

PUBLIC HEARING OF NOVEMBER 12, 1996

(Meeting convened and recessed at 2:00 p.m.;

reconvened at 3:00 p.m., and adjourned at 5:00 p.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

1. MOTION TO ADOPT Resolution 96-1047 to vacate and abandon a canal maintenance easement, lying and being in Broward County, Florida, located at 6476 NW 22nd Street in the City of Margate. Petitioner: Richard and Shirley Baughman. (Richard & Shirley Baughman - Agent) 30-V-96.

ACTION: (C-1735) Approved.

2. MOTION TO ADOPT Resolution 96-1048 of the Board of County Commissioners of Broward County, Florida approving renewal of a non-exclusive franchise to Eller & Company, Inc. for time period certain; to conduct cargo handler operations at Port Everglades; providing for severability; and providing for an effective date; and authorize the Chair and Clerk to execute franchise.

ACTION: (C-1750) Approved.

3. MOTION TO ADOPT Resolution 96-1049 of the Board of County Commissioners of Broward County, Florida approving renewal of a non-exclusive franchise to Eller & Company, Inc. for time period certain; to conduct stevedoring operations at Port Everglades; providing for severability; and providing for an effective date; and authorize the Chair and Clerk to execute franchise.

ACTION: (C-1754) Approved.

4. MOTION TO ADOPT Resolution 96-1050 of the Board of County Commissioners of Broward County, Florida approving renewal of a non-exclusive franchise to Strachan Shipping Company, Inc. for time period certain; to conduct cargo handler operations at Port Everglades; providing for severability; and providing for an effective date; and authorize the Chair and Clerk to execute franchise.

ACTION: (C-1759) Approved.

5. MOTION TO ADOPT Resolution 96-1051 of the Board of County Commissioners of Broward County, Florida approving renewal of a non-exclusive franchise to Strachan Shipping Company, Inc. for time period certain; to conduct stevedoring operations at Port Everglades; providing for severability; and providing for an effective date; and authorize the Chair and Clerk to execute franchise.

ACTION: (C-1772) Approved.

6. MOTION TO ADOPT Resolution 96-1052 of the Board of County Commissioners of Broward County, Florida consenting to the assignment of a vessel bunkering franchise at Port Everglades from Tropical Energy, Inc. to Diversified Oil Company; and authorize the Chair and Clerk to execute franchise.

ACTION: (C-1780) Approved.

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

AN ORDINANCE OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS; AMENDING SECTION 14-99 OF THE LAND CLEARANCE SECTION TO SHORTEN THE AMOUNT OF TIME FOR COMPLIANCE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (C-1789) Filed proof of publication, and enacted ordinance to be effective as provided by law.

8. A. MOTION TO CONSIDER enactment of ordinance 96-35, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO CARDROOMS; APPROVING AND AUTHORIZING PARI-MUTUEL WAGERING FACILITIES LICENSED PURSUANT TO CHAPTER 550, FLORIDA STATUTES, AND LOCATED IN BROWARD COUNTY TO OPERATE CARDROOMS AUTHORIZED PURSUANT TO SECTION 849.086, FLORIDA STATUTES; PROVIDING FOR THE DISTRIBUTION OF TAXES AND OTHER PAYMENTS BY CARDROOM OPERATORS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner John P. Hart)

ACTION: (C-1908) Filed proof of publication, and enacted ordinance 96-35 to be effective as provided by law.

B. MOTION TO APPROVE interlocal agreement with the City of Hallandale, Florida agreeing to distribution of revenues from cardrooms at pari-mutuel facilities within the City of Hallandale, and authorize the Chair and Clerk to execute same.

ACTION: (C-1800) Approved agreement, as amended.

C. MOTION TO AUTHORIZE letter to Broward League of Cities to grant funds from cardroom pari-mutuel facilities within Broward County to the Broward League of Cities for payment of dues and other programs.

ACTION: (C-1800) Approved.

BROWARD COUNTY COMPREHENSIVE PLAN

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. You must be sworn before addressing the Commission, and if you wish to address the Commission, you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider what you have said in its final deliberations.

ITEM 9 AMENDMENT PC 96-6

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN - CITY OF HALLANDALE

FROM: Community Facilities

TO: Employment Center

SIZE: Approximately 4.51 acres

LOCATION: in Section 27, Township 51, Range 42; bound on the west by Southwest 2 Avenue, on the north by Southwest 3 Street, on the east by Dixie Highway and on the south by Southwest 4 Street.

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: *(C-2131) Approved per Planning Council recommendation.*

ITEM 10 AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF HALLANDALE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

ACTION *(C-2160) Filed proof of publication and enacted ordinance to be effective as provided by law.*

. ITEM 11 AMENDMENT PC 96-13

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN - TOWN OF DAVIE

FROM: Low (5) Residential

TO: Industrial

SIZE: Approximately 4.4 acres

LOCATION: in Section 36, Township 50, Range 41; bound on the west by Florida's Turnpike and on the north by Southwest 48 Street; located west of Southwest 48 Avenue and north of Southwest 51 Street.

