

## EXHIBIT A

~~Sec. 13-36.1. -- Procedures for acceptance or conveyance/vacation/abandonment of streets, alleyways, roads, or public rights-of-way.~~

- ~~(a) *Purposes and methods.* The purpose of this section is to establish uniform procedures for applications requesting that the city acquire or convey a street, alleyway, road, or public right-of-way; to designate the departments of the city which shall be responsible for processing such applications; and to provide the methods for acquiring or conveying the city's rights in real property that apply to fee simple interests identified as streets, alleyways, roads, or public rights-of-way.~~
- ~~(b) *Exception for applications for plat approval.* Applications for plat approval, pursuant to section 13-164, "preliminary plats," of chapter 13, "land development code," that create or vacate streets, alleyways, roads, or public rights-of-way are not subject to a concurrent application pursuant to this section.~~
- ~~(c) *Filing application.* All requests for acceptance or conveyance/vacation/abandonment of city streets, alleyways, roads, or public rights-of-way shall be submitted to the department of sustainable development. The application shall be accompanied by a legal description of the subject property with a signed and sealed land survey prepared by a registered land surveyor in the State of Florida. The application shall also include a detailed description and justification of the proposed conveyance/vacation/abandonment and be accompanied by an applicable fee plus the estimated costs for recording real property records in the Official Records Books of Broward County. (See section 13-81, "Development application fees," for current fee.) The application for acceptance or conveyance/vacation/abandonment pursuant to this section must be submitted by the owner of the affected property or agent.~~
- ~~(d) *Additional application requirements.* Applicants shall post a four-foot by four-foot (4' x 4') sign on the property proposed for acquisition or conveyance fourteen (14) days prior to the public hearing. The sign shall be facing all road frontages and setback five (5) feet from the property line. A dated photograph of all signs shall be submitted to the sustainable development department by the applicant the day the sign is posted. The applicant shall obtain a list with addresses of all property owners within five hundred (500) feet of the boundary lines of the property under consideration. The list shall be certified by the county property appraiser, an abstract or title company, or an attorney. Commercial tenants occupying properties within the same commercial property or plaza as the parcel, unit, or property under consideration shall be included in the notice requirements. Proof of notice to a commercial tenant shall be done by posting notice on the main public entrance to the tenancy. A dated photograph of all postings shall be submitted to the sustainable development department by the applicant the day the notice was posted.~~
- ~~(e) *Processing application.*~~
  - ~~(1) Upon receipt of an application pursuant to this section, together with fees therefore, the department of sustainable development shall review same for completeness and for compliance with the requirements of this section. If the~~

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~~application is incomplete, the department of sustainable development will forward a notice of incompleteness to the applicant specifying the data missing from the application received and return the fee collected. Upon the application being properly submitted, it shall be accepted for filing with the department of sustainable development, which shall give a receipt to the applicant for the fee paid. As soon as practicable, thereafter, the department of sustainable development shall proceed as follows:~~

- ~~a. Forward copies of the application and supporting materials to members of the DRC for their review and comment.~~
  - ~~b. Set a date for public hearing thereon to be held by the planning and zoning board, and refer the matter to the board by providing a summary of the original application at a scheduled meeting.~~
- ~~(2) The planning and zoning board shall hold a public hearing and shall report its recommendations or status on the application to the city commission.~~
  - ~~(3) The planning and zoning board shall also consider the right and interest in the street, alleyway, road, or right-of-way subject to the application from the standpoint of the benefit of the community as a whole, and shall make appropriate recommendations regarding any arrangement of streets, alleyways, roads and rights-of-way or establishment of cul-de-sacs which are involved therein in order to secure a more regular and harmonious system for pedestrian or traffic circulation. Such report shall include an approximate valuation submitted by the applicant, verified by the staff, and reported to the board of any such street, alleyway, road, or right-of-way to be acquired or conveyed/vacated/abandoned and the extent to which the public interest and general welfare of the community shall be compensated by obtaining any obligations or making alternate right-of-way, or any monetary fee for additional rights-of-way, or by any combination thereof, in exchange for the city taking the requested action. Any monetary fee which forms a part of the compensation to the public interest for such action shall be expressly designated and deposited into the city's streets fund.~~
  - ~~(4) Action by city commission. The city commission shall consider aforesaid reports and recommendations on applications pursuant to this section, as hereinbefore provided for, within ninety (90) days after receipt of same, and shall, after public hearing and due consideration, either accept, modify or deny the application in accordance with the best interests of the public welfare by ordinance setting forth the city commission's decision.~~
  - ~~(5) Notice by city clerk. Upon city commission approval of the application, an ordinance setting forth such approval shall be certified by the city clerk and forwarded to the applicant. The city clerk shall record the ordinance and the associated documents relating to the city's interest in real property in the public records of Broward County, Florida and forward a copy to the department of sustainable development.~~

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~~Sec. 13-36.2. — Procedures for acceptance or conveyance/vacation/abandonment of specific purpose easements.~~

