

PUBLIC HEARING OF MAY 23, 1995

(Meeting convened at 2 p.m. and adjourned at 3:15 p.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

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 the quasi-judicial item is made. You must be sworn before addressing the Commission, and if you wish to address the Commission, you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider what you have said in its final deliberations.

1. MOTION TO ENACT an ordinance changing the zoning district of certain lands within the unincorporated area of Broward County (Rezoning Petition 1-ZL-94).

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING PORTIONS OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 50 SOUTH, RANGE 40 EAST AND SECTION 5, TOWNSHIP 51 SOUTH, RANGE 40 EAST; FROM A-1, LIMITED AGRICULTURAL DISTRICT AND E-1, ESTATE DISTRICT TO 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)

This rezoning petition was continued on December 13, 1994 to allow staff to meet with residents from the area.

ACTION: (A-1011) Filed proof of publication and enacted Ordinance 95-3Z to be effective as provided by law.

1. MOTION TO ENACT an ordinance changing the zoning district of certain lands within the unincorporated area of Broward County, Florida subject to dedication of road right-of-way (Rezoning Petition 11-Z-94).

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 24, TOWNSHIP 51 SOUTH, RANGE 41 EAST; FROM M-1, LIGHT INDUSTRIAL DISTRICT TO M-2, MEDIUM INDUSTRIAL 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)

This rezoning petition is subject to dedication of road right-of-way.

This is a reconsideration of this Rezoning Petition which had a Quasi-Judicial Public Hearing on March 28, 1995.

ACTION: (A-2691) Withdrawn by the applicant.

2. MOTION TO ENACT an ordinance changing the zoning district of certain lands within the unincorporated area of Broward County, Florida subject to dedication of road right-of-way (Rezoning Petition 12-Z-94).

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 24, TOWNSHIP 51 SOUTH, RANGE 41 EAST; FROM M-1, LIGHT INDUSTRIAL DISTRICT TO M-2, MEDIUM INDUSTRIAL 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)

This Rezoning Petition is subject to dedication of road right-of-way.

This Petition was continued from the March 28, 1995 Quasi-Judicial Public Hearing.

ACTION: (A-1272) Filed proof of publication and the Board rejected Section 10 a and b and 33 and 35 as it pertains to Section 39-1352 (1)a.11 in the clause in the last sentence of the conclud-

ing paragraph on page 10, which states that the requested rezoning meets the applicable criteria set forth in the Broward County Zoning Code Article LXXXIV, Section 2.01, now codified as Section 39-1352, as not being based on competent substantial evidence in the record. The Board adopts Sections 2, 3, 9, 13, 14, and 32 of the recommendation and pursuant to Sections 39-1353 (c) and 27.124f., finds that the proposed rezoning does not meet the criteria set forth in Section 39-1352(1)a.11, and is not compatible with the surrounding area and the purpose of the rezoning is not correct to existing violations.

END OF QUASI-JUDICIAL HEARING

3. MOTION TO HOLD a public hearing to discuss the method of distribution of local option gas tax revenues, in accordance with the Florida Statute 336.025(1)(d).

ACTION: (A-2754) Approved the distribution. Further, the Board requested the cities to provide an audited report on a periodic basis.