

ORDINANCE NO. C-19-16

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SECTION 47-32 ENTITLED "HISTORIC PRESERVATION BOARD" OF THE CITY OF FORT LAUDERDALE UNIFIED LAND DEVELOPMENT REGULATIONS (ULDR), AMENDING SECTION 47-32.4. ENTITLED "MEMBERSHIP" TO DECREASE THE NUMBER OF BOARD MEMBERS ON THE HISTORIC PRESERVATION BOARD; AMENDING SECTION 47-32.7. ENTITLED "QUORUM" TO DECREASE THE NUMBER OF HISTORIC PRESERVATION BOARD MEMBERS NEEDED FOR A QUORUM; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission wishes to decrease the number of board members on the Historic Preservation Board from eleven (11) to nine (9) in order to align the Historic Preservation Board membership with other quasi-judicial boards in the City; and

WHEREAS, the City Commission wishes to modify the quorum required for the Historic Preservation Board to five (5) members; and

WHEREAS, the City Commission deems it to be in the best interest of the citizens and residents of the City of Fort Lauderdale to decrease the number of Historic Preservation Board members and modify the quorum established for the Historic Preservation Board.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That section 47-32 of the ULDR entitled "Historic Preservation Board" is hereby amended as follows:

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SECTION 47-32. - HISTORIC PRESERVATION BOARD**Sec. 47-32.1. - Purpose.**

The purpose of the historic preservation board is to implement the city's historic preservation regulations which promote the cultural, economic, educational and general welfare of the people of the city and of the public generally through the preservation and protection of historically or architecturally worthy structures.

Sec. 47-32.2. - Definitions.

The definitions provided in Section 47-24.11 shall apply to this Section 47-32.

Sec. 47-32.3. - Powers and duties.

- A. To take action necessary and appropriate to accomplish the purpose of this board. These actions may include, but are not limited to:
1. Continuing the survey and inventory of historic buildings and areas and archeological sites and the plan for their preservation.
 2. Recommending the designation of historic districts and individual landmarks and landmark sites.
 3. Regulating any alterations, demolitions, relocations, adaptive use and new construction to designated property by issuing certificates of appropriateness.
 4. Applying the "United States Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings" as guidelines for changes to designated property.
 5. Working with and advising the federal, state and county governments and other boards and departments of the city.

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6. Advising and assisting property owners and other persons and groups, including neighborhood organizations which are interested in historic preservation.
 7. Initiating plans for the preservation and rehabilitation of individual historic buildings.
 8. Undertaking education programs including the preparation of publications and the placing of historic markers.
 9. Review National Register nominations and provide comments to the appropriate entities.
- B. The board shall have the power to conduct public hearings to consider historic preservation issues. A simple majority of the membership shall be required for decisions involving landmarks, landmark sites, and historic districts. Applicants shall be given written notification of the board's decisions. The board shall prepare and keep on file available for public inspection a written annual report of its historic preservation activities, cases, decisions, qualifications of members and other historic preservation work.

Sec. 47-32.4. - Membership.

- A. The historic preservation board shall consist of nine ~~eleven~~ (9) members to be appointed by the city commission. Each commissioner shall nominate two (2) members and the Mayor shall nominate one (1) member.
- B. Members shall serve for a period of three (3) years from date of appointment.
- C. In the event of a vacancy, the city commission shall appoint a successor to fill the unexpired term within sixty (60) days of the vacancy.
- D. Any member may be removed from the board by the city commission.
- E. Members shall serve without compensation.

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Sec. 47-32.5. - Qualifications.

- A. Members shall be residents of the city and shall have knowledge of historical or architectural development within the city and have deep concern for the preservation, development and enhancement of the historic buildings in the city.
- B. To the extent possible, one (1) member shall be a registered architect, four (4) members shall be from one (1) of the following occupations: architect, historian, real estate agent, real property appraiser, planner, engineer, building contractor, lawyer, landscape architect and banker or financial institution officer, and the remaining members shall be from other segments of the community.

Sec. 47-32.6. - Meetings and procedures.

- A. The board shall hold regular monthly meetings unless there is no business to be brought before the board. The board shall adopt rules for the time and place of such meetings.
- B. The calling of special meetings may be done by the chairperson when warranted by extraordinary circumstances.
- C. The historic preservation board shall elect from its members a chair and a vice-chair at an annual election held in June of each year, who shall serve for terms of one (1) year and who shall be eligible for reelection.
- D. The board shall receive assistance in the performance of its historic preservation responsibilities from the department. Other city staff members or consultants may be asked to assist the board by providing technical advice or help in the administration of the historic preservation regulations.

Sec. 47-32.7. - Quorum.

A majority of the members shall constitute a quorum of this board shall be five (5) members. A majority vote of a quorum shall be required for a decision on any matter before the board.

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SECTION 2. That if any clause, section or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

SECTION 3. That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. That this Ordinance shall be in full force and effect upon final passage.

PASSED FIRST READING the 18th day of June, 2019.

PASSED SECOND READING the ____ day of _____, 2019.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
JEFFREY A. MODARELLI

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