

**PUBLIC HEARING OF OCTOBER 12, 1999**

(The meeting convened at 2:00 p.m. and adjourned at 4:30 p.m.)

PLEDGE OF ALLEGIANCE was led by Commissioner Ed Jacobson, City of Weston.

**CALL TO ORDER**

1. MOTION TO HOLD a drawing to award nine taxicab permits and nine taxicab driver permits to eligible applicants as authorized by the Board of County Commissioners on June 22, 1999, Item 15A of the public hearing. (Withdrawn from August 24, 1999, Item 49)

***ACTION: (B-0090) Approved.***

***The following were awarded taxicab driver permits: Guvinder Singh, Joseph P. Smith, Pedro Alvarez, Sukhjinder Singh, Larry Ehrman, Thomas Penni, Harbhajan Kahlon, Luis Tomas Saillant, and Gerlyn Cadet.***

***The following were awarded taxicab permits: Burton Hallman, Esther Kleinman, Candi Marden, Susana R. Nebuloni, Deborah Remson, Qudsia Firdous Butt, Ilana Shimony, Ishak Siama, and Iris Rosenthal.***

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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 quasi-judicial items 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.

2. MOTION TO ENACT an ordinance changing the zoning district of certain lands within the Unincorporated Area of Broward County, Florida. (This is the second of two quasi-judicial public hearings. The first one was held on Tuesday, September 28, 1999 at 5:15 p.m.)

**REZONING PETITION 16-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 24, TOWNSHIP 51 SOUTH, RANGE 42 EAST, AND SECTIONS 19, 29 AND 30, TOWNSHIP 51 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM R-1C, ONE-FAMILY DWELLING DISTRICT; R-2, TWO-FAMILY DWELLING DISTRICT; R-3, LOW DENSITY MULTIPLE DISTRICT; R-3U, ROW HOUSE DISTRICT; AND R-5, MOTEL TO RS-4, ONE-FAMILY DETACHED DWELLING DISTRICT, RS-5, ONE-FAMILY DETACHED DWELLING DISTRICT, RD-5, DUPLEX AND ATTACHED ONE-FAMILY DWELLING DISTRICT AND RM- 15, MULTIPLE-FAMILY DWELLING 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.

***ACTION: (B-0262) Filed proof of publication and denied Rezoning Petition 16- Z-99.***

3. MOTION TO ENACT an ordinance changing the zoning district of certain lands within the Unincorporated Area of Broward County, Florida. (This is the second of two quasi-judicial public hearings. The first one was held on Tuesday, September 28, 1999 at 5:15 p.m.)

REZONING PETITION 17-Z-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTIONS 24 AND 25, TOWNSHIP 51 SOUTH, RANGE 41 EAST, BROWARD COUNTY, FLORIDA; FROM R-1B AND R-1C, ONE-FAMILY DWELLING DISTRICTS; R-1P, ONE-FAMILY DWELLING- PARKING DISTRICT; RSO, RESIDENTIAL SINGLE-FAMILY DETACHED AND OFFICE DISTRICT; R-2, TWO-FAMILY DWELLING DISTRICT; AND R-3U, ROWHOUSE; TO RS-4, RS-5 AND RS-6, ONE-FAMILY DETACHED DWELLING DISTRICTS; RD-10, DUPLEX AND ATTACHED ONE-FAMILY DWELLING DISTRICT; RM-15, MULTIPLE-FAMILY DWELLING DISTRICT; AND B-1, LIMITED COMMERCIAL BUSINESS DISTRICT UTILIZING THE 5% FLEXIBILITY RULE; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; IN THE ALTERNATIVE, THE ZONING DISTRICT BOUNDARIES OF THOSE LANDS DESCRIBED AS LOT 28, BLOCK 17 AND LOT 28, BLOCK 18, MIAMI GARDENS ESTATES SECTION 3, AS RECORDED IN PLAT BOOK 26, PAGE 15 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, AND LOT 38, BLOCK 2, MIAMI GARDENS MANOR, AS RECORDED IN PLAT BOOK 49, PAGE 47, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, REMAIN RSO, RESIDENTIAL SINGLE-FAMILY DETACHED AND OFFICE DISTRICT; 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: (B-0722) Filed proof of publication and continued the public hearing to Tuesday, October 26, 1999 at 2:00 p.m.***

4. MOTION TO ENACT an ordinance changing the zoning district classification of certain lands with the Unincorporated Area of Broward County, Florida. (This is the second of two quasi-judicial public hearings. The first one was held on Tuesday, September 28, 1999 at 2:00 p.m.)

