

PROPOSED

ORDINANCE NO.

1 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD
2 COUNTY, FLORIDA, PERTAINING TO HEIGHT LIMITATIONS FOR LANDFILLS
3 WITHIN THE AGRICULTURAL-DISPOSAL A-6 DISTRICT; AMENDING
4 SECTION 39-464 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE");
5 AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN
6 EFFECTIVE DATE.

7 (Sponsored by Vice-Mayor Beam Furr)

8
9 BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
10 BROWARD COUNTY, FLORIDA:

11 Section 1. Section 39-464 of the Broward County Code of Ordinances is hereby
12 amended to read as follows:

13 **Sec. 39-464. Limitations of uses.**

14 Any plot utilized for a dump, sanitary landfill, incinerator, or resource recovery
15 facility shall be used, operated, and maintained in accordance with the following
16 regulations:

17 . . .

- 18 (6) Maximum height of a landfill shall not exceed ~~one hundred twenty-five (125)~~
19 three hundred twenty-five (325) feet ~~above adjacent ground level~~ National
20 Geodetic Vertical Datum ("NGVD").

21 Section 2. Severability.

22 If any portion of this Ordinance is determined by any court to be invalid, the invalid
23 portion will be stricken, and such striking will not affect the validity of the remainder of this
24 Ordinance. If any court determines that this Ordinance, in whole or in part, cannot be
25 legally applied to any individual, group, entity, property, or circumstance, such
26 determination will not affect the applicability of this Ordinance to any other individual,
27 group, entity, property, or circumstance.

28 Section 3. Inclusion in the Broward County Code of Ordinances.

29 It is the intention of the Board of County Commissioners that the provisions of this
30 Ordinance become part of the Broward County Code of Ordinances as of the effective
31 date. The sections of this Ordinance may be renumbered or relettered and the word
32 "ordinance" may be changed to "section," "article," or such other appropriate word or
33 phrase to the extent necessary to accomplish such intention.

34 Section 4. Effective Date.

35 This Ordinance is effective as of the date provided by law.

ENACTED

PROPOSED

FILED WITH THE DEPARTMENT OF STATE

EFFECTIVE

Approved as to form and legal sufficiency:
Andrew J. Meyers, County Attorney

By: /s/ Alexis I. Marrero 09/23/2024
Alexis I. Marrero Koratich (date)
Assistant County Attorney

By: /s/ Maite Azcoitia 09/23/2024
Maite Azcoitia (date)
Deputy County Attorney

AIK/gmb
Landfill Height Ordinance
09/23/2024
i#70056-0070

Coding: Words ~~stricken~~ are deletions from existing text. Words underlined are additions to existing text.