

RESOLUTION NO. 18-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, DENYING AN AMENDMENT TO THE SITE PLAN LEVEL IV DEVELOPMENT PERMIT FOR THE BROWARD COUNTY COURTHOUSE PARKING GARAGE LOCATED AT THE NORTHEAST CORNER OF ANDREWS AVENUE AND SOUTHWEST 7<sup>TH</sup> STREET, FORT LAUDERDALE, FLORIDA, IN AN RAC-CC ZONING DISTRICT, TO REMOVE THE PUBLIC PARKING CONDITION.

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WHEREAS, on September 3, 2013, the City Commission adopted Resolution No. 13-152 approving a site plan level IV development permit for purposes of developing the Broward County Courthouse parking garage located on the northeast corner of Andrews Avenue and S.W. 7<sup>th</sup> Street, Fort Lauderdale, Florida, and located in an RAC-CC zoning district; and

WHEREAS, Section 47-24.2.A.5.c. of the City of Fort Lauderdale's Unified Land Development Regulations (ULDR), provides that if the applicant wishes to change the development to an extent which exceeds the authority of the department to approve amendments as provided in subsection A.5.b. i or ii, the proposed amendment to the site plan level III or level IV permit will be required to be reviewed by the department and forwarded to the body which gave final approval to the original development permit; and

WHEREAS, one of the conditions imposed at the September 3, 2013 Commission meeting consisted of the following:

"The parking garage located on the northeast corner of Andrews Avenue and S.W. 7<sup>th</sup> Street must be available for public use after business hours of the Broward County Courthouse. The applicant may charge a reasonable fee to the public for such use"; and

WHEREAS, the applicant, Broward County, is requesting that the City Commission approve its request to remove of the above-stated condition as its review of security requirements for the 500-car garage precludes its use for after-hours parking by the public; and

WHEREAS, the City Commission has reviewed the application to amend the site plan submitted by the applicant, as required by the ULDR, and finds that such amended

plan does not conform with the provisions of such laws;

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

SECTION 1. That the recitals set forth above are incorporated in this Resolution.

SECTION 2. That based on the failure to meet the standards and requirements of Section 47-24.2.A.5. of the ULDR, the amendment to the site plan for the Broward County Courthouse parking garage located on the northeast corner of Andrews Avenue and S.W. 7<sup>th</sup> Street, Fort Lauderdale, Florida, is hereby denied.

SECTION 3. That this Resolution shall be in full force and effect immediately upon adoption.

ADOPTED this the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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Mayor  
JOHN P. "JACK" SEILER

ATTEST:

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City Clerk  
JEFFREY A. MODARELLI