

1 Wildlife Conservation Commission, Department of Agriculture and Consumer Services,
2 and Department of Education, as applicable, were considered; and

3 WHEREAS, the Board of County Commissioners, after due consideration of all
4 matters, hereby finds that the following amendment to the Plan is consistent with the
5 State Plan, Regional Plan, and the Plan; complies with the requirements of the
6 Community Planning Act; and is in the best interests of the health, safety, and welfare of
7 the residents of Broward County,

8 BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
9 BROWARD COUNTY, FLORIDA:

10 Section 1. The Plan is hereby amended by Amendment PCNRM 19-1, which
11 is an amendment to the Broward County Land Use Plan Environmentally Sensitive
12 Lands Map of the Natural Resource Map Series, as set forth in Exhibit "A," attached
13 hereto and incorporated herein.

14 Section 2. Severability.

15 If any portion of this Ordinance is determined by any court to be invalid, the
16 invalid portion will be stricken, and such striking will not affect the validity of the
17 remainder of this Ordinance. If any court determines that this Ordinance, in whole or in
18 part, cannot be legally applied to any individual, group, entity, property, or circumstance,
19 such determination will not affect the applicability of this Ordinance to any other
20 individual, group, entity, property, or circumstance.

21 Section 3. Effective Date.

22 (a) The effective date of the plan amendment set forth in this Ordinance will
23 be the latter of:

24

- 1 (1) Thirty-one (31) days after the Department of Economic Opportunity
2 notifies Broward County that the plan amendment package is complete;
- 3 (2) If the plan amendment is timely challenged, the date a final order is issued
4 by the Administration Commission or the Department of Economic
5 Opportunity finding the amendment to be in compliance;
- 6 (3) If the Department of Economic Opportunity or the Administration
7 Commission finds the amendment to be in noncompliance, pursuant to
8 Section 163.3184(8)(b), Florida Statutes, the date the Board of County
9 Commissioners nonetheless, elects to make the plan amendment effective
10 notwithstanding potential statutory sanctions; or
- 11 (4) If a Declaration of Restrictive Covenants or agreement is applicable, as
12 per Exhibit "B," the date the Declaration of Restrictive Covenants or
13 agreement is recorded in the Public Records of Broward County.
- 14 (b) This Ordinance is effective as of the date provided by law.

15
16 ENACTED

17 FILED WITH THE DEPARTMENT OF STATE

18 EFFECTIVE

19 Approved as to form and legal sufficiency:
20 Andrew J. Meyers, County Attorney

21 By /s/ Maite Azcoitia 11/27/19
22 Maite Azcoitia (date)
23 Deputy County Attorney

24 MA/gmb
11/27/19

PCNRM19-1 Environmentally Sensitive Lands Map Ord.
#80041

EXHIBIT A

SECTION I
AMENDMENT REPORT
BROWARD COUNTY LAND USE PLAN
PROPOSED AMENDMENT PCNRM 19-1

**(NATURAL RESOURCE MAP SERIES -
ENVIRONMENTALLY SENSITIVE LANDS MAP)**

RECOMMENDATIONS/ACTIONS

DATE

I. Planning Council Staff Transmittal Recommendation **August 13, 2019**

Due to concerns regarding climate resiliency and protection of natural resources, including wetlands and environmentally sensitive lands consistent with BrowardNext – Broward County Land Use Plan (BCLUP) Policies 2.21.5, 2.22.2, 2.23.1, 2.23.2, 2.23.3 and 2.23.4, Planning Council staff is unable to support the proposed amendment.

The requirement of a second Planning Council public hearing is at the pleasure of the Planning Council.

II. Planning Council Land Use/Trafficways Committee Recommendation **August 22, 2019**

Deferred item to the full Planning Council meeting.

III. Planning Council Transmittal Recommendation **August 22, 2019**

Planning Council recommended approval of the proposed amendment (to remove approximately 2.35 acres of the existing 11.0 acre Label 82 / Site 93 from the Environmentally Sensitive Lands Map). (Vote of the board; 9-5; Yes: Blattner, Breslau, Brunson, Gomez, Parness, Railey, Rosenof, Williams and DiGiorgio. No: Blackwelder, Good, Graham, Grosso and Hardin)

IV. County Commission Transmittal Recommendation **November 5, 2019**

Approval per Planning Council transmittal recommendation.

V. Summary of State of Florida Review Agency Comments **December 6, 2019**

The State of Florida Review Agencies issued no comments or objections regarding the proposed amendment.



