

### **DEVELOPMENT SERVICES**

David L. Recor, ICMA-CM, Development Services Director E: david.recor@copbfl.com | P: 954.786.4664 | F: 954.786.4504

#### ADMINISTRATIVE MEMORANDUM NO. 18-237

DATE:

June 15, 2018

TO:

Planning and Zoning Board

VIA:

David L. Recor, ICMA-CM, Development Services Director

Jennifer Gomez, AICP, Assistant Development Services Director

FROM:

Maggie Barszewski, AICP, Planner M ?>

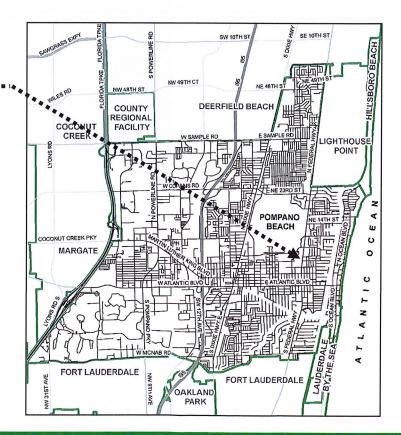
RE:

Fairfield Plat Request June 27, 2018 Meeting

P&Z # 18-14000002

This is a request for a proposed plat that restricts the property to 327 mid-rise units and 10,000 square feet of commercial use. The site area includes 5 parcels totaling 130,494 square feet, (2.996 acres) and currently has a retail plaza located on the property. The current zoning designation is Transit Oriented (TO) / East Overlay District (EOD) (Ordinance 2018-40). On May 23, 2018, a Site Plan was approved for the property for this project, which includes a six-story building with one-, two- and three-bedroom units, structured parking, ground floor lobby, interior courtyard and residential amenities (D.O. 18-12000005).

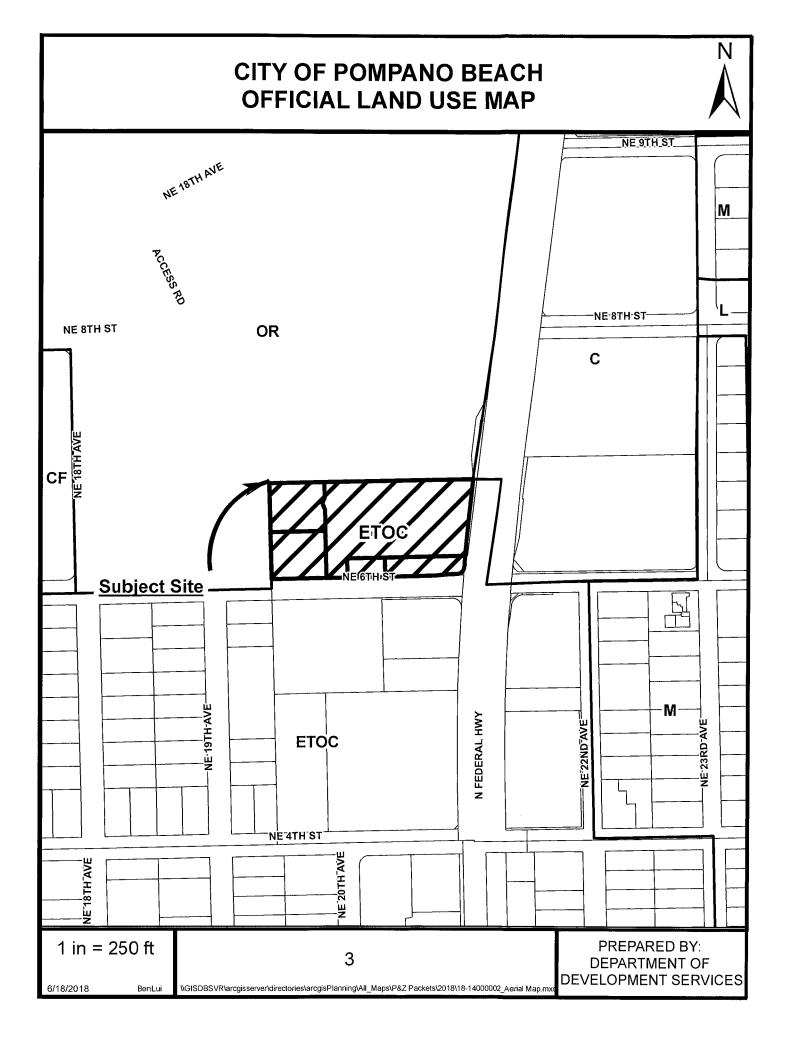
The property is located on the northwest corner of N Federal Highway and NE 6 Street