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: *(C-2171) Approved per Planning Council recommendation.*

ITEM 12AMENDMENT PC 96-14

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN - CITY OF COCONUT CREEK

FROM: Office Park

TO: Commercial

SIZE: Approximately 4.5 acres

LOCATION: in Section 6, Township 48, Range 42; located east of State Road 7/U.S. 441; bound on the north by Northwest 71 Place; located west of Lyons Road and bound on the south by Hillsboro Boulevard.

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: *(C-2195) Approved per Planning Council recommendation.*

ITEM 13AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING SMALL SCALE AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE TOWN OF DAVIE AND THE CITY OF COCONUT CREEK; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

ACTION: *(C-2214) Filed proof of publication and enacted ordinance, to be effective as provided by law.*

ITEM 14AMENDMENT PC 96-8

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN - TOWN OF DAVIE

FROM: Approximately 37 acres Low (5) Residential and 4 acres Commercial

TO: Irregular (8.5) Residential within a dashed line area indicating an overall density of 8.5 dwelling units per acre

SIZE: Approximately 41 acres

LOCATION: in Section 7, Township 50, Range 41; bound on the west by Hiatus Road, on the north by State Road 84/Interstate 595 and on the east by Scarborough Drive; located north of Countryside Circle.

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: *(C-2223) Approved per Planning Council recommendation.*

ITEM 15 AMENDMENT PC 96-11

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN - CITY OF PEMBROKE PINES

FROM: Approximately 236 acres Agricultural

TO: Approximately 226 acres Irregular (2) Residential and 10 acres Commercial; all within a dashed line area indicating an overall density of 2 dwelling units per acre

SIZE: Approximately 236 acres

LOCATION: in Section 1, Township 51, Range 39; bound on the west by Southwest 196 Avenue, on the north by Stirling Road and on the south by Sheridan Street; located west of Southwest 184 Avenue.

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: *(C-2334) Continued the public hearing to December 3, 1996 at 10:00 a.m., time certain.*

ITEM 16 AMENDMENT PC 96-10

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN - CITY OF WESTON

FROM: Agricultural

TO: Low (2) Residential

SIZE: Approximately 328 acres

LOCATION: in Sections 24 and 25, Township 50, Range 39; located east of U.S. 27, south of South Post Road, west of Bonaventure Boulevard and north of Griffin Road.

RECOMMENDED ACTION: Deny the amendment per Planning Council recommendation.

ACTION: *(C-3156) Continued the public hearing to December 3, 1996 at 10:00 a.m., time certain.*

END OF QUASI-JUDICIAL HEARING

ITEM 17 AMENDMENT PCT 96-8

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT

Amendment consists of refinement to CHAPTER III. EVALUATION AND MONITORING PROCEDURES, Evaluation Measures. Pursuant to the 1996 Evaluation and Appraisal Report, modifications are proposed to Evaluation Measures for Objective 01.05.00 regarding Coastal Densities and Hurricane Evacuation Plan and Objective 04.01.00 regarding retention of Agricultural Lands and Uses.

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION (C-3648) Approved per Planning Council recommendation.

ITEM 18 AMENDMENT PCT 96-9

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT

Pursuant to the 1996 Evaluation and Appraisal Report, this amendment consists of policies to modify the Broward County Land Use Plan's "Flexibility Rules."

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: (C-3663) Approved per Planning Council recommendation.

ITEM 19 AMENDMENT PCT 96-4

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT

Amendment consists of policies to be found under Goal 08.00.00, Public Facilities and Phased Growth. Pursuant to the 1996 Evaluation and Appraisal Report, objective, policies and evaluation and monitoring procedures regarding A) Floridan Aquifer and Desalinization and B) Post-Disaster Redevelopment and Hazard Mitigation are proposed for inclusion in the Broward County Land Use Plan.

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: (C-3672) Approved, as amended.

ITEM 20 AMENDMENT PCT 96-6

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT

Amendment consists of policies to be found under Goal 13.00.00, Intergovernmental Coordination. Pursuant to the 1996 Evaluation and Appraisal Report, policies regarding Level of Service/Capital Improvements coordination among municipal agencies are proposed for modification in the Broward County Land Use Plan.

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: (C-3682) Approved per Planning Council recommendation.

ITEM 21 AMENDMENT PCT 96-7

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT

Amendment consists of objective and policies to be found under Goal 14.00.00, Redevelopment and Incompatible Uses. Pursuant to the 1996 Evaluation and Appraisal Report, goals to be enhanced to include reference to Crime Prevention Through Environmental Design (CPTED) are proposed for inclusion in the Broward County Land Use Plan.

