

1 EXHIBIT 1
2 RESOLUTION NO. 2019-
3

4 A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF
5 HALLANDALE BEACH, FLORIDA, ACCEPTING THE
6 APPLICATION FOR NEW FINDINGS OF ADEQUACY FOR THE
7 HALLANDALE BEACH PRESERVE PHASE 1 PLAT WITHIN
8 THE CITY OF HALLANDALE BEACH LOCATED AT 777 SW 7TH
9 AVENUE; PROVIDING TRANSMITTAL TO BROWARD
10 COUNTY FOR APPROVAL IN ACCORDANCE WITH CHAPTER
11 5, ARTICLE IX OF THE BROWARD COUNTY CODE OF
12 ORDINANCES; PROVIDING AN EFFECTIVE DATE.
13

14 **WHEREAS**, HB Holding Group, LLC is requesting approval to submit an application for
15 new findings of adequacy for the Hallandale Beach Preserve Phase 1 Plat located at 777 SW
16 7th Avenue, as more clearly depicted in the location map (Exhibit "2"); and
17

18 **WHEREAS**, on August 15, 2006, the City Commission approved Application # 10-16-P
19 by Shanco Construction for the platting of vacant property located at 777 SW 7th Avenue known
20 as the "Hallandale Beach Preserve Phase 1 Plat"; and
21

22 **WHEREAS**, the Plat, as approved by the City and Broward County, contained a finding
23 of adequacy by Broward County that states:

24 "If a building permit for a principal building (excluding dry models, sales and
25 construction offices) and first inspection approval are not issued by October 24, 2011,
26 which date is (5) years from the date of approval of this plat by Broward County, then
27 the County's Finding of Adequacy shall expire and no additional building permits shall be
28 issued until such time as Broward County makes a subsequent finding that the
29 application satisfied the adequacy requirements set forth within the Broward County
30 land development code."
31

32 **WHEREAS**, Broward County extended the Findings of Adequacy requirements by an
33 additional two-year period until October 24, 2013; and
34

35 **WHEREAS**, the project was never built and no infrastructure improvements were ever
36 made on the property; and
37

38 **WHEREAS**, pursuant to Broward County Code of Ordinances, if the Findings of

Adequacy expire, a building permit cannot be issued until the Broward County Commission makes a new subsequent finding that the application meets the County's Adequacy requirements; and

WHEREAS, upon approval of this Resolution by the City Commission, HB Holding Group, LLC must submit an application to Broward County for a New Finding of Adequacy in accordance with requirements of Chapter 5, Article IX of the Broward County Code of Ordinances; and

WHEREAS, notice has been published pursuant to the procedures set forth in Section 32-1003 the City Code; and

WHEREAS, the Mayor and City Commission have determined that approval of the submission of the application for new findings of adequacy for the Hallandale Beach Preserve Phase 1 Plat is in the best interest of the City and will not adversely affect the public health, safety and welfare.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA:

SECTION 1. The foregoing "whereas" clauses are incorporated herein.

SECTION 2. Approval of Application for New Findings of Adequacy. The Mayor and City Commission of the City of Hallandale Beach, Florida, hereby approve HB Holding Group, LLC submitting an application for new findings of adequacy for the Hallandale Beach Preserve Phase 1 Plat located at 777 SW 7th Avenue, Hallandale Beach at Plat Book 177, Page 185 Broward County Records.

SECTION 3. Authorization to Transmit for New Findings of Adequacy. The Mayor and City Commission of the City of Hallandale Beach, Florida, hereby authorize the City Manager to transmit the resolution to Broward County for approval in accordance with Chapter 5, Article IX of the Broward County Code of Ordinances.

SECTION 4. Conditions of Approval. This approval is subject to all existing application procedures and ordinances of the City, and approval by Broward County.

SECTION 5. Effective Date. This Resolution shall take effect immediately upon its passage and adoption.

APROVED and ADOPTED this ____ day of _____, 2019.

JOY D. ADAMS
MAYOR

SPONSORED BY: CITY ADMINISTRATION
ATTEST:

JENORGEN GUILLEN
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY
FORM

JENNIFER MERINO
CITY ATTORNEY