

CITY OF POMPANO BEACH
Broward County, Florida

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING THE LIVE! RESORTS POMPANO PD PLAN AS PERMITTED BY SECTION 155.2405., “PLANNED DEVELOPMENT,” OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES, TO UPDATE APPLICABLE LEGAL DESCRIPTIONS AND TO AMEND THE PCD USE TABLES TO PROVIDE TWO ADDITIONAL LIGHT INDUSTRIAL USES WITHIN THE ZONING DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Pompano Beach approved Ordinance No. 2019-107 establishing the Live! Resorts Pompano Planned Commercial/Industrial District (PCD), to encourage a mix of employment generating uses, entertainment uses, and residential units, and later approved a PCD Amendment in Ordinance 2021-02 to allow for industrial use; and

WHEREAS, the Developer is proposing to amend the permitted use list outlined in Exhibit “Q” of Exhibit B, the PCD Master Plan to allow several light manufacturing uses that are presently permitted on properties zoned General Industrial (I-1) and for PCDs generally, but which were previously excluded within the Live! Resorts PCD; and

WHEREAS, Section 155.2405., Planned Development,” Subsection K, “Amendment,” of the Zoning Code allows for modifications as part of the PD Plan, where consistent with the general purposes of the PCD district and the comprehensive plan; and

WHEREAS, in accordance with Florida Statutes Section 166.041(3)(c)2, advertisements have been published in a newspaper of general circulation in the City of Pompano Beach and of general interest and readership in the community, notifying the public of two public hearings on this proposed Ordinance; and

WHEREAS, two public hearings before the City Commission were held pursuant to the published notice described above, at which hearings the parties in interest and all other citizens so desiring had an opportunity to be and were, in fact, heard; now, therefore,

BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That Exhibit B, Legal Description, of EXHIBIT “B,” PCD – Master Plan, of Ordinance No. 2021-02, “Live! Resorts Pompano PCD,” as permitted by Section 155.2405., “Planned Development,” Subsection K, “Amendment,” of Chapter 155, "Zoning Code," of the Code of Ordinances of the City of Pompano Beach is deleted and replaced with the legal description shown in Exhibit A, attached and made a part a part of this Ordinance.

SECTION 2. That Exhibit Q, PCD Use Tables, of EXHIBIT “B,” PCD – Master Plan, of Ordinance No. 2021-02, “Live! Resorts Pompano PCD,” as permitted by Section 155.2405., “Planned Development,” Subsection K, “Amendment,” of Chapter 155, "Zoning Code," of the Code of Ordinances of the City of Pompano Beach is deleted and replaced with the PCD Use Table shown in Exhibit B, attached and made a part a part of this Ordinance.

SECTION 3. If any provision of this Ordinance or its application to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

SECTION 4. This Ordinance shall become effective upon passage.

PASSED FIRST READING this _____ day of _____, 2024.

PASSED SECOND READING this _____ day of _____, 2024.

REX HARDIN, MAYOR

ATTEST:

KERVIN ALFRED, CITY CLERK

JES:jrm
6/27/24
L:ord/ch155/2024-177