



Environmental Protection and Growth Management Department
PLANNING AND DEVELOPMENT MANAGEMENT DIVISION
 1 N. University Drive, Box 102, Plantation, FL 33324 T: 954-357-8695 F: 954-357-6521

DEVELOPMENT REVIEW REPORT FOR A NEW PLAT

Project Description			
Plat Name:	Nat Jack	Number:	016-MP-19
Application Type:	New Plat	Legistar Number:	20-1283
Applicant:	Nat Jack, LLC & Merrill E. Pridemore Trust	Commission District:	2
Agent:	McLaughlin Engineering Company	Section/Twn./Range:	33/48/42
Location:	North side of Martin Luther King Boulevard, between Northwest 24 Avenue and Powerline Road	Platted Area:	3.5 Acres
Municipality:	Pompano Beach	Gross Area:	N/A
Previous Plat:	Not Applicable	Replat:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Meeting Date:	09/22/2020	Action Deadline:	11/10/2020

A location map showing this Plat is attached as **Exhibit 2**.

The Application is attached as **Exhibit 8**. The Planning and Development Management Division (PDMD) distributed the application to agencies for review, as required by Sec. 5-181 of the Land Development Code.

Broward County Planning Council has reviewed this application and determined that the City of Pompano Beach Future Land Use Map is the effective Land Use Plan.

Existing and Future Land Use	
Existing Use:	Vacant
Proposed Use:	45,000 Sq. Ft. Industrial and 20,000 sq. ft. Commercial
Plan Designation: Commercial	
Adjacent Uses	Adjacent Plan Designations
North: Warehouse	North: Industrial
South: Commercial, Church	South: Commercial
East: Commercial	East: Commercial
West: Warehouse	West: Commercial
Existing Zoning	Proposed Zoning
B-3	B-4

1. Planning Council

The attached comments received from the Broward County Planning Council indicate that the proposed industrial and commercial uses are in compliance with the permitted use of the effective land use plan.

Exhibit 3.

2. Trafficways

Trafficways approval is required by Section 5-182.5 prior to plat approval. Trafficways review by Broward County Planning Council is scheduled for September 17, 2020, with a staff recommendation for approval which will be valid for 10 months.

3. Access

Highway Construction and Engineering Division, Traffic Engineering Division and Transit Division they have reviewed the plat application and have determined that the comments and recommendations are required with respect to the safe and adequate access standards of the Broward County Land Development Code, as shown in **Exhibit 4**. The recommendations for this plat may be modified if significant conflicts are identified by details included in the submitted construction plans.

This project obtains access on Powerline Road (SR 845). The Florida Department of Transportation has issued a pre-approval letter which delineates that openings or improvements on functionally classified State Road are subject to the "Rules of the Department of Transportation Chapter 14-97 State Highway Access Management Classification System and Standards" see **Exhibit 5**.

4. Concurrency – Transportation

This plat is located in the Northeast Transportation Concurrency Management Area, which is subject to Transportation concurrency fees, as defined in Section 5- 182.1(a)(5)a) of Land Development Code.

Proposed Use	Trips per PM Peak Hour
Residential	N/A
Non-residential	249
Total	249

Transportation concurrency fees will be assessed in accordance with the fee schedule specified in the ordinance during the review of construction plans submitted for County environmental review approval and must be paid on the date of the building permit issuance.

5. Concurrency - Water and Wastewater Capacity

This plat receives water and wastewater from the utilities listed below:

	Potable Water	Wastewater
Utility Provider:	City of Pompano Beach	City of Pompano Beach
Plant name:	Pompano Beach (10/18)	BCUD 4 (03/20)
Design Capacity:	50.000 MGD	95.0000 MGD

Annual Average Flow:	18.450 MGD	72.3500 MGD
Estimated Project Flow:	0.006 MGD	00.0060 MGD

Sufficient capacity exists at this time to serve the proposed development; however, approval of this plat note does not guarantee reservation of future capacity. Plat approval does not infer any approval to connect to any wastewater collection, treatment, or disposal system.

6. Impact Fee Payment

All impact fees will be calculated by PDMD DER Section; assessed based on construction plans submitted for environmental review approval and must be paid on date of building permit issuance. Fees are subject to increase annually on October 1st.

7. Environmental Review

This plat has been reviewed by Environmental Engineering and Permitting Division. **Exhibit 6** provides recommendations to the developer regarding environmental permitting for the future development.

Environmental Planning and Community Resilience Division has reported that this site is not included in the Protected Natural Lands Inventory and is not adjacent to a site in the Inventory.

