

EXHIBIT 1

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; AMENDING THE
4 WETLANDS MAP OF THE NATURAL RESOURCE MAP SERIES OF THE
5 BROWARD COUNTY LAND USE PLAN; AND PROVIDING FOR
6 SEVERABILITY AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

9 WHEREAS, the Department of Economic Opportunity has found the Broward
10 County Comprehensive Plan in compliance with the Community Planning Act;

11 WHEREAS, Broward County now wishes to propose an amendment to the
12 Wetlands Map of the Natural Resource Map Series of the Broward County Land Use
13 Plan;

14 WHEREAS, the Planning Council, as the local planning agency for the Broward
15 County Land Use Plan, has held its hearings on April 26, 2018, and
16 August 23, 2018, with due public notice;

17 WHEREAS, the Board of County Commissioners held its transmittal public hearing
18 on June 5, 2018, having complied with the notice requirements specified in Section
19 163.3184(11), Florida Statutes;

20 WHEREAS, the Board of County Commissioners held an adoption public hearing
21 on September 25, 2018, at 10:00 a.m. [also complying with the notice requirements
22 specified in Section 163.3184(11), Florida Statutes] at which public comment was
23 accepted and comments of the Department of Economic Opportunity, South Florida
24 Regional Planning Council, South Florida Water Management District, Department of
Environmental Protection, Department of State, Department of Transportation, Fish and

1 Wildlife Conservation Commission, Department of Agriculture and Consumer Services,
2 and 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, Regional Plan, and the Broward
6 County Comprehensive Plan; complies with the requirements of the Community Planning
7 Act; and is in the best interests of the health, safety, and welfare of the residents of
8 Broward 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 PCNRM 18-1, which is an amendment to the Wetlands Map of the Natural
13 Resource Map Series of the Broward County Land Use Plan, as set forth in Exhibit "A,"
14 attached hereto 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 will be stricken, and such striking will not affect the validity of the remainder of this
18 Ordinance. If any court determines that this Ordinance, in whole or in part, cannot be
19 legally applied to any individual, group, entity, property, or circumstance, such
20 determination will not affect the applicability of this Ordinance to any other individual,
21 group, entity, property, or circumstance.

22 Section 3. Effective Date.

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

- 1 (1) Thirty-one (31) days after the Department of Economic Opportunity notifies
2 Broward County that the plan amendment package is complete;
- 3 (2) If the plan amendment is timely challenged, the date a final order is issued
4 by the Administration Commission or the Department of Economic
5 Opportunity finding the amendment to be in compliance;
- 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; or
- 11 (4) If a Declaration of Restrictive Covenants or agreement is applicable, as per
12 Exhibit "B," the date the Declaration of Restrictive Covenants or agreement
13 is recorded in the Public Records of Broward County.

14 (b) This Ordinance is effective as of the date provided by law.

15 ENACTED

16 FILED WITH THE DEPARTMENT OF STATE

17 EFFECTIVE

18 Approved as to form and legal sufficiency:
19 Andrew J. Meyers, County Attorney

20
21 By /s/ Maite Azcoitia 08/21/18
22 Maite Azcoitia (date)
Deputy County Attorney

23 MA/gmb
08/21/18
24 PCNRM 18-1 Wetland Map Update Ord
Imanage File #80041

EXHIBIT A

SECTION I
AMENDMENT REPORT
BROWARD COUNTY LAND USE PLAN
PROPOSED AMENDMENT PCNRM 18-1

**(NATURAL RESOURCE MAP SERIES -
EASTERN BROWARD COUNTY WETLANDS MAP)**

RECOMMENDATIONS/ACTIONS

DATE

- I. Planning Council Staff Transmittal Recommendation April 17, 2018

It is recommended that the proposed amendment to the Natural Resource Map Series - Eastern Broward County Wetlands Map be approved.

- II. Planning Council Transmittal Recommendation April 26, 2018

Approval per Planning Council staff transmittal recommendation. (Vote of the board; Unanimous: 16-0; Blattner, Breslau, Brunson, Castillo, DiGiorgio, Gomez, Good, Graham, Grosso, Moraitis, Rosenof, Rosenzweig, Ryan, Udine, Williams and Stermer)

- III. County Commission Transmittal Recommendation June 5, 2018

Approval per Planning Council transmittal recommendation.

