



# Broward County

## Legislation Details (With Text)

**File #:** 21-1561 **Version:** 1

**Status:** Agenda Ready

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

**On agenda:** 9/21/2021 **Final action:** 9/21/2021

**Title:** MOTION TO ADOPT Resolution No. 2021-445 directing the County Administrator to publish Notice of Public Hearing to be held on October 5, 2021, at 10:00 a.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to consider adoption of a proposed small scale amendment to the Broward Municipal Services District Future Land Use Map of the Broward County Comprehensive Plan. (Commission District 3)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Exhibit 1 - Staff Report, 2. Exhibit 2 - Applicant Revised Request, 3. Exhibit 3 - LPA Recommendation, 4. Exhibit 4 - Resolution, 5. Exhibit 5 - Ordinance

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

**Director's Name:** Leonard Vialpando

**Department:** Environmental Protection

**Division:** Planning & Development Management

### Information

#### Requested Action

MOTION TO ADOPT Resolution No. 2021-445 directing the County Administrator to publish Notice of Public Hearing to be held on October 5, 2021, at 10:00 a.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to consider adoption of a proposed small scale amendment to the Broward Municipal Services District Future Land Use Map of the Broward County Comprehensive Plan. **(Commission District 3)**

#### Why Action is Necessary

Board action is necessary to amend the Broward County Comprehensive Plan.

#### What Action Accomplishes

Sets a public hearing to adopt the proposed amendment to the Broward Municipal Services District (BMSD) Future Land Use Map, on the same Board Agenda as the Public Hearing for a companion amendment to the Broward County Land Use Plan.

#### Is this Action Goal Related

No

#### Previous Action Taken

On October 15, 2019, the Board approved transmittal of this item to the Broward County Planning Council for their review and recommendation (Item No. 35).

### **Summary Explanation/Background**

THE ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT (EPGMD) AND THE PLANNING AND DEVELOPMENT MANAGEMENT DIVISION RECOMMEND APPROVAL OF THE ABOVE MOTION.

This item relates to activities in the Broward Municipal Services District (BMSD), which consists of approximately 11.4 square miles with an estimated population of 15,345. The Board of County Commissioners is the governing body of the BMSD and the provider of its municipal services that include, but are not limited to, business development, building permitting and housing development, libraries and parks facilities, roadway maintenance, street enhancements, and zoning and code enforcement.

The 4.77-acre amendment site is located on Loxahatchee Road in the northwest corner of the County in the area known as “the Wedge”, which was annexed from Palm Beach County in 2009. The subject site abuts the City of Parkland to the south and east, and Palm Beach County to the north and west. The abutting Palm Beach County lands include canals, water conservation areas, and vacant agricultural lands north of the Loxahatchee Canal. An Emergency Services Broadcast Tower use abuts the site in BMSD. The site is currently the subject of an annexation petition with the City of Parkland. If approved, the annexation would be effective in September 2022.

This application has been processed as a small-scale amendment to both the Broward County Land Use Plan (BCLUP) and the BMSD Future Land Use Map. In 2019, TLH SABRA 2 LLC, applied to change land use designation of the site to Medium High (25) Residential which would allow up to 119 residential units on the site. Subsequently, in July 2021, the applicant submitted a revised request and now seeks approval of Low (3) Residential land use, permitting up to 14 residential units on the site (Exhibit 2).

Initially, the EPGMD Local Planning Agency (LPA) and the Planning and Development Management Division staff recommended denial of the proposed amendment, due to the proposed density which was not consistent or compatible with the site’s location and surrounding land uses (Exhibit 1). However, the revised application, requesting a density of three units per acre, has addressed these concerns and is in accordance with the recommendation of the LPA. Therefore, staff now recommends approval of the revised application (Exhibit 3).

At a Public Hearing on August 26, 2021, the Broward County Planning Council recommended approval of the proposed Low (3) Residential, subject to the applicant’s voluntary contribution of \$1 per square foot (gross floor area) of the proposed dwelling units towards the County’s affordable housing programs. The declaration of restrictive covenant will be submitted with the companion amendment to the BCLUP.

### **Source of Additional Information**

Josie P. Sesodia, AICP, Director, Planning and Development Management Division, (954) 357-6602

### **Fiscal Impact**

#### **Fiscal Impact/Cost Summary**

None.