

CITY OF POMPANO BEACH
Broward County, Florida

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND ACCEPTING THE REVISED STUDY ENTITLED, “POMPANO BEACH, FLORIDA: PRINCIPLES TO GUIDE ZONING FOR COMMUNITY RESIDENCES FOR PEOPLE WITH DISABILITIES,” PREPARED BY DANIEL LAUBER, AICP; PROVIDING DIRECTION TO PREPARE AMENDMENTS TO THE CITY’S CODE OF ORDINANCES; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Daniel Lauber, AICP, has studied the City’s community residential homes, prepared a report summarizing the findings and recommendations, and has recommended zoning amendments to address this use. The resulting study is the report entitled, “Pompano Beach, Florida: Principles to Guide Zoning for Community Residences for People with Disabilities”; and

WHEREAS, Pompano Beach has verified the existence of 66 certified or licensed community residences for people with disabilities within its borders. In addition, there appear to be 102 locations that the Broward County Sheriff has confirmed are recovery residences or recovery communities as well as another 102 locations thought to be recovery residences or recovery communities, but not confirmed as such; and

WHEREAS, the number of community residences and recovery communities are unusually large numbers for a community the size of Pompano Beach with an estimated 109,000 residents in 2016; and

WHEREAS, the War on Drugs and Alcohol Abuse cannot be won without recovery residences run by legitimate operators; and

WHEREAS, the forthcoming ordinance will be drafted to protect the residents of community residences and recovery communities from abusive scam artist operators – and by protecting the occupants of recovery homes and recovery communities, the ordinance will also protect the community; and

WHEREAS, like other people with disabilities, people in recovery for alcohol and drug addictions are a very vulnerable population, at risk from housing providers who fail to provide a safe, clean, sober family-like living environment; and

WHEREAS, requiring state certification of recovery residences and recovery communities will give their occupants the same sort of protections from incompetent or abusive operators that state licensing now gives to people with developmental disabilities and mental illness; and

WHEREAS, The forthcoming ordinance will help prevent any existing concentrations from growing and getting more intense and prevent new concentrations from developing — which is essential because concentrations or clustering of community residences and/or recovery communities interferes with their ability to achieve normalization and community integration in a family-like setting — the core goals of recovery communities and all community residences for people with disabilities; now, therefore,

WHEREAS, on March 13, 2018 the City Commission adopted Resolution 2018-99, accepting a study entitled “Pompano Beach, Florida: Principles to Guide Zoning for Community Residences for People with Disabilities” dated February 2018.

WHEREAS, upon further review, it was realized pages 36-41 related to Recovery Communities should be updated to more precisely define and describe recovery communities, analyze the nature of the use, and outline a zoning approach for recovery communities that is narrowly tailored to their nature.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That the City of Pompano Beach approves and accepts the revised report entitled, “Pompano Beach, Florida: Principles to Guide Zoning for Community Residences for People with Disabilities,” prepared by Daniel Lauber, AICP, dated June 2018, a copy of which report is attached hereto and incorporated by reference as if set forth in full.

SECTION 2. That city staff is hereby directed to prepare amendments to the City Code of Ordinances.

SECTION 3. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this _____ day of _____, 2018.

LAMAR FISHER, MAYOR

ATTEST:

ASCELETA HAMMOND, CITY CLERK

MEB:jrm
2/28/18
l:reso/2018-125