

**PUBLIC HEARING OF JULY 12, 1994**

(Meeting convened at 2 p.m. and adjourned at 4:05 p.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

1. MOTION TO ADOPT Resolution 94-830 to vacate and abandon road right-of-way, lying and being in Broward County, Florida, located west of and abutting S.W. 31 Avenue just south of Griffin Road in the City of Dania. Petitioner: VST/VMIF Oakridge Partnership (Berry & Calvin, Inc.-Agent) 2-V-94.

ACTION: (B-606) Approved.

2. MOTION TO ADOPT Resolution 94-831 to vacate and abandon rights-of-way, lying and being in Broward County, Florida, located between SW 31 Avenue and S.R. 441, south of Griffin Road in the City of Hollywood. Petitioner: VST/VMIF Oakridge Partnership (Berry & Calvin, Inc. - Agent) 3-V-94.

ACTION: (B-612) Approved.

3. MOTION TO ADOPT Resolution 94-832 to vacate and abandon a drainage easement, lying and being in Broward County, Florida, located at the northwest corner of University Drive and SW 36 Street in the Town of Davie. Petitioner: RHO Properties (Craig A. Smith & Assoc. - Agent) 26-V-94.

ACTION: (B-617) Approved.

4. MOTION TO ADOPT Resolution 94-833 to vacate and abandon rights-of-way, lying and being in Broward County, Florida, located at NW 2 Street and NW 136 Avenue in the City of Sunrise. Petitioner: B & G Realty, Inc. (Stiles Development Co. - Agent) 23-V-94.

ACTION: (B-620) Approved.

5. MOTION TO ADOPT Resolution 94-834 to vacate and abandon road rights-of-way and alleyways, lying and being in Broward County, Florida, located at 751 Sheridan Street in the City of Hollywood. Petitioner: The Dept. of Natural Resources, State of Florida (Parks & Recreation Div., Broward County - Agent) 17-V-94.

ACTION: (B-628) Approved.

6. MOTION TO ADOPT Resolution 94-835 to vacate and abandon utility and road easements and right of access, lying and being in Broward County, Florida, located at the S.W. quadrant of the intersection of S.R. 7 and Sawgrass Expressway in the City of Coral Springs. Petitioner: Parkwood Development, Inc. (Florida National Properties, Inc. - Agent) 5-V-94.

ACTION: (B-634) Approved.

7. MOTION TO ADOPT Resolution 94-836 to vacate and abandon utility and drainage easements, lying and being in Broward County, Florida, located southwest of Ramblewood Drive and east of Coral Springs Drive in the City of Coral Springs. Petitioner: Centex Real Estate Corporation (Eppotech Assoc., Inc. - Agent) 14-V-94.

ACTION: (B-640) Approved.

8. MOTION TO ADOPT Resolutions 94-837 through 94-849 to assess land clearance liens.

ACTION: (B-647) Approved.

9. MOTION TO CONSIDER Nonemergency Medical Transportation Service (NEMTS) license renewal for Robert Seidlecki d/b/a Nonemergency Medical Transportation Service.

ACTION: (B-655) Approved.

10. MOTION TO CONSIDER updates to the Broward County Trauma Plan.

ACTION: (B-665) Approved.

11. MOTION TO ADOPT Resolution 94-850 approving the Broward County Community Development Division's Annual Statement of Community Development Objectives and Projected Use of Funds in the amount of \$8,003,000 for the twentieth year (1994-1995) Community Development Block Grant Funds; \$1,742,000 for FY 1994 HOME Investment Partnerships Program; \$216,000 for FY 1994 Emergency Shelters Grant and \$675,000 of Program Income, and to authorize the County Administrator to take the necessary administrative actions foMOTION TO ADOPT Resolution 94-8

ACTION: (B-673) Approved. The Board approved the inclusion of the requests from the city of Deerfield Beach for three projects, namely, Deerfield Beach street resurfacing and sidewalk improvements being placed on the contingency list, and the request of the Broward County Community Development Corporation being placed at the top of the contingency list. 12. MOTION TO CONSIDER enactment of an ordinance, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING ARTICLE XIV, SECTION 15-234(A)(1) OF THE BROWARD COUNTY CODE PERTAINING TO REPRESENTATION ON THE BROWARD COUNTY HEALTH AND SANITARY CONTROL BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-977) Filed proof of publication and enacted the ordinance to be effective as provided by law.

13. MOTION TO CONSIDER enactment of an ordinance, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING ARTICLE II, SECTION 15-23(d) OF THE BROWARD COUNTY CODE PERTAINING TO REGISTRATION AND PERMITS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by The Board of County Commissioners)

ACTION: (B-987) Filed proof of publication and enacted the ordinance to be effective as provided by law.

14. MOTION TO CONSIDER enactment of an ordinance, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING ARTICLE II, SECTION 20-25 OF THE BROWARD COUNTY CODE PERTAINING TO EXEMPTIONS FOR CERTAIN BUSINESSES, OCCUPATIONS, AND PROFESSIONALS FROM PAYMENT OF OCCUPATIONAL LICENSE TAXES; PROVIDING FOR AN EXEMPTION FOR PERSONS ENGAGED IN THE BUSINESS OF OPERATING A FAMILY DAY CARE HOME IN BROWARD COUNTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Lori Nance Parrish)

ACTION: (B-997) Filed proof of publication and enacted the ordinance to be effective as provided by law.