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: (C-3689) Approved per Planning Council recommendation.

ITEM 22 AMENDMENT PCT 96-2

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT

Amendment consists of policies to be found under Goal 02.00.00, Commercial Uses. Pursuant to the 1996 Evaluation and Appraisal Report, deletion of A) and modification of B) Commercial policies is proposed.

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: (C-3697) Approved per Planning Council recommendation..

ITEM 23 AMENDMENT PCT 96-3

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT

Amendment consists of policies to be found under Goal 06.00.00, Conservation Use. Pursuant to the 1996 Evaluation and Appraisal Report, additional policies and evaluation and monitoring procedures addressing the South Florida Water Management District's East Coast Buffer Plan are proposed for inclusion in the Broward County Land Use Plan.

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: (C-3704) Approved per Planning Council recommendation.

ITEM 24 AMENDMENT PCT 96-5

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT

Amendment consists of objectives and policies to be found under Goal 09.00.00, Natural and Historic Resources. Pursuant to the 1996 Evaluation and Appraisal, an enhanced goal and additional objectives, policies and evaluation and monitoring procedures regarding: A) Southwest Broward Land Use Intensities, B) Cultural Resources, C) Tourism, D) Dredge Spoil Disposal Sites and E) Air Quality are

proposed for inclusion in the Broward County Land Use Plan.

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: (C-3713) *Continued public hearing to November 19, 1996 at 11:30 a.m., time certain.*

ITEM 25 AMENDMENT PCNRM 96-2

AMENDMENT TO THE NATURAL RESOURCE MAP SERIES - BROWARD COUNTY LAND USE PLAN

Pursuant to the 1996 Evaluation and Appraisal Report, this amendment proposes modification and readoption of Map III.D. of the Natural Resources Map Series of the Broward County Land Use Plan to include identification of Coastal High Hazard Areas. Modified map to be entitled, "Flood Plains, Flood-Prone Areas and Coastal High Hazard Areas."

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: (C-4090) *Approved per Planning Council recommendation.*

ITEM 26 AMENDMENT PCNRM 96-3

AMENDMENT TO THE NATURAL RESOURCE MAP SERIES - BROWARD COUNTY LAND USE PLAN

Pursuant to the 1996 Evaluation and Appraisal Report, this amendment proposes modification and readoption of Map III. F. of the Natural Resource Map Series of the Broward County Land Use Plan to include identification of Dredge Spoil Disposal Sites. Modified map to be entitled, "Beaches and Shores, including Estuarine Systems, Rivers, Bays, Lakes, Harbors and Dredge Spoil Disposal Sites."

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: (C-4080) *Approved per Planning Council recommendation.*

ITEM 27 ADMINISTRATION ELEMENT

The proposed Administration Element is intended to replace the Introduction Element and the Monitoring and Evaluation Element. The Administration Element includes a new goal, three new objectives, sixteen new policies and addresses the implementation of the comprehensive planning program for the Unincorporated Area.

RECOMMENDED ACTION: Approve the amendment per Local Planning Agency recommendation.

ACTION: (C-4087) *Approved per Local Planning Agency recommendation.*

ITEM 28 POTABLE WATER ELEMENT

Consistent with the 1996 Evaluation and Appraisal Report, the proposed amendment updates the existing goal, objectives, and policies. It also includes a new objective and policies needed to assure internal and external consistency. The proposed amendment has been coordinated with the Office of Environmental Services and the Department of Natural Resource Protection.

RECOMMENDED ACTION: Approve the amendment per Local Planning Agency recommendation.

ACTION: (C-4092) Approved per Local Planning Agency recommendation.

ITEM 29 SANITARY SEWER ELEMENT

Consistent with the 1996 Evaluation and Appraisal Report, the proposed amendment updates the existing goal, objectives, and policies. It also includes two new objectives and policies needed to assure internal and external consistency. The proposed amendment has been coordinated with the Office of Environmental Services and the Department of Natural Resource Protection.

RECOMMENDED ACTION: Approve the amendment per Local Planning Agency recommendation.

ACTION: (C-4099) Approved per Local Planning Agency recommendation. .

ITEM 30 SOLID WASTE ELEMENT

Consistent with the 1996 Evaluation and Appraisal Report, the proposed amendment updates the existing goal, objectives, and policies. It also includes a new objective and policies needed to assure internal and external consistency. The proposed amendment has been coordinated with the Office of Integrated Waste Management and the Department of Natural Resource Protection.

RECOMMENDED ACTION: Approve the amendment per Local Planning Agency recommendation.

ACTION: (C-4109) Approved per Local Planning Agency recommendation.

