

**TOWN OF DAVIE
REGULAR MEETING
JANUARY 21, 2004
7:00 P.M.**

- 1. PLEDGE OF ALLEGIANCE**
- 2. ROLL CALL**
- 3. APPROVAL OF CONSENT AGENDA**

Minutes

- 3.1. November 14, 2003 (Workshop)
- 3.2. November 20, 2003 (Workshop)

Parade Permits

- 3.3. Seminole Tribe Festival (February 14, 2004)
- 3.4. Orange Blossom Parade (February 28, 2004)

Home Occupational Licenses

- 3.5. Embellishments & Design, Inc., 3829 Gulfstream Way
- 3.6. Quantum Solutions, LLC, 901 SW 121 Avenue
- 3.7. Washburn Appraisals, 13121 SW 30 Court

Resolutions

- 3.8. **WITHDRAWN BY STAFF**
PLAT - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A BOUNDARY PLAT KNOWN AS WOODBRIDGE RANCHES AND AUTHORIZING THE MAYOR AND TOWN CLERK TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THE MAYOR'S SIGNATURE AND THE TOWN SEAL TO SUCH PLAT; AND PROVIDING AN EFFECTIVE DATE. (P 7-2-02, Woodbridge Ranches, Pulice Land Surveyors, Inc./Southern Homes of Davie III, 1750 SW 136 Avenue) (tabled from November 5, 2003) *Planning and Zoning Board recommended denial*
- 3.9. **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH CORZO CASTELLA CARBALLO THOMPSON SALMAN FOR ARCHITECTURAL SERVICES FOR THE FIRE STATION AT OAKES ROAD. (\$17,941)
- 3.10. **CRA BUDGET** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, RATIFYING THE CRA PRIOR YEAR CARRYFORWARD FUNDS AND PLACING SUCH FUNDS INTO THE CRA BUDGET. (\$936,522.88)

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- 3.11. **PLAT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE PLAT KNOWN AS Z.A.S. AND AUTHORIZING THE MAYOR AND TOWN CLERK TO ACKNOWLEDGE THE APPROVAL BY AFFIXING THE MAYOR'S SIGNATURE AND THE TOWN SEAL TO SAID PLAT; AND PROVIDING AN EFFECTIVE DATE. (P-4-2-02, Indian Ridge Commerce Center, 10220 SW 101 Road) *Planning and Zoning Board recommended approval*
- 3.12. **PLAT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE PLAT KNOWN AS MCDONOUGH PROPERTY AND AUTHORIZING THE MAYOR AND TOWN CLERK TO ACKNOWLEDGE THE APPROVAL BY AFFIXING THE MAYOR'S SIGNATURE AND THE TOWN SEAL TO SAID PLAT; AND PROVIDING AN EFFECTIVE DATE. (P 12-1-01 McDonough Property, 4300 SW 59 Avenue)
- 3.13. **RESTRICTIVE NOTE AMENDMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING AN AMENDMENT TO THE RESTRICTIVE NOTE OF THE "Y.A.F. PLAT", AND PROVIDING AN EFFECTIVE DATE. (DG 12-5-03, Town of Davie Oakes Road Fire Station, 4491 Oakes Road)
- 3.14. **PROPOSED EDUCATION PROJECT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, SUPPORTING THE JUNIOR ACHIEVEMENT'S PROPOSED EDUCATION PROJECT IN THE TOWN OF DAVIE, FLORIDA.
- 3.15. **LETTER OF UNDERSTANDING** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, RATIFYING THE LETTER OF UNDERSTANDING BETWEEN THE TOWN OF DAVIE AND INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL 2315, REGARDING PROMOTIONAL SELECTION PROCESSES AND THE ANNOUNCEMENT THEREOF; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
- 3.16. **LOCAL MITIGATION STRATGEY** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ADOPTING THE LOCAL MITIGATION STRATEGY ADOPTED BY BROWARD COUNTY; AND PROVIDING FOR AN EFFECTIVE DATE.
- 3.17. **AMENDED AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO ACCEPT THE AMENDMENT, ASSIGNMENT, DELEGATION, AND RELEASE AGREEMENT WITH BROWARD COUNTY AND KENNETH C. JENNE, II, SHERIFF OF BROWARD COUNTY TO PROVIDE FOR DELIVERY OF EMERGENCY MEDICAL AND FIRE PROTECTION SERVICES IN THE PINE ISLAND RIDGE AREA; PROVIDING FOR TERMINATION, AND PROVIDING FOR AN EFFECTIVE DATE.

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Site Plans

- 3.18. SP 10-1-02, Sharon Gardens/Rancho Alegre, 2801 SW 148 Avenue (A-1) (tabled from January 7, 2004) *Site Plan Committee recommended approval based on the planning report and 1) that homeowners association documents be provided to staff prior to the Town Council; 2) show the house and the drive on lot four if the house is to remain, if it is to be demolished, then indicate it as such; 3) that the developer will put in the drive coming off 148th Avenue which will be shared by lots one and two; 4) that on lot three, the driveway will be held back a minimum of 150 feet from the property line at 148th Avenue; 5) that irrigation will be provided for at the main entrance; 6) that at the dead end hammerhead, each 12-foot wide drive will extend 75 feet from the center line of road going north and south, making it a 150 foot long turn around; and 7) if the water and sewer becomes available within one year of the Town Council's approval, and if it is within one-quarter of a mile of this property, the developer will provide it to each site*
- 3.19. MSP 2-1-03, Indian Ridge Commerce Center, 10220 SW 101 Road (B-3) *Site Plan Committee recommended approval subject to the homeowner's association documents being provided to staff in order to review common maintenance and shared parking*