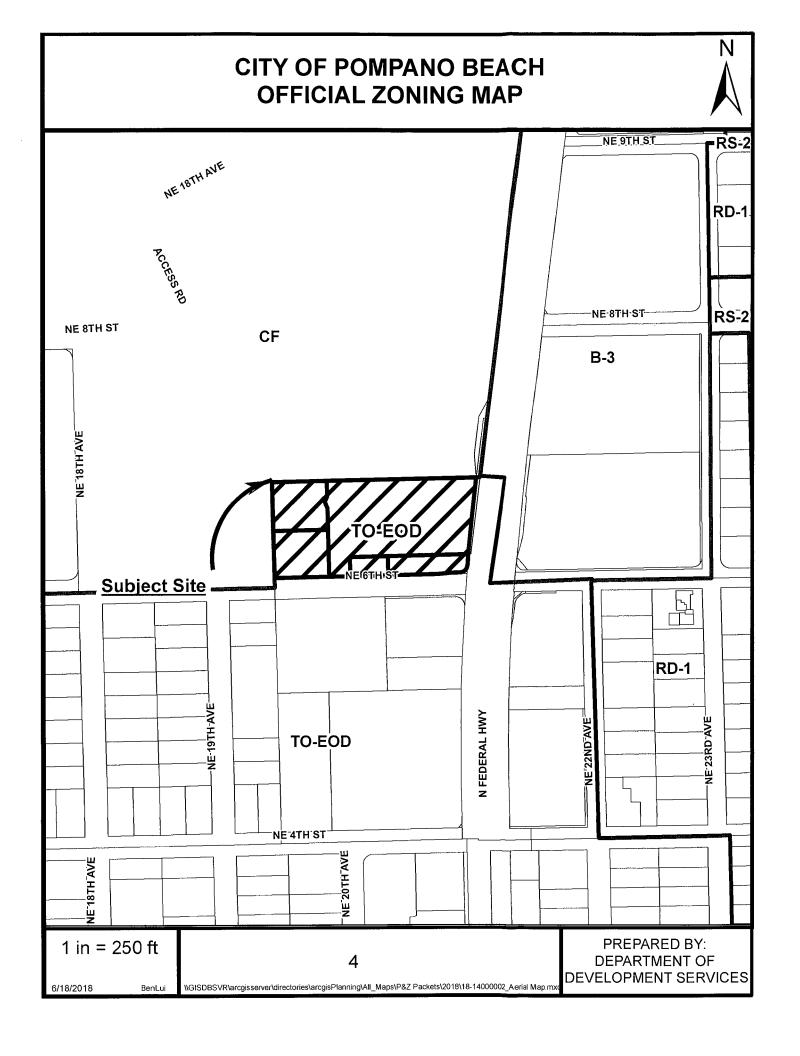


### **LEGEND**

FOR LAND USE PLAN		FOR ZONING MAP	
Symbol	Classification Units/ Acre	Symbol	<u>District</u>
		RS-1	One-Family Residence
	Gross Residential Density	RS-2	One-Family Residence
		RS-3	One-Family Residence
	Residential	RS-4	One-Family Residence
E	Estate		
L	Low	RD-1	Two- Family Residence
LM	Low- Medium		
M	Medium	RM-12	Multi-Family Residence
МН	Medium-High	RM-20	Multi-Family Residence
Н	High	RM-30	Multi-Family Residence
		RM-45	Multi-Family Residence
С	Commercial	RM-45/HR	Overlay
CR	Commercial Recreation	RPUD	Residential Planned Unit Dev.
CIN	Commercial Recreation	AOD	
1	Industrial	MH-12	Atlantic Boulevard Overlay District
l	ilidustriai	IVIM-12	Mobile Home Park
Т	Transportation	B-1	Limited Business
		B-2	Neighborhood Business
U	Utilities	B-3	General Business
CF	Community Facilities	B-4	Heavy Business
		RO	Residence Office
OR	Recreation & Open Space		
		M-1	Marina Business
W	Water	M-2	Marina Industrial
RAC	Regional Activity Center	I-1	General Industrial
		I-1X	Special Industrial
	Boundaries	O-IP	Office Industrial Park
	City of Pompano Beach		
		BP	Business Parking
13 Number		BSC	Planned Shopping Center
, <u>\</u>	Reflects the maximum total	DOL	Diameted Commencial (
	number of units permitted within	PCI	Planned Commercial /
(	the dashed line of Palm Aire &	DD	Industrial Overlay
`\	Cypress Bend being 9,724 and	PR	Parks & Recreation
	1,998	CR	Commerical Recreation
ETOO	Fort Transit Oriented Consider	CF -	Community Facilities
ETOC	East Transit Oriented Corridor	T	Transportation
		PU	Public Utility
		PDI * TO/FOD	Planned Development-Infill
	W FairAins	* TO/EOD	Transit Oriented East Overly District
* Existing			
> Proposed			
		2	

