

RESOLUTION NO. 18-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AFFIRMING AND UPHOLDING THE PLANNING AND ZONING BOARD'S DENIAL OF AN APPLICATION TO REZONE FROM RESIDENTIAL SINGLE FAMILY/MEDIUM DENSITY DISTRICT (RDs-15) AND RESIDENTIAL LOW RISE MULTIFAMILY/MEDIUM HIGH DENSITY DISTRICT (RML-25) TO RESIDENTIAL SINGLE FAMILY CLUSTER DWELLINGS/MEDIUM DENSITY DISTRICT (RC-15), ALL OF LOT 3, "BONIELLO PARK", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 45, PAGE 15, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, AND A PORTION OF THE NORTH ½ OF THE NORTHWEST ¼ OF SECTION 34, TOWNSHIP 49 SOUTH, RANGE 42 EAST AND A PORTION OF THE ADJACENT RIGHTS-OF-WAY, GENERALLY LOCATED NORTH OF N.W. 17<sup>TH</sup> STREET, EAST OF N.W. 6<sup>TH</sup> AVENUE, SOUTH OF N.W. 17<sup>TH</sup> COURT AND WEST OF N.W. 3<sup>RD</sup> AVENUE.

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WHEREAS, the applicant, Development 4Life Partners, LP, applied for the rezoning of certain property as described in SECTION 2 herein; and

WHEREAS, the Planning and Zoning Board at its meeting of August 15, 2018 (PZ Case No. Z17009) denied the application by not approving a motion to approve the application in a vote of 3-4; and

WHEREAS, pursuant to Section 47-24.4.H of the City of Fort Lauderdale, Florida Unified Land Development Regulations ("ULDR"), the applicant filed an appeal of the denial of a rezoning application to the City Commission in accordance with Section 47-26B – Appeals of the ULDR; and

WHEREAS, the City Commission at its meeting of October 23, 2018, reviewed the record below and determined that there was no departure from the essential requirements of law in the Planning and Zoning Board proceedings and that competent substantial evidence exists to support the decision of the Planning and Zoning Board;

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

SECTION 1. That the foregoing “WHEREAS” clauses are true and correct and hereby ratified and confirmed.

SECTION 2. That the Planning and Zoning Board denial of application PZ Case No. Z17009 to rezone from Residential Single Family/Medium Density District (RDS-15) and Residential Low Rise Multifamily/Medium High Density District (RML-25) to Residential Single Family Cluster Dwellings/Medium Density District (RC-15), all of lot 3, “Boniello Park”, according to the plat thereof, as recorded in plat book 45, page 15, of the Public Records of Broward County, Florida, and a portion of the North ½ of the Northwest ¼ of Section 34, Township 49 South, Range 42 East and a portion of the adjacent road rights-of-way, generally located north of N.W. 17th Street, east of N.W. 6th Avenue, south of N.W. 17th Court and west of N.W. 3rd Avenue is hereby affirmed and upheld.

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

ATTEST:

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Mayor  
DEAN J. TRANTALIS

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City Clerk  
JEFFREY A. MODARELLI