

RESOLUTION NO. 21-

A RESOLUTION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE APPROVAL OF ADDITIONAL EXTENSIONS OF TIME FOR A SPECIAL PERMIT ISSUED FOR AND EXEMPTING THE BROWARD COUNTY CONVENTION CENTER CONSTRUCTION FROM THE PROVISIONS OF SECTION 17-7.4 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 17-7.4 of the Code of Ordinances of the City of Fort Lauderdale, Florida, provides that it is unlawful for any person to operate or cause to be operated equipment for construction, repair, alteration or demolition work on buildings, structures, streets, alleys, or appurtenances Monday through Saturday before 8:00 a.m. or after 7:00 p.m. and Sunday before 10:00 a.m. or after 7:00 p.m.; and

WHEREAS, Section 17-10 of the Code of Ordinances entitled "Construction of large or complex projects (transportation and non-transportation); empowers the city manager to grant a special permit exempting construction projects from the provisions of Section 17-7.4 upon the showing of good cause; and

WHEREAS, the City Commission adopted Ordinance No. C-21-08 on March 2, 2021 amending Section 17-7.4 of the Code of Ordinances to provide the City Commission with authority to grant additional extensions of time upon a showing of good cause and when it is demonstrated that the special permit is in the best interest of public health, safety or convenience.

WHEREAS, the City Manager granted a thirty (30) day special permit exempting the construction of the Broward County Convention Center from the provisions of Section 17-7.4 in order to allow sufficient time for the installation of necessary materials, equipment, facilities, or modifications necessary for construction pursuant to Section 17-10(a) that expired on February 24, 2021; and

WHEREAS, the City Manager granted an additional fifteen (15) days extension to the special permit as authorized pursuant to Section 17-10(b)(1) that is set to expire on March 11, 2021; and

WHEREAS, Broward County submitted a request that includes a Noise Management Plan in which Broward County requested that the City grant an extension to the special permit to October 2021;

WHEREAS, The Noise Management Plan submitted by Broward County and presented to the City Commission at its March 2, 2021 City Commission regular meeting shows good cause and demonstrates that the special permit is in the best interests of public health, safety, and convenience.

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

SECTION 1. The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

SECTION 2. That the City Manager is hereby authorized to grant an additional extension of time to the special permit issued to Broward County exempting the construction of the Broward County Convention Center from the provisions of Section 17-7.4 in order to allow sufficient time for the installation of necessary materials, equipment, facilities, or modifications necessary for construction pursuant to Section 17-10(a).

SECTION 3. That the City Manager shall have the ability to revoke the permit pursuant to Section 17-10(b)(7). Notwithstanding the above specific grant to the City Manager, the City Commission reserves to itself the right to revoke the special permit under Section 17-10(c).

SECTION 4. That this authorization and any extensions granted pursuant to it shall expire on October 31, 2021.

SECTION 5. That this resolution shall be in full force and effect upon final passage.

ADOPTED this ____ day of _____, 2021

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
JEFFREY A. MODARELLI