

RESOLUTION NO. 17-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, DESIGNATING THE BEVERLY HEIGHTS NEIGHBORHOOD DESCRIBED AS BEING BOUND ON THE NORTH BY EAST BROWARD BOULEVARD BETWEEN SOUTHEAST 12TH AVENUE AND NORTH FEDERAL HIGHWAY, ON THE SOUTH BY EAST LAS OLAS BOULEVARD BETWEEN SOUTHEAST 12TH AVENUE AND NORTH FEDERAL HIGHWAY, ON THE WEST BY NORTH FEDERAL HIGHWAY BETWEEN EAST BROWARD BOULEVARD AND EAST LAS OLAS BOULEVARD, AND ON THE EAST BY SOUTHEAST 12TH AVENUE BETWEEN EAST LAS OLAS BOULEVARD AND EAST BROWARD BOULEVARD, AS A RESIDENTIAL PARKING PERMIT DISTRICT, AND PROVIDING FOR AN EFFECTIVE DATE.

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WHEREAS, Section 26-166 of the Code of Ordinances of the City of Fort Lauderdale, Florida provides that the City Commission of the City of Fort Lauderdale, Florida (the "City Commission") may designate residential areas meeting certain criteria as residential parking permit districts; and

WHEREAS, in May, 2017, the Parking Services Division of the City of Fort Lauderdale, Florida's Department of Transportation and Mobility conducted a parking study in the Beverly Heights neighborhood described as being bound on the North by East Broward Boulevard between Southeast 12th Avenue and North Federal Highway, on the South by East Las Olas Boulevard between Southeast 12th Avenue and North Federal Highway, on the west by North Federal Highway between East Broward Boulevard and East Las Olas Boulevard, and on the East by Southeast 12<sup>th</sup> Avenue between East Las Olas Boulevard and East Broward Boulevard (The "Beverly Heights Neighborhood"), to determine whether it qualifies for the residential parking permit program; and

WHEREAS, the parking study revealed that 84.4% of the vehicles parked in the Beverly Heights Neighborhood were nonresident vehicles; and

WHEREAS, an online survey was conducted of the residents concerning the Residential Parking Permit Program which resulted in 50 responses and a 58% approval rating for the proposed program; and

WHEREAS, the City desires to designate the Beverly Heights Neighborhood, as depicted on the map attached hereto as Exhibit "A," as a residential parking permit district to maintain the residential character of the neighborhood; and

WHEREAS, the proposed residential permit parking restrictions will be enforced on the streets depicted in blue on the map attached hereto as Exhibit "A"; and

WHEREAS, the proposed residential permit parking restrictions will not be enforced on the streets depicted in red on the map attached hereto as Exhibit "A"; and

WHEREAS, the applicable procedures set forth in Sections 26-168 and 26-169 of the Code of Ordinances of the City of Fort Lauderdale, Florida have been followed, and proper notice has been provided in accordance with those provisions;

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

SECTION 1. That the City Commission finds that the parking study for the Beverly Heights Neighborhood described as being bound on the North by East Broward Boulevard between Southeast 12th Avenue and North Federal Highway, on the South by East Las Olas Boulevard between Southeast 12th Avenue and North Federal Highway, on the west by North Federal Highway between East Broward Boulevard and East Las Olas Boulevard, and on the East by Southeast 12<sup>th</sup> Avenue between East Las Olas Boulevard and East Broward Boulevard, as depicted on the map attached hereto as Exhibit "A," shows that the area meets the following criteria set forth in Sections 26-168(b) of the Code of Ordinances of the City of Fort Lauderdale, Florida:

1. During any period of the day or night sought to be regulated, the number of vehicles parking (or standing) in the Beverly Heights Neighborhood in on-street parking is equal to fifty (50) percent or more of the legal on-street parking capacity of the area; and
2. During the same period, twenty-five (25) percent or more of the vehicles parking (or standing) on the streets in the Beverly Heights Neighborhood are not registered in the name of a person residing in the area; and

3. That non-residential vehicles do or may substantially and regularly interfere with the use of the majority of on-street parking spaces by adjacent residents; and
4. That the interference by the non-residential vehicles occurs at regular and significant daily or weekly intervals; and
5. That non-residential vehicles in the proposed residential parking permit district cause or are the source of unreasonable noise, traffic hazards, barriers to the efficient collection of trash and refuse, environmental pollution or devaluation of real property in the area of the proposed district; and
6. There is a need for parking regulations to maintain the residential character of the neighborhood; and
7. That no unreasonable displacement of non-residential vehicles will result into surrounding residential areas;

SECTION 2. That the City Commission designates the Beverly Heights Neighborhood, as depicted on the map attached hereto as Exhibit "A," as a residential parking permit district pursuant to Section 26-166 of the Code of Ordinances of the City of Fort Lauderdale, Florida. The residential permit parking restrictions will be enforced on the streets depicted in blue on the map attached hereto as Exhibit "A." The residential permit parking restrictions will not be enforced on the streets depicted in red on the map attached hereto as Exhibit "A."

SECTION 3. That the time limitation and days of the week when non-residential vehicles will be restricted from parking in the Beverly Heights Neighborhood are from 10:00 a.m. to 8:00 p.m., Monday through Sunday.

SECTION 4. That the cost of the residential parking permit for the Beverly Heights neighborhood is set at \$30.00 annually.

SECTION 5. That this Resolution shall be in full force and effect upon its adoption.

Adopted this the \_\_\_\_ day of \_\_\_\_\_, 2017.

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Mayor  
JOHN P. "JACK" SEILER

ATTEST:

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City Clerk  
JEFFREY A. MODARELLI

# Exhibit A

