



# Broward County

## Legislation Details (With Text)

**File #:** 21-1523 **Version:** 1

**Status:** Agenda Ready

**In control:** Resilient Environment - Environmental Permitting Division

**On agenda:** 10/19/2021 **Final action:** 10/19/2021

**Title:** MOTION TO ACCEPT Joint Deed of Conservation Easement and Agreement from Lennar Homes, LLC over an on-site wetland mitigation area comprising 23.86 acres of real property located at 1950 S Hiatus Road, in the Town of Davie. (Commission District 5)

**Sponsors:**

**Indexes:** Established Commission Goals

**Code sections:**

**Attachments:** 1. Exhibit 1 - Location Map, 2. Exhibit 2 - Conservation Easement, 3. Exhibit 3 - Environmental Resource License DF15-1250, 4. Exhibit 4 - SFWMD Environmental Resource Permit 06-07569-P

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

**Director's Name:** Leonard Vialpando

**Department:** Environmental Protection

**Division:** Environmental Engineering & Permitting

### Information

#### Requested Action

**MOTION TO ACCEPT** Joint Deed of Conservation Easement and Agreement from Lennar Homes, LLC over an on-site wetland mitigation area comprising 23.86 acres of real property located at 1950 S Hiatus Road, in the Town of Davie. **(Commission District 5)**

#### Why Action is Necessary

Board approval is required for real estate transactions pursuant to Broward County Administrative Code, Section 6.23. Further, Board action is necessary to fulfill the requirements of Environmental Resource License No. DF15-1259, issued pursuant to Chapter 27 of the Broward County Code of Ordinances, and the South Florida Water Management District (SFWMD) Environmental Resource Permit 06-07569-P issued pursuant to Chapter 373, Part IV, Florida Statutes. The referenced license and permit require the 23.86 acres of on-site wetland mitigation area to be encumbered by a Conservation Easement granted to Broward County and the SFWMD.

#### What Action Accomplishes

The action provides for the perpetual maintenance and conservation of the mitigation site by the grantor.

#### Is this Action Goal Related

Yes

#### Previous Action Taken

None taken.

**Summary Explanation/Background**

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

This item supports the Board's Value of "Encouraging investments in renewable energy, sustainable practices, and environmental protection" and Goal 1: "Seek funding for, implement policies and pursue projects promoting the use of alternative energies and sustainable practices."

The EPGMD issued Environmental Resource License (ERL) DF15-1259 (Exhibit 3) and the SFWMD issued permit 06-07569-P (Exhibit 4) to Lennar Homes, LLC authorizing impacts to 48.9 acres of wetlands and requiring the licensee to provide 23.86 acres of mixed habitat wetland mitigation area with buffers related to the redevelopment of the site (Exhibit 1), and to convey a Joint Deed of Conservation Easement (Exhibit 2) to Broward County and the SFWMD over the on-site wetland mitigation area to ensure it would remain in perpetuity and be maintained by the grantor. Additional mitigation was provided by the purchase of 3.01 freshwater credits from the FPL Everglades Mitigation Bank.

The Joint Deed of Conservation Easement has been reviewed and approved as to form by the Office of the County Attorney.

**Source of Additional Information**

David Vanlandingham, Director, Environmental Engineering and Permitting Division, 954-519-1478

**Fiscal Impact**

**Fiscal Impact/Cost Summary**

No fiscal impact. On-going maintenance requirements are the responsibility of the grantor, its agents, heirs, successors, or assigns.