



MEETING OF THE SUNRISE CITY COMMISSION

Commission Chambers, 10770 West Oakland Park Blvd., Sunrise, Florida 33351, www.sunrisefl.gov

CITY COMMISSION MEETING AGENDA Tuesday, April 8, 2014 - 5:00 PM

- 1) Call To Order
- 2) Roll Call
- 3) Invocation and Pledge of Allegiance
- 4) **Consent Agenda - (ANY ITEM SHALL BE REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION AND SEPARATE VOTE AT THE REQUEST OF ONE (1) COMMISSIONERS, THE STAFF, OR ANY MEMBER OF THE PUBLIC. ANY ITEM REMOVED FROM THE CONSENT AGENDA SHALL BE HEARD AT THE CONSENT DISCUSSION PORTION OF THAT COMMISSION MEETING.)**
 - A) **Agreement** - C13210
A Resolution of the City of Sunrise, Florida, approving a Settlement Agreement between Morse Operations, Inc. and the City of Sunrise; and providing an effective date. City Manager Alan Cohen. Kimberly A. Kisslan, City Attorney.
 - B) **Utility Easement** - C13239
A Resolution of the City of Sunrise, Florida, approving the vacation of a portion of a utility easement as recorded in official records book 29391 at page 1953 of the public records of Broward County, Florida; providing for execution of documents; and providing for an effective date. City Manager Alan Cohen. Mark S. Lubelski, Community Development Director.
 - C) **Agreement** - C14098
A Resolution of the City of Sunrise, Florida, approving a modification to the Federally-Funded Subgrant Agreement between the State of Florida, Division of Emergency Management and the City of Sunrise; authorizing the Chief of Police to execute all related documents; and providing an effective date. City Manager Alan Cohen. John E. Brooks, Police Chief.

D) Equipment - C14100

A Resolution of the City of Sunrise, Florida, to award bid no. 14(11)33-02-03-12-L to Econo-Comm, Inc. d/b/a Mobile Communications of Lauderhill, Florida for City-Wide Radio Maintenance; and providing an effective date. City Manager Alan Cohen. Thomas DiBernardo, Fire Chief.

E) Services - C14099

A Resolution of the City of Sunrise, Florida, to award bid no. 14(09)33-01-03-12-M to Megawattage, LLC of Hollywood, Florida for Generator Maintenance and Repair Services; and providing an effective date. City Manager Alan Cohen. Timothy Welch, Utilities Director.

F) Resolution - C14101

A Resolution of the City of Sunrise, Florida, evidencing the intention of the city to provide an Economic Development Incentive to **Project Bravo** in consideration of the construction of a mixed-use Project in the City of Sunrise; and providing an effective date. City Manager Alan Cohen.

G) Amendment - C14093

A Resolution of the City of Sunrise Florida, approving the amendment to Lakefront Access Easement Agreement recorded in the official records book 45547, page 585 of the Public Records of Broward County, Florida; providing for execution of documents; providing for recordation; and providing for an effective date. City Manager Alan Cohen. Mark S. Lubelski, Community Development Director.

H) Amendment - C14094

A Resolution of the City of Sunrise, Florida, approving a Sidewalk Easement along NW 13th Avenue for the Portico Site Plan; providing for execution of documents; providing for recordation; and providing for an effective date. City Manager Alan Cohen. Mark S. Lubelski, Community Development Director.

5) Special Items

A) Presentation

Presentation of the Employee of the Month Award for April 2014 to Jeanette Davis, Clerk II, in the Leisure Services Department. Beth Zickar, Leisure Services Director.

B) Presentation

Presentation of the Officer of the Month Award for April 2014 to Officer Shelly Marchese and Detective Jason Zinn. John E. Brooks, Police Chief.

C) Proclamation

Proclamation declaring the week of April 6th-12th, 2014 as National Crime Victims' Rights Week in the City of Sunrise. John E. Brooks, Police Chief.

D) Presentation

Presentation of the Firefighter of the Month Award for April 2014 to Captain Patrick Ciacciarelli. Thomas DiBernardo, Fire Chief.

E) Proclamation

Proclamation recognizing the week of April 13th-19th, 2014 as National Public Safety Telecommunications Week. John E. Brooks, Police Chief. Thomas DiBernardo, Fire Chief.

F) Proclamation

Proclamation declaring the Month of April 2014 as National Limb Loss Awareness Month. Mayor Michael J. Ryan.

G) Proclamation

Proclamation recognizing the Month of April 2014 as Paralyzed Veterans of America Awareness Month in the City of Sunrise. Mayor Michael J. Ryan.

H) Proclamation

Proclamation declaring April 25th and 26th, 2014 as Relay for Life Days in the City of Sunrise. Mayor Michael J. Ryan.

I) Proclamation

Proclamation proclaiming April 21st, 2014 as PowerTalk 21[®] Day. Mayor Michael J. Ryan.

J) Proclamation

Proclamation for the Month of April 2014 as Water Conservation Month. Timothy Welch, Utilities Director.

K) Presentation

A presentation of awards for first place winners for the City of Sunrise's participation in the annual Florida Section American Water Works Association's (FSAWWA) Drop Savers Water Conservation Poster Contest. Timothy Welch, Utilities Director.

L) Proclamation

Proclamation declaring the Month of April 2014 as National Fair Housing Month. Mark S. Lubelski, Community Development Director.

M) Presentation

Award presentation to elementary students from Banyan Elementary, Horizon Elementary, Sawgrass Elementary, Welleby Elementary, and Village Elementary for the 2014 Fair Housing Month Art Poster Contest in celebration of National Fair Housing Month. Mark S. Lubelski, Community Development Director.

6) City Items

7) Open Discussion

8) Commission/Mayor Reports

9) City Manager's Report

10) Consent Discussion - (DISCUSSION AND SEPARATE VOTE SHALL BE HEARD ON ITEMS PULLED FROM THE CONSENT AGENDA FOR DISCUSSION.)

11) Quasi Judicial Consent Agenda - (ANY ITEM MAY BE REMOVED FROM THE CONSENT AGENDA BY A COMMISSIONER, THE STAFF, THE APPLICANT, OR AN AFFECTED PARTY). ANY ITEM REMOVED FROM THE QUASI-JUDICIAL CONSENT AGENDA SHALL BE TABLED TO THE NEXT REGULARLY SCHEDULED COMMISSION MEETING FOR QUASI-JUDICIAL HEARING.)

A) University Plaza - Animal Clinic - C14059

Special Exception - Board of Adjustment March 4th, 2014 Passed 5-0.

A Resolution of the City of Sunrise, Florida, granting a Special Exception use permit for a veterinary clinic to be located at 2408-2410 N. University Drive; providing for penalties for violations of the conditions of approval; providing for the term of the permit; and providing an effective date. City Manager Alan Cohen. Mark S. Lubelski, Community Development Director. (Tabled on CCM 3/25/14 Pass 5-0.)

12) Public Hearings

A) Amendment - C14076

Commission discussion and/or action re: Second Reading of an Ordinance of the City of Sunrise, Florida, amending the Code of Ordinances by amending Chapter 2 "Administration;" Article III, "Boards, Committees, Commissions, Councils;" Division 1 "Generally;" Section 2-76 "Members Generally; Advisory Members;" regarding qualifications for the appointment of Advisory Board Members; providing for conflict; providing for severability; providing for inclusion in the city code; and providing an effective date. Deputy Mayor Larry Sofield. (First Reading CCM 3/25/14 Passed 4-1 Rosen Nay.)

B) Election - C14083

Commission discussion and/or action re: Second Reading of an Ordinance of the City of Sunrise, Florida, calling for a Municipal Election to be held on Tuesday, November 4, 2014 for City Commission Seats Group "C" and "D;" authorizing the city clerk to proceed with all aspects of the election; providing for conflict; providing for severability; and providing an effective date. City Manager Alan Cohen. Felicia M. Bravo, City Clerk. (First Reading CCM 3/25/14, Passed 5-0.)

C) Amendment - C14075

Commission discussion and/or action re: Second Reading of an Ordinance of the City of Sunrise, Florida, amending Chapter 16 "Land Development Code;" amending Article XVII "Definitions;" Section 16-277 "Terms Defined;" to modify the definition of nightclub;

providing for conflict; providing for severability; providing for inclusion in the city code; and providing for an effective date. City Manager Alan Cohen. Mark S. Lubelski, Community Development Director.(First Reading CCM 3/25/14, Passed 5-0.)

D) Transfer of Property - C14071

Commission discussion and/or action re: Second Reading of an Ordinance of the City of Sunrise, Florida, approving the conveyance of a City-Owned Parcel of Land; providing for recordation; providing for conflict; providing for severability; and providing an effective date. City Manager Alan Cohen. Mark S. Lubelski, Community Development Director. (First Reading CCM 3/25/14, Passed 5-0.)

E) Amendment - C14095

Commission discussion and/or action re: First Reading of an Ordinance of the City of Sunrise, Florida, amending Chapter 2 "Administration;" Article III "Boards, Committees, Commissions, Councils;" Division 16. "Environmental Sustainability Advisory Board;" by amending Section 2-250.9 "Environmental Sustainability Advisory Board;" to amend the staff member to whom the board reports; providing for conflict; providing for severability; providing for inclusion in the City Code; and providing an effective date. City Manager Alan Cohen.

F) Amendment - C14096

Commission discussion and/or action re: First Reading of an Ordinance of the City of Sunrise, Florida, amending Chapter 2 "Administration;" Article III "Boards, Committees, Commissions, Councils;" Division 15. "Small Business Advisory Board;" by amending Section 2-250.8 "Small Business Advisory Board;" to amend the staff member to whom the board reports; providing for conflict; providing for severability; providing for inclusion in the City Code; and providing an effective date. City Manager Alan Cohen.

13) Quasi-Judicial Hearings

A) Amendment - C14056

Commission discussion and/or action re: Second Reading of an Ordinance of the City of Sunrise, Florida, approving a rezoning from CF (Community Facilities) to RS-5 (Residential Single Family) of approximately 0.275 acres of land located Southeast corner of NW 62 Avenue and NW 13th Street within the City of Sunrise, Broward County, Florida; amending the zoning district map to reflect the rezoning; providing for conflict; providing for severability; and providing for an effective date. City Manager Alan Cohen. Mark S. Lubelski, Community Development Director. (First Reading CCM 3/25/14, Passed 5-0.)

14) City Clerk's Report

15) City Attorney's Report

16) Old Business

A) Amendment - C14078

Commission discussion and/or action re: First Reading of an Ordinance of the City of Sunrise, Florida, amending Chapter 4 "Animals;" Article I "In General;" by creating Section 4-7 "Retail Sale of Dogs and Cats;" providing for conflict; providing for severability; providing for inclusion in the City Code; and providing an effective date.

17) New Business

A) Summer Youth Program

Discussion regarding: Possible funding for enhanced summer youth employment program. City Manager Alan Cohen.

Adjournment

If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based F.S.S. 286.0105

Policy of non-discrimination with regard to race, color, religion, national origin, sex, age or physical or mental disabilities; equal opportunity employer.

Any person who believes he or she has a disability requiring the use of auxiliary aids and services at this meeting may call the City Commission office at (954) 746-3250 at least 48 hours prior to the meeting to advise of his/her special requirements.

If you plan to distribute written documents at the meeting, you must provide 12 copies to the City Clerk prior to the start of the meeting.



AGENDA ITEM REQUEST

Originating Department: City Attorney

Item Title: Agreement

Item Number: 4A

Meeting Date: 4/8/2014

City Reference Number (C#): C13210

Item Description:

A Resolution of the City of Sunrise, Florida, approving a Settlement Agreement between Morse Operations, Inc. and the City of Sunrise; and providing an effective date.

Funding:

N/A

Amount:

N/A

Attachments:

COS Resolution - C13210

Settlement Agreement

Exhibit A

Exhibit B

Exhibit C

Exhibit D

Background:

The City amended Chapter 16 "Land Development Code" to create an Automobile Node within the Western Sunrise area. Morse Operations, Inc. ("Morse") objected to the proposed amendments and alleged that the amendments would restrict Morse's current use of its land, take away its property rights, and impose restrictions on the outdoor storage and display of stock-in-trade merchandise. Also, Morse had relinquished almost 50% of its frontage on Sunrise Boulevard as a condition precedent to being deemed within the I-1, Light Industrial District, within the Western Sunrise Area overlay when the Sawgrass Auto Mall was being developed. Morse and the City desire to abandon and terminate a utility easement provided that Morse agree to not pursue litigation against the City with regard to the City's creation of the Automobile Node or with regard to Morse's loss of 50% of its frontage on Sunrise Boulevard.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Kimberly A. Kisslan

Phone: (954) 746-3300

Department Head Name and Title:

Kimberly A. Kisslan, City Attorney

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING A SETTLEMENT AGREEMENT BETWEEN MORSE OPERATIONS, INC. AND THE CITY OF SUNRISE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City amended Chapter 16 "Land Development Code: to create an Automobile Node with in the Western Sunrise Area; and

WHEREAS, Morse Operations, Inc. (Morse) objected to the proposed amendments because they would restrict Morse's current use of its land, and because Morse relinquished almost fifty percent (50%) of its frontage on Sunrise Boulevard as a condition precedent to being deemed within the I-1, light Industrial District, within the Western Sunrise Area overlay when the Sawgrass Auto Mall was being developed; and

WHEREAS, the City has agreed to abandon and terminate a Utility Easement, provided that Morse agree to not pursue litigation against the City with regard to the City's creation of the Automobile Node or with regard to Morse's loss of 50% of its frontage on Sunrise Boulevard; and

WHEREAS, a Settlement Agreement between the City and Morse is required;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. A Settlement Agreement between Morse Operations, Inc. and the City of Sunrise is hereby approved. A copy of the Settlement Agreement is attached hereto and made a part of this Resolution as Exhibit "A."

Section 2. The Mayor is hereby authorized to execute this Settlement Agreement.

Section 3. Effective Date. This Resolution shall be effective immediately upon its passage.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
as to Form and Legal Sufficiency. _____
Kimberly A. Kisslan

SETTLEMENT AGREEMENT

This SETTLEMENT AGREEMENT ("Agreement") is entered into as of the date last executed below between by **Morse Operations, Inc.**, a Florida corporation ("Morse"), and the **City of Sunrise**, a Florida municipal corporation ("Sunrise"). Morse and Sunrise are collectively referred to as "Party or Parties".

Recitals

WHEREAS, Morse receive notice indicating that the Sunrise City Commissioners intend to amend Chapter 16, "Land Development Code" by modifying Section 16-82 to allow automobile sales in the "Western Sunrise Area" and creating a "Western Sunrise Automobile Node";

WHEREAS, Morse is the owner of Sawgrass Auto Mall that certain property described on **Exhibit "A"** attached hereto

WHEREAS, the City of Sunrise Commission properly noticed and met on numerous occasions to announce the First Reading and Second Readings of the: Ordinance of the City of Sunrise, Florida amending Chapter 16 "Land Development Code;" amending Article V "District Regulations;" by amending section 16-79 "Master Business List;" by amending section 16-82 "Western Sunrise Area;" amending Article VI "Supplemental Regulations;" by amending section 16-128 "Outdoor storage and display of stock-in-trade merchandise;" by amending section 16-139 "Design standards for multi-story parking garages or structures;" amending the Zoning Map designation of certain parcels of land located within the Western Sunrise Area to create an Automobile Node; providing for conflict; providing for severability; providing for inclusion in the city code; and providing for an effective date.

WHEREAS, Morse objected via correspondence to the City Commission and through Public hearing on February 26, 2013 to the proposed amendments because they restrict Morse's current use of its land and take away its property rights, Section 16-139 imposed further design standards on parking garages and Section 16-128 would impose restrictions on the outdoor storage and display of stock-in-trade merchandise. The Letter to the Honorable Mayor Michael J. Ryan, dated February 26, 2013 attached hereto as **Exhibit "B"**;

WHEREAS, Morse further objected to these proposals as currently written since Morse relinquish almost 50% of its frontage on Sunrise Boulevard, as a condition precedent to being deemed within the I-1, Light Industrial District, within the Western Sunrise Area overlay. In return for Morse's forfeiture of this property, it was understood that no other dealerships would be built in the Western Sunrise Area. As a result, Sunrise passed Ordinance No. 871-X on February 19, 2001, which granted Morse's application for re-zoning with respect to its property identified in Plat Book 134, Page 32 from Sunrise/Sawgrass Office District (B-5) to Industrial District (I-1). Said objections and detrimental reliance are categorized in Exhibit "B";

WHEREAS, the Sunrise City Commissioners, based upon objections by Morse amended Chapter 16, "Land Development Code";

WHEREAS, Morse seeks to abandon an easement on the above-referenced property and pursuant to that certain Utility Easement entered into by Argonaut and Sunrise on April 14, 1999 and recorded April 20, 1999 in Official Records Book 29391, Page 1953, of the Public Records of Broward County, Florida (hereinafter referred to as the "Easement"),

Argonaut granted to Sunrise that certain 12 foot Utility Easement as set forth in Carnahan, Proctor and Cross, Inc., Abandonment Package attached hereto as **Exhibit "C"**; and

WHEREAS, both Morse, as successor in interest to Argonaut Holdings, Inc., a Delaware corporation ("Argonaut"), and Sunrise desire to abandon and terminate the aforementioned Easement and potential litigation surrounding the amendment to Chapter 16, "Land Development Code" and Morse's loss of 50% of its frontage on Sunrise Boulevard and other issues addressed herein.

NOW, THEREFORE, in consideration of the mutual promises and covenants between the Parties, the sufficiency of which is hereby acknowledged, the Parties hereby agree to the following Terms and Conditions:

Terms and Conditions

1. **Recitals.** All the foregoing Recitals are true and correct and are incorporated as part of these Terms and Conditions.
2. **Payment.** As consideration for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00), other valuable consideration, including Sunrise's abandonment of that certain 12 foot Utility Easement, Morse agrees not to pursue litigation based upon the information contained in **Exhibit "B"** which is incorporated by reference and Sunrise agrees to execute the Termination of Easement attached hereto as **Exhibit "D"** which abandons and terminates that portion of the Utility Easement which is specifically within the footprint of the building as depicted on the sketch and legal description attached to **Exhibit "D."**
3. **Agreement not to pursue litigation and related representations.** Each Party to this Agreement represents that as of the date this Agreement is executed it has not initiated any lawsuit, administrative proceeding, or other action against any other Party to this Agreement. Except as to the enforcement of this Agreement, Morse represents that in regard to the matters which were raised or which could have been raised in litigation, it will not file any lawsuit, administrative proceeding, or initiate or encourage any other action or proceeding against Sunrise, other than to enforce this agreement. Except as to the enforcement of this Agreement, Sunrise, represents to Morse that in regard to the matters which were raised or which could have been raised in litigation, they will not file any lawsuit, administrative proceeding, or initiate or encourage any other action or proceeding against Morse.
4. **Releases.** Except as to the enforcement of this Agreement, Morse and on behalf of its respective predecessors, successors, and assigns and anyone claiming by or through them (the "Morse Releasing Parties"), hereby release, discharge and covenant not to sue Sunrise and its affiliated entities, predecessors, successors, and assigns, along with the past and present shareholders, owners, partners, directors, officers, employees, agents, guarantors, attorneys, and insurance carriers of all of the foregoing (the "Sunrise Released Parties"), from and for any and all claims, demands, warranties, rights, damages, attorneys' fees, costs, compensation, lawsuits, obligations, promises, administrative actions, charges and causes of action, both known or unknown, foreseen, unforeseen or

unforeseeable, in law or in equity, of any kind whatsoever, which the Morse Releasing Parties ever had, now have, or may have against the Sunrise Released Parties, for, upon or by reason of any matter, cause or thing whatsoever, up to and including the date of this Agreement in regard to any matter which relates to any litigation, which could have been raised in litigation, or which pertains to the above-referenced Exhibit "B", including but not limited to: any and all federal, state, regional, county and local laws, as well as all claims and causes of action founded in tort, contract (oral, written or implied), repossessions or any other common law, statutory or equitable basis of action which pertains to the matters herein released. Without limitation of any of the foregoing, Morse acknowledges and agrees that this release does extinguish all claims that they may have against any other individual or entity for any direct or vicarious liability in regard to the actions of the Sunrise Released Parties which may relate to the matters released in this paragraph.

5. **Invalidity.** If any provision of this Agreement shall be held invalid under any applicable laws, such invalidity shall not affect any other provision of this Agreement that can be given an effect without the invalid provision. Further all terms and conditions of this Agreement shall be deemed enforceable to the fullest extent permissible under applicable law, and, when necessary, the court shall reform any and all terms or conditions to give them such effect.

6. **Construction.** The Parties acknowledge that each Party has reviewed and revised this Agreement, and that any rule of construction to the effect that any ambiguities are to be resolved against the drafting party, shall not be employed in the interpretation of this Agreement.

7. **Entire Agreement.** This Agreement constitutes the entire agreement between the Parties hereto with respect to the matters set forth herein and supersedes in its entirety any and all agreements or communications, whether written or oral, previously made in connection with the matters herein. Any prior settlement offers are hereby deemed to be withdrawn. Any agreement to amend or modify the terms and conditions of this Agreement must be in writing and executed by the Parties hereto.

8. **Non-admission of liability.** Neither this Agreement nor anything contained herein shall constitute or is to be construed as an admission by the Parties as evidence of any liability, wrongdoing, or unlawful conduct. The Parties acknowledge that this Agreement has been entered into by the Parties to avoid the costs and expenses of litigation and to settle disputed claims.

9. **Attorneys' fees.** Each Party hereto shall bear its own costs and attorneys' fees in connection with this matter. In any action to enforce the terms of this Agreement, or if it is raised as an affirmative defense, the prevailing party shall be entitled to the recovery of its reasonable costs, including attorney's fees and expenses at all trial and appellate levels.

10. **Authority.** Each of the Parties represents and warrants to the other party as follows: that it has all necessary power and authority to enter into this

Agreement; and this Agreement has been duly authorized, executed and delivered by, and constitutes the valid and binding obligation of each Party.

11. **Headings.** The headings are for the convenience of the Parties, and are not to be construed as terms or conditions of this Agreement.

12. **Dispute Resolution.** In the event of a dispute as to the interpretation or application of, or an alleged breach of, this Agreement, or in regard to any matter involving the Parties to this Agreement, the Parties agree that such dispute shall be heard by a judge, not a jury, only in Broward County, Florida.

13. **Gender / Singular Plural.** Whenever the context requires, the singular shall include the plural and references to masculine, feminine, and neutral genders shall include references to all other genders.

14. **Counterparts.** This Agreement may be signed in counterparts, all of which shall constitute one agreement. Any signature page delivered by facsimile or electronic mail shall be treated in all manner and respects as an original document.

By signing below, each respective Party specifically acknowledges that it: a) has read this Agreement and the incorporated exhibits; b) fully understands the terms of the Agreement; c) is voluntarily entering into this Agreement; d) has had sufficient time to review this Agreement; e) intends for this Agreement to be binding pursuant to its terms; and f) is not relying on any representation by the other Party, or its representatives, except to the extent set forth in writing herein.

WITNESSES:

[Signature]
Print Name: Dennis MacTavies

[Signature]
Print Name: Randy Hoffman

MORSE:

Morse Operations, Inc.,
a Florida corporation

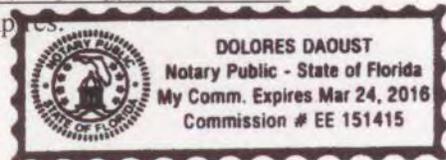
By: *[Signature]*
Edward J. Morse, Jr., President

STATE OF FLORIDA)
: SS
COUNTY OF BROWARD)

The foregoing instrument was acknowledged before me this 27 day of March 2014 by Edward J. Morse, Jr., President of Morse Operations, Inc., a Florida corporation. He is personally known to me or has produced driver's license as identification.

Notary Public:

Sign: *[Signature]*
Print Name: Dolores Daoust
My Commission Expires.



WITNESSES:

Print Name: _____

Print Name: _____

SUNRISE:

City of Sunrise,
a Florida municipal corporation

By: _____
Print Name: _____
Title: _____

STATE OF FLORIDA)
 : SS
COUNTY OF BROWARD)

The foregoing instrument was acknowledged before me this ____ day of _____, 2014
by _____, _____ of the City of Sunrise, a Florida
municipal corporation. He/She [] is personally known to me or [] has produced driver's
license as identification.

Notary Public:

Sign: _____
Print Name: _____
My Commission Expires:

EXHIBIT A
Legal Description

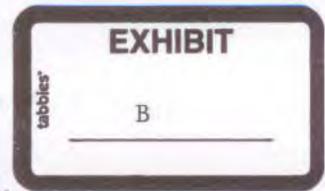
A. (SAWGRASS AUTO MALL, SUNRISE FLORIDA)

PARCEL 1

THAT PORTION OF PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF SAID PARCEL "A"; THENCE NORTH 88°43'29" EAST ALONG THE NORTH LINE OF SAID PARCEL "N", A DISTANCE OF 223.03 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 248.79 FEET; THENCE SOUTH 89°42'56" WEST, A DISTANCE OF 15.00 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 134.09 FEET; THENCE NORTH 89°51 '44" EAST, A DISTANCE OF 18.00 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 160.25 FEET; THENCE SOUTH 32°14'07" EAST, A DISTANCE OF 13.37 FEET; THENCE NORTH 89°42'56" EAST, A DISTANCE OF 43.89 FEET; THENCE SOUTH 63°35'44" EAST, A DISTANCE OF 66.31 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 51.44 FEET TO THE POINT OF CURVATURE OF A CIRCULAR CURVE TO THE LEFT; THENCE SOUTHERLY, SOUTHEASTERLY, AND EASTERLY ALONG THE ARC OF SAID CURVE HAVING A RADIUS OF 23.00 FEET AND A CENTRAL ANGLE OF 90°08'48", A DISTANCE OF 36.19 FEET TO THE POINT OF TANGENCY; THENCE NORTH 89°42'56" EAST, A DISTANCE OF 57.13 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 56.00 FEET; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 30.15 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 49.00 FEET; THENCE SOUTH 65°23'16" EAST, A DISTANCE OF 64.10 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 68.00 FEET; THENCE SOUTH 89°51'44" WEST, A DISTANCE OF 27.67 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 27.84 FEET TO A POINT ON THE SOUTH LINE OF SAID PARCEL "A" (THE NEXT FOUR DESCRIBED COURSES BEING COINCIDENT WITH THE SOUTHERLY AND WESTERLY BOUNDARIES OF SAID PARCEL "A"); THENCE NORTH 86°51'11" WEST, A DISTANCE OF 47.44 FEET; THENCE SOUTH 89°42'48" WEST, A DISTANCE OF 396.71 FEET; THENCE NORTH 61°21'04" WEST, A DISTANCE OF 37.77 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 861.66 FEET TO THE POINT OF BEGINNING.

PARCEL 2A

A PORTION OF PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL "A"; THENCE NORTH 88°43'29" EAST, ALONG THE NORTH LINE OF SAID PARCEL "A", A DISTANCE OF 223.03 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 248.79 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 00°08'16" EAST, A DISTANCE OF 61.70 FEET; THENCE NORTH 89°51 '44" EAST, A DISTANCE OF 299.19 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 162.55 FEET; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 210.60 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 153.53 FEET; THENCE SOUTH 89°42'48" WEST, A DISTANCE OF 145.20 FEET; THENCE SOUTH 31°07'24" WEST, A DISTANCE OF 63.29 FEET; THENCE SOUTH 00°17'12" EAST, A DISTANCE OF 221.40 FEET; THENCE SOUTH 88°43'29" WEST, A DISTANCE OF 138.85 FEET; THENCE SOUTH 00°08'16"



Law Offices of Bohdan Neswiacheny
Attorneys at Law

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FAX (904) 276-1751
PLEASE REPLY TO:
JEFFREY C. DWYER
AT FORT LAUDERDALE OFFICE
EMAIL: jdwyer@bnlaw.com

February 26, 2013

Sent via e-mail to mryan@sunrisefl.gov

Mayor Michael J. Ryan
City Commission Office
The City of Sunrise
10770 West Oakland Park Boulevard
Sunrise, FL 33351

RE: Changes to the Land Development Code Affecting Morse Operations, Inc.
d/b/a Sawgrass Auto Mall
Our File No. 188.10001

Dear Mayor Ryan:

My client, Morse Operations, Inc. d/b/a Sawgrass Auto Mall (hereafter referred to as "Morse Operations") recently received information indicating that the Sunrise City Commissioners intend to amend Chapter 16, "Land Development Code" by modifying Section 16-82 to allow automobile sales in the "Western Sunrise Area" and creating a "Western Sunrise Automobile Node." The City of Sunrise's proposed amendments will affect two (2) landowners: Morse Operations and Sawgrass Ford.

Morse Operations objects to these proposed amendments because they restrict Morse Operations' current use of its land and take away its property rights. Section 16-139 would impose further design standards on parking garages, and Section 16-128 would impose restrictions on the outdoor storage and display of stock-in-trade merchandise.

One of the supposed findings by the City of Sunrise in support of these restrictions is that "automobile dealerships thrive best when located near high volume limited access

roadways and when located near other automobile dealerships.” We were unable to locate empirical evidence to support this finding. However, the real impetus for these amendments is Rick Case’s desire to develop the land for the purposes of adding a Kia dealership in Sunrise.

Morse Operations further objects to these proposals as currently written since the City of Sunrise forced Morse Operations to relinquish almost 50% of its frontage on Sunrise Boulevard, as a condition precedent to being deemed within the I-1, Light Industrial District, within the Western Sunrise Area overlay. In return for Morse Operations forfeiture of this property, it was understood that no other dealerships would be built in the Western Sunrise Area. Morse Operations agreed with the City of Sunrise to build a restaurant and an office building at its own expense within the Western Sunrise Area overlay in exchange for being able to operate an automobile dealership in an area where there is only one other automobile dealership. Based on this agreement, the City of Sunrise passed Ordinance No. 871-X on February 19, 2001, which granted Morse Operations, Inc.’s application for a rezoning with respect to its property identified in Plat Book 134, Page 32 from Sunrise/Sawgrass Office District (B-5) to Industrial District (I-1).

The proposed Western Sunrise Automobile Node, as currently written, arbitrarily excludes the restaurant and office building that Morse Operations built. Accordingly, if Chapter 16's proposed amendments pass in their current form, Morse Operations will have clearly relied upon the City of Sunrise’s agreement to its detriment and forfeited valuable property and frontage.

Further, multiple staff members of the City of Sunrise have objected to the amendment and recommended that it not be passed. One need only review the Minutes of the Meeting of the Sunrise City Commission dated Tuesday October 9, 2012, to confirm these facts.

Additionally, Morse Operations is currently involved in expanding its facilities in the City of Sunrise. The City of Sunrise has never allowed a facility’s parking garage to exceed three (3) stories. Now, after Morse Operations has substantially completed its build-out, the City of Sunrise has preliminarily approved a five (5) story parking garage for Rick Case Kia, allowing for increased visibility and marketability for one of Morse Operations’ competitors. This creates a competitive disadvantage for my client.

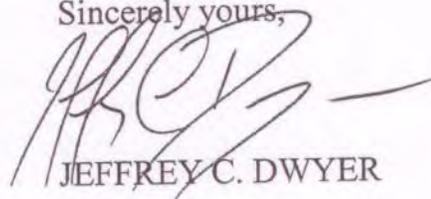
Mayor Michael J. Ryan
February 26, 2013
Page 3

As you may already know, the government may be estopped from unjustly repudiating a zoning action upon which a property owner has reasonably and detrimentally relied. Hollywood Beach Hotel Company v. City of Hollywood, 329 So.2d 10 (Fla. 1976). My client and I are also aware that government staff for the City of Sunrise has publicly opposed these proposed amendments, and that legal action against the City of Sunrise could potentially embarrass the City Commission on these issues, particularly in light of the questionable manner in which these proposed amendments have been handled.

Therefore, in an effort to resolve these issues outside of the court system, we object to Chapter 16, "Land Development Code," of the City of Sunrise Ordinances being amended on Tuesday, February 26, 2013, and request that this issue be tabled until a later date when all parties of interest have arrived at a mutually agreeable resolution to this issue.

If you have any questions pertaining to any of the above, please call me.

Sincerely yours,



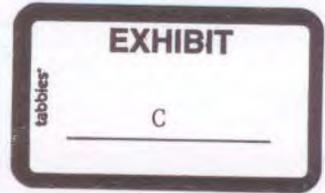
JEFFREY C. DWYER

cc: Edward J. Morse, Jr.
President/CEO
Ed Morse Automotive Group
2850 S. Federal Highway
Delray Beach, FL 33483
Via E-Mail: MOI1@edmorse.com

Carmine Colella
Vice-President/COO
Ed Morse Automotive Group
2850 S. Federal Highway
Delray Beach, FL 33483
Via E-Mail: carminecolella@edmorse.com



CARNAHAN · PROCTOR · CROSS, INC.
 6101 WEST ATLANTIC BLVD., SUITE 201, MARGATE, FL 33063
 PHONE (954)972-3959 FAX (954)972-4178 WEBSITE: www.carnahan-proctor.com



LETTER OF TRANSMITTAL

2013 JUN 11 PM 2:46
 PLANNING &
 DEVELOPMENT

DATE: June 11, 2013

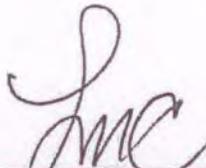
TO: Sean F. Dinneen, Asst. City Engineer
 City of Sunrise, Engineering Division
 1601 NW 136th Avenue, Building A
 Sunrise, Florida 33323

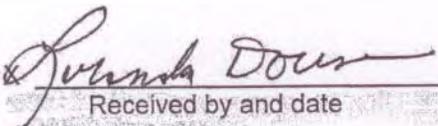
RE: Abandonment Package
SUNRISE AUTO MALL

We are sending you attached via Hand deliver the following items:

COPIES	DATE	NO.	DESCRIPTION
12 ✓		1	S&S Description and Sketch for 12' Easement to be Abandoned
2 ✓		2	Certified Copies of Original dedication to city
2 ✓		3	Certified Copies of Original bill of sale to city
2 ✓		4	Copies of Title information from attorney that Ed Morse is owner
1 ✓		5	Check for processing thru City of Sunrise of Abandonment \$ 1,968.75 (\$1,875.00 + 5%) = \$ 1,968.75

Cc: Jeffrey C. Dwyer, Esquire

By: 
 Landon "Alfie" Cross, PSM


 Received by and date



CARNAHAN · PROCTOR · CROSS, INC.

CERTIFICATE OF AUTHORIZATION NO. LB 2936
6101 WEST ATLANTIC BLVD., MARGATE, FL 33063
PHONE (954)972-3959 FAX (954)972-4178 E-MAIL: margate@camahan-proctor.com

DESCRIPTION AND SKETCH (NOT A SURVEY)

12 FOOT UTILITY EASEMENT ABANDONMENT "SUNRISE AUTO MALL"

LEGAL DESCRIPTION

A PORTION OF A 12-FOOT WIDE STRIP OF LAND AS DESCRIBED IN OFFICIAL RECORD BOOK 29391, PAGES 1953 THROUGH 1959 ALSO AS DESCRIBED IN "BILL OF SALE" AS RECORDED IN OFFICIAL RECORD BOOK 29391, PAGES 1781 THROUGH 1787 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA AND LYING IN PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF SAID PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL "A"; THENCE SOUTH 00°08'16" EAST, ALONG THE WEST LINE OF SAID PARCEL "A", A DISTANCE OF 509.10 FEET; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 99.34 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°51'23" EAST, A DISTANCE OF 16.44 FEET; THENCE SOUTH 73°17'28" EAST, A DISTANCE OF 98.23 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 12.54 FEET; THENCE NORTH 73°17'28" WEST, A DISTANCE OF 19.22 FEET; THENCE SOUTH 16°42'32" WEST, A DISTANCE OF 10.50 FEET; THENCE NORTH 73°17'28" WEST, A DISTANCE OF 12.00 FEET; THENCE NORTH 16°42'32" EAST, A DISTANCE OF 10.50 FEET; THENCE NORTH 73°17'28" WEST, A DISTANCE OF 88.86 FEET; THENCE SOUTH 89°51'23" WEST, A DISTANCE OF 11.65 FEET; THENCE SOUTH 38°30'03" WEST, A DISTANCE OF 5.05 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 16.05 FEET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE IN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA.

NOTES

1. THIS SKETCH IS NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
2. THIS SKETCH IS THE PROPERTY OF CARNAHAN-PROCTOR-CROSS, INC., AND SHALL NOT BE USED OR REPRODUCED IN WHOLE OR IN PART WITHOUT WRITTEN AUTHORIZATION.
3. THE LANDS SHOWN HEREON ARE SUBJECT TO ALL EASEMENTS, RESERVATIONS, RIGHTS-OF-WAY, AND RESTRICTIONS OF RECORD.
4. ALL EASEMENTS SHOWN HEREON ARE PER THE RECORD PLAT UNLESS OTHERWISE NOTED.
5. THIS SKETCH WAS PREPARED WITHOUT BENEFIT OF A TITLE SEARCH. FOR INFORMATION CONCERNING RIGHTS-OF-WAY, EASEMENTS, RESERVATIONS, AND OTHER SIMILAR MATTERS OF PUBLIC RECORD, AN APPROPRIATE TITLE VERIFICATION NEED BE OBTAINED.
6. THIS IS NOT A SURVEY.

ABBREVIATIONS

B.C.R. = BROWARD COUNTY RECORDS
 N.T.S. = NOT TO SCALE
 O.R.B. = OFFICIAL RECORD BOOK
 P.B. = PLAT BOOK
 PGS. = PAGES
 P.O.B. = POINT OF BEGINNING
 P.O.C. = POINT OF COMMENCEMENT
 P.O.T. = POINT OF TERMINATION
 REF PT = REFERENCE POINT
 U.E. = UTILITY EASEMENT

SURVEYOR'S CERTIFICATION

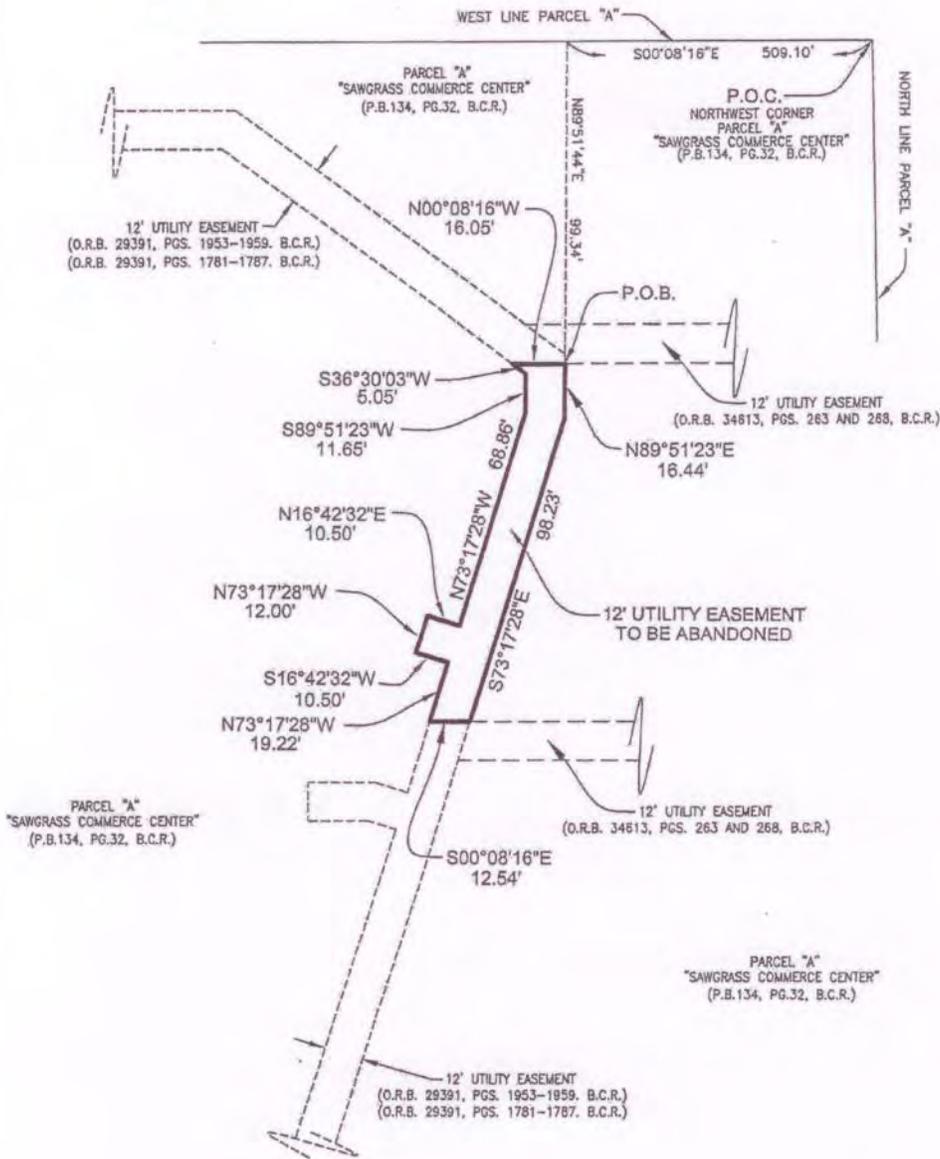
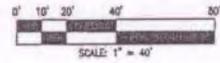
I HEREBY CERTIFY THAT THE DESCRIPTION AND SKETCH SHOWN HEREON COMPLIES WITH MINIMUM TECHNICAL STANDARDS FOR SURVEYS AS CONTAINED IN CHAPTER 5J17-6, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES, AND THAT SAID DESCRIPTION AND SKETCH IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

LONDON M. CROSS
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA LICENSE NO. LS3348

DATE OF LAST FIELD WORK: NOT A SURVEY

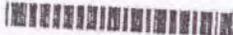
SAWGRASS COMMERCE CENTER	JOB NO.: 110315	DATE: 04-26-13	SHEET 1 OF 2 SHEETS
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SKETCH AND DESCRIPTION
12' UTILITY EASEMENT ABANDONMENT
 A PORTION OF PARCEL "A", SAWGRASS COMMERCE CENTER (P.B.134, PG.32, B.C.R.),
 IN SECTION 3, TOWNSHIP 52 SOUTH, RANGE 42 EAST,
 BROWARD COUNTY, FLORIDA



				CARNAHAN • PROCTOR • CROSS, INC. <small>6101 WEST ATLANTIC BLVD., SUITE 201, MARGATE, FL 33063 PHONE: 954-972-3959 FAX: 954-972-4178</small>	
REVISIONS	DATE	BY	CK'D		
JOB NO.	110315	DWG. BY:	KDM	SCALE:	1" = 40'
SUNRISE AUTO MALL		CH'D BY:	LMC	DATE:	4-26-13
				UTILITY EASEMENT ABANDONMENT SHEET 2 OF 2 SHEETS	

P:\projects\110315_Bldg\vacate-ua.dwg



INSTR # 99204764
 OR BK 29391 PG 1953
 RECORDED 04/20/99 02:56 PM
 COUNTY RECORDS DIVISION
 BROWARD COUNTY
 DOC TRF PD(F.S.201.02) 0.70
 DEPUTY CLERK 1067

PREPARED BY:

Jeffrey D. Olson, City Attorney
 City of Sunrise
 10770 West Oakland Park Boulevard
 Sunrise, Florida

UTILITY EASEMENT

THIS UTILITY EASEMENT is made and executed this 14th day of April 1999, by Argonaut Holdings, Inc., a corporation existing and organized under the laws of Delaware, whose mailing address is 485 W. Milwaukee Avenue, Detroit, Michigan 48202-3220 (hereinafter referred to as the "Grantor") to the City of Sunrise, a Florida municipal Corporation whose mailing address is 10770 West Oakland Park Boulevard, Sunrise, Florida 33351 (hereinafter referred to as the "Grantee"):

(Wherever used herein the terms "Grantor" and "Grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations, partnerships (including joint ventures), public bodies and quasi-public bodies.)

WITNESSETH:

WHEREAS, Grantor is lawfully seized in fee simple and is in possession of that certain property situated in Broward County, Florida as more particularly described on Exhibit A, which is attached to and by this reference made a part of this document (hereinafter referred to as the "Easement Land").

NOW, THEREFORE, in consideration of the sum of Ten and no/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Grantor hereby states as follows:

1. Grantor does hereby grant unto the Grantee, a perpetual utility easement (the "Easement") in, on, over, under, through and across the Easement Land, with the full and free right of ingress and egress for the purposes of the construction, installation, reconstruction, rebuilding, replacement, repairing, operating, distribution, and maintenance of water lines, messages or communication, and all appurtenances relative to this facility.

2. Grantee shall have the right and privilege from time to time to alter, improve, enlarge, add to, change the nature or physical characteristics or replace, remove or relocate such facilities or systems, in, upon, over, under through, and across the Easement Land alone with all rights and privileges necessary or convenient for the full benefit and the use thereof for purposes described in this instrument, including, but not limited to, the right to clear obstructions within the Easement area that might interfere with the purposes for which such facilities or systems which is

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or might be constructed, along with the right of ingress and egress for personnel and equipment of Grantee, its contractors, agents, successors or assigns, over the adjoining lands of the Grantor, its successors and assigns, including successors in title, for the purpose of maintaining the above facilities and systems which are located in the Easement area. Specifically the Grantee shall be responsible for limited maintenance of the potable water line within the Easement. Grantee shall uncover the portion of water line requiring maintenance and perform the required work. Grantee shall be responsible for restoring the property to as good a condition as existed before the work was performed. The above work, performed by the Grantee, shall be done in accordance with the applicable codes and specifications.

[Handwritten signature]
GRANTEE

3. The Easement granted shall be binding upon the Grantor and its successors and assigns. This Easement shall not be released or amended in any manner without the written consent of all entities having facilities or systems located within the Easement Land, and which consent must be evidenced by an instrument executed with the same formalities as this document. The provisions of Chapter 15 of the City Code of Grantee, as amended from time to time, are incorporated in this Easement.

4. Grantor warrants that Grantor has good and indefeasible fee simple title to and possession of the Easement Land and that it has good and lawful right to grant this Easement, and that the Grantee, its successors and assigns shall have all of the rights to the Easement Land as stated herein.

5. All provisions of this Easement, including the benefits and burdens, run with the land and are binding upon and inure to the heirs, assigns, successors, tenants and personal representatives of the parties hereto.

6. Grantor warrants that to the best of Grantor's knowledge and belief, the Easement Land is free and clear of soil and ground water contamination. For in consideration of ten dollars (\$10) receipt of which is acknowledged, Grantor shall indemnify and hold Grantee harmless for all claims and damages resulting from any soil or ground water contamination at, on or emanating from or onto the Easement Land caused by (a) Grantor's use of the Easement Land or the surrounding property owned by Grantor, or (b) the operation by Grantor, its tenants or assigns, of an automobile dealership on or near the Easement Land.

D:\WORD\198 0711-0983
#1379 12 24 PM

ACKNOWLEDGMENT FOR CORPORATION

IN WITNESS WHEREOF, the Grantor has caused this Utility Easement to be executed in its name, and its corporate seal is to be hereunto affixed, by its proper officers or representatives hereunto duly authorized, as of the day and year first above written.

WITNESSES:

ARGONAUT HOLDINGS, INC.,
a Delaware corporation

Kelly M. Collins
Print Name: Kelly M. Collins

Sharon E. Boon
Print Name: Sharon E. Boon

EXECUTION RECOMMENDED
BY WORLDWIDE REAL ESTATE

By: [Signature]
Name: Roch X. McMain
Title: Vice President

Attest: [Signature]
Corporate Secretary
R. A. SANDART

(CORPORATE SEAL)

On April 14, 1999 (date), Roch X. McMain
whose title is Vice President and who is authorized to sign the foregoing
on behalf of Argonaut Holdings, Inc. of Delaware
personally appeared before me and executed this instrument and is:

✓ is personally known to me or
produced _____ as identification;

and who
✓ did take an oath or
did not take an oath

[Signature]
Notary Public
Print Name: Sharon E. Boon

My Commission Expires: 12/17/2002

SHARON E. BOON
Notary Public, Wayne County, MI
My Commission Expires 12/17/2002



CARNAHAN-PROCTOR-CROSS, INC.
 CONSULTING ENGINEERS-SURVEYORS-PLANNERS
 LAND DEVELOPMENT CONSULTANTS

8101 WEST ATLANTIC BLVD., MARGATE, FL 33083 (954)972-3859 FAX (954)972-4178

DB BK 29391 PG 1956

SKETCH AND LEGAL DESCRIPTION
 12 FOOT UTILITY EASEMENT
 SUNRISE AUTO MALL

LEGAL DESCRIPTION

A 12.00 FOOT WIDE STRIP OF LAND LYING IN PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, THE CENTERLINE OF SAID STRIP OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF SAID PARCEL "A"; THENCE NORTH 00°10'00" WEST, ALONG THE EAST LINE OF SAID PARCEL "A", A DISTANCE OF 33.00 FEET TO THE POINT OF BEGINNING OF SAID CENTERLINE (SIDE LINES OF SAID STRIP OF LAND TO BE PROLONGED OR SHORTENED TO TERMINATE AT SAID EAST LINE); THENCE SOUTH 89°42'43" WEST, A DISTANCE OF 10.00 FEET; THENCE NORTH 46°04'54" WEST, A DISTANCE OF 57.37 FEET; THENCE SOUTH 89°42'43" WEST, ALONG A LINE 133.00 FEET NORTH OF AND PARALLEL WITH AS MEASURED AT RIGHT ANGLES TO THE SOUTH LINE OF SECTION 27, TOWNSHIP 49 SOUTH, RANGE 40 EAST, AS SHOWN ON SAID PLAT, A DISTANCE OF 563.36 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 238.38 FEET; THENCE SOUTH 89°10'51" WEST, A DISTANCE OF 263.50 FEET; THENCE NORTH 73°17'28" WEST, A DISTANCE OF 101.33 FEET TO A POINT TO BE KNOWN HEREINAFTER AS REFERENCE POINT "A"; THENCE CONTINUE NORTH 73°17'28" WEST, A DISTANCE OF 84.26 FEET TO A POINT TO BE KNOWN HEREINAFTER AS REFERENCE POINT "B"; THENCE NORTH 73°17'28" WEST, A DISTANCE OF 75.75 FEET; THENCE SOUTH 89°51'23" WEST, A DISTANCE OF 15.55 FEET; THENCE SOUTH 36°30'03" WEST, A DISTANCE OF 121.22 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 182.28 FEET TO A POINT TO BE KNOWN HEREINAFTER AS REFERENCE POINT "C"; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 64.73 FEET TO THE POINT OF TERMINATION, SAID POINT ALSO LYING ON THE NORTH LINE OF A 15.00 FOOT UTILITY EASEMENT AS SHOWN ON SAID PLAT (SIDE LINES OF SAID STRIP OF LAND TO BE PROLONGED OR SHORTENED TO TERMINATE AT THE NORTH LINE OF SAID 15.00 FOOT UTILITY EASEMENT).

TOGETHER WITH THE FOLLOWING DESCRIBED 12.00 FOOT WIDE STRIPS OF LAND, THE CENTERLINES OF SAID STRIPS OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

- 1). BEGINNING AT THE AFORESAID REFERENCE POINT "A"; THENCE SOUTH 16°42'32" WEST, A DISTANCE OF 15.55 FEET; THENCE SOUTH 00°09'00" EAST, A DISTANCE OF 19.33 FEET TO THE POINT OF TERMINATION.
- 2). BEGINNING AT THE AFORESAID REFERENCE POINT "B"; THENCE SOUTH 16°42'32" WEST, A DISTANCE OF 16.50 FEET TO THE POINT OF TERMINATION.
- 3). BEGINNING AT THE AFORESAID REFERENCE POINT "C"; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 62.30 FEET TO THE POINT OF TERMINATION.

(BEARINGS ARE BASED ON THE SOUTH LINE OF PARCEL "A", "SAWGRASS COMMERCE CENTER", P.B. 134, PG. 32, B.C.R., HAVING A BEARONG OF SOUTH 00°10'00" EAST.)

SAID LANDS SITUATE IN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA.

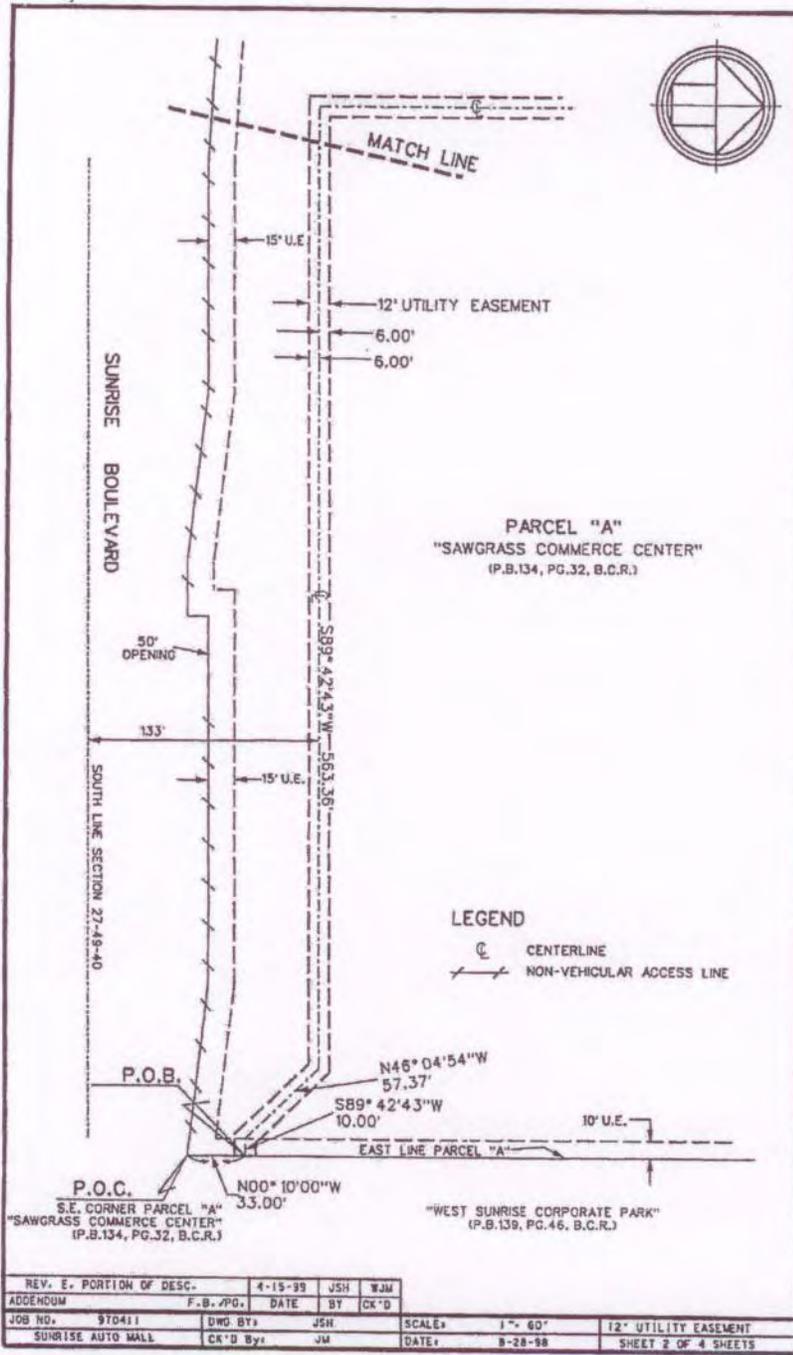
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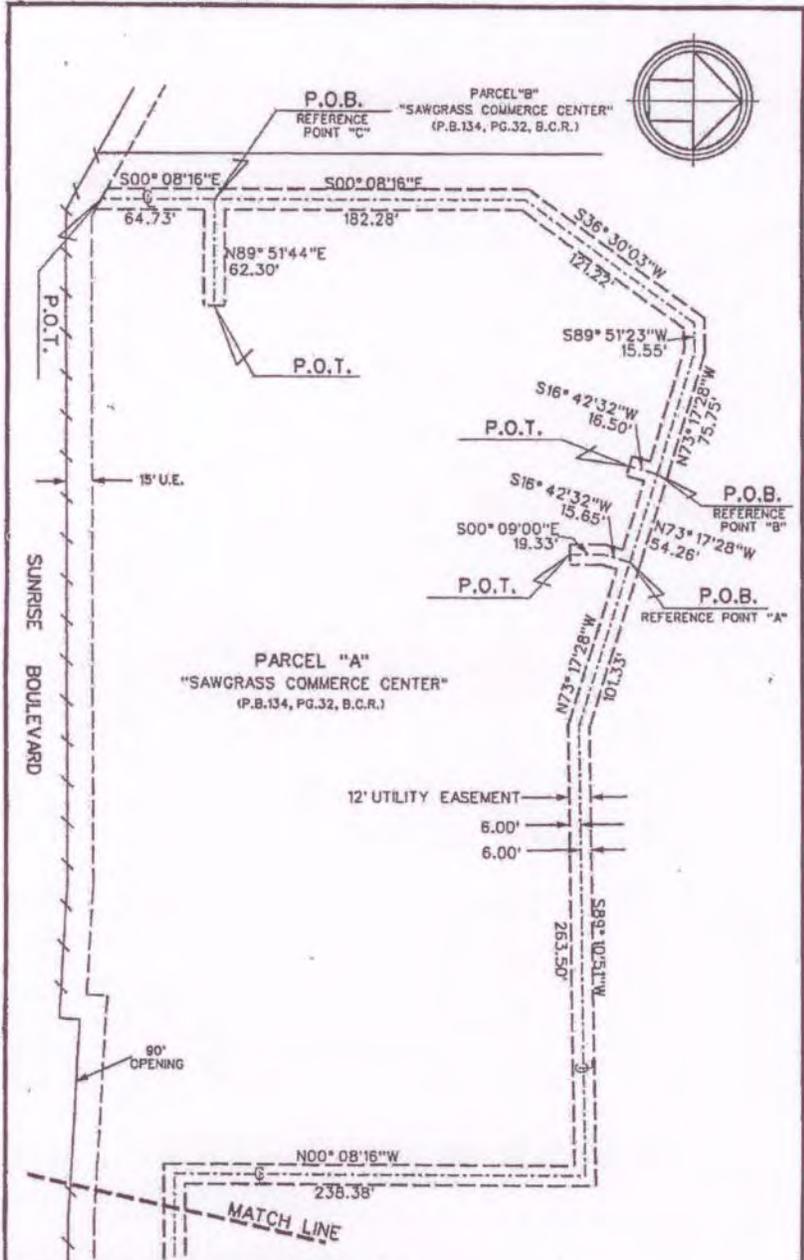
SUNRISE AUTO MALL

JOB NO.: 970411

DATE: 3-28-98

SHEET 1 OF 4 SHEETS





REV.	E. PORTION OF DESC.	4-15-99	JSH	WJM
ADDENDUM	F.B./PG.	DATE	BY	CK'D
JOB NO.	970411	DRG BY:	JSH	SCALE: 1" = 80'
SUNRISE AUTO MALL	CK'D BY:	JM	DATE: 8-28-98	12' UTILITY EASEMENT SHEET 3 OF 4 SHEETS

FILE: q:\projects\udil\sketches.dgn

NOTES

01. NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
02. THIS DRAWING IS THE PROPERTY OF CARNAHAN-PROCTOR-CROSS, INC., CERTIFICATE OF AUTHORIZATION NO. 2936 AND SHALL NOT BE USED OR REPRODUCED IN WHOLE OR IN PART WITHOUT WRITTEN AUTHORIZATION.
03. THE LANDS SHOWN HEREON WERE NOT ABSTRACTED BY THE UNDERSIGNED FOR RIGHTS-OF-WAY, EASEMENTS, RESERVATIONS, AND OTHER SIMILAR MATTERS OF RECORD. SUCH INFORMATION SHOULD BE OBTAINED AND VERIFIED BY OTHERS THROUGH APPROPRIATE TITLE VERIFICATION.
04. THE LANDS SHOWN HEREON ARE SUBJECT TO ALL EASEMENTS, RESERVATIONS, RIGHTS-OF-WAY, AND RESTRICTIONS OF RECORD.
05. DATA SHOWN HEREON WAS COMPILED FROM OTHER INSTRUMENTS AND DOES NOT CONSTITUTE A FIELD SURVEY AS SUCH.

