



TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Lee R. Feldman, ICMA-CM, City Manager

DATE: July 1, 2014

TITLE: Ordinance – Amending Section 47-19, Accessory Uses, Buildings and
Structures to add subsection 47-19.12, *Transit Shelters (Bus Shelters)*.

Recommendation

It is recommended the City Commission adopt an ordinance on second reading to amend Section 47-19, *Accessory Uses, Buildings and Structures* to add subsection 47-19.12, *Transit Shelters* to define transit shelters and associated elements, and include provisions for the location and placement of transit shelters on private property when associated with mass transit, providing for yard requirements, and establishing a process for review and approval.

Background

On May 21, 2014 the Planning and Zoning Board (PZB), acting as the Local Planning Agency (LPA), conducted a review of the proposed amendment and, upon finding it consistent with the City's adopted Comprehensive Plan, unanimously recommended approval of the proposed amendment (case T14005). The PZB staff report and May 21, 2014 draft PZB minutes (approved minutes not available at time of publication) are attached as **Exhibit 1** and **Exhibit 2** respectively.

On July 17, 2014 the City Commission voted unanimously to approve the ordinance on first reading (the June 17, 2014 City Commission meeting minutes were not available at the time of publication).

Through a recent effort involving the Broward County Transit Shelters & Amenities Program, the City will be a recipient of multiple bus shelters as part of broader improvements and upgrades to over 160 bus stops within the City's boundaries. These shelters are designed to provide an area where mass transit riders can sit in the shade while waiting to board, and may include such associated amenities as bike racks and waste receptacles. Generally, these shelters would be located entirely within a public right-of-way. However, in certain locations where the existing public right-of-way is not sufficient to accommodate a shelter, this amendment will provide for an option to place a

transit shelter on private property, subject to the property owner's agreement and specific criteria, including sufficient pedestrian access.

Placement of transit shelters on private property will be subject to the following criteria:

- Transit Shelters may be permitted on private property as an accessory or principal structure subject to the written consent of the private property owner;
- Transit Shelters may be located in conjunction with an existing transit stop on an approved mass transit route;
- Transit Shelters may be placed directly adjacent to the property line and located within the yard requirements of the zoning district in which they are proposed, provided sufficient pedestrian access and sidewalk width is maintained;
- Applications for transit shelter locations are subject to a Site Plan Level I (Administrative) development approval;
- Applications for transit shelters on City owned or controlled property shall be subject to an agreement and indemnification.

To review the proposed ordinance, please see **Exhibit 3**.

Resource Impact

There is no fiscal impact associated with this action.

Strategic Connections

This item corresponds to *Press Play Fort Lauderdale Strategic Plan 2018* initiative, included within the **Neighborhood Enhancement Cylinder of Excellence**, specifically advancing:

- **Goal 6:** Be an inclusive community made up of district, complementary, and diverse neighborhoods.
- **Objective 3:** Evolve and update the land development code to balance neighborhood quality, character, and livability through sustainable development
- **Initiative 1:** Examine land-use patterns and neighborhood development trends to recommend changes to the Unified Land Development Regulations (ULDR) for optimal neighborhood growth, including parking, landscaping, setbacks, change of use and reuse, etc.

Attachments:

Exhibit 1 – PZB Staff Report

Exhibit 2 – May 21, 2014 draft PZB Minutes

Exhibit 3 – Proposed Ordinance

Prepared by: Anthony Greg Fajardo, Zoning Administrator

Department Director: Greg Brewton, Sustainable Development
Jenni Morejon, Director Designee