

Ord. 18

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

AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING SECTION 155.2305., "PUBLIC HEARING SCHEDULING AND NOTICE," TO EXPAND THE TIME PERIOD FOR REQUIRED PUBLIC NOTICE OF PUBLIC HEARINGS ON ZONING RELATED MATTERS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to law, ten (10) days' notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed ordinance and of a public hearing in the City Commission Chambers of the City of Pompano Beach; and

WHEREAS, a public hearing before the City Commission was held pursuant to the published notice described above, at which hearing the parties in interest and all other citizens so desiring had an opportunity to be and were, in fact, heard; now, therefore,

BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That Section 155.2305., "Public Hearing Scheduling and Notice," of Chapter 155, "Zoning Code," of the Code of Ordinances of the City of Pompano Beach is hereby amended to read as follows:

§ 155.2305. PUBLIC HEARING SCHEDULING AND NOTICE

...

C. PUBLIC HEARING NOTICE

1. General Notice Requirements

Public notice of the public hearing on an application shall be required as shown in Table 155.2305.C: Public Hearing Notice Requirements, for the type of application and the type of notice. In computing the time periods prescribed for notices, the day the notice is published or postmarked shall not be included, but the day of the hearing shall be included.

TABLE 155.2305.C: PUBLIC HEARING NOTICE REQUIREMENTS ¹				
CC = CITY COMMISSION ZBA = ZONING BOARD OF APPEALS P&Z = PLANNING AND ZONING BOARD AAC = ARCHITECTURAL APPEARANCE COMMITTEE HPC = HISTORIC PRESERVATION COMMITTEE				
APPLICATION TYPE	NOTICE REQUIREMENT			
	TIMING OF PUBLISHED NOTICES	MAILED NOTICES		
		TIMING	RECIPIENTS	
...	
City-initiated General Zoning Map Amendment (Rezoning) proposing to reclassify parcel(s) involving less than 10 contiguous acres	<ul style="list-style-type: none"> • Publish notice of the P&Z public hearing at least 5 calendar days before the hearing date • Publish notice of the CC public hearing at least 10 calendar days before the hearing date 	<ul style="list-style-type: none"> • Mail notice of the P&Z public hearing at least 5-calendar <u>6 business</u> days before the hearing date • Mail notice of the first CC public hearing at least 30 calendar days before the hearing date 	<ul style="list-style-type: none"> • Applicant • Owner(s) of land subject to the application • Owners of real property within 500 ft of the parcel(s) subject to the application ⁵ • Local planning agency of the county or adjacent municipality, if its jurisdictional boundary lies within 500 ft of the parcel(s) subject to the application 	
City-initiated Site-Specific Zoning Map Amendment (Rezoning) proposing to reclassify parcel(s) involving less than 10 contiguous acres				
General Zoning Map Amendment (Rezoning) initiated by other than the city				<ul style="list-style-type: none"> • Mail notice of the P&Z public hearing at least 5-calendar <u>6 business</u> days before the hearing date • Mail notice of the first CC public hearing at least 10 calendar days before the hearing date
Site-Specific Zoning Map Amendment (Rezoning) initiated by other than the city				
Planned Development				
Special Exception		Publish notice of the public hearing at least 5 calendar days before the hearing date		Mail notice of the public Hearing at least 5-calendar <u>6 business</u> days before the hearing date
Variance				
Major Administrative Adjustment				
Major Certificate of Appropriateness				
Major Temporary Use Permit				
Interim Use Permit	Mail notice of the public Hearing at least 5-calendar <u>6 business</u> days before the hearing date	<ul style="list-style-type: none"> • Applicant • Owner(s) of land subject to the application • Owners of real property within 500 ft of the parcel(s) subject to the application ⁵ • Local planning agency of the county or adjacent municipality, if its jurisdictional boundary lies within 500 ft of the parcel(s) subject to the application 		
Appeal ²				
...	

SECTION 2. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

SECTION 3. This Ordinance shall become effective upon passage.

PASSED FIRST READING this 8th day of March, 2016.

PASSED SECOND READING this 22nd day of March, 2016.



LAMAR FISHER, MAYOR

ATTEST:



ASCELETA HAMMOND, CITY CLERK

:jrm
1/5/16
L:ord/ch155/2016-83