- IV. Summary of State of Florida Review Agency Comments July 6, 2018

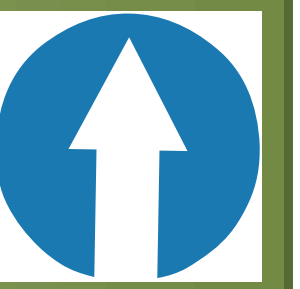
The State of Florida Review Agencies issued no comments or objections regarding the proposed amendment.

- V. Planning Council Staff Final Recommendation August 14, 2018

It is recommended that the proposed amendment to the Natural Resource Map Series - Eastern Broward County Wetlands Map be approved.

- VI. Planning Council Final Recommendation August 23, 2018

Approval per Planning Council staff final recommendation. (Vote of the board; Unanimous: 14-0; Blackwelder, Blattner, Breslau, Brunson, Castillo, DiGiorgio, Gomez, Good, Graham, Grosso, Rich, Rosenof, Rosenzweig and Stermer)



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|--|---|--|--|
| | Cypress Dominated Freshwater Swamp
Dominant canopy of Pond or Bald Cypress with a mixture of Fig, Maple, Cabbage Palm and Pine. | | Wetland Cabbage Palm
Dominant canopy of Cabbage Palm with entrained wetlands |
| | Freshwater Marsh/Wet Prairie
Dominant species of Sawgrass, Arrowhead Cattail, and a variety of herbaceous vegetation in saturated soils. | | Wetland Exotic Brazilian Pepper
Predominant canopy species of Brazilian Pepper. |
| | Freshwater Swamp/Entrained Surface Water
Associated with surface water overflow and contains entrained wetlands with Maple, Bay, Willows and sparse Cypress. | | Wetland Exotic Melaleuca
Predominant canopy species of Melaleuca. |
| | Mitigation/Completed/Monitoring/Maintenance | | Wetland Improved Pasture
Disturbed and/or reseeded and regularly maintained, contains entrained wetlands. |
| | Mixed Hardwoods
A large diversity of hardwood species tolerant of hydric soil conditions | | Wetland Shrub & Brushland
Typical dominant species such as Wax Myrtle and Willow, contains entrained wetlands. |
| | Pine with Entrained Wetlands
Dominant canopy of Slash Pine and Oak with entrained wetlands. | | Wetland Under Development / Mitigation |
| | Saltwater Marsh
Dominant species of Cordgrass, Arrowhead, Cattail, and a variety of herbaceous salt tolerant vegetation. | | Wetland Unimproved Pasture
Disturbed and irregularly maintained with stands of trees and shrubs contains species of Brazilian Pepper. |
| | Saltwater Swamp
A mixture of Red, White, and Black Mangrove | | Wetland/Non-Wetland Mixed Community |
| | | | Lakes, Canals and Major Water Bodies |

1. Areas shown have demonstrated wetland conditions during the analysis. Included areas are non-licensed (EPGMD) areas, designated ESL/NRA/LAPC, County Parks, EPGMD wetland mitigation sites and conservation/preservation areas east of the Water Conservation Areas.
2. All determinations were made using the Florida Land Use, Cover and Forms Classification System (FLUCCS) and each listed category is a combination of similar type classifications.
3. Site analysis consisted of review of high altitude and SPOT color infrared aerial photography, vertical black and white aerial photography, aerial reconnaissance, LIDAR imagery and field evaluations of some sites.
4. This is not to be construed as a wetland jurisdictional map or a comprehensive review of all properties in Broward County. Additional field evaluations must be conducted to determine individual site consistency with jurisdictional criteria.
5. This map does not conform to National Map Accuracy Standards.
6. Wetlands geodata from the Environmental Licensing and Building Permitting Division Aquatic and Wetland Resources Program, December 31, 2017.

