

# TOWN OF DAVIE TOWN COUNCIL AGENDA REPORT

**TO:** Mayor and Councilmembers  
**FROM/PHONE:** Mark Kutney, AICP/(954) 797-1101  
**SUBJECT:** Resolution - Developers Agreement

Project Name and Location: Pointe West Center North Plat, 3450-3550  
Weston Road, generally located at the northwest corner of Interstate 75  
and SW 36 Street.

**TITLE OF AGENDA ITEM:**

DA 3-1-01 Pointe West Center North Plat

**REPORT IN BRIEF:** On January 5, 2000, Town Council passed resolution No. R 2000-005, approving a boundary plat consisting of 9.994 acres for 55,000 square feet of commercial use to accommodate a car dealership. In order to satisfy roadway concurrency, the developer is entering into a development agreement requiring contribution towards roadway improvement projects. The Town is party to this Developers Agreement solely for the purpose of issuing a certificate of occupancy. The agreement states that the Town shall not issue a certificate of occupancy on the Pointe West Center North Plat until the plat is approved and recorded and the improvements specified in the agreement to satisfy Broward County road concurrency requirements are constructed in accordance with the agreement.

**PREVIOUS ACTIONS:** Council approved two (2) previous versions of this agreement in January and August 2000.

**CONCURRENCES:** None.

**FISCAL IMPACT:** None.

**RECOMMENDATION(S):** Motion to approve.

**Attachment(s):** Land Use Map, Subject Site Map, Aerial.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA AUTHORIZING THE MAYOR AND THE TOWN ADMINISTRATOR TO ENTER INTO AN AGREEMENT BETWEEN THE TOWN OF DAVIE, BROWARD COUNTY, AND JACK LOWELL, JR., TRUSTEE; FOR ROAD CONCURRENCY RELATING TO THE POINTE WEST CENTER NORTH PLAT; PROVIDING FOR REMEDIAL MEASURES TO SATISFY CONCURRENCY REQUIREMENTS RELATED TO THE POINTE WEST CENTER NORTH PLAT; TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THEIR SIGNATURES TO SAID AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Jack Lowell, Jr., Trustee proposes to develop properties known as the Pointe West Center North Plat; and

WHEREAS, Broward County requires remedial measures to satisfy concurrency requirements related to the Pointe West Center North Plat.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA:

SECTION 1. The Town Council of the Town of Davie does hereby authorize the Mayor and Town Administrator to enter into an Agreement, attached hereto as Exhibit "A", between Broward County, Jack Lowell, Jr., Trustee, and the Town of Davie, whereby the Town of Davie Development Services Department shall not issue any certificates of occupancy until the Pointe West Center North Plat is approved and recorded and the Improvement is constructed in accordance with the Agreement.

SECTION 2. The Town Administrator and Town Attorney are authorized to make and accept non-substantive revisions to the agreement in order for the agreement to be in final, recordable form.

SECTION 3. This Resolution shall take effect immediately upon its passage and adoption.

