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ORDINANCE NO. 2021-

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE BROWARD COUNTY MUNICIPAL SERVICES DISTRICT FUTURE LAND USE MAP OF THE BROWARD COUNTY COMPREHENSIVE PLAN; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

WHEREAS, Broward County adopted the Broward County Comprehensive Plan on April 25, 2017 (the Plan);

WHEREAS, the Department of Economic Opportunity has found the Plan in compliance with the Community Planning Act;

WHEREAS, Broward County now wishes to propose an amendment to the Broward Municipal Services District Future Land Use Map;

WHEREAS, the Environmental Protection and Growth Management Department, as the local planning agency for the Municipal Services District Future Land Use Map of the Broward County Comprehensive Plan held its hearing on August 23, 2019, with due public notice;

WHEREAS, the Board of County Commissioners held an adoption public hearing on October 5, 2021, at 10:00 a.m., having complied with the notice requirements specified in Section 163.3184(11), Florida Statutes, at which public comment was accepted and considered;

WHEREAS, the Board of County Commissioners, after due consideration of all matters, hereby finds that the following amendment to the Plan is consistent with the State Plan, Regional Plan, and the Plan; complies with the requirements of the Community

1 Planning Act; and is in the best interests of the health, safety, and welfare of the residents
2 of Broward County; and

3 WHEREAS, the proposed amendment constitutes a Broward County permitted
4 small scale amendment to the Plan pursuant to Section 163.3187(1), Florida Statutes,

5 BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
6 BROWARD COUNTY, FLORIDA:

7 Section 1. The Broward Municipal Services District Future Land Use Map is
8 hereby amended by Amendment 19-M1, set forth in Exhibit "A," attached hereto and
9 incorporated herein.

10 Section 2. Severability.

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

17 Section 3. Effective Date.

18 1. The effective date of the plan amendment set forth in this Ordinance shall
19 be the latter of:

20 (a) Thirty-one (31) days after the adoption of this Ordinance;

21 (b) The date a final order is issued by the Department of Economic Opportunity
22 or the Administration Commission finding the amendment to be in
23 compliance;

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1 (c) If the Department of Economic Opportunity or the Administration
2 Commission finds the amendment to be in noncompliance, pursuant to
3 Section 163.3184(8)(b), Florida Statutes, the date the Board of County
4 Commissioners nonetheless, elects to make the plan amendment effective
5 notwithstanding potential statutory sanctions;

6 (d) If recertification of the land use plan amendment is required, the date the
7 amendment is recertified.

8 2. This Ordinance is effective as of the date provided by law.

9
10 ENACTED

11 FILED WITH THE DEPARTMENT OF STATE

12 EFFECTIVE

13
14 Approved as to form and legal sufficiency:
Andrew J. Meyers, County Attorney

15
16 By /s/ Maite Azcoitia 09/01/2021
17 Maite Azcoitia (date)
18 Deputy County Attorney
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1 MA/gmb
2 19-M1 Broward Municipal Services District (Gator Acres).SmallScaleOrd.
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