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# CITY OF POMPANO BEACH AERIAL MAP





1 in = 250 ft

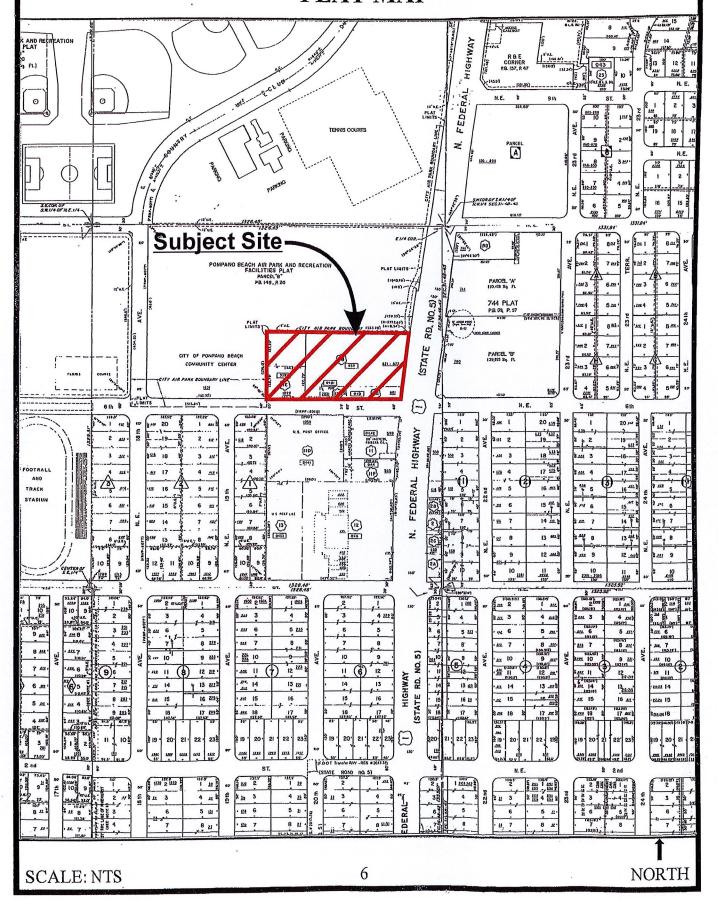
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PREPARED BY: DEPARTMENT OF DEVELOPMENT SERVICES

## EXCERPT FROM THE CITY OF POMPANO BEACH PLAT MAP



#### **Review and Summary**

Pursuant to Section 155.2410 (D) [Plat Review Standards], this plat was reviewed at a Development Review Committee (DRC) meeting held on March 21, 2018, and found to be in compliance with the City's Land Development Regulations.

#### Section 155.2410. PLAT

#### A. Purpose

The purpose of this section is to provide a review procedure to conform to the Broward County Land Use Plan's requirement that local governments require compliance with the county's platting requirements and to ensure subdivisions of land within the city:

- 1. Provide for the orderly growth and development of the city;
- 2. Coordinate proposed streets with existing and planned streets in the city's street system, and with other public facilities;
- 3. Provide rights-of-way for streets and utility easements;
- 4. Avoid congestion and overcrowding of streets;
- 5. Ensure there is adequate access to development;
- 6. Ensure there are adequate utility facilities to serve development;
- 7. Ensure there is adequate open space and recreation facilities to serve development; and
- 8. Ensure there is proper recordation of land ownership or property owner association records, where applicable.

