

MONDAY
JUNE 16, 2008
7:00 P.M.



WESTON CITY HALL
17200 ROYAL PALM BOULEVARD
WESTON, FLORIDA

CITY COMMISSION REGULAR MEETING AGENDA

1. Roll Call
2. Pledge of Allegiance
3. Broward Sheriff's Office Fire Rescue Employee of the Month
4. Audience Comments
5. Consent Agenda
 - A. Commissioners' Items Removed for Later Discussion
 - B. Approval of Balance of Consent Agenda

CITY OF WESTON

QUASI-JUDICIAL HEARING

The following items are quasi-judicial in nature and are governed by the City's quasi-judicial procedures. If you wish to object or comment upon these items, please wait to do so when the announcement regarding the particular quasi-judicial item is made. You will be required to be sworn in before addressing the Commission, and if you wish to address the Commission, you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider what you have said in its final deliberations. The material in the City Commission's agenda backup and the staff résumés on file with the City Clerk will be considered as evidence without authentication.

6. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 07-1367, variance to allow a 13 foot encroachment into the required 25 foot side setback along the western property line for the construction of an eight (8) story, 100 foot in height commercial building; for the property located at 250 Racquet Club Road.
***Bonaventure Resort & Spa Side Setback Variance – West
Continued from January 22, 2008 and March 17, 2008*** ***Pages 7-29***
7. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 07-1368, variance to allow a 15 foot encroachment into the required 25 foot side setback along the eastern property line for the construction of an eight (8) story, 100 foot in height commercial building; for the property located at 250 Racquet Club Road.
***Bonaventure Resort & Spa Side Setback Variance – East
Continued from January 22, 2008 and March 17, 2008*** ***Pages 30-52***

8. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 07-1369, variance to allow a commercial building to extend an additional six (6) stories beyond the permitted two (2) stories and an additional 65 feet in height beyond the permitted 35 feet, for the property located at 250 Racquet Club Road.
Bonaventure Resort & Spa Height Variance
Continued from January 22, 2008 and March 17, 2008 ***Pages 53-75***

9. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 07-1370, variance to allow a 28 foot encroachment into the required 40 foot perimeter buffer for the construction of an eight (8) story, 100 foot in height commercial building; for the property located at 250 Racquet Club Road.
Bonaventure Resort & Spa Buffer Variance
Continued from January 22, 2008 and March 17, 2008 ***Pages 76-98***

10. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 07-1371, variance to allow a 15-foot encroachment into the required 25 foot rear setback for the construction of an eight (8) story, 100 foot in height commercial building; for the property located at 250 Racquet Club Road.
Bonaventure Resort & Spa Rear Setback Variance
Continued from January 22, 2008 and March 17, 2008 ***Pages 99-121***

11. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 07-1372, variance to allow a decrease in the height of landscape material to 30 feet when 50 feet is required, for the property located at 250 Racquet Club Road.
Bonaventure Resort & Spa Screening Variance
Continued from January 22, 2008 and March 17, 2008 ***Pages 122-145***

12. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 07-1373, variance to allow an impervious area of approximately 80 percent for the construction of an eight (8) story, 100 foot high commercial building, when the maximum impervious area for a commercial tract is limited to 70 percent, for the property located at 250 Racquet Club Road.
Bonaventure Resort & Spa Impervious Area Variance
Continued from January 22, 2008 and March 17, 2008 ***Pages 146-169***

13. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 07-1374, variance to allow a berm two (2) feet in height at the northeast corner of the eight (8) story commercial building, when a berm not less than four (4) feet in height is required, for the property located at 250 Racquet Club Road.
Bonaventure Resort & Spa Required Berm Variance
Continued from January 22, 2008 and March 17, 2008 ***Pages 170-200***

14. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 06-5314, Site Plan for Bonaventure Hotel Association, Ltd. to construct a 250 room, eight (8) story hotel with three (3) levels of structured parking, and a three (3) bay fire station at the northeast corner of Racquet Club Road and East Mall Road, located at 250 Racquet Club Road.
Bonaventure Resort & Spa Site Plan
Continued from January 22, 2008 and March 17, 2008 ***Pages 201-216***

15. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 08-1826, variance to allow illuminated channel lettering to replace the reverse channel lettering on the existing wall sign on the east elevation and the west elevation of the Cleveland Clinic Facility, for the property located at 2950 Cleveland Clinic Boulevard.

Cleveland Clinic Sign Variance

Pages 217-244

16. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 08-1702, amendment to the site plan for Weston Hills North Gatehouse, located at 2400 Weston Hills Drive, and the Weston Hills South Gatehouse, located at 2300 Weston Hills Boulevard.

