

## AGENDA RESULTS

### CITY OF FORT LAUDERDALE BOARD OF ADJUSTMENT MEETING

WEDNESDAY, April 14, 2010

**PLACE OF MEETING:** City Hall  
City Commission Chambers  
100 North Andrews Avenue  
Fort Lauderdale, FL 33301

**TIME OF MEETING:** 6:30 P.M.

**Purpose:** The board of adjustment shall receive and hear appeals in cases involving the ULDR, to hear applications for temporary nonconforming use permits, special exceptions and variances to the terms of the ULDR, and grant relief where authorized under the ULDR. The board of adjustment shall also hear, determine and decide appeals from reviewable interpretations, applications or determinations made by an administrative official in the enforcement of the ULDR, as provided herein.

#### Introduction and Roll Call

#### Approval of the March 10, 2010 Minutes

#### Public Sign-In/Swearing-in

#### 1. Appeal No. 10-09

**APPLICANT:** The Housing Authority of City of Fort Lauderdale  
**LEGAL:** "Dr. Kennedy Homes Plat", P.B. 15, P. 70, Block 1  
**ZONING:** RMM-25 (Residential Mid-Rise Multifamily/Medium High Density)  
**ADDRESS:** 1004 W. Broward Boulevard  
**DISTRICT:** 4

**APPEALING:** Section 47-20.2.A (TABLE 1: Parking and loading zone requirements)  
Requesting a variance to allow 149 residential parking spaces, where Code requires 255 residential parking spaces.

**APPROVED (6-1) WITH CONDITIONS**

#### 2. Appeal No. 10-10

**APPLICANT:** Millennium Plaza Acquisition  
**LEGAL:** "Melva Plat", Tract "A", P.B. 113, P. 34  
**ZONING:** B-1 (Boulevard Business)  
**ADDRESS:** 1479 N. Federal Highway  
**DISTRICT:** 2

**APPEALING: Section 47-22.3.P (General regulations - *Shopping center or strip store signs*)**

Requesting a variance to allow three (3) wall signs above the ground floor, where Code requires that "No sign will be permitted above the ground floor level where the structure exceeds one (1) level in a shopping center or strip store."

**APPROVED (7-0)**

**3. Appeal No. 08- 06**

**APPLICANT: Bay Colony Exxon, Inc.**

**LEGAL: *All that part of the W ½ of the E ½ of the W ½ of the NE ¼ of Section 13, Township 49 S, Range 42 E, lying E of the E right-of-way line of U.S. Highway No. 1, as more particularly described in the application for a variance for Appeal No. 08-06, on file with the Clerk of the City of Fort Lauderdale Board of Adjustment***

**ZONING: B-1 (Boulevard Business)**

**ADDRESS: 5556 N. Federal Highway**

**DISTRICT: 1**

**APPEALING: Section 47-23.9.A.1 (Interdistrict Corridor)**

Refer to variance granted in Appeal No. 08-06. Appeal No. 08-06 requested a variance to allow the construction of a retail development along Federal Highway interdistrict corridor with a 10 foot yard, where Code requires a minimum 20 foot interdistrict corridor yard along Federal Highway.

This matter is referred to the Board of Adjustment for a determination as to whether the variance granted February 13, 2008, Appeal No. 08-06 is still valid in light of the fact that the site plan currently under consideration is for a Burger King but the variance granted February 13, 2008 was tied to a Starbucks site plan and to further consider whether amendment of the variance granted February 13, 2008 is in order.

**DENIED (0-7)**

**REPORT and FOR THE GOOD OF THE CITY.**

The City maintains a Website for the viewing of BOA Agendas and Results at the following e-mail address:

<http://www.fortlauderdale.gov/documents/boa/boaagenda.htm>

***NOTE: Two or more City Commissioners and/or Advisory Board members may be present at this meeting. If any person decides to appeal any decision made with respect to any matter considered at this public meeting or hearing, he/she will need to ensure***

***that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. If you desire auxiliary services to assist in viewing or hearing the meetings, or reading agendas and minutes, please contact the City Clerk's Office at 954-828-5002 and arrangements will be made to provide these services for you.***