

EXHIBIT 3

ORDINANCE NO. 2018-

1 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF
2 BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT TO THE
3 BROWARD COUNTY COMPREHENSIVE PLAN BY AMENDING THE
4 BROWARD COUNTY LAND USE PLAN TEXT REGARDING THE CITY OF
WEST PARK ACTIVITY CENTER; AND PROVIDING FOR SEVERABILITY
AND AN EFFECTIVE DATE.

5 (Sponsored by the Board of County Commissioners)

6 WHEREAS, Broward County adopted the Broward County Comprehensive Plan
7 on April 25, 2017 (the Plan); and

8 WHEREAS, the Department of Economic Opportunity has found the Plan in
9 compliance with the Community Planning Act; and

10 WHEREAS, Broward County now wishes to propose an amendment to the Land
11 Use Plan Text; and

12 WHEREAS, the Planning Council, as the local planning agency for the Broward
13 County Land Use Plan, held its hearings on November 30, 2017, and March 22, 2018,
14 with due public notice; and

15 WHEREAS, the Board of County Commissioners held its transmittal public hearing
16 on January 23, 2018, having complied with the notice requirements specified in Section
17 163.3184(11), Florida Statutes; and

18 WHEREAS, the Board of County Commissioners held an adoption public hearing
19 on April 24, 2018, at 10:00 a.m. [also complying with the notice requirements specified in
20 Section 163.3184(11), Florida Statutes] at which public comment was accepted, and the
21 comments of the Department of Economic Opportunity, South Florida Regional Planning
22 Council, South Florida Water Management District, Department of Environmental
23 Protection, Department of State, Department of Transportation, Fish and Wildlife
24

1 Conservation Commission, Department of Agriculture and Consumer Services, and
2 Department of Education, as applicable, were considered; and

3 WHEREAS, the Board of County Commissioners, after due consideration of all
4 matters, hereby finds that the following amendment to the Broward County
5 Comprehensive Plan is consistent with the State Plan, and the Broward County
6 Comprehensive Plan; complies with the requirements of the Community Planning Act;
7 and is in the best interests of the health, safety, and welfare of the residents of Broward
8 County,

9 BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
10 BROWARD COUNTY, FLORIDA:

11 Section 1. The Broward County Comprehensive Plan is hereby amended by
12 Amendment PCT 18-2, which is an amendment to the Broward County Land Use Plan
13 Text for the City of West Park Activity Center, as set forth in Exhibit "A," attached hereto
14 and incorporated herein.

15 Section 2. SEVERABILITY.

16 If any portion of this Ordinance is determined by any Court to be invalid, the invalid
17 portion shall be stricken, and such striking shall not affect the validity of the remainder of
18 this Ordinance. If any Court determines that this Ordinance, or any portion hereof, cannot
19 be legally applied to any individual(s), group(s), entity(ies), property(ies), or
20 circumstance(s), such determination shall not affect the applicability hereof to any other
21 individual, group, entity, property, or circumstance.

22 Section 3. EFFECTIVE DATE.

23 (a) The effective date of the plan amendment set forth in this Ordinance shall
24 be the latter of:

- 1 (1) Thirty-one (31) days after the Department of Economic Opportunity notifies
2 Broward County that the plan amendment is complete;
- 3 (2) If the plan amendment is challenged, the date a final order is entered by the
4 Administration Commission or the Department of Economic Opportunity
5 finding the amendment to be in compliance; or
- 6 (3) If the Department of Economic Opportunity or the Administration
7 Commission finds the amendment to be in noncompliance, pursuant to
8 Section 163.3184(8)(b), Florida Statutes, the date the Board of County
9 Commissioners, nonetheless, elects to make the plan amendment effective
10 notwithstanding potential statutory sanctions.
- 11 (b) This Ordinance shall become effective as provided by law.

12
13 ENACTED

14 FILED WITH THE DEPARTMENT OF STATE

15 EFFECTIVE

16
17 Approved as to form and legal sufficiency:
Andrew J. Meyers, County Attorney

18
19 By: /s/ Maite Azcoitia 03/07/18
20 Maite Azcoitia (date)
Deputy County Attorney

21
22 MA/gmb
23 03/08/18
#60053-0036
24 PCT18-2 City of West Park Activity Center Text Ord.