

PUBLIC HEARING OF NOVEMBER 9, 1993

(The meeting convened at 5:15 p.m. and adjourned at 7:30 p.m.)

PLEDGE OF ALLEGIANCE Led by the Chair.

CALL TO ORDER

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

(This is the first of two public hearings; the second to be held on Tuesday, November 23, 1993 at 5:15 p.m.)

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;" CREATING NEW SECTIONS 5-182(a)(4)a)3)1. AND 5-198(a)(4)a)3)1. RELATING TO DE MINIMIS DEVELOPMENT; AMENDING SECTION 5-182(a)(3)(b) AND 5-198(a)(3)(b) REGARDING CREDIT FOR EXISTING DEVELOPMENT; DELETING SECTIONS 5-182(a)(1)e) AND 5-198(a)(1)e) RELATING TO LEVELS OF SERVICE; CREATING NEW SECTIONS 5-182(a)(4)a)3)m. AND 5-198(a)(4)a)3)m. RELATING TO URBAN INFILL, URBAN REDEVELOPMENT AND DOWNTOWN REVITALIZATION AREAS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (93-455)

(Sponsored by the Board of County Commissioners)

ACTION: (A-198) (5:20 p.m.) Approved.

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

(This is the first of two public hearings; the second to be held on Tuesday, November 23, 1993 at 5:15 p.m.)

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, REPEALING SECTION 39-182 OF CHAPTER 39, "FUNCTIONAL LANDSCAPING;" ADDING CHAPTER 39, BROWARD COUNTY ZONING CODE, ARTICLE XXI, "FUNCTIONAL LANDSCAPE AND XERISCAPE CODE" FOR UNINCORPORATED BROWARD COUNTY; PROVIDING GUIDELINES FOR LANDSCAPE PLAN APPROVAL FOR AREAS TO BE DEVELOPED AND EXISTING AREAS; PROVIDING MINIMUM LANDSCAPE REQUIREMENTS FOR NON-CONFORMING PROPERTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Lori Nance Parrish)

ACTION: (A-208) (5:22 p.m.) Approved.

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

(This is the first of two public hearings; the second to be held on Tuesday, November 23, 1993 at 5:15 p.m.)

AN ORDINANCE OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS, AMENDING SECTION 39-6 OF THE BROWARD COUNTY ZONING CODE OF ORDINANCES TO PROVIDE FOR EXPIRATION OF PERMITS AFTER ONE YEAR; AMENDING SECTION 39-7 OF THE BROWARD COUNTY ZONING CODE OF ORDINANCES CREATING NEW SUBSECTIONS PROVIDING FOR REVOCATION OF CERTIFICATES OF USE; AMENDING SECTION 39-128 PROVIDING FOR AND REVISING DEFINITIONS; CREATING SECTION 39-146, ENTITLED "DUMPSTERS AND DUMPSTER ENCLOSURES," TO REQUIRE PLACEMENT AND MAINTENANCE OF DUMPSTERS; AND AMENDING SECTION 39-187(f), TO REQUIRE APPLICATIONS FOR HALLOWEEN AND CHRISTMAS WAYSIDE STANDS TO BE FILED WITH THE CODE AND ZONING ENFORCEMENT DIVISION AT LEAST THIRTY (30) DAYS FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-208) (5:22.m.) Approved, as amended.

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

(This is the first of two public hearings; the second to be held on Tuesday, November 23, 1993 at 5:15 p.m.)

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; REVISING AND REORGANIZING ARTICLE IV, AIR POLLUTION, SECTIONS 27-171 THROUGH 27-183, OF CHAPTER 27 OF THE BROWARD COUNTY CODE OF ORDINANCES TO UPDATE ITS CONTENT, TO INSURE CONSISTENCY WITH THAT PORTION OF THE FLORIDA ADMINISTRATIVE CODE WHICH REGULATES AIR POLLUTION AND TO INSURE CONSISTENCY WITH OTHER ARTICLES OF CHAPTER 27 OF THE BROWARD COUNTY CODE OF ORDINANCES; BY ADOPTING NEW DEFINITIONS, AMBIENT AIR QUALITY STANDARDS, CERTAIN EMISSION LIMITS AND PERFORMANCE STANDARDS, SOURCE SAMPLING AND MONITORING PROCEDURES FROM THE FLORIDA ADMINISTRATIVE CODE; BY ADDING PROVISIONS TO LICENSING REQUIREMENTS; BY RELOCATING CERTAIN PROVISIONS OF ARTICLE IV, AIR POLLUTION; REVISING ARTICLE IX, SECTIONS 27-281 THROUGH 27-287, OPEN BURNING, OF CHAPTER 27 OF THE BROWARD COUNTY CODE TO UPDATE ITS CONTENT AND TO INSURE CONSISTENCY WITH THAT PORTION OF FLORIDA ADMINISTRATIVE CODE THAT REGULATES OPEN BURNING BY ADDING NEW DEFINITIONS, PROHIBITIONS, PROVISIONS REGARDING LAND CLEARING OPEN BURNING, INDUSTRIAL, COMMERCIAL, MUNICIPAL AND RESEARCH OPEN BURNING, BURNING FOR COLD AND FROST PROTECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-554) (5:35 p.m.) Approved.

