

## PUBLIC HEARING OF AUGUST 22, 2006

(The meeting convened at 2:16 p.m. and adjourned at 7:02 p.m.)

PLEDGE OF ALLEGIANCE was led by Zachary Gruskin, a Sophomore at Cypress Bay High School in Weston, who just completed his second internship as a Scientist in Training at the National Oceanic and Atmospheric Administration Hurricane Research Division in Virginia Key. His website is [www.hurricanewarning1.com](http://www.hurricanewarning1.com).

### CALL TO ORDER

1. MOTION TO CONSIDER award of a renewal Certificate of Public Convenience and Necessity to provide Class 1 – ALS (“Advanced Life Support”) Rescue services to the Sheriff of Broward County, Department of Fire Rescue.

***ACTION: (TIME-2:46 PM) Approved.***

2. MOTION TO CONSIDER award of a renewal Certificate of Public Convenience and Necessity to provide Class 4 – ALS (“Advanced Life Support”) Air Rescue services to the Sheriff of Broward County, Department of Fire Rescue.

***ACTION: (TIME-2:47 PM) Approved.***

3. MOTION TO CONSIDER award of a new license for the provision of Nonemergency Medical Transportation Services (NEMTS) to At Your Service Transport, Inc., Kams Wheelchair Service, Inc., Laboss Transportation Services, Inc., Lotus Wheelchair Services, Inc., Superstar Transportation, Inc., Travelo Care, Inc., and We Care of the Palm Beaches, Inc., contingent upon completion of requirements identified in the Broward County Code of Ordinances.

***ACTION: (TIME-2:48) Approved.***

4. MOTION TO ADOPT Resolution 2006-551, to vacate and abandon a 14-foot wide Ingress/Egress Easement located north of East Atlantic Boulevard between State Road A1A and NE 1<sup>st</sup> Street, in the City of Pompano Beach; lying within, over, or across a portion of Parcel A of Atlantic Point Plat No. 1; and at no cost to the County. Petitioner: WCI Communities, Inc. (2005-V-26) (Gunster Yoakley - Agent) **(Commission District 4)**

***ACTION: (TIME-2:48 PM) Approved.***

5. MOTION TO ADOPT Resolution 2006-552, transmitting a proposed text amendment to Volume 2 of the Broward County Comprehensive Plan to the Florida Department of Community Affairs (DCA), the title of which is as follows: **(Commission Districts 1 - 9)**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY TRANSMITTING PROPOSED AMENDMENTS TO THE ADMINISTRATIVE ELEMENT, FUTURE UNINCORPORATED AREA LAND USE ELEMENT, RECREATION AND OPEN SPACE ELEMENT, COASTAL MANAGEMENT ELEMENT, NATURAL DISASTER COMPONENT OF COASTAL MANAGEMENT ELEMENT, INTERGOVERNMENTAL COORDINATION ELEMENT, DRAINAGE AND NATURAL GROUNDWATER AQUIFER RECHARGE ELEMENT, POTABLE WATER ELEMENT, SANITARY SEWER ELEMENT, SOLID WASTE ELEMENT, HOUSING ELEMENT, TRANSPORTATION ELEMENT, AND CONSERVATION ELEMENT OF THE BROWARD COUNTY COMPREHENSIVE PLAN TO THE DEPARTMENT OF COMMUNITY AFFAIRS; AND PROVIDING AN EFFECTIVE DATE.

***ACTION: (TIME-2:48 PM) Approved.***

***ACTION: (TIME-2:49 PM) Reconsidered and approved, as amended. The Board directed staff to amend the text to reflect the timeline as previously discussed. (Refer to minutes for full discussion.)***

6. MOTION TO ADOPT Resolution 2006-553, amending the Administrative Code, the title of which is as follows:

A RESOLUTION THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING THE BROWARD COUNTY ADMINISTRATIVE CODE; ADOPTING AN UPDATED TRAFFIC REVIEW AND IMPACT PLANNING SYSTEM (TRIPS) STATUS REPORT DATED AUGUST 22, 2006, AND BY AMENDING THE COST PER TRIP PER ZONE BY LAND USE EXHIBIT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (TIME-2:49 PM) Approved.***

