



# Broward County

## Legislation Details (With Text)

**File #:** 20-1689      **Version:** 1

**Status:** Agenda Ready

**In control:** REQUEST TO SET FOR PUBLIC HEARING

**On agenda:** 10/6/2020      **Final action:** 10/6/2020

**Title:** MOTION TO ADOPT Resolution No. 2020-511 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, October 20, 2020, at 10:00 a.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO WIRELESS COMMUNICATIONS; REPEALING SECTION 39-102 AND AMENDING CHAPTER 20, ARTICLE XX OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.  
(Sponsored by the Board of County Commissioners)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Exhibit 1 - Copy of Resolution to Publish Notice of Public Hearing, 2. Exhibit 2 - Copy of Proposed Ordinance, 3. Additional Material - Information, 4. Additional Material - Information

Date	Ver.	Action By	Action	Result
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### Broward County Commission Regular Meeting

**Director's Name:** Andrew J. Meyers

**Department:** County Attorney

### Information

#### Requested Action

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#### Why Action is Necessary

The proposed Ordinance was prepared by the Office of the County Attorney to address provisions of Senate Bill 1000 (2019) amending Section 337.401, Florida Statutes.

#### What Action Accomplishes

Enables the setting of a public hearing during which the Board may consider enacting an Ordinance.

**Is this Action Goal Related**

No

**Previous Action Taken**

**Summary Explanation/Background**

Section 337.401, Florida Statutes, was amended by Senate Bill 1000 (2019) (the "Act"). The Act limits a local government agency's authority to regulate the placement and maintenance of wireless communications facilities in public rights-of-way. The Act provides that a county may prescribe and adopt objective design standards required of wireless communications providers for placement and maintenance of wireless communications facilities in its rights-of-way, but can no longer charge any fees for this access. The proposed Ordinance would repeal Section 39-102 and amend Chapter 20, Article XX of the Broward County Code of Ordinances to ensure consistency with the Act.

(Include projected cost, approved budget amount and account number, source of funds, and any future funding requirements.)

The Fiscal Impact Statement by the Office of Management and Budget will be provided at the time of the public hearing, in compliance with Section 18.5(e)(7) of the Broward County Administrative Code.

**Source of Additional Information**

Michael J. Kerr, Deputy County Attorney, 954-357-7600

**Fiscal Impact**

**Fiscal Impact/Cost Summary**

The Fiscal Impact Statement by the Office of Management and Budget will be provided at the time of the public hearing, in compliance with Section 18.5(e)(7) of the Broward County Administrative Code.