8. Additional Environmental Protection Actions

Plat approval does not infer any approval to connect to any wastewater collection, treatment, or disposal system. Nor does it infer that sufficient capacity will exist at time of building permit approval. Approval to connect to such systems is approved by the Environmental Engineering and Permitting Division as a prerequisite to, and just prior to, approval of building permits by the appropriate building department for any structures that are to be built on the platted site. These comments do not indicate waiver of approval of any other permit that may be required for other aspects of the project.

9. Historic Resources

Review of available information including archival documents, maps, the Broward County Land Use Plan, and the Florida Master Site File by the County’s consulting archaeologist indicates that the proposed development is will not have an adverse effect on any known historical or archaeological resources or areas of paleontological sensitivity.

The archaeologist notes that this property is located in the City of Pompano Beach and outside the jurisdiction of Broward County Historic Preservation Ordinance 2014-32. The property owner/agent is advised to contact Maggie Barszewski of the City of Pompano Beach’s Historic Preservation, Development Services Department at 954-786-7921 to seek project review for compliance with the municipal historic preservation regulations.

In the event any unmarked human burial remains are discovered, pursuant to Florida Statute Chapter 872.05, all activity that may disturb the unmarked burial shall cease immediately, and the district medical examiner shall be notified. Such activity shall not resume unless specifically authorized by the district medical examiner or State Archaeologist. The Broward County medical examiner can be notified at either

954-357-5200 or Email: med_exam_trauma@broward.org

10. Aviation

This property is within 20,000 feet of Fort Lauderdale Executive Airport and Pompano Beach Municipal Airport. Any proposed construction on this property or use of cranes or other high-lift equipment must be reviewed to determine if Federal Aviation Regulation Part 77, Florida Statutes, Chapter 333 and/or the Broward County Airport Zoning Ordinance apply. Based on the location of the proposed project, the FAA may need to review to determine whether the project is a potential hazard to aviation. To initiate the Federal Aviation Review, access the FAA Web Page at: <http://oeaaa.faa.gov/oeaaa/external/portal.jsp>. For additional information, contact the Broward County Aviation Department at 954-359-6170.

11. Utilities

AT&T and Florida Power and Light (FPL) and AT&T have been advised of this plat. AT&T had no comment. The attached letter dated May 29, 2019, from FPL indicated that FPL does have several locations with existing facilities that serve or are adjacent to the existing plat. For any FPL facilities removal, or relocation and or new construction project which may require additional easement requires, please contact Nicholas Panzo at 954-956-2022, for additional information. **Exhibit 7.**

12. Notice to Applicant

The applicant is advised that, in accordance with Section 125.022, Florida Statutes, the issuance of a development permit by the County does not in any way create any rights on the part of the applicant to obtain a permit from a state or federal agency and does not create any liability on the part of the County for issuance of the permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes actions that result in a violation of state or federal law. Specific questions regarding any of the above comments may be directed to each review agency contact person. A list of agency contacts is available on the Planning and Development Management Division's web page at: www.broward.org/Planning/FormsPublications/Documents/ReviewAgencies.pdf

FINDINGS

Staff have reviewed the application and found that it meets the requirement of the Land Development Code and satisfies requirements for Concurrency:

1. This plat is located within the Northeast Transportation Concurrency Management Area. This district meets the regional transportation concurrency standards specified in Section 182.1(a)(5)a of the Land Development Code.
2. This plat satisfies the solid waste disposal concurrency requirement of Section 5-182.6(a) of the Broward County Land Development Code.

RECOMMENDATIONS

Based on the review and findings, staff recommends **APPROVAL** of this application, subject to the following conditions which shall assure compliance with the standards and requirements of the Land Development Code:

1. Conditions attached in Highway Construction & Engineering Memorandum - **Exhibit 4.**
2. Transportation concurrency fees must be paid on date of building permit issuance.
3. Trafficways approval must be granted prior to County Commission approval.
4. Place note of the face of the plat, preceding municipal official's signature, reading:
All application, concurrency, impact fees for the construction, expansion, and/or conversion of a building within this plat shall be paid on the date of building permit issuance.
5. Place a note on this face of the plat reading:
 - a. This plat is restricted to 45,000 square feet of industrial and 20,000 square feet of commercial.

This note is required by Chapter 5, Article IX, Broward County Code of Ordinances, and may be amended by approval of the Broward County Board of County Commissioners. The notation and any amendments thereto are solely indicating the approved development level for property located within the plat and do not operate as a restriction in favor of any property owner including an owner or owners of property within this plat who took title to the property with reference to this plat.
 - b. Any structure within this plat must comply with Section 2.1.f Development Review Requirements, of the Broward County Land Use Plan, regarding hazards to air navigation.
6. If this item is approved, authorize the Mayor to sign an order approving this agenda item subject to staff findings, comments, and recommendations.

HWC