***ACTION: (TIME-2:52 PM) Reconsidered and approved. The Board directed staff to provide additional information and data related to the ranking and use of Transit-Oriented corridors. (Refer to minutes for full discussion.)***

7. MOTION TO ADOPT Resolution 2006-554, to transmit a proposed amendment to the Broward County Land Use Plan map (PC 06-17), located in the city of Pembroke Pines, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 8)**

***ACTION: (TIME-3:14 PM) Approved per Planning Council recommendation.***

8. MOTION TO ADOPT Resolution 2006-555, to transmit a proposed amendment to the Broward County Land Use Plan map (PC 06-22), located in the city of Coconut Creek, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 2)**

***ACTION: (TIME-3:14 PM) Approved per Planning Council recommendation. (Refer to minutes for full discussion.)***

9. MOTION TO ADOPT Resolution 2006-556, to transmit a proposed amendment to the Broward County Land Use Plan map (PC 06-23), located in the city of Margate, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 2)**

***ACTION: (TIME-3:18 PM) Approved per Planning Council Recommendation. The Board directed staff to provide a list of the cities who attended the workshop on Workforce Housing held by the County as well as to provide a city-by-city baseline study on current capacity and needs for affordable, workforce housing. (Refer to minutes for full discussion.)***

10. MOTION TO ADOPT Resolution 2006-557, to transmit a proposed amendment to the Broward County Land Use Plan map (PC 06-24), located in the city of North Lauderdale, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 9)**

***ACTION: (TIME-3:29 PM) Approved per Planning Council recommendation.***

11. MOTION TO ADOPT Resolution 2006-558, to transmit a proposed amendment to the Broward County Land Use Plan map (PC 06-25), located in the city of Pembroke Pines, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 8)**

***ACTION: (TIME-3:29 PM) Approved per Planning Council recommendation. (Refer to minutes for full discussion.)***

12. MOTION TO ADOPT Resolution 2006-559, to transmit a proposed amendment to the Broward County Land Use Plan map (PC 06-26), located in the city of Pembroke Pines, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 8)**

***ACTION: (TIME-3:30 PM) Approved per Planning Council recommendation.***

13. MOTION TO ADOPT Resolution to transmit a proposed amendment to the Broward County Land Use Plan map (PC 06-27), located in the city of Plantation, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 1)**

***ACTION: (TIME-3:31 PM) Continued at the request of the applicant, C. William Laystrom, Jr.***

14. MOTION TO ADOPT Resolution 2006-560, to transmit a proposed amendment to the Broward County Land Use Plan map (PC 06-28), located in the city of Pompano Beach, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 2)**

***ACTION: (TIME-3:31 PM) Approved per Planning Council recommendation. (Refer to minutes for full discussion.)***

15. MOTION TO ADOPT Resolution 2006-561, to transmit a proposed amendment to the Broward County Land Use Plan map (PC 06-29), located in the city of Tamarac, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 9)**

***ACTION: (TIME-3:33 PM) Approved per Planning Council recommendation, as amended. The Board directed staff to provide a further study of the traffic impact to the area with additional options for access before transmitting to Tallahassee, and requested that the Board be kept apprised by the City of their progress with FDOT, with the understanding that the County will provide assistance, if needed, for the additional wall to be placed on the eastside of the Turnpike of the proposed project. The Board further requested that staff look for alternatives for the bypass of construction traffic to eliminate the noise level. (Refer to minutes for full discussion.)***

16. MOTION TO ADOPT Resolution 2006-562, to transmit a proposed amendment to the Broward County Land Use Plan map (PC 06-30), located in the city of Tamarac, as a part of the second annual proposed 2006 amendments to the

Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 1)**

***ACTION: (TIME-4:58 PM) Approved, per Planning Council recommendation, as amended. The Board requested that staff review the traffic impact on Commercial Boulevard and that the developer provide a response regarding the issue of a wall being constructed along the southbound exit ramp. (Refer to minutes for full discussion.)***

17. A. MOTION TO ADOPT Resolution 2006-563, to transmit a proposed amendment to the Broward County Land Use Plan text (PCT 06-6), establishing a Transit-Oriented Corridor in the town of Davie, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 7)**

