

Resolution No. 2010-39

**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.**

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TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA
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REGULATIONS**

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; 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 related comprehensive plan amendments; and

WHEREAS, on July 27, 2010 the Town Commission issued a Notice of Intent providing for the limited revision of the sign code to add severability provisions and enhance defensibility and approved the processing of the proposed regulatory changes on August 25, 2010; and

WHEREAS, the Planning and Zoning Board reviewed the proposed sign ordinance on September 15, 2010; and

WHEREAS, the Town Commission, at its October 12, 2010 meeting, reviewed Ordinance 2010-16, the proposed sign ordinance, and directed that the ordinance be returned to the Planning and Zoning Board and the scope be broadened to include a complete substantive review of the sign code requiring issuance of a new notice of intent pursuant to Section 30-531(h) of the Code; and

26 **WHEREAS**, the Town Commission, at its October 26, 2010 meeting directed that
27 parking requirements throughout the Code be reviewed and revised to meet the needs of the
28 Town consistent with current standards; and

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

31 **WHEREAS**, pursuant to Section 30-531(d) of the Code, the Town Commission shall
32 hold a public hearing at the next Commission meeting following issuance of a notice of intent,
33 and by majority vote shall either approve or disapprove the further processing of the proposed
34 amendments.

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

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38 **SECTION 1. Authorization.** Pursuant to Section 30-531 of the Code of Ordinances,
39 the Town Commission authorizes the investigation, study, development, drafting and
40 consideration of the proposed comprehensive plan amendments, as described in the Notice of
41 Intent of Pending Comprehensive Plan Amendments attached hereto as Exhibit "A."

42 **SECTION 2. Effective date of notice.** The Town Commission hereby finds that the
43 effective date of the Notice of Intent of Pending Land Development Regulations shall be
44 November 9, 2010.

45 **SECTION 3. Public hearing.** The Town Commission shall hold a public hearing
46 concerning the Notice of Intent of Pending Land Development Regulations on December 7,
47 2010, and approve or disapprove of the further processing of the proposed regulations.

48 **SECTION 4. Effective date of resolution.** This Resolution shall become effective
49 immediately upon passage and adoption.

50 **PASSED AND ADOPTED** this _____ of _____, 2010.

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MAYOR ROSEANN MINNET

ATTEST:

June White, Town Clerk

Approved as to form:

Susan L. Trevarthen, Town Attorney

Exhibit "A"

Notice of Intent of Pending Land Development Regulations
Effective November 9, 2010

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 scheduled for hearing and adoption by ordinance.

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

- a. Revising the sign code, Article VIII. "Sign Regulations" to address comprehensive sign code revisions and to include additional amendments to enhance defensibility.
- b. Revising parking requirements which may address parking standards and parameters in the following Code sections:
 - i. Chapter 30, Article IV, "Site Plan Procedures and Requirements", Division 30-124, "Site Plan Requirements."
 - ii. Chapter 30, Article V, "Zoning", Division 2, "Districts:"
Subdivision E., "RM-25 District Regulations;"
Subdivision F, "RM-50 District Regulations;"
Subdivision H., "B-1 District Regulations;" and
Subdivision L, "Supplemental Regulations."
- c. The Town may also consider proposed changes to Chapter 19, "Traffic and Motor Vehicles," in conjunction with b. above (not a land development regulation).

3. Projected Time Frame for Adoption of Regulations and Plan Amendments:

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| a. Public Hearing and Town Commission Approval of Processing of All Proposed Changes: | <u>December 7, 2010</u> |
| b. Planning and Zoning Board Workshop: | <u>November 17, 2010</u> |
| c. Planning and Zoning Board Hearing: | <u>December 15, 2010</u> |
| d. First Reading of Ordinances and Transmittal of Plan Amendments By Town Commission: | <u>January 25, 2011</u> |
| e. Second Reading of Ordinances By Town Commission: | <u>February 22, 2011</u> |

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.