ABBREVIATIONS

- S.C.R. = BROWARD COUNTY RECORDS
- P.B. = PLAT BOOK
- PG. = PAGE
- P.O.B. = POINT OF BEGINNING
- P.O.C. = POINT OF COMMENCEMENT
- P.O.T. = POINT OF TERMINATION
- U.E. = UTILITY EASEMENT

01WPCAD00011 WATER.S&L

SURVEYOR'S CERTIFICATION

I HEREBY CERTIFY THAT THE DESCRIPTION AND SKETCH SHOWN HEREON COMPLIES WITH MINIMUM TECHNICAL STANDARDS FOR SURVEYS AS CONTAINED IN CHAPTER 61G17-8, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES, AND THAT SAID DESCRIPTION AND SKETCH IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Jeffrey H. Hooper
 JEFFREY H. HOOPER
 PROFESSIONAL SURVEYOR AND MAPPER
 FLORIDA LICENSE NO. LS 5111

DATE OF LAST FIELD WORK: NOT A SURVEY



SUNRISE AUTO MALL

JOB NO.: 970411

DATE: 8-28-98

SHEET 4 OF 4 SHEETS

BR BR 29391 PG 1959

I hereby certify this instrument to be a true, correct and complete copy of the record filed in my office on this 13th day of August 1998.
 Jeffrey H. Hooper
 Deputy Clerk



INSTR # 99204/18
OR BK. 29391 PG 1781
RECORDED 04/20/99 02:14 PM
COUNTY RECORDS DIVISION
DEWARD COUNTY
DEPUTY CLERK 1067

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS that Morse Operations, Inc. (hereinafter referred to as the "Grantor"), for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable considerations to it paid by the City of Sunrise, (hereinafter referred to as "City"), the receipt of which is hereby acknowledged, has granted, bargained, sold, transferred, set over and delivered, and by these presents does grant, bargain, sell, transfer, set over and deliver unto City, its successors and assigns, all those certain goods and chattels described as follows:

Potable water lines and/or sanitary sewage collection lines and/or lift stations and related facilities constructed within the right-of-way and/or property of Ed Morse Chevrolet/Sunrise Auto Mall, which system is more completely described in Exhibit "I A" and/or "I B"

TO HAVE AND TO HOLD the same unto City, its successors and assigns forever

And the GRANTOR, for itself and its successors, hereby covenants to and with City, its successors and assigns, that it is the lawful owner of the said goods and chattels, that they are free from all liens and encumbrances, that it has good right to sell the same as aforesaid, and that it will warrant and defend the same against the lawful claims and demands of all persons whomsoever. Grantor acknowledges and agrees that the provisions of Chapter 15 of the City Code, as amended from time to time, are incorporated into this Bill of Sale

In addition, the GRANTOR hereby warrants said potable water systems and/or sanitary sewage collection systems and/or lift stations and related facilities to be free from defects due to installation and/or materials for a period of twelve (12) months from the date of execution of this document and GRANTOR further agrees to reimburse City in full for reasonable and necessary repairs (as determined by City), due to said defects during the twelve (12) month period, cost of same shall be set out on an invoice from the person performing the repairs

GRANTOR MORSE OPERATIONS, INC.

By Edward J. Morse

Edward J. Morse, Chairman/CEO
Print Name MORSE OPERATIONS, INC.

By _____

Print Name _____

(Handwritten initials and number 2)

STATE OF FLORIDA)
) SS
COUNTY OF BROWARD)

The foregoing instrument was acknowledged before me this 13 day of April, 1999
by Edward J. Morse ~~and~~ ~~XXXXXXXXXXXXXXXXXXXX~~ ~~the~~ Chairman/CEO
of Morse Operations, Inc. who ~~is~~ ~~both~~ personally known to me OR who have produced
_____ as identification and who did _____ take an oath.

Dolores Daoust
Notary Signature

Dolores Daoust
Print Notary Name

NOTARY PUBLIC
State of Florida at Large
Commission No _____
My Commission Expires _____
 Dolores Daoust
MY COMMISSION # 0020646 EXPIRES
March 24, 2000
BONDOR THRU THE FARM INSURANCE, INC.



CARNAHAN-PROCTOR-CROSS, INC.
 CONSULTING ENGINEERS - SURVEYORS - PLANNERS
 LAND DEVELOPMENT CONSULTANTS

8191 WEST ATLANTIC BLVD., MARGATE, FL 33063 (954)972-3959 FAX (954)972-4178

SKETCH AND LEGAL DESCRIPTION
 12 FOOT UTILITY EASEMENT
 SUNRISE AUTO MALL

EXHIBIT A

OR BK 29391 PG 1785

LEGAL DESCRIPTION

A 12 00 FOOT WIDE STRIP OF LAND LYING IN PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, THE CENTERLINE OF SAID STRIP OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS

COMMENCE AT THE SOUTHEAST CORNER OF SAID PARCEL "A", THENCE NORTH 00°10'00" WEST, ALONG THE EAST LINE OF SAID PARCEL "A", A DISTANCE OF 33 00 FEET; THENCE SOUTH 89°42'43" WEST, A DISTANCE OF 10 00 FEET TO THE POINT OF BEGINNING OF SAID CENTERLINE (SIDE LINES OF SAID STRIP OF LAND TO BE PROLONGED OR SHORTENED TO TERMINATE AT THE WEST LINE OF THE 10 00 FOOT UTILITY EASEMENT AS SHOWN ON SAID PLAT); THENCE SOUTH 89°42'43" WEST, ALONG A LINE 93 00 FEET NORTH OF AND PARALLEL WITH AS MEASURED AT RIGHT ANGLES TO THE SOUTH LINE OF SECTION 27, TOWNSHIP 49 SOUTH, RANGE 40 EAST, AS SHOWN ON SAID PLAT, A DISTANCE OF 573 63 FEET; THENCE NORTH 88°51'10" WEST, A DISTANCE OF 31.01 FEET, THENCE NORTH 00°08'18" WEST, A DISTANCE OF 276 52 FEET, THENCE SOUTH 89°10'51" WEST, A DISTANCE OF 263 50 FEET, THENCE NORTH 73°17'28" WEST, A DISTANCE OF 101.33 FEET TO A POINT TO BE KNOWN HEREINAFTER AS REFERENCE POINT "A", THENCE CONTINUE NORTH 73°17'28" WEST, A DISTANCE OF 64 26 FEET TO A POINT TO BE KNOWN HEREINAFTER AS REFERENCE POINT "B", THENCE NORTH 73°17'28" WEST, A DISTANCE OF 75 75 FEET, THENCE SOUTH 89°51'23" WEST, A DISTANCE OF 15 55 FEET, THENCE SOUTH 36°30'03" WEST, A DISTANCE OF 121 22 FEET, THENCE SOUTH 00°08'18" EAST, A DISTANCE OF 182 28 FEET TO A POINT TO BE KNOWN HEREINAFTER AS REFERENCE POINT "C", THENCE SOUTH 00°08'18" EAST, A DISTANCE OF 64.73 FEET TO THE POINT OF TERMINATION, SAID POINT ALSO LYING ON THE NORTH LINE OF A 15 00 FOOT UTILITY EASEMENT AS SHOWN ON SAID PLAT (SIDE LINES OF SAID STRIP OF LAND TO BE PROLONGED OR SHORTENED TO TERMINATE AT THE NORTH LINE OF SAID 15 00 FOOT UTILITY EASEMENT)

TOGETHER WITH THE FOLLOWING DESCRIBED 12 00 FOOT WIDE STRIPS OF LAND, THE CENTERLINES OF SAID STRIPS OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS.

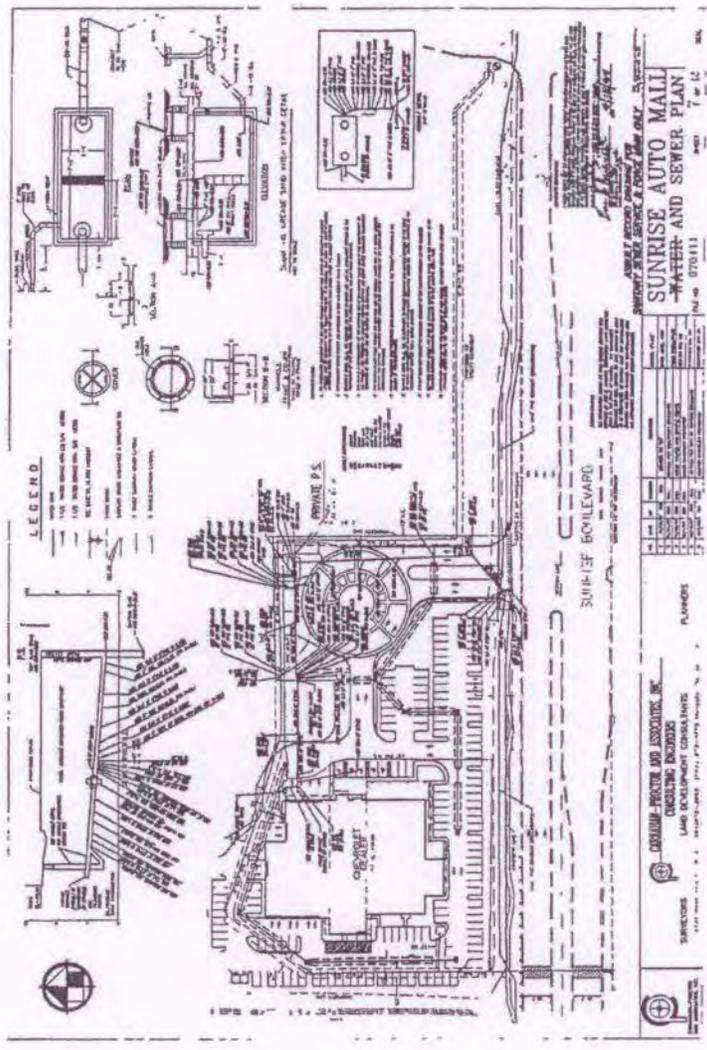
- 1) BEGINNING AT THE AFORESAID REFERENCE POINT "A", THENCE SOUTH 16°42'32" WEST, A DISTANCE OF 15 65 FEET, THENCE SOUTH 00°09'00" EAST, A DISTANCE OF 19 33 FEET TO THE POINT OF TERMINATION
- 2) BEGINNING AT THE AFORESAID REFERENCE POINT "B", THENCE SOUTH 16°42'32" WEST, A DISTANCE OF 16 50 FEET TO THE POINT OF TERMINATION
- 3) BEGINNING AT THE AFORESAID REFERENCE POINT "C", THENCE NORTH 89°51'44" EAST, A DISTANCE OF 62 30 FEET TO THE POINT OF TERMINATION

(BEARINGS ARE BASED ON THE SOUTH LINE OF PARCEL "A", "SAWGRASS COMMERCE CENTER", P B 134, PG 32, B.C.R., HAVING A BEARONG OF SOUTH 00°10'00" EAST)

SAID LANDS SITUATE IN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA.

Q WPCADD01011WATER.SAL

SUNRISE AUTO MALL	JOB NO 870411	DATE 8-28-98	SHEET 1 OF 4 SHEETS
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Law Offices of Bohdan Neswiacheny
Attorneys at Law

1800 SECOND STREET
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FAX (941) 952-9103

540 N.E. 4TH STREET
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TELEPHONE (954) 522-5400
FAX (954) 755-1274
WEB www.brnlaw.com

151 COLLEGE DRIVE
SUITE 1
ORANGE PARK, FL 32065
TELEPHONE (904) 276-6171
FAX (904) 276-1751
PLEASE REPLY TO:
JEFFREY C. DWYER
AT FORT LAUDERDALE OFFICE
EMAIL: jdwyer@brnlaw.com

Title Certificate

City of Sunrise
Community Development Department
1601 NW 136th Ave., Building A Suite 100
Sunrise, FL 33323

Re: 14401 West Sunrise Blvd., Sunrise, FL 33323

The undersigned has reviewed the Chain of Title and the Public Records through June 4, 2013, and finds that the following described property is presently owned by Morse Operations, Inc. pursuant to that certain Warranty Deed recorded in Official Records Book 134, Page 32, of the Public Records of Fort Lauderdale, Broward County, Florida (the "Property"):

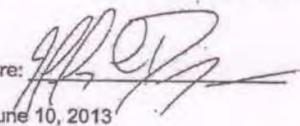
Parcel ID No. 4940-27-02-0011

Parcel Description: SAWGRASS COMMERCE CENTER 134-32 B A POR OF PAR A DESC AS BEG AT NW COR SAID PAR A: E 223.03,S 248.79,W 15,S 134.09, E 18,S 160.25,SE 13.37,E 43.89, SE 66.31:S 51.44,SLY,SELY & HLY 36.19,E 57.13,S 56,E 30.15,S 49, SE 64.10,S 68,W 27.67,S 27.84, W 47.44,W 396.71,NW 37.77, N 861.66 TO POB AKA: PARCEL 1 SUNRISE AUTO MALL

As of the date of the Title Report, January 7, 2013, the Property was encumbered by the following mortgage (if applicable): Ally Bank (Ally Capital In Hawaii, Mississippi, Montana and New Jersey), a Utah corporation.

This Certificate of Title is prepared and provided to the City of Sunrise Community Development Department, for the purpose abandoning an easement and for no other purposes whatsoever. The City of Sunrise Community Development Department shall be entitled to rely upon this Certificate of Title for the purpose of for the abandonment of the easement for this property.

Name of Attorney/or Title Company Representative: Jeffrey C. Dwyer, Esquire

Signature: 

Date: June 10, 2013

MORSE OPERATIONS, INC. CITY OF SUNRISE

INVOICE DATE: 5/22/2013 VENDOR NO: S21030 CHECK DATE: 5/23/2013

DOCUMENT NO: 052213 G/L ACCOUNT: 17117 DESCRIPTION: EASEMENT ABANDONMENT (SAWGRASS AUTOMALL)

NET AMOUNT PAID: 1,968.75

TOTAL > ***1,968.75

67263

THIS CHECK IS VOID WITHOUT A BLUE & RED BACKGROUND AND A WATERMARK - HOLD UP TO THE LIGHT TO VERIFY

ED MORSE AUTOMOTIVE GROUP

MORSE OPERATIONS, INC.

2850 S. FEDERAL HWY

DELRAY BEACH, FL 33483

561-455-1111

Bank of America NA

North Carolina

68-798 / 551

67263

DATE: 5/23/2013

AMOUNT: ***1,968.75

PAY TO THE ORDER OF

One Thousand Nine Hundred Sixty-Eight and 75/100*****

CITY OF SUNRISE

Signature: Michael Kelly

CHECK IS PRINTED ON SECURITY PAPER WHICH INCLUDES A MICROPRINT BORDER & FLUORESCENT FIBERS

⑆67263⑆ ⑆053107989⑆ 000480035617⑆

Prepared by and return to:
Jeffrey C. Dwyer, ESQ.
Law Offices of Bohdan Neswiacheny
540 NE 4th St.
Fort Lauderdale, FL 33301

TERMINATION OF EASEMENT

THIS TERMINATION OF EASEMENT (the "Termination") is made this 27 day of MARCH, 2014 by **Morse Operations, Inc.**, a Florida corporation ("Morse"), as successor in interest to **Argonaut Holdings, Inc.**, a Delaware corporation ("Argonaut"), and the **City of Sunrise**, a Florida municipal corporation ("Sunrise").

WHEREAS, Morse is the owner of that certain property described on **Exhibit "A"** attached hereto; and

WHEREAS, pursuant to that certain Utility Easement entered into by Argonaut and Sunrise on April 14, 1999 and recorded April 20, 1999 in Official Records Book 29391, Page 1953, of the Public Records of Broward County, Florida (hereinafter referred to as the "Easement"), Argonaut granted to Sunrise that certain 12 foot Utility Easement as set for in **Exhibit "B"** attached hereto; and

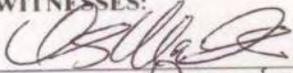
WHEREAS, both Morse, as successor in interest to Argonaut, and Sunrise desire to abandon and terminate the aforementioned Easement;

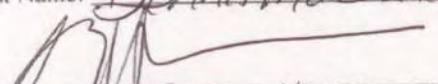
NOW, THEREFORE, Morse and Sunrise hereby agree to the following:

1. The above recitals are true and correct and are incorporated herein.
2. That portion of the twelve (12) foot Utility Easement entered into by Argonaut and Sunrise on April 14, 1999 and recorded April 20, 1999 in Official Records Book 29391, Page 1953, of the Public Records of Broward County, Florida which is specifically within the footprint of the building as depicted on the sketch and legal description attached hereto and made a part of this Termination of Easement, is hereby terminated and shall be of no further force or effect.

IN WITNESS WHEREOF, the below parties have executed this Termination of Easement as of the date set forth above.

WITNESSES:


Print Name: Dennis MacLure


Print Name: Randy Hoffman

MORSE:

Morse Operations, Inc.,
a Florida corporation

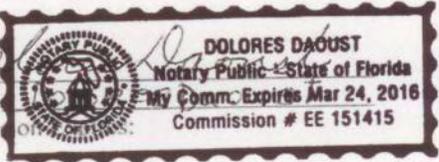
By: 
Edward J. Morse, Jr., President

STATE OF FLORIDA)
 : SS
COUNTY OF BROWARD)

The foregoing instrument was acknowledged before me this 27 day of March, 2014 by Edward J. Morse, Jr., President of Morse Operations, Inc., a Florida corporation. He is personally known to me or has produced driver's license as identification.

Notary Public:

Sign: Dolores Daoust
Print Name: Dolores Daoust
My Commission Expires: Mar 24, 2016
Commission # EE 151415



WITNESSES:

Print Name: _____

Print Name: _____

SUNRISE:

City of Sunrise,
a Florida municipal corporation

By: _____
Print Name: _____
Title: _____

STATE OF FLORIDA)
 : SS
COUNTY OF BROWARD)

The foregoing instrument was acknowledged before me this ____ day of _____, 2014 by _____ of the City of Sunrise, a Florida municipal corporation. He/She is personally known to me or has produced driver's license as identification.

Notary Public:

Sign: _____
Print Name: _____
My Commission Expires: _____

EXHIBIT A
Legal Description

A. (SUNRISE AUTO MALL)

PARCEL 1

THAT PORTION OF PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF SAID PARCEL "A"; THENCE NORTH 88°43'29" EAST ALONG THE NORTH LINE OF SAID PARCEL "N", A DISTANCE OF 223.03 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 248.79 FEET; THENCE SOUTH 89°42'56" WEST, A DISTANCE OF 15.00 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 134.09 FEET; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 18.00 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 160.25 FEET; THENCE SOUTH 32°14'07" EAST, A DISTANCE OF 13.37 FEET; THENCE NORTH 89°42'56" EAST, A DISTANCE OF 43.89 FEET; THENCE SOUTH 63°35'44" EAST, A DISTANCE OF 66.31 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 51.44 FEET TO THE POINT OF CURVATURE OF A CIRCULAR CURVE TO THE LEFT; THENCE SOUTHERLY, SOUTHEASTERLY, AND EASTERLY ALONG THE ARC OF SAID CURVE HAVING A RADIUS OF 23.00 FEET AND A CENTRAL ANGLE OF 90°08'48", A DISTANCE OF 36.19 FEET TO THE POINT OF TANGENCY; THENCE NORTH 89°42'56" EAST, A DISTANCE OF 57.13 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 56.00 FEET; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 30.15 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 49.00 FEET; THENCE SOUTH 65°23'16" EAST, A DISTANCE OF 64.10 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 68.00 FEET; THENCE SOUTH 89°51'44" WEST, A DISTANCE OF 27.67 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 27.84 FEET TO A POINT ON THE SOUTH LINE OF SAID PARCEL "A" (THE NEXT FOUR DESCRIBED COURSES BEING COINCIDENT WITH THE SOUTHERLY AND WESTERLY BOUNDARIES OF SAID PARCEL "A"); THENCE NORTH 86°51'11" WEST, A DISTANCE OF 47.44 FEET; THENCE SOUTH 89°42'48" WEST, A DISTANCE OF 396.71 FEET; THENCE NORTH 61°21'04" WEST, A DISTANCE OF 37.77 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 861.66 FEET TO THE POINT OF BEGINNING.

PARCEL 2A

A PORTION OF PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL "A"; THENCE NORTH 88°43'29" EAST, ALONG THE NORTH LINE OF SAID PARCEL "A", A DISTANCE OF 223.03 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 248.79 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 00°08'16" EAST, A DISTANCE OF 61.70 FEET; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 299.19 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 162.55 FEET; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 210.60 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 153.53 FEET; THENCE SOUTH 89°42'48" WEST, A DISTANCE OF 145.20 FEET; THENCE SOUTH 31°07'24" WEST, A DISTANCE OF 63.29 FEET; THENCE SOUTH 00°17'12" EAST, A DISTANCE OF 221.40 FEET; THENCE SOUTH 88°43'29" WEST, A DISTANCE OF 138.85 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 78.20 FEET; THENCE SOUTH 89°42'56" WEST, A DISTANCE OF 57.13 FEET TO THE POINT OF CURVATURE OF A CIRCULAR CURVE TO THE RIGHT; THENCE

WESTERLY, NORTHWESTERLY, AND NORTHERLY ALONG THE ARC OF SAID CURVE HAVING A RADIUS OF 23.00 FEET AND A CENTRAL ANGLE OF 90°08'48". A DISTANCE OF 36.19 FEET TO THE POINT OF TANGENCY; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 51.44 FEET; THENCE NORTH 63°35'44" WEST, A DISTANCE OF 66.31 FEET; THENCE SOUTH 89°42'56" WEST, A DISTANCE OF 43.89 FEET; THENCE NORTH 32°14'07" WEST, A DISTANCE OF 13.37 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 160.25 FEET; THENCE SOUTH 89°51'44" WEST, A DISTANCE OF 18.00 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 134.09 FEET; THENCE NORTH 89°42'56" EAST, A DISTANCE OF 15.00 FEET TO THE POINT OF BEGINNING.

PARCEL 2B

A PORTION OF PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL "A"; THENCE NORTH 88°43'29" EAST ALONG THE NORTH LINE OF SAID PARCEL "A" A DISTANCE OF 732.92 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 141.59 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°42'48" EAST, A DISTANCE OF 446.23 FEET; THENCE SOUTH 00°10'00" EAST, ALONG A LINE 35 FEET WEST OF AND PARALLEL TO THE EAST LINE OF SAID PARCEL "A", A DISTANCE OF 170.00 FEET; THENCE SOUTH 89°42'48" WEST, A DISTANCE OF 446.31 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 170.00 FEET TO THE POINT OF BEGINNING.

PARCEL 4

A PORTION OF PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL "A"; THENCE NORTH 88°43'29" EAST ALONG THE NORTH LINE OF SAID PARCEL "A", A DISTANCE OF 732.92 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 311.59 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°42'48" EAST, A DISTANCE OF 456.31 FEET; THENCE SOUTH 00°10'00" EAST, ALONG A LINE 25 FEET WEST OF AND PARALLEL TO THE EAST LINE OF SAID PARCEL "A", A DISTANCE OF 233.99 FEET; THENCE NORTH 89°42'48" EAST, A DISTANCE OF 25.00 FEET; THENCE SOUTH 00°10'00" EAST, ALONG SAID EAST LINE OF PARCEL "A", A DISTANCE OF 64.00 FEET; THENCE SOUTH 89°42'48" WEST A DISTANCE OF 540.12 FEET; THENCE NORTH 44°04'41" WEST, A DISTANCE OF 33.56 FEET; THENCE SOUTH 88°43'29" WEST, A DISTANCE OF 95.54 FEET; THENCE NORTH 00°17'12" WEST, A DISTANCE OF 221.40 FEET; THENCE NORTH 31°07'24" EAST, A DISTANCE OF 63.29 FEET; THENCE NORTH 89°42'48" EAST, A DISTANCE OF 145.20 FEET TO THE POINT OF BEGINNING.



CARNAHAN · PROCTOR · CROSS, INC.

CERTIFICATE OF AUTHORIZATION NO. LB 2936
8101 WEST ATLANTIC BLVD., MARGATE, FL 33003
PHONE (954)972-3959 FAX (954)972-4173 E-MAIL: margate@carnahan-proctor.com

EXHIBIT

B

DESCRIPTION AND SKETCH (NOT A SURVEY)

12 FOOT UTILITY EASEMENT ABANDONMENT "SUNRISE AUTO MALL"

LEGAL DESCRIPTION

A PORTION OF A 12-FOOT WIDE STRIP OF LAND AS DESCRIBED IN OFFICIAL RECORD BOOK 29381, PAGES 1953 THROUGH 1959 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA AND LYING IN PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF SAID PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL "A", THENCE SOUTH 00°08'16" EAST, ALONG THE WEST LINE OF SAID PARCEL "A", A DISTANCE OF 509.10 FEET; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 99.34 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°51'23" EAST, A DISTANCE OF 18.44 FEET; THENCE SOUTH 73°17'26" EAST, A DISTANCE OF 98.23 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 12.54 FEET; THENCE NORTH 73°17'28" WEST, A DISTANCE OF 19.22 FEET; THENCE SOUTH 18°42'32" WEST, A DISTANCE OF 10.50 FEET; THENCE NORTH 73°17'28" WEST, A DISTANCE OF 12.00 FEET; THENCE NORTH 18°42'32" EAST, A DISTANCE OF 10.50 FEET; THENCE NORTH 73°17'28" WEST, A DISTANCE OF 88.86 FEET; THENCE SOUTH 89°51'23" WEST, A DISTANCE OF 11.85 FEET; THENCE SOUTH 38°30'03" WEST, A DISTANCE OF 5.05 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 18.05 FEET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE IN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA.

NOTES

1. THIS SKETCH IS NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
2. THIS SKETCH IS THE PROPERTY OF CARNAHAN-PROCTOR-CROSS, INC. AND SHALL NOT BE USED OR REPRODUCED IN WHOLE OR IN PART WITHOUT WRITTEN AUTHORIZATION.
3. THE LANDS SHOWN HEREON ARE SUBJECT TO ALL EASEMENTS, RESERVATIONS, RIGHTS-OF-WAY, AND RESTRICTIONS OF RECORD.
4. ALL EASEMENTS SHOWN HEREON ARE PER THE RECORD PLAT UNLESS OTHERWISE NOTED.
5. THIS SKETCH WAS PREPARED WITHOUT BENEFIT OF A TITLE SEARCH. FOR INFORMATION CONCERNING RIGHTS-OF-WAY, EASEMENTS, RESERVATIONS, AND OTHER SIMILAR MATTERS OF PUBLIC RECORD, AN APPROPRIATE TITLE VERIFICATION NEED BE OBTAINED.
6. THIS IS NOT A SURVEY.

ABBREVIATIONS

S.C.R. = BROWARD COUNTY RECORDS
 N.T.S. = NOT TO SCALE
 O.R.B. = OFFICIAL RECORD BOOK
 P.B. = PLAT BOOK
 PGS. = PAGES
 P.O.B. = POINT OF BEGINNING
 P.O.C. = POINT OF COMMENCEMENT
 P.O.T. = POINT OF TERMINATION
 REF. PT. = REFERENCE POINT
 U.E. = UTILITY EASEMENT

SURVEYOR'S CERTIFICATION

I HEREBY CERTIFY THAT THE DESCRIPTION AND SKETCH SHOWN HEREON COMPLIES WITH MINIMUM TECHNICAL STANDARDS FOR SURVEYS AS CONTAINED IN CHAPTER 5J17-6, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES, AND THAT SAID DESCRIPTION AND SKETCH IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Landon M. Cross
LANDON M. CROSS
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA LICENSE NO. LS3348

DATE OF LAST FIELD WORK: NOT A SURVEY

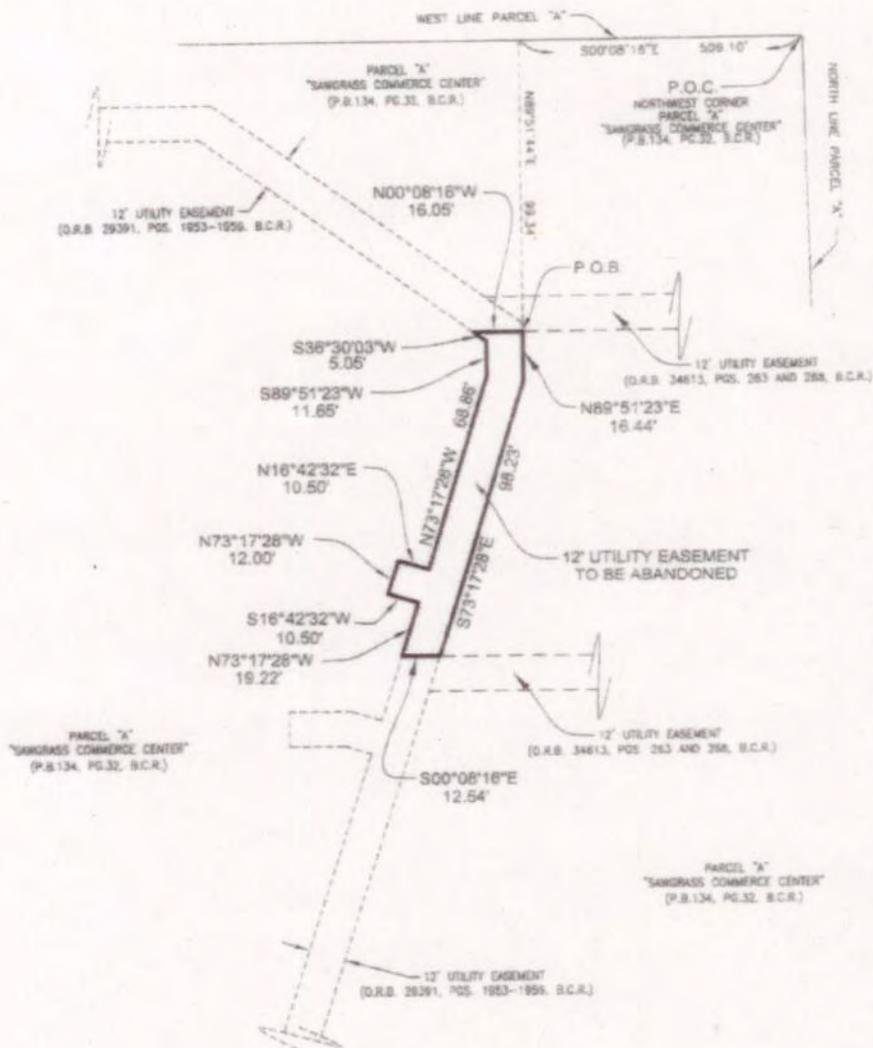
SAWGRASS COMMERCE CENTER

JOB NO.: 112915

DATE: 04-25-13

SHEET 1 OF 2 SHEETS

SKETCH AND DESCRIPTION
12' UTILITY EASEMENT ABANDONMENT
 A PORTION OF PARCEL "A", SAWGRASS COMMERCE CENTER (P.B. 134, PG. 32, B.C.R.),
 IN SECTION 3, TOWNSHIP 52 SOUTH, RANGE 42 EAST,
 MIAMI-DADE COUNTY, FLORIDA



		CARNAHAN · PROCTOR · CROSS, INC.		8101 WEST ATLANTIC BLVD., SUITE 201, MIAMI, FL 33043 PHONE: 305-472-3550 FAX: 305-472-4170	
REVISIONS	DATE	BY	CHK'D	SCALE: 1" = 40'	UTILITY EASEMENT ABANDONMENT
JOB NO. 110315	DWG. BY: KDM	CHK'D BY: LMC		DATE: 4-26-13	SHEET 2 OF 2 SHEETS
SUNRISE AUTO MALL					

P:\proj\110315_SunriseAutoMall-04.dwg

CONSENT OF MORTGAGEE

The undersigned mortgagee does hereby consent to this Termination of Easement and agrees that its Consolidate, Amended and Restated Mortgage and Security Agreement, which is recorded in Official Records Book 49469, 1727 of the Public Records of Broward County, Florida, shall be subordinate to this Termination of Easement.

IN WITNESS WHEREOF, Mortgagee has caused this Joinder and Consent to be executed this ____ day of _____, 2014.

WITNESSES:

Print Name: _____

Print Name: _____

MORTGAGEE:

Ally Bank,
a Utah corporation

By: _____
Name: _____
Its: Assistant Secretary

STATE OF UTAH)
 : SS
COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this ____ day of _____, 2014 by _____, Assistant Secretary of Ally Bank, a Utah corporation. He/She [] is personally known to me or [] has produced driver's license as identification.

Notary Public:

[Notary Seal]

Sign: _____
Print Name: _____

My Commission Expires:



AGENDA ITEM REQUEST

Originating Department: Community Development Department

Item Title: Utility Easement

Item Number: 4B

Meeting Date: 4/8/2014

City Reference Number (C#): C13239

Item Description:

A Resolution of the City of Sunrise, Florida, approving the vacation of a portion of a utility easement as recorded in official records book 29391 page 1953 of the public records of Broward County, Florida; providing for execution of documents; and providing for an effective date.

Funding:

N/A

Amount:

N/A

Attachments:

COS Resolution-C13239

Termination of Easement

Letter of No Objection

Background:

In 1999, a twelve (12) foot utility easement was dedicated to the City of Sunrise. However, no utilities have been placed in the easement. The property owner has requested that the City vacate a portion of the easement that is within the footprint of a building, as shown in Exhibit A. Staff recommends approval of the request.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Jo Sesodia, AICP

Phone: 954 746-3279

Department Head Name and Title:

Mark S. Lubelski, P.E. Community Development Director

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF SUNRISE FLORIDA, APPROVING THE VACATION OF A PORTION OF A UTILITY EASEMENT AS RECORDED IN OFFICIAL RECORDS BOOK 29391 AT PAGE 1953 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; PROVIDING FOR EXECUTION OF DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Argonaut Holding granted a twelve (12) foot Utility Easement to the City of Sunrise and recorded same in Official Records Book 29391 at Page 1953, in the Public Records of Broward County, Florida on April 20, 1999; and

WHEREAS, the owners of the property have requested and received revised site plan approval from the City Commission for development of the property, known as Sawgrass Auto Mall, by Resolution 97-195-11-A; and

WHEREAS, the Utility Easement crosses land that is identified on the revised site plan for location of a permanent building; and

WHEREAS, City Commission finds that the utility easement is no longer necessary for municipal public utilities;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. A vacation of the portion of the twelve (12) foot Utility Easement which is within the footprint of the

building, as specifically depicted on the sketch and legal description attached hereto and made a part of this Resolution as Exhibit "A," is hereby approved.

Section 2. The Director of Community Development is hereby authorized to sign all documents necessary to effectuate the vacation of the easement, upon review and approval by the City Attorney.

Section 3. The City Clerk is hereby directed to record this Resolution in the Public Records of Broward County, Florida.

Section 4. Effective Date. This Resolution shall be effective immediately upon its passage.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
as to Form and Legal Sufficiency. _____

Kimberly A. Kisslan

Prepared by and return to:
Jeffrey C. Dwyer, ESQ.
Law Offices of Bohdan Neswiacheny
540 NE 4th St.
Fort Lauderdale, FL 33301

TERMINATION OF EASEMENT

THIS TERMINATION OF EASEMENT (the "Termination") is made this 27 day of MARCH, 2014 by **Morse Operations, Inc.**, a Florida corporation ("Morse"), as successor in interest to **Argonaut Holdings, Inc.**, a Delaware corporation ("Argonaut"), and the **City of Sunrise**, a Florida municipal corporation ("Sunrise").

WHEREAS, Morse is the owner of that certain property described on **Exhibit "A"** attached hereto; and

WHEREAS, pursuant to that certain Utility Easement entered into by Argonaut and Sunrise on April 14, 1999 and recorded April 20, 1999 in Official Records Book 29391, Page 1953, of the Public Records of Broward County, Florida (hereinafter referred to as the "Easement"), Argonaut granted to Sunrise that certain 12 foot Utility Easement as set for in **Exhibit "B"** attached hereto; and

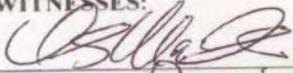
WHEREAS, both Morse, as successor in interest to Argonaut, and Sunrise desire to abandon and terminate the aforementioned Easement;

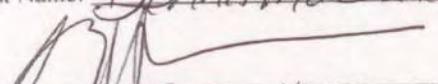
NOW, THEREFORE, Morse and Sunrise hereby agree to the following:

1. The above recitals are true and correct and are incorporated herein.
2. That portion of the twelve (12) foot Utility Easement entered into by Argonaut and Sunrise on April 14, 1999 and recorded April 20, 1999 in Official Records Book 29391, Page 1953, of the Public Records of Broward County, Florida which is specifically within the footprint of the building as depicted on the sketch and legal description attached hereto and made a part of this Termination of Easement, is hereby terminated and shall be of no further force or effect.

IN WITNESS WHEREOF, the below parties have executed this Termination of Easement as of the date set forth above.

WITNESSES:


Print Name: Dennis MacLure


Print Name: Randy Hoffman

MORSE:

Morse Operations, Inc.,
a Florida corporation

By: 
Edward J. Morse, Jr., President

STATE OF FLORIDA)
 : SS
COUNTY OF BROWARD)

The foregoing instrument was acknowledged before me this 27 day of March, 2014 by Edward J. Morse, Jr., President of Morse Operations, Inc., a Florida corporation. He is personally known to me or has produced driver's license as identification.

Notary Public:

Sign: Dolores Daoust
Print Name: Dolores Daoust
My Commission Expires: Mar 24, 2016
Commission # EE 151415



WITNESSES:

Print Name: _____

Print Name: _____

SUNRISE:

City of Sunrise,
a Florida municipal corporation

By: _____
Print Name: _____
Title: _____

STATE OF FLORIDA)
 : SS
COUNTY OF BROWARD)

The foregoing instrument was acknowledged before me this ____ day of _____, 2014 by _____ of the City of Sunrise, a Florida municipal corporation. He/She is personally known to me or has produced driver's license as identification.

Notary Public:

Sign: _____
Print Name: _____
My Commission Expires: _____

EXHIBIT A
Legal Description

A. (SUNRISE AUTO MALL)

PARCEL 1

THAT PORTION OF PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF SAID PARCEL "A"; THENCE NORTH 88°43'29" EAST ALONG THE NORTH LINE OF SAID PARCEL "N", A DISTANCE OF 223.03 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 248.79 FEET; THENCE SOUTH 89°42'56" WEST, A DISTANCE OF 15.00 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 134.09 FEET; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 18.00 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 160.25 FEET; THENCE SOUTH 32°14'07" EAST, A DISTANCE OF 13.37 FEET; THENCE NORTH 89°42'56" EAST, A DISTANCE OF 43.89 FEET; THENCE SOUTH 63°35'44" EAST, A DISTANCE OF 66.31 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 51.44 FEET TO THE POINT OF CURVATURE OF A CIRCULAR CURVE TO THE LEFT; THENCE SOUTHERLY, SOUTHEASTERLY, AND EASTERLY ALONG THE ARC OF SAID CURVE HAVING A RADIUS OF 23.00 FEET AND A CENTRAL ANGLE OF 90°08'48", A DISTANCE OF 36.19 FEET TO THE POINT OF TANGENCY; THENCE NORTH 89°42'56" EAST, A DISTANCE OF 57.13 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 56.00 FEET; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 30.15 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 49.00 FEET; THENCE SOUTH 65°23'16" EAST, A DISTANCE OF 64.10 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 68.00 FEET; THENCE SOUTH 89°51'44" WEST, A DISTANCE OF 27.67 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 27.84 FEET TO A POINT ON THE SOUTH LINE OF SAID PARCEL "A" (THE NEXT FOUR DESCRIBED COURSES BEING COINCIDENT WITH THE SOUTHERLY AND WESTERLY BOUNDARIES OF SAID PARCEL "A"); THENCE NORTH 86°51'11" WEST, A DISTANCE OF 47.44 FEET; THENCE SOUTH 89°42'48" WEST, A DISTANCE OF 396.71 FEET; THENCE NORTH 61°21'04" WEST, A DISTANCE OF 37.77 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 861.66 FEET TO THE POINT OF BEGINNING.

PARCEL 2A

A PORTION OF PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL "A"; THENCE NORTH 88°43'29" EAST, ALONG THE NORTH LINE OF SAID PARCEL "A", A DISTANCE OF 223.03 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 248.79 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 00°08'16" EAST, A DISTANCE OF 61.70 FEET; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 299.19 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 162.55 FEET; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 210.60 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 153.53 FEET; THENCE SOUTH 89°42'48" WEST, A DISTANCE OF 145.20 FEET; THENCE SOUTH 31°07'24" WEST, A DISTANCE OF 63.29 FEET; THENCE SOUTH 00°17'12" EAST, A DISTANCE OF 221.40 FEET; THENCE SOUTH 88°43'29" WEST, A DISTANCE OF 138.85 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 78.20 FEET; THENCE SOUTH 89°42'56" WEST, A DISTANCE OF 57.13 FEET TO THE POINT OF CURVATURE OF A CIRCULAR CURVE TO THE RIGHT; THENCE

WESTERLY, NORTHWESTERLY, AND NORTHERLY ALONG THE ARC OF SAID CURVE HAVING A RADIUS OF 23.00 FEET AND A CENTRAL ANGLE OF 90°08'48". A DISTANCE OF 36.19 FEET TO THE POINT OF TANGENCY; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 51.44 FEET; THENCE NORTH 63°35'44" WEST, A DISTANCE OF 66.31 FEET; THENCE SOUTH 89°42'56" WEST, A DISTANCE OF 43.89 FEET; THENCE NORTH 32°14'07" WEST, A DISTANCE OF 13.37 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 160.25 FEET; THENCE SOUTH 89°51'44" WEST, A DISTANCE OF 18.00 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 134.09 FEET; THENCE NORTH 89°42'56" EAST, A DISTANCE OF 15.00 FEET TO THE POINT OF BEGINNING.

PARCEL 2B

A PORTION OF PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL "A"; THENCE NORTH 88°43'29" EAST ALONG THE NORTH LINE OF SAID PARCEL "A" A DISTANCE OF 732.92 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 141.59 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°42'48" EAST, A DISTANCE OF 446.23 FEET; THENCE SOUTH 00°10'00" EAST, ALONG A LINE 35 FEET WEST OF AND PARALLEL TO THE EAST LINE OF SAID PARCEL "A", A DISTANCE OF 170.00 FEET; THENCE SOUTH 89°42'48" WEST, A DISTANCE OF 446.31 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 170.00 FEET TO THE POINT OF BEGINNING.

PARCEL 4

A PORTION OF PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL "A"; THENCE NORTH 88°43'29" EAST ALONG THE NORTH LINE OF SAID PARCEL "A", A DISTANCE OF 732.92 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 311.59 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°42'48" EAST, A DISTANCE OF 456.31 FEET; THENCE SOUTH 00°10'00" EAST, ALONG A LINE 25 FEET WEST OF AND PARALLEL TO THE EAST LINE OF SAID PARCEL "A", A DISTANCE OF 233.99 FEET; THENCE NORTH 89°42'48" EAST, A DISTANCE OF 25.00 FEET; THENCE SOUTH 00°10'00" EAST, ALONG SAID EAST LINE OF PARCEL "A", A DISTANCE OF 64.00 FEET; THENCE SOUTH 89°42'48" WEST A DISTANCE OF 540.12 FEET; THENCE NORTH 44°04'41" WEST, A DISTANCE OF 33.56 FEET; THENCE SOUTH 88°43'29" WEST, A DISTANCE OF 95.54 FEET; THENCE NORTH 00°17'12" WEST, A DISTANCE OF 221.40 FEET; THENCE NORTH 31°07'24" EAST, A DISTANCE OF 63.29 FEET; THENCE NORTH 89°42'48" EAST, A DISTANCE OF 145.20 FEET TO THE POINT OF BEGINNING.



CARNAHAN · PROCTOR · CROSS, INC.

CERTIFICATE OF AUTHORIZATION NO. LB 2936
8101 WEST ATLANTIC BLVD., MARGATE, FL 33003
PHONE (954)972-3959 FAX (954)972-4173 E-MAIL: margate@carnahan-proctor.com

EXHIBIT
B

DESCRIPTION AND SKETCH (NOT A SURVEY)

12 FOOT UTILITY EASEMENT ABANDONMENT "SUNRISE AUTO MALL"

LEGAL DESCRIPTION

A PORTION OF A 12-FOOT WIDE STRIP OF LAND AS DESCRIBED IN OFFICIAL RECORD BOOK 29381, PAGES 1953 THROUGH 1959 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA AND LYING IN PARCEL "A", "SAWGRASS COMMERCE CENTER", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 134, PAGE 32 OF SAID PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL "A", THENCE SOUTH 00°08'16" EAST, ALONG THE WEST LINE OF SAID PARCEL "A", A DISTANCE OF 509.10 FEET; THENCE NORTH 89°51'44" EAST, A DISTANCE OF 99.34 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°51'23" EAST, A DISTANCE OF 18.44 FEET; THENCE SOUTH 73°17'26" EAST, A DISTANCE OF 98.23 FEET; THENCE SOUTH 00°08'16" EAST, A DISTANCE OF 12.54 FEET; THENCE NORTH 73°17'28" WEST, A DISTANCE OF 19.22 FEET; THENCE SOUTH 18°42'32" WEST, A DISTANCE OF 10.50 FEET; THENCE NORTH 73°17'28" WEST, A DISTANCE OF 12.00 FEET; THENCE NORTH 18°42'32" EAST, A DISTANCE OF 10.50 FEET; THENCE NORTH 73°17'28" WEST, A DISTANCE OF 88.86 FEET; THENCE SOUTH 89°51'23" WEST, A DISTANCE OF 11.85 FEET; THENCE SOUTH 38°30'03" WEST, A DISTANCE OF 5.05 FEET; THENCE NORTH 00°08'16" WEST, A DISTANCE OF 18.05 FEET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE IN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA.

NOTES

1. THIS SKETCH IS NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
2. THIS SKETCH IS THE PROPERTY OF CARNAHAN-PROCTOR-CROSS, INC. AND SHALL NOT BE USED OR REPRODUCED IN WHOLE OR IN PART WITHOUT WRITTEN AUTHORIZATION.
3. THE LANDS SHOWN HEREON ARE SUBJECT TO ALL EASEMENTS, RESERVATIONS, RIGHTS-OF-WAY, AND RESTRICTIONS OF RECORD.
4. ALL EASEMENTS SHOWN HEREON ARE PER THE RECORD PLAT UNLESS OTHERWISE NOTED.
5. THIS SKETCH WAS PREPARED WITHOUT BENEFIT OF A TITLE SEARCH. FOR INFORMATION CONCERNING RIGHTS-OF-WAY, EASEMENTS, RESERVATIONS, AND OTHER SIMILAR MATTERS OF PUBLIC RECORD, AN APPROPRIATE TITLE VERIFICATION NEED BE OBTAINED.
6. THIS IS NOT A SURVEY.

ABBREVIATIONS

- S.C.R. = BROWARD COUNTY RECORDS
- N.T.S. = NOT TO SCALE
- O.R.B. = OFFICIAL RECORD BOOK
- P.B. = PLAT BOOK
- P.G.S. = PAGES
- P.O.B. = POINT OF BEGINNING
- P.O.C. = POINT OF COMMENCEMENT
- P.O.T. = POINT OF TERMINATION
- REF PT = REFERENCE POINT
- U.E. = UTILITY EASEMENT

SURVEYOR'S CERTIFICATION

I HEREBY CERTIFY THAT THE DESCRIPTION AND SKETCH SHOWN HEREON COMPLIES WITH MINIMUM TECHNICAL STANDARDS FOR SURVEYS AS CONTAINED IN CHAPTER 5J17-6, FLORIDA ADMINISTRATIVE CODE PURSUANT TO SECTION 472.027, FLORIDA STATUTES, AND THAT SAID DESCRIPTION AND SKETCH IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF

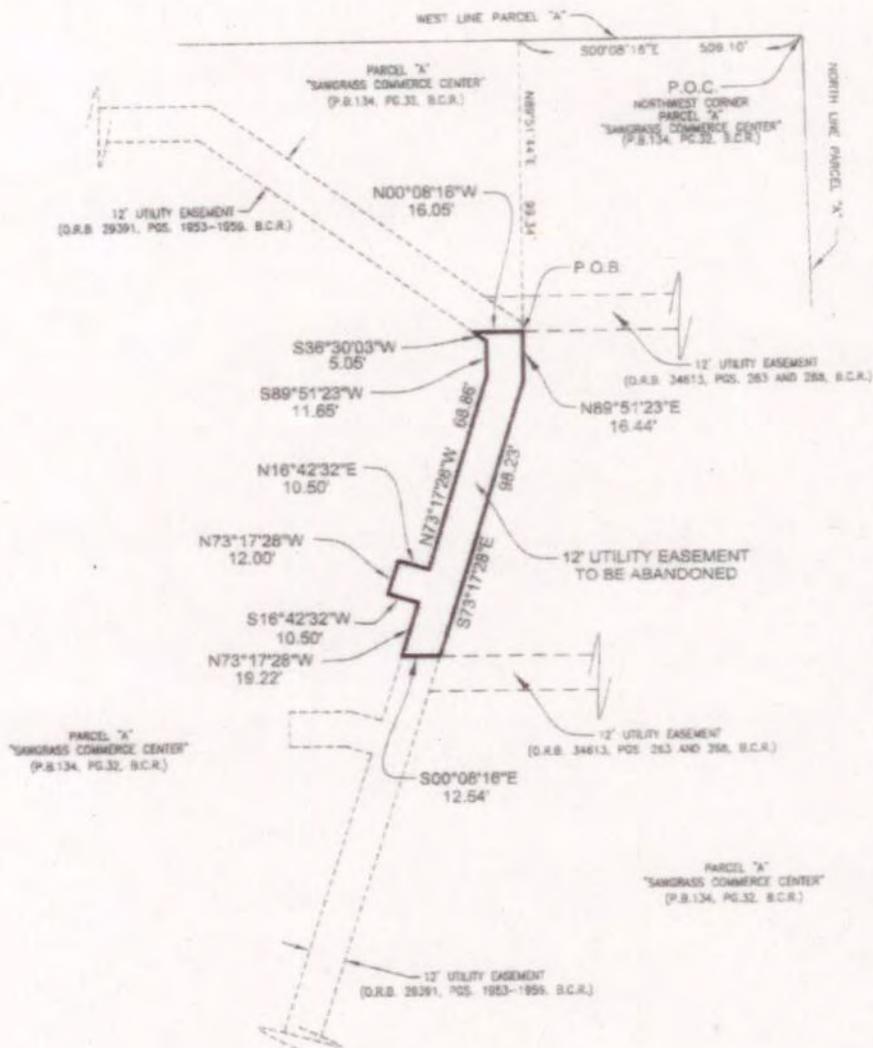
LANDON M. CROSS
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA LICENSE NO. LS3348

DATE OF LAST FIELD WORK: NOT A SURVEY

SAWGRASS COMMERCE CENTER		JOB NO.: 112915	DATE: 04-25-13	SHEET 1 OF 2 SHEETS
--------------------------	--	-----------------	----------------	---------------------

z:\projects\112915_slegal\esse abandonment 4-25-13.dwg

SKETCH AND DESCRIPTION
12' UTILITY EASEMENT ABANDONMENT
 A PORTION OF PARCEL "A", SAWGRASS COMMERCE CENTER (P.B. 134, PG. 32, B.C.R.),
 IN SECTION 3, TOWNSHIP 52 SOUTH, RANGE 42 EAST,
 MIAMI-DADE COUNTY, FLORIDA



				 CARNAHAN · PROCTOR · CROSS, INC. <small>8101 WEST ATLANTIC BLVD., SUITE 201, MIAMI, FL 33043 PHONE: 305-472-3550 FAX: 305-472-4170</small>	
REVISIONS	DATE	BY	CHK'D	SCALE: 1" = 40'	UTILITY EASEMENT ABANDONMENT
JOB NO. 110315	DWG. BY: KDM	CHK'D BY: LMC		DATE: 4-26-13	SHEET 2 OF 2 SHEETS
SUNRISE AUTO MALL					

P:\proj\110315_SunriseAutoMall-04.dwg

CONSENT OF MORTGAGEE

The undersigned mortgagee does hereby consent to this Termination of Easement and agrees that its Consolidate, Amended and Restated Mortgage and Security Agreement, which is recorded in Official Records Book 49469, 1727 of the Public Records of Broward County, Florida, shall be subordinate to this Termination of Easement.

IN WITNESS WHEREOF, Mortgagee has caused this Joinder and Consent to be executed this ____ day of _____, 2014.

WITNESSES:

Print Name: _____

Print Name: _____

MORTGAGEE:

Ally Bank,
a Utah corporation

By: _____
Name: _____
Its: Assistant Secretary

STATE OF UTAH)
 : SS
COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this ____ day of _____, 2014 by _____, Assistant Secretary of Ally Bank, a Utah corporation. He/She [] is personally known to me or [] has produced driver's license as identification.

Notary Public:

[Notary Seal]

Sign: _____
Print Name: _____

My Commission Expires:

July 29, 2013

Jeffrey C. Dwyer, Esquire
Law offices of Bohdan Neswiacheny
540 NE 4th Street
Fort Lauderdale, FL 33301

Re: Vacation of Easement
Sunrise Auto Mall
A3-253

Dear Mr. Dwyer:

This letter is written in response to your request regarding the vacation of a specific 12-foot utility easement included within the above referenced development as shown in the attached sketch. This is a portion of an easement that was originally granted to the City of Sunrise on April 14, 1999 and recorded in Broward County Records Division OR BK 29391 Pg 1953.

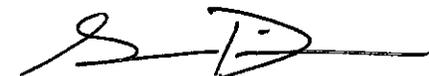
This request for vacation of easement is the result of construction of a new building in its location. The utilities in this area were removed and relocated to accommodate the new building. A new utility easement showing the relocated utilities was granted to the City on February 11, 2003 and recorded in Broward County Records Division OR BK 34613 Pg 268. Although the utilities were removed, this portion of the easement was not officially vacated at that time.

Please be advised that the City of Sunrise has no objection to the proposed vacation as shown in the attached sketch.

Please feel free to contact me at (954) 746-3285 if you have any further questions.

Sincerely,

CITY OF SUNRISE



Sean F. Dinneen, P.E.
Assistant Director - City Engineer

SFD:jem

cc: Mark S. Lubelski, P.E., Director, Community Development Department



AGENDA ITEM REQUEST

Originating Department: Police

Item Title: Agreement

Item Number: 4C

Meeting Date: 4/8/2014

City Reference Number (C#): C14098

Item Description:

A resolution of the City of Sunrise, Florida, approving a Modification to the Subgrant Agreement between the City of Sunrise and the Division of Emergency Management; and providing an effective date.

Funding: N/A

Amount: N/A

Attachments:

COS Resolution - C14098

EOC Grant Modification

Background:

This Modification was generated in order to reinstate and extend the initial agreement, thus allowing the City to receive payment. The initial agreement was approved by the Commission on February 12, 2013 (Resolution 13-14) and signed by Chief John E. Brooks on February 25, 2013. The President of the United States signed an appropriations bill in October 2009 that approved funding in the amount \$750,000.00 through the Department of Homeland Security for construction of the City of Sunrise Emergency Operations Center in the new Public Safety Building. This funding is now being provided to the city through the State of Florida Division of Emergency Management.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Sgt. Brooke Lebel

Phone: 954-746-3391

Department Head Name and Title:

John E. Brooks, Chief of Police

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING A MODIFICATION TO THE FEDERALLY-FUNDED SUBGRANT AGREEMENT BETWEEN THE STATE OF FLORIDA, DIVISION OF EMERGENCY MANAGEMENT AND THE CITY OF SUNRISE; AUTHORIZING THE CHIEF OF POLICE TO EXECUTE ALL RELATED DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, in October 2009, the President of the United States signed an appropriations bill that approved funding in the amount of \$750,000 through the Department of Homeland Security (DHS) for construction of the City of Sunrise Emergency Operations Center (EOC) in the new Public Safety Building; and

WHEREAS, this modification was generated to reinstate and extend the initial agreement, approved by Resolution No. 13-14, thus allowing the City to receive payment.

WHEREAS, this funding is being provided to the City through the Florida Division of Emergency Management;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. A Modification to the Federally-Funded Subgrant Agreement between the State of Florida, Division of Emergency Management and the City of Sunrise is hereby

approved. A copy of the Agreement is attached hereto and made a part of this Resolution as Exhibit "A."

Section 2. The Chief of Police is authorized to execute the Modification #1 to Subgrant Agreement. The Chief of Police is further authorized to execute extensions and renewals, subject City Attorney approval, and all related documents associated with this Agreement. The Chief of Police shall provide the City Clerk with copies of any executed extension or renewal.

Section 3. Effective Date. This Resolution shall be effective retroactive to May 31, 2013.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

MOTION: _____

SECOND: _____

KERCH: _____

ROSEN: _____

SCUOTTO: _____

SOFIELD: _____

RYAN: _____

Approved by the City Attorney
as to Form and Legal Sufficiency.

Kimberly A. Kisslan

**MODIFICATION #1 TO SUBGRANT AGREEMENT BETWEEN
THE DIVISION OF EMERGENCY MANAGEMENT AND
CITY OF SUNRISE**

This Modification is made and entered into by and between the State of Florida, Division of Emergency Management ("the Division"), and the City of Sunrise ("Recipient") to modify Contract Number **13DS-8Z-11-16-23-448**, which began on April 9, 2013 ("the Agreement").

WHEREAS, the Division and the Recipient have entered into the Agreement, pursuant to which the Division has provided a subgrant to Recipient under the State Homeland Security Grant program of **\$750,000**; and

WHEREAS, the Agreement expired on May 31, 2013; and

WHEREAS, the Division and the Recipient desire to reinstate and extend the terms of the Agreement;

NOW, THEREFORE, in consideration of the mutual promises of the parties contained herein, the parties agree as follows:

1. The agreement is hereby reinstated and extended as though it had never expired.
2. Paragraph 3 of the Agreement is hereby amended to read as follows:

This Agreement shall begin upon execution by both parties or on June 1, 2010, whichever is later, and shall end May 31, 2014, unless terminated earlier in accordance with the provisions of Paragraph (12) of this Agreement.

3. Section (11) REMEDIES of the Agreement is hereby amended to read as follows:
If an Event of Default occurs, then the Division **shall**, after thirty calendar days written notice to the Recipient and upon the Recipient's failure to cure within those thirty days, exercise any one or more of the following remedies, either concurrently or consecutively:

(a) Terminate this Agreement, provided that the Recipient is given at least thirty days prior written notice of the termination. The notice shall be effective when placed in the United States, first class mail, postage prepaid, by registered or certified mail-return receipt requested, to the address in paragraph (13) herein;

(b) Begin an appropriate legal or equitable action to enforce performance of this Agreement;

(c) Withhold or suspend payment of all or any part of a request for payment;

(d) Require that the Recipient refund to the Division any monies used for ineligible purposes under the laws, rules and regulations governing the use of these funds.

(e) Exercise any corrective or remedial actions, to include but not be limited to:

1. Request additional information from the Recipient to determine the reasons for or the extent of non-compliance or lack of performance,

2. Issue a written warning to advise that more serious measures may be taken if the situation is not corrected,

3. Advise the Recipient to suspend, discontinue or refrain from incurring costs for any activities in question or

4. Require the Recipient to reimburse the Division for the amount of costs incurred for any items determined to be ineligible;

(f) Exercise any other rights or remedies which may be available under law.

