

TOWN OF DAVIE
TOWN COUNCIL AGENDA REPORT

TO: Mayor and Councilmembers

FROM/PHONE: Mark A. Kutney, AICP, Development Services Director/(954)797-1101

PREPARED BY: David M. Abramson, Acting Deputy Planning and Zoning Manager

SUBJECT: Delegation Application: DG 7-3-07/07-9/Vista View Park Expansion/4001 Southwest 142nd Avenue/Generally located on the northwest corner of Orange Drive (Southwest 45th Street) and Southwest 142nd Avenue

AFFECTED DISTRICT: District 4

ITEM REQUEST: **Schedule for Council Meeting**

TITLE OF AGENDA ITEM: A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A REQUEST TO WAIVE THE SCENIC CORRIDOR BUFFER REQUIREMENT AS PER THE LAND DEVELOPMENT CODE, CHAPTER 12, SECTION 12-282, AND PROVIDING AN EFFECTIVE DATE.

REPORT IN BRIEF:

As per the Land Development Code, Chapter 12, Section 12-282, chain link fences are not to be placed within and/or enclose a required scenic corridor buffer. This code requirement ensures that the full open width of the buffer is preserved. In accordance with this same code section, the petitioner is requesting approval to waive the minimum one hundred (100) foot Scenic Corridor Buffer requirement for properties abutting Orange Drive. The petitioner is proposing to place a six (6) foot high chain link fence, six (6) inches interior to the subject site off the southern boundary line, parallel to Orange Drive. The proposed placement of the chain link fence would reduce the required open width of the scenic corridor from one hundred (100) feet to six (6) inches.

PREVIOUS ACTIONS:

At the September 5, 2007 Town Council meeting, Delegation Application (DG 7-3-07) was tabled to the September 19, 2007 meeting. **(Motion carried 4-0, Councilmember Luis was absent)**

At the September 19, 2007 Town Council meeting, Delegation Application (DG 7-3-07) was tabled to the next available meeting date (October 3, 2007 or ASAP), to allow the

Master Site Plan Application to go back to the next Site Plan Committee (September 25, 2007) for review. **(Motion carried 5-0)**

CONCURRENCES: n/a

FISCAL IMPACT: not applicable

Has request been budgeted? n/a

RECOMMENDATION(S):

Staff finds the application complete and suitable for transmittal to the Town Council for further consideration. The following condition(s) shall be met prior to final approval:

1. The proposed chain link fence shall consist of a green or black vinyl clad finish.

Attachment(s):

Resolution, Justification letter, Future Land Use Map, Aerial, Zoning, & Subject Site Map

RESOLUTION _____

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A REQUEST TO WAIVE THE SCENIC CORRIDOR BUFFER REQUIREMENT AS PER THE LAND DEVELOPMENT CODE, CHAPTER 12, SECTION 12-282, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the owner (Broward County Board of City Commissioners, Broward County Department of Parks and Recreation) proposes to develop the subject site as a County Park; and,

WHEREAS, the owner has submitted a Master Site Plan Application (MSP 10-1-06); and,

WHEREAS, the owner is requesting a waiver to reduce the minimum one hundred (100) foot Scenic Corridor Buffer requirement for properties abutting Orange Drive to six (6) inches.

WHEREAS, the owner is proposing to place a six (6) foot high chain link fence six (6) inches interior to the subject site off the southern boundary line, parallel to Orange Drive.

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 approve the proposed waiver to the Land Development Code, Chapter 12, Section 12-282. This waiver reduces the minimum one hundred (100) foot Scenic Corridor Buffer requirement for subject site to six (6) inches

SECTION 2. This resolution shall be recorded in the Broward County public records.

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

PASSED AND ADOPTED THIS _____ DAY OF _____, 2007.

MAYOR/COUNCILMEMBER

ATTEST:

TOWN CLERK

APPROVED THIS _____ DAY OF _____, 2007.

Exhibit (*Justification Letter*)



May 31, 2007

Mr. David Abramson, Planner III
Development Services Department
6591 Orange Drive
Davie, Florida 33314

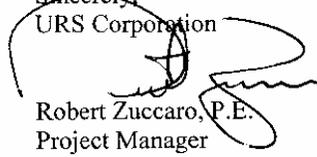
**Re: VISTA VIEW –PARK EXPANSION
SITE APPLICATION NO. MSP 10-1-06
URS JOB. NO.38615864
WAIVER REQUEST LETTER**

Dear Mr. Abramson:

As discussed in our meeting with you, Larry Peters, Martin Gross and me in your office on 4/17/07, as agents for the BCP&RD, we hereby request a waiver for the following two (2) conditions:

1. We request allowance to have interior access roadways within the 100' Scenic Corridor along Orange Drive.
2. We request allowance to construct a new 6' high perimeter chain link fence to be located within 6" of the property line and within the 100' Scenic Corridor along Orange Drive.