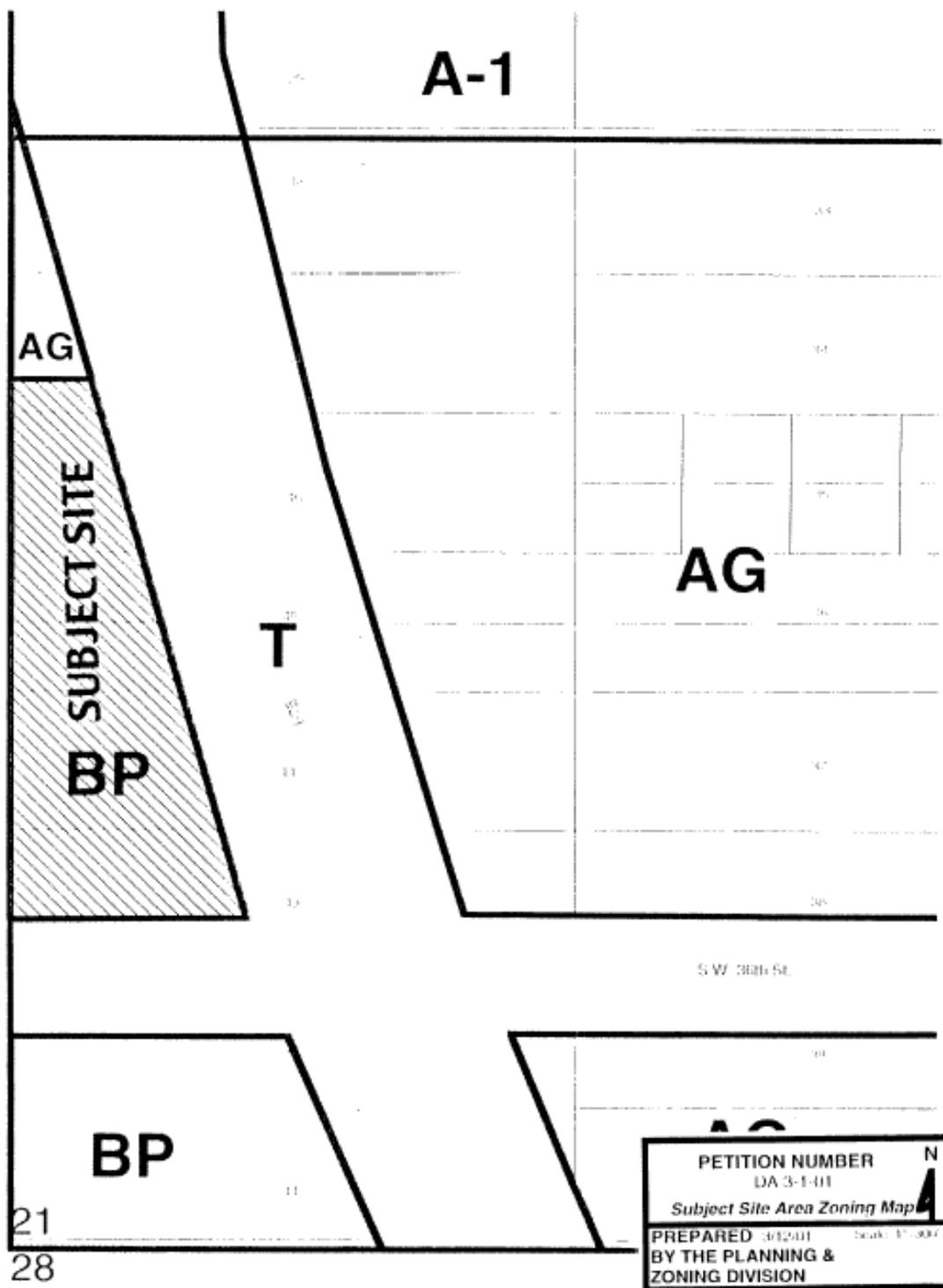
PASSED AND ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2001.