(g) Pursuing any of the above remedies will not stop the Division from pursuing any other remedies in this Agreement or provided at law or in equity. If the Division waives any right or remedy in this Agreement or fails to insist on strict performance by the Recipient, it will not affect, extend or waive any other right or remedy of the Division, or affect the later exercise of the same right or remedy by the Division for any other default by the Recipient.

4. All provisions of the Agreement being modified and any attachments thereto in conflict with this Modification shall be and are hereby changed to conform with this Modification, effective as of the date of the last execution of this Modification by both parties.

5. All provisions not in conflict with this Modification remain in full force and effect, and are to be performed at the level specified in the Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Modification as of the dates set out below.

RECIPIENT: CITY OF SUNRISE

By: _____

Name and Title: _____

Date: _____

DIVISION OF EMERGENCY MANAGEMENT

By: _____

Name and Title: **Bryan W. Koon, Director**

Date: _____



AGENDA ITEM REQUEST

Originating Department: Purchasing

Item Title: Equipment

Item Number: 4D

Meeting Date: 4/8/2014

City Reference Number (C#): C14100

Item Description:

Approval to award Bid No. 14(11)33-02-03-12-L to Econo-Comm, Inc. dba Mobile Communications of Lauderhill, Florida for City-wide radio maintenance.

Funding:

Various Departmental Accounts

Amount: Estimated Annual Expenditure for Fiscal Year 2013/2014: \$44,000. Subsequent years expenditures subject to budget approval.

Attachments:

Radio Maintenance Tabulation Sheet

Background:

The City requires the services of a vendor to maintain and repair radio equipment City-wide. Bids for these services were posted on DemandStar on February 21, 2014 and opened March 12, 2014, and three (3) bids were received.

The responses were reviewed by the Fire/Rescue Department and Purchasing Division, who recommend an award to the lowest responsive and responsible bidder, Econo-Comm, Inc., dba Mobile Communications of Lauderhill, Florida. The monthly cost for maintenance will increase in subsequent years as more equipment comes off warranty. No Sunrise vendors were solicited because there are no vendors listed in the Business Tax License directory that can perform this type of work.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Ann Potter, Purchasing Director Phone: 954-572-2276

Department Head Name and Title:

Chief Thomas DiBernardo, Fire Rescue

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

RESOLUTION NO. ____

A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, TO AWARD BID NO. 14(11)33-02-03-12-L TO ECONO-COMM, INC. D/B/A MOBILE COMMUNICATIONS OF LAUDERHILL, FLORIDA FOR CITY-WIDE RADIO MAINTENANCE; AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. The award of Bid No. 14(11)33-02-03-12-L for City-Wide Radio Maintenance is hereby awarded to Econo-Comm, Inc. d/b/a Mobile Communications of Lauderhill, Florida.

Section 2. The Purchasing Director is hereby authorized to execute all necessary documents, amendments and renew the award in accordance with the terms of the Bid.

Section 3. Effective Date. This Resolution shall be effective immediately upon its passage.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
as to Form and Legal Sufficiency. _____
Kimberly A. Kisslan

Bid 14(11) - Radio Maintenanc

Group 1 Misc Equipment - Out of Warranty

Item #	Est. Hours	Description	Econo-Comm d/b/a Mobile Comm		Control Communcations		Highland Wireless Services	
1	411	MOTOROLA PORTABLES	\$ 5.00	\$ 2,055.00	\$ 4.00	\$ 1,644.00	\$ 9.00	\$ 3,699.00
2	0	CONTROL STATIONS	\$ 7.00	\$ -	\$ 14.00	\$ -	\$ 15.00	\$ -
3	77	MOTOROLA MOBILES	\$ 5.00	\$ 385.00	\$ 6.00	\$ 462.00	\$ 12.00	\$ 924.00
4	6	MOTOROLA BASE STATION/REPEATERS (MTR 3000, MOTOROLA CONSOLETTES)	\$ 25.00	\$ 150.00	\$ 20.00	\$ 120.00	\$ 20.00	\$ 120.00
5	1	MOTOROLA RACK UPS-SWITCH	\$ 10.00	\$ 10.00	\$ 4.00	\$ 4.00	\$ 15.00	\$ 15.00
6	2	HAM RADIO	\$ 10.00	\$ 20.00	\$ 4.00	\$ 8.00	\$ 12.00	\$ 24.00
7	10	RADIO BDA	\$ 15.00	\$ 150.00	\$ 250.00	\$ 2,500.00	\$ 20.00	\$ 200.00
8	25	SINGLE UNIT BATTERY CHARGER	\$ 3.00	\$ 75.00	\$ 4.00	\$ 100.00	\$ 2.00	\$ 50.00
9	5	MULTI-UNIT BATTERY CHARGER	\$ 7.00	\$ 35.00	\$ 4.00	\$ 20.00	\$ 10.00	\$ 50.00
10	2	MULTI-UNIT BATTERY TRI ANALYSER	\$ 10.00	\$ 20.00	\$ 4.00	\$ 8.00	\$ 15.00	\$ 30.00
11	6	FIRE STATION ALERTING (ZETRON)	\$ 15.00	\$ 90.00	\$ 18.00	\$ 108.00	\$ 25.00	\$ 150.00
12	5	FIRE AMPLIFIER	\$ 20.00	\$ 100.00	\$ 4.00	\$ 20.00	\$ 10.00	\$ 50.00

\$ 3,090.00 \$ 4,994.00 \$ 5,312.00

Group 1 - Items 1 Through 12

Group II - Misc Equipment In Warranty

Item #	Est. Hours	Description	Econo-Comm d/b/a Mobile Comm		Control Communcations		Highland Wireless Services	
13	193	MOTOROLA PORTABLES }	\$ 1.00	\$ 193.00	\$ 1.00	\$ 193.00	\$ 3.00	\$ 579.00
14	11	CONTROL STATIONS }	\$ 1.00	\$ 11.00	\$ 2.00	\$ 22.00	\$ 5.00	\$ 55.00
15	41	MOTOROLA MOBILES }	\$ 1.00	\$ 41.00	\$ 1.50	\$ 61.50	\$ 4.00	\$ 164.00
16	0	MOTOROLA BASE STATION/REPEATERS (MTR 3000, MOTOROLA CONSOLETTES)	\$ 2.00	\$ -	\$ 3.00	\$ -	\$ 15.00	\$ -
17	0	MOTOROLA RACK UPS-SWITCH	\$ 2.00	\$ -	\$ 2.00	\$ -	\$ 5.00	\$ -
18	0	HAM RADIO	\$ 2.00	\$ -	\$ 4.00	\$ -	\$ 3.00	\$ -
19	0	RADIO BDA	\$ 2.00	\$ -	\$ 25.00	\$ -	\$ 5.00	\$ -
20	0	SINGLE UNIT BATTERY CHARGER	\$ 1.00	\$ -	\$ 1.00	\$ -	\$ 0.50	\$ -
21	0	MULTI-UNIT BATTERY CHARGER	\$ 2.00	\$ -	\$ 1.00	\$ -	\$ 5.00	\$ -
22	0	MULTI-UNIT BATTERY TRI ANALYSER	\$ 2.00	\$ -	\$ 1.00	\$ -	\$ 5.00	\$ -
23	0	FIRE STATION ALERTING (ZETRON)	\$ 2.00	\$ -	\$ 5.00	\$ -	\$ 5.00	\$ -
24	0	FIRE AMPLIFIER	\$ 2.00	\$ -	\$ 5.00	\$ -	\$ 5.00	\$ -

Total Group 2, Items 13 Through 24 \$ 245.00 \$ 276.50 \$ 798.00



AGENDA ITEM REQUEST

Originating Department: Purchasing

Item Title: Services

Item Number: 4E

Meeting Date: 4/8/2014

City Reference Number (C#): C14099

Item Description:

Approval to award Bid No. 14(09)33-01-03-12-M to Megawattage, LLC of Hollywood, Florida, for Generator Maintenance and repair services.

Funding: Various Departmental Accounts

Amount: Not to exceed budgeted funds for FY 13/14.
Subsequent years subject to budget approval

Attachments:

COS Resolution C14099

Tabulation

Background:

The Utilities Department requires periodic repairs and maintenance to generators at treatment and other facilities. Bid No. 14(09)33-01-03-12-M for Generator Maintenance and Repairs was advertised on February 21, 2014 and seven (7) responses were received.

Bids were reviewed by the Utilities Department and Purchasing Division who recommend awarding to the lowest responsive and responsible bidder, Megawattage, LLC of Hollywood, Florida.

No Sunrise vendors were solicited because there are no vendors listed in the Business Tax License directory that can perform this type of work.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Maria Salvatierra, Procurement Specialist Phone: 954-572-2484

Department Head Name and Title:

Timothy Welch, Utilities Director.

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, TO AWARD BID NO. 14(09)33-01-03-12-M TO MEGAWATTAGE, LLC OF HOLLYWOOD, FLORIDA FOR GENERATOR MAINTENANCE AND REPAIR SERVICES; AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. The award of Bid No. 14(09)33-01-03-12-M for Generator Maintenance and Repair services is hereby awarded to Megawattage, LLC of Hollywood, Florida.

Section 2. The Purchasing Director is hereby authorized to execute all necessary documents, amendments and renewals in accordance with the terms of the Bid.

Section 3. Effective Date. This Resolution shall be effective immediately upon its passage.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
as to Form and Legal Sufficiency. _____
Kimberly A. Kisslan

Bidder's Name:		ACF Standby Systems		All Powers Generators		Megawattage		Pantropic Power, Inc.		TAW Power Systems		Xylem Dewatering dba Godwin Pumps of America		Power Pro-Tech	
LOT 1 UTILITIES DEPARTMENT FIXED AND PORTABLE GENERATORS															
ITEM NO.	LOCATION/DESCRIPTION	UNIT NO./SERIAL NO.	TOTAL COST FOR ANNUAL SERVICE & INSPECTION	TOTAL COST FOR ANNUAL SERVICE & INSPECTION	TOTAL COST FOR ANNUAL SERVICE & INSPECTION	TOTAL COST FOR ANNUAL SERVICE & INSPECTION									
1	MANUFACTURER: GENERAC MODEL NO.: 93A0489-S SERIAL NO.: 2010844 RATING: 100KW VOLTAGE: 240/208/480 3 PHASE AMPS: 301/347/150 TYPE: SD099-G366-4D18CBSVC TRAILER: CHILlicoTH METAL CO.	93-11807-2 No. 1	\$411.50	\$183.00	\$236.00	\$475.00	\$450.00	\$250.00	\$410.00						
2	MANUFACTURER: GENERAC MODEL NO.: 93A0489-S SERIAL NO.: 2010844 RATING: 100KW VOLTAGE: 240/208/480 3 PHASE AMPS: 301/347/150 TYPE: SD099-G366-4D18CBSVC TRAILER: CHILlicoTH METAL CO.	94-11931-A No. 3	\$411.50	\$183.00	\$236.00	\$475.00	\$450.00	\$250.00	\$410.00						
3	MANUFACTURER: GENERAC MODEL NO.: 93A0489-S SERIAL NO.: 2010844 RATING: 100KW VOLTAGE: 240/208/480 3 PHASE AMPS: 301/347/150 TYPE: SD099-G366-4D18CBSVC TRAILER: CHILlicoTH METAL CO.	94-11931-B No. 4	\$411.50	\$183.00	\$236.00	\$475.00	\$450.00	\$250.00	\$410.00						
4	MANUFACTURER: GENERAC MODEL NO.: 93A0489-S SERIAL NO.: 2010844 RATING: 100KW VOLTAGE: 240/208/480 3 PHASE AMPS: 301/347/150 TYPE: SD099-G366-4D18CBSVC TRAILER: CHILlicoTH METAL CO.	95-12323-1 No. 5	\$411.50	\$183.00	\$236.00	\$475.00	\$450.00	\$250.00	\$410.00						
5	MANUFACTURER: GENERAC MODEL NO.: 93A0489-S SERIAL NO.: 2010844 RATING: 100KW VOLTAGE: 240/208/480 3 PHASE AMPS: 301/347/150 TYPE: SD099-G366-4D18CBSVC TRAILER: CHILlicoTH METAL CO.	95-12323-2 No. 6	\$411.50	\$183.00	\$236.00	\$475.00	\$450.00	\$250.00	\$410.00						
6	MANUFACTURER: CUMMINS ONAN TRAILER SERIAL NO.: MEMM109814K-GN1132 GENERATOR MODEL NO.: 200DGFCC GENERATOR SERIAL NO.: P980810404 GENERATOR SPEC. NO.: 99284 RATED KW, 3 PHASE: 200 RATED KVA, 3 PHASE: 250 RATED AMPS @ 277/480V: 300	No. 10 J980810404	\$472.00	\$293.00	\$377.00	\$500.00	\$500.00	\$350.00	\$490.00						
7	MANUFACTURER: CUMMINS ONAN TRAILER SERIAL NO.: MEMM109814K-GN1133 GENERATOR MODEL NO.: 200DGFCC GENERATOR SERIAL NO.: P980810405 GENERATOR SPEC. NO.: 99284 RATED KW, 3 PHASE: 200 RATED KVA, 3 PHASE: 250 RATED AMPS @ 277/480V: 300	No. 11 J980810405	\$472.00	\$293.00	\$377.00	\$500.00	\$500.00	\$350.00	\$490.00						
8	MANUFACTURER: CUMMINS ONAN GENERATOR MODEL NO.: 600DF GB GENERATOR SERIAL NO.: G980766250 GENERATOR SPEC. NO.: 95668G RATED KW, 3 PHASE: 750 RATED KVA, 3 PHASE: 600 RATED 277/480V:	No. 13 G980766250	\$1,131.00	\$519.00	\$665.00	\$750.00	\$950.00	\$575.00	\$853.00						
9	MANUFACTURER: GODWIN MODEL NO.: GHP65KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 16 LM-4133640	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
10	MANUFACTURER: GODWIN MODEL NO.: GHP65KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 17 LM-413641-	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
11	MANUFACTURER: GODWIN MODEL NO.: GHP65KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 18 LM-413639-	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
12	MANUFACTURER: GODWIN MODEL NO.: GHP65KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 19 LM-414928-	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
13	MANUFACTURER: GODWIN MODEL NO.: GHP65KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 20 LM-413831-	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
14	MANUFACTURER: GODWIN MODEL NO.: GHP65KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 21 LM-413787-	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
15	MANUFACTURER: GODWIN MODEL NO.: GHP65KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 22 LM-414816-	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
16	MANUFACTURER: GODWIN MODEL NO.: GHP65KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 23 LM-414929-	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
17	MANUFACTURER: GODWIN MODEL NO.: GHP65KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 24 LM-413944-	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
18	MANUFACTURER: GODWIN MODEL NO.: GHP65KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 25 LM-413642-	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
19	MANUFACTURER: GODWIN MODEL NO.: GHP65KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 26 LM-413626-	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
20	MANUFACTURER: GODWIN MODEL NO.: GHP65KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 27 LM-414819-	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
21	MANUFACTURER: GODWIN MODEL NO.: GHP65KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 28 LM-414820-	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
22	MANUFACTURER: GODWIN MODEL NO.: GHP250KW-R VOLTAGE: TRI-VOLTAGE SELECTOR 3 PHASE & SINGLE PHASE PHASE:	No. 29 LM-414027-	\$344.00	\$220.50	\$284.00	\$465.00	\$400.00	\$275.00	\$390.00						
23	MANUFACTURER: GODWIN MODEL NO.: GHP250KW-R VOLTAGE: 480 3 PHASE PHASE:	No. 30 LM-414027-	\$505.50	\$348.00	\$447.00	\$685.00	\$500.00	\$400.00	\$516.00						
24	MANUFACTURER: GODWIN MODEL NO.: GHP250KW-R VOLTAGE: 480 3 PHASE PHASE:	No. 31 WA-549144-406	\$505.50	\$348.00	\$447.00	\$685.00	\$500.00	\$400.00	\$516.00						
25	MANUFACTURER: GODWIN MODEL NO.: GHP250KW-R VOLTAGE: 480 PHASE:	No. 32 WA-549211-	\$505.50	\$348.00	\$447.00	\$685.00	\$500.00	\$400.00	\$516.00						

BID NO. 14(09)33-01-03-12-M
Generator Maintenance and Repair Services
BID TABULATION

26	PHASE: 3 PHASE MANUFACTURER: GODWIN MODEL NO. GHP250KW-R VOLTAGE: 480 PHASE: 3 PHASE	No. 33 WA-549231	\$505.50	\$348.00	\$447.00	\$685.00	\$500.00	\$400.00	\$516.00
27	MANUFACTURER: MAGNUM MODEL NO. MMG 75SS (65KW) VOLTAGE: TRI-VOLTAGE SELECTOR PHASE: 3 PHASE	No. 34 699755-05	\$415.50	\$293.00	\$377.00	\$465.00	\$400.00	\$350.00	\$390.00
28	MANUFACTURER: MAGNUM MODEL NO. MMG 75SS (65KW) VOLTAGE: TRI-VOLTAGE SELECTOR PHASE: 3 PHASE	No. 35 699756-03	\$415.50	\$293.00	\$377.00	\$465.00	\$400.00	\$350.00	\$390.00
29	MANUFACTURER: MAGNUM MODEL NO. MMG 75SS (65KW) VOLTAGE: TRI-VOLTAGE SELECTOR PHASE: 3 PHASE	No. 36 698610-04	\$415.50	\$293.00	\$377.00	\$465.00	\$400.00	\$350.00	\$390.00
30	MANUFACTURER: MAGNUM MODEL NO. MMG 75SS (65KW) VOLTAGE: TRI-VOLTAGE SELECTOR PHASE: 3 PHASE	No. 37 698633-04	\$415.50	\$293.00	\$377.00	\$465.00	\$400.00	\$350.00	\$390.00
31	MANUFACTURER: MAGNUM MODEL NO. MMG 75SS (65KW) VOLTAGE: TRI-VOLTAGE SELECTOR PHASE: 3 PHASE	No. 38 697511-03	\$415.50	\$293.00	\$377.00	\$465.00	\$400.00	\$350.00	\$390.00
32	MANUFACTURER: MAGNUM MODEL NO. MMG 75SS (65KW) VOLTAGE: TRI-VOLTAGE SELECTOR PHASE: 3 PHASE	No. 39 698619-04	\$415.50	\$293.00	\$377.00	\$465.00	\$400.00	\$350.00	\$390.00
33	MANUFACTURER: MAGNUM MODEL NO. MMG 170SS (150KW) VOLTAGE: 480 PHASE: 3 PHASE	No. 40 674131 9-06	\$503.00	\$328.00	\$421.00	\$475.00	\$450.00	\$400.00	\$463.00
34	MANUFACTURER: MAGNUM MODEL NO. MMG 170SS (150KW) VOLTAGE: 480 PHASE: 3 PHASE	No. 41 674118 9-06	\$503.00	\$328.00	\$421.00	\$475.00	\$450.00	\$400.00	\$463.00
35	PARKCITY WASTEWATER BOOSTER MANUFACTURER: Onan-Cummings MODEL NO.: 300DFCB, SPEC #91944P, 375 KVA, RATING: 300KW, VOLTAGE: 480 VOLTS AMPS: 451 AMPS, 1800 RPM.	No.201 L970660756	\$512.00	\$349.00	\$448.00	\$685.00	\$500.00	\$425.00	\$636.00
36	BORSAVENTURE LIFT STATION #07 MANUFACTURER: Baldor TYPE: GASEOUS LIQUID COOLED (GLC) MODEL NO.: GM 8 L L RATING: 130KW, VOLTAGE: 480 VOLTS PHASE: 3 PHASE AMPS: 156 amps RATED KVA: 3 PHASE: 195	No.601 P090210000	\$235.00	\$231.00	\$297.00	\$475.00	\$450.00	\$300.00	\$370.00
TOTAL FOR LOT I: (ITEMS 1-36)			\$15,216.50	\$9,493.00	\$12,212.00	\$18,275.00	\$16,050.00	\$11,600.00	\$15,679.00

ACF Standby Systems	All Powers Generators Corp	Megawattage	Pantropic Power, Inc.	TAW Power Systems	Xylem Dewatering dba Godwin Pumps of America	Power Pro-Tech Services, Inc.
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LOT I: FACILITIES MANAGEMENT DIVISION FIXED GENERATORS															
ITEM NO.	LOCATION/DESCRIPTION (FIXED)	UNIT NO./SERIAL NO.	TOTAL COST FOR THREE QUARTERLY INSPECTIONS AND ONE (1) ANNUAL SERVICE & INSPECTION	TOTAL COST FOR THREE QUARTERLY INSPECTIONS AND ONE (1) ANNUAL SERVICE & INSPECTION	TOTAL COST FOR THREE QUARTERLY INSPECTIONS AND ONE (1) ANNUAL SERVICE & INSPECTION	TOTAL COST FOR THREE QUARTERLY INSPECTIONS AND ONE (1) ANNUAL SERVICE & INSPECTION	TOTAL COST FOR THREE QUARTERLY INSPECTIONS AND ONE (1) ANNUAL SERVICE & INSPECTION	TOTAL COST FOR THREE QUARTERLY INSPECTIONS AND ONE (1) ANNUAL SERVICE & INSPECTION	TOTAL COST FOR THREE QUARTERLY INSPECTIONS AND ONE (1) ANNUAL SERVICE & INSPECTION	TOTAL COST FOR THREE QUARTERLY INSPECTIONS AND ONE (1) ANNUAL SERVICE & INSPECTION	TOTAL COST FOR THREE QUARTERLY INSPECTIONS AND ONE (1) ANNUAL SERVICE & INSPECTION	TOTAL COST FOR THREE QUARTERLY INSPECTIONS AND ONE (1) ANNUAL SERVICE & INSPECTION	TOTAL COST FOR THREE QUARTERLY INSPECTIONS AND ONE (1) ANNUAL SERVICE & INSPECTION	TOTAL COST FOR THREE QUARTERLY INSPECTIONS AND ONE (1) ANNUAL SERVICE & INSPECTION	TOTAL COST FOR THREE QUARTERLY INSPECTIONS AND ONE (1) ANNUAL SERVICE & INSPECTION
1	CITY HALL MANUFACTURER: Detroit MODEL NO. E7364, 550KW	11078	\$1,527.50	\$643.00	\$924.00	\$700.00	\$950.00	\$800.00	\$1,410.00						
2	FIRE STATION NO. 92 MANUFACTURER: Generac MODEL NO. 95A01364, 30KW	2019436	\$613.00	\$398.00	\$611.00	\$465.00	\$550.00	\$575.00	\$955.00						
3	CIVIC CENTER MANUFACTURER: Cummins MODEL NO. GT360, 221 KVA, 177KW	25205386	\$754.00	\$468.00	\$700.00	\$475.00	\$600.00	\$625.00	\$1,065.00						
4	FIRE STATION NO. 59 MANUFACTURER: Cummins MODEL NO. G1A 1691, 300KW	2526984	\$816.50	\$558.00	\$815.00	\$685.00	\$650.00	\$700.00	\$1,161.00						
5	GAS DEPARTMENT MANUFACTURER: Cummins MODEL NO. GTA 855A 205kw 480 volt	25245465	\$816.50	\$558.00	\$684.00	\$600.00	\$600.00	\$600.00	\$1,090.00						
TOTAL FOR LOT II: (ITEMS 1-5)			\$4,527.50	\$2,625.00	\$3,734.00	\$2,925.00	\$3,350.00	\$3,300.00	\$5,681.00						

LOT III: FOR REPAIR SERVICES OTHER THAN MAINTENANCE																
ITEM NO.	LOCATION/DESCRIPTION	QTY. (HOURS)	UNIT COST/ HOUR	EXTENDED TOTAL	UNIT COST/ HOUR	EXTENDED TOTAL	UNIT COST/ HOUR	EXTENDED TOTAL	UNIT COST/ HOUR	EXTENDED TOTAL	UNIT COST/ HOUR	EXTENDED TOTAL	UNIT COST/ HOUR	EXTENDED TOTAL	UNIT COST/ HOUR	EXTENDED TOTAL
1	VARIOUS LOCATIONS HOURLY RATE FOR SERVICE OTHER THAN MAINTENANCE DURING NORMAL WORKING HOURS	600	\$75.00	\$45,000.00	\$50.00	\$30,000.00	\$42.00	\$25,200.00	No bid	No bid	\$85.00	\$51,000.00	\$85.00	\$51,000.00	\$85.00	\$51,000.00
TOTAL FOR LOT III				\$45,000.00		\$30,000.00		\$25,200.00		No bid		\$51,000.00		\$51,000.00		\$51,000.00

GRAND TOTAL FOR LOTS I-III:	\$64,744.00	\$42,118.00	\$41,146.00	Total bid offer not provided	\$70,400.00	\$65,900.00	\$72,360.00
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ACF Standby Systems	All Powers Generators Corp	Megawattage	Pantropic Power, Inc.	TAW Power Systems, Inc.	Xylem Dewatering dba Godwin Pumps of America	Power Pro-Tech Services, Inc.
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AGENDA ITEM REQUEST

Originating Department: City Manager

Item Title: Resolution

Item Number: 4F

Meeting Date: 4/8/2014

City Reference Number (C#): C14101

Item Description:

This economic incentive package is being proposed to *Project Bravo* in consideration of the development consisting of a mixed-use project (commercial, office and residential use) in the City of Sunrise, which includes structured parking to allow for greater project density. The project provides numerous benefits to the community as delineated in the background description.

Funding:

Non-Departmental Economic Development

Amount: This proposed economic development incentive is an incremental plan that offers payments based on performance milestones and determined by a formula which shares up to two-thirds of the additional incremental taxable value *Project Bravo* creates annually as a result of its capital investment, up to a maximum incentive of \$48 Million, over a specified development period not to exceed 25 years.

Attachments:

COS Resolution C14101

Project Bravo Incentive FINAL

Background:

Project Bravo is a multi-use, transit-oriented development in the western part of Sunrise which includes residential, commercial and office uses. The project will provide the following benefits for the community:

Projected capital investment of approximately \$1 billion, resulting in a tax base increase of approximately \$1 billion - \$1.2 billion

Construction of up to 2300 residential units, 600,000+ sq. ft. of commercial space and 450,000+ sq. ft. of office space

Construction of at least 2 parking garages to accommodate 3600 parking spaces

4,800+ new jobs to Sunrise

Development of a new public park

Development of a new public transit center

To encourage the development of the Project and the provision of structured parking in the Project to increase its density, the City is proposing an economic development incentive to *Project Bravo*.

This proposed economic development incentive is an incremental plan that offers payments based on performance milestones and determined by a formula which shares up to two-thirds of the additional incremental taxable value *Project Bravo* creates annually as a result of its capital investment, up to a maximum incentive of \$48 Million, over a specified development period not to exceed 25 years. The parties will mutually agree to the performance milestones and the incentive payments would commence on December 1 of the first year where the "Just Market Value" on the November tax bill that captures the value (over the Base Value) of the Project for which a certificate of occupancy was obtained; thereafter, the parties would agree to utilize the following formula [Increase in Taxable Value x Current Year Millage x 2/3] for payment of the economic development incentive upon completion of the performance milestones.

This economic development incentive proposal is subject to approval of the City Commission and, upon approval, will be subject to the terms of an agreement between the City and Project Bravo, which will set forth each party's respective obligations, including job verification requirements, capital expenditures, performance milestones and other assurances of Project Bravo. If, at any time during agreed upon period, the performance milestones are not achieved, the City's incentive would be adjusted proportionately and Project Bravo would be obligated to refund the City the adjusted amount and/or future payments will be reduced. This subsequent agreement will also be subject to approval of the City Commission.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Lou Sandora

Phone: 954 746 3430

Department Head Name and Title:

Alan Cohen, City Manager

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, EVIDENCING THE INTENTION OF THE CITY TO PROVIDE AN ECONOMIC DEVELOPMENT INCENTIVE TO **PROJECT BRAVO** IN CONSIDERATION OF THE CONSTRUCTION OF A MIXED-USE PROJECT IN THE CITY OF SUNRISE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, **Project Bravo** is a company which is proposing a project which will include the construction of up to 2,300 residential units, over 600,000 square feet of commercial space, over 450,000 square feet of office space, two (2) parking garages to accommodate 3,600 parking spaces, a new public park, and a new public transit center within the City of Sunrise ("the Project"); and

WHEREAS, **Project Bravo** has indicated to the City that economic development assistance is necessary to make its Project economically competitive and financially feasible; and

WHEREAS, **Project Bravo** estimates that the Project will result in a capital investment of approximately \$1.0 billion and that there will be approximately 4,800 jobs created as a result of the project; and

WHEREAS, the City is offering a not-to-exceed amount of \$48,000,000 to **Project Bravo** as an economic development incentive to construct the project within the City of Sunrise;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. Authority for this Resolution. This Resolution is adopted pursuant to (a) Article VIII, Section 2, Florida Constitution; (b) Chapter 166, Florida Statutes, including specifically Section 166.021(8); Florida Statutes, and (c) the City Charter of the City of Sunrise, Florida.

Section 2. Findings. The City Commission hereby ascertains, determines, finds and declares that:

(a) The presence of the Project in the City will bring a significant number of new residents, tourists and visitors to the City who will generate expenditures and employment which result in significant economic benefits to Broward County and the City.

(b) The creation of jobs and employment opportunities in the City avoids the economic and social liability of unemployment, underemployment and lack of economic participation by those affected thereby.

(c) The Project will provide significant employment opportunities in the City.

(d) New jobs increase the demand for housing in the City and thereby strengthen residential property values.

(e) The Project when completed is projected to generate \$1.0 to \$1.2 billion dollars per year in additional ad valorem taxes for the City based on the City's current tax rate of 6.0543 mills.

(f) The Project will generate additional direct revenue to the City from public services taxes for water, gas, electric and telephone; franchise fees from solid waste, electric and telephone; and business tax receipts.

(g) The provision of increased opportunities for gainful employment and economic participation, the promotion of urban development and economic growth and the development of the City, the enhancement of the City's tax base and tax revenues and the increase in economic diversification in the City, will encourage economic development in the City, preserving and providing for the public health, safety and welfare of the residents of the City.

(h) Financial support from the City in an amount not-to-exceed \$48,000,000 is necessary and appropriate in order to induce **Project Bravo** to construct the project within the City; and the amount of such financial support is fully justified and far outweighed by the extent of the public benefits expected to be derived from the Project and is reasonable and not excessive, taking into account the needs of **Project Bravo** to make the

Project economically competitive and financially feasible, and the extent of the public benefits expected to be derived from the Project.

(i) The financial support to **Project Bravo** will provide assistance to enable **Project Bravo** to construct the Project in the City, will make the Project in the City economically competitive and financially feasible, and it is in the interest of the residents of the City while to provide such assistance as provided in this Resolution.

(i) The authorizations provided by this Resolution are for a public purpose, which far outweighs any incidental benefit conferred on **Project Bravo**.

Section 3. Grant. The City Commission hereby authorizes an economic development incentive in an incremental plan that offers payments based on performance measures and as determined by a formula which shares up to two-thirds of the additional incremental taxable value that *Project Bravo* creates annually as a result of its capital investment, payable over 25 years and not-to-exceed \$48,000,000. The requirements plus other terms of the grant, including but not limited to performance milestones, and other legal, financial and performance assurances on the part of **Project Bravo**, will be detailed in an agreement executed by the parties.

Section 4. Agreement. The Mayor is authorized to execute an agreement with **Project Bravo** subject to the City Manager's approval of the terms, including the contingencies contained in the City's proposed incentive offer, and subject to review and approval by the City Attorney.

Section 5. Funding. Funds for the payments called for in this Resolution will be expended from the Non-Departmental Economic Development Fund.

Section 6. Effective Date. This Resolution shall be effective immediately upon its passage.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
as to Form and Legal Sufficiency. _____
Kimberly A. Kisslan

April 8, 2014

Mr. Erick Collazo
Sawgrass Investment Properties
19495 Biscayne Boulevard
Suite 702
Aventura, Florida 33180

Subject: Project Bravo - City Economic Development Incentives

Dear Mr. Collazo:

It was certainly a pleasure to hear that *Project Bravo* (“Project”) is ready to move forward with what is on paper a very exciting project. I appreciate the time that your team has spent bringing me up to speed. I understand that you have been investing more dollars in the project of late in order to make this project a reality.

Project Bravo, with its estimated employment and capital investment figures, is quite unique. Our understanding of the project is as follows:

- **Projected capital investment of approximately \$1 billion, resulting in a tax base increase of approximately \$1 billion - \$1.2 billion**
- **Construction of up to 2300 residential units, 600,000+ sq. ft. of commercial space and 450,000+ sq. ft. of office space**
- **Construction of at least 2 parking garages to accommodate 3600 parking spaces**
- **4,800+ new jobs to Sunrise**
- **Development of a new public park**
- **Development of a new public transit center**

Should you decide to move forward with this Project, you can be confident that the City will, for its part, make every effort to ensure that this Project succeeds. To encourage the development of the Project and the provision of structured parking in the Project to increase its density, the City would propose an economic development incentive to *Project Bravo*.

This proposed economic development incentive is an incremental plan that offers payments based on performance milestones and determined by a formula which shares up to two-thirds of the additional incremental taxable value *Project Bravo* creates annually as a result of its capital investment, up to a maximum incentive of \$48 Million, over a specified development period not to exceed 25 years.* The parties will mutually agree to the performance milestones and the incentive payments would commence on December 1 of the first year where the “Just Market Value” on the November tax bill that captures the value (over the Base Value) of the Project for which a certificate of occupancy was

Page 2
Mr. Erick Collazo
April 8, 2014

obtained; thereafter, the parties agree to utilize the following formula [Increase in Taxable Value x Current Year Millage x 2/3] for payment of the economic development incentive upon completion of the performance milestones.

This economic development incentive proposal will be subject to the terms of a detailed agreement between the City and *Project Bravo*, which will include performance milestones and other legal, financial and performance assurances on the part of *Project Bravo*. *Project Bravo* acknowledges that this proposal was a factor in its decision to develop in Sunrise. As this incentive requires approval from the City Commission (of which I am one of five members), I will, in my capacity as Mayor, present this proposal to the Commission for consideration.

We are very pleased to have the opportunity to present this economic development incentive proposal in consideration of *Project Bravo*'s development of this unique regional destination and community asset in the City of Sunrise and *Project Bravo*'s associated capital investments, infrastructure improvements and job creation for the benefit of our community.

Best regards,

Michael J. Ryan
Mayor, City of Sunrise

cc: Alan J. Cohen, City Manager
Kimberly A. Kisslan, City Attorney
Louis Sandora, Economic Development Director

** This economic development incentive proposal is subject to approval of the City Commission of the City of Sunrise and, upon approval, will be subject to the terms of an agreement between the City and Project Bravo, which will set forth each party's respective obligations, including job verification requirements, capital expenditures, performance milestones and other assurances of Project Bravo. If, at any time during agreed upon period, the performance milestones are not achieved, the City's incentive would be adjusted proportionately and Project Bravo would be obligated to refund the City the adjusted amount and/or future payments will be reduced.*



AGENDA ITEM REQUEST

Originating Department: Community Development Department

Item Title: Amendment

Item Number: 4G

Meeting Date: 4/8/2014

City Reference Number (C#): C14093

Item Description:

A Resolution of the City of Sunrise Florida, approving the amendment to Lakefront Access Easement Agreement recorded in the official records book 45547, page 585 of Broward County, Florida; providing for execution of documents; and providing for an effective date.

Funding:

N/A

Amount:

N/A

Attachments:

COS Resolution-C14093

Exhibit A - Amendment

Exhibit B - Parking and Boat Ramp Easement Areas of Modification

Background:

This is a modification of the Parking and Boat Ramp Easement at the northwest corner of the Portico development by an amendment to the existing Lakefront Access Easement Agreement (Exhibit A) as specified in the site plan. The modification eliminates an approximately 588 square foot portion of the existing easement and adds an area of the same size, as shown on the attached Exhibit B. The modification is necessary for consistency with the Portico site plan approved by City Commission on January 14, 2014, by Resolution 14-8. Staff recommends approval of the amendment.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Josie P. Sesodia, AICP

Phone: (954) 746-3279

Department Head Name and Title:

Mark S. Lubelski, P.E., Director Community Development Department

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF SUNRISE FLORIDA, APPROVING AN AMENDMENT TO THE LAKEFRONT ACCESS EASEMENT AGREEMENT RECORDED IN OFFICIAL RECORDS BOOK 45547, PAGE 585 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; PROVIDING FOR EXECUTION OF DOCUMENTS; PROVIDING FOR RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a Lakefront Access Easement Agreement, which included a parking and boat ramp easement, as recorded in the Official Records Book 45547, Page 585 of the Public Records of Broward County, Florida, was granted to the City of Sunrise to provide for the general public, pedestrian and vehicular access from NW 21st Street to Rowan Lake recorded as "Lake-1" on the Metropica Plat, as recorded in Plat Book 179, Page 70 of the Public Records of Broward County, Florida; and

WHEREAS, Sawgrass 17 Acres Partnership submitted an application for the Portico Site Plan for a 417 unit multi-family residential development which City Commission approved on January 14, 2014, by Resolution 14-8; and

WHEREAS, a portion of the parking and boat ramp easement encroaches land that is approved for development by Apartments at Sunrise, LLC, as the contract purchaser of Parcel "D" of the Metropica Plat, as recorded in Plat Book 179, Page 70 of the Public Records of Broward County, Florida; and

WHEREAS, staff has recommended that the parking and boat ramp easement be modified to be consistent with the approved site plan; and

WHEREAS, Sawgrass 17 Acres Partnership has submitted an amendment to the Lakefront Access Easement Agreement to modify the parking and boat ramp easement to be consistent with the approved site plan; and

WHEREAS, City Commission finds that the modified parking and boat ramp easement will provide for the general public, pedestrian and vehicular access from NW 21st Street to Rowan Lake;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. Modification of the parking and boat ramp easement, by execution of the Amendment to Lakefront Access Easement Agreement, attached as Exhibit "A", is hereby approved. A copy of the Amendment is attached hereto and made a part of this Resolution as Exhibit "A."

Section 2. The Director of Community Development is hereby authorized to sign all documents necessary to effectuate the modification of the easement, upon review and approval by the City Attorney.

Section 3. The City Clerk is hereby directed to record the Amendment to Lakefront Access Easement Agreement in the Public Records of Broward County, Florida.

Section 4. Effective Date. This Resolution shall be effective immediately upon its passage.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
as to Form and Legal Sufficiency. _____
Kimberly A. Kisslan

RETURN TO:
Diane D. Karst, Esq.
Broad and Cassel
7777 Glades Road
Suite 300
Boca Raton, FL 33434

For Recording Purposes Only

AMENDMENT TO LAKEFRONT ACCESS EASEMENT AGREEMENT

This Amendment to Lakefront Access Easement Agreement (this "Amendment") is made this ____ day of _____, 2014 (the "Effective Date"), by and between **SAWGRASS 17 ACRES PARTNERSHIP**, a Florida general partnership (the "Grantor") and **CITY OF SUNRISE**, a Florida municipal corporation ("Grantee").

RECITALS

- A. Grantor is the owner of certain real property located in Broward County, Florida; more particularly described on Exhibit "A" attached hereto (the "Property").
- B. Grantor and Grantee entered into that certain Lakefront Access Easement Agreement dated July 18, 2008 and recorded in OR Book 45547, Page 585, of the Public Records of Broward County, Florida (the "Easement Agreement"), whereby Grantor granted an easement to Grantee, over, under and upon a portion of the Premises as attached to the recorded Easement Agreement on Exhibit B-2 thereto (the "Parking and Boat Ramp Easement Area") as one of the easements granted therein.
- C. Grantee has requested and Grantor has agreed to modify the existing Parking and Boat Ramp Easement Area portion of the Easement Agreement.

NOW THEREFORE, in consideration of the foregoing recitals and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties intending to be mutually bound do hereby agree as follows:

1. Recitals. The above stated recitals are true and correct and hereby incorporated by reference.
2. Amendment. The Easement Agreement is hereby amended as follows: Exhibit B-2 to the Easement Agreement is deleted in its entirety and replaced with Exhibit B-2a attached to this Amendment.

3. Definitions. Any capitalized terms not otherwise defined in this Amendment shall have the meaning as provided in the Easement Agreement. Any reference to the "Easement Agreement" shall hereafter mean the "Easement Agreement" as defined in the Recitals above, as modified by this Amendment, except to the extent the context otherwise requires.

4. Ratification. Except as expressly modified hereby, the Easement Agreement shall remain in full force and effect in accordance with its terms.

5. Entire Agreement. This Amendment, together with the Easement Agreement, constitutes the entire agreement of Grantor and Grantee with respect to the subject matter hereof, and may not be contradicted by any prior or contemporaneous representation, statement or agreement of the parties relating to the subject matter hereof, and may not be modified except by a written instrument executed by the parties hereto.

6. Severability. The invalidity of any provision contained in this Amendment shall not affect the remaining provisions of the Amendment, provided that such remaining portions remain consistent with the intent of this Amendment, and do not violate Florida law, which shall govern this Amendment.

7. Attorneys' Fees and Costs. In the event of any litigation with respect to the rights and obligations of the parties to this Amendment, the prevailing party shall be entitled to recover reasonable attorneys' fees and costs from the non-prevailing party, whether incurred at trial, on appeal, or in any bankruptcy proceedings.

8. Counterparts. This Amendment may be executed by the parties hereto individually or in combination in one or more counterparts, each of which shall be an original, and all of which shall constitute one and the same instrument.

[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, this Amendment has been executed as of the Effective Date.

"GRANTOR"

**SAWGRASS 17 ACRES PARTNERSHIP, a
Florida general partnership**

Signed, sealed and delivered
in the presence of:


Print Name: SANDRA J. WITMER


Print Name: Scott Leventhal

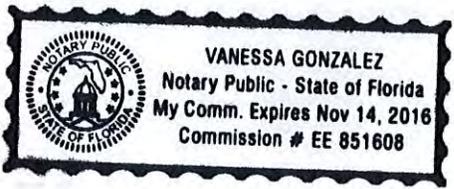
By: Javer Corp., a Florida corporation, general
partner

By: 
Name: MICHEL BESS
Title: VICE PRESIDENT

STATE OF FLORIDA

COUNTY OF Polk

The foregoing instrument was acknowledged before me this 20 day of March
2014 by Michel Bess, as Vice President of Javer Corp., a
Florida corporation, as general partner of Sawgrass 17 Acres Partnership, on behalf of the
partnership. He/she is () personally known to me or () produced a driver's license as
identification.




Print Name: Vanessa Gonzalez
NOTARY PUBLIC
My Commission Expires: 11/14/16

"GRANTEE"

CITY OF SUNRISE, a Florida municipal corporation

Signed, sealed and delivered
in the presence of:

Print Name: _____

Print Name: _____

By: _____
Name: _____
Title: _____

**Approved as to form and legal sufficiency
by Office of the City Attorney for the City
of Sunrise, Florida**
10770 West Oakland Park Boulevard
Sunrise, Florida 33351
Telephone: (954) 746-3300
Facsimile: (954) 746-3307

By: _____
Kimberly A. Kisslan, City Attorney

STATE OF FLORIDA

COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this ____ day of _____,
2014 by _____ the _____ of the
City of Sunrise, on behalf of the municipal corporation. He/she is (____) personally known to
me or (____) produced a driver's license as identification.

Print Name: _____
NOTARY PUBLIC
My commission expires: _____

EXHIBIT "A"

Parcel "D" of METROPICA PLAT, according to the Plat thereof as recorded in Plat Book 179, Page 70, of the Public Records of Broward County, Florida.

F/K/A

Parcel "A" of LAKEFRONT PLAT REPLAT, according to the Plat thereof, recorded in Plat Book 169, Page 85, of the Public Records of Broward County, Florida.

EXHIBIT B-2a

4341 S.W. 62nd Avenue
Davle, Florida 33314



STONER & ASSOCIATES, INC.

SURVEYORS - MAPPERS
Florida Licensed Survey
and Mapping Business No. 6633

Tel. (954) 585-0997
Fax (954) 585-3927

RECORDING AREA

**SKETCH AND LEGAL DESCRIPTION OF:
BOAT RAMP EASEMENT
BEING A PORTION OF PARCEL "D", METROPICA PLAT
(P.B. 179, PG. 70-76, B.C.R.)
CITY OF SUNRISE, BROWARD COUNTY, FLORIDA**

LEGAL DESCRIPTION:

A BOAT RAMP EASEMENT BEING A PORTION OF PARCEL "D", METROPICA PLAT, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 179, PAGES 70 THRU 76, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHWEST CORNER OF SAID PARCEL "D";

THENCE N.88°43'29"E., ALONG THE NORTH LINE OF SAID PARCEL "D", A DISTANCE OF 119.39 FEET;

THENCE S.01°08'12"E., A DISTANCE OF 58.75 FEET;

THENCE S.88°51'48"W., A DISTANCE OF 90.68 FEET;

THENCE S.01°08'12"E., A DISTANCE OF 8.50 FEET;

THENCE S.88°42'29"W., A DISTANCE OF 29.84 FEET, TO A POINT ON THE WEST LINE OF SAID PARCEL "D";

THENCE N.00°10'00"W., ALONG SAID WEST LINE, A DISTANCE OF 67.04 FEET TO THE POINT OF BEGINNING.

SAID LAND SITUATE WITHIN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA, CONTAINING 7,279 SQUARE FEET (0.167 ACRES), MORE OR LESS.

NOTES:

1. THE PROPERTY SHOWN HEREON WAS NOT ABSTRACTED FOR OWNERSHIP, RIGHTS-OF-WAY, EASEMENTS OR OTHER MATTERS OF RECORD.
2. THIS SKETCH IS "NOT VALID" WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
3. THE BEARINGS SHOWN HEREON ARE BASED ON N.88°43'29"E. ALONG THE NORTH LINE OF PARCEL "D", METROPICA PLAT, AS RECORDED IN PLAT BOOK 179, PAGES 70 THRU 76, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.
4. THIS SKETCH DOES NOT REPRESENT A FIELD SURVEY. (THIS IS NOT A SURVEY).
5. THIS SKETCH OF DESCRIPTION WAS PREPARED BY THIS FIRM WITHOUT THE BENEFIT OF A TITLE SEARCH. THE LEGAL DESCRIPTION SHOWN HEREON WAS AUTHORED BY STONER & ASSOCIATES, INC.

CERTIFICATE:

THIS IS TO CERTIFY THAT THE SKETCH AND LEGAL DESCRIPTION SHOWN HEREON IS ACCURATE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER CERTIFY THAT THIS SKETCH AND LEGAL DESCRIPTION MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.07, FLORIDA STATUTES.

REVISIONS	DATE	BY

DATE: Sep 10, 2013
Richard G. Crawford, Jr.
PROFESSIONAL SURVEYOR AND MAPPER NO. 5371 - STATE OF FLORIDA

DATE OF SKETCH: 6/8/13	DRAWN BY DRL	CHECKED BY RGC	FIELD BOOK N/A
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SEAL
NOT VALID UNLESS
SEALED HERE WITH
AN EMBOSSED
SURVEYOR'S SEAL

NO. 12-7858-BRE

SHEET 1 OF 2

FILE: F:\Draw\Hhoo\12-7748 METROPICA\12-7858-RICHMAN\NEW BOAT RAMP EASEMENT.dwg



STONER & ASSOCIATES, INC.

SURVEYORS - MAPPERS
Florida Licensed Survey
and Mapping Business No. 6633

4341 S.W. 62nd Avenue
Davie, Florida 33314

Tel. (954) 585-0997
Fax (954) 585-3927

RECORDING AREA

**SKETCH AND LEGAL DESCRIPTION OF:
BOAT RAMP EASEMENT
BEING A PORTION OF PARCEL "D", METROPICA PLAT
(P.B. 179, PG. 70-76, B.C.R.)
CITY OF SUNRISE, BROWARD COUNTY, FLORIDA**



PARCEL "A"
SAWGRASS PRESERVE
(P.B. 157, PG. 4, B.C.R.)

PARCEL "A"
FIRE STATION No. 92
(P.B. 153, PG. 50, B.C.R.)

P.O.B.
NW CORNER
PARCEL "D"

NW 21st STREET

25' R/W
(O.R.B. 9464, PG. 760, B.C.R.)

N.88°43'29"E. 119.39'

15' SIDEWALK EASEMENT
(O.R.B. 45547, PG. 585, B.C.R.)

LAKE

PARCEL "LAKE-1"
METROPICA PLAT
(P.B. 179, PG. 70-76, B.C.R.)

N.00°10'00"W. 67.04'

W. LINE, PARCEL "D"

N. LINE, PARCEL "D"

ACCESS EASEMENT
(O.R.B. 45547, PG. 585, B.C.R.)

S.01°08'12"E. 58.75'

S.88°51'48"W. 90.68'

S.88°42'29"W. 29.84'

S.01°08'12"E. 8.50'

PARCEL "D"
METROPICA PLAT
(P.B. 179, PG. 70-76, B.C.R.)

LEGEND:

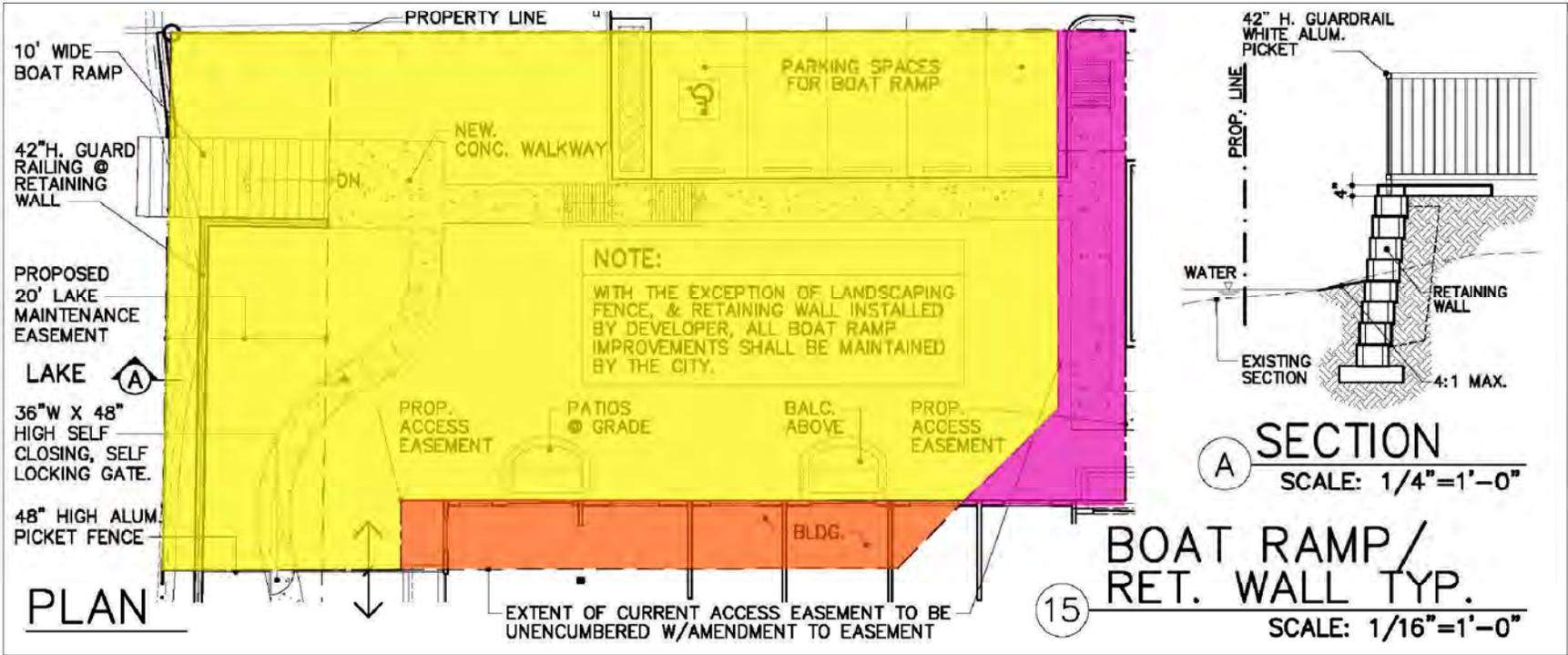
- O.R.B. OFFICIAL RECORDS BOOK
- P.B. PLAT BOOK
- PG. PAGE
- B.C.R. BROWARD COUNTY RECORDS
- P.O.B. POINT OF BEGINNING
- R/W RIGHT-OF-WAY
-  PROPOSED BOAT RAMP EASEMENT

PORTICO PARKING AND BOAT RAMP EASEMENT AREAS OF MODIFICATION



NW 21 STREET

ROWMAN LAKE



Legend	
	Existing Easement To Remain
	Eliminated Easement
	Added Easement



AGENDA ITEM REQUEST

Originating Department: Community Development Department

Item Title: Amendment

Item Number: 4H

Meeting Date: 4/8/2014

City Reference Number (C#): C14094

Item Description:

A Resolution of the City of Sunrise Florida, approving a Sidewalk Easement along NW 136 Avenue for the Portico site plan; providing for execution of documents; and providing for an effective date.

Funding: N/A

Amount: N/A

Attachments:

COS Resolution-C14094

Exhibit A - Easement

Background:

This is the creation of a Sidewalk Easement (that is being granted to the City) approximately eight (8) foot wide along the eastern property line of the Portico development along NW 136 Avenue, which is necessary for consistency with the Portico site plan approved by City Commission on January 14, 2014, by Resolution 14-8. Staff recommends approval of the easement.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Josie P. Sesodia, AICP

Phone: (954) 746-3279

Department Head Name and Title:

Mark S. Lubelski, P.E., Director Community Development Department

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF SUNRISE FLORIDA, APPROVING A SIDEWALK EASEMENT ALONG NW 136th AVENUE FOR THE PORTICO SITE PLAN; PROVIDING FOR EXECUTION OF DOCUMENTS; PROVIDING FOR RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Sawgrass 17 Acres Partnership submitted an application for the Portico Site Plan for a 417 unit multi-family residential development which City Commission approved on January 14, 2014, by Resolution 14-8; and

WHEREAS, Apartments at Sunrise, LLC, is the contract purchaser of Parcel "D" of the Metropica Plat, as recorded in Plat Book 179, Page 70 of the Public Records of Broward County, Florida to construct the Portico development; and

WHEREAS, the existing sidewalks in the public right-of-way along NW 136th Avenue conflict with landscaping improvements of the approved site plan; and

WHEREAS, the approved site plan replaces the existing sidewalks with new sidewalks within private property of the Portico development; and

WHEREAS, the new sidewalks within private property are to serve as public sidewalks for pedestrian ingress and egress; and

WHEREAS, staff has recommended that the 136th Avenue Sidewalk Easement be recorded to be consistent with the approved site plan; and

WHEREAS, Sawgrass 17 Acres Partnership has submitted the NW 136th Avenue Sidewalk Easement to be consistent with the approved site plan; and

WHEREAS, City Commission finds that the NW 136th Avenue Sidewalk Easement will facilitate for public sidewalks and pedestrian ingress and egress;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. The NW 136th Avenue Sidewalk Easement is hereby approved. A copy of the Easement is attached hereto and made a part of this Resolution as Exhibit "A."

Section 2. The Director of Community Development is hereby authorized to sign all documents necessary to effectuate the easement, subject to review and approval by the City Attorney.

Section 3. The City Clerk is hereby directed to record the NW 136th Avenue Sidewalk Easement in the Public Records of Broward County, Florida.

Section 4. Effective Date. This Resolution shall be effective immediately upon its passage.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
as to Form and Legal Sufficiency. _____
Kimberly A. Kisslan

RETURN TO:
Diane D. Karst, Esq.
Broad and Cassel
7777 Glades Road
Suite 300
Boca Raton, FL 33434

For Recording Purposes Only

SIDEWALK EASEMENT
136th Avenue

This Sidewalk Easement (this "Easement") is made this ____ day of _____, 2014 (the "Effective Date"), by and between **SAWGRASS 17 ACRES PARTNERSHIP**, a Florida general partnership (the "Grantor") and **CITY OF SUNRISE**, a Florida municipal corporation ("Grantee").

RECITALS

- A. Grantor is the owner of that certain real property located in Broward County, Florida, more particularly described on Exhibit "A" attached hereto and made a part hereof (the "Grantor's Property").
- B. Grantor wishes to grant an easement for public sidewalks and pedestrian ingress and egress over, under, across and upon the portion of Grantor's Property more particularly described on Exhibit "B" attached hereto and made a part hereof (the "Easement Property") along and adjacent to 136th Avenue, Sunrise, Florida.

NOW THEREFORE, in consideration of the foregoing recitals and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties intending to be mutually bound do hereby agree as follows:

1. **Recitals.** The above stated recitals are true and correct and hereby incorporated by reference.
2. **Grant of Easement.** Grantor does hereby grant and convey to Grantee an easement over, under, across and upon the Easement Property for the purpose of public pedestrian ingress and egress to the Easement Property and use thereof as a public sidewalk. Grantor shall have sole responsibility for constructing, laying, installing and maintaining the sidewalk.

3. Use of Easement. Grantor shall have the right to make any use of this Easement that does not interfere with Grantee's use.

4. Duration. This Easement shall be perpetual in duration and shall not be changed, altered or amended except by a written instrument executed by Grantor and Grantee, or their respective heirs, successors and/or assigns.

5. Covenants of Grantor. Grantor hereby warrants and covenants that:

- a) Grantor is the owner of fee simple title to the Easement Property;
- b) Grantor has full right and lawful authority to grant and convey this Easement to Grantee; and
- c) Grantee shall have quiet and peaceful possession, use and enjoyment of this Easement.

6. Entire Agreement. This Easement constitutes the entire agreement of Grantor and Grantee with respect to the subject matter hereof, and may not be contradicted by any prior or contemporaneous representation, statement or agreement of the parties relating to the subject matter hereof.

7. Covenant Running with the Land. This Easement and all conditions and covenants set forth herein are intended and shall be construed as covenants running with the land, binding upon and insuring to the benefit of Grantor or Grantee, as the case may be, and their respective heirs, successors and/or assigns, including, without limitation, all subsequent owners of the Easement Property and all persons claiming by, through and under them..

8. Remedies for Breach. Grantor and/or Grantee shall each have the right to enforce the terms of this Easement and the rights and obligations created hereby by all remedies provided under the laws of the State of Florida. In the event of any litigation with respect to the rights and obligations of the parties to this Easement, the prevailing party shall be entitled to recover reasonable attorneys' fees and costs from the non-prevailing party, whether incurred at trial, on appeal, or in any bankruptcy proceedings.

9. Counterparts. This Easement may be executed by the parties hereto individually or in combination in one or more counterparts, each of which shall be an original, and all of which shall constitute one and the same instrument.

[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, this Easement has been executed as of the Effective Date.

"GRANTOR"

**SAWGRASS 17 ACRES PARTNERSHIP, a
Florida general partnership**

Signed, sealed and delivered
in the presence of:

Sandra J. Witmer
Print: Name: SANDRA J. WITMER

Humberto Ortiz
Print Name: Humberto Ortiz

By: Javer Corp., a Florida corporation, general partner

By: *[Signature]*
Name: MICHAEL BESB
Title: VICE PRESIDENT

STATE OF FLORIDA

COUNTY OF Broward

The foregoing instrument was acknowledged before me this 20 day of march 2014 by Michael Beso, as Vice President of Javer Corp., a Florida corporation, as general partner of Sawgrass 17 Acres Partnership, on behalf of the partnership. He/she is () personally known to me or () produced a driver's license as identification.



Vanessa Gonzalez
Print Name: [Signature]
NOTARY PUBLIC
My Commission Expires: 11/14/16

"GRANTEE"

CITY OF SUNRISE, a Florida municipal corporation

Signed, sealed and delivered
in the presence of:

Print Name: _____

Print Name: _____

By: _____
Name: _____
Title: _____

**Approved as to form and legal sufficiency
by Office of the City Attorney for the City
of Sunrise, Florida**
10770 West Oakland Park Boulevard
Sunrise, Florida 33351
Telephone: (954) 746-3300
Facsimile: (954) 746-3307

By: _____
Kimberly A. Kisslan, City Attorney

STATE OF FLORIDA

COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this ____ day of _____,
2014 by _____ the _____ of the
City of Sunrise, on behalf of the municipal corporation. He/she is (____) personally known to
me or (____) produced a driver's license as identification.

