



**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING**

#16-0123

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Lee R. Feldman, ICMA-CM, City Manager

DATE: April 5, 2016

TITLE: An Ordinance Creating a New Article entitled "Communications Facilities in the Public Rights-of-Way"

Recommendation

It is recommended that the City Commission adopt an ordinance amending Chapter 25, Streets and Sidewalks, Code of Ordinances of the City of Fort Lauderdale (Code), to create a new Article XII, "Communications Facilities in the Public Rights-of-Way" ("Ordinance") Exhibit "1".

Background

On February 2, 2016 the City Commission adopted the Ordinance on first reading; however City staff needed additional time to work with industry representatives to meet, review, consider, and modify, where feasible, the ordinance language to address industry concerns. As a result of the meetings to address concerns from the industry representatives, a number of revisions were developed and a Summary of Terms & Conditions was created and attached as Exhibit "2".

The ordinance was written to reduce the impact of these facilities on City neighborhoods and promote colocation of facilities, where feasible. Some communication of the important details outlined in the ordinance are the following: creation of design standards for facilities, creating requirements to incorporate stealth design, creating standards for colocation, creating standards for separation distances, creating standards for restoration of public R.O.W., providing insurance, providing indemnification obligations, and providing maintenance obligations.

Some of the design highlights of the amendment include the following standards and mitigation of impact requirements: promoting stealth design, which is a design method of camouflaging the communications facility to enhance compatibility with adjacent land uses and be as visually unobtrusive as possible, requirement for a full color photo-simulation showing the proposed site of the communications facility with photo-realistic representations as it would appear from adjacent properties and the Public R.O.W., height limitations for communications facilities, and the inclusion of LED street lighting into pole design at the City's option to enhance the neighboring area and promote safety.

Some of the maintenance highlights of the amendment include standards and

04/05/2016
CAM# 16-0123

requirements for maintenance and graffiti removal, emergency maintenance, imposition of reasonable conditions attached to permits, fines for violation of maintenance plan, and removal requirements for abandoned Communications Facilities.

Resource Impact

There is no fiscal impact associated with this action.

Strategic Connections

This item is a *Press Play Fort Lauderdale Strategic Plan 2018* initiative, included in the Neighborhood Enhancement Cylinder of Excellence, specifically advancing:

- Goal 5: Be a community of strong, beautiful, and healthy neighborhoods.
- Objective 2: Enhance the beauty, aesthetics, and environmental quality of neighborhoods.

This item advances the *Fast Forward Fort Lauderdale Vision Plan 2035: We Are Prosperous*.

Attachments

Exhibit 1 – Ordinance

Exhibit 2 – Summary of Terms & Conditions

Prepared by: Alex Scheffer, P.E, Interim City Engineer (Urban Design Engineer)

Department Deputy Director: Al Battle, Sustainable Development