#### D. Plat Review Standards

An application for a Plat shall be approved only on a finding that the proposed subdivision or development on the lots proposed to be platted meets all of the following standards:

- 1. The development complies with the applicable standards in Part 7 (Lots) of Article 5: Development Standards;
- 2. The development complies with all other applicable standards in this Code;
- 3. The development complies with all requirements or conditions of any applicable development orders (e.g., Planned Development);
- 4. Any land within the platted lot(s) that is necessary to comply with the Broward County Trafficways Plan has been conveyed to public by deed or grant of easement;
- 5. The development complies with any applicable hazardous material licensing requirements in the Broward County Wellfield Protection Ordinance; and
- 6. All facilities for the distribution of electricity, telephone, cable television, and similar utilities, shall be placed underground.

#### Service Provider Letters Required Prior to City Commission Approval

#### FDOT:

FDOT has reviewed this plat and has no problem with the submittal.

#### **Teco Peoples Gas:**

Teco Gas has reviewed this plat and has no problem with the submittal.

#### AT&T:

AT&T has reviewed this plat and has no problem with the submittal.

#### Comcast:

Comcast has reviewed this plat and has no problem with the submittal.

#### FPL:

FPL has reviewed this plat and has no problem with the submittal.

#### Compliance with the Broward County Development Review Report (DRR)

All of the required notes that the Broward County Development Review Report (DRR) recommended have been placed on the Plat drawing.

#### **Department of Development Services Recommendation**

This Plat was reviewed at a Development Review Committee meeting held on March 21, 2018, and found to be in compliance with the City's Land Development Regulations. All comments from the DRC meeting have been addressed.

Development Services staff recommends approval of this Plat.

#### CITY OF POMPANO BEACH BROWARD COUNTY FLORIDA

#### DEVELOPMENT ORDER

#### PLANNING AND ZONING NO. 18-12000005

A DEVELOPMENT ORDER ISSUED BY THE PLANNING AND ZONING BOARD (LOCAL PLANNING AGENCY) OF THE CITY OF POMPANO BEACH, BROWARD COUNTY, FLORIDA, PURSUANT TO CHAPTER 155 OF THE CODE OF ORDINANCES; APPROVING WITH CONDITIONS THE APPLICATION FOR DEVELOPMENT PERMIT FOR THE CITY OF POMPANO BEACH.

WHEREAS, Section 155.2407, of the Code of Ordinances, defines the specific application for Development referenced above as a Major Site Plan Review; and

WHEREAS, Section 155.2204, of the Code of Ordinances, authorizes the Planning and Zoning Board (Local Planning Agency) to review and issue a final development order with respect to the Applicant's request to construct a mixed-use development with 327 multifamily dwelling units and ground floor nonresidential uses (Project). The Project encompasses the following properties: 1999 NE 6 Street, 621 N Federal Highway, 2001 NE 6 Street, and 601 N Federal Highway; which are more specifically described as follows:

#### PARCEL 1

THE NORTH 200 FEET OF THE SOUTH 275 FEET OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4, LYING WEST OF THE WEST RIGHT-OF-WAY OF FEDERAL HIGHWAY AND THE WEST 200 FEET OF THE SOUTH 75 FEET OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4, LESS THE SOUTH 25 FEET OF THE STREET RIGHT-OF-WAY, AND LESS THE WEST 144.35 FEET OF THE NORTH 122.75 FEET OF THE SOUTH 147.75 FEET OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SOUTHEAST 1/4, LYING, SITUATE AND BEING IN SECTION 36, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA.

