

**City of Lauderdale
 Planning and Zoning Board
 Regular March Meeting
 Held
 March 31, 2015
 Commission Chambers
 5581 West Oakland Park Blvd.
 Lauderdale, Florida**

I hereby certify that this is a true and correct copy of the minutes of the March 31, 2015 meeting of the Planning and Zoning Board

 Stuart Greenblatt
 Chairperson

MINUTES

A. CALL TO ORDER

Chairperson Greenblatt called the meeting to order at 7:30 p.m.

B. PLEDGE OF ALLEGIANCE

Chairperson Greenblatt led those present in the Pledge of Allegiance.

C. ROLL CALL

Planning and Zoning Board

MEMBER	PRESENT	ABSENT
Chairperson Stuart Greenblatt	X	
Vice-Chairperson Melville Herron		X*
Mr. René Yacinthe	X	
Dr. Leland K. Hall, Sr.	X	
Mr. Win Hoffman	X	
Mr. Doug Crumpler	X	
Kenneth Lewis, Esq.	X	

*excused

A quorum of the Planning and Zoning Board was present.

ALSO PRESENT:

W. Earl Hall, City Attorney
Earl R. Hahn, City Planner
Marilyn Ozegovich, Secretary to the Board

D. PROOF OF PUBLICATION

MOTION by Mr. Yacinthe

To accept and file proof of publication.

SECOND by Mr. Crumpler.

The motion passed 6-0.

E. APPROVAL OF MINUTES: FEBRUARY 24, 2015

MOTION by Mr. Yacinthe

To approve the minutes of January 27, 2015

SECOND by Mr. Crumpler.

The motion passed 6-0.

F. CITY PLANNER'S REMARKS

Mr. Hahn noted that proof of publication was not included in the package because the packages were sent before the proof was available. He also discussed the conditions that were imposed on the RT15 Zoning for the McArthur Dairy site. He gave a brief summary of the moratorium for schools and the resulting ordinance that would come before the Board at the next meeting. He also commented on The Evaluation and Appraisal Report and explained why the letter was not transmitted – cost prohibitive.

G. PUBLIC HEARING

1. An Ordinance amending the Land Development Regulations and pertaining to alcoholic beverage establishments; amending LDR Schedule B., Allowable Uses, Section 2., Uses Allowed in Nonresidential Districts, to allow restaurant bars as a permitted use instead of a special exception use in the General Commercial (CG),

Community Commercial (CC), and Commercial Warehouse (CW) zoning districts subject to the requirements in LDR Article III., Part 5.0.; amending LDR Article III., Zoning Districts, Part 5.0., Special Regulations for Specific Land Use Classifications, Section 5.3., Alcoholic beverage uses, Section 5.3.12., Restaurant bars, to allow outdoor sales and seating, and to allow accessory uses consistent with Subsection 5.32.2.; amending LDR Article IV, Development Review Requirements, Part 4.0., Special Exception Uses, Section 4.11., Conveyance of uses that are subject to special exception approval, by exempting restaurant bars; providing for findings and conclusions; providing for conflicts; providing for codification; providing for an effective date (Sponsored by the City Manager). @ *

Mr. Hahn read the title.

Chairperson Greenblatt asked if there were any questions of staff.

Mr. Crumpler asked for additional information concerning bars and restaurant/bars. He also asked whether food trucks were included in this category. He then inquired as to what kind of review outdoor seating was subject to in order to assure appropriate egress in case of emergency.

Mr. Hahn explained that this amendment was for restaurant/ bars, not stand alone bars and that alcohol licensing was through the State. He noted that food trucks were not included in this category and that outdoor seating plans were reviewed by the Fire Department for safety.

Chairperson Greenblatt asked if there were any additional questions of staff Hearing none, he called for a motion and opened and closed the discussion to the Public.

MOTION by Mr. Crumpler

To approve Item G.1.

SECOND Dr. Hall.

ROLL CALL VOTE

MEMBER	YES	NO
Chairperson Stuart Greenblatt	X	
Dr. Leland K. Hall, Sr.	X	
Mr. Yacinthe	X	
Mr. Win Hoffman	X	

Mr. Doug Crumpler	X	
Kenneth Lewis, Esq.	X	

The motion passed 6-0.

2. An Ordinance amending the Land Development Regulations Article III., Zoning Districts, Part 5.0., Special Regulations for Specific Land Use Classifications, Section 5.26., Live entertainment; amending Subsection 5.26.1., Live Entertainment (Indoors), by repealing the five factors for granting an exception, by adding two new exceptions, and by making editorial changes; amending Subsection 5.26.2., Live Entertainment (outdoors), by providing for review through the special events permit process; providing for findings and conclusions; providing for conflicts; providing for codification; providing for an effective date (Sponsored by the City Manager).

Mr. Hahn read the title.

Chairperson Greenblatt asked if there were any questions of staff.

Mr. Lewis asked how this ordinance facilitated being business friendly.

Mr. Hahn explained that for locations which had buffers in place which would mitigate the effect on a neighboring residential district, a special exception would no longer be required making it easier and faster for the business to open.

Chairperson Greenblatt asked if there were any further questions of staff. Hearing none, he called for a motion and opened and closed the discussion to the Public.

MOTION by Mr. Crumpler

To approve Item G.2.