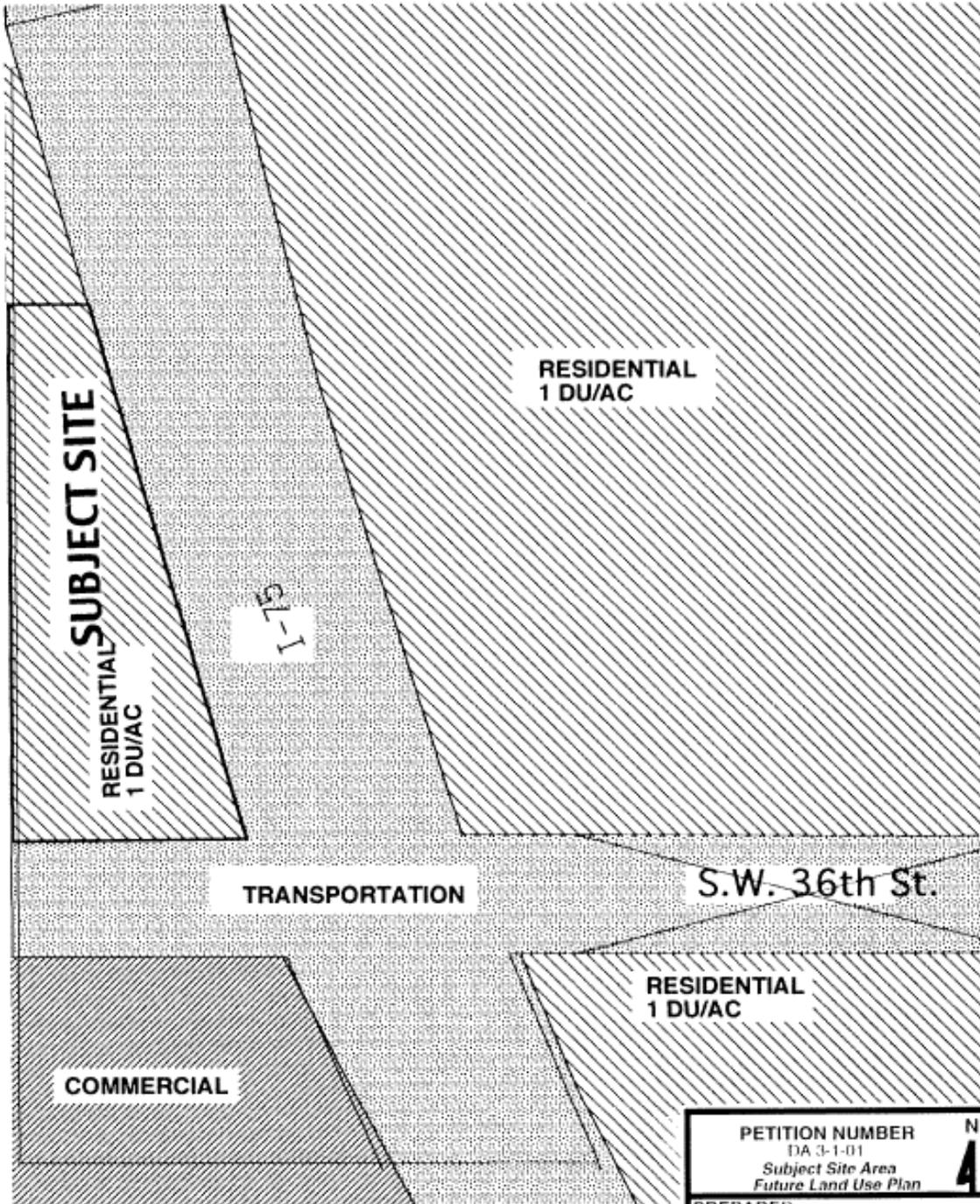
\_\_\_\_\_  
MAYOR/COUNCILMEMBER

Attest:

\_\_\_\_\_  
TOWN CLERK

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2001.





