

MEETING OF AUGUST 25, 1992

(Meeting convened at 5:15 p.m. and adjourned at 6:05 p.m.)

INVOCATION: Commissioner John P. Hart requested those present to observe a moment of silence for those who have lost so much as a result of Hurricane Andrew. He took a point of personal privilege and prayed for all.

PLEDGE OF ALLEGIANCE - Led by Commissioner Gerald F. Thompson.

5:15 P.M. PUBLIC HEARINGS

(This is the second of two required public hearings. The first was held on August 11, 1992 at 5:15 p.m.)

I. A. MOTION TO ENACT an ordinance amending Chapter 36, "Water Resources and Management," Broward County Code of Ordinances, and amending Chapter 1, Article XXI, "Water Supply Advisory Board," Broward County Code of Ordinances, the substance of which is as follows:

AN ORDINANCE OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS ABOLISHING THE BROWARD COUNTY WATER RESOURCES ADVISORY BOARD; DELETING SECTIONS 36-7, 36-8, AND 36-9, BROWARD COUNTY CODE OF ORDINANCES; REASSIGNING THE DUTIES AND FUNCTIONS OF THE BROWARD COUNTY WATER RESOURCES ADVISORY BOARD TO THE BROWARD COUNTY WATER ADVISORY BOARD; AMENDING SECTION 36-10 TO DELETE REFERENCES TO THE BROWARD COUNTY WATER RESOURCES ADVISORY BOARD; AMENDING CHAPTER 1, ARTICLE XXI, "WATER SUPPLY ADVISORY BOARD," BROWARD COUNTY CODE OF ORDINANCES; AMENDING THE TITLE OF THE BROWARD COUNTY WATER SUPPLY ADVISORY BOARD; CHANGING THE MEMBERSHIP OF THE WATER ADVISORY BOARD, PROVIDING FOR TERMS OF OFFICE, FILLING VACANCIES AND DELETING REFERENCES TO THE BROWARD COUNTY WATER RESOURCES ADVISORY COMMITTEE; AMENDING SECTION 1-385, REGARDING MEETINGS AND ORGANIZATION; EXPANDING THE DUTIES AND FUNCTIONS OF THE WATER ADVISORY BOARD; PROVIDING FOR AN EXTRAORDINARY VOTE OF THE COUNTY COMMISSION TO REJECT RECOMMENDATIONS OF THE WATER ADVISORY BOARD; PROVIDING FOR SEVERABILITY; PRO

VIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (92-426)

(Sponsored by the Board of County Commissioners)

ACTION: (A-100) (5:18 p.m.) Filed proof of publication and continued the public hearing to September 8, 1992 at 5:15 p.m.

B. Motion to adopt a resolution abolishing various County level water advisory boards and reassigning their duties and functions to the Water Advisory Board.

RESOLUTION OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS ABOLISHING THE BROWARD COUNTY WATER RESOURCES ADVISORY COMMITTEE; ABOLISHING THE BROWARD COUNTY AREAWIDE CLEAN WATER ADVISORY GROUP SUBCOMMITTEE; ABOLISHING THE BROWARD COUNTY WATER CONSERVATION

ADVISORY SUBCOMMITTEE; REASSIGNING THE DUTIES AND FUNCTIONS OF THE WATER RESOURCES ADVISORY COMMITTEE, THE AREAWIDE CLEAN WATER ADVISORY GROUP SUBCOMMITTEE AND THE WATER CONSERVATION ADVISORY SUBCOMMITTEE TO THE WATER ADVISORY BOARD; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (A-100) (5:18 p.m.) Filed proof of publication and continued the public hearing to September 8, 1992 at 5:15 p.m.

AutonumStart 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, RELATING TO FLOODPLAIN MANAGEMENT; AMENDING SECTION 13 1/2 - 3 DEFINITIONS BY REVISING AND ADDING NEW DEFINITIONS; AMENDING SECTIONS 13 1/2 - 5 ADMINISTRATION AND 13 1/2 - 6 STANDARDS TO CONFORM TO THE PROVISIONS OF THE NATIONAL FLOOD INSURANCE PROGRAM; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (91-466)

(Sponsored by the Board of County Commissioners)

ACTION: (A-100) (5:18 p.m.) Filed proof of publication and continued the public hearing to September 8, 1992 at 5:15 p.m.

AutonumStart MOTION TO CONSIDER enactment of an ordinance revising the Broward County Land Development Code, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 5, ARTICLE IX OF THE BROWARD COUNTY CODE OF ORDINANCES, THE "LAND DEVELOPMENT CODE"; AMENDING SECTION 5-182 TO ADD SUBSECTION (u) REQUIRING A CONSIDERATION OF WETLANDS AS PART OF THE FINAL PLAT APPROVAL PROCESS; AMENDING SECTION 5-198 TO ADD SUBSECTION (o) REQUIRING A CONSIDERATION OF WETLANDS AS PART OF THE FINAL PLAT APPROVAL PROCESS; AMENDING SECTION 5-208 TO ADD A DEFINITION OF "WETLANDS;" PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (92-417)

(Sponsored by the Board of County Commissioners)

ACTION: (A-100) (5:18 p.m.) Filed proof of publication and continued the public hearing to September 8, 1992 at 5:15 p.m.