SECOND Mr. Yacinthe

ROLL CALL VOTE

MEMBER	YES	NO
Chairperson Stuart Greenblatt	X	
Dr. Leland K. Hall, Sr.	X	
Mr. Yacinthe	X	
Mr. Win Hoffman	X	
Mr. Doug Crumpler	X	
Kenneth Lewis, Esq.	X	

The motion passed 6-0.

3. An Ordinance amending the Land Development Regulations and pertaining to restaurants; amending LDR Article III., Zoning Districts, Part 5.0., Special Regulations for Specific Land Use Classifications, Section 5.32., Restaurants, Subsection 5.32.1., In General, Paragraph C., Outdoor Seating, by changing the procedural and substantive requirements for approval, by repealing the provision on live entertainment, by adding a parking ratio, and by clarifying that a restaurant includes a restaurant bar; amending Section 5.32., Restaurants, by adding Subsection 5.32.2., Accessory uses; amending Schedule A., Land Use Classifications, to add outdoor seating; providing for findings and conclusions; providing for conflicts; providing for codification; providing for an effective date (Sponsored by the City Manager).

Mr. Hahn read the title.

Chairperson Greenblatt asked if there were any questions of staff. Hearing none, he called for a motion and opened and closed the discussion to the Public.

MOTION by Mr. Crumpler

To approve Item G.3.

SECOND Dr. Hall.

ROLL CALL VOTE

MEMBER	YES	NO
Chairperson Stuart Greenblatt	X	
Dr. Leland K. Hall, Sr.	X	
Mr. Yacinthe	X	
Mr. Win Hoffman	X	
Mr. Doug Crumpler	X	
Kenneth Lewis, Esq.	X	

The motion passed 6-0.

Mr. Hahn noted that there was an error in the title pertaining to Schedule A and he asked the secretary to make a note to correct it.

4. An Ordinance amending the Land Development Regulations and pertaining to retail sales and personal services hours of operations; amending LDR Article III., Zoning Districts, Part 5.0., Special Regulations for Specific Land Use Classifications, Section 5.30., Personal services, Subsection 5.30.C., Hours or operation on arterial, collector, and local roads by increasing the hours of operation, by correcting an error, by changing the procedures for granting adjustments, and providing for appeals; amending LDR Article III., Zoning Districts, Part 5.0., Special Regulations for Specific Land Use Classifications, Section 5.32.A., Retail sales, Subsection 5.32.A.C., Hours or operation on arterial, collector, and local roads by increasing the hours of operation, by changing the procedures for granting adjustments, and providing for appeals; amending Schedule B., Allowable Uses, Section 2., Uses allowed in nonresidential districts, to allow personal services uses as a permitted use in the Neighborhood Commercial (CN) zoning district and as an accessory use in the Commercial Office (CO) and Commercial Recreation (CR) zoning districts; providing for findings and conclusions; providing for conflicts; providing for codification; providing for an effective date (Sponsored by the City Manager).

Mr. Hahn read the title.

Mr. Lewis asked for a brief summary of this and how this contributed to a more business friendly government.

Mr. Hahn explained that this ordinance allowed personal services to maintain hours of operation like retail sales.

Chairperson Greenblatt asked if there were any questions of staff. Hearing none, he called for a motion and opened and closed the discussion to the Public.

MOTION by Mr. Crumpler

To approve Item G.4.

SECOND Mr. Hoffman.

ROLL CALL VOTE

MEMBER	YES	NO
Chairperson Stuart Greenblatt	X	
Dr. Leland K. Hall, Sr.	X	
Mr. Yacinthe	X	
Mr. Win Hoffman	X	
Mr. Doug Crumpler	X	
Kenneth Lewis, Esq.	X	

The motion passed 6-0.

5. An Ordinance amending the Code of Ordinances, Chapter 6, Buildings and Building Regulations, Article I., In General, Section 6-10, Enumeration of Fees; repealing Subsection III., Planning and Zoning Review; creating a new Subsection III., Planning and Zoning Review Fee Schedule; providing for conflicts; providing for codification; providing for an effective date (Sponsored by the City Manager).

Mr. Hahn read the title.

Chairperson Greenblatt asked if there were any questions of staff. Hearing none, he called for a motion and opened and closed the discussion to the Public.

MOTION by Dr. Hall

To approve Item G.5.

SECOND Mr. Crumpler.

ROLL CALL VOTE

MEMBER	YES	NO
Chairperson Stuart Greenblatt	X	
Dr. Leland K. Hall, Sr.	X	
Mr. Yacinthe	X	
Mr. Win Hoffman	X	
Mr. Doug Crumpler	X	
Kenneth Lewis, Esq.	X	

The motion passed 6-0.

H. NEW BUSINESS:

1. Planning and Zoning Board Rules of Procedure.
2. New Development: City Attorney Hall said that the City Commission approved a letter of intent from WE Florida Credit Union to purchase and build on the lot near the Police Station.
3. Public comments on non-agenda items: None.
4. Planning and Zoning Board member remarks:

I. UNFINISHED BUSINESS: NONE

J. NEXT MEETING DATE

The next meeting is tentatively scheduled for April 28, 2015 at City Hall.

K. ADJOURNMENT

The meeting was adjourned at approximately 8:15 P.M.