Print Name: _____
NOTARY PUBLIC
My commission expires:

EXHIBIT "A"

Parcel "D" of METROPICA PLAT, according to the Plat thereof as recorded in Plat Book 179, Page 70, of the Public Records of Broward County, Florida.

F/K/A

Parcel "A" of LAKEFRONT PLAT REPLAT, according to the Plat thereof, recorded in Plat Book 169, Page 85, of the Public Records of Broward County, Florida.

EXHIBIT "B"



STONER & ASSOCIATES, INC.

SURVEYORS - MAPPERS
Florida Licensed Survey
and Mapping Business No. 6633

4341 S.W. 62nd Avenue
Davie, Florida 33314

Tel. (954) 585-0997
Fax (954) 585-3927

RECORDING AREA

**SKETCH AND LEGAL DESCRIPTION OF:
SIDEWALK EASEMENT**

**BEING A PORTION OF PARCEL "D", METROPICA PLAT
(P.B. 179, PG. 70-76, B.C.R.)
CITY OF SUNRISE, BROWARD COUNTY, FLORIDA**

LEGAL DESCRIPTION:

A SIDEWALK EASEMENT BEING A PORTION OF PARCEL "D", METROPICA PLAT, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 179, PAGES 70 THRU 76, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF SAID TRACT "D", SAID POINT BEING ON THE ARC OF A NON-TANGENT CURVE CONCAVE TO THE EAST, A RADIAL LINE OF SAID CURVE THROUGH SAID POINT HAVING A BEARING OF S.89°56'56"W.;

THENCE NORTHERLY ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 01°23'41" AND A RADIUS OF 2410.00 FEET FOR AN ARC DISTANCE OF 58.66 FEET TO A POINT ON A NON-TANGENT LINE;

THENCE N.88°39'24"W., RADIAL TO THE NEXT DESCRIBED CURVE, A DISTANCE OF 3.00 FEET, TO A POINT ON THE ARC OF A NON-TANGENT CURVE

THENCE NORTHERLY ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 00°57'03" AND A RADIUS OF 2413.00 FEET FOR AN ARC DISTANCE OF 40.05 FEET TO A POINT ON A NON-TANGENT LINE;

THENCE S.87°42'20"E., RADIAL TO THE LAST AND NEXT DESCRIBED CURVE, A DISTANCE OF 3.00 FEET, TO A POINT ON THE ARC OF A NON-TANGENT CURVE;

THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 00°47'11" AND A RADIUS OF 2410.00 FEET FOR AN ARC DISTANCE OF 33.08 FEET TO A POINT ON A NON-TANGENT LINE;

THENCE N.85°43'43"W., A DISTANCE OF 12.00 FEET TO A POINT ON THE ARC OF A NON-TANGENT CURVE CONCAVE TO THE EAST A RADIAL LINE OF SAID CURVE THROUGH SAID POINT HAVING A BEARING OF N.86°54'48"W.;

THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 05°19'22" AND A RADIUS OF 2422.00 FEET FOR AN ARC DISTANCE OF 225.00 FEET TO A POINT ON A NON-TANGENT LINE;

THENCE N.18°16'37"E., A DISTANCE OF 77.00 FEET TO A POINT ON THE ARC OF A NON-TANGENT CURVE CONCAVE TO THE WEST A RADIAL LINE OF SAID CURVE THROUGH SAID POINT HAVING A BEARING OF S.79°33'26"E.;

THENCE NORTHERLY ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 00°13'46" AND A RADIUS OF 2410.00 FEET FOR AN ARC DISTANCE OF 9.65 FEET TO A POINT ON A NON-TANGENT LINE;

THENCE N.40°24'58"W., A DISTANCE OF 10.36 FEET TO A POINT ON THE ARC OF A NON-TANGENT CURVE CONCAVE TO THE WEST A RADIAL LINE OF SAID CURVE THROUGH SAID POINT HAVING A BEARING OF S.79°56'36"E.; LAST MENTIONED 10 COURSES BEING COINCIDENT WITH THE EASTERLY LINE OF SAID PARCEL "D" AND WITH THE WESTERLY RIGHT-OF-WAY LINE FOR NORTHWEST 136th AVENUE;

THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 00°22'23" AND A RADIUS OF 2402.00 FEET FOR AN ARC DISTANCE OF 15.64 FEET TO A POINT ON A NON-TANGENT LINE;

THENCE S.18°16'37"W., A DISTANCE OF 77.14 FEET TO A POINT ON THE ARC OF A NON-TANGENT CURVE CONCAVE TO THE EAST A RADIAL LINE OF SAID CURVE THROUGH SAID POINT HAVING A BEARING OF N.81°34'27"W.;

THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 05°31'26" AND A RADIUS OF 2430.00 FEET FOR AN ARC DISTANCE OF 234.27 FEET TO A POINT ON A NON-TANGENT LINE;

THENCE S.85°43'43"E., A DISTANCE OF 12.00 FEET TO A POINT ON THE ARC OF A NON-TANGENT CURVE CONCAVE TO THE EAST A RADIAL LINE OF SAID CURVE THROUGH SAID POINT HAVING A BEARING OF N.87°06'17"W.;

CERTIFICATE:

THIS IS TO CERTIFY THAT THE SKETCH AND LEGAL DESCRIPTION SHOWN HEREON IS ACCURATE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER CERTIFY THAT THIS SKETCH AND LEGAL DESCRIPTION MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.07, FLORIDA STATUTES.

REVISIONS	DATE	BY

DATE: Sep 10, 2013

Richard G. Crawford, Jr.

PROFESSIONAL SURVEYOR AND MAPPER NO. 5371 - STATE OF FLORIDA

DATE OF SKETCH:	DRAWN BY	CHECKED BY	FIELD BOOK
8/23/13	DRL	RGC	N/A

SEAL

NOT VALID UNLESS
SEALED HERE WITH
AN EMBOSSED
SURVEYOR'S SEAL

12-7858-SWE

SHEET 1 OF 3

FILE P:\Draw\12-7748 METROPICA\12-7858-RICHMAN\SOEWALK-BUS SHELTER EASEMENT.dwg



STONER & ASSOCIATES, INC.

SURVEYORS - MAPPERS
Florida Licensed Survey
and Mapping Business No. 6633

4341 S.W. 62nd Avenue
Davie, Florida 33314

Tel. (954) 585-0997
Fax (954) 585-3927

RECORDING AREA

**SKETCH AND LEGAL DESCRIPTION OF:
SIDEWALK EASEMENT
BEING A PORTION OF PARCEL "D", METROPICA PLAT
(P.B. 179, PG. 70-76, B.C.R.)
CITY OF SUNRISE, BROWARD COUNTY, FLORIDA**

LEGAL DESCRIPTION: (CONTINUE)

THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 00°24'41" AND A RADIUS OF 2418.00 FEET FOR AN ARC DISTANCE OF 17.36 FEET TO A POINT ON A NON-TANGENT LINE;

THENCE N.87°42'20"W., A DISTANCE OF 3.00 FEET TO A POINT ON THE ARC OF A NON-TANGENT CURVE CONCAVE TO THE EAST A RADIAL LINE OF SAID CURVE THROUGH SAID POINT HAVING A BEARING OF N.87°30'59"W.;

THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 01°19'47" AND A RADIUS OF 2421.00 FEET FOR AN ARC DISTANCE OF 58.18 FEET TO A POINT ON A NON-TANGENT LINE;

THENCE S.88°39'24"E., A DISTANCE OF 3.00 FEET TO A POINT ON THE ARC OF A NON-TANGENT CURVE CONCAVE TO THE EAST A RADIAL LINE OF SAID CURVE THROUGH SAID POINT HAVING A BEARING OF N.88°50'46"W.;

THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 01°12'20" AND A RADIUS OF 2418.00 FEET FOR AN ARC DISTANCE OF 50.88 FEET TO A POINT ON A NON-TANGENT LINE, SAID POINT BEING ON THE SOUTH LINE OF SAID PARCEL "D";

THENCE N.89°48'19"E., ALONG SAID SOUTH LINE, A DISTANCE OF 5.00 FEET TO THE POINT OF BEGINNING.

SAID LAND SITUATE WITHIN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA.

NOTES:

1. THE PROPERTY SHOWN HEREON WAS NOT ABSTRACTED FOR OWNERSHIP, RIGHTS-OF-WAY, EASEMENTS OR OTHER MATTERS OF RECORD.
2. THIS SKETCH IS "NOT VALID" WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
3. THE BEARINGS SHOWN HEREON ARE BASED ON N.89°48'19"E. ALONG THE SOUTH LINE OF PARCEL "D", METROPICA PLAT, AS RECORDED IN PLAT BOOK 179, PAGES 70 THRU 76, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.
4. THIS SKETCH DOES NOT REPRESENT A FIELD SURVEY. (THIS IS NOT A SURVEY).
5. THIS SKETCH OF DESCRIPTION WAS PREPARED BY THIS FIRM WITHOUT THE BENEFIT OF A TITLE SEARCH. THE LEGAL DESCRIPTION SHOWN HEREON WAS AUTHORED BY STONER & ASSOCIATES, INC.

SKETCH
NO. 12-7858_SWE



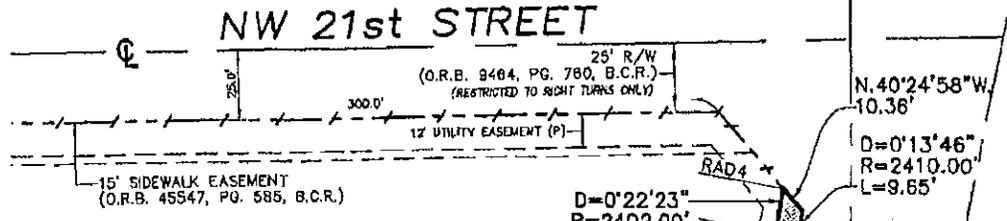
STONER & ASSOCIATES, INC.

SURVEYORS - MAPPERS
Florida Licensed Survey
and Mapping Business No. 6633

4341 S.W. 62nd Avenue
Davie, Florida 33314

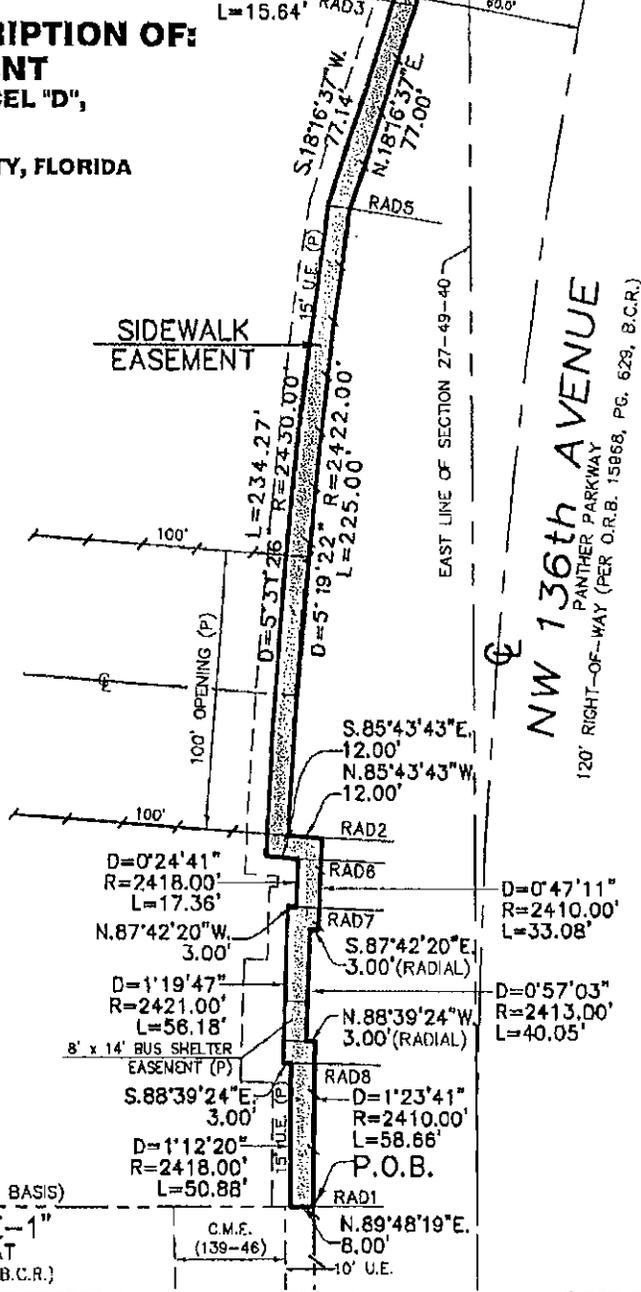
Tel. (954) 585-0997
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RECORDING AREA



**SKETCH AND LEGAL DESCRIPTION OF:
SIDEWALK EASEMENT
BEING A PORTION OF PARCEL "D",
METROPICA PLAT
(P.B. 179, PG. 70-76, B.C.R.)
CITY OF SUNRISE, BROWARD COUNTY, FLORIDA**

LINE	BEARING	
RAD1	S.89°56'56"W.	(RADIAL)
RAD2	N.86°54'48"W.	(RADIAL)
RAD3	S.79°33'26"E.	(RADIAL)
RAD4	S.79°56'36"E.	(RADIAL)
RAD5	N.81°34'27"W.	(RADIAL)
RAD6	N.87°06'17"W.	(RADIAL)
RAD7	N.87°30'59"W.	(RADIAL)
RAD8	N.88°50'46"W.	(RADIAL)



LEGEND:

- O.R.B. OFFICIAL RECORDS BOOK
- P.B. PLAT BOOK
- PG. PAGE
- B.C.R. BROWARD COUNTY RECORDS
- P.O.B. POINT OF BEGINNING
- R/W RIGHT-OF-WAY
- (P) PER PLAT
- C.M.E. CANAL MAINTENANCE EASEMENT
- U.E. UTILITY EASEMENT
- PROPOSED SIDEWALK EASEMENT
- NON-VEHICULAR ACCESS LINE

RECORD NO. 12-7858-SWE



AGENDA ITEM REQUEST

Originating Department: Human Resources

Item Title: Presentation

Item Number: 5A

Meeting Date: 4/8/2014

City Reference Number (C#):

Item Description:

Presentation of the Employee of the Month Award for April 2014 to Jeanette Davis, Clerk II, in the Leisure Services Department.

Funding:

001-1601-513.49-07 Employee Appreciation

Amount:

\$50

Attachments:

Nomination for the Employee of the Month for April 2014 - Jeanette Davis

Background:

The three-person Employee of the Month Committee has reviewed the nominations submitted for the Employee of the Month and has determined that Jeanette Davis should receive the Employee of the Month Award. The employee will receive recognition at a City Commission meeting, and will receive a certificate and a \$50.00 American Express gift card. The winning nomination is attached.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Alanna Carinio

Phone: 954-838-4522

Department Head Name and Title:

Alanna Carinio, Acting Human Resources Director

City Manager:



NOMINATION
FOR
EMPLOYEE OF THE
MONTH

Jeanette Davis

Clerk II

Employee Name

Job Title

Leisure Services/Senior Services

Department/Division

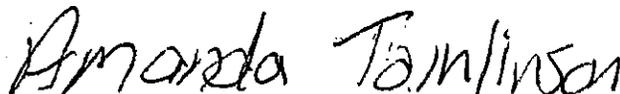
Is hereby nominated for the Employee of the Month Award for the reasons stated below:

Jeanette was hired by the City in 1988 as a Maintenance Worker I in Public Works. In 2007, she changed departments and moved to the Senior Center, where she has been a vital part of our team ever since.

Jeanette works the front desk of the Senior Center and is one of the first faces people encounter when they come to visit the facility. Jeanette is an extremely motivated person who demonstrates the ability to multi-task, helping many people at any given time. Jeanette is responsible for assisting the seniors with membership registration and renewal, registering seniors for events and programs, answering phones, signing out game room equipment, giving out contact information for other departments and organizations, making reminder phone calls and any other task she may be assigned. Jeanette works very closely with the volunteers that are assigned to the front desk and ensures that they have all the information they need to answer any question they may receive. Jeanette is very thorough and likes to keep everyone informed of things happening at the front desk and at the Senior Center.

Jeanette has an extremely positive attitude, that comes across towards the seniors as well as her coworkers. She will spend time talking to anyone, providing that needed support and giving positive feedback. Regardless of how busy she may be, Jeanette never complains and always gives 100% to every patron. Jeanette takes great pride in her work and the City which shows in her day to day interactions with people.

It is with great pride and pleasure that I nominate Jeanette Davis for Employee of the Month.

	03/04/2014	3680
Signature of Nominator	Date	Telephone#/Ext.
	3/13/14	4660
Signature of Director	Date	Telephone#/Ext.



AGENDA ITEM REQUEST

Originating Department: Police

Item Title: Presentation

Item Number:

Meeting Date: 4/8/2014

City Reference Number (C#):

Item Description:

Presentation of the Officer of the Month Award for April 2014 to Officer Shelly Marchese and Detective Jason Zinn.

Funding: 001-2150-51.52-90 Other Supplies & Expense

Amount: \$100.00

Attachments:

Officer of the Month - April 2014

Background:

The Police Department Award Committee has reviewed the nominations submitted for Officer of the Month and has determined that Officer Shelly Marchese and Detective Jason Zinn should receive the April 2014 Officer of the Month Award. Officer Marchese and Detective Zinn will receive recognition at a City Commission meeting and will each receive an award certificate and a \$50 American Express gift card. The winning nomination is attached.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Chief John E. Brooks Phone: 954-746-3399

Department Head Name and Title:

John E. Brooks, Chief of Police

City Manager:

Authorized for agenda placement

CITY OF SUNRISE POLICE DEPARTMENT

JOHN E. BROOKS — CHIEF OF POLICE



OFFICER OF THE MONTH AWARD April 2014

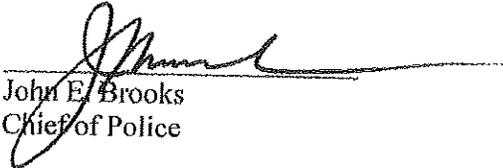
The Sunrise Police Department proudly announces the selection of Officer Shelly Marchese and Detective Jason Zinn as the co-recipients of the April 2014 Officer of the Month Award.

On February 19, 2013, Officer Marchese responded to a residential burglary. During the investigation, she discovered that the unknown suspect(s) had gained entry by forcefully opening the rear sliding glass door. Officer Marchese conducted a search of the residence and recovered a screwdriver located in the master bedroom. The screwdriver was turned over to the Crime Scene Unit for processing. A positive match was obtained from DNA samples, and a juvenile suspect was identified.

As a result of the identification, Detective Zinn reached out to the victim with the hope that someone in the household would recognize the identified suspect. A search of the suspect revealed that he was currently incarcerated in a juvenile program in Collier County. The juvenile suspect is a known burglar and was not incarcerated at the time of this burglary. Detective Zinn filed a Juvenile Probable Cause Affidavit with the Broward State Attorney's Office, so that the suspect can be charged accordingly for this residential burglary.

The victim had nearly \$3,000 worth of property stolen from her. Although none of the property was recovered, the victim was able to feel some closure knowing that the suspect was identified and is now facing prosecution for this crime.

The Sunrise Police Department believes the efforts and actions displayed by Officer Shelly Marchese and Detective Jason Zinn should be recognized as co-recipients of the Officer of the Month Award for April 2014.


John E. Brooks
Chief of Police



10440 WEST OAKLAND PARK BOULEVARD, SUNRISE, FLORIDA 33351 TELEPHONE 954-746-3399
WWW.SUNRISEPOLICE.ORG

AN ACCREDITED LAW ENFORCEMENT AGENCY SINCE 2008

Page 125 of 340



AGENDA ITEM REQUEST

Originating Department: Police

Item Title: Proclamation

Item Number:

Meeting Date: 4/8/2014

City Reference Number (C#):

Item Description:

Proclamation declaring the week of April 6-12, 2014 as National Crime Victims' Rights Week in the City of Sunrise.

Funding: N/A

Amount: N/A

Attachments:

National Crime Victims' Rights Week

Background:

The week of April 6-12, 2014, has been declared National Crime Victims' Rights Week and the City of Sunrise will honor crime victims and extend official recognition to the important work of victim service providers.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Captain Robert Voss Phone: 954-746-3535

Department Head Name and Title:

John E. Brooks, Chief of Police

City Manager:

Authorized for agenda placement

Proclamation

Office of the Mayor National Crime Victims' Rights Week

- Whereas,** Americans are victims of more than 22 million crimes each year, and these crimes also affects family members, friends, neighbors, and co-workers; and
- Whereas,** crime can leave a lasting physical, emotional, and financial impact on people of all ages and abilities, and of all economic, racial, and social backgrounds; and
- Whereas,** in addition to these challenges, crime victims face criminal, and juvenile justice systems that, at times, ignore their rights and treat them with disrespect; and
- Whereas,** in 1984, the Crime Victims Fund was established by the Victims of Crime Act (VOCA) to provide a permanent source of support for crime victim services and compensation through fines and penalties paid by convicted federal offenders; and
- Whereas,** the Crime Victims Fund today supports thousands of victim assistance programs who provide help and support to child victims of violence and sexual abuse; stalking victims; survivors of homicide victims; victims of drunk-driving crashes; and victims of domestic, dating, and sexual violence and other crimes; and
- Whereas,** by ensuring that federal offender criminal fines and penalties are deposited into the Crime Victims Fund, Congress affirmed that those who commit crimes should be held accountable for the impact of their actions; and
- Whereas,** the Crimes Victims Fund provides victim assistance to more than 3.5 million crime victims annually and also provides compensation funds to thousands of crime victims each year for reimbursement of expenses related to their victimization; and
- Whereas,** the victim assistance community faces new challenges to reach and serve all victims, including victims of newly recognized crimes, such as domestic minor sex trafficking and cybercrime, and victims who have not always trusted the criminal justice system, including immigrant victims, urban youth, and victims who are lesbian, gay, bisexual, or transgender; and
- Whereas,** now is the time to embrace a new emphasis on learning what works in reaching underserved victims and meeting victims' needs; and
- Whereas,** National Crime Victims' Rights Week, April 6th - 12th, provides an opportunity to celebrate the energy, creativity, and commitment that launched the victims' rights movement, inspired its progress, and continues to advance the cause of justice for crime victims; and
- Whereas,** The City of Sunrise is joining forces with victim service programs, criminal justice officials, and concerned citizens throughout Florida and America to raise awareness of victims' rights and observe National Crime Victims' Rights Week;

Now, Therefore, I, Michael J. Ryan, as Mayor of the City of Sunrise, together with the City Commission do hereby proclaim the week of April 6th - 12th, 2014 as:

National Crime Victims' Rights Week

in the City of Sunrise

WITNESS MY HAND AND OFFICIAL SEAL OF THE CITY OF
SUNRISE, FLORIDA

MICHAEL J. RYAN, MAYOR



AGENDA ITEM REQUEST

Originating Department: Fire Rescue

Item Title: Presentation

Item Number:

Meeting Date: 4/8/2014

City Reference Number (C#):

Item Description:

Presentation of the Firefighter of the Month Award for April 2014 to Captain Patrick Ciacciarelli. Thomas DiBernardo, Fire Chief.

Funding:

001-2300-522.52-90 Other Supplies and Expenses

Amount:

\$50.00

Attachments:

FFOM - April 2014

Background:

The Fire Chief has reviewed the nomination for Firefighter of the Month and determined that the individual(s) should receive the Firefighter of the Month Award. The employee (s) will receive recognition at a City Commission Meeting to receive a certificate and a \$50.00 gift card. The winning nomination is attached.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Thomas J. DiBernardo Phone: (954) 746-3400

Department Head Name and Title:

Thomas J. DiBernardo, Fire Chief

City Manager:

Authorized for agenda placement



NOMINATION
FOR
EMPLOYEE OF THE
MONTH

Patrick Ciacciarelli

Employee Name

Captain

Job Title

Fire-Rescue Department

Department/Division

Is hereby nominated for the Employee of the Month Award for the reasons stated below:

Sunrise Fire-Rescue recently embarked on six-week Technical Rescue training drill. The training specifically focused on Vehicle Machinery Extrication drills that were hosted here in Sunrise and were held every Saturday beginning on February 1. The drills involved regional Technical Rescue Teams along with Sunrise including Ft. Lauderdale Fire-Rescue, Hollywood Fire-Rescue, Broward Sheriff's Office Department of Fire-Rescue, and the City of West Palm Beach Fire-Rescue. The training allowed these regional Technical Rescue Teams to work cohesively through difficult vehicle extrication scenarios. Another unique component to the training was the use of a tow company's large 60-ton rotator tow truck to work in conjunction with the teams on some of the more extreme scenarios.

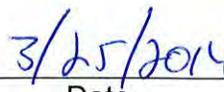
Captain Patrick Ciacciarelli, of the Training Division, spearheaded this invaluable training and was responsible for procuring all of the necessary resources to make it a success. He created new scenarios every week so that every team coming through the drill site would be faced with something different and challenging. His dedication toward this effort provided a high level of training for not only Sunrise Fire-Rescue personnel, but also for TRT personnel within the region that we may find ourselves working with side-by-side one day. It is for this reason that I nominate Captain Patrick Ciacciarelli for Firefighter of the Month for April 2014.

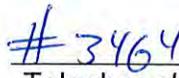

Signature of Nominator


Date


Telephone#/Ext.


Signature of Director


Date


Telephone#/Ext.



AGENDA ITEM REQUEST

Originating Department: Police

Item Title: Proclamation

Item Number:

Meeting Date: 4/8/2014

City Reference Number (C#):

Item Description:

Proclamation recognizing April 13 - 19, 2014 as National Public Safety Telecommunications Week.

Funding: N/A

Amount: N/A

Attachments:

National Telecommunicators Week

Background:

Recognizing public safety communications personnel for their professionalism, dedication and outstanding service with regard to public safety.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Chief John E. Brooks Phone: 954-746-3399

Department Head Name and Title:

John E. Brooks, Chief of Police
Thomas DiBernardo, Fire Chief

City Manager:

Authorized for agenda placement

Proclamation

Office of the Mayor

NATIONAL TELECOMMUNICATORS WEEK

WHEREAS, emergencies can occur at anytime that require police, fire, or emergency medical services; and

WHEREAS, when an emergency occurs the prompt response of police officers, firefighters and paramedics is critical to the protection of life and preservation of property; and

WHEREAS, the safety of our police officers and firefighters is dependant upon the quality and accuracy of information obtained from citizens who telephone the Broward County Consolidated Communications System; and

WHEREAS, Public Safety Telecommunicators are the first and most critical contact our citizens have with emergency services; and

WHEREAS, Public Safety Telecommunicators are a vital link for our police officers and firefighters by monitoring their activities by radio, providing them information and insuring their safety; and

WHEREAS, Public Safety Telecommunicators of the Broward County Consolidated Communications System have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients; and

WHEREAS, Telecommunicators have exhibited compassion, understanding and professionalism during the performance of their job; and

Now, THEREFORE, I, Michael J. Ryan, Mayor of the City of Sunrise, Florida and on behalf of the City Commission do hereby proclaim the week of April 13th – 19th, 2014 as

NATIONAL TELECOMMUNICATORS WEEK

in the City of Sunrise, in honor of the men and women whose diligence and professionalism keep our city and citizens safe.

Witness My Hand and Official Seal of
The City of Sunrise, Florida

Michael J. Ryan, Mayor



AGENDA ITEM REQUEST

Originating Department: City Commission

Item Title: Proclamation

Item Number: **Meeting Date:** 4/8/2014

City Reference Number (C#):

Item Description:

Proclamation declaring April 2014 as National Limb Loss Awareness Month. Mayor Michael J. Ryan.

Funding:

N/A

Amount:

N/A

Attachments:

National Limb Loss

Background:

See attached proclamation.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Mayor Michael J. Ryan Phone: 954-746-3250

Department Head Name and Title:

Mayor Michael J. Ryan

City Manager:

Authorized for agenda placement

Proclamation

Office of the Mayor

National Limb Loss Awareness Month

Whereas, there are approximately 2 million Americans living with limb/loss difference; and

Whereas, over 500 people lose a limb each day in the United States; and

Whereas, 1,000 babies are born each year in the United States with congenital limb difference; and

Whereas, studies show 60 percent of limb loss is preventable; and

Whereas, diabetes and peripheral vascular disease are the leading causes of limb loss; and

Whereas, the number of amputations per day will double by 2050 unless a major public awareness campaign is launched and key prevention initiatives put in place; and

Whereas, the Amputee Coalition of America provides education, outreach, advocacy, and a National Limb Loss Information Center for the benefit of persons with limb loss/difference, their families, and health care providers; and

Whereas, April will be an appropriate month to designate as National Limb Loss Awareness Month as spring is a time of renewal and inspiration; and

NOW, THEREFORE, I, Michael J. Ryan, Mayor of the City of Sunrise, Florida together with the City Commission hereby proclaim the month of April 2014 as

National Limb Loss Awareness Month

in the City of Sunrise and encourage all citizens to join us in recognizing the importance of this month and celebrating people with limb loss and limb difference living full productive lives, expressing gratitude to caregivers who are a source of support and motivation, saluting combat amputees who have lost their limbs in service to this country.

Witness My Hand and Official Seal of
The City of Sunrise, Florida



Michael J. Ryan, Mayor



AGENDA ITEM REQUEST

Originating Department: City Commission

Item Title: Proclamation

Item Number: **Meeting Date:** 4/8/2014

City Reference Number (C#):

Item Description:

Proclamation recognizing the month of April 2014 as Paralyzed Veterans of America Awareness Month in the City of Sunrise.

Funding: N/A

Amount: N/A

Attachments:

Paralyzed Veterans of America Awareness Month

Background:

The City of Sunrise honors and recognizes the sacrifices made by our community's Veterans who are paralyzed.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Mayor Michael J. Ryan. Phone: 954-746-3250

Department Head Name and Title:

Mayor Michael J. Ryan.

City Manager:

Authorized for agenda placement

Proclamation

Office of the Mayor

Paralyzed Veterans of America Awareness Month

WHEREAS, residing within the boundaries of the City of Sunrise, many of our neighbors have served as members of the Armed Forces, and in doing so honored our community with exemplary dedication; and

WHEREAS, it is important that we recognize the sacrifices made by our community's veterans who are paralyzed; and

NOW, THEREFORE, be it resolved that by virtue of the authority vested in me as Mayor of the City of Sunrise, Florida, I, Michael J. Ryan together with the City Commission do hereby proclaim the month of April 2014 as:

Paralyzed Veterans of America Awareness Month

in the City of Sunrise and encourage all citizens of the City of Sunrise to honor our paralyzed veterans because they personify the highest ideals of service to country, sacrifice of self and perseverance in overcoming adversity. Their stories of hardship and triumph provide life-affirming lessons for all of us.

I also encourage the people of the City of Sunrise to observe and participate in the activities associated with Paralyzed Veterans of America Awareness Month and reflect upon the sacrifices endured by our community's veterans who are paralyzed. There are many local community service organizations, particularly those serving our youth that seek involvement in worthy projects, and Paralyzed Veterans of America Awareness Month meets and surpasses that standard.

Witness My Hand and Official Seal of
The City of Sunrise, Florida

MICHAEL J. RYAN, MAYOR



AGENDA ITEM REQUEST

Originating Department: Leisure Services

Item Title: Proclamation

Item Number:

Meeting Date: 4/8/2014

City Reference Number (C#):

Item Description:

A Proclamation for the American Cancer Society Relay for Life event to be held at Sunrise Athletic Complex on April 25 and 26, 2014.

Funding: N/A

Amount: N/A

Attachments:

ACS Relay for Life Days

Background:

In 1985, the American Cancer Society began the Relay for Life event in Tacoma, Washington, and it became the signature project of the organization. The City of Sunrise will host this event on April 25 and 26, 2014 at Sunrise Athletic Complex, bringing the community together to celebrate those who have survived cancer, remember those who have been lost to cancer, and fight back by raising funds for research, education, advocacy, and services.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Beth Zickar

Phone: 954-747-4660

Department Head Name and Title:

Beth Zickar, Leisure Services Director

City Manager:

Authorized for agenda placement

Proclamation

Office of the Mayor

American Cancer Society Relay for Life Days

WHEREAS, The American Cancer Society has been providing hope, progress, and answers to those affected by cancer since 1915; and

WHEREAS, The Relay for Life began in 1985 in Tacoma Washington and has now grown to be a signature project of The American Cancer Society; and

WHEREAS, The City of Sunrise will host the Annual Relay for Life on April 25th – 26th, 2014 at Sunrise Athletic Complex, bringing the community together to celebrate those who have survived cancer, remember those who have been lost to cancer, and fight back by raising funds for research, education, advocacy, and services; and

WHEREAS, as The American Cancer Society Relay For Life of Sunrise, Florida continues to be a premier event promoting health and wellness while assisting those affected by cancer; and

NOW, THEREFORE, I, Michael J. Ryan, Mayor of The City of Sunrise, Florida together with the City Commission do hereby proclaim April 25th – 26th, 2014 as:

Relay for Life Days in The City of Sunrise

and encourage all residents and businesses to support this effort to positively impact the lives of those touched by cancer.

Witness My Hand and Official Seal of
The City of Sunrise, Florida

Michael J. Ryan, Mayor



AGENDA ITEM REQUEST

Originating Department: City Commission

Item Title: Proclamation

Item Number: **Meeting Date:** 4/8/2014

City Reference Number (C#):

Item Description:

Proclamation proclaiming Monday, April 21, 2014 as PowerTalk 21[®] Day. Mayor Michael J. Ryan.

Funding:

N/A

Amount:

N/A

Attachments:

PowerTalk 21 Day

Background:

See attached proclamation.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Mayor Michael J. Ryan. Phone: 954-746-3250

Department Head Name and Title:

Mayor Michael J. Ryan.

City Manager:

Authorized for agenda placement

Proclamation

Office of the Mayor

PowerTalk 21[®] Day

Whereas, the City of Sunrise recognizes the importance of parents talking with their teens about alcohol; and

Whereas, high school students who use alcohol or other substances are five times more likely to drop out of school or believe good grades are not important; and

Whereas, teen alcohol use kills 4,700 people each year, more than all other illegal drugs combined; and

Whereas, the majority of kids say their parents are their primary influence when it comes to decisions about drinking alcohol; and

Whereas, *PowerTalk 21[®]* day is established on April 21, 2014, to encourage parents and caregivers to embrace their important role in influencing America's youth and their decisions about drinking alcohol; and

Whereas, in 2014, MADD will kick off "21 Days in Support of 21," beginning on April 1st and culminating on PowerTalk 21 on April 21st, in order to create a sustained and prolonged national conversation about underage drinking; and

Whereas, to equip parents to talk with their teens about alcohol, Mothers Against Drunk Driving[®] (MADD) Southeast Florida offers free community parent workshop to give parents the tools in a parent handbook to effectively talk to their teens about alcohol; and

Whereas, these local parent workshops, also replicated across the country, will offer parents a research-based parent handbook to help them talk with their teens about alcohol and encourage adults to consider creating a safer community by becoming involved in reducing underage drinking; and

NOW, THEREFORE, be it resolved that by virtue of the authority vested in me as Mayor of the City of Sunrise, Florida, I, Michael J. Ryan together with the City Commission do hereby proclaim Monday, April 21st, 2014 as:

PowerTalk 21[®] Day

in the City of Sunrise and urge all Citizens to join in the local and national efforts to raise awareness of the importance of parents and teens talking together about alcohol in order to reduce the risks and dangers posed to teens and communities.

Witness My Hand and Official Seal of
The City of Sunrise, Florida

Michael J. Ryan, Mayor



AGENDA ITEM REQUEST

Originating Department: Utilities

Item Title: Proclamation

Item Number:

Meeting Date: 4/8/2014

City Reference Number (C#):

Item Description:

Proclamation for the month of April, 2014 as Water Conservation Month.

Funding: N/A

Amount: N/A

Attachments:

Water Conservation Month

Background:

Please see attached proclamation.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Timothy A. Welch, P.E. Phone: 954-888-6055

Department Head Name and Title:

Timothy A Welch, P.E., Utilities Director

City Manager:

Authorized for agenda placement

Proclamation

Office of the Mayor

Water Conservation Month

Whereas, water is a basic and essential need of every living creature; and

Whereas, the State of Florida Water Management District and the City of Sunrise are working together to increase awareness about the importance of water conservation; and

Whereas, the month of April, typically a dry month when water demands are highest, is annually designated as Water Conservation Month, to educate citizens about how they can help save Florida's precious water resources; and

Whereas, the City of Sunrise encourages and supports water conservation, through various educational programs and special events; and

Whereas, every business, industry, school and citizen can make a difference and help by efficiently using water, thus promoting a healthy economy and community; and

NOW, THEREFORE, I, Michael J. Ryan, Mayor of the City of Sunrise, Florida, together with the City Commission do hereby proclaim the month of April 2014 as:

Water Conservation Month

in the City of Sunrise and call upon each citizen and business in the City of Sunrise to help protect our precious resource by practicing water saving measures and becoming more aware of the need to save water.

Witness My Hand and Official Seal of
The City of Sunrise, Florida

Michael J. Ryan, Mayor



AGENDA ITEM REQUEST

Originating Department: Utilities

Item Title: Presentation

Item Number:

Meeting Date: 4/8/2014

City Reference Number (C#):

Item Description:

The City of Sunrise is recognizing efforts of all participants in the Florida Section of the American Water Works Association (FSAWWA) Drop Savers Water Conservation Poster Contest, and awarding first place winners from all participating elementary and middle schools.

Funding: 401-4230-536-4946 Water Conservation/Education Program

Amount: \$250

Background:

The City of Sunrise Utilities Department participates in the annual Drop Savers Water Conservation poster contest, conducted by the Florida Section of the American Water Works Association's (FSAWWA). This contest includes outreach to local elementary,

middle and high schools and the preparation of water conservation themed posters by the students in their art or science classes.

The City of Sunrise Utilities Department is proud to recognize all students who participated in this program, and to announce this years winners. The winner of Division 1 for Kindergarten and First Grade is Rihanna Cole of Horizon Elementary School. The winner of Division 2 for 2nd and 3rd Grade is Crysthia Cole of Horizon Elementary. The winner of Division 3 for 4th and 5th Grade is Rawia Siddiqui of Horizon Elementary School. The winner of Division 4 (middle school) for 6th, 7th and 8th grade is Julia Earnest of Bair Middle School. Additionally, this year the FSAWWA added a division for special needs students, and this winner in this division is Barrington Hayles of Horizon Elementary School.

These winning posters are submitted in the state-wide FSAWWA competition and these participants are eligible to win additional awards in this competition which will be completed in April. All of the posters submitted for this competition will be displayed in the City's Civic Center through the month of March for public viewing.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Tim Welch, Utilities Director

Phone: 954-888-6055

Department Head Name and Title:

Timothy A Welch, P.E., Utilities Director

City Manager:

Authorized for agenda placement



AGENDA ITEM REQUEST

Originating Department: Community Development Department

Item Title: Proclamation

Item Number:

Meeting Date: 4/8/2014

City Reference Number (C#):

Item Description:

Proclamation declaring the month of April 2014 as National Fair Housing Month. Mark S. Lubelski, Community Development Director.

Funding:

N/A

Amount:

N/A

Attachments:

Proclamation

Background:

This Proclamation affirms that the City of Sunrise is committed to the principles of fair housing. The Proclamation will be forwarded to the Fair Housing Enforcement Office of the U.S. Department of Housing and Urban Development (HUD).

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Robin Buller, Grants Administrator

Phone: (954) 578-4769

Department Head Name and Title:

Mark S. Lubelski, P.E., Community Development Director

City Manager:

Authorized for agenda placement

Proclamation

Office of the Mayor

NATIONAL FAIR HOUSING MONTH

WHEREAS, Housing discrimination affects people of all races, ethnicities, national origins and religions; and

WHEREAS, Women, people with disabilities and families with children may also face barriers to their fair housing rights; and

WHEREAS, the Fair Housing Act prohibits discrimination in housing because of race, color, national origin, religion, sex, familial status or disability; and

WHEREAS, the City of Sunrise supports the Fair Housing Act which prohibits discrimination in the selling or renting of housing; negotiating for housing; setting of terms, conditions or privileges for sale or rental of a dwelling; persuading owners to sell or rent (blockbusting); or making available those facilities and services related to the sale or rental of housing; and

WHEREAS, the City of Sunrise is a recipient of housing funds from the U.S. Department of Housing and Urban Development in the form of grants which have been and are being disbursed in housing programs in accordance with civil rights certifications and requirements of the Act; and

WHEREAS, the City of Sunrise administers all programs and activities related to housing and community development in a manner to affirmatively further the policies of the Fair Housing Act.

NOW, THEREFORE, be it resolved that by virtue of the authority vested in me as Mayor of the City of Sunrise, Florida, I, Michael J. Ryan together with the City Commission do hereby proclaim the month of April 2014 as:

NATIONAL FAIR HOUSING MONTH

in the City of Sunrise and declare that the City is in compliance with all mandates within the Fair Housing Act and will diligently pursue anyone that victimizes any party as a result of discrimination.

Witness My Hand and Official Seal of
The City of Sunrise, Florida

Michael J. Ryan, Mayor



AGENDA ITEM REQUEST

Originating Department: Community Development Department

Item Title: Presentation

Item Number:

Meeting Date: 4/8/2014

City Reference Number (C#):

Item Description:

Award presentation to students from Banyan Elementary, Horizon Elementary, Sawgrass Elementary, Welleby Elementary, and Village Elementary for the 2014 Fair Housing Month Art Poster Contest in celebration of National Fair Housing Month. Mark S. Lubelski, Community Development Director.

Funding: 001-0000-223.02-00

Amount:

\$525

Background:

April is Fair Housing Month. This City sponsored program is identified in the City's Fair

Housing Plan which educates children on the aspects of fair housing. All Broward County Public Elementary Schools in Sunrise were invited to attend. The schools that participated are: Banyan Elementary, Horizon Elementary, Sawgrass Elementary, Welleby Elementary, and Village Elementary. Representatives from the Affordable Housing Advisory Board (AHAB) reviewed and ranked the posters. The awards, issued for each of 3 divisions, are: for first place a check for \$100 and a blue ribbon; for second place a check for \$50 and a red ribbon; and for third place a check for \$25 and a white ribbon. The three divisions are Kindergarten & 1st grade, 2nd & 3rd grades, and 4th & 5th grades. This years sponsors for the awards were Mr. Patrick Eichholtz, AHAB member, and the Broward County Housing Task Force.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Robin Buller, Grants Administrator

Phone: (954) 578-4769

Department Head Name and Title:

Mark S. Lubelski, P.E., Community Development Director

City Manager:

Authorized for agenda placement



AGENDA ITEM REQUEST

Originating Department: Community Development Department

Item Title: University Plaza - Animal Clinic

Item Number: 11A

Meeting Date: 4/8/2014

City Reference Number (C#): C14059

Item Description:

A Resolution of the City of Sunrise, Florida, granting a special exception use permit for a veterinary clinic to be located at 2408-2410 N. University Drive; providing for penalties for violations of the conditions of approval; providing for the term of the permit; and providing an effective date.

Funding:

N/A

Amount:

N/A

Attachments:

COS Resolution - C14059

Exhibit A - Staff Report

Map A - Location Map

Application

Applicant Letter

Site Photographs

Code Check - Code Enforcement

Public Notice

Legal Ad

Letter to Applicant

Background:

This is an application for special exception use approval for a veterinary clinic proposed to be located in existing bays at 2408 - 2410 N. University Drive in the University Plaza as shown on Map A. The property is zoned B-3 (General Business) and the underlying land use is Commercial on the City's Future Land Use Map (FLUM). The proposed use requires City Commission approval per Subsection 16-36(c) of the Land Development Code. Staff finds that this application meets all applicable requirements of the Land Development Code for granting of a special exception use permit, therefore staff recommends approval of the application subject to conditions listed in the staff report.

Note: There was a previous animal clinic at this site which was approved in the 1970's when there did not exist a code requirement to obtain a special exception. The previous clinic was closed for longer than six months, which removed the "grandfathering" status. Due to this, the new animal clinic now needs to meet the current code requirement for obtaining a special exception.

Department Head Recommendation:

Approval

Review With Additional Information:

Name: Jo Sesodia, AICP

Phone: 954-746-3279

Department Head Name and Title:

Mark S. Lubelski, P.E., Director of Community Development

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, GRANTING A SPECIAL EXCEPTION USE PERMIT FOR A VETERINARY CLINIC TO BE LOCATED AT 2408-2410 N. UNIVERSITY DRIVE; PROVIDING FOR PENALTIES FOR VIOLATIONS OF THE CONDITIONS OF APPROVAL; PROVIDING FOR THE TERM OF THE PERMIT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Guillermo Quintero, on behalf of Animal Clinic of University Drive, pursuant to Section 16-36 of the City Code, has applied for a special exception use permit for a veterinary clinic;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. Approval of Special Exception Use Permit.

Pursuant to Application No. 14:22 (95:100006), the issuance of a special exception use permit for a veterinary clinic is approved. The applicant shall comply with all staff recommendations, and any conditions set forth in the Community Development Department's Final Staff Report to the City Commission, a copy of which is attached to and made a part of this Resolution as Exhibit "A."

Section 2. Violation of Conditions. Pursuant to

Section 16-36(h) of the City Code, failure to adhere to the terms and conditions of approval above shall be considered

a violation of the City Code and persons found violating the conditions shall be subject to the penalties prescribed by the City Code.

Section 3. Term. In accordance with Section 16-36(e) of the City Code, this special exception use permit, shall be effective for a period of eighteen (18) months from the effective date of this Resolution, during which time an active building permit or a business tax receipt must be issued consistent with this Resolution for this special exception use permit to remain in effect.

Section 4. Effective Date. This Resolution shall be effective immediately upon its passage.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
as to Form and Legal Sufficiency. _____
Kimberly A. Kisslan



STAFF REPORT

UNIVERSITY PLAZA – ANIMAL CLINIC – SPECIAL EXCEPTION

Summary

This is an application for special exception use approval for a veterinary clinic proposed to be located in existing bays at 2408 - 2410 N. University Drive in the University Plaza as shown on Map A. The property is zoned B-3 (General Business) and the underlying land use is Commercial on the City's Future Land Use Map (FLUM). The proposed use requires City Commission approval per Subsection 16-36(c) of the Land Development Code.

Project Description

The applicant proposes to lease a 2,500 square foot bay at the University Plaza located on the northeast corner of University Drive and Sunset Strip for the purposes of a veterinary clinic with ancillary animal grooming. This bay was previously a veterinary clinic operated under the name Scarbrough Animal Hospital. However, the previous tenant had occupied the bay prior to the City regulation requiring a Special Exception for veterinary use. Therefore, the current applicant must apply for a special exception. The special exception will allow the veterinary clinic use for all 2,500 square feet. Other uses in the development include retail, grocery store, general office, and restaurant uses. Pursuant to City Code Section 16-79, special exception use approval is required for a veterinary clinic in the B-3 District. The site is bounded on the north by similar commercial development, to the south by Sunset Strip, to the west by University Drive and to the east by the Gold Key Villas single-family residential development.

General Information

Currently, the applicant operates six (6) other animal hospitals in South Florida. The applicant is looking to expand his business by opening a new location in Sunrise. The applicant is proposing hours of operation on Monday through Friday from 9:00 a.m. until 6:00 p.m., and Saturdays from 9:00 a.m. until 4:00 p.m. The office will be closed on Sundays. The applicant indicates that initial staffing will include one (1) veterinarian, two (2) veterinary technicians, one (1) kennel assistant, and one (1) receptionist. The office will serve cats and dogs only. The applicant plans on using an artificial turf system inside the clinic to take care of dogs within the veterinarian's care. There will be no dog walking outside. The clinic will not offer boarding services, but will have a kennel area to house sick animals that may need to be held overnight. The development meets minimum Code-required parking including the veterinary clinic at one (1) space per 250 square feet of gross floor area per Subsection 16-144(a)(15).

Staff Evaluation

The applicant has addressed the criteria established in Subsection 16-36(d) of the Land Development Code for granting of a special exception use as follows:

IMPACT ON SURROUNDING PROPERTIES: The proposed veterinary clinic is consistent with the existing commercial land use and zoning of the property. The applicant does not propose any changes to the exterior of the existing building or to the site plan.

The applicant will not use the outside areas for dog walking and will not offer long term kennel services. The hours of operation are consistent with normal business hours.

TRAFFIC: The business would utilize the existing access to University Drive. No negative impacts are anticipated on any residential streets. The property was previously platted and the use would remain within the Broward County concurrency requirements of the existing plat note for traffic.

COMPREHENSIVE PLAN: The proposed veterinary clinic use is consistent with the following goals and policies of the Future Land Use Element of the Comprehensive Plan:

Goal 2 Commercial: Provide for a varied and diverse mix of commercial opportunities to serve the residents of the City and the South Florida region.

The applicant has stated the need to increase veterinary services to local residents. This will benefit the residents so that they do not have to travel a longer distance for these services.

Policy 2.1.1: Permitted uses in the Commercial land use category will be consistent with the Broward County Land Use Plan.

The proposed veterinary clinic use is permitted in the City's and the County's Commercial land use category.

Policy 2.2.4: The Sunrise Zoning (Land Development) Code further regulates the intensity of commercial use by the establishment of several commercial zoning districts and providing that some commercial uses be allowed by special exception only.

This application is seeking special exception use approval by the City, pursuant to the Land Development Code and the Comprehensive Plan.

Staff Recommendation to the Board of Adjustment, March 4, 2014

This application meets all applicable Land Development Code requirements for the granting of special exception use approval, therefore staff recommends approval.

Board of Adjustment Recommendation, March 4, 2014

At its meeting on March 4, 2014, the Board approved Staff recommendations.

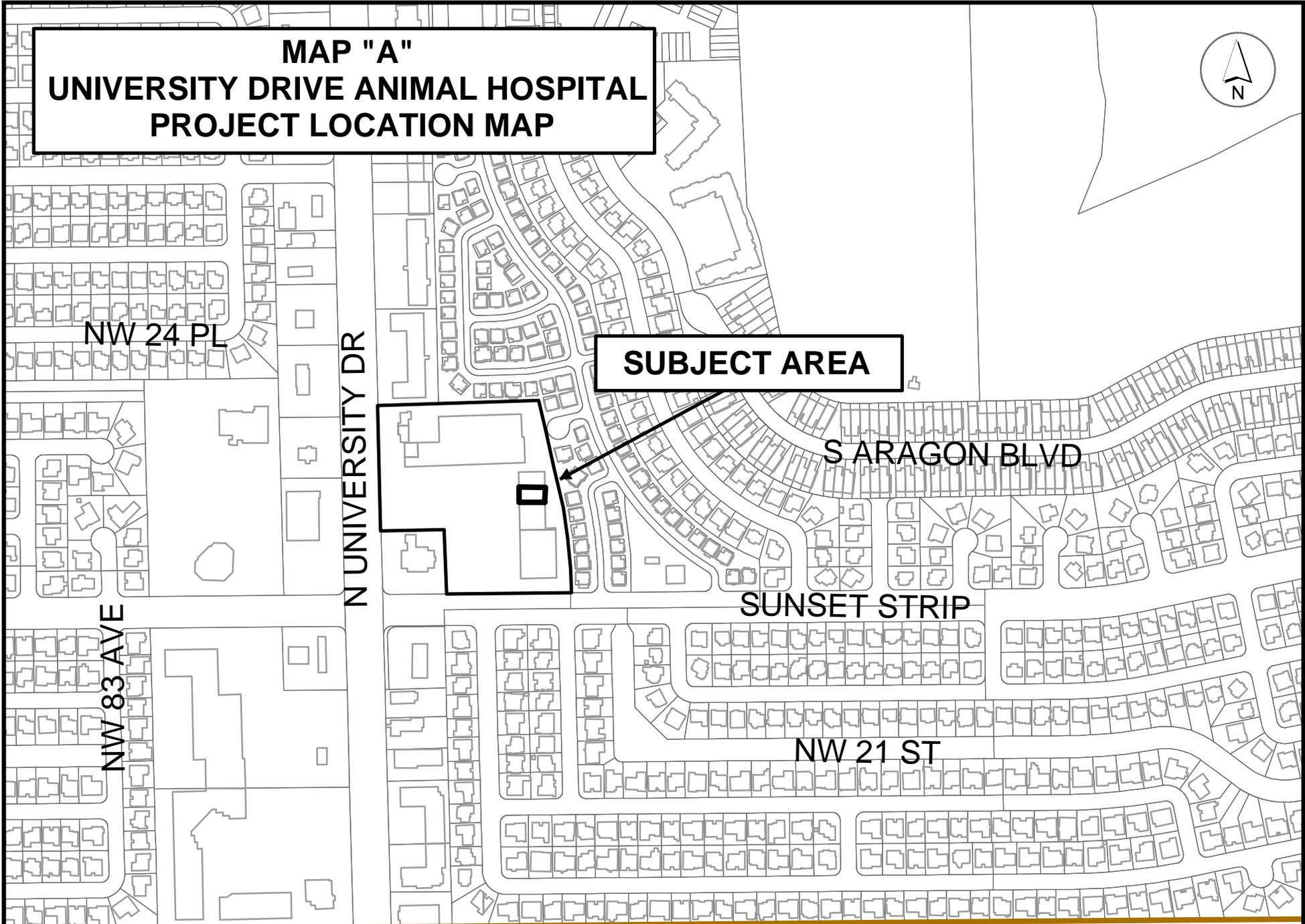
Final Staff Recommendation to the City Commission, March 25, 2014

Staff recommends approval of the application.

EP

File: 14:22 (95:100006)

MAP "A"
UNIVERSITY DRIVE ANIMAL HOSPITAL
PROJECT LOCATION MAP



SUBJECT AREA

NW 24 PL

N UNIVERSITY DR

S ARAGON BLVD

SUNSET STRIP

NW 83 AVE

NW 21 ST



Community Development Department - Planning Division
1601 NW 136 Avenue, Sunrise, FL 33323 P: 954.746.3270 F: 954.746.3287

Community Development Department

JAN 23 2013

RECEIVED

APPLICATION FOR SPECIAL EXCEPTION

1. Name of Project (Development) Animal Clinic

Name of Applicant Animal Clinic of University Drive

Company Name N/A

Company Address 2410 N University Drive

Telephone No. 954-835-5777 Fax No. _____

Email Address AnimalClinicofUniversityDrive@gmail.com

Contact Person/Agent Guillermo Quintero

Company Name Animal Clinic of University Drive

Address 2410 N University Drive

Telephone No. 954-835-5777 Cell No. _____ Fax No. _____

Email Address AnimalClinicofUniversityDrive@gmail.com

(IF AGENT, SUBMIT LETTER OF AUTHORIZATION)

2. Name of Property Owner Gator University Sunrise, LLC

Company Name N/A

Company Address 1595 N.E 163 Street

Telephone No. 9 N/A Fax No. N/A

Email Address N/A

COMMUNITY DEVELOPMENT DEPARTMENT
1601 NW 136 Avenue, Building A, Sunrise - Florida 33323
(954) 746-3270 AskZoning@sunrisefl.gov

3. Legal Description of Property Covered by this Application:

ATTACHED

4. Folio Number 494/28050540 Current Zoning B-3

5. Address or General Location of Site NE CORNER OF UNIVERSITY DRIVE + SUNSET STREET

6. Size of Property: Overall Acres of Site 6.5 Acres Sq. Ft. of use 2,300

7. Does property owner own contiguous property to the subject property? If so, give complete legal description of entire contiguous property. NO

8. Is there an option to purchase or lease subject property or property contiguous thereto, predicated on the approval of this application? Yes ___ No X If yes, who are the affected parties? _____

For Office Use Only:

Staff Reviewer [Signature]

- Application (1 original, 7 copies)
- NA Survey (8)
- NA Elevations (8)
- Photographs from all directions (8)
- Site Plan (8) Signed and sealed ___ Folded ___
- Applicant Request Letter (1 original, 7 copies)
- Property Owner Consent Letter (1 original, 7 copies)
- Additional Information Required by Staff (8) _____

Fee \$1250.00 Technology Fee \$62.00

NA Cost Recovery Deposit

Legal Description of the Property

All of the certain lot, piece or parcel of land, with the building and improvements thereon, situate, lying and being in Broward County, Florida, and being more particularly described as follows:

Being a portion of Tract "B" as shown on the Plat of SUNRISE GOLF VILLAGE SECTION NINETEEN PART ONE, as recorded in Plat Book 72, Page 12, of the Public Records of Broward County, Florida, and a portion of Tracts 9, 10, 15 and 16, Block 4, in Section 28, Township 49 South, Range 41 East of EVERGLADES PLANTATION COMPANY AMENDED, as recorded in Plat Book 2, Page 7, of the Public Records of Miami-Dade County, Florida, more particularly described as follows:

Begin at the Northwest corner of said Tract "B"; thence run North 01°00'37" West, along the East right-of-way line of University Drive, as recorded in Official Records Book 4335, Page 872, of the Public Records of Broward County, Florida, for 397.74 feet; thence run North 88°59'23" East at right angle to the last described course for 509.67 feet; thence run South 11°57'03" East for 332.97 feet to a point of curvature; thence run Southerly along a circular curve to the right having a radius of 1,167.00 feet and a central angle of 11°53'36" for an arc distance of 242.24 feet to a point of tangency; thence run South 00°03'27" East, along a portion of the East line of said Tract "B", for 39.83 feet; thence run South 89°56'33" West along the South line of said Tract "B" for 393.30 feet; thence run North 01°00'37" West for 200.03 feet; thence run South 89°56'33" West, along the North line of said Tract "B", for 200.03 feet to the to the POINT OF

DISCLOSURE OF OWNERSHIP AFFIDAVIT

All owners, must separately complete this affidavit and list their name, business address and percentage of ownership of any owner of the real property that is the subject matter of this application. All parties who have a financial interest, either directly or indirectly, in the subject real property, including but not limited to, all shareholders, beneficiaries to a trust, partners to any partnership agreement, and members of an investment group involving local participation must provide a separate affidavit.

The undersigned hereby represents that he/she is an owner of the subject property and that the names, addresses, and ownership percentages of each owner are set forth below:

Property Owner Name, Business Address and Ownership Percentage

GATOR UNIVERSITY SUNRISE, LLC (100%)

1595 NE 163 STREET

N. MIAMI BEACH, FL 33162

Property Address/Legal Description

PLEASE SEE ATTACHED LEGAL DESCRIPTION

2320-2455 N. UNIVERSITY DRIVE & 8225-8275 SUNSET STRIP
SUNRISE, FL

GATOR UNIVERSITY SUNRISE, LLC
BY: GATOR CARRIAGE PARTNERS, LTD
BY: GATOR CARRIAGE INVESTORS, INC., G.P.

Signature

Print Name JAMES A. GOLDSMITH, PRESIDENT

State of FLORIDA,

County of MIAMI-DADE :

Sworn and subscribed to before me, a Notary Public, by JAMES A. GOLDSMITH, PRES, this 21 day of JANUARY 2014, who is either personally known to me or who has produced _____ as identification.

My Commission Expires



LISHA K. MILLER
NOTARY PUBLIC
STATE OF FLORIDA
Comm# DD992429
Expires 6/5/2014

Lisha K Miller

Notary Public for the State of _____

Print Name: _____

COMMUNITY DEVELOPMENT DEPARTMENT
1601 NW 136 Avenue, Building A, Sunrise - Florida 33323
(954) 746-3270 AskZoning@sunrisefl.gov

Dr. Guillermo Martin Quintero, DVM
Animal Clinic of University Drive
2410 North University Drive
Sunrise, Florida 33321

January 15, 2014

Mr. Eric Power
City of Sunrise
Community Development Department
10770 West Oakland Park Boulevard
Sunrise, Florida 33351

Mr. Power;

This letter is to express our aim to expand our successful chain of six veterinary offices with a location in central Sunrise, bringing our extraordinary expertise, dedication and customer service to the community. We certainly have sound business reasons for opening a clinic in Sunrise, among them the city's stellar reputation for its support of businesses, as well as the need we see in the surrounding area for first-rate veterinary services.