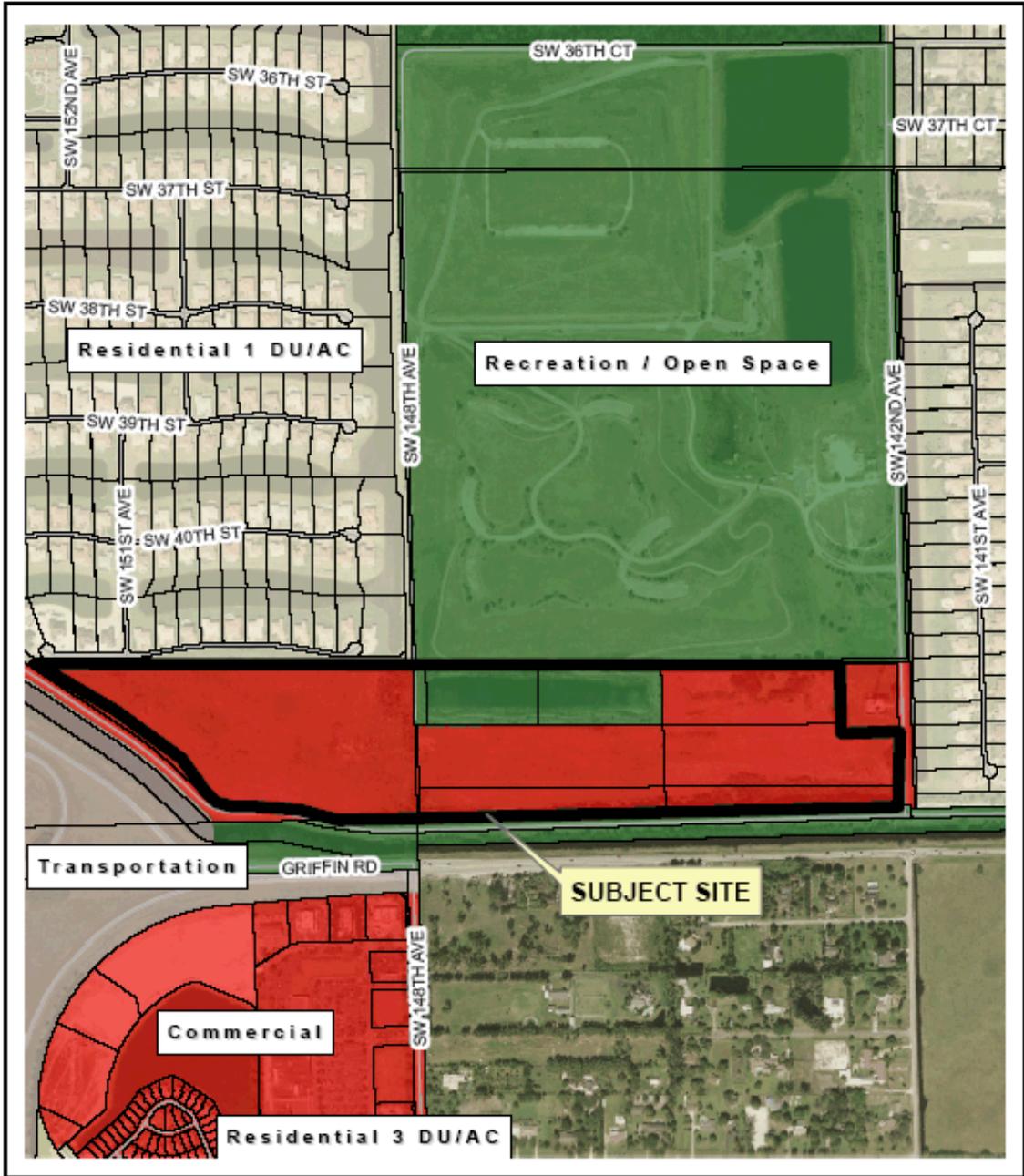
Sincerely,
URS Corporation



Robert Zuccaro, P.E.
Project Manager

cc: Martin Gross
Chris Macey
Georgina Lopez-Lage
Gayle Johnson

Exhibit (*Future Land Use Map*)



