

**TOWN OF LOXAHATCHEE GROVES  
RESOLUTION NO. 2016-28**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, PROVIDING FOR THE CREATION OF THE “UNIFIED LAND DEVELOPMENT CODE REVIEW COMMITTEE”; PROVIDING FOR AMENDING THE DUTIES, TERM OF MEMBERS, MEETINGS AND TOWN STAFF SUPPORT FOR THE UNIFIED LAND DEVELOPMENT CODE COMMITTEE; PROVIDING FOR COMPLIANCE WITH FLORIDA’S SUNSHINE LAW AND PUBLIC RECORDS LAW; PROVIDING FOR SUNSETTING OF THE COMMITTEE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, On November 20, 2012, the Town Council adopted Resolution No. 2012-19, creating the “Unified Land Development Code Review Committee” to review the Town’s Unified Land Development Code (ULDC) and advise the Town Council as to suggested revisions to the ULDC; and

**WHEREAS**, in accordance with that resolution, the ULDC Committee ended with the sunset date set forth in the resolution of December 31, 2013; and

**WHEREAS**, it is the desire of the Town Council of the Town of Loxahatchee Groves, Florida, to now initiate another “Unified Land Development Code Review Committee” to further review the Town’s Unified Land Development Code (ULDC), based on a number of conflicts and problem areas which have come to the attention of the Town Council, and advise the Town Council as to suggested revisions to the ULDC; and

**WHEREAS**, the primary responsibilities of the Town’s Unified Land Development Code Review Committee will be to review these conflicts and problem issues for proposed changes to the ULDC, provide recommendations to the Town’s Planning and Zoning Board, which sits as the Town’s Local Planning Agency, and then the Town Council; and

**WHEREAS**, the Town Council desires to encourage full participation by all residents of Loxahatchee Groves who are interested in being appointed to the Town’s Unified Land Development Code Review Committee; and

**WHEREAS**, the Town Council desires to enact procedures by which the individual Council Member’s appoint members to the Unified Land Development Code Review Committee; and

**WHEREAS**, the Town Council determines that the initiation of the Unified Land Development Code Review Committee is in the best interests of the residents of the Town.

**NOW, THEREFORE, BE IS RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA,** as follows:

**Section 1.** That the foregoing “WHEREAS” clauses are confirmed and ratified as being true and correct and are hereby made a specific part of this Resolution.

**Section 2.** The Town Council hereby re-establishes the Town’s “Unified Land Development Code Review Committee” as follows:

**I. Establishment of the “Unified Land Development Code Review Committee.”**

There is established the Unified Land Development Code Review Committee to act as an advisory board to the Town Council, as follows:

- (A) **Membership.** The Committee shall be comprised of five (5) voting members, to be appointed by individual Town Council Members through adoption of a resolution. The members shall serve until the Sunset date set forth herein in Section 3 of this resolution.
- (B) **Qualifications.** Each member of the Unified Land Development Code Review Committee shall be a resident of the Town.
- (C) **Duty.** The Unified Land Development Code Review Committee’s duty is to review and provide recommendations on sections of the Town’s currently adopted Unified Land Development Code, and pertinent sections of the Town’s Comprehensive Plan, as directed by the Town Council, or the Town Manager.
- (D) **An attendance requirement shall be imposed on all members of the Unified Land Development Code Review Committee. A member of the Unified Land Development Code Review Committee may be removed by the Town Council if he/she has missed three (3) consecutive meetings of the Committee.**
- (E) **Committee members, and/or companies or employers in which the members have a direct financial interest, shall not do business with the Town, in accordance with Florida Statutes 112.313, and pertinent opinions of the Florida Commission on Ethics. If any member of the Committee finds that his/her personal interests are involved in any matter coming before the Town Council, he/she shall disqualify himself/herself from all participation in the matter.**
- (F) **If a regular member of the Unified Land Development Code Review Committee resigns or is removed from his or her position, the nominating Council Member shall appoint the replacement.**

**II. Advisory Only.** The actions, decisions, and recommendations of the Unified Land Development Code Review Committee shall be advisory only.

**III. Meetings, Dates, Procedures, Records, Quorum, and Compensation.**

(A) The Unified Land Development Code Review Committee shall hold an organizational meeting within thirty (30) days following the appointment by the Town Council of the members of the Unified Land Development Code Review Committee. The Unified Land Development Code Review Committee shall elect a Chair and Vice Chair at such organizational meeting.

(B) The Unified Land Development Code Review Committee shall meet on a quarterly, or as-needed basis, as determined by the Town Council, or the Town Manager.

(C) All meetings, records and files of the Unified Land Development Code Review Committee shall be open and available to the public, consistent with Chapter 119, Florida Statutes (the Public Records Law) and Chapter 286, Florida Statutes (the "Sunshine Law"). In addition, members of the Unified Land Development Code Review Committee shall ensure that their actions are in compliance with Chapter 119, Florida Statutes (the "Public Records Law") and Chapter 286, Florida Statutes (the "Sunshine Law").

(D) Notice for any meeting of the Unified Land Development Code Review Committee shall be posted in accordance with Chapter 286, Florida Statutes (the "Sunshine Law") and on the Town's website and at the Town Office no later than 24 hours prior to the scheduled meeting.

(E) Three (3) members in attendance shall constitute a quorum of the Unified Land Development Code Review Committee.

(F) The Town Manager or his/her designee shall act as secretary to the Unified Land Development Code Review Committee, and be responsible for attending all meetings, on an as-needed basis, and providing the items necessary for conducting meetings and for recording and preparation of meeting minutes. The Town Attorney or his/her designee shall act as attorney for the Unified Land Development Code Review Committee, on an as-needed basis.

(H) Members of the Unified Land Development Code Review Committee shall serve without compensation for the performance of their duties.

**Section 3.** Sunset of the Unified Land Development Review Committee. Unless extended by the adoption of a Resolution by the Town Council, the Unified Land Development Code Review Committee shall complete its work and cease to exist as of December 31, 2016.

**Section 4.** Severability. If any clause, section, or other part or application of this Resolution shall be held by any court of competent jurisdiction to be unconstitutional or invalid,

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such unconstitutional or invalid part or application shall be considered as eliminated, and so not affecting the validity of the remaining portions or applications remaining in full force and effect.

**Section 5.** Conflicts. All Resolutions or parts of Resolutions in conflict herewith are to the extent of such conflicts hereby repealed.

**Section 6.** Effective Date. This Resolution shall take effective immediately upon its adoption.

Council Member LIANG offered the foregoing resolution. Council Member JARRIEL seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVID BROWNING, MAYOR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RON JARRIEL, COUNCIL MEMBER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDON, COUNCIL MEMBER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ADOPTED by the Town Council of the TOWN OF LOXAHATCHEE GROVES, FLORIDA, this 19<sup>th</sup> day of APRIL 2016.

ATTEST:

Virginia M Walton  
TOWN CLERK

TOWN OF LOXAHATCHEE GROVES,  
FLORIDA

David Browning  
Mayor David Browning

APPROVED AS TO LEGAL FORM:

[Signature]  
Office of the Town Attorney

Tom Goltzené  
Vice Mayor Tom Goltzené

Ronald Jarriel  
Council Member Ron Jarriel

Ryan Liang  
Council Member Ryan Liang

Todd McLendon  
Council Member Todd McLendon