15. A. MOTION TO CONSIDER enactment of an ordinance, the substance of which is as follows.

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; PROVIDING FOR THE AMENDMENT OF CHAPTER 34 OF THE BROWARD COUNTY CODE; PROVIDING FOR THE REPEAL OF SECTIONS 34-138 THROUGH 34-149 OF THE BROWARD COUNTY CODE; PROVIDING FOR THE AMENDMENT OF ARTICLE VI OF THE BROWARD COUNTY CODE TITLED "WASTEWATER DISCHARGE STANDARDS"; INCORPORATING THE REQUIRED CHANGES PURSUANT TO THE FEDERAL WATER POLLUTION CONTROL ACT AS AMENDED BY THE CLEAN WATER ACT OF 1977 (Pub.L. 95-217) AND UNDER THE PRETREATMENT REGULATIONS PROMULGATED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY IN 40 CFR PART 403; INCORPORATING BY REFERENCE THE NATIONAL CATEGORICAL PRETREATMENT STANDARDS; PROVIDING FOR THE DELETION OF ARTICLE VII OF THE BROWARD COUNTY CODE TITLED "INDUSTRIAL COST RECOVERY SYSTEM"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-1070) Filed proof of publication and enacted the ordinance to be effective upon adoption.

B. MOTION TO ADOPT Resolution 94-851 prescribing the schedule of pollutant limits for discharges to the Broward County North Regional Wastewater Treatment Facility.

16. MOTION TO CONSIDER enactment of an ordinance, the substance of which is as follows:

AN ORDINANCE CREATING DIVISION 5 OF CHAPTER 20 OF THE BROWARD COUNTY CODE OF ORDINANCES RELATING TO MOVERS; PROVIDING DEFINITIONS; PROVIDING INTENT AND APPLICATION; PROVIDING FOR EXEMPTIONS AND CONFLICT; REQUIRING THAT MOVERS OBTAIN A REGISTRATION FROM BROWARD COUNTY; PROVIDING FOR DENIAL, SUSPENSION, AND REVOCATION OF REGISTRATIONS UPON SPECIFIED GROUNDS; PROVIDING FOR REPLACEMENT REGISTRATION CERTIFICATES; REQUIRING EVIDENCE OF CURRENT, VALID INSURANCE AND CARGO LEGAL LIABILITY COVERAGE; REQUIRING WRITTEN CONTRACTS FOR SERVICE AND DISCLOSURE STATEMENTS; REQUIRING WRITTEN ESTIMATES OF MOVING COSTS; PROVIDING FOR CHARGES EXCEEDING WRITTEN ESTIMATES BY TEN PERCENT; PROHIBITING UNLAWFUL

CHARGES AND REFUSAL TO RELINQUISH GOODS; PROVIDING FOR INVENTORY; PROVIDING ACCEPTABLE FORMS FOR LIABILITY OF MOVERS; REQUIRING RECORDKEEPING, COMPLAINT HANDLING, AND INSPECTIONS; PROHIBITING COLLECTION OF FREIGHT CHARGES ON SHIPMENTS LOST OR DESTROYED IN TRANSIT; REGULATING CLAIM HANDLING; PROVIDING CIVIL PENALTIES; PROVIDING ENFORCEMENT PROCEDURES; PROVIDING REBUTTABLE PRESUMPTION OF CONTINUOUS OPERATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by The Board of County Commissioners)

ACTION: (B-1076) Filed proof of publication and enacted the ordinance, as amended, to be effective 90 days after date of enactment.

17. MOTION TO ENACT an ordinance amending the Broward County Land Use Plan, an element of the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA ADOPTING AN AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE BROWARD COUNTY LAND USE PLAN MAP OF THE BROWARD COUNTY LAND USE MAP SERIES TO REDESIGNATE THE LAND USE OF PEMBROKE MEADOWS DEVELOPMENT OF REGIONAL IMPACT LOCATED IN THE CITY OF PEMBROKE PINES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

ACTION: (B-288) Filed proof of publication, approved the Planning Council's amended recommended, and enacted Ordinance 94-33 to be effective as provided by law.

### **NON AGENDA**

18. DISCUSSION: Commissioner Cowan stated because of the standard nature of quasi-judicial hearings, it would be appropriate for the Board to change its existing legislation, by ordinance, requiring the costs incurred by a court reporter be funded by the applicant, not borne by the county. Also, if possible, with commission agreement, there be appropriate language for an individual who is unable to afford that expense, how it is determined, and that in such cases the county would pay. County Attorney JohDISCUSSION: Commissioner Cowan stated because of the standard nature of quasi-judicial hearings, it would

ACTION: (B-501) The Board directed staff come up with verbiage, and draft the proposed ordinance.

19. MOTION TO APPROVE the reappointment of Commissioner Francine Klauber to the Children Services Board. (Commissioner Cowan)

ACTION: (B-3796) Approved.

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