THIS MAP IS FOR INFORMATIONAL PURPOSES ONLY
FOR FURTHER INFORMATION CONTACT
THE EPGMD, AQUATIC & WETLAND RESOURCES PROGRAM AT
954-319-1483

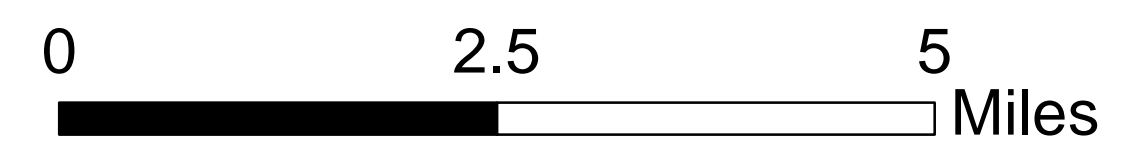
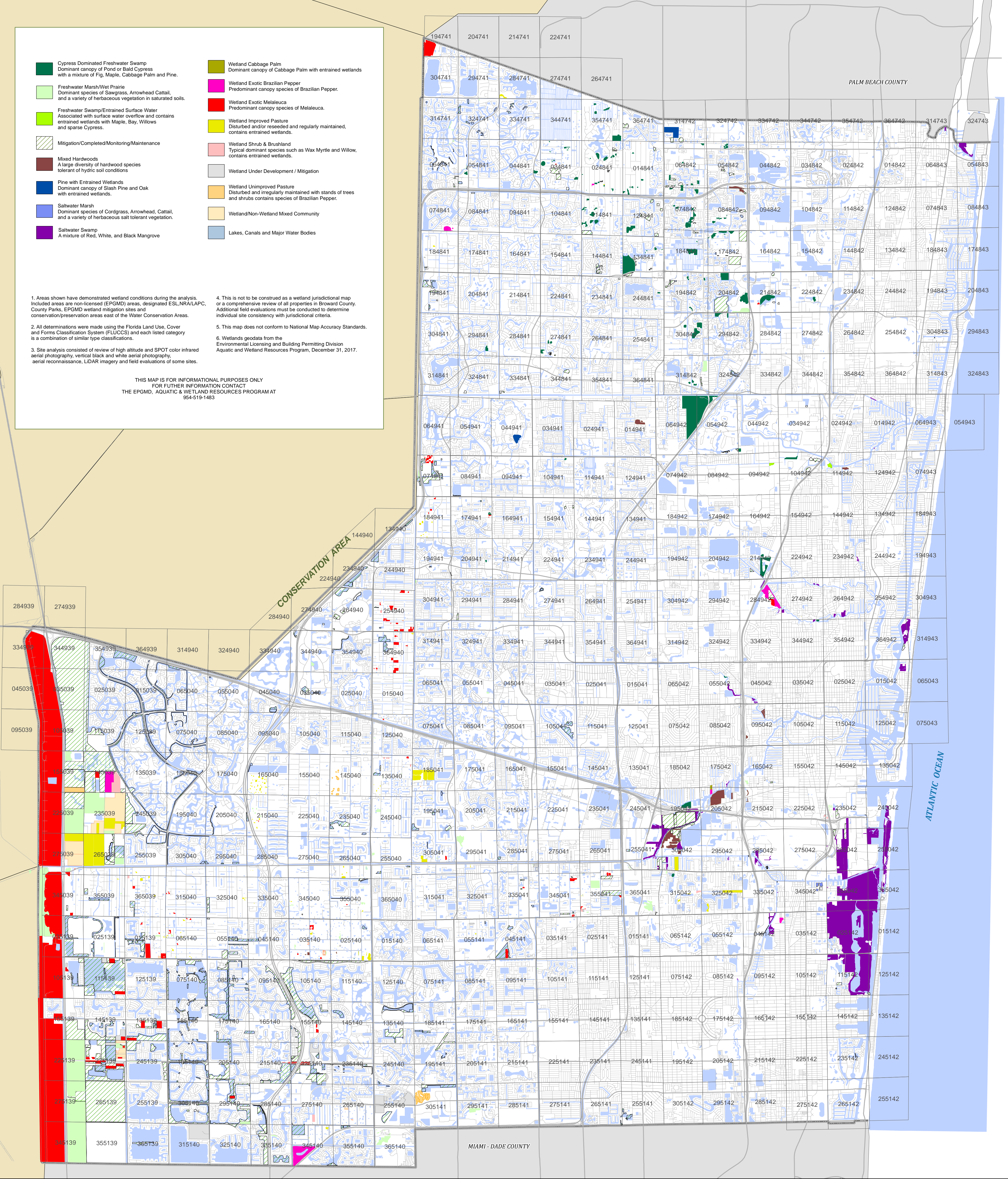


EXHIBIT B

A Declaration of Restrictive Covenants is not applicable to this amendment.