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

(This is the first of two public hearings; the second to be held on Tuesday, November 23, 1993 at 5:15 p.m.)

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO CHAPTER 27 OF THE BROWARD COUNTY CODE OF ORDINANCES; REPEALING SECTIONS 27-1 THROUGH 27-170, ADOPTING ARTICLE I, "GENERAL PROVISIONS"; ADOPTING ARTICLE I, DIVISION 1, "DEFINITIONS"; ADOPTING ARTICLE I, DIVISION 2, "VARIANCES AND ADMINISTRATIVE REVIEW"; ADOPTING ARTICLE I, DIVISION 3, "HEARING EXAMINER"; ADOPTING ARTICLE I, DIVISION 4, "ADJUDICATORY PROCEDURE, LIABILITY AND REMEDIES"; ADOPTING ARTICLE I, DIVISION 5, "LICENSES"; ADOPTING ARTICLE I, DIVISION 6, "APPROVALS"; ARTICLE I, DIVISION 7, "LANDUSE

REVIEWS"; RECODIFYING EXEMPTIONS FROM STORAGE TANK LICENSING; RECODIFYING EXEMPTIONS AND LICENSES FOR SOLID WASTE FACILITIES; RECODIFYING DOMESTIC SLUDGE PROVISIONS; RECODIFYING WATER PROTECTION LICENSES AND EXEMPTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-567) (5:30 p.m.) Approved.

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

(This is the first of two public hearings; the second to be held on Tuesday, November 23, 1993 at 5:15 p.m.)

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; RELATING TO THE BROWARD COUNTY CODE OF ORDINANCES; REPEALING ARTICLE XII OF CHAPTER 27, "MANAGEMENT OF INDUSTRIAL WASTES AND HAZARDOUS MATERIAL"; CREATING A NEW SECTION 194(c) OF CHAPTER 27, TO BE ENTITLED "INDUSTRIAL WASTEWATER"; CREATING A NEW ARTICLE XII OF CHAPTER 27, TO BE ENTITLED "HAZARDOUS MATERIAL"; CREATING A NEW ARTICLE XIII OF CHAPTER 27, TO BE ENTITLED "WELLFIELD PROTECTION"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR VIOLATIONS OF THE ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE. (91-455)

(Sponsored by the Board of County Commissioners)

ACTION: (A-793) (5:43 p.m.) Approved, as amended.

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

(This is the first of two public hearings; the second to be held on Tuesday, November 23, 1993 at 5:15 p.m.)

AN ORDINANCE OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING CHAPTER 27 OF THE BROWARD COUNTY CODE OF ORDINANCES BY RECODIFYING THE SECTIONS OF ARTICLE XI; BY CHANGING THE TITLE FROM DREDGE AND FILL PROJECTS TO AQUATIC AND WETLAND RESOURCE PROTECTION; BY CLARIFYING THE DECLARATION OF INTENT; BY CLARIFYING DEFINITIONS AND PROVIDING FOR ADDITIONAL DEFINITIONS; BY PROVIDING FOR CLARIFICATION OF

PROHIBITIONS AND ADDITIONAL PROHIBITIONS; BY CLARIFYING THE APPLICATION REQUIREMENTS AND STANDARDS; BY PROVIDING FOR ADDITIONAL EXEMPTIONS; BY CLARIFYING CATEGORIES FOR AND PROVIDING FOR ADDITIONAL CATEGORIES FOR GENERAL LICENSES; BY ESTABLISHING AN ENVIRONMENTAL RESOURCE LICENSE; BY CLARIFYING CRITERIA AND PROVIDING ADDITIONAL CRITERIA FOR ISSUANCE OR DENIAL OF AN ENVIRONMENTAL RESOURCE LICENSE; BY ESTABLISHING MITIGATION REQUIREMENTS AND RATIOS; BY ESTABLISHING GENERAL AND SPECIFIC CONDITIONS FOR ALL LICENSES; BY PROVIDING FOR CONSISTENCY WITH THE LAWS OF FLORIDA; PROVIDING FOR ENFORCEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-820) (5:44 p.m.) Approved. County Attorney's Office and appropriate staff to evaluate the additional (8) amendments, and return to the Board with recommendations.

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