Broward County Land Use Plan: Environmentally Sensitive Lands

Legend

- Designated lands
- Protected lands
- Section Township Range
- Municipal Boundaries

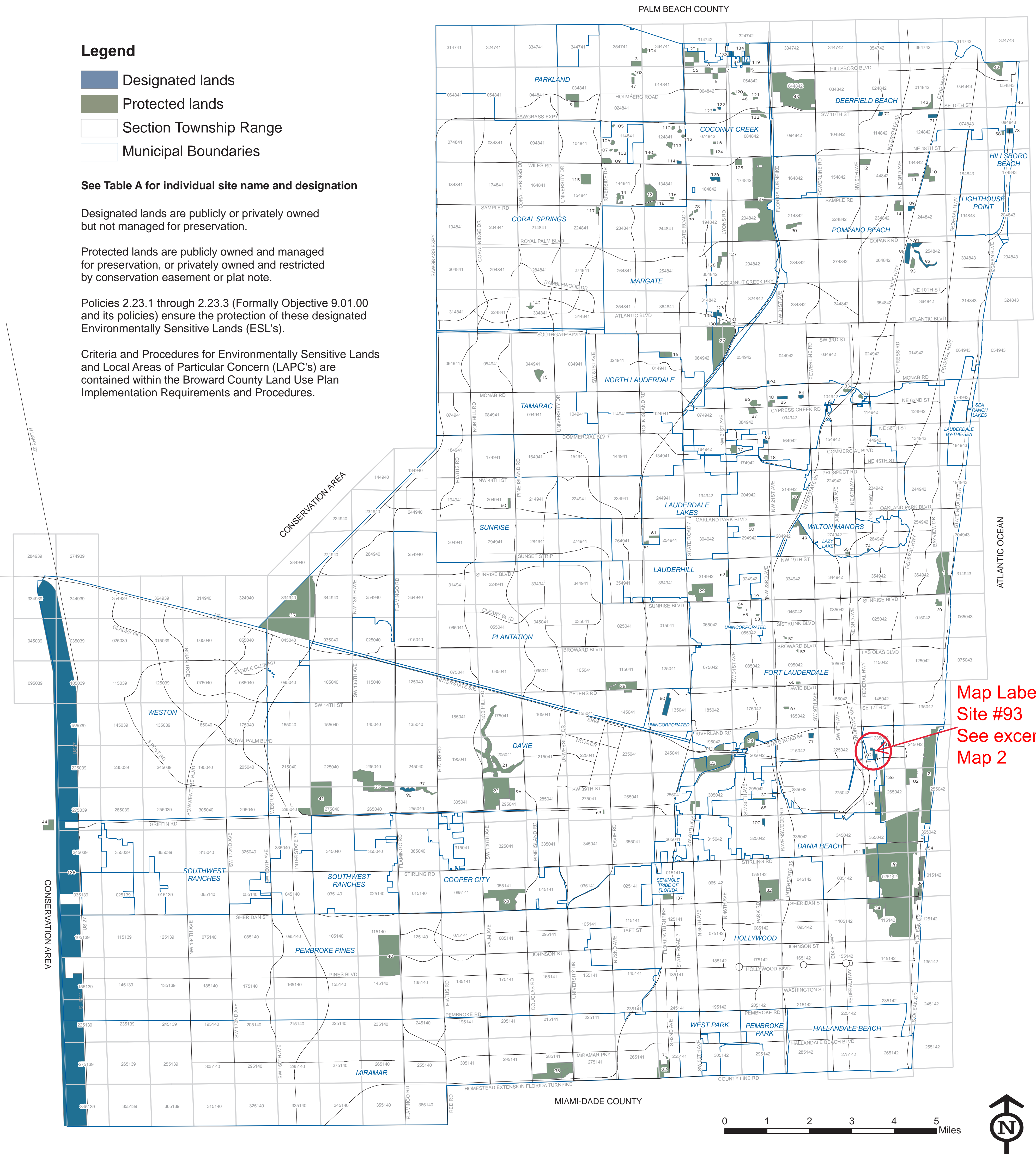
See Table A for individual site name and designation

Designated lands are publicly or privately owned but not managed for preservation.

Protected lands are publicly owned and managed for preservation, or privately owned and restricted by conservation easement or plat note.

Policies 2.23.1 through 2.23.3 (Formally Objective 9.01.00 and its policies) ensure the protection of these designated Environmentally Sensitive Lands (ESL's).

Criteria and Procedures for Environmentally Sensitive Lands and Local Areas of Particular Concern (LAPC's) are contained within the Broward County Land Use Plan Implementation Requirements and Procedures.