ITEM 31 DRAINAGE AND NATURAL GROUNDWATER AQUIFER RECHARGE ELEMENT

Consistent with the 1996 Evaluation and Appraisal Report, the proposed amendment updates the existing goal, objectives, and policies. The eight previous objectives have been consolidated into five objectives and new policies have been added to reflect existing operations. The proposed amendment has been coordinated with the Office of Environmental Services and the Department of Natural Resource Protection.

RECOMMENDED ACTION: Approve the amendment per Local Planning Agency recommendation.

ACTION: (C-4115) Approved per Local Planning Agency recommendation.

ITEM 32 COASTAL MANAGEMENT ELEMENT

Consistent with the 1996 Evaluation and Appraisal Report, the proposed amendment updates the existing goal, objectives, and policies. The nine previous objectives have been consolidated into six objectives and new policies have been added to reflect existing operations. The proposed amendment has been coordinated with the Department of Natural Resource Protection.

RECOMMENDED ACTION: Approve the amendment per Local Planning Agency recommendation.

ACTION: *(C-4119) Approved per Local Planning Agency recommendation.*

ITEM 33 NATURAL DISASTER COMPONENT OF THE COASTAL MANAGEMENT ELEMENT

Consistent with the 1996 Evaluation and Appraisal Report, the proposed amendment updates the existing goal, objectives, and policies. A new objective and policies have been added for purposes of assuring internal and external consistency. The proposed amendment has been coordinated with the Emergency Management Division.

RECOMMENDED ACTION: Approve the amendment per Local Planning Agency recommendation.

ACTION: *(C-4124) Approved per Local Planning Agency recommendation.*

ITEM 34 CONSERVATION ELEMENT

Consistent with the 1996 Evaluation and Appraisal Report, the proposed amendment updates the existing goal, objectives, and policies. Five new objectives and numerous policies have been added for purposes of assuring internal and external consistency. The proposed amendment has been coordinated with the Department of Natural Resource Protection.

RECOMMENDED ACTION: Approve the amendment per Local Planning Agency recommendation.

ACTION: *(C-4132) Approved, as amended.*

ITEM 35 RECREATION AND OPEN SPACE ELEMENT

Consistent with the 1996 Evaluation and Appraisal Report, the proposed amendment updates the existing goal, objectives, and policies. New policies have been added for purposes of assuring internal and external consistency. The proposed amendment has been coordinated with the Parks and Recreation Division and the Department of Natural Resource Protection.

RECOMMENDED ACTION: Approve the amendment per Local Planning Agency recommendation.

ACTION: *(C-4660) Approved, as amended.*

ITEM 36 CAPITAL IMPROVEMENTS ELEMENT SCHEDULE OF CAPITAL IMPROVEMENTS

Consistent with Resolution 95-911, the proposed amendment would update the schedule of capital improvements within the Capital Improvements Element.

RECOMMENDED ACTION: Approve the amendment per Local Planning Agency recommendation.

ACTION: (C-4664) Approved per Local Planning Agency recommendation

ITEM 37AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING THE SECOND ANNUAL 1996 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN IN THE CITY OF WESTON; AMENDING THE 1989 BROWARD COUNTY LAND USE MAP IN THE TOWN OF DAVIE AND THE CITY OF PEMBROKE PINES; AMENDING THE BROWARD COUNTY LAND USE PLAN TEXT RELATING TO COMMERCIAL USES, CONSERVATION USE, PUBLIC FACILITIES AND PHASED GROWTH, NATURAL AND HISTORIC RESOURCES, INTERGOVERNMENTAL COORDINATION, REDEVELOPMENT AND INCOMPATIBLE USES, AGRICULTURAL LANDS AND USES, AND FLEXIBILITY RULES PURSUANT TO THE 1996 BROWARD COUNTY LAND USE PLAN EVALUATION AND APPRAISAL REPORT; AMENDING THE BROWARD COUNTY LAND USE PLAN TO REVISE THE NATURAL RESOURCE MAP SERIES TO IDENTIFY COASTAL HIGH HAZARD AREAS AND DREDGE SPOIL DISPOSAL SITES; REPEALING THE INTRODUCTION ELEMENT AND THE MONITORING AND EVALUATION ELEMENT AND ADDING AN ADMINISTRATION ELEMENT; AMENDING THE POTABLE WATER, THE SANITARY SEWER, AND THE DRAINAGE AND NATURAL GROUNDWATER AQUIFER RECHARGE ELEMENTS; AMENDING THE COASTAL MANAGEMENT ELEMENT AND THE NATURAL DISASTER COMPONENT OF THE COASTAL MANAGEMENT ELEMENT; AMENDING THE CONSERVATION ELEMENT; AMENDING THE RECREATION AND OPEN SPACE ELEMENT; AMENDING THE

CAPITAL IMPROVEMENTS ELEMENT SCHEDULE OF CAPITAL IMPROVEMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (C-4672) Continued the public hearing to November 19, 1996 at 11:30 a.m, time certain.

[Back to previous page](#)