

TOWN OF DAVIE

TOWN COUNCIL AGENDA REPORT

TO: Mayor and Councilmembers

FROM/PHONE: Russell C. Muniz CMC, Town Clerk 797-1011

SUBJECT: Resolution

AFFECTED DISTRICT: Town-Wide

TITLE OF AGENDA ITEM: A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, OPPOSING RECENT ACTIONS BY THE CITY OF COOPER CITY WITH RESPECT TO PROPOSED ANNEXATIONS OF PROPERTIES LOCATED WITHIN OR ADJACENT TO THE UNITED RANCHES NEIGHBORHOOD AND URGING THE BROWARD LEGISLATIVE DELEGATION TO DENY ANY HEARINGS REQUESTED BY THE CITY OF COOPER CITY UNTIL AFFECTED RESIDENTS ARE GRANTED THE OPPORTUNITY TO VOTE ON WHICH MUNICIPALITY THEY WISH TO BE ANNEXED INTO, AND PROVIDING AN EFFECTIVE DATE.

REPORT IN BRIEF: The City of Cooper City passed an ordinance on first reading September 21, 2004 annexing a parcel of property referred to as the Hanson property. On October 12, 2004 an ordinance seeking to annex a parcel referred to as the Nieto property is scheduled to be deliberated upon. Both of these properties are in the United Ranches neighborhood, which is currently the subject of litigation between the Town and Cooper City. A bill was passed, sponsored by Senator Debbie Wasserman-Schultz asking that a moratorium for annexations in the United Ranches neighborhood be in place until a referendum was held that would grant residents the opportunity to vote on which municipality they would rather annex into. This resolution seeks to ask the Broward Legislative Delegation to uphold the moratorium.

PREVIOUS ACTIONS: R- 2002-248, R-2002-315.

CONCURRENCES: not applicable

FISCAL IMPACT: not applicable

RECOMMENDATION(S): Motion to approve the resolution

Attachment(s): Resolution

RESOLUTION NO. _____

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, OPPOSING RECENT ACTIONS BY THE CITY OF COOPER CITY WITH RESPECT TO PROPOSED ANNEXATIONS OF PROPERTIES LOCATED WITHIN OR ADJACENT TO THE UNITED RANCHES NEIGHBORHOOD AND URGING THE BROWARD LEGISLATIVE DELEGATION TO DENY ANY HEARINGS REQUESTED BY THE CITY OF COOPER CITY UNTIL AFFECTED RESIDENTS ARE GRANTED THE OPPORTUNITY TO VOTE ON WHICH MUNICIPALITY THEY WISH TO BE ANNEXED INTO, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Davie is currently embroiled in a lawsuit with the City of Cooper City over annexations in the United Ranches neighborhood; and

WHEREAS, the City of Cooper City has recently attempted to annex two parcels known as the Hanson property and the Nieto property in the aforementioned neighborhood; and

WHEREAS, a bill was passed on January 31, 2001 that invoked a moratorium on annexations for certain areas, including the parcels sought by Cooper City, until a referendum was held that would grant residents in the impacted area the opportunity to vote on which municipality they will annex into.

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

SECTION 1. The Town Council of the Town of Davie fully supports the residents of the United Ranches neighborhood having the opportunity to vote on which municipality they will annex into.

SECTION 2. The Town Council of the Town of Davie opposes the actions of Cooper City with respect to the proposed annexation of the Hanson, and Nieto properties.

SECTION 3. The Town Council of the Town of Davie urges the Broward Legislative Delegation to deny any requests for a hearing made by the City of Cooper City with respect to the two aforementioned parcels and any other parcel located within or adjacent to the United

Ranches neighborhood until affected residents are given the opportunity to vote on which municipality they will annex into.

SECTION 4. The Town Clerk is hereby directed to send a copy of this resolution to the Broward County Legislative Delegation, Broward County Commission, and the Broward County Planning Services Division.

SECTION 3. This resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2004

Mayor/Councilmember

ATTEST:

Town Clerk

APPROVED THIS _____ DAY OF _____, 2004

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