Map Label 82 /
Site #93
See excerpt on
Map 2

III.B. Natural Resource Map Series: Environmentally Sensitive Lands

Source:
Broward County Natural Resources Planning and Management Division
Prepared By
Land Preservation Program
954-519-0305
Updated February 2009

This map is for conceptual purposes only and should not be used for legal boundary determinations. Please contact the Broward County Planning Council office regarding questions pertaining to parcel boundaries or limits.

MAP 2
BROWARDNEXT - BROWARD COUNTY LAND USE PLAN
AERIAL PHOTOGRAPH OF ENVIRONMENTALLY SENSITIVE LANDS EXCERPT
AMENDMENT PCNRM 19-1

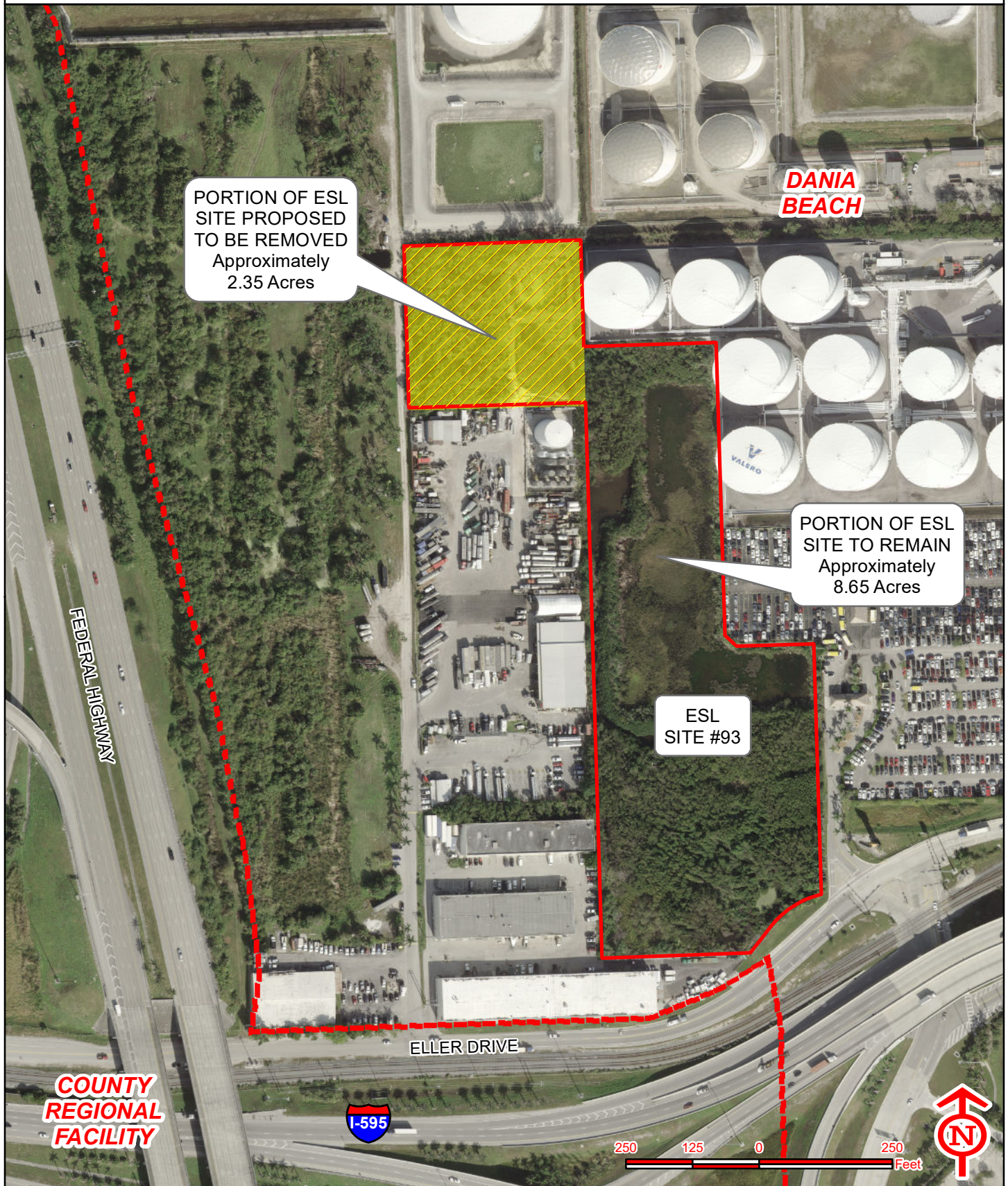


EXHIBIT B

A Declaration of Restrictive Covenants is not applicable to this amendment.