

Mayor David Browning, Seat 4
Vice-Mayor Tom Goltzené, Seat 5
Councilman Ronald D. Jarriel, Seat 1
Councilman Ryan Liang, Seat 3
Councilman Todd McLendon, Seat 2



Town of Loxahatchee Groves
Special Planning and Zoning Board (PZB) Meeting
Tuesday July 19, 2016, at 3:00 p.m.
Town of Loxahatchee Groves
155 "F" Road, Loxahatchee Groves, FL 33470

Chair Dennis Lipp
Board Member Veronica Close
Board Member Grace Joyce
Board Member Keith Harris
Board Member William Ford
Alternate Member: Robin Crawford
Alternate Member: Vacant

Town Manager William F. Underwood, II
Town Clerk Virginia Walton
Town Planning Consultant Jim Fleischmann

The Planning & Zoning Board meets on the 2nd or 3rd Thursday of each month subject to the filing of applications. It also acts as the Local Planning Agency (LPA).

1. CONVENE PLANNING AND ZONING BOARD

- a. Call to Order & Roll Call
- b. Approval of Agenda
- c. Minutes: None
- d. Public Comments
- e. New Business: Ordinance 2016-06 Rescued Animal Care Moratorium: **Consideration of a recommendation to Town Council**
- f. Public Comments
- g. Board Member Comments
- h. Adjournment

Town of Loxahatchee Groves, Florida
Planning and Zoning Board Agenda Item Report
MORATORIUM UNTIL JANUARY 20, 2017, ON THE PROCESSING AND REVIEW OF
APPLICATIONS FOR RESCUED ANIMAL CARE FACILITIES

PREPARED BY: | Jim Fleischmann

July 19, 2016

SUBJECT: Moratorium Ordinance 2016-06.

1. BACKGROUND/HISTORY

History: The Town Council has determined that the Town’s Unified Land Development Code (ULDC) as it relates to the regulation of Rescued Animal Care Facilities needs to be reviewed and updated..

Problem Statement: The Planning and Zoning Board should consider proposed Ordinance 2016-06

Problem Solution: A recommendation by the Planning and Zoning Board to approve Ordinance 2016, approve with revisions, or denial of Ordinance 2016-06

2. CURRENT ACTIVITY

Per Ordinance 2011-11, the Town Council has referred Ordinance 2016-06 to the Planning and Zoning Board for a recommendation prior to Second Reading. The Town Council approved Ordinance 2016-06 on First Reading at its meeting on July 21, 2016. The Ordinance is scheduled for Second Reading by the Town Council at its meeting on July 19, 2016.

3. ATTACHMENTS

1. Proposed Ordinance 2016-06

4. FINANCIAL IMPACT

Work on this project is funded by the General Fund

5. RECOMMENDED ACTION

1. Staff recommends approval of Ordinance 2016-06

TOWN OF LOXAHATCHEE GROVES

ORDINANCE NO. 2016-06

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, PROVIDING FOR A MORATORIUM UNTIL JANUARY 20, 2017, ON THE PROCESSING AND REVIEW OF APPLICATIONS FOR RESCUED ANIMAL CARE FACILITIES WITHIN THE CORPORATE BOUNDARIES OF THE TOWN; PROVIDING FOR EXEMPTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council believes that the current regulations in the Town's Unified Land Development Code relating to Rescued Animal Care uses should be reviewed and updated; and,

WHEREAS, the adoption of a moratorium on the processing and review of applications for Rescued Animal Care Facilities will provide the Town with time to complete its review of regulations in the Town's Unified Land Development Code relating to such use, and adopt same; and,

WHEREAS, the Town Council believes that it is in the best interest of the Town, and its residents, to review the regulations in the Town's Unified Land Development Code relating to Rescued Animal Care uses consider the need for amendments to the Town's Comprehensive Plan Unified Land Development Code relating to such use; and,

WHEREAS, the Town's Planning and Zoning Board considered this moratorium at its July 19, 2016, special meeting and recommended that the Town Council approve the moratorium.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

Section 2. **Moratorium Imposed.** The Town Council of the Town of Loxahatchee Groves hereby declares a moratorium on the processing and review of any applications for Rescued Animal Care Facilities, as defined in Section 80-060 of the Town's Unified Land Development Code, within the corporate boundaries of the Town.

Section 3. Exceptions to Moratorium. The Town Council hereby declares that applications relating to Rescued Animal Care Facilities with an approved special exception use as of June 1, 2016, shall be exempt from the Moratorium.

Section 4. Period of Moratorium. The Town Council of the Town of Loxahatchee Groves hereby declares that the moratorium shall be effective for the period through January 20, 2017, unless otherwise modified by the Town Council by ordinance.

Section 5. All Ordinances or parts of Ordinances in conflict herewith are repealed to the extent of such conflict.

Section 6. If any Section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

Section 7. This Ordinance shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, ON FIRST READING AND PUBLIC HEARING, THIS ___ DAY OF _____, 2016.

Council Member _____ offered the foregoing ordinance. Council Member seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVID BROWNING, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RON JARRIEL, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDON, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN LOXAHATCHEE GROVES, ON SECOND READING AND PUBLIC HEARING, THIS ____ DAY OF _____, 2016.

**TOWN OF LOXAHATCHEE GROVES,
FLORIDA**

ATTEST:

Mayor David Browning

TOWN CLERK

Vice Mayor Tom Goltzene

APPROVED AS TO LEGAL FORM:

Council Member

Office of the Town Attorney

Council Member

Council Member