

RESOLUTION NO. 18-67

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA APPROVING A PLAT ENTITLED "BRIDGE FLL", PROVIDING FOR CONDITIONS OF APPROVAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the applicant, School Board of Broward County, submitted an application for review of a plat entitled "BRIDGE FLL"; and

WHEREAS, the proposed plat includes plat note restriction: "This plat is restricted to 180,000 square feet of Industrial Use"; and

WHEREAS, an amendment to the City of Fort Lauderdale's Comprehensive Plan to change the future land use designation from "Community Facilities" to "Industrial Use" for the parcel identified as Parcel "A", "School Site 0410", according to the Plat thereof, as recorded in Plat Book 147, Page 39, of the Public Records of Broward County Florida, was adopted by the City Commission on January 23, 2018; and

WHEREAS, the amendment to the City's Comprehensive Plan would authorize industrial use at the site of the proposed plat entitled "BRIDGE FLL"; and

WHEREAS, the amendment to the City's Comprehensive Plan was approved by the Broward County Commission on March 20, 2018; and

WHEREAS, the City has submitted its application for recertification of the amendment to the City's Comprehensive Plan to the Broward County Planning Council and the application is pending; and

WHEREAS, in accordance with Section 47-24.8.A.3. of the Uniform Land Development Regulations, an Amendment to the City's Comprehensive Plan must be recertified by the Broward County Planning Council prior to approval taking effect; and

WHEREAS, on February 21, 2018, the Planning and Zoning Board reviewed the applicant's application and recommended that the City Commission approve the proposed plat; and

WHEREAS, the City Commission considered the plat application, the record, and recommendations forwarded by the Development Review Committee, the Department of Sustainable Development, and the Planning and Zoning Board; and

WHEREAS, the City Commission has determined that the proposed plat will be in compliance with the elements of the City's Comprehensive Plan after the Amendment to the Comprehensive Plan has been recertified by the Broward County Planning Council; and

WHEREAS, at its public meeting on April 3, 2018, the City Commission heard public comment on the application and determined that the proposed plat satisfies the provisions of Section 47-24.5. of the City of Fort Lauderdale, Florida Unified Land Development Regulations ("ULDR") and other applicable land development regulations; and

WHEREAS, approval of the plat is contingent upon the Amendment to City's Comprehensive Plan becoming effective;

NOW, THEREFORE, BE IT RESOLVED 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 plat entitled "BRIDGE FLL", as recommended for approval by the Planning and Zoning Board of the City of Fort Lauderdale, Florida on February 21, 2018, is hereby approved by the City Commission of the City of Fort Lauderdale, Florida, subject to the conditions herein.

SECTION 3. That the approval of this plat is subject to the final technical approval of the City Engineer as set forth in Section 47-24.5.B.6 and Section 47-25.2 of the ULDR of the City of Fort Lauderdale, Florida.

SECTION 4. That approval of the plat is contingent upon the recertification by the Broward County Planning Council of the Amendment to the City of Fort Lauderdale's Comprehensive Plan.

SECTION 5. That said plat to be effective must be recorded in the Public Records of Broward County, Florida, within the time limit provided in the ULDR of the City of Fort Lauderdale, Florida, but shall not be recorded until after the City's Amendment to its Comprehensive Plan is recertified by the Broward County Planning Council.

SECTION 6. That the issuance of a development permit by a municipality does not in any way create any right on the part of an applicant to obtain a permit from a state or federal agency and does not create any liability on the part of the municipality for issuance of the permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes actions that result in a violation of state or federal law.

SECTION 7. That this approval is conditioned upon the applicant obtaining all other applicable state or federal permits before commencement of the development.

SECTION 8. All Resolutions or parts of Resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 9. If any clause, section or other part of this Resolution shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered eliminated and will in no way affect the validity or the other provisions of this Resolution.

SECTION 10. That this Resolution shall be in full force and effect immediately upon and after its passage.

ADOPTED this the 3rd day of April, 2018.

  
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Mayor  
DEAN J. TRANTALIS

ATTEST:



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City Clerk  
JEFFREY A. MODARELLI