AND

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A PARCEL OF LAND LYING IN THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE1/4) OF SECTION 36, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA, MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE SAID NORTHEAST ONE-QUARTER (NE 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SECTION 36; THENCE NORTHERLY ALONG THE WEST LINE THEREOF, A DISTANCE OF 147.75 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTHERLY ALONG THE SAID WEST LINE A DISTANCE OF 127.25 FEET; THENCE EASTERLY AND PARALLEL TO THE SOUTH LINE OF SAID NORTHEAST ONE-QUARTER (NE 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE1/4) OF SECTION 36, MAKING AN INCLUDED ANGLE OF 89°52', A DISTANCE OF 144.35 FEET; THENCE SOUTHERLY ALONG A LINE PARALLEL TO THE SAID WEST LINE OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SECTION 36, MAKING AN INCLUDED ANGLE OF 90°08', A DISTANCE OF 40 FEET; THENCE SOUTHWESTERLY MAKING AN INCLUDED ANGLE OF 155°28', A DISTANCE OF 15.53 FEET; THENCE SOUTHEASTERLY, MAKING AN INCLUDED ANGLE OF 223°58', A DISTANCE OF 19,20 FEET; THENCE SOUTHERLY AND PARALLEL TO THE SAID WEST LINE OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-OUARTER (SE 1/4), OF SECTION 36, MAKING AN INCLUDED ANGLE OF 160°34', A DISTANCE OF 55.00 FEET; THENCE WESTERLY ALONG A LINE PARALLEL TO AND 147.75 FEET NORTH OF THE SAID SOUTH LINE OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4 OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SECTION 36, MAKING AN INCLUDED ANGLE OF 89°52', A DISTANCE OF 144.35 FEET TO THE POINT OF BEGINNING,

#### ALSO

THE WEST 144.35 FEET OF THE NORTH 122.75 FEET OF THE SOUTH 147.75 FEET, OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SECTION 36, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA.

#### ALSO

THAT PORTION OF THE SOUTH 275 FEET OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 IN SECTION 36, TOWNSHIP 48 SOUTH, RANGE 42 EAST, DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF SAID SOUTH 275 FEET OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4; THENCE EAST ALONG THE SOUTH BOUNDARY OF SAID NORTHEAST 1/4 OF NORTHEAST 1/4 OF SOUTHEAST 1/4 A DISTANCE OF 200 FEET FOR THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUING EAST ALONG SAID SOUTH BOUNDARY A DISTANCE OF 100 FEET; THENCE NORTH AND PARALLEL WITH THE WEST BOUNDARY OF SAID NORTHEAST 1/4 OF NORTHEAST 1/4 OF SOUTHEAST 1/4 A DISTANCE OF 75 FEET; THENCE WEST AND PARALLEL WITH THE SOUTH BOUNDARY A DISTANCE OF 100 FEET; THENCE SOUTH 75 FEET TO THE POINT OF BEGINNING; LESS THE SOUTH 25 FEET THEREOF.

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#### PARCEL 2

SOUTH 75 FEET OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 LYING WEST OF FEDERAL HIGHWAY, LESS THE WEST 300 FEET AND LESS THE SOUTH 25 FEET THEREOF, ALL IN SECTION 36, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA, TOGETHER WITH THE IMPROVEMENTS LOCATED THEREON, SAID PROPERTY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A PORTION OF THE SOUTH 275 FEET OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 IN SECTION 36, TOWNSHIP 48 SOUTH, RANGE 42 EAST, DESCRIBED AS FOLLOWS:

COMMENCE AT SOUTHWEST CORNER OF SAID SOUTH 275 FEET OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4; THENCE EAST ALONG THE SOUTH BOUNDARY OF SAID NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4, A DISTANCE OF 300 FEET FOR THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUING EAST ALONG SAID SOUTH BOUNDARY, A DISTANCE OF 214.28 FEET TO AN INTERSECTION WITH THE WEST RIGHT-OF-WAY LINE OF FEDERAL HIGHWAY (US #1); THENCE NORTHERLY ALONG SAID WEST RIGHT-OF-WAY LINE TO A POINT 75 FEET NORTH OF, MEASURED AT A RIGHT ANGLE TO SAID SOUTH BOUNDARY; THENCE WEST AND PARALLEL WITH SAID SOUTH BOUNDARY A DISTANCE OF 219.25 FEET; THENCE SOUTH AND PARALLEL WITH THE WEST BOUNDARY OF SAID NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4, A DISTANCE OF 75 FEET TO THE POINT OF BEGINNING; LESS THE SOUTH 25 FEET.

