

CITY OF POMPANO BEACH
Broward County, Florida

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING BETWEEN S. OCEAN DRIVE AND BRINY AVENUE ON THE NORTH SIDE OF SE 4TH STREET FROM RM-20/AOD (MULTI-FAMILY RESIDENTIAL 20) TO RM-30/AOD (MULTI-FAMILY RESIDENTIAL 30); 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.

SECTION 2. That the property more particularly described in Exhibit "A," attached hereto and made a part hereof ("Property"), which Property is hereby rezoned from a present zoning classification of RM-20/AOD (Multi-Family Residential 20) to RM-30/AOD (Multi-Family Residential 30) as said zoning classification is defined by Chapter 155 of the Code of Ordinances of the City of Pompano Beach, Florida.

SECTION 3. 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 4. 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 5. This Ordinance shall become effective upon passage.

PASSED FIRST READING this ____ day of _____, 2019.

PASSED SECOND READING this ____ day of _____, 2019.

REX HARDIN, MAYOR

ATTEST:

ASCELETA HAMMOND, CITY CLERK

/jrm
10/9/19
l:ord/2020-13

Exhibit A

LOTS 6,7,8,9,11,12 AND 13 IN BLOCK 5 OF POMPANO BEACH BLOUNT BROS. REALTY CO'S SUBDIVISION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 43, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LESS THE RIGHT-OF-WAY FOR STATE ROAD A-1-A IN THE DECLARATION OF TAKING AND AGREEMENT RECORDED IN OFFICIAL RECORDS BOOK 16571, PAGE 144 AND ALSO:

LOT 10 IN BLOCK 5 OF OF POMPANO BEACH BLOUNT BROS. REALTY CO'S SUBDIVISION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 43, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LESS THAT PORTION CONVEYED TO BROWARD COUNTY FOR ROAD PURPOSES AND RECORDED IN OFFICIAL RECORDS BOOK 13100, PAGE 150, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FROM THE NORTHWEST CORNER OF SECTION 5, TOWNSHIP 49 SOUTH, RANGE 43 EAST, RUN NORTH 89°17'51" EAST, ALONG THE NORTH BOUNDARY OF SAID SECTION 5, FOR 135.65 FEET TO ITS INTERSECTION WITH THE SURVEY BASELINE FOR STATE ROAD A-1-A EAST, AS SHOWN ON SHEET 6 OF 6 OF THE RIGHT-OF-WAY MAPS FOR SECTION 86050-2533, BROWARD COUNTY, FLORIDA; THENCE SOUTH 03°55'02" WEST, ALONG SAID BASELINE FOR 1023.72 FEET; THENCE SOUTH 85°58'14" EAST, FOR 25.00 FEET TO THE POINT OF BEGINNING.

THENCE CONTINUE SOUTH 85°58'14" EAST, FOR 3.22 FEET TO A POINT ON A CURVE, CONCAVE TO THE SOUTHEAST AND HAVING A RADIUS OF 1876.86 FEET, SAID POINT HAVING A RADIAL BEARING OF NORTH 82°43'14" WEST; THENCE SOUTHWESTERLY ALONG SAID CURVE FOR 60.06 FEET THROUGH A CENTRAL ANGLE OF 01°50'01"; THENCE NORTH 85°57'32" WEST, FOR 0.66 FEET; THENCE NORTH 03°55'22" EAST, FOR 60.01 FEET TO THE POINT OF BEGINNING.