

RESOLUTION NO. 15-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE CITY ATTORNEY OF FORT LAUDERDALE TO APPEAL THE FINDING OF FACT AND CONCLUSIONS OF LAW IN CODE ENFORCEMENT CASE NO. CE14090376.

WHEREAS, the Special Magistrate heard case number CE14090376, City of Fort Lauderdale v. Shoppes of Fort Lauderdale Beach on December 18, 2014 regarding non-permitted signs installed on the property; and

WHEREAS, the City Attorney's Office supports the City's position that the Zoning Administrator is authorized to answer all questions of interpretation of the City's Unified Land Development Regulations (ULDR) and any appeal would be taken to the Board of Adjustment; and

WHEREAS, neither the Code Enforcement Board nor a Special Magistrate is authorized by law to interpret municipal zoning laws; and

WHEREAS, on January 13, 2015 the Special Magistrate rendered a finding of fact and conclusion of law regarding this case in favor of the property owner;

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

SECTION 1. That the City Commission authorizes and directs the City Attorney to appeal the finding of fact and conclusions of law in Special Magistrate Case No. CE14090376.

SECTION 2 The appropriate City officials are authorized to execute all necessary documents and to take any necessary action to effectuate the intent of this Resolution.

SECTION 3 That this resolution shall take effect upon its adoption.

ADOPTED this the _____ day of February, 2015

ATTEST:

Mayor
JOHN P. "JACK" SEILER

City Clerk
JONDA K. JOSEPH

Exhibit 1
15-0170