- ~~(a) — *Purposes and methods.* The purpose of this section is to establish uniform procedures for applications requesting that the city accept or vacate a specific purpose easement; to designate the departments of the city which shall be responsible for processing such applications; and to provide the methods for accepting or vacating the city's rights in real property that apply to all non-fee simple interests identified as specific purpose easements.~~
- ~~(b) — *Exception for applications for plat approval.* Applications for plat approval, pursuant to section 13-164, "Preliminary plats," of chapter 13, "Land Development Code, that create or vacate specific purpose easements are not subject to a concurrent application pursuant to this section.~~
- ~~(c) — *Application form.* All requests for acceptance or conveyance/vacation/abandonment of specific purpose easements shall be made in writing upon an application form that shall be furnished by the city.~~
- ~~(d) — *Application fee.* The application for acceptance or conveyance/vacation/abandonment pursuant to this section must be submitted by the owner or agent of the affected property, and the application shall be accompanied by an applicable fee plus the estimated costs for recording real property records in the Official Records Books of Broward County. (See section 13-81, "Development application fees," and Section 13-88, "Engineering," for current fee.)~~
- ~~(e) — *Procedures for applications for acceptance of a specific purpose easement.* Upon receipt of an application for acceptance of a specific purpose easement, pursuant to this section, together with fees therefore, the designated city department, designated based on the nature of the specific purpose easement, shall review same for completeness and for compliance with the requirements of this section. If the application is incomplete, the designated city department will forward a notice of incompleteness to the applicant specifying the data missing from the application received and return the fee collected.~~
- ~~(f) — *Procedures for applications for conveyance/vacation/abandonment of a specific purpose easement.*
  - ~~(1) — Upon receipt of an application for conveyance/vacation/abandonment of a specific purpose easement, together with fees therefore, the department of sustainable development shall review same for completeness and for compliance with the requirements of this section. If the application is incomplete, the department of sustainable development will forward a notice of incompleteness to the applicant specifying the data missing from the application received. As soon as practicable, thereafter, the department of sustainable development shall proceed as follows:
    - ~~a. — Forward copies of the application and supporting materials to members of the DRC for their review and comment.~~~~~~

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- b. ~~Set a date for public hearing thereon to be held by the planning and zoning board, and refer the matter to the board by providing a summary of the original application at a scheduled meeting.~~
  - c. ~~Applicants shall post a four-foot by four-foot (4' x 4') sign on the property proposed for acquisition or conveyance fourteen (14) days prior to the public hearing. The sign shall be facing all road frontages and setback five (5) feet from the property line. A dated photograph of all signs shall be submitted to the sustainable development department by the applicant the day the sign is posted. The applicant shall obtain a list with addresses of all property owners within five hundred (500) feet of the boundary lines of the property under consideration. The list shall be certified by the county property appraiser, an abstract or title company, or an attorney. Commercial tenants occupying properties within the same commercial property or plaza as the parcel, unit, or property under consideration shall be included in the notice requirements. Proof of notice to a commercial tenant shall be done by posting notice on the main public entrance to the tenancy. A dated photograph of all postings shall be submitted to the sustainable development department by the applicant the day the notice was posted.~~
- (2) ~~The planning and zoning board shall hold a public hearing and shall report its recommendations on the application to the city commission.~~
  - (3) ~~The planning and zoning board shall also consider the right and interest in the specific purpose easement subject to the application from the standpoint of the need of the community as a whole, and shall make appropriate recommendations regarding access to the subject specific purpose easement, when relevant. Such report shall include a description of any such specific purpose easement to be conveyed/vacated/abandoned and the extent to which the public interest and general welfare of the community shall be addressed by obtaining any additional obligations or removing obligations, in exchange for the city conveying/vacating/abandoning the specific purpose easement.~~
- (g) ~~*Action by city commission.* The city commission shall consider aforesaid reports and recommendations on applications pursuant to this section, as hereinbefore provided for, within ninety (90) days after receipt of same and shall, after public hearing and due consideration, either accept, modify or deny the application in accordance with the best interests of the public welfare.~~
    - a. ~~The city commission shall adopt a resolution setting forth the city commission's decision regarding an acceptance of any non-fee simple interest in real property that is identified as a specific purpose easement.~~
    - b. ~~The city commission shall adopt an ordinance setting forth the city commission's decision regarding a conveyance/vacation/abandonment of any non-fee simple interest in real property that is identified as a specific purpose easement.~~
  - (h) ~~*Notice by city clerk.* Upon city commission approval of the application, the resolution for acceptance or ordinance for conveyance/vacation/abandonment,~~

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~~setting forth such approval and any conditions thereof, shall be certified by the city clerk and forwarded to the applicant. The city clerk shall record the resolution or ordinance, as applicable, along with the documents relating to the city's interest in real property in the public records of Broward County, Florida, and forward a copy to the designated city department that processed the application.~~