

Prepared by and Return to:
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CITY OF HALLANDALE BEACH
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Hallandale Beach, Florida 33009

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**BEFORE THE CITY COMMISSION
CITY OF HALLANDALE BEACH, FLORIDA**

**HEARING DATE: February 19, 2014
FILE NO. # 143-13-FV**

IN RE: The Application of: B and H Fort Lauderdale, LLC
2000 South Ocean Drive
Hallandale Beach, Florida

ORDER APPROVING VARIANCE

The Applicant, B and H Fort Lauderdale, LLC, filed an application with the City of Hallandale Beach (“City”) Department of Developmental Services for the following Variance:

PETITION FOR VARIANCE TO CHAPTER 8, ARTICLE III, FLOOD DAMAGE PREVENTION, SEC. 8-74, ADMINISTRATION, OF THE CITY OF HALLANDALE BEACH CODE OF ORDINANCES, TO CONSTRUCT THE PROPOSED BUILDING EASTWARD OF THE COASTAL CONSTRUCTION CONTROL LINE (CCCL) FOR THE PROPERTY LOCATED AT 2000 SOUTH OCEAN DRIVE.

Notice of the request for Variance was given as required by law. The City Commission of the City of Hallandale Beach (“Commission”) finds:

1. That there is a showing of good and sufficient cause for the granting of the variance.
2. The granting of the variance will not result in increased flood heights, additional threats to public safety, or extraordinary public expenses; create nuisances; cause fraud on or victimization of the public; or conflict with existing local laws or ordinances.

3. The Community Rating System (CRS) program does not prohibit construction eastward of the CCCL when the Florida Department of Environmental Protection (FDEP) grants a permit (2013 CRS Manual). Granting a variance to this restriction, then, will not place the City in an unfavorable standing with the CRS program.
4. The FDEP permit application was submitted and deemed complete on September 16, 2013, and is currently pending approval.
5. The City's consultant Chen Moore and Associates (CMA) has evaluated the variance requested according to the technical criteria of Section 8-74(e)(6) and recommends approval of the application, subject to the issuance of the permit from the Florida Department of Environmental Protection (FDEP) to construct the proposed building eastward of the CCCL.

IT IS THEREFORE ORDERED by the Commission, that the requested Variance set forth above for the location at 2000 South Ocean Drive, Hallandale Beach, Florida, is hereby **APPROVED** upon the following condition to which the Applicant has agreed:

1. Issuance of a permit from the Florida Department of Environmental Protection (FDEP) to construct the proposed building eastward of the CCCL; and

This document shall become valid only when recorded in the public records of Broward, County, Florida.

Dated this _____ day of _____, 2014.

CITY COMMISSION
CITY OF HALLANDALE BEACH,
FLORIDA

By: _____
MAYOR/COMMISSIONER
JOY COOPER

ATTEST:

Sheena James, City Clerk

STATE OF FLORIDA)

COUNTY OF BROWARD) §§
)

I hereby certify that on this day, before me, appeared Mayor Joy Cooper, to me personally known, who acknowledged that she is the Mayor of the City of Hallandale Beach (“City”), a Florida municipal corporation, and that this instrument was signed for the purposes contained on behalf of the City and by the authority of the City, and that she further acknowledges the instrument to be the free act and deed of the City.

Sworn to and subscribed before me this _____ day of _____, 2014.

NOTARY PUBLIC, STATE OF FLORIDA

My Commission Expires: