

RESOLUTION NO. 2004 – 28

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, IN COMPLIANCE WITH SECTION 8.11 OF THE BROWARD COUNTY CHARTER AND OBJECTIVE 08.02.00 OF THE BROWARD COUNTY LAND USE PLAN REGARDING THE ISSUANCE OF BUILDING PERMITS PRIOR TO WRITTEN CONFIRMATION THAT ALL APPLICABLE IMPACT FEES HAVE BEEN PAID OR ARE NOT DUE; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO TRANSMIT RESOLUTIONS TO BROWARD COUNTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the approval of plats for proposed development is jointly performed by the Town of Southwest Ranches and by Broward County, based on Section 8.11 of the Broward County Charter and Objective 08.02.00 of the Broward County Land Use Plan; and

WHEREAS, Broward County imposes impact fees upon plats in the areas of public school facilities, regional parks and roads or transit, to mitigate the impact of new development upon regional facilities and services; and

WHEREAS, developers are allowed by agreement with Broward County to defer payment of impact fees until prior to issuance of building permits within the platted property; and

WHEREAS, the Town of Southwest Ranches had the authority and responsibility for the issuance of building permits within the municipal boundaries; and

WHEREAS, the Town of Southwest Ranches wishes to encourage the timely payment of impact fees for public educational facilities, regional parks, and roads or transit, to help fund the cost of improving these facilities in and around the Town; and

WHEREAS, Broward County has adopted an ordinance stating that it will not accept applications for certain types of development permits, unless the appropriate municipality has adopted a resolution agreeing not to issue building permits without written confirmation that all applicable impact fees have been paid or are not due.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Southwest Ranches, Florida:

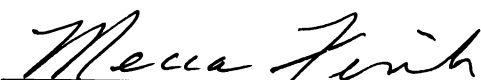
Section 1: Recitals. The above recitals are true and correct and are incorporated herein by reference.

Section 2: Approval. The Town Council of the Town of Southwest Ranches does hereby agree not to issue building permits for the construction, expansion, and/or conversion of a building within a plat until such time as the developer provides the Town with written confirmation from Broward County that the applicable impact fees have been paid or are not due.

Section 3: Authorization. The Town Council of the Town of Southwest Ranches does hereby authorize the Town Administrator to transmit a copy of this Resolution to the Broward County Board of County Commissioners.

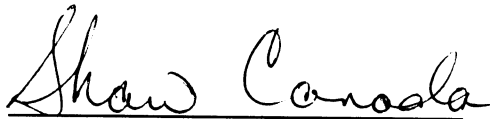
Section 4: This Resolution shall be effective immediately upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest Ranches, Florida, this 15th day of January 2004.




Mecca Fink, Mayor

Attest:



Shari Canada, Town Clerk

Approved as to Form and Correctness:



Gary A. Poliakoff, J. D., Town Attorney