

ORDINANCE NO. 200-02-108

AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS REGARDING PRE-EXISTING GOLF COURSE AND GOLF DRIVING RANGE USES WITHIN THE CR AND S-1 ZONING DISTRICTS; AMENDING ARTICLE III, ZONING DISTRICTS, SECTION 3.5, RECREATION ZONING DISTRICTS; SUBSECTION H, SPECIAL REGULATIONS, TO ADD PRE-EXISTING GOLF COURSE AND GOLF DRIVING RANGE USES; AMENDING ARTICLE III, ZONING DISTRICTS, CREATING SECTION 5.54, PRE-EXISTING GOLF COURSE AND GOLF DRIVING RANGE USES; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA)

WHEREAS, at their duly noticed meeting and public hearing of January 28, 2020 the City's Planning and Zoning Board, sitting as the Local Planning Agency (LPA) entered the Development Review Report on the proposed Ordinance and all other relevant and substantial competent evidence into the record, and forwarded the record to the City Commission with the recommendation that the proposed Ordinance be adopted; and

WHEREAS, at their duly noticed meeting and public hearing of February 10, 2020, the City Commission considered the record, adopted findings and conclusions, and approved the proposed Ordinance on first reading; and

WHEREAS, at their subsequently duly noticed meeting and public hearing of February 24, 2020, the City Commission on second reading adopted the Ordinance incorporating revisions to the Land Development Regulations;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA:

Section 1. That Article III, Zoning Districts, Sec. 3.5. - Recreation zoning districts, subsection 3.5.4. Commercial Recreation (CR) zoning district, paragraph (H), Special regulations, is hereby amended to read as follows:

ARTICLE III. ZONING DISTRICTS.

Sec. 3.5. - Recreation zoning districts.

3.5.4. *Commercial Recreation (CR) zoning district.*

* * *

H. Special regulations. The special regulations as set forth herein shall apply within the CR zoning district.

* * *

8. *Public transit facilities and amenities.*

a. Public transit facilities and amenities, such as bus bays, bus shelters and benches, shall be provided to serve an existing or proposed County public transit route when considered appropriate by the Broward County Mass Transit Division or the Department of Environmental and Engineering Services.

b. If the Broward County Mass Transit Division does not consider it appropriate to provide public transit facilities and amenities to serve an existing or proposed County public transit route, the Department of Environmental and Engineering Services may require such facilities and amenities to serve an existing or proposed City community bus route.

9. All pre-existing Golf course and golf driving range Uses within the CR Zoning District shall be required to conduct environmental activities necessary to investigate and remediate any pre-existing environmental conditions on the Property at the time said Use ceases to be operational as a golf course or golf driving range. A "No Further Action" determination or clearance documentation in related to such development from Broward County's Environmental and Consumer Protection Division shall be submitted to the Planning and Zoning Department within six (6) months from date of vacancy by property owner."

Section 2. That Article III, Zoning Districts, is hereby amended to create Section 5.54, Pre-existing Golf Court and Golf Driving Range Uses, to read as follows:

ARTICLE III. ZONING DISTRICTS.

Section 5.54. Pre-existing Golf Course and Golf Driving Range Uses.

5.54.1. All pre-existing Golf course and golf driving range Uses within the CR and S-1 Zoning Districts shall be required to conduct environmental activities necessary to investigate and remediate any pre-existing environmental conditions on the Property at the time said Use ceases to be operational as a golf course or golf driving range. A "No Further Action" determination or clearance documentation in related to such development from Broward County's Environmental and Consumer Protection Division shall be submitted to the Planning and Zoning Department within six (6) months from date of vacancy by property owner."

Section 3. Findings and Conclusions. The Development Review Report prepared by the Planning and Zoning Division is attached hereto, is incorporated herein, and are hereby adopted as the findings of fact and conclusions of law to support the Ordinance amending Land Development Regulations.

Section 4. Conflict. All ordinances or parts of ordinances, all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed as to the extent of such conflict.

Section 5. Codification. The provisions of this Ordinance shall become and be made a part of the City of Lauderhill, Florida Land Development Regulations; sections of this Ordinance may be renumbered or re-lettered to accomplish such intention; and the word "ordinance" may be changed to "article," "part," "section," or other appropriate word.

SECTION 5. Effective Date. This Ordinance shall take effect immediately upon its adoption.

DATED this _____ day of _____, 2020.

PASSED on first reading this _____ day of _____, 2020.

PASSED AND ADOPTED on second reading this _____ day of _____, 2020.

PRESIDING OFFICER

ATTEST:

CITY CLERK

FIRST READING

SECOND READING

MOTION
SECOND

M. BATES
H. BERGER
R. CAMPBELL
D. GRANT
K. THURSTON