LESS THAT PART OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 36, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT A FOUND ONE-INCH IRON PIPE MARKING THE WEST 1/4 CORNER OF SECTION 31, TOWNSHIP 48 SOUTH, RANGE 43 EAST; THENCE SOUTH 88 DEGREES 37' 39" WEST ALONG THE EAST-WEST 1/4 SECTION LINE OF SAID SECTION 36. A DISTANCE OF 3.286 METERS (10.78 FT.) TO A POINT ON THE BASELINE OF SURVEY FOR SR 5 (US 1), ACCORDING TO THE FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAP FOR SECTION 86020-2525, THENCE SOUTH 06 DEGREES 51'01" WEST ALONG SAID BASELINE OF SURVEY, A DISTANCE OF 104.444 METERS (342.66 FT.); THENCE NORTH 83 DEGREES 08' 59" WEST AT RIGHT ANGLE TO THE PREVIOUS DESCRIBED COURSE, A DISTANCE OF 21,335 METERS (70.00 FEET) TO A POINT ON THE NON-VEHICULAR ACCESS LINE PER PLAT. POMPANO BEACH AIR PARK AND RECREATION FACILITIES PLAT, RECORDED IN PLAT BOOK 149, PAGE 20, THENCE SOUTH 04 DEGREES 27' 46" EAST ALONG SAID NON-VEHICULAR ACCESS LINE, A DISTANCE OF 18.651 METERS (61.19 FEET) TO A POINT ON THE WESTERLY EXISTING RIGHT-OF-WAY LINE FOR SAID STATE ROAD 5 (US 1), ACCORDING TO THE FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAP FOR SECTION 86020-2525, AND A POINT ON A CURVE CONCAVE EASTERLY, HAVING A CORD BEARING OF SOUTH 05 DEGREES 46' 52" WEST; THENCE SOUTHERLY ALONG SAID WESTERLY EXISTING RIGHT-OF-WAY LINE AND ALONG SAID CURVE, HAVING A RADIUS OF 1,759.507 METERS (5,772.65 FEET), THROUGH A CENTRAL ANGLE 02 DEGREES 00' 46", AN ARC DISTANCE OF 61.810 METERS (202.79 FEET) TO THE END OF SAID CURVE AND A POINT ON A CURVE CONCAVE EASTERLY, HAVING A CORD BEARING OF SOUTH 04 DEGREES 37' 48" WEST; THENCE SOUTHERLY ALONG SAID CURVE HAVING A RADIUS OF 1.759.507 METERS (5,772.65 FEET), THROUGH A CENTRAL ANGLE OF 00 DEGREES 17' 22", AN ARC DISTANCE OF

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8.888 METERS (29.16 FEET) TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG SAID CURVE CONCAVE EASTERLY, HAVING A CORD BEARING OF SOUTH 04 DEGREES 22' 50" WEST; THENCE SOUTHERLY ALONG SAID WESTERLY EXISTING RIGHT-OF-WAY LINE AND

SAID CURVE, HAVING A RADIUS OF 1,759.507 METERS (5,772.65 FEET), THROUGH A CENTRAL ANGLE OF 00 DEGREES 12' 34", AN ARC DISTANCE OF 6.430 METERS (21.10 FEET) TO THE END OF SAID CURVE, SAID POINT BEING ON THE NORTHERLY EXISTING RIGHT-

OF-WAY LINE FOR NORTHEAST 6TH STREET; THENCE SOUTH 88 DEGREES 44' 11" WEST ALONG SAID NORTHERLY EXISTING RIGHT-OF-WAY LINE, A DISTANCE OF 23.000 METERS (75.46 FEET); THENCE NORTH 83 DEGREES 25' 34" EAST A DISTANCE OF 10.805 METERS (35.45 FEET); THENCE NORTH 88 DEGREES 44' 11" EAST, A DISTANCE OF 6.904 METERS (22.65

FEET) TO A POINT ON A CURVE CONCAVE NORTHWESTERLY, HAVING A CORD BEARING OF NORTH 46 DEGREES 36' 39' EAST; THENCE NORTHEASTERLY ALONG SAID CURVE,

HAVING A RADIUS OF 6.000 METERS (19.69 FEET), THROUGH A CENTRAL ANGLE OF 84 DEGREES 15' 04", AN ARC DISTANCE OF 8.823 METERS (28.95 FEET) TO THE END OF SAID

CURVE AND THE POINT OF BEGINNING.