But our expansion into Sunrise is also personal. I graduated in 1994 with a Doctor of Veterinary Medicine degree from the University of La Salle in Bogotá, Colombia. Upon first moving to the United States in 2000, I lived in Sunrise, and it has been a goal of mine to base this business in what I consider my first American hometown.

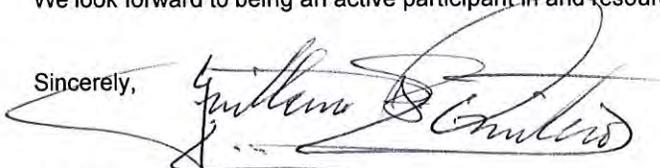
In that vein, this clinic will serve as the corporate headquarters for our chain of veterinary offices. I will be this clinic's primary doctor, with my other locations staffed by the eight veterinarians in my employ. This facility, which will do business as the Animal Clinic of University Drive at 2410 North University Drive, will offer local residents and their beloved pets the full complement of veterinary care services, to be provided by myself, two veterinary technicians, a kennel assistant and a receptionist, with more positions expected as the business grows.

This practice will provide medical care to dogs and cats only. We will install an artificial turf system inside the clinic for use by our patients, so there will be no dog walking outside the business; and a sanitization regimen will be implemented to maintain a hygienic facility free of odors. Sick animals may be hospitalized overnight, but this clinic will not offer any boarding/kenneling services. Our business hours will be 9 a.m. to 6 p.m. Mondays through Fridays and 9 a.m. to 4 p.m. Saturdays; we will be closed on Sundays.

I opened our first clinic, Kendall Drive Animal Hospital, seven years ago at 13882 Southwest 88th Street in Miami, Florida 33186. That successful location remains open, as are these locations:
Nob Hill Animal Clinic, 855 North Nob Hill Road, Plantation, Florida 33324
Tamarac Animal Clinic, 6863 West Commercial Boulevard, Tamarac, Florida 33319
Cutler Bay Animal Hospital, 18966 South Dixie Highway, Cutler Bay, Florida 33157
Tamiami Trail Animal Clinic, 8750 Southwest Eighth Street, Miami, Florida 33174
Hialeah Animal Clinic, 240 West 49th Street, Hialeah, Florida 33012

We look forward to being an active participant in and resource to the local Sunrise community.

Sincerely,



Dr. Guillermo Martin Quintero, DVM

CLEANER

ENTENMANN'S BAKERY OUTLET

FOR LEASE
877-459-9605
BALKINDUSTRIALRENTALS.COM





STOP

WING A WING

STOP

STOP

STOP



STOP

SUPERMARKET FOR SAVINGS **Bravo**

FAMILY DOLLAR



From: Sibner, Kimberley
Sent: Tuesday, February 25, 2014 1:44 PM
To: Power, Eric
Subject: RE: Code Check University Drive Animal Hospital

Eric,

I have reviewed Code Enforcement's records and found no liens or open cases for the property located at 2410 University Drive, folio number 4941 28 05 0540.

Please contact me if you require additional information.

Kim



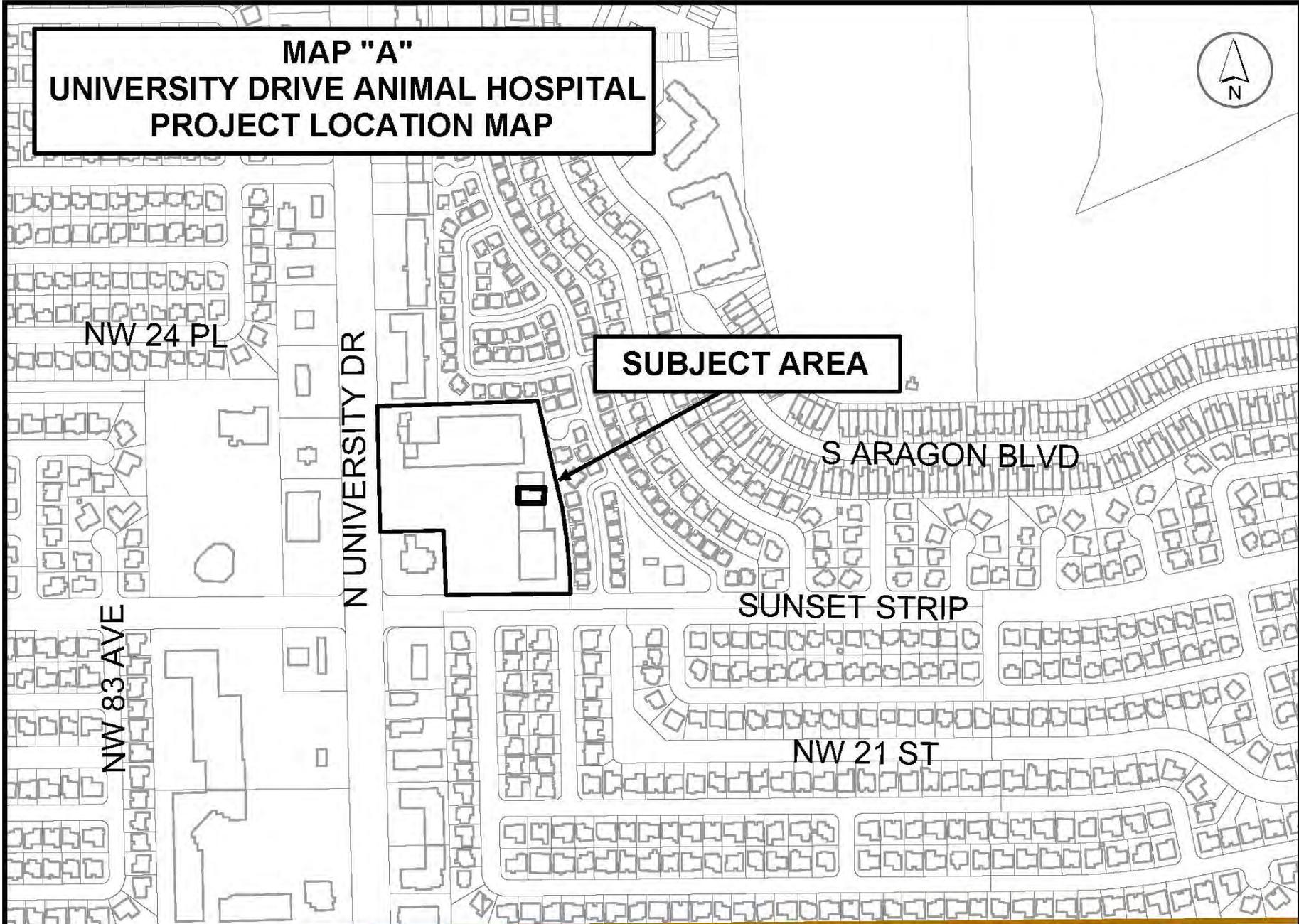
Kimberley A. Sibner
Assistant Director-Code Enforcement Manager
Community Development Department, Code Enforcement Division

1607 NW 136 Avenue, Building B
Sunrise, FL 33323

Office: 954-572-2350
Cell: 954-261-3290
Fax: 954-838-7653

Email: KSibner@sunrisefl.gov
Website: <http://www.sunrisefl.gov>

MAP "A"
UNIVERSITY DRIVE ANIMAL HOSPITAL
PROJECT LOCATION MAP



SUBJECT AREA

NW 24 PL

N UNIVERSITY DR

S ARAGON BLVD

SUNSET STRIP

NW 83 AVE

NW 21 ST

Client Name: **City Of Sunrise**
 Advertiser: **Section/Page/Zone: Classified Broadsheet/F024/ALL**
 Description: **NOTICE OF PUBLIC HEARING/THE FOLLOW**

Ad Number: **2229646**
 Insertion Number: **14191956**
 Size: **1 x 6**
 Color Type: **B&W**

Sun-Sentinel
 Publication Date: **03/15/2014**

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Merchandise

SunSentinel.com/Classified

Antiques & Collectibles

ANTIQUES & ART WANTED - Courteous Canadian buyer seeks quality paintings sculpture, glass, porcelain, silver, jewelry, modern art, Picasso, Warhol, etc. Chinese antiques, jade, bronze, porcelain, snuff bottles, ivory, etc. 561-801-0222

ART AND ANTIQUE SALE
MUST RAISE CASH • LIQUIDATION
 ART DECO, ORIENTAL ART INLAVED EUROPEAN FURNITURE, ORIENTAL RUGS ITALIAN CAPODIMONTE & GERMAN PORCELAIN FIGURINES, WIDE VARIETY OF BOHEMIAN AND ITALIAN CRYSTALS HAND CUT STYLE BACARA FRENCH LIMOGES VASE & CLACKS SET, MARBLES STATUE, DINNER TABLE, LAMPS CHANDELIER, FINE CHESS SET COLLECTION & MORE
EVERYTHING MUST BE SOLD
MUST RAISE CASH LIQUIDATION
 LUGANO ART GALLERY
 75 N FED HWY, DANIA FLORIDA 33004
 954-404-6359
 Open 10 to 6pm SUNDAY 12 TO 5PM

BUYING: Antique Clocks Working or Not - Top Dollar Paid Call 954-257-7593

BUYING - Antiques, Artwork, Crystal, Porcelain, Silver, China, Watches & Clocks, Coins, Knick-knacks, Dolls, Books, Jewelry **AND MANY OTHER ITEMS.** Same day service, anywhere in Tri-county. WILL COME TO U. Richie S - 754-244-3047

CAMERA - Minox C. \$500. 954-383-4174

CARS - Huge selections of Hot Wheels cars, Matchbox, Johnny Lightning, Old and new. All toys available too. 35 year collection. Way over 20,000 cars and toys. Old trains from the 50s. Call 954-829-5521

WANTED - Old Oriental rugs, immediate maximum cash. Call anytime 954-561-5334

WANTED ANTIQUES
 1 Piece or Entire Estates, Sterling Silver, Coins. 954-942-3222

WANTED - Furniture, Estates, Antiques, Coins, Collectibles, and Sterling Silver. Cash deals. Call Pop: 954-494-0815

Art

ART WANTED - Local collector wants to buy your art! Paying top dollar \$\$\$, Dali, Calder, Miro, Max and other modern & contemporary artists. Aaron 305-496-2882

Auctions

ANTIQUES, ART & ESTATE JEWELRY
AUCTION SUN. March 16th @ 1PM
 Doors open 11AM - Catered Event
 BKG Mall right next door, over 60 dealers
BRUCE KODNER GALLERIES AU-200-1871
 24 S. Dixie Hwy, Lake Worth, 561-585-9999

Electronics

BUYING OLD CAMERAS - NIKON, Leica, Rollei, Hasselblad, Maxxum, Bolex. Some others. Call John S. - 954-784-7645

Clothing

MINK/LEATHER JACKET - Beige. Best offer over \$100. 561-740-3168. Call in the evening or leave message with your tel. #.

Crafts/Hobbies

CASH FOR COMIC BOOKS - Looking to buy old & new comic books and related collectibles. \$1000000. 954-802-8710

Jewelry

LARGEST EMERALD IN THE WORLD? - 981ct! Appraised \$35k. Will sell \$5k. Large Ruby too. 786-237-6603

Research now With Cars.com

moving out or moving on? click on "apartments" at Sun-Sentinel.com to find the apartment you're looking for.

Household Items

BED

New set with frame Twin \$139; Full \$159; Queen \$184; King \$284. We Deliver Daily. Bunkbed \$165; Daybed \$99; Futon \$99; Headboard \$29. C/C, COD 3652 Davie Blvd., Ft. Laud. Please Call 954-584-3287

FURN - wall units-blk \$250, beige \$350 & grey \$450, zebra loveseat, 2 chairs \$250. Clothing & much more 954-366-6450

FURNITURE - Saturday 9am-Noon or call 954-401-8148. Fine antiques & more. 5930 SW 8th St, Plantation.

HOUSEHOLD ITEMS - Trundle bed Light wood, 2 mattresses \$300. Office Furniture 5 pieces Hutch, Credenza Desk, Bookshelf. \$500. 954-346-8477

HOUSEHOLD - Moving Sale See Great Items. Call for Info. Leave Message. Hours/ Days OPEN. 954-934-5016

KITCHEN CONTEMPORARY DINETTE SET - 42 in glass top, stainless metal base w/ 4 chairs. Like new cond. Orig cost \$1000+, asking \$325. 561-742-3038

WALL UNIT - We need the space. 1 oak wall unit for small or large flatscreen TV. I paid \$3800. Mint condition. \$375. Antique Curio cabinet \$125. Curio cabinet \$80. Antique table, \$150. Call Armando 954-829-5521

Miscellaneous

SUNRISE

HUGE WAREHOUSE SALE
Tools - Landsc. Equip. - Art - Furniture
 Sunrise, "The Pointe at Sawgrass" 1669 NW 144th Terr. - Unit 206
TOOLS - Dewalt, Makita, Ryobi, Black & Decker, Bostitch
LANDSC. EQUIP. - Ryobi, Homelite, Toro, Black & Decker
(2) CATERPILLAR FORKLIFTS
ART - Large variety, All prices.
FURNITURE - Custom Sectional Sofa, Desk & Misc.
 Call 954-835-5864 for info.

WANTED - All motorcycles, before 1980. Running or not. Cash paid. Free pickup. 315-569-8094

Tools/Machinery

SUNRISE

HUGE WAREHOUSE SALE
Tools - Landsc. Equip. - Art - Furniture
 Sunrise, "The Pointe at Sawgrass" 1669 NW 144th Terr. - Unit 206
TOOLS - Dewalt, Makita, Ryobi, Black & Decker, Bostitch
LANDSC. EQUIP. - Ryobi, Homelite, Toro, Black & Decker
(2) CATERPILLAR FORKLIFTS
ART - Large variety, All prices.
FURNITURE - Custom Sectional Sofa, Desk & Misc.
 Call 954-835-5864 for info.

Legal Notices

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Advertisement for Bids

Invitation to Bid
FKAA-IFB-0007-14
 Sealed bids will be received by the Florida Keys Aqueduct Authority at its Administrative Office located at 1100 Kennedy Drive, Key West, Florida, until 2:00 P.M., March 25, 2014 at which time and place they will be publicly read aloud. Such bids shall be for the purchase of the following:
 Purchase of Granular Lime - 2 Year Contract for the J. Robert Dean Water Treatment Plant Facility; S.W. 192nd Ave. & 354th St., Florida City, FL 33034
 As contained in documents on file at the office of the Florida Keys Aqueduct Authority, Finance Division, Purchasing Offices, 1100 Kennedy Drive, Key West, Florida 33040. Any questions should be directed to David Jackson, Purchasing Manager at djackson@fkaa.com.
 The Governing Board of Direc-

Legal Notices

Advertisement for Bids

tors of the Florida Keys Aqueduct Authority reserves the right to reject any and all bids, in whole or in part, to waive any irregularities or informalities in any bid, and to award to any party considered to be in the best interest of the Authority
 Kirk C. Zuelch
 Executive Director
March 15, 2014

Notice to Bid

LEGAL NOTICE IS HEREBY GIVEN sealed bids will be received by Covenant House Florida (CHF), 733 Breakers Avenue, Fort Lauderdale, Florida 33304, until 3:00P.M., WEDNESDAY, April 2, 2014 and will, at the time, be publicly opened and read aloud in the Conference Room, at CHF, 733 Breakers Avenue, Fort Lauderdale, Florida at the following:
 PROJECT NAME: CAPITAL IMPROVEMENT FOR RENOVATION AND RESTORATION OF HOUSING FOR HOMELESS YOUTH (DESIGN-BUILD CONSTRUCTION PROJECT) - 39TH YEAR CDBG PROJECT
 A MANDATORY PRE-BID MEETING IS SCHEDULED FOR MARCH 21, 2014 AT 2:00P.M., AT CHF, CONFERENCE ROOM, 733 BREAKERS AVENUE, FORT LAUDERDALE, FL. ATTENDANCE AT THE PRE-BID CONFERENCE IS MANDATORY AS A SOURCE OF INFORMATION AND IS MANDATORY. FEDERAL GUIDELINES WILL BE DISCUSSED AT THIS MEETING WHICH ARE IMPORTANT FOR SUBMITTING A BID.
 Proposal forms may be obtained at CHF, 733 Breakers Avenue, Fort Lauderdale, FL 33304 from 9:30A.M. March 17, 2014 thru 5:00 P.M. April 1, 2014.
 Covenant House Florida endorses Equal Employment Opportunity and will incorporate the nondiscrimination clause in its awards.
 Covenant House Florida reserves the right to waive any informalities in any proposal and to reject any or all proposals.
 This is a federally funded project by the Department of Housing and Urban Development (HUD), a Community Development Block Grant (CDBG). All HUD Federal rules and regulations pertaining to this project are applicable.
 Federal Davis-Bacon Wage Rates for work classifications are specified and must be complied with. Fringe benefits must be added to the prevailing hourly rates where applicable.
 Bidders must comply with Section 3 of the Housing and Urban Development Act of 1968 which requires that economic opportunities to the greatest extent feasible be given to low and very low income persons and to businesses that provide economic opportunities for these persons. The City encourages local general contractors and sign companies who reside and/or do business within the City of Fort Lauderdale to participate in the bidding process.
THIS 7 DAY OF MARCH, 2014
 Carl Acker, Director of Business Management Services
FINANCE DEPARTMENT
March 15 & 16, 2014

Advertisement for Bids

Ways, and Lift Stations. Interested firms that feel they are capable of performing such projects must submit a letter of intent and AIA Form B431. Please provide 15 copies of your packet. The letter of intent and AIA Form B431 must be sent directly to: Memorial Healthcare System C/o Joe Alcure Director of Construction 3501 Johnson Street Hollywood, Florida 33021 Phone: (954) 265-8670 And must be submitted prior to 12:00 Noon on April 18, 2014. **March 15, 16, 17, 2014**

Notice of Administration

NOTICE TO CREDITORS
 IN THE FIFTEENTH JUDICIAL CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA
 PROBATE DIVISION
 IN RE: ESTATE OF CHRISTINA BEYERLE
 File No. 502013CP004461XXXXMB
 Deceased.
 The administration of the estate of CHRISTINA BEYERLE, File Number 502013CP004461XXXXMB, is pending in the Circuit Court for Palm Beach County, Florida, Probate Division, the address of which is 205 N. Dixie Highway West Palm Beach, FL 33401. The names and addresses of the personal representative and the personal representative's attorney are set forth below.
 All creditors of the decedent and other persons having claims or demands against decedent's estate on whom a copy of this notice is required to be served must file their claims with this court WITHIN THE LATER OF 3 MONTHS AFTER THE DATE OF SERVICE OF A COPY OF THIS NOTICE ON THEM.
 All other creditors of the decedent and other persons having claims or demands against decedent's estate must file their claims with this court WITHIN THREE MONTHS AFTER THE DATE OF THE FIRST PUBLICATION OF THIS NOTICE.
 ALL CLAIMS NOT FILED WITHIN THE TIME PERIODS SET FORTH IN SECTION 733.702 OF THE FLORIDA PROBATE CODE WILL BE FOREVER BARRED.
 NOTWITHSTANDING THE TIME PERIODS SET FORTH ABOVE, ANY CLAIM FILED TWO (2) YEARS OR MORE AFTER THE DECEDENT'S DATE OF DEATH IS BARRED.
 The date of the first publication of this Notice is March 15, 2014
 Attorney for Personal Representative:

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MEMORIAL HEALTHCARE SYSTEM REQUEST FOR INFORMATION FOR CIVIL ENGINEERING SERVICES FOR MULTIPLE PROJECTS
 The Memorial Healthcare System is requesting information from Civil Engineering firms licensed to do work in the State of Florida, with fully staffed offices located within Broward, Palm Beach County or Miami-Dade County, that would be interested in participating in a three-year contract to provide engineering services to the Memorial Healthcare System for multiple healthcare related projects (i.e., hospital, nursing home, medical offices, etc.). The scope of work for each project may involve, but is not limited to, Construction Management of small projects, Land Surveying, Easements, Topographical Surveys, Plot location of structures, Design of Civil Engineering Drawing for all Utilities (up to 5 feet from the building), Governmental Liaison, Zoning, Right of

Advertisement for Bids

CITY OF NORTH LAUDERDALE NOTICE OF PUBLIC HEARING
 THE FOLLOWING MEETING WILL BE HELD AT THE MUNICIPAL COMPLEX, 701 SW 71ST AVENUE NORTH LAUDERDALE, FLORIDA, WITH REFERENCE TO THE BELOW LISTED PROPERTY AND ZONING REQUESTS:
 PLANNING AND ZONING BOARD - TUESDAY, APRIL 1, 2014 - 6:30 p.m.
 1. SITE PLAN AMENDMENT SPR 13-02
 NAME OF APPLICANT: MICHAEL VENTURA
 PROJECT NAME: DUNKIN DONUTS
 PROJECT LOCATION: 7135 W MCNAB RD
 PROJECT DESCRIPTION: Amendment to approved Final Site plan (98-04) to add a drive through lane to the existing building in a Community Business (B2) zoning district.
 2. SITE PLAN AMENDMENT SPR 13-05
 NAME OF APPLICANT: Jeff Fazio
 PROJECT NAME: J Fazio Holdings LLC
 PROJECT LOCATION: 1250 S State Road
 PROJECT DESCRIPTION: Amendment to approved Final Site plan (02-02) to add an automated car wash to the existing site in a General Business (B3) zoning district.
 3. SPECIAL EXCEPTION USE SEU 14-01
 NAME OF APPLICANT: Coretta Waters
 PROJECT NAME: Elite Nursing Academy
 PROJECT LOCATION: 1291-1293 S. State Road 7
 PROJECT DESCRIPTION: Special Exception Use permit to operate a post secondary education facility in a General Business District (B-3) in accordance with section 106-468.
 ANYONE WISHING TO SPEAK FOR OR AGAINST THE PROPOSED ACTION IS INVITED TO ATTEND THE MEETING. ALL AFFECTED PERSONS WILL BE ALLOWED TO PRESENT EVIDENCE AT THE HEARING, BRING FORTH WITNESSES AND CROSS-EXAMINE WITNESSES PROVIDED THEY NOTIFY AND FILE THE REQUIRED FORMS PROVIDED BY THE CITY CLERK'S OFFICE, AT LEAST SEVEN CALENDAR DAYS PRIOR TO THE PROCEEDING. IF YOU HAVE ANY QUESTIONS, PLEASE CALL PATRICIA VANCHERI, CITY CLERK, 954-724-7056. **March 15, 2014**

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Advertisement for Bids

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 The Memorial Healthcare System is requesting information from Civil Engineering firms licensed to do work in the State of Florida, with fully staffed offices located within Broward, Palm Beach County or Miami-Dade County, that would be interested in participating in a three-year contract to provide engineering services to the Memorial Healthcare System for multiple healthcare related projects (i.e., hospital, nursing home, medical offices, etc.). The scope of work for each project may involve, but is not limited to, Construction Management of small projects, Land Surveying, Easements, Topographical Surveys, Plot location of structures, Design of Civil Engineering Drawing for all Utilities (up to 5 feet from the building), Governmental Liaison, Zoning, Right of

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Public Hearing Notice

SITY PLAZA ANIMAL CLINIC LOCATED AT 2408 - 2410 N. UNIVERSITY DRIVE SUNRISE, FLORIDA. C14060

A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA APPROVING A SPECIAL EXCEPTION FOR BALL PARK PLAZA - CUMBAAS SPORTS PUB LOCATED AT 6531 SUNSET STRIP SUNRISE, FLORIDA. C14059

IF YOU PLAN TO DISTRIBUTE WRITTEN DOCUMENTS AT THE MEETING YOU MUST PROVIDE 12 COPIES TO THE CITY CLERK PRIOR TO THE START OF THE MEETING.

IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE BOARD, AGENCY, OR COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING, HE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT, FOR SUCH PURPOSE, HE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. F.S.S. 286.0105.

ANY PERSON WHO BELIEVES HE OR SHE HAS A DISABILITY REQUIRING THE USE OF AUXILIARY AIDS AND SERVICES AT THIS MEETING MAY CALL THE CITY COMMISSION OFFICE AT 954-746-3250 AT LEAST 48 HOURS PRIOR TO THE MEETING TO ADVISE OF HIS/HER SPECIAL REQUIREMENTS.

Policy of non-discrimination on the basis of handicapped status; equal opportunity employer. **March 15, 2014**

NOTICE OF VARIANCE HEARING
There shall be a public hearing before a Hearing Examiner for the Broward County Environmental Protection and Growth Management Department on 3/27/14 at 9:30 a.m., at the Broward County Government Center West, 1 N. University Drive, 2nd Floor Hearing Room, Plantation, Florida. The Hearing Examiner shall hear the variance application of Landscape Service Professionals, Inc. (Variance Request No.: VAR 14-03) for a variance from Chapter 27, Section XII of the Broward County Code of Ordinances to allow landscape business at 6115 NW 77 Way, Tamarac FL.

If due to a disability, anyone requires accommodation or auxiliary services to attend this hearing, please contact the Environmental Protection and Growth Management Department at (954) 519-1210 to make a request within 48 hours of the hearing. **March 15, 2014**

Sale Notices

Notice of Self Storage Sale
Please take notice a Self-Storage Facility which intends to hold a Public Auction: US Storage Centers - Hallandale at 450 Ansin Blvd. Hallandale FL 33009 on 03/24/14 at 2:30PM to sell the goods stored by the following Occupants: Unless stated otherwise the description of the contents are household goods, furnishings and/or business goods:
Hallandale: Armando Gonzalez in Unit #1801; Oxymune Inc. C/O Edward McCabe in Unit #921; Glenn Davidov in Unit #1836; Nicholas L Davis in Unit #1933; Betty Curtis in Unit #3133; Angel Gayle in Unit #1222; Peter Cates in Unit #1245; Gad Baker in Unit #3227.
This sale may be withdrawn at any time without notice. Certain terms and conditions apply. **March 8 and 15, 2014**

Real Estate for Rent

SunSentinel.com/Rentals

Homes-Single Family

AVAILABLE

BOCA RATON - Gated, 4/3 marble, wood, pool, lake, balcony asking \$3500 OBO call Mauricio 305-431-3329

BOCA RATON
WIMBLETON, 3/2.5, gate guard, close to town center \$240,000. Arlene Mourry 561-393-6964 Coldwell Banker

BOCA - 3/3 • 2 story, Yard, Pool, Jacuzzi Pets OK \$1350 • Rent or Buy • Lse Option **FIND-A-HOME • 561-477-3733**

DAVIE/PLANTATION - Mobile homes. \$1000-1100/mo. 3/2 w/carpot, 55+/- 4/2, Near good schools. Newly renovated. Andrew 954-226-2351. They go quickly, so call now!

DAVIE - Good elem/mid schools 3 / 2, 1550 includes utilities & lawn. Remodeled baths. All tile. Background chk. & income verified. \$1350, 954-778-0092 **SF73933**

LOOK

DEERFIELD BEACH - Waterways, 3/2 Large Yard 2CG Spacious SFH Tile Carpet and Wood Throughout \$2000/mo + 2 mo. sec. 954-427-5268

EAST BOCA - 3/2 w/ a pool. Mile to beach. \$1950/ mo. 561-644-2949

Affordable

FT. LAUDERDALE - Manufactured Homes \$2900-\$19,900, Easy Terms, financing available, 3 mi to beach, pool, fishing, low rent, new homes \$29,900-\$44,900. New Home \$29,900 2/1 \$4900 down, \$531.18/mo for 5 years. 954-772-7616, 954-366-0773

MARGATE - 3/2, w/ pool, 1CG, Everything new.No HOA. \$1750/mo. 954-292-4061

NE FT. LAUD - Great 3/2 home, remodeled, fenced back yard, near Publix/ Downtown Wilton Manors 954-629-2735

POMPANO BEACH - Crest Haven, Crests Ave and Federal Hwy. 3/1.5. Freshly painted, lodge den, large fenced in yard, central air, refrigerator, stove, W/D, whirlpool, travertine tile floor. \$1200 monthly. 954-303-5621

WEST HOLLYWOOD/PINES - Completely Remodeled Home 3 / 2, on large corner lot. New Baths & Kitchen w/ granite, SS Appl. \$1600, 786-515-5628 **SF73745**

moving out or moving on? click on "apartments" at Sun-Sentinel.com to find the apartment you're looking for.

Real Estate for Rent

Apartments, Condos Multi-Family

BOCA CENTURY VILLAGE - 55+ 1/1.5 Granite counters, wood cabs, tile, new paint. Cable & water included. Bright and open design. \$825 561-445-1944

BOCA CENTURY VILLAGE - Gorgeous 1bd/1.5ba, new kitchen, all tiled, marble tops. \$750/mo. Buy \$48900 561-305-9169

BOCA DELMAR - 1400 sq.ft. 2/2 condo, 2nd flr. W/D. Balcony, cable, pool & parking spot. no pets. \$1350. 954-612-8508.

BOCA/BOCA WEST CC - Award winning Boca West living. 2/2, Gorgeous top floor, beautifully furnished, new carpet & renov. Great views of village, golf course & lake. Gated security. Covered park. Amenities. Apr-Nov. \$1400/mo 561-210-7615

BOCA - 1/1 • HUGE LOFT • FIREPLACE LGE SCREENED PATIO • POOL • PETS OK! **FIND-A-HOME • 561-477-3733**

BOCA - 2/2 • 2 STORY • CLOSE TO BEACH POOL • NEAR SHOPPING • \$975 Move In **FIND-A-HOME • 561-477-3733**

BOCA/DEERFIELD - \$199/WK & UP. \$39/DAILY, \$699/MO. & UP • FURNISHED STUDIOS, UTILITIES PAID. • 954-934-3195

BOCA RATON - Newly Renovated 1 / 1.5, New Kitchen, Granite Counters, New Bathrm, Tile Flrs, Crown Molding, Water View, Gated, Security, Clean, Bright & Quiet. Cable TV, Lake vw, 1st flr Bus & all Amenits. 55+ \$800- \$975, Call 561-302-6618 **SF67493**

BOYNTON BEACH BANYAN SPRINGS - Townhouse renv furn or unfurn 2bd 2bath \$1200 unfurn: Alan 5185726644

COCONUT CREEK - 2/2, \$950/mo, golf, tennis, pool, theater, restaurants & gated. 55+ - Avail. April 15th. 954-448-9394

CORAL SPRINGS - 1/1, tile, laundry inside, pool on-site, recently remodeled. 954-270-4215. Wiles/Rock Isl. \$800/mo.

CORAL SPRINGS - 2/2 split for rent, w/d - pool, jacuzzi, small pets ok, fitness, near schools, across from mall. 650 or better credit 954-234-5060

CORAL SPRINGS - 1ST MO SPECIAL \$495 3 / 2, \$1195, 2/2 \$1050, 2/1.5 \$995, 2/1 \$950; \$300 sec dep, low move-in, no app fee, A-rated schools, tile, canal, cen air, pets ok, new mgt 1/1 \$850, 954-895-0517 **SF73353**

DAVIE - 1/1 unfurn no pets \$950 + sec. utl. incl. Pvt. Attached Apt. 954-432-6087

DEERFIELD - 2/2 • NEAR BEACH & SHOPS LARGE SCREENED PATIO • POOL • \$1020 **FIND-A-HOME • 954-427-3733**

DEERFIELD BEACH - "VERY LARGE" (1200 sqft) 2 / 2, Gorgeous, Very Clean, Lakefront. Near I-95, Trmpk. & Tri-Rail. \$1010 to \$1030, (954) 782 7740 **SF65840**

DEERFIELD/BOCA - \$199/wk and up... \$39/daily, \$699/mo. and up... Furnished studios, utilities paid • 954-934-3195 •

EAST BOCA - 2/2 condo. Annual lease 55+, updated, quiet, E. of I-95. Near FAU & Hosp. Poolside. \$1275/mo. 561-866-9287

FORT LAUDERDALE - 1340 NE 1st Ave, Newly Renovated \$ 1,275 954-396-8985 info@cofabproperties.com

FORT LAUDERDALE - 2 BD/2 BATH prestigious gated comm. Bay Colony, all major appliances included, ground floor with patio 561-324-1470

NEW AD \$200 Off 1st Month Rent

STudios From \$715 1/1's From \$640 2/1's From \$980
Open 7 Days 954-462-4234
cooperproperties.com

FT LAUD - Fully renovated 2/2 duplex. 1500 sq ft. Updated kit, huge bkdy, new bath, \$1500 w/ good credit. Call Irene 201-933-2580

FT. LAUD/OAKLAND PK - 1/1.5 Renov, brand new everything! Close to everything. Pool & sauna. \$950. 954-865-5552

Best Deal!

FT. LAUDERDALE DOWNTOWN - 2br/1.5ba. Corner unit twhs. Close to Las Olas. \$1100/mo, John 954-557-1796. Owner/Agent.

HALLANDALE - 1/1, E. US1, furn/unfurn. \$825/mo./210wk. No FPL. 954-270-0250

HALLANDALE - 1Bed/1and1/2 bath furnished pool view condo with balcony. 55+active community \$799. 310-722-6711

HWD - 1/1 GROUND FLR, ALL TILE, LAUNDRY PARKING \$700 (CAT OK). **HWD** - 1/1 IN 4 PLEX, EAST OF US1. IMMAC, QUIET & PRIVATE. \$795 **HWD** - 1/1 CONDO, SPOTLESS APT. POOL, CENT A/C, \$800 (CAT OK). **HWD** - RENOVATED 1/1 FURNISHED, REAL WOOD FLOOR. \$900. **HWD W** - SINGLE FAM POOL HOUSE 2/2, DEN 1CG, FENCED, NICE KIT, CLEANED AND PAINTED INSIDE & OUT. \$1650 PER MO. INCLUDES WATER, GARBAGE, LAWN & POOL SVC. (MOST PETS OK) **HOME FREE 954-921-4441**

LAKE WORTH - Great Apartment for Rent 1 / 1, Near I-95 - Half a block from Lake Osborne, Titled Units, Gas & Water Included. \$750, 561-299-1360 **SF70856**

LAUDERDALE LAKES - 1/1 Condo. New carpet/paint, pool, W/D. Shows great! \$735/mo. 954-476-7026

LAUDERDALE LAKES - 2 Bdrm Special \$825 • 1/2 Off 1st Month! All new inside. Great Community Near Oakland & 441 Call 954-783-1088

LAUDERHILL - 2/1 \$925 • 2/2 \$995 • patio, pool, tile, laundry, Nice Bldg. **Free water**, rent + \$75 app moves u in. **954-781-6299**

LAUDERHILL - RENT TO OWN or JUST RENT 2 / 2, beautifully renovated, clean and ready to move-in Condo in Inverrary Falls, washer/dryer in Unit, rent \$1000 plus security deposit. \$1000, 917-548-3846 **SF73738**

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Apartments, Condos Multi-Family

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Restrictions May Apply

LAUDERHILL
LOOK
MARGATE - 3 bed/2 bath, porcelain flooring, stainless steel kitchen appliances, OTR microwave, arshwasher, granite and cherry wood kitchen, custom made master bedroom, washer/dryer in the apt. \$1,600 a month, call (954) 290-5872.

MARGATE - 2 bed apt. 2 / 2, 1/2 off 1st mo rent/dep/pos moves you in! Large 2 bed/2 bath with washer/dryer/all brand new appliances;granite countertops;cherry wood kitchen;microwave,dishwasher,a ll new bathrooms;all new beautiful tile floors. \$1160, (954)-290-5872 **SF65841**

PLANTATION - Immac, 1/1.5, gfr crse, apt, w/deluxe kit & lge mstr. incl all appl + wash/dryer/water. New 20" porcelain flrs, priv balc, granite tops thru-out. Incl pool, tennis & golf. Ask \$1099 954-296-3525

POMPANO BEACH - Beach wood condo, 2/2, furnished or unfurnished, \$1275/mo. 508-965-0689

POMPANO - 2 BRs From \$725, 1/2 Off First Months Rent. All New Inside: tile/paint/ kitchen. Call: 954-783-1088 **SF159751**

POMPANO BEACH - Block to ocean-Unfurn efficiencies. \$750 & \$780 mo. Full kitchen. Elec, wifl included. Pool, Coin Laundry. Owner/Agent 954-213-7284/954-240-1686

POMPANO BEACH - Very Clean 2 / 1, all tile, central A/C, newer kitchen & bath, water incl, McNab & Cypress rd, cul de sac street, \$890, please call 954-683-7725 **SF74137**

POMPANO - Low Move In - First Month 1/2 off! 1 & 2 Bedrooms from \$525/mo. Near shops & schools. Call: 954-783-1088 **SF155274**

SUNRISE
Lakeside Villas 2/2 Modern Villas W/D In Unit, Yards Pool and Tennis 954-749-7769 BRKRS WELCOME

Beach Area Apts/Condos Townhouses for Rent

DELRAY BCH - King's Point/By Owner Luxury 2/2 grnd flr upgraded, frn, W/D, Great Clubs, Golf. \$76k Eric 954-437-4730

DELRAY BEACH - ATLANTIC AVE - Gated luxury 2-3 bedroom townhomes with 1-2 car garages, starting at \$1695, Some units available with granite, stainless, tile floors, one month free rent up-front, low low quick move-in, pet friendly. 561-737-1010, 7 days/week 8am-9pm. Highlight Realty

FT LAUD - Annual, 2br/2ba, furnished, pool, tennis, gym, gated, no pets, no smoking \$1400/mo, yearly, 954-817-1222

FT. LAUD/HENDRICKS ISLE - Wtr vw, efflc, full kit + bath, W/D, patio. No pets. Non-smoker. 954-467-8371

HOLLYWOOD BEACH - Ocean View Condo 2 / 2, The Residences-New Tiles, Granite Counttops Deeded Bch SM Pets OK 3000S. Ocean Dr \$1700, 201-914-5309 **SF73698**

LAS OLAS - 2br/1.5ba, 1100 sf 3 rd floor screened patio overlooking pool. CAC, new carpet, 2 elevators. Close to Las Olas shops, post office, and bank, and Laundry room on each floor. Landlord pays water. \$1650 mo. 1/1.5 also available. 1201 SE 2nd Ct. FT LAUD. 954-462-7811

Seasonal Rentals

FORT LAUDERDALE - Church Social Hall for Rent/Lease. Seats up to 100. Located East of I95 off Sunrise Blvd. Great for Small to medium size congregation. Good for SDA church. Call (954)765-1462

Call Today!

POMPANO - SE DSL internet Weekly studios 1/1 2/1 2/2 Luxury fully furnished, 32' TV, 1 mile to beach. Cable, elect, incl laundry. Extra parking, king beds. Non smoking, tropical atmosphere. \$400 per WEEK + sec. dep 954-943-4992

WATERFRONT BEACH POOL BEAUTY - Direct Inter Coastal East side 3 / 2, SFH avail now for 6-9 month lease. Walk to beach, beautiful pool & magnificent views of Bay Colony over the water. \$3,400/ mo + utl, Mikourakn1@comcast.net 609-442-3075 **SF74163**

Rooms to Rent/Share

CORAL SPRINGS - utli incl, internet, W/D, pool, no pets, smoke free, \$550/mo Great Loc. Near Shopping 954-821-1530

FT. LAUD - Cable, A/C, Microw, Refrig., & utli. incl. \$470, 1/2 depos. 954-552-0662

LAUDERDALE BY THE SEA - nicely furnished room, private entrance & bath, refrigerator, micro, tv & all utilities included, walk to beach, \$700/mo, security deposit required 954-491-6045

POMPANO BEACH - Rm \$140/week. 1wk dep. By new Walmart. 954-494-4444.

Commercial/Industrial

DAVIE - 11,000 sq ft. High tech office warehouse, available for immediate occupancy. I-595 & turnpike location, great deal, must see 954-581-3222 Stuart Edinoff & Associates. Licensed RE Broker. 954-792-2399

DAVIE WORKBAYS - From \$359 includes utilities, I-595/Turnpike. Versatile 954-792-2399

DEERFIELD - 1,000 sq ft, 20ft ceiling, Near I-95. \$97,500 OBO. 954-303-9865

DEERFIELD - 5000SF Warehouse w/25% AC Office Space & private bath 3 (10x12) Roll Up Doors. Located at SW 10St & Dixie Hwy **954-803-5630 • 954-415-3498**

DEERFIELD - 5000SF Warehouse w/25% Office Space & pvt bath 3 (10x12) Roll-Up Doors. Located at SW 10St & Dixie Hwy **954-803-5630 • 954-415-3498**

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Real Estate for Sale

Homes-Single Family

BOCA RATON MISSION BAY/LAGUNA Completely renovated & upgraded 5BD/3BA two story corner lot pool home with over 3,000 lvs. sq. ft! New roof & windows! Gourmet kitchen w/double oven, silestone counters & SS appliances! Renovated bathrooms w/new shower in master, slide flooring downstairs & hardwood upstairs, central vacuum, new front load W/D, newer A/C & newly resurfaced pool. Low HOA fees include lawn care & cable. Resort style clubhouse, exercise facility, basketball, tennis & pool! **\$479,000 HARVEY DUBOV RE/MAX SVCS 561-542-7355**

BOCA RATON VILLA SONRISA / BOCA POINTE Endless lake views from this newly renovated & totally upgraded 2/2 end unit! One car garage, private newly tiled courtyard entrance & patio. Upgrades include large granite kitchen w/custom wood cabinetry, ceramic "wood look" tile, private master suite with spa like bath, professionally painted interior & custom lighting! Tennis, swimming, gym & more. **\$269,900 HARVEY DUBOV RE/MAX SVCS 561-542-7355**

BOCA/VILLA SAN REMO Over \$90,000 in upgrades! Completely remodeled, highest quality, workmanship & no expense spared! 3/2/1CG spacious single level villa. Pvt canal view! Open plan kit, granite, cognac cabinetry & new SS appls! Travertine marble mstr Bal 18x18 tile thru out, new front-load W/D w/steam, new light fixtures, new A/C syst! Manned guard gated (24/7), all ages & pets welcome, resort style htd pool, tennis, fitness, basketball & playground. Low HOA fees. best Boca sch!s! A Must See **\$299,900! HARVEY DUBOV RE/MAX SVCS 561-542-7355**

BOYNTON BCH (55+) - Lg 2+2 split bd/ ba mlg frm. Motivated seller. Must qualify. 954-471-7704 or 954-328-3250

BOYNTON BEACH - Decorators own, Mediterranean beauty. In Ponte Vecchio West. Gated 55+ w/ full amen. Lake. 2200 sq. ft. 3/2.5. 3rd br, conv. off w/ closet & built in Murphy bed. Designer kitc., granite. Built in custom bar. Ext. screen patio. Furn. avail. No brokers! \$385K Diane 561-302-4981

BOYNTON BCH - VALENCIA POINTE NEW LISTING Bldrs Spec upgrades galore! 4/2.5 like new \$469K **DENISE KLASS 561-350-5441 Realty Pro**

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Gov't owned Homes 3,4,5 BR homes avail HUD will pay you \$5 for repairs •• We Have Available This Weekend 1 in Margate • 1 in Laud Lakes 2 in North Laud • 1 in Sunrise **Team Realty 954-722-5100 SF144709**

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NEW CONSTRUCTION
4 Communities with great amenities and grade "A" schools. Single Family Homes from \$500K. Models Open! Call Jim Razzano at 954-290-6346 Coldwell Banker Residential RE

PARKLAND GOLF & COUNTRY CLUB - Lovely 3/3 Upgrades \$525K, own/agt, 954-270-6100 Charles Rutenberg Realty LLC

PARK

Office of the Mayor
Michael J. Ryan
Mayor



Phone: (954) 746-3250
Fax: (954) 746-3243

March 20, 2014

Mr. Guillermo Quintero
Mr. Mark Anthony
Animal Clinic of University Drive
2410 North University Drive
Sunrise, Florida 33321

Dear Applicant:

Your application **Animal Clinic of University Drive – (Special Exception C14059)** has been placed on the quasi-judicial consent agenda for approval on Tuesday, March 25th, 2014 at 5:00 p.m. at the City Commission meeting to be held in the commission chambers at City Hall located at 10770 West Oakland Park Blvd., Sunrise, Florida.

This item may be removed from the quasi-judicial consent agenda by a commissioner of the City Commission, the staff, the applicant, or an affected party.

Any item removed from the quasi-judicial consent agenda shall be tabled to the next regularly scheduled commission meeting and will be placed on the quasi-judicial hearings. It will be your responsibility to follow up on the tabled date.

If you have any questions, please contact the Community Development Department at 954-746-3281.

Sincerely,

A handwritten signature in black ink that reads "Lourdes Lawrence". The signature is written in a cursive style with a large, looped initial "L".

Lourdes Lawrence
Administrative Aide

cc: Josie P. Sesodia, AICP, Assistant Director, Community Development
Nathalie Augustin, Administrative Assistant, Community Development
Gator University Sunrise, LLC



AGENDA ITEM REQUEST

Originating Department: City Attorney

Item Title: Amendment

Item Number: 12A

Meeting Date: 4/8/2014

City Reference Number (C#): C14076

Item Description:

An Ordinance of the City of Sunrise, Florida amending Chapter 2 "Administration" by amending Article III "Boards, Committees, Commissions, Councils;" Division I "Generally" Section 2-76 "Members generally; advisory members; regarding the qualifications for the appointment of advisory board members; providing for conflict; providing for severability; providing for inclusion in the city code; and providing for an effective date.

Funding:

N/A

Amount:

N/A

Attachments:

COS Ordinance C14076 with changes for 2nd readin

Legal Ad

FL Statutes No. 322.34

FL Statutes No. 322.03

FL Statutes No. 322.16

FL Statutes No. 320.07

FL Statutes No. 320.261

FL Statutes No. 320.02

FL Statutes No. 322.36

FL Statutes No. 316.1936

FL Statutes No. 316.192

Background:

Currently, the code allows any prospective advisory board member, who was convicted of a misdemeanor that predates the date of appointment by more than ten (10) years, to be appointed. This amendment changes the time a misdemeanor conviction may predate an appointment to five (5) years.

This item has been placed on the agenda at the request of Deputy Mayor Larry Sofield.

Changes for Second Reading on April 8, 2014:

Per the Commission March 25 direction, Commissioner Kerch provided a list of crimes that should be carved out such that any person convicted of these specified offenses would be able to serve on an advisory board. These crimes are found in new subsection (j) of the City's ordinance.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Kimberly A. Kisslan

Phone: 954 746-3300

Department Head Name and Title:

Kimberly A. Kisslan, City Attorney

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 2 "ADMINISTRATION;" ARTICLE III, "BOARDS, COMMITTEES, COMMISSIONS, COUNCILS;" DIVISION 1 "GENERALLY;" SECTION 2-76 "MEMBERS GENERALLY; ADVISORY MEMBERS;" REGARDING QUALIFICATIONS FOR THE APPOINTMENT OF ADVISORY BOARD MEMBERS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 2-76 (i) the City of Sunrise Code of Ordinances presently requires that no prospective advisory board member who was convicted of a misdemeanor within a ten-year (10) period prior to the date of appointment shall be appointed; and

WHEREAS, this proposed code revision will reduce the ten-year (10) period to a five-year (5) period of time;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2. That section 2-76 ~~(i)~~ the Code of the City of Sunrise, Florida, is hereby amended to read as follows:

Sec. 2-76. - Members generally; advisory members.

* * *

KAKPKB0312

1

C14076

~~scored through~~ words are deletions

underscored words are additions

bold double underscored words are additions for second reading

~~**bold double strikethrough words**~~ are deletions for second reading

(i) Background checks will be conducted on all prospective members prior to their appointment to a city board. Prospective members who have charges pending, who have a misdemeanor conviction in the five-year (5) ~~ten-year (10)~~ period prior to the date of appointment or who have ever been convicted of a felony or a crime of moral turpitude shall not be appointed. A prospective member who was convicted of a misdemeanor that predates the date of appointment by more than five (5) years ~~ten (10) years~~ may be appointed. Members of a city board who are charged with any crime while appointed to a city board shall have an obligation to report the crime to the city clerk and the member shall be automatically removed from the city board by operation of this section. Members who are convicted of any crime while on a city board shall automatically forfeit their appointment to the city board by operation of this section. For the purpose of this section any person who pleads "guilty" or "nolo contendere" or who is found guilty shall be deemed to have been convicted notwithstanding a suspension of sentence or a withholding of adjudication. A member who is found "not guilty" may be reappointed to the city board.

(j) Nothing in this Article shall be deemed to prevent someone from serving on a board, agency, authority or committee if the person has been convicted, pled guilty, or pled no lo contendere to one or more of the following crimes, as the statutes currently exist or may be renumbered, or of the equivalent statute in another jurisdiction: driving while license suspended (FS 322.34(2) or FS 322.03(5)); no valid driver's license (FS

322.03(1); operating a commercial vehicle without an appropriate license (FS 322.03(b)); restricted license (FS 322.16); having more than one license (FS 322.03(1)(b)); expired registration (FS 320.07(3)(c)); attaching tag not assigned (FS 320.261); no valid registration (FS 320.02); no motorcycle endorsement (FS 322.03(4)); reckless driving (FS 316.192); unlawful display of license/failure to surrender license (FS 322.03), permitting an unauthorized person to drive (FS 322.36); and open container (FS 316.1936).

~~***~~

Section 3. Conflict. All ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 4. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part declared to be invalid.

Section 5. Inclusion in the City Code. It is the intention of the City Commission, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Sunrise, Florida.

Section 6. Effective Date. This Ordinance shall be effective upon its passage.

PASSED AND ADOPTED upon this first reading this ____ DAY OF _____, 2014.

PASSED AND ADOPTED upon this second reading this ____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

FIRST READING

SECOND READING

MOTION: _____
SECOND: _____

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
As to Form and Legal Sufficiency.

Kimberly A. Kisslan

Client Name: City of Sunrise
Advertiser: Classified Broadsheet/F025/ALL
Section/Page/Zone: Section/Page/Zone: Classified Broadsheet/F025/ALL
Description: NOTICE OF PUBLIC HEARING/THE FOLLOW

Ad Number: 2262223
Insertion Number: 14192944
Size: 2 x 5.56
Color Type: B&W

Publication Date: 03/29/2014

This E-Sheet confirms that the ad appeared in Sun-Sentinel on the date and page indicated. You may not create derivative works, or in any way exploit or repurpose any content displayed or contained on the electronic tearsheet.

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SUNRISE
 ... SKILLED NURSING POSITIONS ...
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 -Full Time & Part Time Nurses & CNAs
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 Please Fax Resume to 954-746-0261 or email to obell@sunsunrise.com

BILLING & COLLECTIONS - Full Time Insurance Verification & Referrals. EXPERIENCE ONLY. Fax resume to 954-742-5885.

MEDICAL ASSISTANT/Front Desk - Exp. only apply OB/GYN HLWD/PEM PINES FAX 954 961-8307 954-961-8303

MEDICAL BILLER - 5+exp req. Cardiology Coral Springs Fax 9543406732

MEDICAL BILLING SPECIALIST - FT for a busy Dermatology office. Payment Posting and A/R exp a must. Located in our Boynton Beach office. E-mail resume.

MEDICARE HOME HEALTH REG. NURSES - PER DIEM
 Medicare - Certified Home Health Agency seeks per diem RN's with min. 1 year Home Health experience for Broward County. Apply with resume to: ddoretsky@altercarellc.com

MRI TECH - Multi-location center needs tech w/ 5 yrs exp. for eyes and wkends. Must be ARRT(MR) Excellent comp. Email resume to: superiormri@gmail.com **SF71011**

PHYSICAL THERAPY ASSISTANT - Florida license. F/T. Busy ortho office. Flex hrs. Medicare exp. Req. evenings & local travel. Call 954-673-2623

ULTRASOUND TECH - F/T, For Mobile Company, Must Be Proficient in Echo/ Vasc/Abd & Small Parts. ARDMS a Must, Competitive Salary, Send Resume To 954-792-2274

WOUND CARE NURSE
Full Time - Must Be RN
 Requires 3+ years of skilled/LTC exp. Supervisory/Leadership exp is desired. Apply in person @ 4125 W. Sample Rd., Coconut Crk, FL 33073

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A/C INSTALLER - Residential, Comm. Top Pay Benefits Co. Truck 954-428-7877

AUTO COLLISION ESTIMATOR - Exp with Mitchell program. Writing estimates. Call 954-454-2229 Hollywood.

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 High Volume, Chrysler Dealer seeks: EXPERIENCED SERVICE ADVISORS Chrysler & ADP. A+ Full benefit Package ARRIGO SAWGRASS in Tamarac Submit resume to: hiring@arrigodc.com SUBJECT: Advisor Or Call 954-515-5911 EOE DFWP

CARPENTERS - Framing exp. req'd. Exterior Millwork/Heavy Timber Exp. a + for various projects throughout Dade/Broward. NO "Form Carpenter" please. Call: (954) 484-9663 M-F 8:30 am- 4:30 pm

ELECTRICIANS

POMEROY ELECTRIC INC
 Seeking experienced & quality Foremen, Journeymen, Mechanics for work in MIAMI-DADE, BROWARD & PALM BEACH CITY. Great Co. Top Pay, Health, Life, Dental, Paid Vac, Holidays, 401k, Bonuses etc. DFWP EOE 3131 SW 13TH Drive, Deerfield Beach 888-492-2226

ESP TECHNICIAN - Mechanical, electrical and plumbing Exp. 1 yr exp w/washer installation repair and maintain chemical Equip. email res to hr@dadepaper.com

EXP. MARINE WELDERS - PIPE FITTERS - GLASS TECHS - CARPENTERS - Please e-mail resume to scott@aap1.com or apply in person at All Points Boats in LMC at 2001 SW 20 St., Fort Lauderdale

EXPERIENCED SINGLE-PLY ROOF MECHANICS - With real knowledge of the various types of single-ply systems. randy@deckright.com. 954-970-8565

PAINTER - 5 yrs exp. w/own tools and transportation. 954-822-2432

PLUMBERS - Experienced Plumbers for Commercial Work Call 954-423-0000

POOL ROUTE PERSON - Experience Preferred. FT, Must have good driving record. Excellent Opportunity for the right person. DFWP. Mike O'Brien's Pools Southwest Davie. 954-474-8079

PRESS FEEDER OPERATOR - EXP. ONLY DAYS,6 COLOR 40" - HEIDELBERG - 401K EOE 954-786-2000

VOICE & DATA CABLE TECHNICIANS - 5 yrs exp. Manufacturer Certification preferred. FT. Send resume to: 561-908-2506

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Restaurants/Hotels/Hospitality

IMMEDIATE OPENING
HOTEL / RESORT STAFF - Lago Mar Resort & Club is seeking: exp. AM & PM fine dining servers, massage therapist & spa nail tech. E-mail or fax resume to tate@lagomar.com / (954) 245-3653 and by appointment only.

HOUSEKEEPER - F.T. w/benefits. Starting at \$10/hr. Apply in person at 3900 N Ocean Dr. Laud by the Sea. or fax resume to 954-776-4384

Security

"D" LICENSED SECURITY OFFICER - Job opening for "D" licensed security officer at a busy gatehouse. Shift available is Thursday thru Sunday 3pm - 11pm. Inquire at 954-975-2427.

Domestic Services

CAREGIVER - Needed. For elderly lady. Live in. Experience and references required. Aventura area. Brian 954-303-5252

HOME CARE AIDE - Female, must speak & understand English. Hrs negotiable. Own transp. Call 561-367-0002

NEEDED

HOUSEKEEPER - Care for disabled male, 7 days week. Stable, mid-age female. Cooking, cleaning, laundry. 954-478-7052

General Employment

CONTRACTORS - Sun Sentinel is seeking part-time contractors to ensure timely product verification. Must be able to properly identify delivery of newspapers and products and have ability to communicate verbally and in writing effectively. Must have dependable transportation, valid Florida driver's license and current automobile liability insurance. If interested, please call 954-802-9680 between the hours of 8:00 am and 4:00 pm.

EARN EXTRA MONEY - Deliver the YP Real Yellow Pages Boca Raton / Pompano Bch, FL Area FT/PT, Daily work, get paid in 72hrs Must be 18 or older, have driver's license and insured vehicle (800) 422-1955 Call for more info Mon-Fri 8:00 AM - 4:30 PM Or email us at deliverphonebooks@directrac.com Mention desired area

EARN EXTRA MONEY - Deliver the YP Real Yellow Pages Fort Lauderdale/Hollywood, FL Area FT/PT, Daily work, get paid in 72hrs Must be 18 or older, have driver's license and insured vehicle (800) 422-1955 Mon-Fri 8:00 AM - 4:30 PM Or email us at deliverphonebooks@directrac.com or log onto www.phonebookdelivery.info Mention desired area

GYM FITNESS STAFF - Cooper City, FL fitness center, floor, trainers (pilates, cross fit, yoga), asst.manager, housekeeper. 305.586.0066. west@hivefitnessconnect.com

Hire Me

ADULT AID/COMPANION - Available to work flexible hours. 10yrs exp w/ references & car. Will travel. 954-588-1840

ADULT AIDE - 14 yrs exp. Lic. Alzheimer's, stroke, wheelchair, bed bound companion. Day/Night, Live-in/Out, Car. 954-548-1738

CAREGIVER - Certified HHA. 25yrs exp. Will care for your loved ones. Own transp. Good refs. Dependable. Cindy 954-940-0299

CAREGIVER - Hourly or live in. Concern will be shown for your every need. 15 yrs exp. 715-297-7913.

CAREGIVER CERTIFIED HOME HEALTH AID - I am not just a caregiver I am a real friend with a big heart. "Your job is from God" that's what my former patient Irena told me. If you are interested call me 862-262-0595 in the afternoon. Katerina. I can help you.