***ACTION: (TIME-5:08 PM) Approved, per Planning Council recommendation, as amended. The Board directed staff to address the airport noise and impacts for the portion of the amendment site located within and near the 65 decibel Day-Night Average Sound Level contour for Fort Lauderdale/Hollywood International Airport and to coordinate with Davie and the Turnpike regarding potential sound walls. (Refer to minutes for full discussion.)***

- B. MOTION TO ADOPT Resolution 2006-564, to transmit a proposed amendment to the Broward County Land Use Plan map (PC 06-19), designating a Transit-Oriented Corridor in the town of Davie, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 7)**

***ACTION: (TIME-5:08 PM) Approved, per Planning Council recommendation, as amended. The Board directed staff to address the airport noise and impacts for the portion of the amendment site located within and near the 65 decibel Day-Night Average Sound Level contour for Fort Lauderdale/Hollywood International Airport and to coordinate with Davie and the Turnpike regarding potential sound walls. (Refer to minutes for full discussion.)***

18. A. MOTION TO ADOPT Resolution 2006-565, to transmit a proposed amendment to the Broward County Land Use Plan text (PCT 06-7), establishing a Transit-Oriented Development in the city of Deerfield Beach, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 2)**

**ACTION: (TIME-5:23 PM) Approved, per Planning Council recommendation..**

- B. MOTION TO ADOPT Resolution 2006-566, to transmit a proposed amendment to the Broward County Land Use Plan map (PC 06-20), designating a Transit-Oriented Development in the city of Deerfield Beach, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 2)**

**ACTION: (TIME-5:23 PM) Approved, per Planning Council recommendation.**

19. A. MOTION TO ADOPT Resolution 2006-567, to transmit a proposed amendment to the Broward County Land Use Plan text (PCT 06-8), establishing a Transit-Oriented Corridor in the city of West Park, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 8)**

**ACTION: (TIME-5:23 PM) Approved, per Planning Council recommendation. (Refer to minutes for full discussion.)**

- B. MOTION TO ADOPT Resolution 2006-568, to transmit a proposed amendment to the Broward County Land Use Plan map (PC 06-21), designating a Transit-Oriented Corridor in the city of West Park, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 8)**

**ACTION: (TIME-5:23 PM) Approved, per Planning Council recommendation.**

20. MOTION TO ADOPT Resolution 2006-569, to transmit a proposed amendment to the Broward County Land Use Plan Natural Resource Map Series (PCNRM 06-1), to amend the Broward County Wetlands Map, as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15).

**ACTION: (TIME-5:33 PM) Approved, per Planning Council recommendation.**

21. A. MOTION TO ADOPT Resolution to transmit a proposed amendment to the Broward County Land Use Plan text (PCT 02-8), establishing a Local Activity Center in the city of Pompano Beach (a portion of the East Pompano Beach Community Redevelopment Area), as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community

Affairs pursuant to Section 163.3184(15). **(Commission Districts 2 and 4)**

**ACTION: (TIME-5:33 PM) The Mayor of the City of Pompano Beach requested a continuance of this item.**

- B. MOTION TO ADOPT Resolution to transmit a proposed amendment to the Broward County Land Use Plan map (PC 02-8), designating a Local Activity Center in the city of Pompano Beach (a portion of the East Pompano Beach Community Redevelopment Area), as a part of the second annual proposed 2006 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission Districts 2 and 4)**

**ACTION: (TIME-5:33 PM) The Mayor of the City of Pompano Beach requested a continuance of this item.**

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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 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.

- 22. MOTION TO CONSIDER enactment of an Ordinance to change the zoning district boundaries of certain lands within the Unincorporated Area of Broward County, Florida. **(Commission District 7)** (This is a Quasi-Judicial Public Hearing.)

REZONING PETITION 1-Z-06

"AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 5, TOWNSHIP 50, RANGE 42, BROWARD COUNTY, FLORIDA, FROM RS-6, ONE-FAMILY DETACHED DWELLING DISTRICT TO RD 10, DUPLEX AND ATTACHED ONE-FAMILY DWELLING DISTRICT; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL ZONING 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."

***ACTION: (TIME-5:33 PM) The Board requested a 30-day continuance. (Refer to minutes for full discussion.)***

**END OF QUASI-JUDICIAL HEARING**

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