

RESOLUTION NO. _____

(14-DPSV-102a)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, CONSIDERING A REQUEST FOR APPROVAL OF AN AMENDMENT TO THE NEBRASKA PARKING GARAGE DESIGN AND SITE PLAN (ORIGINALLY APPROVED BY RESOLUTION R-2016-067), GENERALLY LOCATED AT 327 NEBRASKA STREET, TO NOW INCLUDE A 303 SPACE PUBLIC PARKING GARAGE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on March 16, 2016, the City Commission passed and adopted Resolution No. R-2016-067 which approved a Special Exception, Variances, Design with a condition, and Site Plan with a condition, for a 316 space public parking garage with retail uses generally located at 327 Nebraska Street, known as the "Nebraska Parking Garage"; and

WHEREAS, the previously approved Special Exception, Variances, Design, and Site Plan are still valid; and

WHEREAS, due to further development of the architectural drawings to improve efficiencies, circulations and reduce the cost, the Design and Site Plan have been modified; and

WHEREAS, the City of Hollywood ("City") and the Hollywood Community Redevelopment Agency (the "Applicants") have jointly submitted an application (14-DPSV-102a) to the City Commission to consider an amendment to the previously approved Design and Site Plan for the public parking garage, as more particularly described in Exhibit "A" attached hereto and incorporated herein by reference; and

WHEREAS, the amendments include an additional ingress/egress access off of Nevada street, reconfiguration of vehicular circulation, and removal of the retail uses and hanging planters; and

WHEREAS, the Planning Division Staff, reviewed the Applicants' request for an amendment to the Design in accordance with the criteria set forth in Section 5.3.I.4.a(1) through (4) of the Zoning and Land Development Regulations and have forwarded a recommendation of approval of the amendment to the Design to the City Commission with the condition that the condition set forth in Section 5 of Resolution No. R-2016-067 remaining in full force in effect as follows:

Future art installations, including but not limited to murals, sculptures, or similar artwork, shall be subject to Design Review as required by the City's Zoning and Land

Development Regulations prior to permit application of such installation;

; and

WHEREAS, the Technical Advisory Committee, in accordance with Article 6 of the Zoning and Land Development Regulations, reviewed the Applicants' request for an amendment to the Site Plan and have forwarded a recommendation of approval with conditions to the City Commission as set forth below:

(1) That the condition set forth in Section 6 of Resolution No. R-2016-067 shall remain in full force and effect as follows: A Unity of Title or Unity of Control, in a form acceptable to the City Attorney, shall be submitted prior to the issuance of any permits and recorded in the Public Records of Broward County by the City, prior to the issuance of a Certificate of Occupancy (C/O) or Certificate of Completion (C/C); and

(2) That the Applicant continue to work with the City's Landscape Architect in regards to the plant species prior to the issuance of a building permit.

; and

WHEREAS, the City Commission has reviewed the proposed amendment to the Design in accordance with the criteria set forth in Section 5.3.1.4.a.(1) through (4) of the City's Zoning and Land Development Regulations, along with the Staff's recommendation and have determined that the proposed amendment to the Design should be approved/approved with conditions/denied; and

WHEREAS, the City Commission has reviewed the proposed amendment to the Site Plan in accordance with the review standards set forth in Article 6 of the Zoning and Land Development Regulations, along with the Technical Advisory Committee's recommendation, and have determined that the proposed amendment to the Site Plan should be approved/approved with the conditions/denied as set forth herein;

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 Applicants' application and supporting documents and materials, and all submitted written and oral testimony received during the public hearing from all parties and speakers and the consideration of the Design criteria set forth in Section 5.3.4.1.a.(1) through (4) of the City's Zoning and Land Development Regulations, the City Commission finds the necessary criteria have/have not been met, and the amendment to the Design is hereby approved/approved with the following conditions/denied:

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

Section 3: That the Applicant shall have up to 24 months from the date of the Amended Design approval to apply for all necessary building permits required to proceed with construction. Failure to submit an application within the required time period shall render all approvals null and void.

Section 4: That the Applicant shall have up to 24 months from the date of the Amended Site Plan approval to apply for all necessary building permits required to proceed with construction. Failure to submit an application within the required time period shall render all approvals null and void.

Section 5: That this Resolution shall be in full force and effect immediately upon its passage and adoption and all other conditions and provisions of Resolution R-2016-067 shall remain in full force and effect.

PASSED AND ADOPTED on this _____ day of _____, 2017.

RENDERED this _____ day of _____, 2017.

JOSH LEVY, 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