

PUBLIC HEARING OF JUNE 8, 1999

(Meeting convened at 2:00 p.m. and adjourned at 4:20 p.m.)

PLEDGE OF ALLEGIANCE - Led by Commissioner John E. Rodstrom Jr.

CALL TO ORDER

1. MOTION TO ADOPT Resolutions 1999-773 thru 1999-800 to assess land clearance liens.

ACTION: (C-25) Approved.

2. MOTION TO ADOPT Resolution 1999-801 to vacate and abandon a utility easement, lying and being in Broward County, Florida and located at 2412 to 2500 NW 9th Avenue in the City of Wilton Manors. Petitioner: Berta's Court Realty, Inc. (Patricia Dalton, Esquire - Agent) 24-V-98.

ACTION: (C-40) Approved.

3. A. MOTION TO ADOPT Resolution 1999-802 to vacate and abandon a canal and ingress/egress easements, lying and being in Broward County, Florida, and located at 8401 Stirling Road in the City of Cooper City. Petitioner: Sterling Road Retail Sites, Inc. (Calvin, Giordano & Associates - Agent) 26- V-98.

ACTION: (C-58) Approved.

B. MOTION TO ACCEPT utility easement from Sterling Road Retail Sites, Inc. and Cooper City No. 1, L.C.; and authorize the Chair and Clerk to execute same.

ACTION: (C-58) Approved.

4. MOTION TO ADOPT Resolution 1999-804 of the Board of County Commissioners of Broward County, Florida approving Broward County's Annual Action Plan for Fiscal Year 2000 for the U.S. Department of Housing and Urban Development's Twenty-fifth (25th) Year Community Development Block Grant Program in the amount of \$7,448,000; the Emergency Shelter Grants Program in the amount of \$222,000; the HOME Investment Partnerships Program in the amount of \$1,916,000; and \$435,000 of Program Income; providing for severability; and providing for an effective date.

ACTION: (C-122) Approved with the deletion of the Capital Improvement projects (Community Facilities and Infrastructure), items 1 thru 17, and directed that those excluded projects be re-ranked and presented to the Board at the July 13, 1999 meeting.

5. MOTION TO RECONSIDER conditions regarding Rezoning Petition 3-Z-99.

ACTION: (C-2326) Approved.

6. MOTION TO ADOPT Resolution 1999-803 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.

ACTION: (C-2335) Approved.

7. MOTION TO ENACT an ordinance amending Chapter 39, of the Code of Ordinances (Broward County Zoning Code). (This is the first of two public hearings. The second public hearing will be held on Tuesday, June 22, 1999 at 2:00 p.m.)

TEXT CHANGE NO. 7-T-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 39 OF THE BROWARD COUNTY CODE OF ORDINANCES, "BROWARD COUNTY ZONING CODE," AMENDING SECTION 39-4, "TERMS DEFINED" BY ADDING AND AMENDING CERTAIN TERMS; AMENDING ARTICLE XIV, "AGRICULTURAL ESTATE A-1 AND GENERAL AGRICULTURAL A-2 DISTRICTS," AMENDING SECTION 39-245 (9), "GENERAL PROVISIONS," BY ADDING AND AMENDING LIMITATIONS FOR NONRESIDENTIAL AND NONAGRICULTURAL USES; AMENDING SECTION 39-249, "USES PERMITTED," BY ADDING ESSENTIAL SERVICES AS A PERMITTED USE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Lori Nance Parrish)

ACTION: (C-2345) No action necessary.

8. MOTION TO ENACT an ordinance amending Chapter 39, of the Code of Ordinances (Broward County Zoning Code). (This is the first of two public hearings. The second public hearing will be held on Tuesday, June 22, 1999 at 2:00 p.m.)

TEXT CHANGE NO. 8-T-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; AMENDING CHAPTER 39 OF THE BROWARD COUNTY CODE OF ORDINANCES (ZONING CODE), REPEALING ARTICLE XV, "SPECIAL DISTRICT REGULATIONS," IN ITS ENTIRETY; CREATING A NEW ARTICLE XV, ENTITLED "RURAL AND ESTATE DISTRICTS;" CREATING A NEW SECTION 39-260, ENTITLED "GENERAL PROVISIONS," PROVIDING GENERAL PROVISIONS FOR RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-261, ENTITLED "PURPOSE OF DISTRICTS," PROVIDING FOR THE PURPOSE OF RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-262, ENTITLED "RURAL AND ESTATE ZONING DISTRICTS," ESTABLISHING RURAL AND ESTATE ZONING DISTRICT CATEGORIES; CREATING A NEW SECTION 39-263, ENTITLED "PERMITTED USES," SETTING FORTH PERMITTED USES IN RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-264, ENTITLED "PROHIBITED USES," SETTING FORTH PROHIBITED USES IN RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-264, ENTITLED "PROHIBITED USES," SETTING FORTH PROHIBITED USES IN RURAL AND ESTATE

