

56

57 **Sec. 30-573. Site plan requirements and conditions of approval.**

58 ~~An application for development or redevelopment of a property along Seagrape Drive shall be~~
59 ~~accompanied by a site plan which clearly depicts design elements which conform with the design~~
60 ~~elements shown on the Seagrape Drive Sidewalk Improvement Plan. All development orders of~~
61 ~~the Town Commission for properties along Seagrape Drive shall contain a condition of approval~~
62 ~~requiring compliance with the sidewalk improvement plan.~~

63

64 **Sec. 30-574. Compatibility with plan required for permit issuance.**

65 ~~No permit shall be issued for building or development activity if the work to be performed will~~
66 ~~result in construction inconsistent with the Seagrape Drive Sidewalk Improvement Plan.~~
67 ~~Administrative decisions to deny a permit based on incompatibility with the sidewalk~~
68 ~~improvement plan may be appealed to the Town Commission which shall conduct a quasi-judicial~~
69 ~~hearing to determine if the decision of the administrator should be sustained, reversed, or modified.~~
70 ~~A decision of the Town Commission constitutes final action and is subject to review by writ of~~
71 ~~certiorari to a court of competent jurisdiction.~~

72

73 **Sec. 30-575. Payment of fee in lieu of constructing sidewalk improvements.**

74 ~~A property owner may, at the discretion of the Town Commission, be required to pay a fee in lieu~~
75 ~~of constructing actual sidewalk improvements, when the Commission determines that construction~~
76 ~~of the required sidewalk should be deferred to be coordinated with additional sidewalk~~
77 ~~improvements on Seagrape Drive. The fee shall be determined on a front footage basis, whereby~~
78 ~~the front footage of the property shall be multiplied by _____, (which represents the total estimated~~
79 ~~cost of the Seagrape Drive sidewalk improvements, divided by the total number of frontage feet~~
80 ~~for the project, as certified by the Town Consulting Engineer).~~

81

* * * * *

82 **Section 3. Codification.** This Ordinance shall be codified in accordance with the
83 foregoing. It is the intention of the Town Commission that the provisions of this Ordinance shall
84 become and be made a part of the Town of Lauderdale-By-The-Sea Code of Ordinances; and that
85 the sections of this Ordinance may be renumbered or re-lettered and the word “ordinance” may be
86 changed to “section,” “article” or such other appropriate word or phrase in order to accomplish
87 such intentions.

117

118 APPROVED AS TO FORM:

119

120

121

122 Susan L. Trevarthen, Town Attorney

123

124



Business Impact Estimate

This form should be included in the "set for public hearing" agenda item for ordinances, and must be posted on the Town's website by the time notice of the proposed ordinance is published.

Ordinance title:

If any of the following exceptions to the Business Impact Estimate requirement apply, check the applicable box and leave the remainder of the form blank.

- The ordinance is required for compliance with federal or state law or regulation;
- The ordinance relates to the issuance or refinancing of debt;
- The ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- The ordinance is required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by the Town;
- The ordinance is an emergency ordinance;
- The ordinance relates to procurement; or
- The ordinance is enacted to implement the following:
 - a. Part II of Chapter 163, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements, and development permits;
 - b. Sections 190.005 and 190.046, regarding community development districts;
 - c. Section 553.73, relating to the Florida Building Code; or
 - d. Section 633.202, relating to the Florida Fire Prevention Code.

1. Summary of the proposed ordinance (must include statement of the public purpose, such as serving the public health, safety, morals, and welfare):

2. Estimate of direct economic impact of the proposed ordinance on private, for-profit businesses in the Town of Lauderdale-By-The-Sea:

3. Estimate of direct compliance costs that businesses may reasonably incur:

4. Any new charge or fee imposed by the proposed ordinance:

5. Estimate of the Town of Lauderdale-By-The-Sea's regulatory costs, including estimated revenues from any new charges or fees to cover such costs:

6. Estimate of the number of businesses likely to be impacted by the proposed ordinance:

7. Additional information (if any):