CERTIFIED NURSING ASSISTANT/HHA - With lots of tender, loving care. Reliable, trustworthy, excellent references Own car. Contact Felicia 954-479-2968

CIVIL ENGINEER/ COST ESTIMATOR - MS Degree, 10 yrs exp. Call 917-400-6123

CNA/COMPANION CAREGIVER - 20+ yrs exp, love to work w/ elderly. Very flexible. Very loving, caring, patient & reliable. Live-in/out. Ex. refs. From Broward County- Palm Beach County. Provides QUALITY service! icilyn 917-517-7104

CNA/HOME HEALTH AID - W/ over 15 yrs exp. Reliable and Dependable. compassionate w/patient needs. Own Car. Exc Refs 954-708-5274

SunSentinel.com/Jobs

Hire Me

EXPERIENCED CAREGIVER - is looking for Live-in elderly caregiver/home care job. References Available. 954-657-8724

HOUSE KEEPING/PERSONAL ASSISTANT - Drive, errands, Excellent Cook, clean laundry. Experience, references. Live-in/out 561-201-5886

HOUSE CLEANER 13YRS. OF EXPER. - Free estimates CALL NOW I am a house cleaner with 13 years of experience.* FREE* Residential and Commercial ESTIMATES. Maricelma 954-778-9643

LANDSCAPING/DETAILING CARS - Looking for any types of employment. Reliable transportation. 305-767-8489

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BEAGLE - \$799, Yorkies from \$499-649, Shitzu \$689, Chihuahua \$489. Shots, Microchip, Health Guarantee 305-869-2998

HAVANESE - AKC, shots, pedigree. \$900. www.havanesepride.com 305-710-5730

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Merchandise

Antiques & Collectibles

ACTIVELY BUYING - Antiques, Artwork, Bronze, Sculpture, Collectibles, Coins, Chinese antiques, crystal, glass, porcelain, gold/silver jewelry - 1 item or entire estate. Same day house calls. 954-716-6172

ALL COLLECTIBLES & MEMORABILIA WANTED - Comics, cards, coins, glass, antiques, books, records, and sports. I will come to you. Pat 561-503-3036

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ANTIQUES & ART WANTED - Courteous Canadian buyer seeks quality paintings sculpture, glass, porcelain, silver/jewelry, modern art, Picasso, Warhol, etc. Chinese antiques, jade, bronze, porcelain, snuff bottles, ivory, etc. 561-801-0222

BUYING U.S. COINS GOLD, SILVER - Baseball cards & sports memorabilia. Private Collector pays top \$\$. Larry 954-288-2935

BUYING: Antique Clocks Working or Not - Top Dollar Paid Call 954-257-7593

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KEYWORD - Buying All Kinds of U.S. and Worldwide Stamps, Covers and Post Cards at Good Prices. Call 561-498-2878

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Merchandise

Antiques & Collectibles

WANTED - Accumulation and Collections of Stamps. Call John Cell: 954-614-2562 or 954-467-7128

WANTED - Baseball Cards, All Sports, Old or New. Also buying Memorabilia. I Buy Whole Collections! TOP \$\$ PAID 954-593-7685

WANTED - Old Oriental rugs, immediate maximum cash. Call anytime 954-561-5334

WANTED ANTIQUES - 1 Piece or Entire Estates, Sterling Silver, Coins. 954-942-3222

Appliances

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Auctions

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AUCTION SUN. March 30th @ 5 PM
 Doors open 11AM - Catered Event BKG Mall right next door, over 60 dealers **BRUCE KODNER GALLERIES AU-200-181**
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Antique Auction
Thurs. April 3rd @ 5 PM
 650 E. Sample Rd, Pompano 954-545-0970
 Preview: Sat & Mon.-Thurs. Mar 29th & Mar 31st - April 3rd 9AM-4PM **www.cassidygalleries.com AU653**

SUPERB AUCTION

470 lots, Tues 4/1 @5PM
 Preview Daily 9-5, Closed Sun
 Pictures & Catalogs - hoodauction.com
 Bill Hood & Sons 561-278-8996
 2925 S Fed Hwy, Delray Beach AU1082 AB742

Electronics

BUYING OLD CAMERAS - NIKON, Leica, Rollei, Hasselblad, Maxxum, Bolex. Some others. Call John. \$. 954-784-7645

Clothing

MASECTOMY BRA - 8, never worn. White lace. Size 36B 80A. 954-257-5485

Crafts/Hobbies

CASH FOR COMIC BOOKS - Looking to buy old & new comic books and related collectibles. \$1000000. 954-802-8710

Household Items

BARCALOUNGER - Ashton II Pearlized Black Leather w/nickel nailheads. Classy & stylish. 5 mos. new! \$375. 561-789-7818

BEAD

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FURNITURE - 2pc w/ht couch & loveseat w/ scroll design. Din. Rm. tbl w/ 2 arm chairs, 4 straight chairs, 2 lg leaves. Bdrm dresser w/ mirror. Bronze wrought iron tbl w/ glass top. 716-523-5789

HOUSEHOLD ITEMS - King headbrd, dresser, mirror, 2 night stands \$299; loveseat & chair w ottoman \$225; rattan chair w ottoman \$65 Call For Pictures \$. 954-249-8095

MARBLE DIN TABLE + CHAIRS - Like New, Ask \$400. Call 561-368-7824

SOFA - Beige double recliner sofa. Like new. \$200. 954-415-3550.

WEBER S/S BARBECUE S-330 - NEW. RETAIL \$950 \$850 OBO. CASH ONLY! 754 307-3168 / baroqueyes@prodigy.net

Musical Instruments

BABY GRAND PIANO - Must Seel Must Play! Priced Low for Quick Sale. For More Information Call 954-485-0065

PIANO - Baldwin Acrosonic upright piano. With bench. Walnut. Late 1970s, \$495. 954-249-8095

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RESTAURANT EQUIPMENT - Used, very good condition. Baking, turbo oven & heat holder. Both, \$500 OBO 954-815-4851

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NOTICE OF PUBLIC HEARING

The following item will be presented to the City Commission, City of Sunrise, Florida on:
 April 8, 2014 at 5:00 p.m. in the commission chambers, Sunrise City Hall, 10770 West Oakland Park Boulevard, Sunrise, Florida, 33351.
 This item will be on file in the Office of the City Clerk and may be reviewed Monday through Friday, 9:00 a.m. to 5:00 p.m.
 C14083

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, CALLING FOR A MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014 FOR CITY COMMISSION SEATS GROUP "C" AND "D"; AUTHORIZING THE CITY CLERK TO PROCEED WITH ALL ASPECTS OF THE ELECTION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.
 C14075

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA AMENDING CHAPTER 16 "LAND DEVELOPMENT CODE;" AMENDING ARTICLE XVII "DEFINITIONS;" SECTION 16-277 "TERMS DEFINED;" TO MODIFY THE DEFINITION OF NIGHTLUB; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.
 C14071

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING THE CONVEYANCE OF A CITY-OWNED PARCEL OF LAND; PROVIDING FOR RECORDATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.
 C14056

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING A REZONING FROM CF (COMMUNITY FACILITIES) TO RS-5 (RESIDENTIAL SINGLE FAMILY) OF APPROXIMATELY 0.275 ACRES OF LAND LOCATED SOUTHEAST CORNER OF NW 62ND AVENUE AND NW 13TH STREET WITHIN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA; AMENDING THE ZONING DISTRICT MAP TO REFLECT THE REZONING; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
 C14076

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 2 "ADMINISTRATION;" ARTICLE III, "BOARDS, COMMITTEES, COMMISSIONS, COUNCILS;" DIVISION 1 "GENERALLY;" SECTION 2-76 "MEMBERS GENERALLY; ADVISORY MEMBERS;" REGARDING QUALIFICATIONS FOR THE APPOINTMENT OF ADVISORY BOARD MEMBERS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.
 IF YOU PLAN TO DISTRIBUTE WRITTEN DOCUMENTS AT THE MEETING YOU MUST PROVIDE 12 COPIES TO THE CITY CLERK PRIOR TO THE START OF THE MEETING.
 If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. F.S.S. 286.0105.
 ANY PERSON WHO BELIEVES HE OR SHE HAS A DISABILITY REQUIRING THE USE OF AUXILIARY AIDS AND SERVICES AT THIS MEETING MAY CALL THE CITY COMMISSION OFFICE AT 954-746-3250 AT LEAST 48 HOURS PRIOR TO THE MEETING TO ADVISE OF HIS/HER SPECIAL REQUIREMENTS.
 Policy of non-discrimination on the basis of handicapped status; equal opportunity employer.
March 29, 2014

Merchandise

Sport/Recreation

POOL TABLE - Balls included. Nice for Game Room. Call for Pictures \$325 954-249-8095

Legal Notices

LEGAL ANNOUNCEMENT OF SOLICITATIONS
 Purchasing Division
 115 South Andrews Ave, Rm 212 Fort Lauderdale, FL 33301
 Telephone Number: 954-357-6066
 Broward County through its Purchasing Division will receive sealed bids for the contract entitled: Lyons Road Sidewalk Project, Bid No. W1233208C1, until 2:00 p.m. on Wednesday, April 16, 2014 at the offices of the Purchasing Division at the Broward County Governmental Center, 115 South Andrews Avenue, Room 212, Fort Lauderdale, FL 33301.
 This project will be funded in whole or in part by one or more grants from the State of Florida, Department of Transportation (FDOT) and this project must comply with Title 49 of the Code of Federal Regulations (CFR) Part 26 pertaining to compliance with DBE requirements.
 Contract documents, including technical specifications and bid forms, are available from the Purchasing Division website at http://www.broward.org/Purchasing/pages/CurrentSolicitationsList.aspx
 Broward County reserves the right to reject any and all bids, or to waive any technicality in the bid documents, and to accept the bid which best serves the interest of the County.
 Broward County Board of County Commissioners
 Brenda J. Billingsley
 Director of Purchasing
March 24, 25, 26, 27, 28, 29 & 30, 2014

Fictitious Name Notice

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of What's Your Colour? intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL.
 Ayana Smith
 9734 NW 7th Circle Apt. 628 Plantation, FL 33324
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Custom Innovation intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL.
 A Tech Solutions, Inc.
 1215 Lake Pointe Ln
 Plantation, FL 33322
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of K C BUILDERS intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Palm Beach County, FL.
 K. C. BUILDERS, INC.
 11545 68th St. North
 West Palm Beach, FL 33412
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Carmeli intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Miami-Dade County, FL.
 Andrea Gulisano
 8295 SW 16 Street
 Miami, FL 33156
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of L&N Major Sales intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Miami-Dade County, FL.
 Teresa Lopez
 1251 West 2nd Ave
 Hialeah, FL 33016
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL.
 Philip Galen Garretson Jr
 5721 SW 8 Street
 Plantation, FL 33317
March 29, 2014

NOTICE OF PUBLIC HEARING
 Notice is hereby given that the Board of Rules and Appeals will hold a public hearing starting at 7:00 p.m. on April 10, 2014, in Room 422 of the Governmental Center, 115 S. Andrews Avenue, Fort Lauderdale, Florida. The Board will consider amending Chapter One of the Florida Building Code Section 110.10 "Special Building Inspector" to provide for a Special Inspector for Smoke Control Systems.
 A copy of the proposed amendment is available for review at 1 N. University Drive, Suite 3500B, Plantation, Florida 33324. Telephone (954) 765-4500 to request an email copy. Dated this 24th day of March 2014.
March 29, 2014

Sale Notices

NOTICE OF SALE
 Notice is hereby given that on April 12, 2014 at 09:30 o'clock A.M., Lauderdale Mobile Home Park, LLC of 5601 N. State Road 7, Fort Lauderdale, State of Florida, will sell at public auction, to be held at 5703 NW 44 Avenue, Fort Lauderdale, Florida, the following real property located at 5703 NW 44 Avenue, Fort Lauderdale, State of Florida, to the highest bidder for the cash; to pay storage and other charges, the following unclaimed personal property owned by Ms. Nghia Thi Phan 1969, Mobile Home, ID#1866 The described property is presently located at 5703 NW 44 Avenue, Fort Lauderdale, State of Florida, where it may be viewed just prior to the sale. Dated March 26, 2014 Lauderdale Mobile Home Park, LLC 5601 N. State Road 7, Fort Lauderdale, State of Florida
March 29 & April 5, 2014

SUPERB AUCTION
 470 lots, Tues 4/1 @5PM, Preview Daily 9-5, Closed Sun, Pictures & catalogs - hoodauction.com
 Bill Hood & Sons, 2925 S. Fed. Hwy, Delray, 561-278-8996. AU1-82 AB742
March 28, 29 & 30, 2014

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NOTICE OF PUBLIC HEARING

The following item will be presented to the City Commission, City of Sunrise, Florida on:
 April 8, 2014 at 5:00 p.m. in the commission chambers, Sunrise City Hall, 10770 West Oakland Park Boulevard, Sunrise, Florida, 33351.
 This item will be on file in the Office of the City Clerk and may be reviewed Monday through Friday, 9:00 a.m. to 5:00 p.m.
 C14083

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, CALLING FOR A MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014 FOR CITY COMMISSION SEATS GROUP "C" AND "D"; AUTHORIZING THE CITY CLERK TO PROCEED WITH ALL ASPECTS OF THE ELECTION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.
 C14075

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA AMENDING CHAPTER 16 "LAND DEVELOPMENT CODE;" AMENDING ARTICLE XVII "DEFINITIONS;" SECTION 16-277 "TERMS DEFINED;" TO MODIFY THE DEFINITION OF NIGHTLUB; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.
 C14071

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING THE CONVEYANCE OF A CITY-OWNED PARCEL OF LAND; PROVIDING FOR RECORDATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.
 C14056

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING A REZONING FROM CF (COMMUNITY FACILITIES) TO RS-5 (RESIDENTIAL SINGLE FAMILY) OF APPROXIMATELY 0.275 ACRES OF LAND LOCATED SOUTHEAST CORNER OF NW 62ND AVENUE AND NW 13TH STREET WITHIN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA; AMENDING THE ZONING DISTRICT MAP TO REFLECT THE REZONING; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
 C14076

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 2 "ADMINISTRATION;" ARTICLE III, "BOARDS, COMMITTEES, COMMISSIONS, COUNCILS;" DIVISION 1 "GENERALLY;" SECTION 2-76 "MEMBERS GENERALLY; ADVISORY MEMBERS;" REGARDING QUALIFICATIONS FOR THE APPOINTMENT OF ADVISORY BOARD MEMBERS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.
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 ANY PERSON WHO BELIEVES HE OR SHE HAS A DISABILITY REQUIRING THE USE OF AUXILIARY AIDS AND SERVICES AT THIS MEETING MAY CALL THE CITY COMMISSION OFFICE AT 954-746-3250 AT LEAST 48 HOURS PRIOR TO THE MEETING TO ADVISE OF HIS/HER SPECIAL REQUIREMENTS.
 Policy of non-discrimination on the basis of handicapped status; equal opportunity employer.
March 29, 2014

Select Year: 2013

The 2013 Florida Statutes

[Title XXIII](#)
MOTOR VEHICLES

[Chapter 322](#)
DRIVER LICENSES

[View Entire Chapter](#)

322.34 Driving while license suspended, revoked, canceled, or disqualified.—

(1) Except as provided in subsection (2), any person whose driver's license or driving privilege has been canceled, suspended, or revoked, except a "habitual traffic offender" as defined in s. [322.264](#), who drives a vehicle upon the highways of this state while such license or privilege is canceled, suspended, or revoked is guilty of a moving violation, punishable as provided in chapter 318.

(2) Any person whose driver's license or driving privilege has been canceled, suspended, or revoked as provided by law, except persons defined in s. [322.264](#), who, knowing of such cancellation, suspension, or revocation, drives any motor vehicle upon the highways of this state while such license or privilege is canceled, suspended, or revoked, upon:

(a) A first conviction is guilty of a misdemeanor of the second degree, punishable as provided in s. [775.082](#) or s. [775.083](#).

(b) A second conviction is guilty of a misdemeanor of the first degree, punishable as provided in s. [775.082](#) or s. [775.083](#).

(c) A third or subsequent conviction is guilty of a felony of the third degree, punishable as provided in s. [775.082](#), s. [775.083](#), or s. [775.084](#).

The element of knowledge is satisfied if the person has been previously cited as provided in subsection (1); or the person admits to knowledge of the cancellation, suspension, or revocation; or the person received notice as provided in subsection (4). There shall be a rebuttable presumption that the knowledge requirement is satisfied if a judgment or order as provided in subsection (4) appears in the department's records for any case except for one involving a suspension by the department for failure to pay a traffic fine or for a financial responsibility violation.

(3) In any proceeding for a violation of this section, a court may consider evidence, other than that specified in subsection (2), that the person knowingly violated this section.

(4) Any judgment or order rendered by a court or adjudicatory body or any uniform traffic citation that cancels, suspends, or revokes a person's driver's license must contain a provision notifying the person that his or her driver's license has been canceled, suspended, or revoked.

(5) Any person whose driver's license has been revoked pursuant to s. [322.264](#) (habitual offender) and who drives any motor vehicle upon the highways of this state while such license is revoked is guilty of a felony of the third degree, punishable as provided in s. [775.082](#), s. [775.083](#), or s. [775.084](#).

(6) Any person who operates a motor vehicle:

(a) Without having a driver's license as required under s. [322.03](#); or

(b) While his or her driver's license or driving privilege is canceled, suspended, or revoked pursuant to s. [316.655](#), s. [322.26\(8\)](#), s. [322.27\(2\)](#), or s. [322.28\(2\)](#) or (4),

and who by careless or negligent operation of the motor vehicle causes the death of or serious bodily injury to another human being is guilty of a felony of the third degree, punishable as provided in s. 775.082 or s. 775.083.

(7) Any person whose driver's license or driving privilege has been canceled, suspended, revoked, or disqualified and who drives a commercial motor vehicle on the highways of this state while such license or privilege is canceled, suspended, revoked, or disqualified, upon:

(a) A first conviction is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(b) A second or subsequent conviction is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(8)(a) Upon the arrest of a person for the offense of driving while the person's driver's license or driving privilege is suspended or revoked, the arresting officer shall determine:

1. Whether the person's driver's license is suspended or revoked.
2. Whether the person's driver's license has remained suspended or revoked since a conviction for the offense of driving with a suspended or revoked license.
3. Whether the suspension or revocation was made under s. 316.646 or s. 627.733, relating to failure to maintain required security, or under s. 322.264, relating to habitual traffic offenders.

4. Whether the driver is the registered owner or coowner of the vehicle.

(b) If the arresting officer finds in the affirmative as to all of the criteria in paragraph (a), the officer shall immediately impound or immobilize the vehicle.

(c) Within 7 business days after the date the arresting agency impounds or immobilizes the vehicle, either the arresting agency or the towing service, whichever is in possession of the vehicle, shall send notice by certified mail to any coregistered owners of the vehicle other than the person arrested and to each person of record claiming a lien against the vehicle. All costs and fees for the impoundment or immobilization, including the cost of notification, must be paid by the owner of the vehicle or, if the vehicle is leased, by the person leasing the vehicle.

(d) Either the arresting agency or the towing service, whichever is in possession of the vehicle, shall determine whether any vehicle impounded or immobilized under this section has been leased or rented or if there are any persons of record with a lien upon the vehicle. Either the arresting agency or the towing service, whichever is in possession of the vehicle, shall notify by express courier service with receipt or certified mail within 7 business days after the date of the immobilization or impoundment of the vehicle, the registered owner and all persons having a recorded lien against the vehicle that the vehicle has been impounded or immobilized. A lessor, rental car company, or lienholder may then obtain the vehicle, upon payment of any lawful towing or storage charges. If the vehicle is a rental vehicle subject to a written contract, the charges may be separately charged to the renter, in addition to the rental rate, along with other separate fees, charges, and recoupments disclosed on the rental agreement. If the storage facility fails to provide timely notice to a lessor, rental car company, or lienholder as required by this paragraph, the storage facility shall be responsible for payment of any towing or storage charges necessary to release the vehicle to a lessor, rental car company, or lienholder that accrue after the notice period, which charges may then be assessed against the driver of the vehicle if the vehicle was lawfully impounded or immobilized.

(e) Except as provided in paragraph (d), the vehicle shall remain impounded or immobilized for any period imposed by the court until:

1. The owner presents proof of insurance to the arresting agency; or

2. The owner presents proof of sale of the vehicle to the arresting agency and the buyer presents proof of insurance to the arresting agency.

If proof is not presented within 35 days after the impoundment or immobilization, a lien shall be placed upon such vehicle pursuant to s. 713.78.

(f) The owner of a vehicle that is impounded or immobilized under this subsection may, within 10 days after the date the owner has knowledge of the location of the vehicle, file a complaint in the county in which the owner resides to determine whether the vehicle was wrongfully taken or withheld. Upon the filing of a complaint, the owner or lienholder may have the vehicle released by posting with the court a bond or other adequate security equal to the amount of the costs and fees for impoundment or immobilization, including towing or storage, to ensure the payment of such costs and fees if the owner or lienholder does not prevail. When the vehicle owner or lienholder does not prevail on a complaint that the vehicle was wrongfully taken or withheld, he or she must pay the accrued charges for the immobilization or impoundment, including any towing and storage charges assessed against the vehicle. When the bond is posted and the fee is paid as set forth in s. 28.24, the clerk of the court shall issue a certificate releasing the vehicle. At the time of release, after reasonable inspection, the owner must give a receipt to the towing or storage company indicating any loss or damage to the vehicle or to the contents of the vehicle.

(9)(a) A motor vehicle that is driven by a person under the influence of alcohol or drugs in violation of s. 316.193 is subject to seizure and forfeiture under ss. 932.701-932.706 and is subject to liens for recovering, towing, or storing vehicles under s. 713.78 if, at the time of the offense, the person's driver's license is suspended, revoked, or canceled as a result of a prior conviction for driving under the influence.

(b) The law enforcement officer shall notify the Department of Highway Safety and Motor Vehicles of any impoundment or seizure for violation of paragraph (a) in accordance with procedures established by the department.

(c) Notwithstanding s. 932.703(1)(c) or s. 932.7055, when the seizing agency obtains a final judgment granting forfeiture of the motor vehicle under this section, 30 percent of the net proceeds from the sale of the motor vehicle shall be retained by the seizing law enforcement agency and 70 percent shall be deposited in the General Revenue Fund for use by regional workforce boards in providing transportation services for participants of the welfare transition program. In a forfeiture proceeding under this section, the court may consider the extent that the family of the owner has other public or private means of transportation.

(10)(a) Notwithstanding any other provision of this section, if a person does not have a prior forcible felony conviction as defined in s. 776.08, the penalties provided in paragraph (b) apply if a person's driver's license or driving privilege is canceled, suspended, or revoked for:

1. Failing to pay child support as provided in s. 322.245 or s. 61.13016;
2. Failing to pay any other financial obligation as provided in s. 322.245 other than those specified in s. 322.245(1);
3. Failing to comply with a civil penalty required in s. 318.15;
4. Failing to maintain vehicular financial responsibility as required by chapter 324;
5. Failing to comply with attendance or other requirements for minors as set forth in s. 322.091; or
6. Having been designated a habitual traffic offender under s. 322.264(1)(d) as a result of suspensions of his or her driver's license or driver privilege for any underlying violation listed in subparagraphs 1.-5.

(b)1. Upon a first conviction for knowingly driving while his or her license is suspended, revoked, or canceled for any of the underlying violations listed in subparagraphs (a)1.-6., a person commits a misdemeanor of the second degree, punishable as provided in s. [775.082](#) or s. [775.083](#).

2. Upon a second or subsequent conviction for the same offense of knowingly driving while his or her license is suspended, revoked, or canceled for any of the underlying violations listed in subparagraphs (a)1.-6., a person commits a misdemeanor of the first degree, punishable as provided in s. [775.082](#) or s. [775.083](#).

(11)(a) A person who does not hold a commercial driver's license and who is cited for an offense of knowingly driving while his or her license is suspended, revoked, or canceled for any of the underlying violations listed in paragraph (10)(a) may, in lieu of payment of fine or court appearance, elect to enter a plea of nolo contendere and provide proof of compliance to the clerk of the court, designated official, or authorized operator of a traffic violations bureau. In such case, adjudication shall be withheld. However, no election shall be made under this subsection if such person has made an election under this subsection during the preceding 12 months. A person may not make more than three elections under this subsection.

(b) If adjudication is withheld under paragraph (a), such action is not a conviction.

History.—s. 46, ch. 19551, 1939; CGL 1940 Supp. 8135(60); s. 46, ch. 20451, 1941; s. 7, ch. 22858, 1945; s. 1, ch. s. 59-3; s. 214, ch. 71-136; s. 7, ch. 72-175; s. 4, ch. 76-153; s. 69, ch. 88-381; s. 23, ch. 89-282; s. 85, ch. 94-306; s. 941, ch. 95-148; s. 1, ch. 95-202; s. 1, ch. 95-278; s. 40, ch. 97-300; s. 12, ch. 98-223; s. 10, ch. 98-324; s. 108, ch. 99-13; s. 1, ch. 99-234; s. 46, ch. 99-248; s. 85, ch. 2000-165; s. 64, ch. 2008-4; s. 1, ch. 2008-53; s. 5, ch. 2009-206; s. 4, ch. 2010-107; s. 39, ch. 2010-223.

Select Year: 2013

The 2013 Florida Statutes

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MOTOR VEHICLES

[Chapter 322](#)
DRIVER LICENSES

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322.03 Drivers must be licensed; penalties.—

(1) Except as otherwise authorized in this chapter, a person may not drive any motor vehicle upon a highway in this state unless such person has a valid driver's license issued under this chapter.

(a) A person who drives a commercial motor vehicle may not receive a driver's license unless and until he or she surrenders to the department all driver's licenses in his or her possession issued to him or her by any other jurisdiction or makes an affidavit that he or she does not possess a driver's license. Any such person who fails to surrender such licenses commits a noncriminal infraction, punishable as a moving violation as set forth in chapter 318. Any such person who makes a false affidavit concerning such licenses commits a misdemeanor of the first degree, punishable as provided in s. [775.082](#) or s. [775.083](#).

(b) All surrendered licenses may be returned by the department to the issuing jurisdiction together with information that the licensee is now licensed in a new jurisdiction or may be destroyed by the department, which shall notify the issuing jurisdiction of such destruction. A person may not have more than one valid driver's license at any time.

(c) Part-time residents of this state issued a license that is valid within this state only under paragraph (b) as that paragraph existed before November 1, 2009, may continue to hold such license until the next issuance of a Florida driver's license or identification card. Licenses that are identified as "Valid in Florida Only" may not be issued or renewed effective November 1, 2009. This paragraph expires June 30, 2017.

(2) Prior to issuing a driver's license, the department shall require any person who has been convicted two or more times of a violation of s. [316.193](#) or of a substantially similar alcohol-related or drug-related offense outside this state within the preceding 5 years, or who has been convicted of three or more such offenses within the preceding 10 years, to present proof of successful completion of or enrollment in a department-approved substance abuse education course. If the person fails to complete such education course within 90 days after issuance, the department shall cancel the license. Further, prior to issuing the driver's license the department shall require such person to present proof of financial responsibility as provided in s. [324.031](#). For the purposes of this paragraph, a previous conviction for violation of former s. [316.028](#), former s. [316.1931](#), or former s. [860.01](#) shall be considered a previous conviction for violation of s. [316.193](#).

(3)(a) The department may not issue a commercial driver's license to any person who is not a resident of this state.

(b) A resident of this state who is required by the laws of this state to possess a commercial driver's license may not operate a commercial motor vehicle in this state unless he or she possesses a valid commercial driver's license issued by this state. Except as provided in paragraph (c), any person who

violates this paragraph is guilty of a misdemeanor of the first degree, punishable as provided in s. [775.082](#) or s. [775.083](#).

(c) Any person whose commercial driver's license has been expired for a period of 30 days or less and who drives a commercial motor vehicle within this state is guilty of a nonmoving violation, punishable as provided in s. [318.18](#).

(4) A person may not operate a motorcycle unless he or she holds a driver's license that authorizes such operation, subject to the appropriate restrictions and endorsements.

(5) It is a violation of this section for any person whose driver's license has been expired for more than 6 months to operate a motor vehicle on the highways of this state.

(6) A person who is charged with a violation of this section, other than a violation of paragraph (a) of subsection (1), may not be convicted if, prior to or at the time of his or her court or hearing appearance, the person produces in court or to the clerk of the court in which the charge is pending a driver's license issued to him or her and valid at the time of his or her arrest. The clerk of the court is authorized to dismiss such case at any time prior to the defendant's appearance in court. The clerk of the court may assess a fee of \$5 for dismissing the case under this subsection.

History.—s. 15, ch. 19551, 1939; CGL 1940 Supp. 4151(629); s. 15, ch. 20451, 1941; s. 2, ch. 29721, 1955; s. 2, ch. 61-457; s. 1, ch. 63-156; s. 2, ch. 65-496; s. 24, ch. 73-334; s. 3, ch. 78-394; s. 2, ch. 80-308; s. 1, ch. 84-139; s. 10, ch. 86-185; s. 3, ch. 86-296; s. 17, ch. 87-161; s. 3, ch. 88-50; s. 16, ch. 89-282; s. 11, ch. 91-255; s. 73, ch. 94-306; s. 927, ch. 95-148; s. 10, ch. 2009-183; s. 27, ch. 2010-162.

Select Year: 2013

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322.16 License restrictions.—

(1)(a) The department, upon issuing a driver’s license, may, whenever good cause appears, impose restrictions suitable to the licensee’s driving ability with respect to the type of special mechanical control devices required on a motor vehicle that the licensee may operate, including, but not limited to, restricting the licensee to operating only vehicles equipped with air brakes, or imposing upon the licensee such other restrictions as the department determines are appropriate to assure the safe operation of a motor vehicle by the licensee.

(b) The department may further impose other suitable restrictions on use of the license with respect to time and purpose of use, including, but not limited to, a restriction providing for intrastate operation only, or may impose any other condition or restriction that the department considers necessary for driver improvement, safety, or control of drivers in this state.

(c) The department may further, at any time, impose other restrictions on the use of the license with respect to time and purpose of use or may impose any other condition or restriction upon recommendation of any court, of the Parole Commission, or of the Department of Corrections with respect to any individual who is under the jurisdiction, supervision, or control of the entity that made the recommendation.

(d) The department may impose a restriction upon the use of the license requiring that the licensee wear a medical identification bracelet when operating a motor vehicle. Medical identification bracelet restrictions must be coded on the license of the restricted operator. There is no penalty for violating this paragraph.

(2) A person who holds a driver’s license and who is under 17 years of age, when operating a motor vehicle after 11 p.m. and before 6 a.m., must be accompanied by a driver who holds a valid license to operate the type of vehicle being operated and is at least 21 years of age unless that person is driving directly to or from work.

(3) A person who holds a driver’s license who is 17 years of age, when operating a motor vehicle after 1 a.m. and before 5 a.m., must be accompanied by a driver who holds a valid license to operate the type of vehicle being operated, and is at least 21 years of age unless that person is driving directly to or from work.

(4) The department may, upon receiving satisfactory evidence of any violation of the restriction upon such a license, except a violation of paragraph (1)(d), subsection (2), or subsection (3), suspend or revoke the license, but the licensee is entitled to a hearing as upon a suspension or revocation under this chapter.

(5) It is a misdemeanor of the second degree, punishable as provided in s. [775.082](#) or s. [775.083](#), for any person to operate a motor vehicle in any manner in violation of the restrictions imposed under paragraph (1)(c).

(6) Any person who operates a motor vehicle in violation of the restrictions imposed under paragraph (1)(a), paragraph (1)(b), subsection (2), or subsection (3) will be charged with a moving violation and fined in accordance with chapter 318.

History.—s. 28, ch. 19551, 1939; CGL 1940 Supp. 4151(642), 8135(58); s. 28, ch. 20451, 1941; s. 1, ch. 29683, 1955; s. 1, ch. 57-757; s. 1, ch. 59-432; s. 2, ch. 67-174; s. 1, ch. 67-265; s. 1, ch. 69-81; s. 209, ch. 71-136; s. 1, ch. 71-144; s. 5, ch. 77-120; s. 14, ch. 77-121; s. 16, ch. 78-394; s. 10, ch. 79-3; s. 1, ch. 82-132; s. 1, ch. 85-121; s. 12, ch. 85-309; s. 20, ch. 87-161; s. 36, ch. 88-122; s. 5, ch. 88-405; s. 5, ch. 88-410; ss. 4, 7, ch. 89-112; s. 10, ch. 89-282; ss. 3, 4, ch. 93-144; s. 407, ch. 95-148; s. 4, ch. 96-414; s. 22, ch. 97-300; s. 28, ch. 2010-162.

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320.07 Expiration of registration; renewal required; penalties.—

(1) The registration of a motor vehicle or mobile home expires at midnight on the last day of the registration or extended registration period, or for a motor vehicle or mobile home owner who is a natural person, at midnight on the owner's birthday. A vehicle may not be operated on the roads of this state after expiration of the renewal period, or, for a natural person, at midnight on the owner's birthday, unless the registration has been renewed according to law.

(2) Registration shall be renewed semiannually, annually, or biennially, as provided in this subsection, during the applicable renewal period, upon payment of the applicable license tax amounts required by s. [320.08](#), service charges required by s. [320.04](#), and any additional fees required by law.

(a) Any person who owns a motor vehicle registered under s. [320.08](#)(4), (6)(b), or (13) may register semiannually as provided in s. [320.0705](#).

(b) Any person who owns a motor vehicle or mobile home registered under s. [320.08](#)(1), (2), (3), (4) (a) or (b), (6), (7), (8), (9), (10), or (11) may renew the vehicle registration biennially during the applicable renewal period upon payment of the 2-year cumulative total of all applicable license tax amounts required by s. [320.08](#) and service charges or surcharges required by ss. [320.03](#), [320.04](#), [320.0801](#), [320.08015](#), [320.0802](#), [320.0804](#), [320.0805](#), [320.08046](#), and [320.08056](#) and payment of the 2-year cumulative total of any additional fees required by law for an annual registration.

(3) The operation of any motor vehicle without having attached thereto a registration license plate and validation stickers, or the use of any mobile home without having attached thereto a mobile home sticker, for the current registration period shall subject the owner thereof, if he or she is present, or, if the owner is not present, the operator thereof to the following penalty provisions:

(a) Any person whose motor vehicle or mobile home registration has been expired for a period of 6 months or less commits a noncriminal traffic infraction, punishable as a nonmoving violation as provided in chapter 318.

(b) Any person whose motor vehicle or mobile home registration has been expired for more than 6 months, upon a first offense, is subject to the penalty provided in s. [318.14](#).

(c) Any person whose motor vehicle or mobile home registration has been expired for more than 6 months, upon a second or subsequent offense, commits a misdemeanor of the second degree, punishable as provided in s. [775.082](#) or s. [775.083](#).

(d) However, an operator shall not be charged with a violation of this subsection if the operator can show, pursuant to a valid lease agreement, that the vehicle had been leased for a period of 30 days or less at the time of the offense.

(e) Any servicemember, as defined in s. [250.01](#), whose mobile home registration expired while he or she was serving on active duty or state active duty shall not be charged with a violation of this

subsection if, at the time of the offense, the servicemember was serving on active duty or state active duty 35 miles or more from the mobile home. The servicemember must present to the department either a copy of the official military orders or a written verification signed by the servicemember's commanding officer to receive a waiver of charges.

(f) The owner of a leased motor vehicle is not responsible for any penalty specified in this subsection if the motor vehicle is registered in the name of the lessee of the motor vehicle.

(4)(a) In addition to a penalty provided in subsection (3), a delinquent fee based on the following schedule of license taxes shall be imposed on any applicant who fails to renew a registration prior to the end of the month in which renewal registration is due. The delinquent fee shall be applied beginning on the 11th calendar day of the month succeeding the renewal period. The delinquent fee does not apply to those vehicles that have not been required to be registered during the preceding registration period or as provided in s. 320.18(2). The delinquent fee shall be imposed as follows:

1. License tax of \$5 but not more than \$25: \$5 flat.
2. License tax over \$25 but not more than \$50: \$10 flat.
3. License tax over \$50 but not more than \$100: \$15 flat.
4. License tax over \$100 but not more than \$400: \$50 flat.
5. License tax over \$400 but not more than \$600: \$100 flat.
6. License tax over \$600 and up: \$250 flat.

(b) A person who has been assessed a penalty pursuant to s. 316.545(2)(b) for failure to have a valid vehicle registration certificate is not subject to the delinquent fee authorized by this subsection if such person obtains a valid registration certificate within 10 working days after such penalty was assessed. The official receipt authorized by ¹s. 316.545(6) constitutes proof of payment of the penalty authorized in s. 316.545(2)(b).

(c) The owner of a leased motor vehicle is not responsible for any delinquent fee specified in this subsection if the motor vehicle is registered in the name of the lessee of the motor vehicle.

(5) Any servicemember, as defined in s. 250.01, whose motor vehicle or mobile home registration has expired while he or she was serving on active duty or state active duty may renew his or her registration upon return from active duty or state active duty without penalty, if the servicemember served on active duty or state active duty 35 miles or more from the servicemember's home of record prior to entering active duty or state active duty. The servicemember must provide to the department either a copy of the official military orders or a written verification signed by the servicemember's commanding officer to receive a waiver of delinquent fees.

(6) Delinquent fees imposed under this section are not apportionable under the International Registration Plan.

History.—s. 5, ch. 7275, 1917; RGS 1010; CGL 1284; s. 2, ch. 15625, 1931; s. 1, ch. 16084, 1933; ss. 2, 5, ch. 16085, 1933; s. 1, ch. 26544, 1951; s. 2, ch. 28186, 1953; s. 1, ch. 61-12; s. 4, ch. 63-528; s. 2, ch. 63-496; s. 6, ch. 65-190; ss. 24, 35, ch. 69-106; s. 5, ch. 69-178; s. 3, ch. 73-284; s. 8, ch. 75-66; s. 1, ch. 77-174; s. 9, ch. 77-357; s. 2, ch. 77-454; s. 4, ch. 79-27; s. 1, ch. 79-79; s. 1, ch. 82-97; s. 1, ch. 82-128; s. 18, ch. 83-318; s. 60, ch. 85-180; s. 5, ch. 85-250; s. 6, ch. 86-185; s. 16, ch. 86-243; ss. 25, 48, ch. 87-198; s. 2, ch. 88-246; s. 37, ch. 91-224; s. 350, ch. 95-148; s. 51, ch. 96-350; s. 7, ch. 97-300; s. 7, ch. 98-223; s. 266, ch. 99-248; s. 15, ch. 2003-72; s. 30, ch. 2006-290; s. 4, ch. 2007-242; s. 1, ch. 2012-110; s. 33, ch. 2012-181.

¹**Note.**—Reference to an official receipt was deleted from s. 316.545(6) by s. 16, ch. 2003-286.

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320.261 Attaching registration license plate not assigned unlawful; penalty.—Any person who knowingly attaches to any motor vehicle or mobile home any registration license plate, or who knowingly attaches any validation sticker or mobile home sticker to a registration license plate, which plate or sticker was not issued and assigned or lawfully transferred to such vehicle, is guilty of a misdemeanor of the second degree, punishable as provided in s. [775.082](#) or s. [775.083](#).

History.—s. 1, ch. 59-478; s. 199, ch. 71-136; s. 7, ch. 72-79; s. 47, ch. 83-318.

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320.02 Registration required; application for registration; forms.—

(1) Except as otherwise provided in this chapter, every owner or person in charge of a motor vehicle that is operated or driven on the roads of this state shall register the vehicle in this state. The owner or person in charge shall apply to the department or to its authorized agent for registration of each such vehicle on a form prescribed by the department. A registration is not required for any motor vehicle that is not operated on the roads of this state during the registration period.

(2)(a) The application for registration must include the street address of the owner's permanent residence or the address of his or her permanent place of business and be accompanied by personal or business identification information. An individual applicant must provide a valid driver license or identification card issued by this state or another state or a valid passport. A business applicant must provide a federal employer identification number, if applicable, or verification that the business is authorized to conduct business in the state, or a Florida municipal or county business license or number.

1. If the owner does not have a permanent residence or permanent place of business or if the owner's permanent residence or permanent place of business cannot be identified by a street address, the application must include:

a. If the vehicle is registered to a business, the name and street address of the permanent residence of an owner of the business, an officer of the corporation, or an employee who is in a supervisory position.

b. If the vehicle is registered to an individual, the name and street address of the permanent residence of a close relative or friend who is a resident of this state.

2. If the vehicle is registered to an active duty member of the Armed Forces of the United States who is a Florida resident, the active duty member is exempt from the requirement to provide the street address of a permanent residence.

(b) The department shall prescribe a form upon which motor vehicle owners may record odometer readings when registering their motor vehicles.

(3) Prior to the registration in this state of any vehicle registered outside the state, the application must be accompanied by either a sworn affidavit from the seller and purchaser verifying that the vehicle identification number shown on the affidavit is identical to the vehicle identification number shown on the motor vehicle or a copy of the appropriate departmental form evidencing that a physical examination has been made of the motor vehicle by the owner and by a duly constituted police officer of any state, a licensed motor vehicle dealer, a license inspector as provided by s. [320.58](#), or a notary public commissioned by any state and that the vehicle identification number shown on the applicable form and the application is identical to the vehicle identification number shown on the motor vehicle. Vehicle identification number verification is not required for any new vehicle sold in this state by a

licensed motor vehicle dealer, any mobile home, any trailer or semitrailer with a net weight of less than 2,000 pounds, or any travel trailer or camping trailer.

(4) The owner of any motor vehicle registered in the state shall notify the department in writing of any change of address within 20 days of such change. The notification shall include the registration license plate number, the vehicle identification number (VIN) or title certificate number, year of vehicle make, and the owner's full name.

(5)(a) Proof that personal injury protection benefits have been purchased if required under s. 627.733, that property damage liability coverage has been purchased as required under s. 324.022, that bodily injury or death coverage has been purchased if required under s. 324.023, and that combined bodily liability insurance and property damage liability insurance have been purchased if required under s. 627.7415 shall be provided in the manner prescribed by law by the applicant at the time of application for registration of any motor vehicle that is subject to such requirements. The issuing agent shall refuse to issue registration if such proof of purchase is not provided. Insurers shall furnish uniform proof-of-purchase cards in a paper or electronic format in a form prescribed by the department and include the name of the insured's insurance company, the coverage identification number, and the make, year, and vehicle identification number of the vehicle insured. The card must contain a statement notifying the applicant of the penalty specified under s. 316.646(4). The card or insurance policy, insurance policy binder, or certificate of insurance or a photocopy of any of these; an affidavit containing the name of the insured's insurance company, the insured's policy number, and the make and year of the vehicle insured; or such other proof as may be prescribed by the department shall constitute sufficient proof of purchase. If an affidavit is provided as proof, it must be in substantially the following form:

Under penalty of perjury, I (Name of insured) do hereby certify that I have (Personal Injury Protection, Property Damage Liability, and, if required, Bodily Injury Liability) Insurance currently in effect with (Name of insurance company) under (policy number) covering (make, year, and vehicle identification number of vehicle). (Signature of Insured)

Such affidavit must include the following warning:

WARNING: GIVING FALSE INFORMATION IN ORDER TO OBTAIN A VEHICLE REGISTRATION CERTIFICATE IS A CRIMINAL OFFENSE UNDER FLORIDA LAW. ANYONE GIVING FALSE INFORMATION ON THIS AFFIDAVIT IS SUBJECT TO PROSECUTION.

If an application is made through a licensed motor vehicle dealer as required under s. 319.23, the original or a photostatic copy of such card, insurance policy, insurance policy binder, or certificate of insurance or the original affidavit from the insured shall be forwarded by the dealer to the tax collector of the county or the Department of Highway Safety and Motor Vehicles for processing. By executing the aforesaid affidavit, no licensed motor vehicle dealer will be liable in damages for any inadequacy, insufficiency, or falsification of any statement contained therein. A card must also indicate the existence of any bodily injury liability insurance voluntarily purchased.

(b) When an operator who owns a motor vehicle is subject to the financial responsibility requirements of chapter 324, including ss. 324.022 and 324.023, such operator shall provide proof of compliance with such financial responsibility requirements at the time of registration of any such motor vehicle by one of the methods constituting sufficient proof of purchase under paragraph (a). The issuing agent shall refuse to register a motor vehicle if such proof of purchase is not provided or if one of the other methods of proving financial responsibility as set forth in s. 324.031 is not met.

(c) For purposes of providing proof of purchase of required insurance coverage under this subsection, the Office of Insurance Regulation of the Financial Services Commission shall require that uniform proof-of-purchase cards specified by the Department of Highway Safety and Motor Vehicles be furnished by insurers writing motor vehicle liability insurance in this state. Any person altering or counterfeiting such a card or making a false affidavit in order to furnish false proof or to knowingly permit another person to furnish false proof is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(d) The verifying of proof of personal injury protection insurance, proof of property damage liability insurance, proof of combined bodily liability insurance and property damage liability insurance, or proof of financial responsibility insurance and the issuance or failure to issue the motor vehicle registration under the provisions of this chapter may not be construed in any court as a warranty of the reliability or accuracy of the evidence of such proof. Neither the department nor any tax collector is liable in damages for any inadequacy, insufficiency, falsification, or unauthorized modification of any item of the proof of personal injury protection insurance, proof of property damage liability insurance, proof of combined bodily liability insurance and property damage liability insurance, or proof of financial responsibility insurance prior to, during, or subsequent to the verification of the proof. The issuance of a motor vehicle registration does not constitute prima facie evidence or a presumption of insurance coverage.

(e) Upon the expiration date noted in the cancellation notice that the department receives from the insurer, the department shall suspend the registration, issued under this chapter or s. 207.004(1), of a motor carrier who operates a commercial motor vehicle or who permits it to be operated in this state during the registration period without having in full force liability insurance, a surety bond, or a valid self-insurance certificate that complies with this section. The insurer shall provide notice to the department at the same time the cancellation notice is provided to the insured pursuant to s. 627.7281. The department may adopt rules regarding the electronic submission of the cancellation notice.

(6) Any person who registers his or her motor vehicle by means of false or fraudulent representations made in any application for registration is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. The department may demand the return of, and may cancel, any license plate issued based on false or fraudulent representations.

(7) Every owner or person in charge of a motor vehicle with a gross vehicle weight of 55,000 pounds or more shall present proof of filing or proof of payment, in such form as may be prescribed by the United States Secretary of the Treasury, of the use tax imposed by s. 4481 of the United States Internal Revenue Code of 1954, as amended, upon application for registration. Proof of payment or proof of filing will be made in accordance with the gross vehicle weight tax schedule established by s. 4481 of the Internal Revenue Code, as amended. An owner or person in charge of such a motor vehicle who has been exempted from the use tax by the Secretary of the Treasury shall present proof of such exemption in lieu of proof of payment. When an application is made through a licensed motor vehicle dealer as required in s. 319.23, the original or photostatic copy of such prescribed proof shall be forwarded by the dealer to the tax collector or the department for processing. The issuing agent shall refuse to issue a registration if such prescribed proof is not presented. Any person making a false affidavit in order to furnish false proof or to knowingly permit another person to furnish such false proof is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(8) The application form for motor vehicle registration shall include language permitting a voluntary contribution of \$1 per applicant, which contribution shall be paid into the Nongame Wildlife Trust Fund.

The application form shall also include language providing for a voluntary contribution of \$2, which shall be paid into the Highway Safety Operating Trust Fund and used to purchase child safety seats.

(9) Before a motor vehicle which has not been manufactured in accordance with the federal Clean Air Act and the federal Motor Vehicle Safety Act can be sold to a consumer and titled and registered in this state, the motor vehicle must be certified by the United States Bureau of Customs and Border Protection or the United States Department of Transportation and the United States Environmental Protection Agency to be in compliance with these federal standards. A vehicle which is registered pursuant to this subsection shall not be titled as a new motor vehicle.

(10) An owner or person in charge of a motor vehicle subject to inspection pursuant to the Clean Outdoor Air Law shall provide proof of inspection or waiver at the time of registration of any such motor vehicle. The issuing agent shall refuse to register a motor vehicle if such proof of inspection or waiver is not provided.

(11) The department shall audit affidavits utilized as proof of insurance under subsection (5) to verify that the affidavits are not false. The department shall take action as appropriate with respect to false affidavits.

(12) The department is authorized to withhold registration or reregistration of any motor vehicle if the owner, or one of the coowners of the vehicle, has a driver's license which is under suspension for the failure to remit payment of any fines levied in this state pursuant to chapter 318 or chapter 322.

(13)(a) The license inspectors appointed by the department pursuant to s. 320.58 are empowered to issue a notice of violation on a form prescribed by the department to unattended motor vehicles that reasonably appear to such examiners to be required to be registered under this chapter and that are not so registered. The notice of violation shall include a summary of the provisions of this section and shall contain such other information as the department in its discretion shall determine.

(b) The owner or person in charge of any vehicle that is issued a notice of violation pursuant to this section shall, within 30 days of the date of issuance shown on the notice, register the vehicle as required by this chapter or provide proof satisfactory to the department that the vehicle is exempt from such registration. If the vehicle is not registered or the proof is not provided on or after the 31st day following the date of issuance shown on the notice, the department is authorized to immobilize the vehicle by use of an immobilization device. Upon proof of registration of the vehicle or proof satisfactory to the department that the vehicle is exempt from such registration, the department shall remove the immobilization device. The department shall immediately remove, at no charge, any immobilization device that has been placed on any vehicle in error.

(c) The license inspectors appointed by the department pursuant to s. 320.58 are empowered to enter upon both publicly owned and privately owned property in order to carry out the provisions of this section.

(d) Any person who, without the authorization of the department, disables, removes, tampers with, damages, or unlocks an immobilization device placed on a vehicle pursuant to this section, or who attempts to do so, is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(14) The application form for motor vehicle registration must include language permitting a voluntary contribution of \$1 per applicant, which contribution must be transferred into the Transportation Disadvantaged Trust Fund created in s. 427.0159 and must be expended as provided in that section.

(15)(a) The application form for motor vehicle registration shall include language permitting the voluntary contribution of \$1 per applicant, to be quarterly distributed by the department to Prevent

Blindness Florida, a not-for-profit organization, to prevent blindness and preserve the sight of the residents of this state. A statement providing an explanation of the purpose of the funds shall be included with the application form. Prior to the department distributing the funds collected pursuant to this paragraph, Prevent Blindness Florida must submit a report to the department that identifies how such funds were used during the preceding year.

(b) The application form for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution to the Florida Mothers Against Drunk Driving, Inc., which contribution must be transferred by the department to the Florida Mothers Against Drunk Driving, Inc., on a monthly basis.

(c) The application form for motor vehicle registration shall include language permitting the voluntary contribution of \$1 per applicant, to be distributed quarterly by the department to Southeastern Guide Dogs, Inc., a corporation not for profit under s. 501(c)(3) of the Internal Revenue Code, to be used by that organization for the purpose of breeding, raising, and training guide dogs for the blind. Such funds may also be used toward the costs of the required in-residence training for the individual receiving a guide dog.

(d) The application form for motor vehicle registration shall include language permitting the voluntary contribution of \$1 per applicant to Stop Heart Disease. The proceeds shall be distributed quarterly by the department to the Miami Heart Research Institute, Inc., doing business as the Florida Heart Research Institute, a corporation not for profit under s. 501(c)(3) of the Internal Revenue Code, to be used by that organization for the purpose of heart disease research, education, and prevention programs.

(e) The application form for motor vehicle registration and renewal registration must include language permitting a voluntary contribution of \$1 per applicant, which contribution must be distributed to the Children's Hearing Help Fund to be used for purposes provided for the fund.

(f) Notwithstanding s. 320.023, the application form for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution of \$1 per applicant to the state homes for veterans, to be distributed on a quarterly basis by the department to the State Homes for Veterans Trust Fund, which is administered by the Department of Veterans' Affairs.

(g) The application form for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution of \$1 to Family First. Such contributions must be transferred by the department each month to Family First, a nonprofit organization.

(h) The application form for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution of \$1 to Florida Sheriffs Youth Ranches, Inc. Such contributions must be transferred by the department each month to Florida Sheriffs Youth Ranches, Inc., a not-for-profit organization.

(i) The application form for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution of \$1 to Blind Babies and Blind Youth Services. Such contributions shall be transferred by the department each month to the Florida Association of Agencies Serving the Blind, Inc., a not-for-profit organization.

(j) The application form for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution of \$1 for services for persons with developmental disabilities. Such contributions shall be transferred by the department to The Arc of Florida to be used by that organization for programs and services in this state for persons with developmental disabilities.

(k) The application form for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution of \$1 to the Ronald McDonald House. Such contributions

shall be transferred by the department each month to Ronald McDonald House Charities of Tampa Bay, Inc.

(l) Notwithstanding s. 320.023, the application forms for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution of \$1 per applicant, which shall be distributed to the League Against Cancer/La Liga Contra el Cancer. Such contributions shall be distributed by the department to the League Against Cancer/La Liga Contra el Cancer, a not-for-profit organization that provides free medical care to needy cancer patients. The department shall retain all contributions necessary, up to a maximum of \$10,000, to defray the cost of including the voluntary contribution language on the registration forms.

(m) The application forms for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution of \$1 to Prevent Child Sexual Abuse. Such contributions shall be distributed by the department to Lauren's Kids, Inc., a corporation not for profit under s. 501(c)(3) of the Internal Revenue Code. The funds shall be used by the organization for the prevention of childhood sexual abuse.

(n) The application form for motor vehicle registration and renewal registration must include language permitting the voluntary contribution of \$1 per applicant, to be distributed quarterly by the department to Florida Network of Children's Advocacy Centers, Inc. The network may retain a maximum of 50 percent of the revenues to support the activities of the network and shall distribute the remainder equitably among the network members, as determined by the board of directors of the network.

(o) The application form for motor vehicle registration and renewal registration must include language permitting a voluntary contribution of \$1 to the Florida Association of Food Banks, Inc. The proceeds shall be distributed by the department each month to the Florida Association of Food Banks, Inc., to be used by that organization for the purpose of ending hunger in this state.

(p) The application form for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution of \$1 per applicant for Autism Services and Supports. Such contributions must be transferred by the department each month to the Achievement and Rehabilitation Centers, Inc., Autism Services Fund.

(q) The application form for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution of \$1 per applicant to Support Our Troops, which shall be distributed monthly to Support Our Troops, Inc., a Florida not-for-profit organization.

(r) The application form for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution of \$1 to Take Stock In Children. Such contributions shall be transferred by the department to Take Stock In Children, Inc.

(s) Notwithstanding s. 320.023, the application form for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution of \$1 per applicant to aid the homeless. Contributions made pursuant to this paragraph shall be deposited into the Grants and Donations Trust Fund of the Department of Children and Families and used by the State Office on Homelessness to supplement grants made under s. 420.622(4) and (5), provide information to the public about homelessness in the state, and provide literature for homeless persons seeking assistance. The application fee required under s. 320.023 for an organization that seeks authorization to establish a voluntary contribution does not apply to this paragraph.

(t) The application form for motor vehicle registration and renewal registration must include language permitting a voluntary contribution of \$1 or more per applicant, which shall be distributed to the Auto Club Group Traffic Safety Foundation, Inc., a nonprofit organization. Funds received by the foundation must be used to improve traffic safety culture in communities through effective outreach,

education, and activities in the state which will save lives, reduce injuries, and prevent crashes. The foundation must comply with s. [320.023](#).

For the purpose of applying the service charge provided in s. [215.20](#), contributions received under this subsection are not income of a revenue nature.

(16) The department is authorized to withhold registration or re-registration of a motor vehicle if the name of the owner or of a coowner appears on a list submitted to the department by a licensed motor vehicle dealer for a previous registration of that vehicle. The department shall place the name of the registered owner of that vehicle on the list of those persons who may not be issued a license plate, revalidation sticker, or replacement plate for the vehicle purchased from the licensed motor vehicle dealer. The motor vehicle dealer must maintain signed evidence that the owner or coowner acknowledged the dealer's authority to submit the list to the department if he or she failed to pay and must note the amount for which the owner or coowner would be responsible for the vehicle registration. The dealer must maintain the necessary documentation required in this subsection or face penalties as provided in s. [320.27](#). This subsection does not affect the issuance of a title to a motor vehicle.

(a) The motor vehicle owner or coowner may dispute the claim that money is owed to a dealer for registration fees by submitting a form to the department if the motor vehicle owner or coowner has documentary proof that the registration fees have been paid to the dealer for the disputed amount. Without clear evidence of the amounts owed for the vehicle registration and repayment, the department will assume initial payments are applied to government-assessed fees first.

(b) If the registered owner's dispute complies with paragraph (a), the department shall immediately remove the motor vehicle owner or coowner's name from the list, thereby allowing the issuance of a license plate or revalidation sticker.

(17) If any applicant's name appears on a list of persons who may not be issued a license plate, revalidation sticker, or replacement license plate after a written notice to surrender a vehicle was submitted to the department by a lienor as provided in s. [320.1316](#), the department may withhold renewal of registration or replacement registration of any motor vehicle owned by the applicant at the time the notice was submitted by the lienor. The lienor must maintain proof that written notice to surrender the vehicle was sent to each registered owner pursuant to s. [320.1316\(1\)](#). A revalidation sticker or replacement license plate may not be issued until that person's name no longer appears on the list or until the person presents documentation from the lienor that the vehicle has been surrendered to the lienor. The department shall not withhold an initial registration in connection with an applicant's purchase or lease of a motor vehicle solely because the applicant's name is on the list created by s. [320.1316](#).

(18) The department shall retain all electronic registration records for at least 10 years.

History.—s. 2, ch. 7275, 1917; RGS 1007; s. 3, ch. 8410, 1921; s. 2, ch. 10182, 1925; CGL 1281; s. 1, ch. 15625, 1931; s. 1, ch. 16085, 1933; s. 1, ch. 26909, 1951; s. 1, ch. 28186, 1953; s. 6, ch. 65-190; ss. 24, 35, ch. 69-106; s. 1, ch. 71-42; s. 2, ch. 73-284; s. 1, ch. 75-57; s. 4, ch. 75-66; s. 4, ch. 77-357; s. 4, ch. 77-468; s. 1, ch. 78-186; s. 3, ch. 78-225; s. 2, ch. 78-353; s. 4, ch. 78-363; s. 4, ch. 78-412; s. 3, ch. 79-32; s. 2, ch. 80-388; s. 1, ch. 83-200; s. 6, ch. 83-298; s. 4, ch. 83-318; s. 1, ch. 83-320; ss. 2, 3, ch. 84-155; s. 3, ch. 84-194; s. 45, ch. 85-180; s. 3, ch. 86-182; s. 12, ch. 86-243; s. 21, ch. 87-198; s. 19, ch. 88-129; s. 4, ch. 88-253; ss. 4, 5, ch. 88-370; s. 1, ch. 89-212; s. 26, ch. 90-119; s. 1, ch. 90-329; s. 27, ch. 91-107; s. 43, ch. 94-306; s. 911, ch. 95-148; s. 14, ch. 95-333; s. 19, ch. 97-300; s. 1, ch. 99-233; ss. 16, 259, ch. 99-248; ss. 48, 49, ch. 2000-171; s. 358, ch. 2003-261; s. 26, ch. 2004-5; s. 8, ch. 2004-235; s. 14, ch. 2005-164; s. 1, ch. 2005-254; s. 1, ch. 2006-44; s. 28, ch. 2006-290; s. 1, ch. 2007-50; s. 3, ch. 2007-150; s. 2, ch. 2007-324; s. 2, ch. 2008-87; s. 1, ch. 2008-102; ss. 17, 18, ch. 2008-176; s. 1, ch. 2009-110; s. 2, ch. 2009-206; s. 1, ch. 2010-82; s. 1, ch. 2010-86; s. 1, ch. 2010-186; s. 10, ch. 2010-198; s. 16, ch. 2010-223; s. 1, ch. 2012-86; s. 28, ch. 2012-181; s. 1, ch. 2013-74; s. 28, ch. 2013-160.



Select Year: 2013

The 2013 Florida Statutes

Title XXIII
MOTOR VEHICLES

Chapter 322
DRIVER LICENSES

[View Entire Chapter](#)

322.36 Permitted unauthorized operator to drive.—A person may not authorize or knowingly permit a motor vehicle owned by him or her or under his or her dominion or control to be operated upon any highway or public street except by a person who is duly authorized to operate a motor vehicle under this chapter. Any person who violates this section commits a misdemeanor of the second degree, punishable as provided in s. [775.082](#) or s. [775.083](#). If a person violates this section by knowingly loaning a vehicle to a person whose driver's license is suspended and if that vehicle is involved in an accident resulting in bodily injury or death, the driver's license of the person violating this section shall be suspended for 1 year.

History.—s. 48, ch. 19551, 1939; CGL 1940 Supp. 4151(659); s. 48, ch. 20451, 1941; s. 1, ch. 65-497; s. 215, ch. 71-136; s. 421, ch. 95-148; s. 38, ch. 2008-176.

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Select Year: 2013

The 2013 Florida Statutes

Title XXIIIChapter 316[View Entire Chapter](#)

MOTOR VEHICLES

STATE UNIFORM TRAFFIC CONTROL

316.1936 Possession of open containers of alcoholic beverages in vehicles prohibited; penalties.—

(1) As used in this section, the term:

(a) "Open container" means any container of alcoholic beverage which is immediately capable of being consumed from, or the seal of which has been broken.

(b) "Road" means a way open to travel by the public, including, but not limited to, a street, highway, or alley. The term includes associated sidewalks, the roadbed, the right-of-way, and all culverts, drains, sluices, ditches, water storage areas, embankments, slopes, retaining walls, bridges, tunnels, and viaducts necessary for the maintenance of travel and all ferries used in connection therewith.

