

**CITY OF POMPANO BEACH
Broward County, Florida**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING SOUTH OF NE 16TH STREET AND EAST OF FEDERAL HIGHWAY AND COMMONLY KNOWN AS 1490, 1500, 1520, 1530, 1540, 1542, 1544, 1550, 1552, 1554 AND 1590 N. FEDERAL HIGHWAY, 2300 AND 2351 NE 16TH STREET, AND 1550, 1580 AND 1590 NE 23RD AVENUE FROM RD-1 (TWO-FAMILY RESIDENCE) AND PD-I (PLANNED DEVELOPMENT – INFILL) TO PD-I (PLANNED DEVELOPMENT – INFILL); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to law, ten (10) days' notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed ordinance and of a public hearing in the City Commission Chambers of the City of Pompano Beach, Florida; and

WHEREAS, pursuant to Section 155.2305.C, of the Pompano Beach Code of Ordinances, notice in accordance with said section has been mailed notifying owners of real property within 500 feet of the subject parcel of the first City Commission public hearing on this proposed Ordinance; and

WHEREAS, a public hearing before the City Commission was held pursuant to the aforesaid notice, at which hearing 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 the City Commission of the City of Pompano Beach, having considered the evidence and argument presented at the public hearing, finds that the Applicant has provided, as part of the record of the public hearing on the application, competent substantial

evidence that the proposed amendment is consistent with the Future Land Use Category and any applicable goals, objectives and policies of the Comprehensive Plan and all other applicable city adopted plans and, further, complies with City Code Section 155.3602, General Standards for All Planned Development Districts, as well as all other requirements of the Zoning Code.

SECTION 2. REZONING AND APPROVAL OF PLANNED DEVELOPMENT PLAN:

The property more particularly described in Exhibit "A," attached and made a part of this Ordinance ("Parcel"), is rezoned from a present zoning classification of RD-1 (Two-Family Residence) and PD-I (Planned Development - Infill) to PD-I (Planned Development - Infill) as that zoning classification is defined by Chapter 155 of the City of Pompano Beach Code of Ordinances.

Pursuant to the requirements of Sections 155.3602 and 155.3607 of the City of Pompano Beach Code of Ordinances, the Planned Development Plan ("Plan") submitted for the Parcel, attached and made a part of this Ordinance as Exhibit "B," is adopted. All development of the Parcel shall be limited to the uses, intensity and density, configuration and all other elements and conditions set forth in the Plan, as approved, and Section 155.3607 of the City of Pompano Beach Code of Ordinances.

SECTION 3. EFFECTIVE PERIOD OF APPROVAL: Pursuant to City Code Section 155.2405.I, Expiration, approval of this rezoning shall automatically expire if an application for a Site Plan (Major or Minor) for any part of the development shown on the approved Plan is not submitted within two years after approval of the PD-I rezoning, or an extension of this time period authorized in accordance with Section 155.2308.B.2, Extension of Expiration Time Period.

SECTION 4. That the Development Services Director is hereby directed to mark the zoning provided for in this Ordinance on the Official Zoning Map of the City of Pompano Beach.

SECTION 5. SEVERABILITY. If any provision of this Ordinance or the application thereof 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 6. RECORDATION: This Ordinance shall be recorded in the public records of Broward County in accordance with Section 155.2405.F., Recordation.

SECTION 7. EFFECTIVE DATE: This Ordinance shall become effective upon passage.

PASSED FIRST READING this ____ day of _____, 2022

PASSED SECOND READING this ____ day of _____, 2022.

REX HARDIN, MAYOR

ATTEST:

ASCELETA HAMMOND, CITY CLERK

/jrm
2/10/22
l:ord/2022-116