Temporary Use Permits

- 3.20. TU 12-1-03, Nova Southeastern University (Love Jen Family Festival), 3301 College Avenue

4. DISCUSSION OF CONSENT AGENDA ITEMS

5. PUBLIC HEARING

Ordinances - Second and Final Reading

- 5.1. **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING PETITION ZB 9-1-03, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM A-1, AGRICULTURAL DISTRICT AND AG, AGRICULTURAL DISTRICT TO OPEN SPACE OVERLAY DISTRICT; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 9-1-03, Southern Homes of Davie V, LLC/Keith and Ballbe, Inc., 3151 SW 154 Avenue) *Planning and Zoning Board recommended approval with the caveat that there be no exit on SW 28 Street and that the entrance and exit be on Shotgun Road only* **{Approved on First Reading January 7, 2004 - all voted in favor}**
- 5.2. **VACATION** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING PETITION VA 7-1-03, VACATING THAT PORTION OF THE ROAD EASEMENT ON THE NORTHSTAR PLAT LOCATED AT THE EASTERN TERMINUS OF SW 23 STREET; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (VA 7-1-03, Artistic Development Corp, 2276 Lynx Avenue) *Planning and Zoning Board recommended approval* **{Approved on First Reading January 7, 2004 - all voted in favor}**

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Resolutions

- 5.3. **GRANT REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE SUBMISSION OF A COMMUNITY BUDGET ISSUE REQUEST (CBIR) TO THE FLORIDA LEGISLATURE TO REQUEST FUNDING FOR THE PUBLIC SAFETY COMPLEX ACCESS ROAD. (\$160,000)
- 5.4. **APPROPRIATION APPLICATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING AN APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR WATER PROJECTS FUNDING THROUGH THE 2004 LEGISLATIVE APPROPRIATIONS PROCESS AND AUTHORIZING PARALLEL SUBMISSION OF THE PROJECT AS A COMMUNITY BUDGET ISSUE REQUEST. (\$200,000)

Ordinances - First Reading/Quasi Judicial Items (Second and Final Reading to be held February 4, 2004)

- 5.5. **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING PETITION ZB 2-2-03, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM A-1, AGRICULTURAL DISTRICT (BROWARD COUNTY) TO B-3, PLANNED BUSINESS CENTER DISTRICT; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 2-2-03, Indian Ridge Commerce Center, 10220 SW 101 Road) (tabled from December 17, 2003) *Planning and Zoning Board recommended approval*
- 5.6. **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING PETITION ZB 1-1-04, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM CF, COMMUNITY FACILITIES AND B-3, PLANNED BUSINESS CENTER DISTRICT TO RAC-AV, REGIONAL ACTIVITY CENTER - ACADEMICAL VILLAGE; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 1-1-04, Nova Southeastern University, 3301 College Avenue) *Planning and Zoning Board recommended approval*

Items to be tabled or withdrawn

- 5.7. **STAFF REQUESTING TO BE TABLED TO FEBRUARY 18, 2004**
CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE, CHAPTER 12, ARTICLE VIII, SECTION 12-238(J)(9) THEREOF RELATING TO BILLBOARDS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE TOWN CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (tabled from November 19, 2003)

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5.8. WITHDRAWN BY STAFF

REZONING - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING PETITION ZB 3-1-03, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM A-1, AGRICULTURAL DISTRICT TO SC, SUBURBAN COMMERCIAL DISTRICT; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Town of Davie, 14501 Orange Drive) (tabled from December 3, 2003)

5.9. WITHDRAWN BY STAFF

REZONING - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING PETITION ZB 3-2-03, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM A-1, AGRICULTURAL DISTRICT TO B-2, COMMUNITY BUSINESS DISTRICT; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Town of Davie, 14901 Orange Drive) (tabled from December 3, 2003)

6. APPOINTMENTS

6.1. Airport Advisory Board (one exclusive appointment - Councilmember Hubert; term expires December 2004)

6.2. Child Safety Board (one exclusive appointment - Vice-Mayor Starkey and Mayor Truex; term expires April 2004) (whenever possible, members shall have interest and expertise in law enforcement, elementary school instruction, child psychology, pediatric medicine, parenthood and grandparenthood)

6.3. Community Relations Advisory Board (one exclusive appointment - Mayor Truex and Councilmember Paul; terms expire April 2004)

6.4. Senior Citizen Advisory Board (two exclusive appointments - Mayor Truex; terms expire April 2004) (members shall be a minimum 60 years of age)

7. OLD BUSINESS

7.1. Corridor Appearance Study

7.2. Public Works Maintenance Building Options (Councilmember Crowley)

8. NEW BUSINESS

9. MAYOR/COUNCILMEMBER'S COMMENTS

10. TOWN ADMINISTRATOR'S COMMENTS

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11. TOWN ATTORNEY'S COMMENTS

12. ADJOURNMENT

ANY PERSON WISHING TO APPEAL ANY DECISION MADE BY THIS BOARD OR COMMITTEE WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDINGS, AND, FOR SUCH PURPOSES, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS MADE.

Persons with disabilities requiring accommodations in order to participate should contact the Town Clerk at 797-1023 at least five business days prior to the meeting to request such accommodations. If you are hearing or speech impaired, please contact the Florida Relay Service by using the following numbers: 1-800-955-8700 (voice) or 1-800-955-8771 (TDD).