(2)(a) It is unlawful and punishable as provided in this section for any person to possess an open container of an alcoholic beverage or consume an alcoholic beverage while operating a vehicle in the state or while a passenger in or on a vehicle being operated in the state.

(b) It is unlawful and punishable as provided in this section for any person to possess an open container of an alcoholic beverage or consume an alcoholic beverage while seated in or on a motor vehicle that is parked or stopped within a road as defined in this section. Notwithstanding the prohibition contained in this section, passengers in vehicles designed, maintained, and used primarily for the transportation of persons for compensation and in motor homes are exempt.

(3) An open container shall be considered to be in the possession of the operator of a vehicle if the container is not in the possession of a passenger and is not located in a locked glove compartment, locked trunk, or other locked nonpassenger area of the vehicle.

(4) An open container shall be considered to be in the possession of a passenger of a vehicle if the container is in the physical control of the passenger.

(5) This section shall not apply to:

(a) A passenger of a vehicle in which the driver is operating the vehicle pursuant to a contract to provide transportation for passengers and such driver holds a valid commercial driver's license with a passenger endorsement issued in accordance with the requirements of chapter 322;

(b) A passenger of a bus in which the driver holds a valid commercial driver's license with a passenger endorsement issued in accordance with the requirements of chapter 322; or

(c) A passenger of a self-contained motor home which is in excess of 21 feet in length.

(6) Any operator of a vehicle who violates this section is guilty of a noncriminal moving traffic violation, punishable as provided in chapter 318. A passenger of a vehicle who violates this section is guilty of a nonmoving traffic violation, punishable as provided in chapter 318.

(7) A county or municipality may adopt an ordinance which imposes more stringent restrictions on the possession of alcoholic beverages in vehicles than those imposed by this section.

(8) Nothing in this section prohibits the enforcement of s. [316.302](#).

(9) A bottle of wine that has been resealed and is transported pursuant to s. [564.09](#) is not an open container under the provisions of this section.

History.—s. 1, ch. 88-22; s. 22, ch. 89-282; s. 5, ch. 2000-313; s. 34, ch. 2005-164; s. 2, ch. 2005-250.

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The 2013 Florida Statutes

[Title XXIII](#)[Chapter 316](#)[View Entire Chapter](#)

MOTOR VEHICLES

STATE UNIFORM TRAFFIC CONTROL

316.192 Reckless driving.—

(1)(a) Any person who drives any vehicle in willful or wanton disregard for the safety of persons or property is guilty of reckless driving.

(b) Fleeing a law enforcement officer in a motor vehicle is reckless driving per se.

(2) Except as provided in subsection (3), any person convicted of reckless driving shall be punished:

(a) Upon a first conviction, by imprisonment for a period of not more than 90 days or by fine of not less than \$25 nor more than \$500, or by both such fine and imprisonment.

(b) On a second or subsequent conviction, by imprisonment for not more than 6 months or by a fine of not less than \$50 nor more than \$1,000, or by both such fine and imprisonment.

(3) Any person:

(a) Who is in violation of subsection (1);

(b) Who operates a vehicle; and

(c) Who, by reason of such operation, causes:

1. Damage to the property or person of another commits a misdemeanor of the first degree, punishable as provided in s. [775.082](#) or s. [775.083](#).

2. Serious bodily injury to another commits a felony of the third degree, punishable as provided in s. [775.082](#), s. [775.083](#), or s. [775.084](#). The term “serious bodily injury” means an injury to another person, which consists of a physical condition that creates a substantial risk of death, serious personal disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

(4) Notwithstanding any other provision of this section, \$5 shall be added to a fine imposed pursuant to this section. The clerk shall remit the \$5 to the Department of Revenue for deposit in the Emergency Medical Services Trust Fund.

(5) In addition to any other penalty provided under this section, if the court has reasonable cause to believe that the use of alcohol, chemical substances set forth in s. [877.111](#), or substances controlled under chapter 893 contributed to a violation of this section, the court shall direct the person so convicted to complete a DUI program substance abuse education course and evaluation as provided in s. [316.193\(5\)](#) within a reasonable period of time specified by the court. If the DUI program conducting such course and evaluation refers the person to an authorized substance abuse treatment provider for substance abuse evaluation and treatment, the directive of the court requiring completion of such course, evaluation, and treatment shall be enforced as provided in s. [322.245](#). The referral to treatment resulting from the DUI program evaluation may not be waived without a supporting independent psychosocial evaluation conducted by an authorized substance abuse treatment provider, appointed by the court, which shall have access to the DUI program psychosocial evaluation before the independent psychosocial evaluation is conducted. The court shall review the results and recommendations of both

evaluations before determining the request for waiver. The offender shall bear the full cost of this procedure. If a person directed to a DUI program substance abuse education course and evaluation or referred to treatment under this subsection fails to report for or complete such course, evaluation, or treatment, the DUI program shall notify the court and the department of the failure. Upon receipt of such notice, the department shall cancel the person's driving privilege, notwithstanding the terms of the court order or any suspension or revocation of the driving privilege. The department may reinstate the driving privilege upon verification from the DUI program that the education, evaluation, and treatment are completed. The department may temporarily reinstate the driving privilege on a restricted basis upon verification that the offender is currently participating in treatment and has completed the DUI education course and evaluation requirement. If the DUI program notifies the department of the second failure to complete treatment, the department shall reinstate the driving privilege only after notice of successful completion of treatment from the DUI program.

History.—s. 1, ch. 71-135; s. 1, ch. 76-31; s. 23, ch. 85-167; s. 1, ch. 85-337; s. 1, ch. 88-5; s. 17, ch. 91-255; s. 31, ch. 92-78; s. 10, ch. 94-306; s. 4, ch. 99-234; s. 9, ch. 2001-122; s. 1, ch. 2001-147; s. 9, ch. 2006-290.

Note.—Former s. 316.029.

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AGENDA ITEM REQUEST

Originating Department: City Clerk

Item Title: Election

Item Number: 12B

Meeting Date: 4/8/2014

City Reference Number (C#): C14083

Item Description:

An Ordinance of the City of Sunrise, Florida, calling for a Municipal Election to be held on Tuesday, November 4, 2014 for City Commission Groups "C" and "D"; authorizing the City Clerk to proceed with all aspects of the election; providing for conflict; providing for severability; and providing an effective date.

Funding:

4901-519.49-06 Non-Departmental - Elections

Amount:

\$5,000

Attachments:

COS Ordinance - C14083

Legal Ad

Background:

In accordance with City Charter Section 3.03, on Tuesday, November 4, 2014, City Commission Groups C and D will be elected. The Ordinance authorizes the City Clerk to proceed with all aspects of conducting the election. The qualifying period begins at noon on June 16, 2014 and ends at noon on June 20, 2014.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Felicia M. Bravo Phone: 954-746-3331

Department Head Name and Title:

Felicia M. Bravo, City Clerk

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, CALLING FOR A MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014 FOR CITY COMMISSION SEATS GROUP "C" AND "D;" AUTHORIZING THE CITY CLERK TO PROCEED WITH ALL ASPECTS OF THE ELECTION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, as provided for in City Charter Section 3.03 and in accordance with the State Election Laws, the date for the Municipal Election has been set on Tuesday, November 4, 2014. City Commission Groups "C" and "D" will be elected; and

WHEREAS, the qualifying period begins at noon on June 16, 2014 and ends at noon on June 20, 2014; and

WHEREAS, Chapter 75-350, Laws of Florida (Special Acts, 1975 [the "Act"]), and as amended by Chapter 2004-443, Laws of Florida, provides for a uniform filing and election date for all municipal election conducted in Broward County, Florida in addition to setting forth the requirements for qualification to office, the conducting of elections and other matters affecting all municipalities within Broward County, Florida;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2. A municipal election is hereby called for November 4, 2014, for the purpose of filling the term of office that expires for City Commission seats Group "C" and Group "D."

Section 3. The election calendar as prepared and submitted by the City Clerk is accepted as shown in Exhibit "A." The City Clerk is authorized to proceed with all aspects of the election process in accordance with, but not limited to, the attached exhibit, including the required advertising, selection of polling places, pollworkers, ballot preparation and printing, equipment use and certification costs.

Section 4. The City Clerk is authorized to execute all documents and make expenditures related to the November 4, 2014 election, subject to review and approval of any contracts by the City Attorney.

Section 5. Conflict. All ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all Resolutions or parts of Resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 7. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part declared to be invalid.

Section 8. Effective Date. This Ordinance shall be effective immediately upon its passage.

PASSED AND ADOPTED upon this first reading this 25TH DAY OF MARCH, 2014.

PASSED AND ADOPTED upon this second reading this ____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

FIRST READING

SECOND READING

MOTION: ROSEN
SECOND: SCUOTTO

KERCH: YEA
ROSEN: YEA
SCUOTTO: YEA
SOFIELD: YEA
RYAN: YEA

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
As to Form and Legal Sufficiency.

Kimberly A. Kisslan



**2014
FILING DEADLINES
CAMPAIGN TREASURER'S REPORTS
(For November 4, 2014 Candidates)**

01/10/14	5:00 PM - TREASURER'S REPORT (M12) DUE – Report covers 12/1/13 – 12/31/13
02/10/14	5:00 PM - TREASURER'S REPORT (M1) DUE – Report covers 01/1/14 – 01/31/14
03/10/14	5:00 PM - TREASURER'S REPORT (M2) DUE – Report covers 02/1/14 – 02/28/14
04/10/14	5:00 PM - TREASURER'S REPORT (M3) DUE – Report covers 03/1/14 - 03/31/14.
05/10/14	5:00 PM - TREASURER'S REPORT (M4) DUE – Report covers 04/1/14 – 04/30/14
06/10/14	5:00 PM - TREASURER'S REPORT (M5) DUE – Report covers 05/1/14 – 05/31/14
06/16/14	12:00 PM NOON - CANDIDATE QUALIFYING BEGINS
6/20/14	12:00 PM NOON - CANDIDATE QUALIFYING ENDS
07/10/14	5:00 PM - TREASURER'S REPORT (M6) DUE – Report covers 6/1/14 – 6/30/14.
08/10/14	5:00 PM - TREASURER'S REPORT (M7) DUE – Report covers 07/1/14 – 07/31/14
09/10/14	5:00 PM - TREASURER'S REPORT (M8) DUE – Report covers 08/1/14 – 08/31/14
09/18/14	5:00 PM - TERMINATION REPORT (TR) DUE – for unopposed candidates covering 06/01/14 – 9/18/14. Report will reflect the disposition of surplus funds. Report may be turned in prior to September 18, 2014.
10/10/14	5:00 PM -TREASURER'S REPORT (G4) DUE – Report covers 09/1/14 – 10/3/14, 25 TH day before election report.
10/24/14	5:00 PM - TREASURER'S REPORT (G6) DUE – Report covers 10/4/14 – 10/17/14, 11 th day before the election report.
10/30/14	MIDNIGHT – (Thursday night going into Friday) Last date opposed candidates may accept contributions for General Election.
10/31/14	5:00 PM - TREASURER'S REPORT (G7) DUE – Report covers 10/18/14 – 10/30/14, 4 th day before the election report.
11/04/14	ELECTION DAY
02/2/15	5:00 PM - TERMINATION REPORT (TR) DUE – for candidates elected or defeated in election covering 10/31/14 – 02/2/15. Report will reflect the disposition of surplus funds. Report may be turned in prior to February 2, 2014.

This information is provided for your convenience. It may not include every item necessary to conduct your election. Please refer to the actual Florida Statutes for further guidance.

01/31/14

Client Name: City of Sunrise
Advertiser: Classified Broadsheet/F0255/ALL
Section/Page/Zone: Section/Page/Zone:
Description: NOTICE OF PUBLIC HEARING/THE FOLLOW
Ad Number: 2262223
Insertion Number: 14192944
Size: 2 x 5.56
Color Type: B&W
Publication Date: 03/29/2014

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 ... SKILLED NURSING POSITIONS ...
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 Medicare - Certified Home Health Agency seeks per diem RN's with min. 1 year Home Health experience for Broward County. Apply with resume to: ddoretsky@altercarell.com

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NEEDED

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EARN EXTRA MONEY - Deliver the YP Real Yellow Pages Fort Lauderdale/Hollywood, FL Area FT/PT, Daily work, get paid in 72hrs Must be 18 or older, have driver's license and insured vehicle (800) 422-1955 Mon-Fri 8:00 AM - 4:30 PM Or email us at deliverphonebooks@directrac.com or log onto www.phonebookdelivery.info Mention desired area

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BARCALOUNGER - Ashton II Pearlized Black Leather w/nickel nailheads. Classy & stylish. 5 mos. new! \$375. 561-789-7818

BEAD

New set with frame Twin \$139; Full \$159; Queen \$184; King \$284. We Deliver Daily. Bunkbed \$165; Daybed \$99; Futon \$99; Headboard \$29. C/C, COD 3652 Davie Blvd., Ft. Laud. Please Call 954-584-3287

FURNITURE - 2pc w/ht couch & loveseat w/ scroll design. Din. Rm. tbl w/ 2 arm chairs, 4 straight chairs, 2 lrg leaves. Bdrm dresser w/ mirror. Bronze wrought iron tbl w/ glass top. 716-523-5789

HOUSEHOLD ITEMS - King headbrd, dresser, mirror, 2 night stands \$299; loveseat & chair w ottoman \$225; rattan chair w ottoman \$65 Call For Pictures \$. 954-249-8095

MARBLE DIN TABLE + CHAIRS - Like New, Ask \$400. Call 561-368-7824

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 C14083

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, CALLING FOR A MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014 FOR CITY COMMISSION SEATS GROUP "C" AND "D"; AUTHORIZING THE CITY CLERK TO PROCEED WITH ALL ASPECTS OF THE ELECTION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

C14075

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA AMENDING CHAPTER 16 "LAND DEVELOPMENT CODE;" AMENDING ARTICLE XVII "DEFINITIONS;" SECTION 16-277 "TERMS DEFINED;" TO MODIFY THE DEFINITION OF NIGHTLUB; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

C14071

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING THE CONVEYANCE OF A CITY-OWNED PARCEL OF LAND; PROVIDING FOR RECORDATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

C14056

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING A REZONING FROM CF (COMMUNITY FACILITIES) TO RS-5 (RESIDENTIAL SINGLE FAMILY) OF APPROXIMATELY 0.275 ACRES OF LAND LOCATED SOUTHEAST CORNER OF NW 62ND AVENUE AND NW 13TH STREET WITHIN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA; AMENDING THE ZONING DISTRICT MAP TO REFLECT THE REZONING; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

C14076

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March 29, 2014

Merchandise

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ANTIQUES, ART & ESTATE JEWELRY

AUCTION SUN. March 30th @ 5 PM
Doors open 11AM - Catered Event
 BKG Mall right next door, over 60 dealers
BRUCE KODNER GALLERIES AU-200-181
 24 S. Dixie Hwy, Lake Worth, 561-585-9999

Antique Auction
Thurs. April 3rd @ 5 PM
 650 E. Sample Rd, Pompano 954-545-0970
 Preview: Sat & Mon.-Thurs. Mar 29th & Mar 31st - April 3rd 9AM-4PM
www.cassidygalleries.com AU653

SUPERB AUCTION

470 lots, Tues 4/1 @5PM
 Preview Daily 9-5, Closed Sun
 Pictures & Catalogs - hoodauction.com
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March 29, 2014

Legal Notices

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Luigi Properties intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL. SSI America Inc. 3201 Griffin Road Bldg 2 Suite 200 Fort Lauderdale, FL 33312
March 29, 2014

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 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Luigi Properties intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Palm Beach County, FL. Luigi Cesarini 281 Piedmont F Delray Beach, FL 33484
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Sarku Japan intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Miami-Dade County, FL. SJF DADELAND FOOD INC. 7501 N. Kendall Blvd, FC-10 Miami, FL 33156
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of TBH Enterprises intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL. Tameka Bradley Hobbs 131 SW 178th Way Pembroke Pines, FL 33029
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of What's Your Colour? intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL. Ayana Smith 9734 NW 7th Circle Apt. 628 Plantation, FL 33324
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Custom Innovation intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL. A Tech Solutions, Inc. 1215 Lake Pointe Ln Plantation, FL 33322
March 29, 2014

NOTICE



AGENDA ITEM REQUEST

Originating Department: Community Development Department

Item Title: Amendment

Item Number: 12C

Meeting Date: 4/8/2014

City Reference Number (C#): C14075

Item Description:

An Ordinance of the City of Sunrise, Florida amending Chapter 16 "Land Development Code," amending Article XVII "Definitions" Section 16-277 "Terms Defined;" to modify the definition of nightclub; providing for conflict; providing for severability; providing for inclusion in the city code; and providing for an effective date.

Funding:

N/A

Amount:

N/A

Attachments:

COS Ordinance - C14075

Display Advertisement

Legal Ad

Display Ad for Nightclubs

Background:

The purpose of this amendment is to amend the definition of nightclubs to better differentiate between restaurant and nightclub businesses. There is no anticipated financial impact on the cost of residential housing as a result of the proposed Land Development Code revisions. Staff recommends adoption of the proposed Land Development Code amendment.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Jo Sesodia, AICP

Phone: 954 746 3279

Department Head Name and Title:

Mark S. Lubelski, P.E., Director Community Development

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA AMENDING CHAPTER 16 "LAND DEVELOPMENT CODE;" AMENDING ARTICLE XVII "DEFINITIONS;" SECTION 16-277 "TERMS DEFINED;" TO MODIFY THE DEFINITION OF NIGHTCLUB; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission desires to amend the definition of a nightclub to better differentiate between restaurants and nightclubs; and

WHEREAS, the City's Local Planning Agency has reviewed this Ordinance and recommended its approval to the City Commission; and

WHEREAS, the City Commission held a public hearing, at which all citizens so desiring had an opportunity to be heard; and

WHEREAS, the City Commission finds that this Ordinance is consistent with the City's adopted Comprehensive Plan and necessary for the preservation of the public health, safety and welfare of the City's residents.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2. That section 16-277 of the Code of the City of

KAKRG0313

C14075

~~scored through~~ words are deletions
underscored words are additions

Sunrise, Florida, is hereby amended to read as follows:

Section 16-277 Terms defined.

For the purpose of this chapter, the following words and phrases shall have the meanings herein set forth:

Nightclub shall mean any commercial establishment which is determined to be a nightclub by application of the factors set forth in this definition. If a commercial establishment could reasonably be classified as either a nightclub or some different use, it shall be deemed a nightclub for purposes of this Code. In determining whether an establishment is a nightclub, the following factors shall be considered:

(1) If the establishment charges a cover charge, door charge, required contribution, or one (1) time membership fee which is paid at the door or has a minimum drink requirement, then the establishment is a nightclub.

(2) If none of the factors listed in subsection (1) above are present, then if ~~three (3)~~ four (4) of the following conditions exist, then the establishment is a nightclub:

- a. The establishment has a dance floor or other open area used by patrons for dancing or for viewing of entertainment (such dance floor or open space may be established by the removal or rearrangement of furniture or tables).
- b. The hours of operations during which the use is open to the public include time between 1:00 a.m. and 8:00 a.m.
- c. The maximum capacity for the establishment as set by the building and fire officials through fire, building, structure, and other relevant regulatory considerations is two hundred (200) or more persons. [The fact that the facility may restrict its capacity to some number shall not prevent the building official from applying Code provisions that determine a different and increased capacity. The building and fire officials may use various Codes for this purpose (i.e., fire code provisions)];
- d. Alcohol is sold and consumed on the premises of the establishment at any time.

- e. Advertisements for the establishment describe specific entertainment events or engagements (e.g. "House Party Saturday Night"; "DJ Alex Saturday night"; "Rock Band tonight"); or
- f. The establishment features a platform or musical staging area used in connection with performances or entertainment. The presence of karaoke machines shall not be deemed entertainment for the purpose of this subsection. The presence of live entertainment provided by one (1) person, not utilizing pre-recorded music, incidental to a restaurant or bar shall not be deemed entertainment for the purpose of this subsection.

(3) Banquet halls, places of public assembly, and amusement centers shall not be deemed nightclubs.

Section 3. Conflict. All ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 4. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part declared to be invalid.

Section 5. Inclusion in the Code. It is the intention of the City Commission, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Sunrise, Florida.

Section 6. Effective Date. This Ordinance shall be effective immediately upon its passage.

PASSED AND ADOPTED upon this first reading this 25TH DAY OF MARCH, 2014.

PASSED AND ADOPTED upon this second reading this ____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

FIRST READING

SECOND READING

MOTION: ROSEN
SECOND: SCUOTTO

MOTION: ____
SECOND: ____

KERCH: YEA
ROSEN: YEA
SCUOTTO: YEA
SOFIELD: YEA
RYAN: YEA

KERCH: ____
ROSEN: ____
SCUOTTO: ____
SOFIELD: ____
RYAN: ____

Approved by the City Attorney
As to Form and Legal Sufficiency.

Kimberly A. Kisslan

SUNRISE CITY CODE NOTICE OF PROPOSED AMENDMENT

The City of Sunrise proposes to adopt by ordinance the following amendment to Chapter 16 "Land Development Code":

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA AMENDING CHAPTER 16 "LAND DEVELOPMENT CODE," AMENDING ARTICLE XVII "DEFINITIONS" SECTION 16-277 "TERMS DEFINED;" TO MODIFY THE DEFINITION OF NIGHTCLUB; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

The City Commission, in its capacity as the Local Planning Agency, will hold a public hearing on this ordinance on Tuesday, March 25, 2014 in the Commission Chambers at 10770 West Oakland Park Boulevard, 1st Floor, Sunrise, Florida, commencing at 4:45 p.m., in order to make recommendations to the local governing body (City Commission) regarding the proposed amendment. Upon the close of the Local Planning Agency hearing, a public hearing will be held by the Sunrise City Commission at 5:00 p.m., or as soon as the Local Planning Agency adjourns. Persons with disabilities requiring accommodations in order to participate should contact the City Commission Office at (954) 746-3250 at least 24 hours in advance to request such accommodations.

The proposed ordinance may be inspected at the Community Development Department, 1601 NW 136th Avenue, Building A, Sunrise, Florida 33323, between the hours of 9:00 a.m. to 5:00 p.m. Monday through Friday. For further information please contact the Community Development Department at (954) 746-3281 or email AskZoning@Sunrisefl.gov.

If a person decides to appeal any decision made by the City Commission with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings, and that for such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Fla. Stat. § 286.0105.

AD LPA-032514-CHPTR 16 - NIGHTCLUBS

(Please include our ad number in the advertisement.)

Run in newspaper: SUN-SENTINEL

RUN ON: 03/14/14

Client Name: City Of Sunrise
Advertiser: Classified Broadsheet/F0255/ALL
Section/Page/Zone: Section/Page/Zone:
Description: NOTICE OF PUBLIC HEARING/THE FOLLOW

Ad Number: 2262223
Insertion Number: 14192944
Size: 2 x 5.56
Color Type: B&W

Publication Date: 03/29/2014

This E-Sheet confirms that the ad appeared in Sun-Sentinel on the date and page indicated. You may not create derivative works, or in any way exploit or repurpose any content displayed or contained on the electronic tearsheet.

Employment

Medical/Healthcare/Nursing

SUNRISE
 ... SKILLED NURSING POSITIONS ...
 -FT Activities Director w/ 2 plus years exp
 -Full Time & Part Time Nurses & CNA's
 -Full Time Prep Cook
 Please Fax Resume to 954-746-0261 or email to obell@sunsunrise.com

BILLING & COLLECTIONS - Full Time Insurance Verification & Referrals. EXPERIENCE ONLY. fax resume to 954-742-5885.

MEDICAL ASSISTANT/Front Desk - Exp. only apply OB/GYN HLWD/PEM PINES FAX 954 961-8307 954-961-8303

MEDICAL BILLER - 5+exp req. Cardiology Coral Springs Fax 9543406732

MEDICAL BILLING SPECIALIST - FT for a busy Dermatology office. Payment Posting and A/R exp a must. Located in our Boynton Beach office. E-mail resume.

MEDICARE HOME HEALTH REG. NURSES - PER DIEM
 Medicare - Certified Home Health Agency seeks per diem RN's with min. 1 year Home Health experience for Broward County. Apply with resume to: ddoretsky@altercarell.com

MRI TECH - Multi-location center needs tech w/ 5 yrs exp. for eyes and wkends. Must be ARRT(MR) Excellent comp. Email resume to: superiormri@gmail.com **SF71011**

PHYSICAL THERAPY ASSISTANT - Florida licensed. F/T. Busy ortho office. Flex hrs. Medicare exp. Req. evenings & local travel. Call 954-673-2623

ULTRASOUND TECH - F/T, For Mobile Company, Must Be Proficient in Echo/ Vasc/Abd & Small Parts. ARDMS a Must, Competitive Salary, Send Resume To 954-792-2274

WOUND CARE NURSE
Full Time - Must Be RN
 Requires 3+ years of skilled/LTC exp. Supervisory/Leadership exp is desired. Apply in person @ 4125 W. Sample Rd., Coconut Crk, FL 33073

Trades & Industrial

A/C INSTALLER - Residential, Comm. Top Pay Benefits Co. Truck 954-428-7877

AUTO COLLISION ESTIMATOR - Exp with Mitchell program. Writing estimates. Call 954-454-2229 Hollywood.

AUTOMOTIVE SERVICE ADVISORS
 High Volume, Chrysler Dealer seeks: EXPERIENCED SERVICE ADVISORS Chrysler & ADP. A+ Full benefit Package ARRIGO SAWGRASS in Tamarac Submit resume to: hiring@arrigodc.com SUBJECT: Advisor Or Call 954-515-5911 EOE DFWP

CARPENTERS - Framing exp. req'd. Exterior Millwork/Heavy Timber Exp. a + for various projects throughout Dade/Broward. NO "Form Carpenter" please. Call: (954) 484-9663 M-F 8:30 am - 4:30 pm

ELECTRICIANS

POMEROY ELECTRIC INC
 Seeking experienced & quality Foremen, Journeymen, Mechanics for work in MIAMI-DADE, BROWARD & PALM BEACH CITY. Great Co. Top Pay, Health, Life, Dental, Paid Vac, Holidays, 401k, Bonuses etc. DFWP EOE 3131 SW 13TH Drive, Deerfield Beach 888-492-2226

ESP TECHNICIAN - Mechanical, electrical and plumbing Exp. 1 yr exp w/washer installation repair and maintain chemical Equip. email res to hr@dadepaper.com

EXP. MARINE WELDERS - PIPE FITTERS - GLASS TECHS - CARPENTERS - Please e-mail resume to scott@aapb1.com or apply in person at All Points Boats in LMC at 2001 SW 20 St., Fort Lauderdale

EXPERIENCED SINGLE-PLY ROOF MECHANICS - With real knowledge of the various types of single-ply systems. randy@deckright.com. 954-970-8565

PAINTER - 5 yrs exp. w/own tools and transportation. 954-822-2432

PLUMBERS - Experienced Plumbers for Commercial Work Call 954-423-0000

POOL ROUTE PERSON - Experience Preferred. FT, Must have good driving record. Excellent Opportunity for the right person. DFWP. Mike O'Brien's Pools Southwest Davie. 954-474-8079

PRESS FEEDER OPERATOR - EXP. ONLY DAYS,6 COLOR 40" - HEIDELBERG - 401K EOE 954-786-2000

VOICE & DATA CABLE TECHNICIANS - 5 yrs exp. Manufacturer Certification preferred. FT. Send resume to: 561-908-2506

Shop with confidence on Cars.com

Restaurants/Hotels/Hospitality

IMMEDIATE OPENING
HOTEL / RESORT STAFF - Lago Mar Resort & Club is seeking: exp. AM & PM fine dining servers, massage therapist & spa nail tech. E-mail or fax resume to tate@lagomar.com / (954) 245-3653 and by appointment only.

HOUSEKEEPER - F.T. w/benefits. Starting at \$10/hr. Apply in person at 3900 N Ocean Dr. Laud by the Sea. or fax resume to 954-776-4384

Security

"D" LICENSED SECURITY OFFICER - Job opening for "D" licensed security officer at a busy gatehouse. Shift available is Thursday thru Sunday 3pm - 11pm. Inquire at 954-975-2427.

Domestic Services

CAREGIVER - Needed. For elderly lady. Live in. Experience and references required. Aventura area. Brian 954-303-5252

HOME CARE AIDE - Female, must speak & understand English. Hrs negotiable. Own transp. Call 561-367-0002

NEEDED

HOUSEKEEPER - Care for disabled male, 7 days week. Stable, mid-age female. Cooking, cleaning, laundry. 954-478-7052

General Employment

CONTRACTORS - Sun Sentinel is seeking part-time contractors to ensure timely product verification. Must be able to properly identify delivery of newspapers and products and have ability to communicate verbally and in writing effectively. Must have dependable transportation, valid Florida driver's license and current automobile liability insurance. If interested, please call 954-802-9680 between the hours of 8:00 am and 4:00 pm.

EARN EXTRA MONEY - Deliver the YP Real Yellow Pages Boca Raton / Pompano Bch, FL Area FT/PT, Daily work, get paid in 72hrs Must be 18 or older, have driver's license and insured vehicle (800) 422-1955 Call for more info Mon-Fri 8:00 AM - 4:30 PM Or email us at deliverphonebooks@directrac.com Mention desired area

EARN EXTRA MONEY - Deliver the YP Real Yellow Pages Fort Lauderdale/Hollywood, FL Area FT/PT, Daily work, get paid in 72hrs Must be 18 or older, have driver's license and insured vehicle (800) 422-1955 Mon-Fri 8:00 AM - 4:30 PM Or email us at deliverphonebooks@directrac.com or log onto www.phonebookdelivery.info Mention desired area

GYM FITNESS STAFF - Cooper City, FL fitness center, floor, trainers (pilates, cross fit, yoga), asst.manager, housekeeper. 305.586.0066. west@hivefitnessconnect.com

Hire Me

ADULT AID/COMPANION - Available to work flexible hours. 10yrs exp w/ references & car. Will travel. 954-588-1840

ADULT AIDE - 14 yrs exp. Lic. Alzheimer's, stroke, wheelchair, bed bound companion. Day/Night, Live-in/Out, Car. 954-548-1738

CAREGIVER - Certified HHA. 25yrs exp. Will care for your loved ones. Own transp. Good refs. Dependable. Cindy 954-940-0299

CAREGIVER - Hourly or live in. Concern will be shown for your every need. 15 yrs exp. 715-297-7913.

CAREGIVER CERTIFIED HOME HEALTH AID - I am not just a caregiver I am a real friend with a big heart. "Your job is from God" that's what my former patient Irena told me. If you are interested call me 862-262-0595 in the afternoon. Katerina. I can help you.

CERTIFIED NURSING ASSISTANT/HHA - With lots of tender, loving care. Reliable, trustworthy, excellent references Own car. Contact Felicia 954-479-2968

CIVIL ENGINEER/ COST ESTIMATOR - MS Degree, 10 yrs exp. Call 917-400-6123

CNA/COMPANION CAREGIVER - 20+ yrs exp, love to work w/ elderly. Very flexible. Very loving, caring, patient & reliable. Live-in/out. Ex. refs. From Broward County- Palm Beach County. Provides QUALITY service! icilyn 917-517-7104

CNA/HOME HEALTH AID - W/ over 15 yrs exp. Reliable and Dependable. compassionate w/patient needs. Own Car. Exc Refs 954-708-5274

Merchandise

Antiques & Collectibles

WANTED - Accumulation and Collections of Stamps. Call John Cell: 954-614-2562 or 954-467-7128

WANTED - Baseball Cards, All Sports, Old or New. Also buying Memorabilia. I Buy Whole Collections! TOP \$\$\$ PAID 954-593-7685

WANTED - Old Oriental rugs, immediate maximum cash. Call anytime 954-561-5334

WANTED ANTIQUES
 1 Piece or Entire Estates, Sterling Silver, Coins. 954-942-3222

Appliances

2 CENTRAL A/C UNITS - In box. \$1300 ea. 954-368-6450

Auctions

ANTIQUES, ART & ESTATE JEWELRY

AUCTION SUN. March 30th @ 5 PM
Doors open 11AM - Catered Event
 BKG Mall right next door, over 60 dealers
BRUCE KODNER GALLERIES AU-200-181
 24 S. Dixie Hwy, Lake Worth, 561-585-9999

Antique Auction
Thurs. April 3rd @ 5 PM
 650 E. Sample Rd, Pompano 954-545-0970
 Preview: Sat & Mon.-Thurs. Mar 29th & Mar 31st - April 3rd 9AM-4PM
www.cassidygalleries.com AU653

SUPERB AUCTION

470 lots, Tues 4/1 @5PM
 Preview Daily 9-5, Closed Sun
 Pictures & Catalogs - hoodauction.com
 Bill Hood & Sons 561-278-8996
 2925 S Fed Hwy, Delray Beach AU1082 AB742

Electronics

BUYING OLD CAMERAS - NIKON, Leica, Rollei, Hasselblad, Maxxum, Bolex. Some others. Call John. \$. 954-784-7645

Clothing

MASECTOMY BRA - 8, never worn. White lace. Size 36B 80A. 954-257-5485

Crafts/Hobbies

CASH FOR COMIC BOOKS - Looking to buy old & new comic books and related collectibles. \$1000000. 954-802-8710

Household Items

BARCALOUNGER - Ashton II Pearlized Black Leather w/nickel nailheads. Classy & stylish. 5 mos. new! \$375. 561-789-7818

YORKIE TEA CUP \$789. MALTESE TEA CUP \$789. POMERANIAN TEA CUP \$689 - 3 Yr. Warr. Micro Chip 2995 W. Commercial Blvd. Ft. Laud 954-446-4523

YORKIE - Super tiny, baby doll faces and stunning coats. Health guarantee. Call for pricing. 754-223-2455

Merchandise

Antiques & Collectibles

ACTIVELY BUYING - Antiques, Artwork, Bronze, Sculpture, Collectibles, Coins, Chinese antiques, crystal, glass, porcelain, gold/silver jewelry - 1 item or entire estate. Same day house calls. 954-716-6172

ALL COLLECTIBLES & MEMORABILIA WANTED - Comics, cards, coins, glass, antiques, books, records, and sports. I will come to you. Pat 561-503-3036

ALWAYS BUYING COSTUME JEWELRY - Antique or pre-owned fur, rugs. Call anytime 954-249-8359

ANTIQUES & ART WANTED - Courteous Canadian buyer seeks quality paintings sculpture, glass, porcelain, silver/jewelry, modern art, Picasso, Warhol, etc. Chinese antiques, jade, bronze, porcelain, snuff bottles, ivory, etc. 561-801-0222

BUYING U.S. COINS GOLD, SILVER - Baseball cards & sports memorabilia. Private Collector pays top \$. Larry 954-288-2935

BUYING: Antique Clocks Working or Not - Top Dollar Paid Call 954-257-7593

BUYING - Antiques, Artwork, Crystal, Porcelain, Silver, China, Watches & Clocks, Coins, Knick-knacks, Dolls, Books, Jewelry AND MANY OTHER ITEMS. Same day service, anywhere in Tri-county. WILL COME TO U. Richie S- 754-244-3047

ATTENTION

KEYWORD - Buying All Kinds of U.S. and Worldwide Stamps, Covers and Post Cards at Good Prices. Call 561-498-2878

TRAINS-LIONEL - M.T.H. - AMERICAN FLYER, RAIL KING, H.O., IVES, LGB. Buy and Sell. Bob. 954-782-6621.

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Legal Notices

Fictitious Name Notice

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of StickNFind Inc intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL. SSI America Inc. 3201 Griffin Road Bldg 2 Suite 200 Fort Lauderdale, FL 33312
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Luigi Properties intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Palm Beach County, FL. Luigi Cesarini 281 Piedmont F Delray Beach, FL 33484
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Sarku Japan intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Miami-Dade County, FL. SJF DADELAND FOOD INC. 7501 N. Kendall Blvd, FC-10 Miami, FL 33156
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of TBH Enterprises intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL. Tameka Bradley Hobbs 131 SW 178th Way Pembroke Pines, FL 33029
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of What's Your Colour? intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL. Ayana Smith 9734 NW 7th Circle Apt. 628 Plantation, FL 33324
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Custom Innovation intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL. A Tech Solutions, Inc. 1215 Lake Pointe Ln Plantation, FL 33322
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of K C BUILDERS intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Palm Beach County, FL. K. C. BUILDERS, INC. 11545 68th St. North West Palm Beach, FL 33412
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Carmeli intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Miami-Dade County, FL. Andrea Gulisano 8295 SW 16 Street Miami, FL 33156
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of L&N Major Sales intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Miami-Dade County, FL. Teresa Lopez 1251 West 2nd Ave Hialeah, FL 33016
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL. Philip Galen Garrettson Jr 5721 SW 8 Street Plantation, FL 33317
March 29, 2014

NOTICE OF PUBLIC HEARING
 Notice is hereby given that the Board of Rules and Appeals will hold a public hearing starting at 7:00 p.m. on April 10, 2014, in Room 422 of the Government Center, 115 S. Andrews Avenue, Fort Lauderdale, Florida. The Board will consider amending Chapter One of the Florida Building Code Section 110.10 "Special Building Inspector" to provide for a Special Inspector for Smoke Control Systems. A copy of the proposed amendment is available for review at 1 N. University Drive, Suite 3500B, Plantation, Florida 33324. Telephone (954) 765-4500 to request an email copy. Dated this 24th day of March 2014.
March 29, 2014

Sale Notices

NOTICE OF SALE
 Notice is hereby given that on April 12, 2014 at 09:30 o'clock A.M., Lauderdale Mobile Home Park, LLC of 5601 N. State Road 7, Fort Lauderdale, State of Florida, will sell at public auction, to be held at 5703 NW 44 Avenue, Fort Lauderdale, Florida, the following real property located at 5703 NW 44 Avenue, Fort Lauderdale, State of Florida, to the highest bidder for the cash; to pay storage and other charges, the following unclaimed personal property owned by Ms. Nghia Thi Phan 1969, Mobile Home, ID#1866 The described property is presently located at 5703 NW 44 Avenue, Fort Lauderdale, State of Florida, where it may be viewed just prior to the sale. Dated March 26, 2014 Lauderdale Mobile Home Park, LLC 5601 N. State Road 7, Fort Lauderdale, State of Florida
March 29 & April 5, 2014

SUPERB AUCTION
 470 lots, Tues 4/1 @ 5PM, Preview Daily 9-5, Closed Sun, Pictures & catalogs, hoodauction.com, Bill Hood & Sons, 2925 S. Fed. Hwy, Delray, 561-278-8996. AU1-82 AB742
March 28, 29 & 30, 2014

Your GPS for great bargains:
SunSentinel.com/garagesale

Just go online and enter the area you want to shop. Get listings, maps and driving directions.

1.6 mi - FT LAUDERDALE
 124 Coastal Drive, 33301

Saturday and Sunday, 8am-2pm, Tools, Bicycles, Plants, Kayaks, Gas Generator, Furniture, Collectibles, Books, Clothes, Household Items, Much More!

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NOTICE OF PUBLIC HEARING

The following item will be presented to the City Commission, City of Sunrise, Florida on:
 April 8, 2014 at 5:00 p.m. in the commission chambers, Sunrise City Hall, 10770 West Oakland Park Boulevard, Sunrise, Florida, 33351.
 This item will be on file in the Office of the City Clerk and may be reviewed Monday through Friday, 9:00 a.m. to 5:00 p.m.
 C14083

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, CALLING FOR A MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014 FOR CITY COMMISSION SEATS GROUP "C" AND "D"; AUTHORIZING THE CITY CLERK TO PROCEED WITH ALL ASPECTS OF THE ELECTION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

C14075

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA AMENDING CHAPTER 16 "LAND DEVELOPMENT CODE;" AMENDING ARTICLE XVII "DEFINITIONS;" SECTION 16-277 "TERMS DEFINED;" TO MODIFY THE DEFINITION OF NIGHTLUB; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

C14071

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING THE CONVEYANCE OF A CITY-OWNED PARCEL OF LAND; PROVIDING FOR RECORDATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

C14056

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING A REZONING FROM CF (COMMUNITY FACILITIES) TO RS-5 (RESIDENTIAL SINGLE FAMILY) OF APPROXIMATELY 0.275 ACRES OF LAND LOCATED SOUTHEAST CORNER OF NW 62ND AVENUE AND NW 13TH STREET WITHIN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA; AMENDING THE ZONING DISTRICT MAP TO REFLECT THE REZONING; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

C14076

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 2 "ADMINISTRATION;" ARTICLE III, "BOARDS, COMMITTEES, COMMISSIONS, COUNCILS;" DIVISION 1 "GENERALLY;" SECTION 2-76 "MEMBERS GENERALLY; ADVISORY MEMBERS;" REGARDING QUALIFICATIONS FOR THE APPOINTMENT OF ADVISORY BOARD MEMBERS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. F.S.S. 286.0105.

ANY PERSON WHO BELIEVES HE OR SHE HAS A DISABILITY REQUIRING THE USE OF AUXILIARY AIDS AND SERVICES AT THIS MEETING MAY CALL THE CITY COMMISSION OFFICE AT 954-746-3250 AT LEAST 48 HOURS PRIOR TO THE MEETING TO ADVISE OF HIS/HER SPECIAL REQUIREMENTS.

Policy of non-discrimination on the basis of handicapped status; equal opportunity employer.
March 29, 2014

SUNRISE CITY CODE NOTICE OF PROPOSED AMENDMENT

The City of Sunrise proposes to adopt by ordinance the following amendment to Chapter 16 "Land Development Code":

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA AMENDING CHAPTER 16 "LAND DEVELOPMENT CODE," AMENDING ARTICLE XVII "DEFINITIONS" SECTION 16-277 "TERMS DEFINED;" TO MODIFY THE DEFINITION OF NIGHTCLUB; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

The City Commission will hold a public hearing on this ordinance on Tuesday, April 8, 2014 in the Commission Chambers at 10770 West Oakland Park Boulevard, 1st Floor, Sunrise, Florida, commencing at 5:00 p.m.

The proposed ordinance may be inspected at the Community Development Department, 1601 NW 136th Avenue, Building A, Sunrise, Florida 33323, between the hours of 9:00 a.m. to 5:00 p.m. Monday through Friday. Persons with disabilities requiring accommodations in order to participate should contact the City Commission Office at (954) 746-3250 at least 24 hours in advance to request such accommodations. For further information please contact the Community Development Department at (954) 746-3281 or email AskZoning@Sunrisefl.gov.

If a person decides to appeal any decision made by the City Commission with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings, and that for such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Fla. Stat. § 286.0105.



AGENDA ITEM REQUEST

Originating Department: Community Development Department

Item Title: Transfer of Property

Item Number: 12D

Meeting Date: 4/8/2014

City Reference Number (C#): C14071

Item Description:

An Ordinance of the City of Sunrise, Florida, approving the conveyance of a City-owned parcel of land; providing for recordation, providing for conflict; providing for severability; and providing an effective date.

Funding:

N/A

Amount:

N/A

Attachments:

COS Ordinance - C14071

Quit Claim Deed

Aerial of Property

Legal Ad

Background:

When Broward County acquires land for delinquent taxes, they transfer such lands to the municipality. The City received a parcel of land from Broward County through this process. Under Section 2-371 of the City Code, no public hearing shall be required if the property has been transferred to the City by Broward County pursuant to Florida Statutes § 197.592, and the City is conveying the property to an adjacent property owner, and authorizes the City Manager to negotiate and recommend the transfer of such properties to adjacent property owners.

The property in question is common area for the Springtree West Cove townhome community. According to our research, it appears that this property was never transferred from the original developer to the Homeowner's Association. The attached map identifies the parcel of land that staff is recommending the transfer from the City to Springtree Cove West Homeowner Association.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Mark S. Lubelski, P.E.

Phone: 746-3288

Department Head Name and Title:

Mark S. Lubelski, P.E., Community Development Director

City Manager:

Authorized for agenda placement



SUNRISE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING THE CONVEYANCE OF A CITY-OWNED PARCEL OF LAND; PROVIDING FOR RECORDATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, when Broward County acquires land for delinquent taxes which is within an incorporated municipality, Florida Statutes Section 197.592 provides for the County to transfer such lands to the municipality; and

WHEREAS, Broward County transferred the property identified by the Broward County Property Appraiser as Parcel No. 4941 20 48 0060, and more particularly described on the attached Quit Claim Deed, through this process to the City; and

WHEREAS, this property should have been conveyed to the homeowners association upon the completion of the original construction of the project; and

WHEREAS, had the parcel been titled in the name of the homeowners association, this common area property would not have been subject to property taxes being levied, the County would not have acquired the property through the delinquent tax deed process, and the County would not have transferred the property to the City; and

WHEREAS, under Section 2-371, no public hearing shall be required if the property has been transferred to the City by Broward County pursuant to Florida Statutes § 197.592, and the City is conveying the property to an adjacent property owner, and authorizes the City Manager to negotiate and recommend the transfer of such properties to adjacent property owners; and

WHEREAS, Section 3.12(4)e of the City's Charter requires conveyances to be by Ordinance; and

WHEREAS, the City Manager and the Director of Community Development recommend the conveyance of this property to the homeowners association;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2. The conveyance of a City-owned parcel of land to Springtree West Cove Homeowners' Association, Inc. is hereby approved. A copy of the Quit Claim Deed transferring the property is attached hereto and made a part of this Resolution as Exhibit "A."

Section 3. The Mayor is hereby authorized to execute the Quit Claim Deed.

Section 4. The City Clerk is hereby directed to record this Resolution and Quit Claim Deed in the Public Records of Broward County, Florida.

Section 5. Conflict. All ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 6. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part declared to be invalid.

Section 7. Effective Date. This Ordinance shall be effective immediately upon its passage.

PASSED AND ADOPTED upon this first reading this 25TH DAY OF MARCH, 2014.

PASSED AND ADOPTED upon this second reading this ____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

FIRST READING

MOTION: ROSEN
SECOND: SCUOTTO

KERCH: YEA
ROSEN: YEA
SCUOTTO: YEA
SOFIELD: YEA
RYAN: YEA

SECOND READING

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
As to Form and Legal Sufficiency.

Kimberly A. Kisslan

This instrument prepared by:
Kimberly A. Kisslan, City Attorney
City of Sunrise
10770 W. Oakland Park Boulevard
Sunrise, FL 33351
(954) 746-3300

QUIT CLAIM DEED

THIS QUIT CLAIM DEED, made this _____ day of _____, 2014, by CITY OF SUNRISE, a political subdivision of the State of Florida (the "GRANTOR"), whose address is 10770 W. Oakland Park Boulevard, Sunrise, Florida 33351, and Springtree West Cove Homeowners' Association, Inc., ("GRANTEE"), whose address is 3785 NW 91st Lane, Sunrise, Florida 33351.

WITNESSETH:

That GRANTOR for and in consideration of the sum of TEN DOLLARS (\$10.00) to it in hand paid by GRANTEE, the receipt whereof is hereby acknowledged, has granted, bargained and sold to GRANTEE, their heirs, successors and assigns, forever, the following described lands, lying and being in Broward County, Florida, to wit:

PORTION OF PARCEL "A," THE BEN ASH PLAT, AS RECORDED IN PLAT BOOK 124, PAGE 15 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, MORE FULLY DESCRIBED AS FOLLOWS:

THE BEN ASH PLAT 124-15B POR OF PAR A DESC AS BEG AT NW COR OF PAR A ELY 305.05, SLY 496.26, WLY 61.89, NWLY 192.76, SWLY 106.83, NW 365.00 TO POB, LESS BLDGS 1 THRU 5, LESS W 25 PER OR 10811/769 AKA: SPRINGTREE WEST COVE PH III, SAID LANDS SITUATE, LYING AND BEING IN BROWARD COUNTY, FLORIDA; BEING THE SAME PROPERTY CONVEYED TO THE CITY OF SUNRISE BY BROWARD COUNTY PER F.S. 197.592, AS RECORDED IN OFFICIAL RECORDS BOOK 48361, PAGE 1673, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

PROPERTY IDENTIFICATION NO. 4941 20 48 0060

TO HAVE AND TO HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of the said GRANTOR, either in law or equity, to the only proper use, benefit and behalf of the said GRANTEE forever.

SUBJECT TO:

1. All existing public purpose utility and government easements and rights of way.
2. Resolution No. _____, approved by the City Commission of the City of Sunrise, Florida, on _____ (date), approving the conveyance, and Resolution recorded simultaneously herewith.
3. All other matters of record and taxes for the year 2014, and subsequent years.

IN WITNESS WHEREOF, GRANTOR has caused these presents to be executed in its name by its City Commission, acting by the Mayor of said Commission, the day and year aforesaid.

(Official Seal)
ATTEST:

CITY OF SUNRISE
by its City Commission

Felicia M. Bravo, City Clerk

By: _____
Mayor Michael J. Ryan

this _____ day of _____, 2014.



Client Name: City Of Sunrise
Advertiser: Classified Broadsheet/F0255/ALL
Section/Page/Zone: Section/Page/Zone:
Description: NOTICE OF PUBLIC HEARING/THE FOLLOW
Ad Number: 2262223
Insertion Number: 14192944
Size: 2 x 5.56
Color Type: B&W
Publication Date: 03/29/2014

This E-Sheet confirms that the ad appeared in Sun-Sentinel on the date and page indicated. You may not create derivative works, or in any way exploit or repurpose any content displayed or contained on the electronic tearsheet.

Employment SunSentinel.com/Jobs

Medical/Healthcare/Nursing

SUNRISE
 ... SKILLED NURSING POSITIONS ...
 -FT Activities Director w/ 2 plus years exp
 -Full Time & Part Time Nurses & CNA's
 -Full Time Prep Cook
 Please Fax Resume to 954-746-0261 or email to obell@sunsunrise.com

BILLING & COLLECTIONS - Full Time Insurance Verification & Referrals. EXPERIENCE ONLY. fax resume to 954-742-5885.

MEDICAL ASSISTANT/Front Desk - Exp. only apply OB/GYN HLWD/PEM PINES FAX 954 961-8307 954-961-8303

MEDICAL BILLER - 5+exp req. Cardiology Coral Springs Fax 9543406732

MEDICAL BILLING SPECIALIST - FT for a busy Dermatology office. Payment Posting and A/R exp a must. Located in our Boynton Beach office. E-mail resume.

MEDICARE HOME HEALTH REG. NURSES - PER DIEM
 Medicare - Certified Home Health Agency seeks per diem RN's with min. 1 year Home Health experience for Broward County. Apply with resume to: ddoretsky@altercarell.com

MRI TECH - Multi-location center needs tech w/ 5 yrs exp. for eyes and wkends. Must be ARRT(MR) Excellent comp. Email resume to: superiormri@gmail.com **SF71011**

PHYSICAL THERAPY ASSISTANT - Florida license. F/T. Busy ortho office. Flex hrs. Medicare exp. Req. evenings & local travel. Call 954-673-2623

ULTRASOUND TECH - F/T, For Mobile Company, Must Be Proficient in Echo/ Vasc/Abd & Small Parts. ARDMS a Must, Competitive Salary, Send Resume To 954-792-2274

WOUND CARE NURSE
Full Time - Must Be RN
 Requires 3+ years of skilled/LTC exp. Supervisory/Leadership exp is desired. Apply in person @ 4125 W. Sample Rd., Coconut Crk, FL 33073

Trades & Industrial

A/C INSTALLER - Residential, Comm. Top Pay Benefits Co. Truck 954-428-7877

AUTO COLLISION ESTIMATOR - Exp with Mitchell program. Writing estimates. Call 954-454-2229 Hollywood.

AUTOMOTIVE SERVICE ADVISORS
 High Volume, Chrysler Dealer seeks: EXPERIENCED SERVICE ADVISORS Chrysler & ADP. A+ Full benefit Package ARRIGO SAWGRASS in Tamarac Submit resume to: hiring@arrigodc.com SUBJECT: Advisor Or Call 954-515-5911 EOE DFWP

CARPENTERS - Framing exp. req'd. Exterior Millwork/Heavy Timber Exp. a + for various projects throughout Dade/Broward. NO "Form Carpenter" please. Call: (954) 484-9663 M-F 8:30 am- 4:30 pm

ELECTRICIANS

POMEROY ELECTRIC INC
 Seeking experienced & quality Foremen, Journeymen, Mechanics for work in MIAMI-DADE, BROWARD & PALM BEACH CITY. Great Co. Top Pay, Health, Life, Dental, Paid Vac, Holidays, 401k, Bonuses etc. DFWP EOE 3131 SW 13TH Drive, Deerfield Beach 888-492-2226

ESP TECHNICIAN - Mechanical, electrical and plumbing Exp. 1 yr exp w/washer installation repair and maintain chemical Equip. email res to hr@dadepaper.com

EXP. MARINE WELDERS - PIPE FITTERS - GLASS TECHS - CARPENTERS - Please e-mail resume to scott@aapb1.com or apply in person at All Points Boats in LMC at 2001 SW 20 St., Fort Lauderdale

EXPERIENCED SINGLE-PLY ROOF MECHANICS - With real knowledge of the various types of single-ply systems. randy@deckright.com. 954-970-8565

PAINTER - 5 yrs exp. w/own tools and transportation. 954-822-2432

PLUMBERS - Experienced Plumbers for Commercial Work Call 954-423-0000

POOL ROUTE PERSON - Experience Preferred. FT, Must have good driving record. Excellent Opportunity for the right person. DFWP. Mike O'Brien's Pools Southwest Davie. 954-474-8079

PRESS FEEDER OPERATOR - EXP. ONLY DAVIS, 6 COLOR 40" - HEIDELBERG - 401K EOE 954-786-2000

VOICE & DATA CABLE TECHNICIANS - 5 yrs exp. Manufacturer Certification preferred. FT. Send resume to: 561-908-2506

Shop with confidence on Cars.com

Restaurants/Hotels/Hospitality

IMMEDIATE OPENING
HOTEL / RESORT STAFF - Lago Mar Resort & Club is seeking: exp. AM & PM fine dining servers, massage therapist & spa nail tech. E-mail or fax resume to tate@lagomar.com / (954) 245-3653 and by appointment only.

HOUSEKEEPER - F.T. w/benefits. Starting at \$10/hr. Apply in person at 3900 N Ocean Dr. Laud by the Sea. or fax resume to 954-776-4384

Security

"D" LICENSED SECURITY OFFICER - Job opening for "D" licensed security officer at a busy gatehouse. Shift available is Thursday thru Sunday 3pm - 11pm. Inquire at 954-975-2427.

Domestic Services

CAREGIVER - Needed. For elderly lady. Live in. Experience and references required. Aventura area. Brian 954-303-5252

HOME CARE AIDE - Female, must speak & understand English. Hrs negotiable. Own transp. Call 561-367-0002

NEEDED

HOUSEKEEPER - Care for disabled male, 7 days week. Stable, mid-age female. Cooking, cleaning, laundry. 954-478-7052

General Employment

CONTRACTORS - Sun Sentinel is seeking part-time contractors to ensure timely product verification. Must be able to properly identify delivery of newspapers and products and have ability to communicate verbally and in writing effectively. Must have dependable transportation, valid Florida driver's license and current automobile liability insurance. If interested, please call 954-802-9680 between the hours of 8:00 am and 4:00 pm.

EARN EXTRA MONEY - Deliver the YP Real Yellow Pages Boca Raton / Pompano Bch, FL Area FT/PT, Daily work, get paid in 72hrs Must be 18 or older, have driver's license and insured vehicle (800) 422-1955 Call for more info Mon-Fri 8:00 AM - 4:30 PM Or email us at deliverphonebooks@directrac.com Mention desired area

EARN EXTRA MONEY - Deliver the YP Real Yellow Pages Fort Lauderdale/Hollywood, FL Area FT/PT, Daily work, get paid in 72hrs Must be 18 or older, have driver's license and insured vehicle (800) 422-1955 Mon-Fri 8:00 AM - 4:30 PM Or email us at deliverphonebooks@directrac.com or log onto www.phonebookdelivery.info Mention desired area

GYM FITNESS STAFF - Cooper City, FL fitness center, floor, trainers (pilates, cross fit, yoga), asst.manager, housekeeper. 305.586.0066. west@hivefitnessconnect.com

Hire Me

ADULT AID/COMPANION - Available to work flexible hours. 10yrs exp w/ references & car. Will travel. 954-588-1840

ADULT AIDE - 14 yrs exp. Lic. Alzheimers, stork, wheelchair, bed bound companion. Day/Night, Live-in/Out, Car. 954-548-1738

CAREGIVER - Certified HHA. 25yrs exp. Will care for your loved ones. Own transp. Good refs. Dependable. Cindy 954-940-0299

CAREGIVER - Hourly or live in. Concern will be shown for your every need. 15 yrs exp. 715-297-7913.

CAREGIVER CERTIFIED HOME HEALTH AID - I am not just a caregiver I am a real friend with a big heart. "Your job is from God" that's what my former patient Irena told me. If you are interested call me 862-262-0595 in the afternoon. Katerina. I can help you.

CERTIFIED NURSING ASSISTANT/HHA - With lots of tender, loving care. Reliable, trustworthy, excellent references Own car. Contact Felicia 954-479-2968

CIVIL ENGINEER/ COST ESTIMATOR - MS Degree, 10 yrs exp. Call 917-400-6123

CNA/COMPANION CAREGIVER - 20+ yrs exp, love to work w/ elderly. Very flexible. Very loving, caring, patient & reliable. Live-in/out. Ex. refs. From Broward County- Palm Beach County. Provides QUALITY service! icilyn 917-517-7104

Hire Me

EXPERIENCED CAREGIVER - is looking for Live-in elderly caregiver/home care job. References Available. 954-657-8724

HOUSE KEEPING/PERSONAL ASSISTANT - Drive, errands, Excellent Cook, clean laundry. Experience, references. Live-in/out 561-201-5886

HOUSE CLEANER 13YRS. OF EXPER. - Free estimates CALL NOW I am a house cleaner with 13 years of experience.* FREE* Residential and Commercial ESTIMATES. Maricelma 954-778-9643

LANDSCAPING/DETAILING CARS - Looking for any types of employment. Reliable transportation. 305-767-8489

Pets/Animals

BEAGLE - \$799, Yorkies from \$499-649, Shitzu \$689, Chihuahua \$489. Shots, Microchip, Health Guarantee 305-869-2998

HAVANESE - AKC, shots, pedigree. \$900. www.havanesepride.com 305-710-5730

HAVANESE - Beautiful Blk/W, M. Trained, shots, fixed. Very friendly. Reduced \$ 954-647-4165

PEKINGESE - Rescue has special pekies. Needs great home. 954-566-5069 or jono@gate.net

SHIH TZU - Gorgeous coats and markings. Imperial size available. Cutie pies. Call for pricing. 754-223-2455

YORKIE TEA CUP \$789. MALTESE TEA CUP \$789. POMERANIAN TEA CUP \$689 - 3 Yr. Warr. Micro Chip 2995 W. Commercial Blvd. Ft. Laud 954-446-4523

YORKIE - Super tiny, baby doll faces and stunning coats. Health guarantee. Call for pricing. 754-223-2455

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Antiques & Collectibles

ACTIVELY BUYING - Antiques, Artwork, Bronze, Sculpture, Collectibles, Coins, Chinese antiques, crystal, glass, porcelain, gold/silver jewelry - 1 item or entire estate. Same day house calls. 954-716-6172

ALL COLLECTIBLES & MEMORABILIA WANTED - Comics, cards, coins, glass, antiques, books, records, and sports. I will come to you. Pat 561-503-3036

ALWAYS BUYING COSTUME JEWELRY - Antique or pre-owned fur, rugs. Call anytime 954-249-8359

ANTIQUES & ART WANTED - Courteous Canadian buyer seeks quality paintings sculpture, glass, porcelain, silver, jewelry, modern art, Picasso, Warhol, etc. Chinese antiques, jade, bronze, porcelain, snuff bottles, ivory, etc. 561-801-0222

BUYING U.S. COINS GOLD, SILVER - Baseball cards & sports memorabilia. Private Collector pays top \$\$. Larry 954-288-2935

BUYING: Antique Clocks Working or Not - Top Dollar Paid Call 954-257-7593

BUYING - Antiques, Artwork, Crystal, Porcelain, Silver, China, Watches & Clocks, Coins, Knick-knacks, Dolls, Books, Jewelry AND MANY OTHER ITEMS. Same day service, anywhere in Tri-county, WILL COME TO U. Richie S- 754-244-3047

ATTENTION

KEYWORD - Buying All Kinds of U.S. and Worldwide Stamps, Covers and Post Cards at Good Prices. Call 561-498-2878

TRAINS- LIONEL - M.T.H. - AMERICAN FLYER, RAIL KING, H.O., IVES, LGB. Buy and Sell. Bob. 954-782-6621.

