

# PUBLIC HEARING OF AUGUST 12, 1997

(Meeting convened at 4:30 p.m. and adjourned at 5:15 p.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

(NOTE: At the beginning of this meeting, the Commission discussed the details of the County Administrator's severance package, all of which is outlined in Item 43 (A-986) of this morning's 10:00 a.m. meeting.)

***ACTION: (C-173) Approved, as amended, to delete Parcel 2.***

1. A. MOTION TO FILE proof of publication of a public hearing to consider whether the issuance of 15 new taxicab permits should be authorized.

**ACTION: (C-184) Approved.**

B. MOTION TO FILE proof of publication of a public hearing to consider whether the issuance of 5 new limousine permits should be authorized.

**ACTION: (C-184) Approved.**

C. MOTION TO ADOPT Resolution 1997-889 directing the County Administrator to publish notice of public hearing for October 14, 1997 at 2:00 p.m. in Room 422 of the Broward County Governmental Center for the purpose of holding a drawing to award new taxicab and/or limousine permits to applicants.

**ACTION: (C-184) Approved.**

2. MOTION TO ADOPT Resolution 1997-890 of the Board of County Commissioners of Broward County, Florida proposing to amend Chapter 39, Broward County Administrative Code, "Fees and Other Charges, Aviation", amending the schedule of rates, fees and charges for Public Parking Facilities at Fort Lauderdale-Hollywood International Airport; providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date.

**ACTION: (C-193) Approved.**

4. MOTION TO CONSIDER enactment of a proposed ordinance the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTION 1-11 OF THE CODE OF ORDINANCES, WHICH RELATES TO GUARDIANSHIP AND THE FEES FOR INVESTIGATIONS OF PROSPECTIVE AND APPOINTED GUARDIANS; PROVIDING FOR THE MERGING OF THE FEES FOR CREDIT

HISTORY AND CRIMINAL BACKGROUND INVESTIGATIONS INTO A SINGLE FEE; PROVIDING FOR AN INCREASE FROM THE CURRENT \$2.50 AND \$10.00 INVESTIGATION FEES TO A SINGLE FEE OF \$50.00; PROVIDING FOR A FEE WAIVER FOR A PROSPECTIVE OR APPOINTED GUARDIAN WHO IS THE SPOUSE OR CHILD OF A WARD; PROVIDING FOR DELETION OF THE FEE WAIVER FOR A PARENT OR SIBLING OF A WARD; PROVIDING FOR DELETION OF THE PROVISION THAT ALLOWS FOR WAIVER OF THE FEE(S) IF AN INVESTIGATION WAS DONE WITHIN ONE YEAR OF AN

INITIAL GUARDIAN APPLICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (C-219) Filed proof of publication and enacted ordinance, as amended, to be effective as provided by law.***

5. MOTION TO CONSIDER enactment of a proposed ordinance, the substance of which is as follows:

(This is the second of two public hearings, the first was held on Tuesday, July 8, 1997 at 2:00 p.m.)

THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 39, ARTICLE XVIII, "SIGN REGULATIONS," OF THE BROWARD COUNTY ZONING CODE PROHIBITING GRAFFITI; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (C-322) Filed proof of publication, and enacted ordinance to be effective as provided by law.***

6. MOTION TO CONSIDER enactment of a proposed ordinance, the substance of which is as follows:

(This is the second of two public hearings, the first was held on Tuesday, July 8, 1997 at 2:00 p.m.)

THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CREATING CHAPTER 21, ARTICLE IV, "GRAFFITI," OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR APPLICATION; PROVIDING FOR DEFINITIONS; PROVIDING FOR PROHIBITION OF GRAFFITI; PROVIDING FOR PENALTIES FOR VIOLATIONS; PROVIDING THAT PARENTS AND LEGAL GUARDIANS BE JOINTLY AND SEVERABLY LIABLE FOR FINES AND RESTITUTION ASSESSED AGAINST THEIR MINORS; PROVIDING FOR GRAFFITI REMOVAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (C-428) Filed proof of publication, and enacted ordinance to be effective as provided by law.***

7. MOTION TO FIND Application 97-RF-01 for the use of reserve units in the City of Pembroke Pines compatible with the adjacent land uses and that impacts upon public school facilities have been

adequately considered.

## **ACTION: (C-437) Approved.**

8. MOTION TO FIND Application 97-CF-05 for the use of commercial flexibility in the City of Coconut Creek compatible with the adjacent land uses, provided potential incompatibilities are appropriately mitigated, and that impacts upon public school facilities have been adequately considered.

## **ACTION: (C-464) Approved.**

9. MOTION TO FIND Application 97-CF-04 utilizing commercial flexibility in the Unincorporated Area compatible with the adjacent land uses, provided potential incompatibilities are appropriately mitigated, and that impacts upon public school facilities have been adequately considered.

## **ACTION: (C-490) Approved.**

## **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. MOTION TO CONSIDER enactment of an ordinance changing the zoning district of certain lands within the Unincorporated Area of Broward County, Florida (Rezoning Petition 8-Z-96) the substance of which is as follows: (Continued from June 24, 1997)

REZONING PETITION 8-Z-96

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 25, TOWNSHIP 50 SOUTH, RANGE 40 EAST; FROM A-1, LIMITED AGRICULTURAL DISTRICT, TO B-2, COMMUNITY BUSINESS DISTRICT, UTILIZING THE 5% 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-520) Filed proof of publication, and enacted 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 (Rezoning petition 5-Z-97).

REZONING PETITION 5-Z-97

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 5, TOWNSHIP 51 SOUTH, RANGE 41 EAST; FROM E-2, AGRICULTURAL 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)

***ACTION: (C-602) Filed proof of publication, and enacted ordinance to be effective as provided by law.***

## **END OF QUASI-JUDICIAL HEARING**

## **NON AGENDA ITEMS**

12. REQUEST FOR RECONSIDERATION - Commissioner Lieberman asked that consent items 23 and 29 from this morning's meeting be reconsidered which, by procedure, is permitted at the very next meeting; this being the next meeting. She wished to abstain from voting on those two items due to the fact that she has a conflict since she and her husband are currently representing the Hospital District with respect to a legal matter.

***ACTION: (C-605) Board approved reconsideration of the items cited above.***

13. DESIGNATION of a Broward County Commissioner to represent Broward County at the Constitution Revision Commission Public Hearing on Thursday, August 21, 1997.

***ACTION: (C-610) Designated Commissioner Scott Cowan to represent Broward County at the Constitution Revision Commission Public Hearing on August 21, 1997.***

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