

RESOLUTION NO. 18-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, SETTING A DE NOVO HEARING BEFORE THE CITY COMMISSION TO CONSIDER 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. 17TH STREET, EAST OF N.W. 6TH AVENUE, SOUTH OF N.W. 17TH COURT AND WEST OF N.W. 3RD AVENUE.

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, in accordance with Section 47.26B, the City Commission has reviewed the record at its October 23, 2018 regular meeting and determined that either there was a departure from the essential requirements of law in the proceedings or that competent substantial evidence does not exist to support the decision of the Planning and Zoning Board; and

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

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

SECTION 2. That a de novo hearing to consider 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 shall be held at 6:00 p.m. on Tuesday, November 20, 2018, or as soon thereafter as may be heard, in the City Commission Chambers, City Hall, 100 North Andrews Avenue, Fort Lauderdale, Florida. At such time and place, the City Commission shall consider whether or not it intends to approve, amend or reject the decision of the Planning and Zoning Board.

SECTION 3. That the de novo hearing described in Section 2 above shall be held concurrently with the first reading and the public hearing of an ordinance to rezone the subject property.

ADOPTED this the ____ day of _____, 2018.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
JEFFREY A. MODARELLI