

REQUESTED COMMISSION ACTION:

QUASI-JUDICIAL




Consent	Ordinance	X Resolution	Consideration/ Discussion	Presentation
_____	_____	_____	_____	_____

SHORT TITLE: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING CITY STAFF'S LETTER OF NO OBJECTION TO AMENDMENT OF NOTIFICATION ON THE RESIDENCES OF PALM AIRE PLAT; PROVIDING AN EFFECTIVE DATE.


Summary of Purpose and Why:

The applicant, Bonnie Miskel, Esq., on behalf of FCI Development Ten, LLC, wishes to amend the note on the Residences At Palm Aire plat (P.B. 181, Page 178) for the purpose of amending the Non-Vehicular Access Line(s) along Atlantic Boulevard, to allow for a 24-foot wide emergency access opening to be located approximately 812 linear feet west of the Main entrance for the Residences at Palm Aire. Staff has no objections to the changes.

- (1) Origin of request for this action: Bonnie Miskel, Esq.
- (2) Primary staff contact: Maggie Barszewski/ Robin M. Bird Ext. 7921
- (3) Expiration of contract, if applicable: N/A
- (4) Fiscal impact and source of funding: N/A

DEPARTMENTAL COORDINATION	DATE	DEPARTMENTAL RECOMMENDATION	DEPARTMENTAL HEAD SIGNATURE
Dev. Serv. Dept.	12/29/2015	Approval	
City Attorney	1/08/2016		
_____	_____	_____	_____
_____	_____	_____	_____

Advisory Board \_\_\_\_\_

 \_\_\_\_\_

X City Manager Robin M. Bird

ACTION TAKEN BY COMMISSION:

Ordinance	Resolution	Consideration
Workshop		
1 <sup>st</sup> Reading	1 <sup>st</sup> Reading	Results:
_____	_____	_____
2 <sup>nd</sup> Reading		Results:
_____	_____	_____



**City Attorney's Communication #2016-363**

January 8, 2016

**TO:** Maggie Barszewski, AICP, Planner  
**FROM:** Mark E. Berman, City Attorney  
**RE:** Resolution – Residences at Palm Aire Plat Note Amendment

As requested in your memorandum of December 29, 2015, Department of Development Services Memorandum #15-672, the following form of resolution, relative to the above-referenced matter, has been prepared and is attached:

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING CITY STAFF'S LETTER OF NO OBJECTION TO AMENDMENT OF NOTATION ON THE RESIDENCES AT PALM AIRE PLAT; PROVIDING AN EFFECTIVE DATE.**

Please feel free to contact me if I may be of further assistance.

  
MARK E. BERMAN

MEB/jrm  
l:cor/dev-srv/2016-363

Attachment

RESOLUTION NO. 2016-\_\_\_\_\_

**CITY OF POMPANO BEACH**  
**Broward County, Florida**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING CITY STAFF'S LETTER OF NO OBJECTION TO AMENDMENT OF NOTATION ON THE RESIDENCES AT PALM AIRE PLAT; PROVIDING AN EFFECTIVE DATE.**

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:**

**SECTION 1.** That city staff's letter of no objection to amendment of notation on the Residences at Palm Aire Plat, a copy of which letter is attached hereto and incorporated herein by reference as if set forth in full, is hereby approved and authorized.

**SECTION 2.** That the proper city staff is hereby authorized to forward said letter to Broward County.

**SECTION 3.** This Resolution shall become effective upon passage.

**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
**LAMAR FISHER, MAYOR**

**ATTEST:**

\_\_\_\_\_  
**ASCELETA HAMMOND, CITY CLERK**

/jrm  
1/8/16  
l:reso/2016-88

December 28, 2015

Martin Berger  
Broward County Planning & Redevelopment Division  
1 N. University Drive, Ste 102A  
Plantation, Florida 33324

RE: Delegation Request for the Residences At Palm Aire Plat, PB 181, Pg. 178  
to amend the NVAL Line to allow for an emergency access

Dear Mr. Berger:

The City of Pompano Beach has reviewed a request from Bonnie Miskel, Esq. to amend the existing NVAL to allow for a 24-foot emergency vehicle access to be located 811.79 feet west of the platted entrance to the Residences of Palm Aire.

We have no objection to amending the NVAL as stated above.

If we may be of further assistance, please contact us at 954-786-7921.

Very truly yours,

Maggie Barszewski, AICP,  
Planner



Gary S. Dunay  
Bonnie Miskel  
Scott Backman  
Dwayne L. Dickerson  
Hope W. Calhoun  
Christina Biłenki  
Heather Jo Allen

November 13, 2015

Ms. Maggie Barszewski, AICP-Planner  
Development Services  
Planning and Zoning Division  
100 West Atlantic Boulevard  
Pompano Beach, FL 33060

RE: Project Name: Residences at Palm-Aire Plat (PB 181, Page 178)  
Request to Amend the Non-Vehicular Access Line (NVAL)

Dear Ms. Barszewski,

I am writing to request a letter of no objection regarding an amendment to a portion of the non-vehicular access line (NVAL), adjacent to Atlantic Boulevard, located on the Residences of Palm-Aire plat which was recorded in Plat Book 181, Page 178. As you may be aware, the plat was recorded on June 25, 2015. I represent FCI Development Ten, LLC which is the owner of a portion of Parcel B located within the Residences of Palm-Aire plat. This portion of Parcel B, also referred to as the Atlantico project, received site plan approval on August 26, 2015 which was subsequent to the plat's recordation.

During the site planning approval process, the City of Pompano Beach Fire Department requested that the Atlantico project provide for an emergency access point along Atlantic Boulevard. When this request was made, our civil engineer sought the approval of the Florida Department of Transportation (FDOT) to create an access point off of Atlantic Boulevard for emergency access purposes only. This opening along Atlantic Boulevard would not traditionally be granted in this location, but since the opening is for emergency access, the FDOT was willing to grant the opening.

At this time, we are now required to amend the portion of the NVAL through Broward County per the Development Order issued by the City of Pompano Beach (Planning and Zoning No. 12-12000013). The first step in the County's process is to obtain a letter of no objection from the City of Pompano Beach. I respectfully ask that the City of Pompano Beach provide the necessary letter of no objection so that we may proceed with the amendment of the NVAL through Broward County. Attached to this letter, I have highlighted the portion of the NVAL (on the plat) and included a copy of the approved site plan depicting the proposed amendment and copy of the boundary survey for Atlantico. I have also attached a copy of the City of Pompano Beach's Development Order stating the requirement to seek an amendment of the NVAL in the specified location. Also included with this letter is a check in the amount of \$350.00 for the NVAL application fee. Upon review, if you should have any questions, please feel free to contact me or Tara Patton, AICP, the planner working with me on this project. Thank you for your time and consideration.

Sincerely,

Bonnie Miskel, Esq.

Attachments

Property Id:



January 12, 2016

Parcels

