



AGENDA ITEM MEMORADUM

Development Services

Linda Connors *LC*

Department

Town Planner *TSB*

COMMISSION MEETING DATE (*) - 7:00 PM	Deadline to Town Clerk
<input checked="" type="checkbox"/> June 26, 2012	June 15th

*Subject to Change

- Presentation Reports Consent **Ordinance**
 Resolution Quasi-Judicial Old Business New Business

FY2011 DESIGNATED HIGH PRIORITY ITEM - PRIORITY TOPIC

SUBJECT TITLE: Resolution Adopting a Notice of Intent for Planning Priority #4: Adopting Language that Protects Single Family Neighborhoods and Addresses Safety, Historical and Archeological Resources.

EXPLANATION: The Town Commission adopted seven Planning Priorities during the 2012 Budget process. We are currently preparing amendments to the Town Code that would implement Planning Priority #4, which would include provisions to protect single family neighborhoods and address safety and historical and archeological resources.

All proposed amendments to the Town's development regulations are subject to the Notice of Intent (NOI) procedures of Chapter 30, Section 531 of the Town Code. The attached Resolution 2012-27 meets these requirements.

RECOMMENDATION: We recommend the adoption of Resolution 2012-27 (Exhibit 1).

EXHIBITS: Exhibit 1 – Resolution 2012-27

Resolution Reviewed by Town Attorney

Yes No

Town Manager Initials *CA*

RESOLUTION NO. 2012-27

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA PROVIDING FOR ISSUANCE OF A NOTICE OF INTENT CONCERNING PENDING LAND DEVELOPMENT REGULATIONS TO INCLUDE CODE LANGUAGE THAT PROTECTS SINGLE FAMILY NEIGHBORHOODS AND ADDRESSES HISTORICAL AND ARCHEOLOGICAL RESOURCES

WHEREAS, Section 30-531 of the Code of Ordinances of the Town of Lauderdale-By-The-Sea (the “Code”) provides for a procedure for the public and the development community to be notified of changes to the Town’s land development regulations through the issuance of a Notice of Intent of Pending Land Development Regulations (NOI); and

WHEREAS, pursuant to Section 30-531(b) of the Code, the Town Commission shall authorize the investigation, study, development, drafting and consideration of all proposed amendments to the Town’s land development regulations; and

WHEREAS, the Town Commission adopted Planning Priorities for the Fiscal 2011 - 2012 year; and

WHEREAS, the Town Commission desires to issue a NOI to provide for the implementation of Planning Priority #4 to include language in the Code that protects single family neighborhoods and addresses historical and archeological resources; and

WHEREAS, Section 30-531(f) of the Code provides for posted written notice of the pending amendments; and

WHEREAS, pursuant to Section 30-531(d) of the Code, the Town Commission held a public hearing concerning the Notice of Intent of Pending Land Development Regulations on June 26, 2012 and desires to approve the further processing of the proposed regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA:

29 **SECTION 1. Authorization.** Pursuant to Section 30-531 of the Code of Ordinances,
30 the Town Commission authorizes the investigation, study, development, drafting, and
31 consideration of the proposed zoning and land development code amendments, as described in
32 the Notice of Intent of Pending Land Development Regulations attached hereto as Exhibit "A."

33 **SECTION 2. Effective date of notice.** The Town Commission hereby finds that the
34 effective date of the Notice of Intent of Pending Land Development Regulations shall be June
35 26, 2012.

36 **SECTION 3. Effective date of resolution.** This Resolution shall become effective
37 immediately upon passage and adoption.

38 **PASSED AND ADOPTED** this _____ of _____, 2012.

39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54

MAYOR ROSEANN MINNET

ATTEST:

June White, Town Clerk, CMC

Approved as to form:

Susan L. Trevarthen, Town Attorney

Exhibit "A"

Notice of Intent of Pending Land Development Regulations
Effective June 26, 2012 (Resolution 2012-27)

1. Statement of Purpose: In accordance with Section 30-531 of the Code of Ordinances, the Town hereby issues this **Notice of Intent** to notify the public of proposed changes to the land development regulations of Chapter 30 of the Code of Ordinances ("Code"). Upon Town Commission approval of the further processing of the proposed regulations, the amendments will be included in an ordinance and scheduled for hearing and adoption.

2. Description of Proposed Amendments to Chapter 30 "Unified Land Development Regulations" of the Code of Ordinances:

Providing for revisions related to the Town Commission's Planning Priority #4 that includes adopting code language that protects single family neighborhoods and addresses safety, historical and archeological resources. These proposed amendments may address regulations in the following Code sections:

- a. Section 30-9 "Architectural standards" in Article I. "In General," Section;
- b. Section 30-71 "Development Review Requirements" in Article II. "Development Review," Division 2. "Development Review Requirements,"
- c. Article IV. "Site Plan Procedures and Requirements",
- d. Section 30-317 "Design Standards" in Article V. "Zoning," Division II. "Districts," Subdivision L. "Supplemental Regulations," and
- e. Article VII. "Landscape Code."

3. Projected Time Frame for Adoption of Regulations:

- | | |
|--|---------------------------------------|
| a. Planning and Zoning Board Hearing on Ordinance: | July 1, 2012 – September 30, 2012 |
| b. First Reading of Ordinance by Town Commission: | August 1, 2012 – October 31, 2012 |
| c. Second Reading of Ordinance by Town Commission: | September 1, 2012 - December 31, 2012 |

4. Application of Pending Regulations:

The proposed regulations shall become effective and applicable to development within the Town following second reading and adoption by ordinance.