WHEREAS, the Development Review Committee has met to review this Project and has

provided the Applicant with written comments; and

WHEREAS, the Application for Development Permit is not in compliance with the

applicable standards and minimum requirements of this Code, but the developer has agreed in

writing that no building permit will be issued until those conditions the Development Services

Director finds reasonably necessary to insure compliance are met; and

WHEREAS, copies of the survey and final site plan are on file with the Department of

Development Services, stamped with the meeting date of May 23, 2018.

IT IS THEREFORE ORDERED by the Board that the requested Major Site Plan

Application for Development Permit for the above Project is hereby GRANTED, with the

following conditions to which the Applicant has agreed to comply with:

1) A recorded Plat is required prior to Building Permit approval;

2) Additional approvals may be required for any use, staging, or work performed on

adjacent property;

3) Overhead utilities are to be placed underground, pursuant to City Code

§155.3501.H.6.c.vi.g. Existing overhead utilities that are not in use or will no longer be

needed must be removed;

LB 5.30.18

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- The existing chain link fence along the north and west property lines must be replaced with masonry, wood, aluminum or other metals, vinyl or wrought iron, pursuant to City Code Table 155.3501.L.2.a and b. Chain link is permitted in only single family areas of the Transit Oriented zoning district;
- A sidewalk easement is required for the area abutting N Federal Highway in accordance with the Street Development Regulating Diagram, pursuant to §155.3709.F.2;
- A Traffic Analysis is required to be completed, pursuant to §155.3709.J, to determine the impact of the vehicle trips generated from the proposed development on the surrounding neighborhood. The applicant agrees to implementation of any and all mitigation that may be required;
- 7) Payment of the in-lieu of fee for affordable housing, pursuant to §155.3709.K, must be received prior to Building Permit approval;
- Revise the site plan to provide adequate space for trash collection, service and associated maneuvering of trash collection vehicles and workers. The City Solid Waste Division requires an area of 13' clear width with 24' overhead clearance for collection and service, with adequate area and configuration of that area for ingress/egress movement of trash collection vehicles;
- Provide the site plan to show the 65' setback from the centerline of the N Federal Highway right-of-way, address the 12' building encroachment in compliance with §155.5704, Frontage and Access, and dedicate an additional 22' of right-of-way for N Federal Highway as required by the Table expressed in City Code §100.01(B), Arterial Thoroughfare with Required Right-of-Way Widths, and §155.5101F.2., Access and Circulation;
- Revise all plans and elevations to provide a publicly-accessible door to the non-residential use area located at the northeast corner of the building pursuant to §155.3501.O.2.h.ii.b;
- Revise the site plan to provide a minimum of 90% of building frontage on N Federal Highway, between the minimum and maximum setbacks, pursuant to §155.3709.I.2.b. Provide calculations and information on the site plan/ground floor plan indicating compliance;
- Revise the photometric plan/site lighting plan to depict the limits of the project site and demonstrate that the illumination level does not exceed the maximum lighting level at all property lines pursuant to §155.5401, Exterior Lighting;
- Table 155.5802 requires that all roof surfaces are to be painted white to qualify for 2 points toward the sustainable development requirement of 18 points. Specify a finish for the parking area with a comparable solar reflective index or replace the white roof from the list of proposed sustainable development options with a valid and qualifying option;
- 14) Revise the Project Narrative to accurately refer to the Flex Building Typology category;
- Prior to Building Permit approval, Broward County EPD Surface Water Management Division must approve the proposed paving and drainage plans;
- Prior to Building Permit approval, provide written approval/acceptance from FPL for the proposed location, size and orientation of the transformer vault and vault doors shown on the ground level plan;
- Verify the square footage of the proposed private open space and demonstrate on an Open Space Plan the location(s) of the private open space;

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- Provide detailed information for vertical treatments for levels one through six of the proposed courtyard; and
- 19) Identify the tree preservation measures to protect the critical root zones of the mature canopy trees located on adjacent park property that will be impacted by construction and site improvements.

Be advised that pursuant to Section 157.45 (G) of the Pompano Beach Code of Ordinances, a DEVELOPMENT ORDER for a site plan application shall remain in effect for a period of 24 months from the date of its issuance.

Heard before the Planning and Zoning Board/Local Planning Agency and Ordered this

23<sup>rd</sup> day of May, 2018.



Fred Stacer

Chairman

Planning and Zoning Board/Local Planning Agency

Filed with the Advisory Board Secretary this

day of

. 2018.

Luis Bencosme

Zoning Technician