DISTRICTS; CREATING A NEW SECTION 39-265, ENTITLED "PLOT SIZE," PROVIDING MINIMUM PLOT SIZES FOR RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-266, ENTITLED "LIMITATIONS FOR NONRESIDENTIAL AND NONAGRICULTURAL USES," SETTING FORTH LIMITATIONS FOR NONRESIDENTIAL AND NONAGRICULTURAL USES IN RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-267, ENTITLED "PLOT COVERAGE," PROVIDING FOR MAXIMUM PLOT COVERAGES IN RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-268, ENTITLED "HEIGHT," ESTABLISHING MAXIMUM HEIGHTS FOR STRUCTURES IN RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-269, ENTITLED "YARD SETBACKS," SETTING FORTH REQUIRED YARD SETBACKS IN RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-270, ENTITLED "MINIMUM FLOOR AREA," SETTING FORTH MINIMUM FLOOR AREAS FOR RESIDENTIAL BUILDINGS IN RURAL AND ESTATE DISTRICTS; REPEALING ARTICLE XXXIV, "ESTATE E-1 DISTRICT"; REPEALING ARTICLE XXXV, "AGRICULTURAL ESTATE E-2 DISTRICT"; REPEALING ARTICLE LXXXII, "RURAL ESTATES DISTRICT"; REPEALING ARTICLE LXXXIII, "RURAL RANCHES DISTRICT"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Code and Zoning Enforcement Division)

ACTION: (C-2368) Filed proof of publication and enacted the ordinance, as amended to include language on horse boarding, to be effective as provided by law.

9. 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 2, *AIRPORTS AND AIRCRAFT*; TO ADD A NEW ARTICLE IV, *CONSOLIDATED RENTAL CAR FACILITY AT THE FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT*; ADDING A NEW SECTION 2- 120, DEFINITIONS; ADDING A NEW SECTION 2-121 RELATING TO COMMON BUSING FOR ALL RENTAL CAR COMPANIES DOING BUSINESS OR PROVIDING SERVICES FOR CUSTOMERS AT THE FORT LAUDERDALE- HOLLYWOOD INTERNATIONAL AIRPORT; AND REQUIRING ALL OFF-AIRPORT OR ON-AIRPORT RENTAL CAR COMPANIES TO USE AN AIRPORT-MANAGED COMMON BUS TO THE AIRPORT'S CONSOLIDATED RENTAL CAR FACILITY; ADDING A SECTION 2-122 PROVIDING FOR THE ESTABLISHMENT OF A RENTAL CAR CUSTOMER FACILITY CHARGE AND PROVIDING FOR AN EFFECTIVE DATE FOR IMPOSITION OF SUCH CUSTOMER FACILITY CHARGE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AMENDMENT TO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (C-2454) Filed proof of publication and enacted the ordinance to be effective as provided by law.

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. 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.

10. A. MOTION TO FIND allocation of commercial flexibility in the Unincorporated Area compatible with adjacent land uses and that impacts on public school facilities have been adequately considered in conjunction with Rezoning Petition No. 12-Z-99.

ACTION: (C-3299) Approved.

B. MOTION TO ENACT an ordinance changing the zoning district of certain lands within the Unincorporated Area of Broward County, Florida, the title of which is as follows:

REZONING PETITION No. 12-Z-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 15, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM M-3, GENERAL INDUSTRIAL DISTRICT, TO B-3, GENERAL BUSINESS DISTRICT UTILIZING THE 20% FLEXIBILITY RULE; 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: (C-3299) Filed proof of publication and enacted the ordinance to be effective as provided by law.

11. MOTION TO ENACT an ordinance changing the zoning district of certain lands within the Unincorporated Area of Broward County, Florida, the title of which is as follows:

REZONING PETITION No. 13-Z-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 28, TOWNSHIP 49 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM A-3, UTILITY DISTRICT TO M-3, INTENSE MANUFACTURING AND 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)

ACTION: (C-3199) Without objection, continued to June 22, 1999 at the request of the applicant. Commissioner Parrish requested staff provide information on temporary auto storage and the sewer issue.

END OF QUASI-JUDICIAL HEARING

SUPPLEMENTAL AGENDA

FOR TUESDAY, JUNE 8, 1999 AT 2:00 P.M.

COUNTY COMMISSION

12. DISCUSSION: State Housing Incentives Partnership (SHIP) Program. (Commissioner Lieberman)

ACTION: (C-3450) Deferred to June 15, 1999.

DEFERRED ITEMS

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