REZONING PETITION 19-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 5, TOWNSHIP 50 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM R-3, LOW-DENSITY MULTIPLE DISTRICT, B-3, INTENSE COMMERCIAL BUSINESS DISTRICT, AND RM-10, MULTIPLE-FAMILY DWELLING DISTRICT, TO RS-5, ONE-FAMILY DETACHED DWELLING DISTRICT, RD-5, DUPLEX AND ATTACHED ONE-FAMILY DWELLING DISTRICT, RM-5, MULTIPLE-FAMILY DWELLING DISTRICT, RM-10, MULTIPLE-FAMILY DWELLING DISTRICT, RM-15, MULTIPLE-FAMILY DWELLING DISTRICT, AND S-2, OPEN SPACE 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: (B-1024) Filed proof of publication; accepted the recommendations of staff and the Broward County Zoning Board, and enacted Ordinance 1999- 17Z to become effective as provided by law.***

**END OF QUASI-JUDICIAL HEARING**

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5. 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, REPEALING ARTICLE XIX OF CHAPTER 1, BROWARD COUNTY CODE, RELATING TO THE COMMITTEE FOR COMMUNITY DEVELOPMENT; PROVIDING FOR INCLUSION IN BROWARD COUNTY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (B-1110) Filed proof of publication and enacted Ordinance 1999-54 to become effective as provided by law.***

6. 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 ALL REFERENCES IN THE CODE OF ORDINANCES OF BROWARD COUNTY RELATING TO THE DEPARTMENT OF STRATEGIC PLANNING AND GROWTH MANAGEMENT AND THE DEPARTMENT OF NATURAL RESOURCE PROTECTION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (B-1123) Filed proof of publication and enacted Ordinance 1999-55 to become effective as***

*provided by law.*

7. 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, PROVIDING FOR AN ADDITIONAL HOMESTEAD EXEMPTION OF TAXES LEVIED BY BROWARD COUNTY FOR CERTAIN PERSONS SIXTY-FIVE AND OLDER WHICH MEET THE CONSTITUTIONAL AND STATUTORY REQUIREMENTS RELATING TO SUCH ADDITIONAL HOMESTEAD EXEMPTION; PROVIDING FOR DEFINITIONS; PROVIDING FOR ANNUAL ADJUSTMENT OF THE INCOME LIMITATION; PROVIDING FOR AN ANNUAL SUBMITTAL OF SWORN INCOME STATEMENT; PROVIDING FOR NOTICE

TO THE PROPERTY APPRAISER; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Lori Nance Parrish)

***ACTION: (B-1134) Filed proof of publication and continued the public hearing to the middle of November or sooner.***

NOTE: The public hearing for this item has been scheduled for Tuesday, November 9, 1999 at 2:00 p.m.

#### **NON AGENDA**

8. DISCUSSION: SPECIAL RESOURCE RECOVERY NEGOTIATING SESSION: Commissioner Cowan informed the Board that the next Special Resource Recovery Negotiating session will be held on Friday, October 15, 1999. He asked the Board what position they would like him to take during the Wheelabrator negotiating session. Discussion ensued relative to the negotiations and the composition of the Special Resource Recovery Negotiating Committee.

***ACTION: (B-3539) By way of a motion, the Board amended the composition of the Special Resource Recovery Negotiating Committee to include Commissioner John E. Rodstrom, Jr. as an additional member. Further, the Board moved that the \$1 million Host Fee is not to be used as a negotiation tool.***

9. LAND USE PLAN AMENDMENTS: Commissioner Parrish referred to a Conference Report regarding "Land Use in a Growth State: Issues at Florida's Rural-Urban Interface". She asked the County Attorney's Office to research abolishing small scale Land Use Plan Amendments, unless there is no other use surrounding the immediate area. Commissioner Parrish stated that she would meet with Planning Council Administrator Susan M. Tramer with respect to other land use issues.

***ACTION: (B-4588) The County Attorney's Office will research abolishing small scale Land Use Plan Amendments.***

10. INFORMATIONAL: The Chair gave a brief update regarding the Air France supersonic Concorde flight that landed at the Fort Lauderdale-Hollywood International Airport. Bill Sherry, Director, Aviation Department had an opportunity to meet with the travel agent, as well as Air France. Air France and the travel agency were very impressed with the operations of the airport and will continue to schedule additional Concorde flights.

***ACTION: (B-4646) No Board action was taken.***

11. CUSTOMS ISSUE: The Chair informed the Board that she and county staff visited Washington, D. C. to meet with members of the Legislative Delegation regarding the customs issue with Amerijet. Further, the group also met with the Deputy Commissioner of Customs to attempt to resolve the issue. The Chair mentioned that Congressman E. Clay Shaw, District #22, is working diligently on this issue for Broward County. The Chair stated that a final issue will be brought back to the Board in the near future.

***ACTION: (B-4734) No Board action was taken.***

**DEFERRED/WITHDRAWN ITEMS**

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