I-15

**SUBJECT SITE**

**RESIDENTIAL  
1 DU/AC**

**RESIDENTIAL  
1 DU/AC**

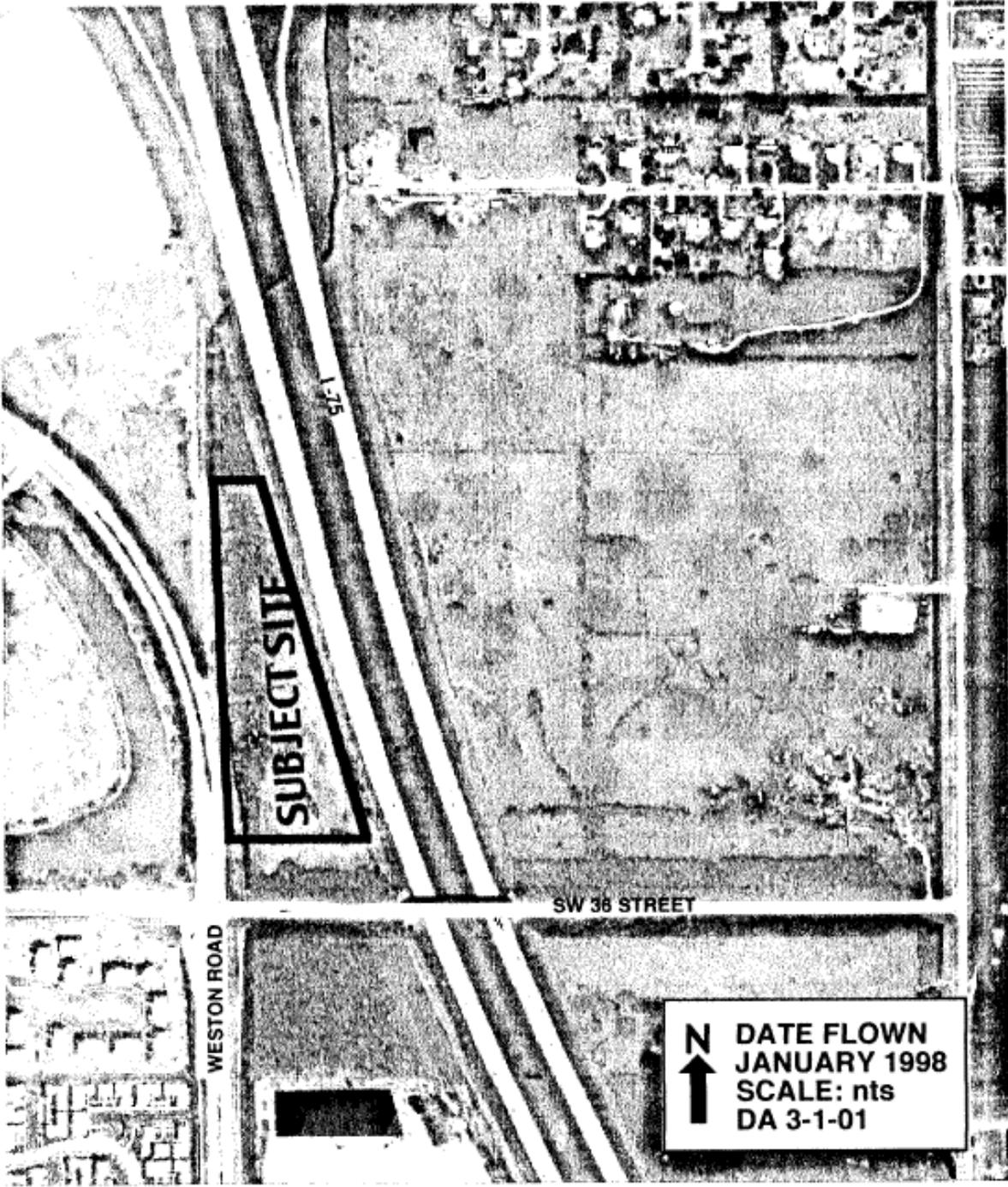
**TRANSPORTATION**

**S.W. 36th St.**

**RESIDENTIAL  
1 DU/AC**

**COMMERCIAL**

<b>PETITION NUMBER</b> DA 3-1-01 <i>Subject Site Area Future Land Use Plan</i>	<b>N</b> <b>4</b>
<b>PREPARED</b> 3/12/01 <i>by: Todd</i> <b>BY THE PLANNING &amp; ZONING DIVISION</b>	



**SUBJECT SITE**

SW 38 STREET

WESTON ROAD

**N**  
↑  
**DATE FLOWN**  
**JANUARY 1998**  
**SCALE: nts**  
**DA 3-1-01**