

RESOLUTION NO. 2013 - 030

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, TRANSMITTING AN APPLICATION TO THE BROWARD COUNTY PLANNING COUNCIL FOR AMENDMENT OF THE BROWARD COUNTY LAND USE PLAN MAP WITH A RECOMMENDATION OF APPROVAL TO CHANGE THE DESIGNATION OF APPROXIMATELY TWENTY ACRES OF LAND FROM ESTATE (1) RESIDENTIAL TO RECREATION AND OPEN SPACE, SAID LAND LOCATED WITHIN THE SOUTHWEST MEADOWS SANCTUARY AND CALUSA CORNERS PLATS, AS RECORDED IN PLAT BOOK 178, PAGE 175, AND PLAT BOOK 150, PAGE 41, RESPECTIVELY; AUTHORIZING THE TOWN ADMINISTRATOR TO APPLY FOR RECERTIFICATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the subject property, described in Exhibit 'A' attached hereto, comprises the Calusa Corners and part of the Southwest Meadows Sanctuary properties; and

WHEREAS, Broward County open space bond money was used to purchase the subject property, which required creation of park management plans and execution of interlocal agreements with Broward County; and

WHEREAS, the subject property has a future land use designation of Estate 1 Residential; and

WHEREAS, the interlocal agreements with Broward County require the Town to re-designate the subject property for Recreation and Open Space on the Town's future land use plan map, and to initiate such an amendment to the Broward County Land Use Plan Map as well; and

WHEREAS, the Town amended its Future Land Use Plan map designating the subject site to Recreation and Open Space at the time of its Evaluation and Appraisal Report related amendments in 2009; and

WHEREAS, the Town Council wishes to initiate an amendment to the Broward County Land Use Plan Map to change the designation of the subject property from Estate (1) Residential to Recreation and Open Space for consistency with the Town's Future Land Use Plan and to comply with the terms of the interlocal agreements with Broward County.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA:

Section 1: Recitals. That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2: Initiation of amendment. That the Town Council of the Town of Southwest Ranches hereby authorizes the Town Administrator or designee to submit an application to the Broward County Planning Council for amendment of the Broward County Land Use Plan Map, to change the land use designation of the subject property, described in Exhibit "A" attached hereto and made a part hereof, from Estate (1) Residential to Recreation and Open Space.

Section 3: Recertification of amendments. That the Town Administrator or designee is hereby authorized to apply to the Broward County Planning Council for recertification of the corresponding Town land use plan amendment, as well as all Evaluation and Appraisal Report - based amendments to the Town's land use plan map and future land use element that have not yet been recertified.

Section 4: Conflicts. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

Section 5: Severability. If any word, phrase, clause, sentence or section of this Resolution is, for any reason, held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this Resolution.

Section 6: Effective Date. This Resolution shall take effect immediately upon passage.

PASSED AND ADOPTED this 28th day of February, 2013 on a motion made by Vice Mayor Breitkreuz and seconded by Council Member McKay.

Nelson	<u>YES</u>	Ayes	<u>4</u>
McKay	<u>YES</u>	Nays	<u>0</u>
Breitkreuz	<u>YES</u>	Absent	<u>1</u>
Fisikelli	<u>ABSENT</u>		
Jablonski	<u>YES</u>		

[Signatures on Following Page]


Site Location Map & Proposed Use





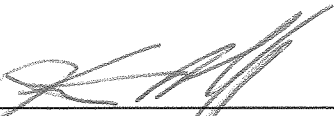
Jeff Nelson, Mayor

Attest:



Erika Santamaria, Town Clerk

Approved as to Form and Correctness:



Keith M. Poliakoff, J.D., Town Attorney
ACTIVE: 4588269_1