AutonumStart 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 CHAPTER 27, ARTICLE XI OF THE BROWARD COUNTY CODE OF ORDINANCES, DREDGE AND FILL PROJECTS; AMENDING SECTION 27-333 TO PROHIBIT

LOCAL GOVERNMENTS FROM ISSUING DEVELOPMENT ORDERS FOR DEVELOPMENT WITHIN WETLANDS UNTIL A DREDGE AND FILL PERMIT HAS BEEN ISSUED EXCEPT THAT LOCAL GOVERNMENTS MAY APPROVE REZONINGS, SITE PLANS, PLAT APPROVALS AND DEVELOPMENT OF REGIONAL IMPACT DEVELOPMENT ORDERS IN AREAS CONTAINING WETLANDS UPON THE ISSUANCE OF CONCEPTUAL DREDGE AND FILL REVIEW REPORTS BY THE OFFICE OF NATURAL RESOURCE PROTECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (92-418)

ACTION: (A-100) (5:18 p.m.) Filed proof of publication and continued the public hearing to September 8, 1992 at 5:15 p.m.

AutonumStart MOTION TO CONSIDER enactment of an ordinance entitled "Archaeological Cultural Resource Site Protection Ordinance" for Broward County, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 5, BROWARD COUNTY CODE OF ORDINANCES, BY CREATING ARTICLE XIII, ARCHAEOLOGICAL CULTURAL RESOURCE SITES; PROVIDING LEGISLATIVE FINDINGS REGARDING THE PROTECTION OF ARCHAEOLOGICAL CULTURAL RESOURCE SITES; PROVIDING DEFINITIONS; PROVIDING CRITERIA AND PROCEDURES FOR DESIGNATION AS ARCHAEOLOGICAL CULTURAL RESOURCE SITES; PROHIBITING THE DISTURBANCE OF LAND DESIGNATED AS ARCHAEOLOGICAL CULTURAL RESOURCE SITES UNTIL A BUILDING PERMIT OR FINAL SITE PLAN APPROVAL IS ISSUED BY THE APPLICABLE LOCAL GOVERNMENT; PROVIDING FOR EXCEPTIONS FOR CERTAIN GROUND DISTURBANCE ACTIVITIES; PROVIDING FOR PROTECTION AND PRESERVATION OF ARCHAEOLOGICAL SITES DISCOVERED DURING THE DEVELOPMENT PROCESS; PROVIDING THAT VIOLATIONS OF THIS ARTICLE SHALL BE CONSIDERED A PUBLIC NUISANCE; PROVIDING FOR ENFORCEMENT; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (92-405)

(Sponsored by the Board of County Commissioners)

ACTION: (A-100) (5:18 p.m.) Filed proof of publication and continued the public hearing to September 8, 1992 at 5:15 p.m.

AutonumStart 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; ESTABLISHING SECTION 27-340, "TREE PRESERVATION," OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR PRESERVATION OF TREES; PROVIDING FOR PREFERENCE FOR PRESERVATION OVER RELOCATION, RELOCATION OVER REPLACEMENT, AND REPLACEMENT OVER PAYMENT INTO THE TREE PRESERVATION TRUST FUND; PROVIDING FOR PROHIBITIONS; PROVIDING FOR TREE REMOVAL LICENSES; PROVIDING FOR TREE RELOCATION AND REPLACEMENT CRITERIA; PROVIDING FOR LICENSE CONDITIONS; PROVIDING

FOR MAINTENANCE AND MONITORING; PROVIDING FOR PAYMENT CRITERIA; PROVIDING FOR SPECIAL STATUS CATEGORY TREES; PROVIDING FOR BOND

REQUIREMENTS; PROVIDING FOR HISTORICAL TREES; PROVIDING FOR PROTECTION FROM CONSTRUCTION WORK; PROVIDING FOR EXEMPTIONS; PROVIDING FOR THE TREE PRESERVATION TRUST ACCOUNT; PROVIDING FOR MUNICIPAL TREE PRESERVATION PROGRAMS; PROVIDING FOR VIOLATIONS; PROVIDING FOR MITIGATION; PROVIDING FOR TREES REQUIRED FOR REPLACEMENT; PROVIDING FOR THE REPEAL OF CERTAIN SECTIONS OF CHAPTER 33 1/2 OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR THE TRANSFER OF THE ADMINISTRATION OF THE CHAPTER 33 1/2 TREE PRESERVATION ACCOUNT TO THE OFFICE OF NATURAL RESOURCE PROTECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (91-402)

(Sponsored by the Board of County Commissioners)

ACTION: (A-100) (5:18 p.m.) Filed proof of publication and continued the public hearing to September 8, 1992 at 5:15 p.m.

NON AGENDA

AutonumStart DISCUSSION: Hurricane Andrew; the operation of the Emergency Operations Center (EOC); and assistance to be given to Dade County.

ACTION: (A-100) (5:30 p.m.) At the request of the Board, Commissioner Grossman, in cooperation with Commissioner Poitier, will act as the county's liaison with Dade County Officials in an effort to coordinate assistance to be given as a result of the hurricane.

Each of the commissioners commended staff and representatives of various affiliations for their dedication in the operation of the EOC, its assistance to the residents of Broward County, and for its planned support for Dade County.

The Board authorized the County Administrator to make available to Dade County, on a direct basis, the county's facilities, once Broward County's needs have been met. Also, if there are contingency funds available that need to be directed for specific goods and services to the people in need, the Administrator has the authorization to do so, and it be presented to the Board for acknowledgment and review.

The Board directed staff to prepare figures relative to establishing credit for the haulers on the daily excess amount, with repayment to be made to the county.

Alan Kan, member of the Jewish Community Center, advised they have established four collection points for supplies to be sent to Dade County.

Mr. Osterholt advised staff is investigating the possible use of the Convention Center for either temporary shelter space or for a collection point.

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