

Legislation Details (With Text)

File #: 17-113 **Version:** 1 **Name:**

Type: Ordinance / Regular Agenda **Status:** Passed

File created: 11/29/2016 **In control:** City Commission

On agenda: 1/10/2017 **Final action:** 1/10/2017

Title: P.H. 2017-17: (PUBLIC HEARING 2ND READING)
AN ORDINANCE AMENDING CHAPTER 33, "BOARDS AND COMMISSIONS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 33.110, "ESTABLISHMENT," TO UPDATE REFERENCES TO THE PROPER CODE SECTIONS; AMENDING CHAPTER 155, "ZONING CODE," BY AMENDING SECTION 155.2203, "ZONING BOARD OF APPEALS," TO INCREASE THE NUMBER OF MEMBERS OF THE ZONING BOARD OF APPEALS AND TO PROVIDE FOR NOMINATION OF A MEMBER BY THE MAYOR, TO INCREASE THE REQUIREMENT FOR A QUORUM AND TO REVISE THE NUMBER OF REQUIRED CONCURRING VOTES FOR APPROVAL OF VARIOUS DESIGNATED MATTERS BEFORE THE BOARD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

FIRST READING: DECEMBER 13, 2016

Sponsors:

Indexes:

Code sections: 155.2203 - Zoning Board of Appeals

Attachments: 1. Staff Report to P&Z, 2. City Attorney Communication, 3. Ordinance, 4. PZ Approval Memo 16-076, 5. CRA Memo

Date	Ver.	Action By	Action	Result
1/10/2017	1	City Commission	ADOPTED	Pass
12/13/2016	1	City Commission	APPROVED FIRST READING	Pass

P.H. 2017-17: (PUBLIC HEARING 2ND READING)

AN ORDINANCE AMENDING CHAPTER 33, "BOARDS AND COMMISSIONS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 33.110, "ESTABLISHMENT," TO UPDATE REFERENCES TO THE PROPER CODE SECTIONS; AMENDING CHAPTER 155, "ZONING CODE," BY AMENDING SECTION 155.2203, "ZONING BOARD OF APPEALS," TO INCREASE THE NUMBER OF MEMBERS OF THE ZONING BOARD OF APPEALS AND TO PROVIDE FOR NOMINATION OF A MEMBER BY THE MAYOR, TO INCREASE THE REQUIREMENT FOR A QUORUM AND TO REVISE THE NUMBER OF REQUIRED CONCURRING VOTES FOR APPROVAL OF VARIOUS DESIGNATED MATTERS BEFORE THE BOARD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: DECEMBER 13, 2016

(Staff Contact: Karen Friedman/Robin Bird)

Summary Explanation/Background:

The following are the four advisory boards empowered to administer and review applications for a development permit: Zoning Board of Appeals (ZBA), Planning and Zoning Board (P&Z), Architectural Appearance Committee (AAC), and Historic Preservation Committee (HPC). Excluding alternate members, the

Zoning Code specifies the membership for each board as follows: ZBA - one member nominated by each City Commissioner; P&Z - one member nominated by the Mayor plus one member nominated by each City Commissioner plus one member appointed by the City Commission as a whole; AAC - six members appointed by the City Commission as a whole; HPC - seven members appointed by the City Commission as a whole. Therefore all of the City's elected officials are able to equally participate in the membership of the advisory boards except for the ZBA. In the case of the ZBA, the Mayor is the only elected official who is not entitled to nominate a regular voting member. The proposed text amendment remedies this inequity. This item was unanimously recommended at the December 21, 2016 Planning and Zoning Board Hearing.

Origin of request for this action: Development Services Department

Fiscal impact and source of funding: n/a