Date Flown:
12/2004

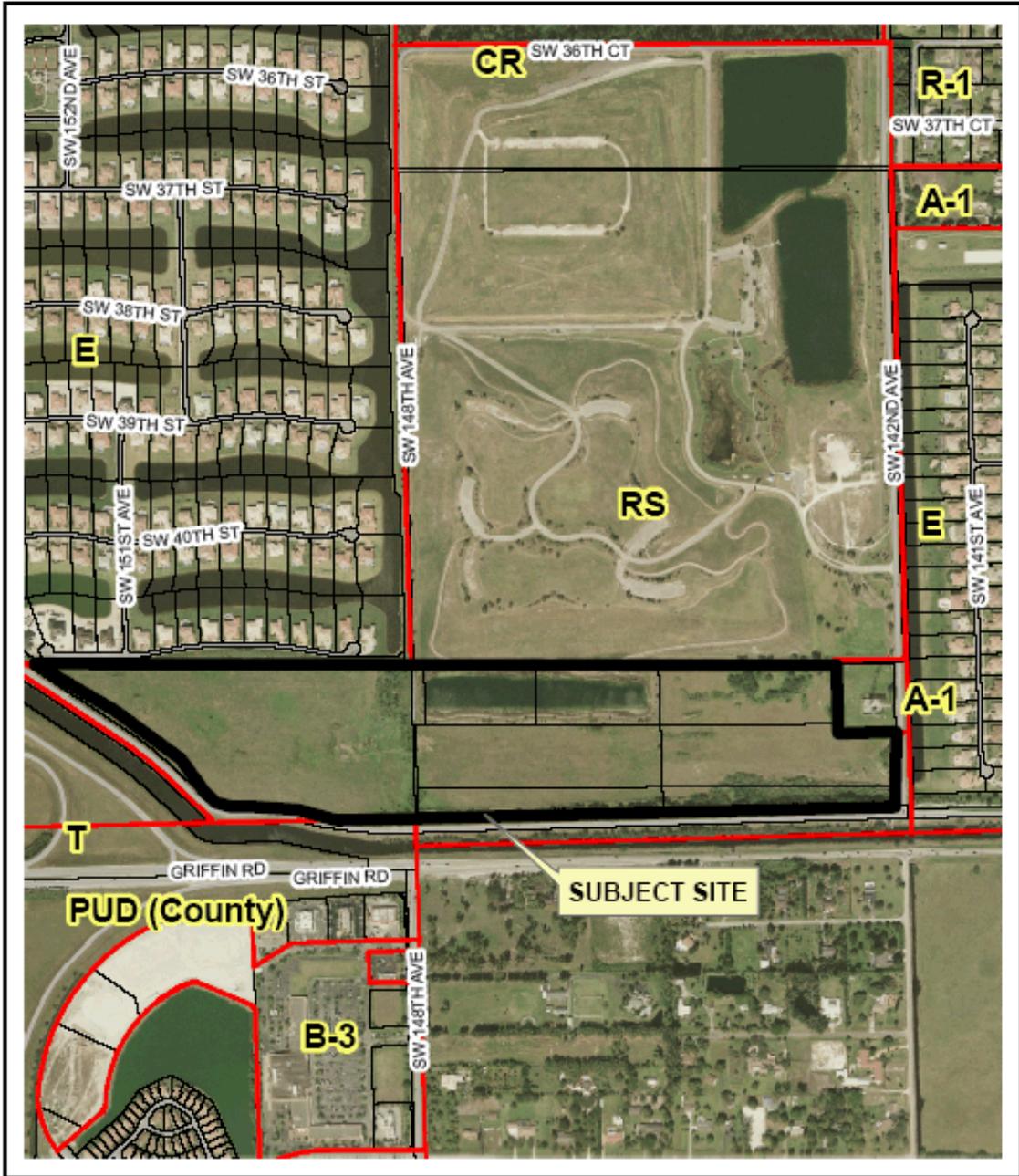


Prepared by the Town of Davie GIS Division

Future Land Use Map

Prepared by: ID
Date Prepared: 12/15/06

Exhibit (*Aerial, Zoning, and Subject Site Map*)



	<p>Date Flown: 12/2004</p>		<h2>Zoning and Aerial Map</h2>
<p>Prepared by the Town of Davie GIS Division</p>			<p>Prepared by: ID Date Prepared: 12/15/06</p>

