

RESOLUTION NO.: _____

(14-V-96)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, CONSIDERING THE REQUEST FOR A SIGN VARIANCE TO INCREASE THE AREA OF A WALL SIGN FOR A RESIDENTIAL DEVELOPMENT KNOWN AS "THE VILLAS OF POSITANO, PHASE II" LOCATED AT 3415 N. OCEAN DRIVE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Hollywood's Zoning and Land Development Regulations require that all development projects which are located in a PD (Planned Development District) must receive Variance, Design and Site Plan approval from the City Commission prior to the issuance of any building permits; and

WHEREAS, on July 6, 2005, the City Commission passed and adopted Resolution No. R-2005-247, which approved the site plan for the Villas of Positano Planned Development; and

WHEREAS, on February 21, 2007, the City Commission passed and adopted Resolution No. R-2007-75, which approved an amendment to the Villas of Positano Planned Development to include additional properties within the development; and

WHEREAS, on October 3, 2012, the City Commission passed and adopted Resolution No. R-2012-311, which approved an amendment to the Villas of Positano Planned Development for modifications to Phase II of the development, for property located at 3512 N. Ocean Drive and 3415 N. Ocean Drive, Hollywood, in order to shift units proposed to the marina site located at 3512 N. Ocean Drive to the condominium site located at 3415 N. Ocean Drive, which resulted in a change in height and setbacks for the building located at 3415 N. Ocean Drive; and

WHEREAS, Hollywood Ocean Group LLC (the "Applicant"), in File Number 14-V-96, applied for a Sign Variance to increase the area of a wall sign from the allowed 30 square feet to 51 square feet, for the Villas of Positano (Exhibit "B"), Phase II, located at 3415 N. Ocean Drive, as more particularly described in Exhibit "A" attached hereto and incorporated herein by reference; and

WHEREAS, the Department of Planning Staff, reviewed the Applicant's request for a Sign Variance in accordance with the criteria set forth in Section 5.3.F.2. a. through c. of the Zoning and Land Development Regulations and have determined that the proposed request does meet the criteria set forth in Section 5.3.F.2 and have therefore forwarded a recommendation of approval to the City Commission; and

WHEREAS, the City Commission has reviewed the proposed Sign Variance in accordance with the criteria set forth In Section 5.3.F.2. a. through c. of the City's Zoning and Land Development Regulations, along with the Staff's recommendations and have determined that the Sign Variance does/does not meet the criteria set forth in Section 5.3.F.2 and is hereby approved/approved with conditions/denied;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That following review of the Staff Summary Report, the Applicant's application and supporting documents and materials, all submitted written and oral testimony received during the public hearing from all parties and speakers, and the consideration of the Sign Variance criteria set forth in Section 5.3.F.2. a. through c. of the City's Zoning and Land Development Regulations for granting a Sign Variance, the City Commission finds that the necessary criteria have/have not been met, and the requested Sign Variance to increase the area of a wall sign from the allowed 30 square feet to 51 square feet, to be located on the property at 3415 N. Ocean Drive, is hereby **approved/approved with conditions/denied:**

Section 2: That said Sign Variance shall become null and void unless the applicant has applied for all appropriate building or other permit(s) or license(s) within 24 months of the City Commission's approval. Said 24 months shall commence upon passage and adoption of this Resolution.

Section 3: That this resolution shall be in full force and effect immediately upon its passage and adoption.

Section 4: That the Department of Planning and Development Services is hereby directed to forward a copy of this Resolution to the Applicant/Owner of the property with respect to which the request was made. This Resolution will be delivered to the City Clerk to be recorded in the Public Records of Broward County, as provided by the applicable provisions of Article 5 in the Zoning and Land Development Regulations. A copy shall be furnished to any enforcement official.

A RESOLUTION CONSIDERING THE REQUEST FOR A SIGN VARIANCE FOR A RESIDENTIAL DEVELOPMENT KNOWN AS "THE VILLAS OF POSITANO, PHASE II" LOCATED AT 3415 N. OCEAN DRIVE

PASSED AND ADOPTED this _____ day of _____, 2014.

RENDERED THIS _____ day of _____, 2014.

PETER BOBER, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM & LEGALITY
for the use and reliance of the
City of Hollywood, Florida only.

JEFFREY P. SHEFFEL, CITY ATTORNEY