

RESOLUTION NO. _____

(18-P-49)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, CONSIDERING THE REQUEST FOR SITE PLAN APPROVAL FOR A COMMUNICATION TOWER LOCATED AT 1200 SHERIDAN STREET (“WEST LAKE PARK”).

WHEREAS, the City’s Zoning and Land Development Regulations require that all development projects that are located in GU (Government Use District) are to be reviewed by the Planning and Development Board, and the Board shall forward its recommendations to the City Commission for final review and approval; and

WHEREAS, Broward County (the “Applicant”) submitted an application (18-P-49) for consideration of its request for Site Plan approval for a communication tower located at 1200 Sheridan Street, as more specifically described in the attached Exhibit “A”; and

WHEREAS, the Planning Manager and Planning Administrator (“staff”) reviewed the Applicant’s request in accordance with the criteria set forth in Article 6 of the Zoning and Land Development Regulations and recommended that the Site Plan be approved with the following conditions:

- (1) That a Unity of Title or Unity of Control, in a form acceptable to the City Attorney, be submitted prior to the issuance of permits and recorded in the Broward County Public Records by the City, prior to the issuance of Certificate of Occupancy (C/O) or Certificate of Completion (C/C); and
- (2) That if any trees are proposed to be removed, a Tree Disposition Plan and Landscape Plan shall be submitted in conjunction with demolition and/or construction permitting with full mitigation for total number of inches of hardwood tree DBH proposed to be removed. The Landscape Plan shall reflect full tree mitigation in addition to new construction and City of Hollywood regular landscape code requirements.

; and

WHEREAS, on September 6, 2018, the Planning and Development Board (“Board”) held a noticed public hearing to review the application submitted by the Applicant; and

WHEREAS, the Board reviewed the Site Plan request based upon staff’s Summary Report, the relevant criteria set forth in Article 6 for each request, 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

have forwarded its recommendations of denial as they found that the Site Plan review standards set forth in Article 6 have not been met; and

WHEREAS, on October 17, 2018, the City Commission held a duly noticed hearing to review the application submitted by the Applicant; and

WHEREAS, the City Commission reviewed the Site Plan request based upon staff's Summary Report, the relevant criteria set forth in Article 6 for each request, the Applicant's application and supporting documents and materials, as well as all submitted written and oral testimony received during the public hearing from all parties and speakers, and found that additional research should be conducted on alternative sites and continued the item to its November 7, 2018 meeting; and

WHEREAS, on November 7, 2018, the City Commission held a duly noticed public hearing to review the application submitted by the Applicant, reviewed supporting documents and materials, as well as all submitted written and oral testimony received during the public hearing from all parties and speakers and found that CIRC Hotel was a viable alternative, and continued the item to its December 19, 2018 meeting, requesting that staff conduct further analysis on the CIRC Hotel Site; and

WHEREAS, on December 19, 2018, the City Commission held a duly noticed public hearing to review the application submitted by the Applicant, reviewed the supporting documents and materials, as well as all submitted written and oral testimony received during the public hearing from all parties and speakers and found that CIRC Hotel was the preferred viable alternative site, and continued the item to its January 8, 2019 meeting, requesting the Applicant to conduct further analysis on the CIRC Hotel Site; and

WHEREAS, the Applicant has requested that the City Commission review its original application for site plan approval for the location of the communication tower at 1200 Sheridan Street within West Lake Park; and

WHEREAS, the City Commission has reviewed the proposed Site Plan for the Project in accordance with the review standards set forth in Article 6 of the Zoning and Land Development Regulations, along with the Board's recommendation, and has determined that the Site Plan should be approved/approved with the conditions/denied.

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

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, CONSIDERING THE REQUEST FOR SITE PLAN APPROVAL FOR A COMMUNICATION TOWER LOCATED AT 1200 SHERIDAN STREET ("WEST LAKE PARK").

Section 2: That following review of the Staff Summary Report, the Applicant's application and supporting documents and materials, and all submitted written and oral testimony received during the public hearing from all parties and speakers, the Board's recommendation, and consideration of the Site Plan review standards set forth in Article 6 of the Zoning and Land Development Regulations, the City Commission finds that the necessary review standards have/have not been met, and the Site Plan attached as Exhibit "B" is **approved / approved with the following conditions / denied:**

Section 3: That if the Site Plan is approved, the Applicant shall have up to 24 months from the date of the Site Plan approval to apply for a valid construction permit, and failure to submit an application within the requested time period shall render all approvals null and void.

Section 4: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2019.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY for the use and reliance of the City of Hollywood, Florida, only.

DOUGLAS R. GONZALES, CITY ATTORNEY