



# Broward County

## Legislation Details (With Text)

**File #:** 20-303 **Version:** 1

**Status:** Agenda Ready

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

**On agenda:** 2/11/2020 **Final action:** 2/11/2020

**Title:** MOTION TO ADOPT Resolution No. 2020-061 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 25, 2020, at 10:00 a.m., in Room 422 of the Governmental Center to consider adoption of a proposed Resolution Amending the Broward County Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO RATES, FEES, AND CHARGES AT FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT; AMENDING SECTION 39.2(j) OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"); UPDATING THE FEES FOR OFF-AIRPORT MOTOR VEHICLE RENTAL OPERATORS THAT PROVIDE ANY MOTOR VEHICLE RENTAL SERVICES, INCLUDING, BUT NOT LIMITED TO, PEER-TO-PEER CAR SHARING SERVICES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Exhibit 1 - Copy of Resolution to Publish Notice of Public Hearing, 2. Exhibit 2 - Copy of Proposed Resolution Amending the Broward County Administrative Code

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

MOTION TO ADOPT Resolution No. 2020-061 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 25, 2020, at 10:00 a.m., in Room 422 of the Governmental Center to consider adoption of a proposed Resolution Amending the Broward County Administrative Code, the title of which is as follows:

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### **Why Action is Necessary**

The Broward County Charter requires the posting of notice and a public hearing for adoption of amendments to the Broward County Administrative Code.

### **What Action Accomplishes**

Enables the setting of a public hearing during which the Board may consider adopting the proposed Resolution.

### **Is this Action Goal Related**

No

### **Previous Action Taken**

### **Summary Explanation/Background**

Section 2-111 of the Broward County Code of Ordinances ("Code") requires Off-Airport Motor Vehicle Rental Operators ("OFFRACs") to obtain a permit from the Broward County Aviation Department ("BCAD") prior to providing any motor vehicle rental services at Fort Lauderdale-Hollywood International Airport ("Airport"). On February 11, 2020, the Board of County Commissioners ("Board") will consider enacting an Ordinance clarifying that companies providing peer-to-peer car sharing services at the Airport are OFFRACs and that such services constitute commercial activity requiring prior written approval by Broward County.

Section 2-113 of the Code states that OFFRAC fees shall be determined and fixed by adoption of a Resolution by the Board. The proposed Resolution, if adopted, would amend Section 39.2(j) of the Broward County Administrative Code ("Administrative Code") to update the OFFRAC fees.

Under the current version of Section 39.2(j) of the Administrative Code, OFFRACs are required to pay a fee of ten percent (10%) of Gross Revenues, as such term is defined therein, for conducting or engaging in off-airport motor vehicle rental operations. The proposed Resolution maintains the same ten percent (10%) requirement, but clarifies the language to ensure that revenues from peer-to-peer car sharing services are included. The proposed Resolution also modifies the definition of Gross Revenues to include fuel and insurance costs.

The Office of the County Attorney will continue to consult with Airport staff regarding the proposed Resolution, and, if changes are appropriate, an updated version will be provided prior to the public hearing.

### **Source of Additional Information**

Carlos A. Rodriguez-Cabarrocas, Assistant County Attorney, 954-359-2358

### **Fiscal Impact**

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

The Fiscal Impact Statement will be provided at the time of the public hearing.