE OF THE DISTRICTS; CREATING A NEW SECTION 39-382, TO BE ENTITLED “GENERAL PROVISIONS,” SETTING FORTH GENERAL PROVISIONS APPLICABLE TO OPEN SPACE AND PUBLIC RECREATION ZONING DISTRICTS; CREATING A NEW SECTION 39-383 TO BE ENTITLED “PERMITTED USES,” SETTING FORTH PERMITTED USES IN OPEN SPACE AND PUBLIC RECREATION ZONING DISTRICTS; CREATING A NEW SECTION 39-384 TO BE ENTITLED “PROHIBITED USES,” SETTING FORTH PROHIBITED USES IN OPEN SPACE AND PUBLIC RECREATION ZONING DISTRICTS; CREATING A NEW SECTION 39-385 TO BE ENTITLED “PLOT SIZE,” SETTING FORTH MINIMUM PLOT SIZES FOR OPEN SPACE AND PUBLIC RECREATION ZONING DISTRICTS; CREATING A NEW SECTION 39-386 TO BE ENTITLED “PLOT COVERAGE,” SETTING FORTH MAXIMUM PLOT COVERAGES FOR OPEN SPACE AND PUBLIC RECREATION ZONING DISTRICTS; CREATING A NEW SECTION 39-387 TO BE ENTITLED “HEIGHT,” SETTING FORTH THE MAXIMUM HEIGHT FOR STRUCTURES IN OPEN SPACE AND PUBLIC RECREATION ZONING DISTRICTS; CREATING A NEW SECTION 39-388 TO BE ENTITLED “YARDS AND SETBACKS,” SETTING FORTH MINIMUM YARDS AND SETBACKS FOR STRUCTURES AND USES IN OPEN SPACE AND PUBLIC RECREATION ZONING DISTRICTS; CREATING A NEW SECTION 39-389 TO BE ENTITLED “ACCESSORY USES AND STRUCTURES,” SETTING FORTH PROVISIONS FOR ACCESSORY USES AND STRUCTURES IN OPEN SPACE AND PUBLIC RECREATION ZONING DISTRICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE, AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Zoning Code Services Division)

ACTION: (B-1295) Filed proof of publication and continued the public hearing to Tuesday, June 13, 2000 at 2:00 p.m.

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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 testimony in its deliberations.

3. MOTION TO ENACT an ordinance changing the zoning district classification of certain lands within the Unincorporated Area of Broward County. (This is a Quasi-Judicial Public Hearing)

REZONING PETITION 4-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 B-3, INTENSE COMMERCIAL BUSINESS 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

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REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners).

ACTION: (B-1306) 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 36.

4. MOTION TO ENACT an ordinance changing the zoning district classification of certain lands within the Unincorporated Area of Broward County, Florida. (This is a Quasi-Judicial Public Hearing)

REZONING PETITION 5-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 31, TOWNSHIP 50 SOUTH, RANGE 41 EAST, BROWARD COUNTY, FLORIDA; FROM A-1, AGRICULTURAL ESTATE DISTRICT TO RE, RURAL ESTATES 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-1445) Filed proof of publication and continued the public hearing to Tuesday, June 13, 2000 at 2:00 p.m. See Page 39.

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5. MOTION TO ENACT an ordinance changing the zoning district of certain lands within the Unincorporated Area of Broward County, Florida. (This is the first of two Quasi-Judicial Public Hearings. The second public hearing will be held Tuesday, June 13, 2000 at 2:00 p.m.)

REZONING PETITION 6-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 7, TOWNSHIP 50 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM R-1B, ONE-FAMILY DWELLING DISTRICT TO RS-4, ONE-FAMILY DETACHED 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-2294) Filed proof of publication and continued the public hearing to Tuesday, June 13, 2000 at 2:00 p.m.

6. MOTION TO ENACT an ordinance changing the zoning district classification of certain lands within the Unincorporated Area of Broward County, Florida. (This is a Quasi Judicial Hearing).

REZONING PETITION 23-Z-99

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 25, TOWNSHIP 50 SOUTH, RANGE 40 EAST, BROWARD COUNTY,

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FLORIDA, FROM A-1, AGRICULTURAL ESTATE DISTRICT TO RS-4, ONE-FAMILY DETACHED 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-2349) Filed proof of publication; accepted the recommendations of the Broward County Zoning Board and enacted the Ordinance to become effective as provided by law. See Page 57.

END OF QUASI-JUDICIAL HEARING

NON AGENDA

- 13. THANK YOU TO COUNTY COMMISSION FOR COURTESY EXTENDED TO THE MARINE CORPS LEAGUE - COMMISSIONER ABRAMOWITZ

ACTION: (B-3539) See Page 78.

- 14. THANK YOU TO KAREN RUE, HUMAN RESOURCES - COMMISSIONER PARRISH

ACTION: (B-3561) See Page 79.

- 15. REQUEST VOLUNTARY WATER CONSERVATION - COMMISSIONER PARRISH

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ACTION: (B-3587) See Page 79.

16. SHORTAGE OF DISABLED PARKING AT GOVERNMENT ANNEX - COMMISSIONER PARRISH

ACTION: (B-3752) See Page 82.

17. REQUEST STATUS REPORT - SFWMD & CONSERVATION CORPS LAND ACQUISITION - USE TREES TO BE REMOVED TO REPLACE DISEASED TREES FROM CANKER VIRUS - COMMISSIONER LIEBERMAN

ACTION: (B-3779) See Page 83.

18. SHORTAGE OF COUNTY EMPLOYEE DISABLED PARKING SPACES - COMMISSIONER LIEBERMAN

ACTION: (B-3808) See Page 83.

19. DISTRICT PRESS RELEASES TO ANNOUNCE UPCOMING ANNEXATIONS - THE CHAIR

ACTION: (B-3839) See Page 84.

20. SCHOOL ELEMENT - RESPONSE FROM BROWARD SCHOOL BOARD - THE CHAIR

ACTION: (B-3860) See Page 84.

21. NACo'S 65TH ANNUAL CONFERENCE - THE CHAIR

ACTION: (B-3903) See Page 85.