

RESOLUTION NO. _____

(18-PZ-48)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, CONSIDERING THE REQUEST FOR SITE PLAN FOR A COMMUNICATION TOWER GENERALLY LOCATED EAST OF SOUTHWEST 40TH AVENUE ON SOUTHWEST 49TH COURT.

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-PZ-48) for consideration of its request for a Site Plan approval for a communication tower generally located east of Southwest 40th Avenue on Southwest 49th Court, as more specifically described in the attached Exhibit "A"; and

WHEREAS, the Planning Manager and Planning Administrator ("Staff") reviewed the Applicant's requests in accordance with the criteria set forth in Article 6 of the City's Zoning and Land Development Regulations, and recommended that the Site Plan be approved with the following condition:

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 as set forth in the City's landscape code requirements.

; and

WHEREAS, on September 6, 2018, the Planning and Development Board (the "Board") held an advertised 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 Articles 6, the Applicants' 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 have forwarded its recommendations of denial to the City Commission; 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 have determined that the Site Plan should be approved/approved with 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.

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 attached 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 _____, 2018.

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