Weston Hills North and South Gatehouse Major Site Plan Amendment

Pages 245-267

END OF QUASI-JUDICIAL HEARING

17. An Ordinance of the City of Weston, Florida, amending Section 12.01, "Definitions," to provide a definition of "Debris" and revise the definition of "Trailer;" amending Section 92.01, "Residential Property;" to provide for regulations relating to vehicles with exposed debris, materials or equipment; and providing for an effective date.

Second and Final Reading

Pages 268-273

18. An Ordinance of the City Commission of the City of Weston, Florida, amending Section 12.01, "Definitions," to create and amend definitions relating to telecommunication facilities; repealing existing Chapter 157 "Telecommunications Facilities and Antennas" and adopting new Chapter 157 "Wireless Telecommunications Facilities" relating to wireless telecommunications towers and antennas; and providing for an effective date.

Public Hearing and First Reading

Pages 274-311

****THE CITY COMMISSION WILL BE SITTING SIMULTANEOUSLY AS THE LOCAL PLANNING AGENCY WHEN CONSIDERING THIS ITEM.***

19. An Ordinance of the City Commission of the City of Weston, Florida, amending Chapter 12, "Definitions," of the Code of Ordinances to add definitions relevant to communications facilities; amending and repealing existing sections of Chapter 162 "Facilities In Rights-of-Way"; repealing Chapter 114 "Cable Television"; creating Chapter 165 "Communications Services Regulations," of the Code of Ordinances to provide terms and conditions for the placement and maintenance of communications facilities or systems, antennas, equipment facilities, and other vertical structures in the City's public rights-of-way for the provision of communications, cable and video services; providing for reservation of rights; and providing for an effective date.

Public Hearing and First Reading

Pages 312-359

20. Consent Agenda

CITY OF WESTON

- A. A Resolution of the City Commission of the City of Weston, Florida, awarding Bid No. 2008-07 to Horsepower Electric of Hialeah, Florida, for Indian Trace at Saddle Club Road Signalization, Calvin, Giordano & Associates, Inc., Project No. 05-5389.

Pages 360-369

- B. A Resolution of the City Commission of the City of Weston, Florida, approving the Minutes of the Regular Meeting of the City Commission of the City of Weston held on June 2, 2008.

Pages 370-379

- C. A Resolution of the City Commission of the City of Weston, Florida, approving a letter agreement among the City of Sunrise, the City of Weston and The Town Foundation, Inc., to place on to the water bill charges for basic cable television services for those accounts previously billed directly by The Town Foundation, Inc.

Pages 380-393

CITY OF WESTON, INDIAN TRACE DEVELOPMENT DISTRICT AND BONAVENTURE DEVELOPMENT DISTRICT

- D. A Resolution of the City Commission of the City of Weston, Florida, and as the governing board of the Indian Trace Development District, and as the governing board of the Bonaventure Development District, approving the renewal of the City's insurance policies.

Pages 394-399

21. Commission/City Manager Agenda Requests

A. **Mayor Eric M. Hersh**

Discussion regarding whether or not to authorize staff to research creating a municipal school district.

Pages 400-403

22. Adjournment

UPON THE CONCLUSION OF THE CITY COMMISSION MEETING A MEETING OF THE TOWN FOUNDATION, INC. BOARD OF DIRECTORS WILL COMMENCE.

PUBLIC PARTICIPATION AT COMMISSION MEETINGS

Anyone wishing to address the Commission with regard to a matter appearing on the Agenda or during audience comments must sign in with the City Manager or his designee. Each individual must state his or her name and the name of the entity represented (if applicable) and the item on the agenda to be addressed prior to conclusion of the discussion of the matter. Each person addressing the Commission shall approach the lectern, shall give their name and address in an audible tone of voice for the record, and unless further time is granted by the Presiding Officer, shall limit their address to three (3) minutes. All remarks shall be addressed to the Commission as a body and not to any member thereof. A person speaking on an item on the agenda shall limit their comments to matters relevant to the item. A person speaking during audience comments shall not address any item on the agenda and is strongly encouraged to refrain from making political statements. No person addressing the Commission shall make personal attacks on any member of the Commission or any other individuals or entities. No person, other than the Commission and the person having the floor, shall be permitted to enter into any discussion, either directly or through a member of the Commission, without the permission of the Presiding Officer. No question shall be asked of a Commissioner except through the Presiding Officer.

Any person who addresses the Commission on behalf of an individual, corporation or special interest group for compensation must disclose that representation when stating his or her name, as described above.

Pursuant to Florida Statutes 286.0105, if a person decides to appeal any decision made by the body with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes testimony and evidence upon which the appeal is to be based.

Any person requiring auxiliary aids and services at this meeting may call the City Clerk's Office at (954) 385-2000 at least three (3) business days prior to the meeting.