Merchandise SunSentinel.com/Classified

Antiques & Collectibles

WANTED - Accumulation and Collections of Stamps. Call John Cell: 954-614-2562 or 954-467-7128

WANTED - Baseball Cards, All Sports, Old or New. Also buying Memorabilia. I Buy Whole Collections! TOP \$\$ PAID 954-593-7685

WANTED - Old Oriental rugs, immediate maximum cash. Call anytime 954-561-5334

WANTED ANTIQUES - 1 Piece or Entire Estates, Sterling Silver, Coins. 954-942-3222

Appliances

2 CENTRAL A/C UNITS - In box. \$1300 ea. 954-368-6450

Auctions

ANTIQUES, ART & ESTATE JEWELRY

AUCTION SUN. March 30th @ 5 PM
Doors open 11AM - CATERED EVENT
 BKG Mall right next door, over 60 dealers
BRUCE KODNER GALLERIES AU-200-181
 24 S. Dixie Hwy, Lake Worth, 561-585-9999

ANTIQUE AUCTION
Thurs. April 3rd @ 5 PM
 650 E. Sample Rd, Pompano 954-545-0970
 Preview: Sat & Mon.-Thurs. Mar 29th & Mar 31st - April 3rd 9AM-4PM
www.cassidygalleries.com AU653

SUPERB AUCTION

470 lots, Tues 4/1 @5PM
 Preview Daily 9-5, Closed Sun
 Pictures & Catalogs - hoodauction.com
 Bill Hood & Sons 561-278-8996
 2925 S Fed Hwy, Delray Beach AU1082 AB742

Electronics

BUYING OLD CAMERAS - NIKON, Leica, Rollei, Hasselblad, Maxxum, Bolex. Some others. Call John. \$. 954-784-7645

Clothing

MASECTOMY BRA - 8, never worn. White lace. Size 36B 80A. 954-257-5485

Crafts/Hobbies

CASH FOR COMIC BOOKS - Looking to buy old & new comic books and related collectibles. \$1000000. 954-802-8710

Household Items

BARCALOUNGER - Ashton II Pearlized Black Leather w/nickel nailheads. Classy & stylish. 5 mos. new! \$375. 561-789-7818

NEW Set with frame Twin \$139; Full \$159; Queen \$184; King \$284. We Deliver Daily. Bunkbed \$165; Daybed \$99; Futon \$99; Headboard \$29. C/C, COD 3652 Davie Blvd., Ft. Laud. Please Call 954-584-3287

FURNITURE - 2pc w/ht couch & loveseat w/ scroll design. Din. Rm. tbl w/ 2 arm chairs, 4 straight chairs, 2 lg leaves. Bdrm dresser w/ mirror. Bronze wrought iron tbl w/ glass top. 716-523-5789

HOUSEHOLD ITEMS - King headbrd, dresser, mirror, 2 night stands \$299; loveseat & chair w ottoman \$225; rattan chair w ottoman \$65 Call For Pictures \$. 954-249-8095

MARBLE DIN TABLE + CHAIRS - Like New, Ask \$400. Call 561-368-7824

SOFA - Beige double recliner sofa. Like new. \$200. 954-415-3550.

WEBER S/S BARBECUE S-330 - NEW. RETAIL \$950 \$850 OBO. CASH ONLY! 754 307-3168 / baroqueyes@prodigy.net

Musical Instruments

BABY GRAND PIANO - Must Seel Must Play! Priced Low for Quick Sale. For More Information Call 954-485-0065

PIANO - Baldwin Acrosonic upright piano. With bench. Walnut. Late 1970s, \$495. 954-249-8095

Restaurant/Hotel

RESTAURANT EQUIPMENT - Used, very good condition. Baking, turbo oven & heat holder. Both, \$500 OBO 954-815-4851

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moving out or moving on? click on "apartments" at Sun-Sentinel.com to find the apartment you're looking for.

NOTICE OF PUBLIC HEARING

The following item will be presented to the City Commission, City of Sunrise, Florida on:
 April 8, 2014 at 5:00 p.m. in the commission chambers, Sunrise City Hall, 10770 West Oakland Park Boulevard, Sunrise, Florida, 33351.
 This item will be on file in the Office of the City Clerk and may be reviewed Monday through Friday, 9:00 a.m. to 5:00 p.m.
 C14083

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AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING THE CONVEYANCE OF A CITY-OWNED PARCEL OF LAND; PROVIDING FOR RECORDATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.
 C14056

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING A REZONING FROM CF (COMMUNITY FACILITIES) TO RS-5 (RESIDENTIAL SINGLE FAMILY) OF APPROXIMATELY 0.275 ACRES OF LAND LOCATED SOUTHEAST CORNER OF NW 62ND AVENUE AND NW 13TH STREET WITHIN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA; AMENDING THE ZONING DISTRICT MAP TO REFLECT THE REZONING; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
 C14076

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 2 "ADMINISTRATION;" ARTICLE III, "BOARDS, COMMITTEES, COMMISSIONS, COUNCILS;" DIVISION 1 "GENERALLY;" SECTION 2-76 "MEMBERS GENERALLY; ADVISORY MEMBERS;" REGARDING QUALIFICATIONS FOR THE APPOINTMENT OF ADVISORY BOARD MEMBERS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.
 C14076

IF YOU PLAN TO DISTRIBUTE WRITTEN DOCUMENTS AT THE MEETING YOU MUST PROVIDE 12 COPIES TO THE CITY CLERK PRIOR TO THE START OF THE MEETING.
 If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. F.S.S. 286.0105.
 ANY PERSON WHO BELIEVES HE OR SHE HAS A DISABILITY REQUIRING THE USE OF AUXILIARY AIDS AND SERVICES AT THIS MEETING MAY CALL THE CITY COMMISSION OFFICE AT 954-746-3250 AT LEAST 48 HOURS PRIOR TO THE MEETING TO ADVISE OF HIS/HER SPECIAL REQUIREMENTS.
 Policy of non-discrimination on the basis of handicapped status; equal opportunity employer.
March 29, 2014

Legal Notices SunSentinel.com/Classified

LEGAL ANNOUNCEMENT OF SOLICITATIONS
 Purchasing Division
 115 South Andrews Ave, Rm 212 Fort Lauderdale, FL 33301
 Telephone Number: 954-357-6066
 Broward County through its Purchasing Division will receive sealed bids for the contract entitled: Lyons Road Sidewalk Project, Bid No. W1233208C1, until 2:00 p.m. on Wednesday, April 16, 2014 at the offices of the Purchasing Division at the Broward County Governmental Center, 115 South Andrews Avenue, Room 212, Fort Lauderdale, FL 33301. This project will be funded in whole or in part by one or more grants from the State of Florida, Department of Transportation (FDOT) and this project must comply with Title 49 of the Code of Federal Regulations (CFR) Part 26 pertaining to compliance with DBE requirements. Contract documents, including technical specifications and bid forms, are available from the Purchasing Division website at http://www.broward.org/Purchasing/pages/CurrentSolicitationsList.aspx. Broward County reserves the right to reject any and all bids, or to waive any technicality in the bid documents, and to accept the bid which best serves the interest of the County. Broward County Board of County Commissioners Brenda J. Billingsley Director of Purchasing **March 24, 25, 26, 27, 28, 29 & 30, 2014**

Fictitious Name Notice

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of What's Your Colour? intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL.
 Ayana Smith
 9734 NW 7th Circle Apt. 628 Plantation, FL 33324
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Custom Innovation intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL.
 A Tech Solutions, Inc.
 1215 Lake Pointe Ln Plantation, FL 33322
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of K C BUILDERS intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Palm Beach County, FL.
 K. C. BUILDERS, INC.
 11545 68th St. North West Palm Beach, FL 33412
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Carmeli intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Miami-Dade County, FL.
 Andrea Gulisano
 8295 SW 16 Street
 Miami, FL 33156
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of L&N Major Sales intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Miami-Dade County, FL.
 Teresa Lopez
 1251 West 2nd Ave
 Hialeah, FL 33016
March 29, 2014

NOTICE
 NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL.
 Philip Galen Garretson Jr
 5721 SW 8 Street
 Plantation, FL 33317
March 29, 2014

NOTICE OF PUBLIC HEARING
 Notice is hereby given that the Board of Rules and Appeals will hold a public hearing starting at 7:00 p.m. on April 10, 2014, in Room 422 of the Governmental Center, 115 S. Andrews Avenue, Fort Lauderdale, Florida. The Board will consider amending Chapter One of the Florida Building Code Section 110.10 "Special Building Inspector" to provide for a Special Inspector for Smoke Control Systems.
 A copy of the proposed amendment is available for review at 1 N. University Drive, Suite 3500B, Plantation, Florida 33324. Telephone (954) 765-4500 to request an email copy. Dated this 24th day of March 2014.
March 29, 2014

Sale Notices

NOTICE OF SALE
 Notice is hereby given that on April 12, 2014 at 09:30 o'clock A.M., Lauderdale Mobile Home Park, LLC of 5601 N. State Road 7, Fort Lauderdale, State of Florida, will sell at public auction, to be held at 5703 NW 44 Avenue, Lot 370, City of Fort Lauderdale, State of Florida, to the highest bidder for the cash; to pay storage and other charges, the following unclaimed personal property owned by Ms. Nghia Thi Phan 1969, Mobile Home, ID#1866. The described property is presently located at 5703 NW 44 Avenue, Lot 370, City of Fort Lauderdale, State of Florida, where it may be viewed just prior to the sale. Dated March 26, 2014
 Lauderdale Mobile Home Park, LLC 5601 N. State Road 7, Fort Lauderdale, State of Florida
March 29 & April 5, 2014

SUPERB AUCTION
 470 lots, Tues 4/1 @ 5PM, Preview Daily 9-5, Closed Sun, Pictures & catalogs - hoodauction.com
 Bill Hood & Sons, 2925 S. Fed. Hwy, Delray, 561-278-8996. AU1-82 AB742
March 28, 29 & 30, 2014

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AGENDA ITEM REQUEST

Originating Department: City Manager

Item Title: Amendment

Item Number: 12E

Meeting Date: 4/8/2014

City Reference Number (C#): C14095

Item Description:

An Ordinance of the City of Sunrise, Florida, amending Chapter 2 "Administration;" Article III "Boards, Committees, Commissions, Councils;" Division 16. "Environmental Sustainability Advisory Board;" by amending Section 2-250.9 "Environmental Sustainability Advisory Board;" to amend the staff member to who the board reports; providing for conflict; providing for severability; providing for inclusion in the City Code; and providing an effective date. City Manager Alan Cohen.

Funding: N/A

Amount: N/A

Attachments:

COS Ordinance-C14095

Background:

The 9-member Environmental Sustainability Advisory Board promotes sustainable engineered systems that support human well-being and are also compatible with sustaining natural (environmental) systems. Since the board promotes the City goals of achieving environmentally sound and sensitive development for the community, promotes programs and awareness of the benefits of recycling and conservation, and advises staff on new developments and products related to recycling, conservation and renewable energy sources, staff recommends reassigning the Board's reporting and advisory responsibility from the Community Development Director to the City's new Sustainability Officer.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: City Manager Alan Cohen

Phone: 954-746-3430

Department Head Name and Title:

Alan J. Cohen, City Manager

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING CHAPTER 2 "ADMINISTRATION;" ARTICLE III "BOARDS, COMMITTEES, COMMISSIONS, COUNCILS;" DIVISION 16. "ENVIRONMENTAL SUSTAINABILITY ADVISORY BOARD;" BY AMENDING SECTION 2-250.9 "ENVIRONMENTAL SUSTAINABILITY ADVISORY BOARD;" TO AMEND THE STAFF MEMBER TO WHOM THE BOARD REPORTS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Environmental Sustainability Advisory Board acts in an advisory capacity to the City Commission and staff to support the goal of promoting sustainable engineered systems that support human well-being and that are also compatible with sustaining natural environmental systems; and

WHEREAS, the newly created Sustainability Officer position is a more appropriate staff member to designate as the position to whom this board reports;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2. That section 2-250.9 of the Code of the City of Sunrise, Florida, is hereby amended to read as follows:

Sec. 2-250.9. Environmental sustainability advisory board.

* * *

(c) *Chairman; records of proceeding.* Following the appointment of the members of the environmental sustainability advisory board, the board shall convene and a chairman shall be selected by a majority vote of the board members. The chairman of the board shall have a vote on matters before the board. The board shall keep records of its proceedings and submit reports to the sustainability officer ~~director of community development~~ from time to time or when requested by the city commission.

(d) *To function in advisory capacity; duties.* The environmental sustainability advisory board shall act in an advisory capacity to the sustainability officer ~~director of community development~~. The environmental sustainability advisory board is hereby authorized to advise staff on items related to the following:

- (1) Establish city goals towards achieving environmentally sound and sensitive residential and commercial developments for the community;

- (2) Develop and recommend programs and educational awareness of the benefits of recycling and conservation for both residential and commercial consumers;
- (3) Advise staff on new developments and products related to recycling, conservation and renewable energy sources;
- (4) Exchange ideas with other related boards and organizations in matters related to sustainable development, conservation and recycling;
- (5) Develop and recommend information for a city sponsored web page that promotes and educates residents and businesses on best practices in regards to recycling, conservation and sustainability;
- (6) Recommend city policies and code changes that encourage developers, residents and investors to construct environmentally sustainable projects; and
- (7) Perform such other activities as directed by the sustainability officer ~~director of community development~~ or the city commission.

* * *

Section 3. Conflict. All ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in

conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 4. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part declared to be invalid.

Section 5. Inclusion in the City Code. It is the intention of the City Commission, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Sunrise, Florida.

Section 6. Effective Date. This Ordinance shall be effective immediately upon its passage.

PASSED AND ADOPTED upon this first reading this ____ DAY OF _____, 2014.

PASSED AND ADOPTED upon this second reading this ____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

FIRST READING

SECOND READING

MOTION: _____
SECOND: _____

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
As to Form and Legal Sufficiency.

Kimberly A. Kisslan



AGENDA ITEM REQUEST

Originating Department: City Manager

Item Title: Amendment

Item Number: 12F

Meeting Date: 4/8/2014

City Reference Number (C#): C14096

Item Description:

An Ordinance of the City of Sunrise, Florida, amending Chapter 2 "Administration;" Article III "Boards, Committees, Commissions, Councils;" Division 15. "Small Business Advisory Board;" by amending Section 2-250.8 "Small Business Advisory Board;" to amend the staff member to whom the board reports; providing for conflict; providing for severability; providing for inclusion in the City Code; and providing an effective date. City Manager Alan Cohen.

Funding: N/A

Amount: N/A

Attachments:

COS Ordinance-C14096

Background:

The Small Business Advisory Board advises currently reports to and advises the Director of Economic Development on matters related to small business activity, development and support within the City of Sunrise.

Due to the nature of its advisory capacity, it is recommended that the Small Business Advisory Board report directly to and advise the City's Business Outreach Coordinator.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: City Manager Alan Cohen

Phone: 954-746-3430

Department Head Name and Title:

Alan J. Cohen, City Manager

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING CHAPTER 2 "ADMINISTRATION;" ARTICLE III "BOARDS, COMMITTEES, COMMISSIONS, COUNCILS;" DIVISION 15. "SMALL BUSINESS ADVISORY BOARD;" BY AMENDING SECTION 2-250.8 "SMALL BUSINESS ADVISORY BOARD;" TO AMEND THE STAFF MEMBER TO WHOM THE BOARD REPORTS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Small Business Advisory Board acts in an advisory capacity to the City Commission and staff on matters related to small business activity, development and support within the City, and providing strategies for promoting Sunrise as a location for small businesses to operate; and

WHEREAS, the newly created Business Outreach Coordinator position is a more appropriate staff member to designate as the position to whom this board reports;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2. That section 2-250.8 of the Code of the City of Sunrise, Florida, is hereby amended to read as follows:

Sec. 2-250.8. Small business advisory board.

* * *

(b) *Chairman; records of proceeding.* Following the appointment of the members of the small business advisory board, the board shall convene and a chairman shall be selected by a majority vote of the board members. The chairman of the board shall have a vote on matters before the board. The board shall keep records of its proceedings and submit reports to the business outreach coordinator ~~director of economic development~~ from time to time or when requested by the city commission.

(c) *To function in advisory capacity.* The small business advisory board shall act in an advisory capacity to the business outreach coordinator ~~director of economic development~~. The small business advisory board shall be advisory in nature only. The small business advisory board shall have the following duties and responsibilities:

(1) Advise the business outreach coordinator ~~director of economic development~~ on matters related to small

business activity, development and support within the City of Sunrise.

- (2) Provide the business outreach coordinator ~~director~~ ~~of economic development~~ a strategy for promoting Sunrise as an attractive location for small businesses to operate.
- (3) Assist in the development of information and/or programs on state, county and local resources available to assist small and minority-owned businesses.
- (4) Work closely with similar boards, chambers of commerce, SBA, Enterprise Florida, SBDC's, Greater Fort Lauderdale/ Broward County Alliance and the Broward County office of Economic and Small Business Development towards the advancement, promotion, support and betterment of the small business community in Sunrise.
- (5) Recommend policies, procedures and strategies to assist, support and promote small retailers and store front business establishments throughout the city.
- (6) Perform such other activities as directed by the business outreach coordinator ~~director~~ ~~of economic development~~ or the city commission.

* * *

Section 3. Conflict. All ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 4. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part declared to be invalid.

Section 5. Inclusion in the City Code. It is the intention of the City Commission, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Sunrise, Florida.

Section 6. Effective Date. This Ordinance shall be effective immediately upon its passage.

PASSED AND ADOPTED upon this first reading this ____ DAY OF _____, 2014.

PASSED AND ADOPTED upon this second reading this ____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

FIRST READING

SECOND READING

MOTION: _____
SECOND: _____

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
As to Form and Legal Sufficiency.

Kimberly A. Kisslan



AGENDA ITEM REQUEST

Originating Department: Community Development Department

Item Title: Amendment

Item Number: 13A

Meeting Date: 4/8/2014

City Reference Number (C#): C14056

Item Description:

An Ordinance of the City of Sunrise, Florida, approving a rezoning from CF (Community Facilities) to RS-5 (Residential Single Family) of approximately 0.275 acres of land located southeast corner of NW 62 avenue and NW 13 Street within the City of Sunrise, Broward County, Florida; amending the zoning district map to reflect the rezoning; providing for conflict; providing for severability; and providing for an effective date.

Funding: N/A

Amount: N/A

Attachments:

COS Ordinance - C14056

Exhibit A - Legal Description

Exhibit B - Staff Report

Map A

Maps B thru E

Application

Justification Letter

Public Notice

Legal Ad

Background:

This is a City-initiated application to amend the zoning designation of two (2) parcels of land from Community Facilities (CF), to Residential Single Family (5 DU/AC - RS-5). The subject properties are located at southeast corner of NW 62 Avenue and NW 13 Street, as shown on Map A. The properties are designated on the City's Future Land Use Map as Low Density Residential (5 units/acre), as shown in Map B. The underlying land use designation of lots 70-73 is Commercial (C) on the Broward County Land Use Map (BCLUM), as shown on Map D. In addition, the allocation of four (4) Reserve Units to lots 70-73 of SGV Section One Plat (Plat Book 52 page 37), as shown on Map E, is requested. The rezoning requires City Commission approval per Section 16-38 of the Land Development Code. Staff finds that this application meets all applicable requirements of the Land Development Code for the granting of the rezoning. The proposed zoning category (RS-5) is consistent with the FLUM of the City of Sunrise and the application of reserve units is consistent with the City's Comprehensive Plan, the BCLUP as well as the Administrative Rules Document of the BCLUP.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Bradley D. Swing, AICP

Phone: (954) 746-3238

Department Head Name and Title:

Mark S. Lubelski, P.E., Director Community Development Department

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING A REZONING FROM CF (COMMUNITY FACILITIES) TO RS-5 (RESIDENTIAL SINGLE FAMILY) OF APPROXIMATELY 0.275 ACRES OF LAND LOCATED SOUTHEAST CORNER OF NW 62ND AVENUE AND NW 13TH STREET WITHIN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA; AMENDING THE ZONING DISTRICT MAP TO REFLECT THE REZONING; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Sunrise has applied to amend the City's Zoning Map; and

WHEREAS, the applicant desires to rezone from CF (Community Facilities) to RS-5 (Residential Single Family) of approximately 0.275 acres of land located southeast corner of NW 62nd Avenue and NW 13th Street, in Sunrise, Florida; and

WHEREAS, in accordance with the City's Comprehensive Plan, and the Broward County Land Use Plan, the underlying land use for the subject property is Low Density Residential. This land use category allows for the RS-5 (Residential Single Family) zoning designation; therefore, an amendment to the City's Future Land Use Map and the Broward County Land Use Plan is not necessary; and

WHEREAS, the Planning and Zoning Board held a meeting on March 6, 2014 and recommended approval of the proposed rezoning; and

WHEREAS, the City Commission of the City of Sunrise, sitting as the Local Planning Agency, held a duly noticed

public hearing on March 25, 2014 regarding the proposed rezoning;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1.The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Ordinance. This rezoning pertains to Lots 71 & 72, Sunrise Golf Village Section One, as recorded in Plat Book 52, Page 37, of the Public Records of Broward County, Florida, and is more particularly described in the legal description attached to and made a part of this Ordinance as Exhibit "A."

Section 2. Rezoning and Amendment to Zoning District Map. This property described in Section 1 is rezoned from CF (Community Facilities) to RS-5 (Residential Single Family) and four (4) reserve units are hereby allocated to Lots 70-73 of Sunrise Golf Village Sec One, as recorded in Plat Book 52, Page 37, of the Public Record of Broward County, Florida. The zoning district map is amended accordingly from CF (Community Facilities) to RS-5 (Residential Single Family). The applicant shall comply with all staff recommendations, and any conditions set forth in the Community Development Department's Final Staff Report to the City Commission, a copy of which is attached to and made a part of this Ordinance as Exhibit "B".

Section 3. Conflict. All ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in

conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 4. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part declared to be invalid.

Section 5. Effective Date. This Ordinance shall be effective immediately upon its passage.

PASSED AND ADOPTED upon this first reading this 25TH DAY OF MARCH, 2014.

PASSED AND ADOPTED upon this second reading this ____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

FIRST READING

SECOND READING

MOTION: ROSEN
SECOND: SOFIELD

MOTION: _____
SECOND: _____

KERCH: YEA
ROSEN: YEA
SCUOTTO: YEA
SOFIELD: YEA
RYAN: YEA

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
As to Form and Legal Sufficiency. _____

Kimberly A. Kisslan

LEGAL DESCRIPTION

Lots 71 & 72, Sunrise Golf Village Section One Plat, as recorded in Plat Book 52, Page 37 of the Public Records of Broward County



EXHIBIT B

STAFF REPORT

SUNRISE GOLF VILLAGE SECTION ONE – REZONING

Summary

This is a City-initiated application to amend the zoning designation of two (2) parcels of land from Community Facilities, CF to Residential Single Family (5 DU/AC), RS-5. The subject properties are located at southeast corner of NW 62 Avenue and NW 13 Street as shown on Map A. The properties are designated on the City's Future Land Use Map as Low Density Residential (5 units/acre) as shown in Map B and the table below. The rezoning requires City Commission approval per Section 16-38 of the Land Development Code.

Project Description

The subject properties include approximately 0.275 acres of land located at Lots 71 and 72, Sunrise Golf Village Section One Plat, as recorded in Plat Book 52, Page 37 of the Public Records of Broward County, Florida; bearing Property ID Number 494135020390. The existing zoning designations of the properties are CF (Community Facilities) as shown on Map C. The properties subject to rezoning are located within an established residential neighborhood, surrounded to the north, south and west by existing single family homes zoned RS-5 and by Sunrise Golf Village Park to the east. The properties are currently vacant but were platted in 1960 for the development of single-family homes. The entire parcel is owned by City of Sunrise.

General Information

1. The subject properties are located within Sunrise Golf Village Section One Plat (52, 37) which was approved by the Zoning Department of Broward County and the Board of County Commissioners in 1960.
2. The City intends to rezone the west portion of the park adjacent to NW 62 Avenue to allow the development of five (5) single family affordable homes. The proposed homes will be new, contemporary affordable housing intended to help stabilize community by providing young families and/or single parents an opportunity to buy their first home.
3. The current use of the subject site is a portion of the 1.25 acre city park known as Sunrise Golf Village Park. The park consists of seven (7) lots, with two (2) lots adjacent to Sunset Strip and five (5) lots intended for affordable housing adjacent to NW 62 Avenue.
4. This is a City-initiated application to rezone the subject properties consistent with the requirements of Section 16-38 of the City's Land Development Code and with the existing land use designation of the properties on the City's Future Land Use Map.

5. The five (5) lots intended for affordable housing are designated on the City’s Future Land Use Map (FLUM) as Low Density Residential (5 units/acre), as shown in Map B and the table below. The Low (5) Residential land use category permits the construction single family homes on the property. Therefore, an amendment to the City’s Comprehensive Plan FLUM will not be required.

6. The underlying land use designation of lots 70-73 is Commercial (C) on the Broward County Land Use Map as shown on Map D. The development of single family homes on the property is subject to the application of Flexibility or Reserve units in accordance with the requirement of Article 2 of the Administrative Rules Document of the Broward County Land Use Plan (BCLUP). Staff is requesting the allocation of four (4) Reserve Units to lots 70-73 of SGV Section One Plat (52, 37) as shown on Map E.

Lot	Land Use City of Sunrise	Land Use Broward County	Proposed Reserve Unit Allocation	Existing Zoning	Proposed Zoning
69	LD-5	LD-5	0	RS-5	RS-5
70	LD-5	C	1	RS-5	RS-5
71	LD-5	C	1	CF	RS-5
72	LD-5	C	1	CF	RS-5
73	LD-5	C	1	RS-5	RS-5

C-Commercial, CF – Community Facilities, LD-5 – Low Density (5) Residential, RS-5 – Residential Single Family (5 DU/AC)

Staff Evaluation

Staff finds that this application meets all applicable requirements of the Land Development Code for the granting of the rezoning. The proposed zoning category (RS-5) is consistent with the FLUM of the City of Sunrise and the application of reserve units is consistent with the City’s Comprehensive Plan, the BCLUP and the Administrative Rules Document of the BCLUP.

Staff Recommendation to the Planning and Zoning Board, March 6, 2014

Staff recommends approval of this proposed rezoning amendment.

Planning and Zoning Board Recommendation, March 6, 2014

At its meeting on March 6, 2014, the Board approved Staff recommendations.

Final Staff Recommendation to the City Commission, March 25, 2014

Staff recommends approval of the application.

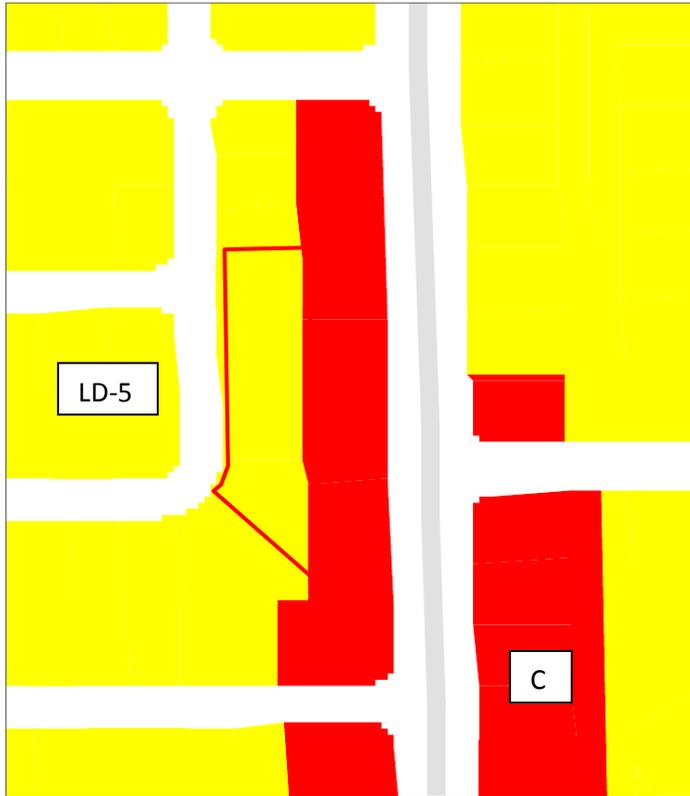
BDS
File: 14-56

MAP "A"
SUNRISE GOLF VILLAGE SECTION ONE
PROJECT LOCATION MAP



City of Sunrise Future Land Use Map

Map "B"



City Zoning Map

Map "C"



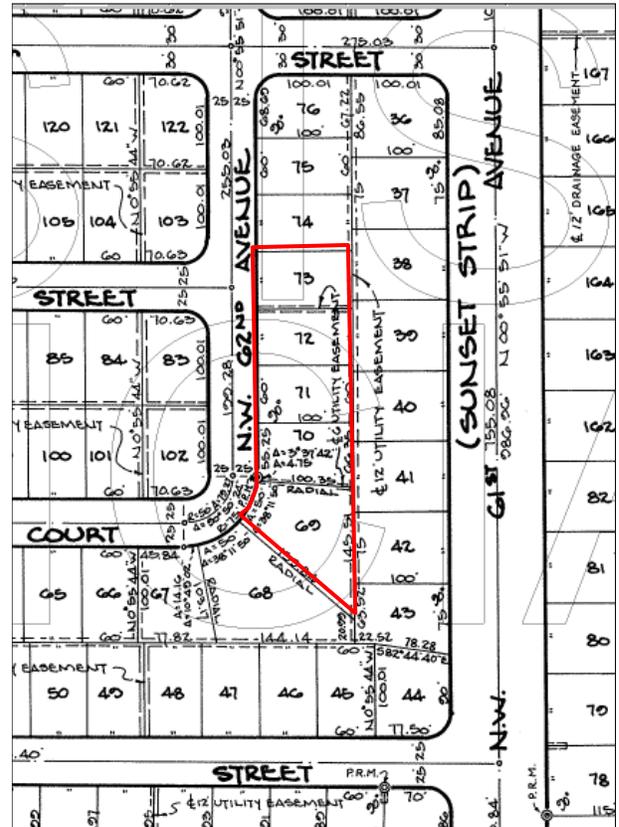
Broward County Land Use Map

Map "D"



Sunrise Golf Village Section One Plat

Map "E"





FEB 21 2014

RECEIVED

Community Development Department – Planning Division
1601 NW 136 Avenue, Sunrise, FL 33323 P: 954.746.3270 F: 954.746.3287

APPLICATION FOR REZONING

1. Name of Project (Development) SUNRISE GOLF VILLAGE SECTION ONE
Name of Applicant CITY OF SUNRISE
Company Name CITY OF SUNRISE
Address 10770 W OAKLAND PARK BLVD, SUNRISE, FL
Telephone No. (954) 746-3271 Fax No. (954) 746-3287
Email Address ASKZONING@SUNRISEFL.GOV

Contact Person/Agent <u>MARK S. LUBELSKI, P.E.</u>
Company Name <u>CITY OF SUNRISE</u>
Address <u>1601 NW 136 AVENUE, SUNRISE , FL</u>
Telephone No. <u>(954) 746-3271</u> Cell No. _____ Fax No. <u>(954) 746-3287</u>
Email Address <u>ASKZONING@SUNRISEFL.GOV</u>
(IF AGENT, SUBMIT LETTER OF AUTHORIZATION)

2. Name of Property Owner CITY OF SUNRISE
Company Name CITY OF SUNRISE
Address 10770 W OAKLAND PARK BLVD, SUNRISE, FL
Telephone No. (954) 756-3271 Fax No. (954) 746-3287
Email Address ASKZONING@SUNRISEFL.GOV

COMMUNITY DEVELOPMENT DEPARTMENT
1601 NW 136 Avenue, Building A, Sunrise – Florida 33323
(954) 746-3270 AskZoning@sunrisefl.gov

3. Legal Description of Property Covered by this Application

LOTS 71 & 72, SUNRISE GOLF VILLAGE SECTION ONE, PLAT BOOK 52, PAGE 37

4. Address, or Location of Subject Property NW 12 CT & NW 62 AVE

5. Folio Number 494135020390 Current Zoning CF (COMMUNITY FACILITIES)

6. Size of Property: Overall Acres of Site 0.275 AC Sq. Ft. of use NA

7. Does property owner own contiguous property to the subject property? If so, give complete legal description of entire contiguous property. YES - SGV SEC ONE 52-37 LOTS 40, 70 & 75 SGV SEC ONE 52-37 B STREETS, AVENUES, COURTS, STRIP DEDICATED PER PLAT 52-37 B

8. Is there an option to purchase or lease subject property or property contiguous thereto, predicated on the approval of this application? Yes _____ No x If yes, who are the affected parties?

9. Are there any existing structures on the property? NO

For Office Use Only:

Staff Reviewer _____

- Application (1 original, 11 copies)
- Survey (12)
- Fee _____ Technology Fee _____
- Cost Recovery Deposit
- Applicant Request Letter (1 original, 11 copies)
- Property Owner Consent Letter (1 original, 11 copies)

COMMUNITY DEVELOPMENT DEPARTMENT
1601 NW 136 Avenue, Building A, Sunrise – Florida 33323
(954) 746-3270 AskZoning@sunrisefl.gov

DISCLOSURE OF OWNERSHIP AFFIDAVIT

All owners, must separately complete this affidavit and list their name, business address and percentage of ownership of any owner of the real property that is the subject matter of this application. All parties who have a financial interest, either directly or indirectly, in the subject real property, including but not limited to, all shareholders, beneficiaries to a trust, partners to any partnership agreement, and members of an investment group involving local participation must provide a separate affidavit.

The undersigned hereby represents that he/she is an owner of the subject property and that the names, addresses, and ownership percentages of each owner are set forth below:

Property Owner Name, Business Address and Ownership Percentage

CITY OF SUNRISE, 10770 W OAKLAND PARK BLVD SUNRISE FL 33351 - 100%

Property Address/Legal Description

SUNRISE GOLF VILLAGE SEC ONE 52-37 B LOTS 71 & 72

Signature

Print Name

State of Florida,
County of Broward :

Sworn and subscribed to before me, a Notary Public, by Mark Lubelski, this 25 day of February 2014, who is either personally known to me or who has produced Driving License as identification.

My Commission Expires:

NOTARY PUBLIC-STATE OF FLORIDA
Elizabeth Gabriela Ruiz
Commission # **EE040693**
Expires: **NOV. 08, 2014**
BONDED thru ATLANTIC BONDING CO, INC.

Notary Public for the State of Florida

Print Name: Elizabeth G. Ruiz

COMMUNITY DEVELOPMENT DEPARTMENT
1601 NW 136 Avenue, Building A, Sunrise – Florida 33323
(954) 746-3270 AskZoning@sunrisefl.gov

SUNRISE GOLF VILLAGE SECTION ONE REZONING JUSTIFICATION

The City of Sunrise owns the property known as Sunrise Golf Village Park located at 1277 Sunset Strip (See Map “A”). The City intends to rezone the west portion of the park adjacent to NW 62 Avenue to allow the development of five (5) single family affordable homes. The proposed homes will be new, contemporary affordable housing intended to help stabilize community by providing young families and/or single parents an opportunity to buy their first home.

The subject property contains lots 69-73 of the Sunrise Golf Village Section One Plat (52, 37). These five lots are designated on the City’s Future Land Use Map as Low Density Residential (5 units/acre), as shown in Map “B” and the table below. The zoning designation of lots 69, 70 and 73 is Residential Single Family (5 DU/AC), RS-5. Lots 71 and 72 are designated for Community Facilities, CF (See Map “C”). These two properties must be rezoned to RS-5 to permit the development of single family homes.

Lot	Land Use – City of Sunrise	Land Use – Broward County	Existing Zoning	Proposed Zoning	Proposed Reserve Unit Allocation
69	LD-5	LD-5	RS-5	RS-5	0
70	LD-5	C	RS-5	RS-5	1
71	LD-5	C	CF	RS-5	1
72	LD-5	C	CF	RS-5	1
73	LD-5	C	RS-5	RS-5	1

C – Commercial, CF – Community Facilities, LD-5 – Low Density (5) Residential, RS-5 – Residential Single Family (5 DU/AC)

The underlying land use designation of lots 70-73 is Commercial, C on the Broward County Land Use Map (See Map “D”). The development of single family homes on the property is subject to the application of Flexibility or Reserve units in accordance with the requirement of Article 2 of the Administrative Rules Document of the Broward County Land Use Plan. Staff is requesting the allocation of four (4) Reserve Units to lots 70-73 of SGV Sec One Plat (52, 37). (See Map “E”)

Pursuant to Section 16-69 of the City’s Land Development Code, the RS-5 zoning designation is intended for low density residential areas with densities not to exceed 5 dwelling units per acre. The properties subject to rezoning are located within an established residential neighborhood, surrounded to the north, south and west by existing single family homes and by Sunrise Golf Village Park to the east. The properties were platted in 1960 for the purpose of developing five (5) single family homes.

The proposed rezoning and application of reserve units is consistent with the City’s Comprehensive Plan, the Broward County Land Use Plan (BCLUP) and the Administrative Rules Document of the BCLUP.



NOTICE OF PUBLIC HEARINGS
MARCH 25, 2014 & APRIL 11, 2014

**NOTICE OF PUBLIC HEARINGS FOR: SUNRISE GOLF VILLAGE SECTION ONE LOTS 71 & 72
REZONING FROM CF (COMMUNITY FACILITIES) TO
RS-5 (RESIDENTIAL SINGLE FAMILY)**

The City of Sunrise has applied to **rezone property** that is near your home or business, in order to develop two single family homes. The proposed homes will be located at the southeast corner of NW 62 Avenue and NW 13 Street as shown on the attached map. The legal description of the property is Lots 71 & 72, Sunrise Golf Village Section One, Plat Book 52, Page 37. You are receiving this notice because you own property within 500 feet of the development.

The applicant has requested to change the zoning of the property from CF (Community Facilities) to RS-5 (Residential Single Family). The application is on file in the Community Development Department, at the address below. You may come into the office between 9:00 a.m. and 4:30 p.m. Monday through Friday (excluding City holidays) to view the file.

City staff has determined that this application meets all applicable code requirements. Therefore, it will be placed on the quasi-judicial hearing agenda for City Commission action. **The following hearings will occur in the Sunrise City Hall Commission Chambers located at 10770 West Oakland Park Boulevard, 1st Floor, Sunrise, FL 33351:**

Local Planning Agency	Tuesday, 03/25/2014 at 4:45 p.m.	Public Hearing
City Commission	Tuesday, 03/25/2014 at 5:00 p.m.	1 st reading of ordinance at quasi-judicial hearing
City Commission	Tuesday, 04/08/2014 at 5:00 p.m.	2 nd reading of ordinance at quasi-judicial hearing

This item may be recessed or tabled from any of these meetings to another meeting.

You may be an "Affected Party", which is someone who will suffer an adverse effect to a legally recognizable interest if the City's Comprehensive Plan requirements and Land Development Regulations are not properly applied as set forth in Section 16-277 of the City's Code of Ordinances. **If you want to attend the quasi-judicial hearing as an Affected Party you must file a written notice of appearance with the Community Development Department, by 4:30 p.m. on the last business day before the hearing.** The notice of appearance shall state with particularity the comprehensive plan requirement or Land Development Regulation the person asserting affected party status contends is not being properly applied and the nature of the affected party's legally recognizable interest that may be affected by the City's approval of the land development application. Forms are available online at www.sunrisefl.gov (in the Community Development Document Library).

Should any person desire to appeal any decision of the City Commission with respect to any matter to be considered at these meetings, that person must ensure that a verbatim record of the proceedings is made, including all testimony and evidence upon which any appeal may be based (see Florida Statutes § 286.0105).

Any person who believes he or she has a disability requiring the use of auxiliary aids and services at these meetings may call the City Commission secretary, at (954) 746-3250 or (954) 572-5694 (TDD) at least 48 hours prior to the meeting to advise of his/her special requirements.

If you have any questions about this notice, then please contact City staff in the Planning Division at (954) 746-3281 or e-mail AskZoning@sunrisefl.gov.

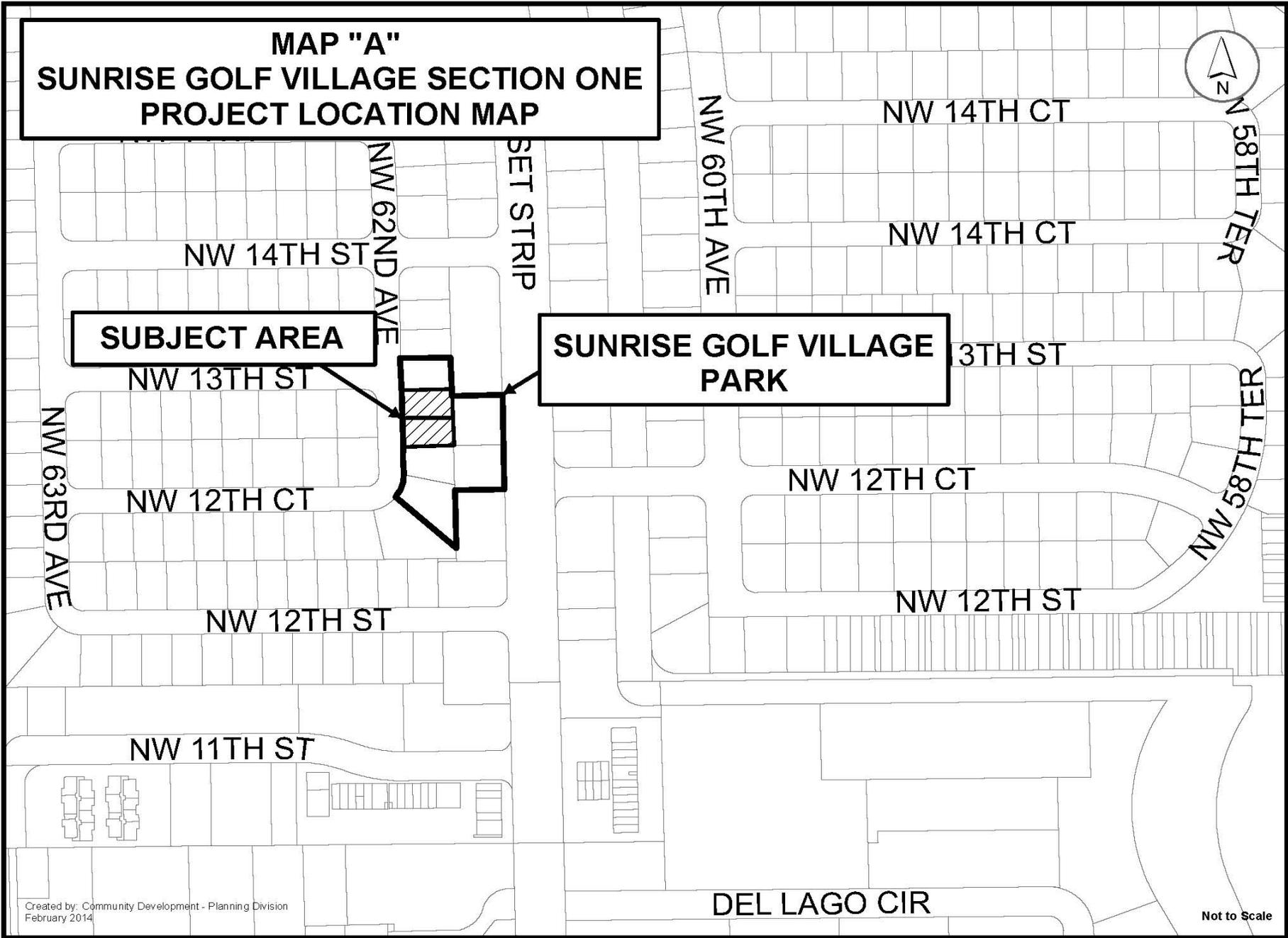
Notification Date: March 10, 2014

MAP "A"
SUNRISE GOLF VILLAGE SECTION ONE
PROJECT LOCATION MAP



SUBJECT AREA

SUNRISE GOLF VILLAGE PARK



Created by: Community Development - Planning Division
February 2014

Not to Scale

Client Name: City of Sunrise
Advertiser: Classified Broadsheet/F025/ALL
Section/Page/Zone: Section/Page/Zone: Classified Broadsheet/F025/ALL
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Medical/Healthcare/Nursing

SUNRISE

... SKILLED NURSING POSITIONS ...

-FT Activities Director w/ 2 plus years exp
-Full Time & Part Time Nurses & CNAs
-Full Time Prep Cook
Please Fax Resume to 954-746-0261 or email to obell@sunsunrise.com

BILLING & COLLECTIONS - Full Time Insurance Verification & Referrals. EXPERIENCE ONLY. fax resume to 954-742-5885.

MEDICAL ASSISTANT/Front Desk - Exp. only apply OB/GYN HLWD/PEM PINES FAX 954 961-8307 954-961-8303

MEDICAL BILLER - 5+exp req. Cardiology Coral Springs Fax 9543406732

MEDICAL BILLING SPECIALIST - FT for a busy Dermatology office. Payment Posting and A/R exp a must. Located in our Boynton Beach office. E-mail resume.

MEDICARE HOME HEALTH REG. NURSES - PER DIEM
Medicare - Certified Home Health Agency seeks per diem RN's with min. 1 year Home Health experience for Broward County. Apply with resume to: ddoretsky@altercarell.com

MRI TECH - Multi-location center needs tech w/ 5 yrs exp. for eyes and wkends. Must be ARRT(MR) Excellent comp. Email resume to: superiormri@gmail.com **SF71011**

PHYSICAL THERAPY ASSISTANT - Florida licensed. F/T. Busy ortho office. Flex hrs. Medicare exp. Req. evenings & local travel. Call 954-673-2623

ULTRASOUND TECH - F/T, For Mobile Company, Must Be Proficient in Echo/ Vasc/Abd & Small Parts. ARDMS a Must, Competitive Salary, Send Resume To 954-792-2274

WOUND CARE NURSE
Full Time - Must Be RN
Requires 3+ years of skilled/LTC exp. Supervisory/Leadership exp is desired. Apply in person @ 4125 W. Sample Rd., Coconut Crk, FL 33073

Trades & Industrial

A/C INSTALLER - Residential, Comm. Top Pay Benefits Co. Truck 954-428-7877

AUTO COLLISION ESTIMATOR - Exp with Mitchell program. Writing estimates. Call 954-454-2229 Hollywood.

AUTOMOTIVE SERVICE ADVISORS
High Volume, Chrysler Dealer seeks: EXPERIENCED SERVICE ADVISORS Chrysler & ADP. A+ Full benefit Package ARRIGO SAWGRASS in Tamarac Submit resume to: hiring@arrigodc.com SUBJECT: Advisor Or Call 954-515-5911 EOE DFWP

CARPENTERS - Framing exp. req'd. Exterior Millwork/Heavy Timber Exp. a + for various projects throughout Dade/Broward. NO "Form Carpenter" please. Call: (954) 484-9663 M-F 8:30 am- 4:30 pm

ELECTRICIANS
POMEROY ELECTRIC INC
Seeking experienced & quality Foremen, Journeymen, Mechanics for work in MIAMI-DADE, BROWARD & PALM BEACH CITY. Great Co. Top Pay, Health, Life, Dental, Paid Vac, Holidays, 401k, Bonuses etc. DFWP EOE 3131 SW 13TH Drive, Deerfield Beach 888-492-2226

ESP TECHNICIAN - Mechanical, electrical and plumbing Exp. 1 yr exp w/washer installation repair and maintain chemical Equip. email res to hr@dadepaper.com

EXP. MARINE WELDERS - PIPE FITTERS - GLASS TECHS - CARPENTERS - Please e-mail resume to scott@aap1.com or apply in person at All Points Boats in LMC at 2001 SW 20 St., Fort Lauderdale

EXPERIENCED SINGLE-PLY ROOF MECHANICS - With real knowledge of the various types of single-ply systems. randy@deckright.com. 954-970-8565

PAINTER - 5 yrs exp. w/own tools and transportation. 954-822-2432

PLUMBERS - Experienced Plumbers for Commercial Work Call 954-423-0000

POOL ROUTE PERSON - Experience Preferred. FT, Must have good driving record. Excellent Opportunity for the right person. DFWP. Mike O'Brien's Pools Southwest Davie. 954-474-8079

PRESS FEEDER OPERATOR - EXP. ONLY DAYS,6 COLOR 40" - HEIDELBERG - 401K EOE 954-786-2000

VOICE & DATA CABLE TECHNICIANS - 5 yrs exp. Manufacturer Certification preferred. FT. Send resume to: 561-908-2506

Shop with confidence on Cars.com

Restaurants/Hotels/Hospitality

IMMEDIATE OPENING

HOTEL / RESORT STAFF - Lago Mar Resort & Club is seeking: exp. AM & PM fine dining servers, massage therapist & spa nail tech. E-mail or fax resume to tate@lagomar.com / (954) 245-3653 and by appointment only.

HOUSEKEEPER - F.T. w/benefits. Starting at \$10/hr. Apply in person at 3900 N Ocean Dr. Laud by the Sea. or fax resume to 954-776-4384

Security

"D" LICENSED SECURITY OFFICER - Job opening for "D" licensed security officer at a busy gatehouse. Shift available is Thursday thru Sunday 3pm - 11pm. Inquire at 954-975-2427.

Domestic Services

CAREGIVER - Needed. For elderly lady. Live in. Experience and references required. Aventura area. Brian 954-303-5252

HOME CARE AIDE - Female, must speak & understand English. Hrs negotiable. Own transp. Call 561-367-0002

NEEDED

HOUSEKEEPER - Care for disabled male, 7 days week. Stable, mid-age female. Cooking, cleaning, laundry. 954-478-7052

General Employment

CONTRACTORS - Sun Sentinel is seeking part-time contractors to ensure timely product verification. Must be able to properly identify delivery of newspapers and products and have ability to communicate verbally and in writing effectively. Must have dependable transportation, valid Florida driver's license and current automobile liability insurance. If interested, please call 954-802-9680 between the hours of 8:00 am and 4:00 pm.

EARN EXTRA MONEY - Deliver the YP Real Yellow Pages Boca Raton / Pompano Bch, FL Area FT/PT, Daily work, get paid in 72hrs Must be 18 or older, have driver's license and insured vehicle (800) 422-1955 Call for more info Mon-Fri 8:00 AM - 4:30 PM Or email us at deliverphonebooks@directrac.com Mention desired area

EARN EXTRA MONEY - Deliver the YP Real Yellow Pages Fort Lauderdale/Hollywood, FL Area FT/PT, Daily work, get paid in 72hrs Must be 18 or older, have driver's license and insured vehicle (800) 422-1955 Mon-Fri 8:00 AM - 4:30 PM Or email us at deliverphonebooks@directrac.com or log onto www.phonebookdelivery.info Mention desired area

GYM FITNESS STAFF - Cooper City, FL fitness center, floor, trainers (pilates, cross fit, yoga), asst. manager, housekeeper. 305.586.0066. west@hivefitnessconnect.com

Hire Me

ADULT AID/COMPANION - Available to work flexible hours. 10yrs exp w/ references & car. Will travel. 954-588-1840

ADULT AIDE - 14 yrs exp. Lic. Alzheimer's, stroke, wheelchair, bed bound companion. Day/Night, Live-in/Out, Car. 954-548-1738

CAREGIVER - Certified HHA. 25yrs exp. Will care for your loved ones. Own transp. Good refs. Dependable. Cindy 954-940-0299

CAREGIVER - Hourly or live in. Concern will be shown for your every need. 15 yrs exp. 715-297-7913.

CAREGIVER CERTIFIED HOME HEALTH AID - I am not just a caregiver I am a real friend with a big heart. "Your job is from God" that's what my former patient Irena told me. If you are interested call me 862-262-0595 in the afternoon. Katerina. I can help you.

CERTIFIED NURSING ASSISTANT/HHA - With lots of tender, loving care. Reliable, trustworthy, excellent references Own car. Contact Felicia 954-479-2968

CIVIL ENGINEER/ COST ESTIMATOR - MS Degree, 10 yrs exp. Call 917-400-6123

CNA/COMPANION CAREGIVER - 20+ yrs exp, love to work w/ elderly. Very flexible. Very loving, caring, patient & reliable. Live-in/out. Ex. refs. From Broward County- Palm Beach County. Provides QUALITY service! icilyn 917-517-7104

Hire Me

EXPERIENCED CAREGIVER - is looking for Live-in elderly caregiver/home care job. References Available. 954-657-8724

HOUSE KEEPING/PERSONAL ASSISTANT - Drive, errands, Excellent Cook, clean laundry. Experience, references. Live-in/out 561-201-5886

HOUSE CLEANER 13YRS. OF EXPER. - Free estimates CALL NOW I am a house cleaner with 13 years of experience.* FREE* Residential and Commercial ESTIMATES. Maricelma 954-778-9643

LANDSCAPING/DETAILING CARS - Looking for any types of employment. Reliable transportation. 305-767-8489

Pets/Animals



BEAGLE - \$799, Yorkies from \$499-649, Shitzu \$689, Chihuahua \$489. Shots, Microchip, Health Guarantee 305-869-2998

HAVANESE - AKC, shots, pedigree. \$900. www.havanesepride.com 305-710-5730

HAVANESE - Beautiful Blk/W, M. Trained, shots, fixed. Very friendly. Reduced \$ 954-647-4165

HAVANESE - AKC, shots, pedigree. \$900. www.havanesepride.com 305-710-5730

HAVANESE - Beautiful Blk/W, M. Trained, shots, fixed. Very friendly. Reduced \$ 954-647-4165

NOTICE PALM BEACH COUNTY
HAS NEW ORDINANCES THAT PROHIBIT THE BREEDING OF DOGS AND/OR CATS, AS WELL AS THE SALE OF OFFSPRING, WITHOUT A PERMIT FROM ANIMAL CARE AND CONTROL. ANY ADVERTISING OF PUPPIES, KITTENS, CATS OR DOGS FOR SALE MUST HAVE THE PERMIT NUMBER LISTED IN THE ADVERTISEMENT. FOR THE FULL DISCLOSURE OF THIS ORDINANCE, PLEASE SEE "ORDINANCE 98-22", SECTION 29, ON THE PALM BEACH COUNTY ANIMAL CONTROL WEB SITE: PBCGOV.COM/ANIMAL.

PEKINGESE - Rescue has special pekies. Needs great home. 954-566-5069 or jono@gate.net

SHIH TZU - Gorgeous coats and markings. Imperial size available. Cutie pies. Call for pricing. 754-223-2455

YORKIE TEA CUP \$789. MALTESE TEA CUP \$789. POMERANIAN TEA CUP \$689 - 3 Yr. Warr. Micro Chip 2995 W. Commercial Blvd. Ft. Laud 954-446-4523

YORKIE - Super tiny, baby doll faces and stunning coats. Health guarantee. Call for pricing. 754-223-2455

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ANTIQUES & ART WANTED - Courteous Canadian buyer seeks quality paintings sculpture, glass, porcelain, silver, jewelry, modern art, Picasso, Warhol, etc. Chinese antiques, jade, bronze, porcelain, snuff bottles, ivory, etc. 561-801-0222

BUYING U.S. COINS GOLD, SILVER - Baseball cards & sports memorabilia. Private Collector pays top \$\$. Larry 954-288-2935

BUYING: Antique Clocks Working or Not - Top Dollar Paid Call 954-257-7593

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ATTENTION

KEYWORD - Buying All Kinds of U.S. and Worldwide Stamps, Covers and Post Cards at Good Prices. Call 561-498-2878

TRAINS- LIONEL - M.T.H. - AMERICAN FLYER, RAIL KING, H.O., IVES, LGB. Buy and Sell. Bob. 954-782-6621.

Merchandise

SunSentinel.com/Classified

Antiques & Collectibles

WANTED - Accumulation and Collections of Stamps. Call John Cell: 954-614-2562 or 954-467-7128

WANTED - Baseball Cards, All Sports, Old or New. Also buying Memorabilia. I Buy Whole Collections! TOP \$\$ PAID 954-593-7685

WANTED - Old Oriental rugs, immediate maximum cash. Call anytime 954-561-5334

WANTED ANTIQUES
1 Piece or Entire Estates, Sterling Silver, Coins. 954-942-3222

Appliances

2 CENTRAL A/C UNITS - In box. \$1300 ea. 954-368-6450

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AUCTION SUN. March 30th @ 5 PM
Doors open 11AM - Catered Event BKG Mall right next door, over 60 dealers **BRUCE KODNER GALLERIES AU-200-181**
24 S. Dixie Hwy, Lake Worth, 561-585-9999

AUCTION

Antique Auction
Thurs. April 3rd @ 5 PM
650 E. Sample Rd, Pompano 954-545-0970
Preview: Sat & Mon.-Thurs. Mar 29th & Mar 31st - April 3rd 9AM-4PM
www.cassidygalleries.com AU653

SUPERB AUCTION

470 lots, Tues 4/1 @5PM
Preview Daily 9-5, Closed Sun
Pictures & Catalogs - hoodauction.com
Bill Hood & Sons 561-278-8996
2925 S Fed Hwy, Delray Beach AU1082 AB742

Electronics

BUYING OLD CAMERAS - NIKON, Leica, Rollei, Hasselblad, Maxxum, Bolex. Some others. Call John. 5- 954-784-7645

Clothing

MASECTOMY BRA - 8, never worn. White lace. Size 36B 80A. 954-257-5485

Crafts/Hobbies

CASH FOR COMIC BOOKS - Looking to buy old & new comic books and related collectibles. \$1000000. 954-802-8710

Household Items

BARCALOUNGER - Ashton II Pearlized Black Leather w/nickel nailheads. Classy & stylish. 5 mos. new! \$375. 561-789-7818

BEAD

New set with frame Twin \$139; Full \$159; Queen \$184; King \$284. We Deliver Daily. Bunkbed \$165; Daybed \$99; Futon \$99; Headboard \$29. C/C, COD 3652 Davie Blvd., Ft. Laud. Please Call 954-584-3287

FURNITURE - 2pc w/ht couch & loveseat w/ scroll design. Din. Rm. tbl w/ 2 arm chairs, 4 straight chairs, 2 lg leaves. Bdrm dresser w/ mirror. Bronze wrought iron tbl w/ glass top. 716-523-5789

HOUSEHOLD ITEMS - King headbrd, dresser, mirror, 2 night stands \$299; loveseat & chair w ottoman \$225; rattan chair w ottoman \$65 Call For Pictures \$. 954-249-8095

Musical Instruments

BABY GRAND PIANO - Must Seel Must Play! Priced Low for Quick Sale. For More Information Call 954-485-0065

PIANO - Baldwin Acrosonic upright piano. With bench. Walnut. Late 1970s, \$495. 954-249-8095

Restaurant/Hotel

RESTAURANT EQUIPMENT - Used, very good condition. Baking, turbo oven & heat holder. Both, \$500 BKO 954-815-4851

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moving out or moving on? click on "apartments" at Sun-Sentinel.com to find the apartment you're looking for.

NOTICE OF PUBLIC HEARING

The following item will be presented to the City Commission, City of Sunrise, Florida on:
April 8, 2014 at 5:00 p.m. in the commission chambers, Sunrise City Hall, 10770 West Oakland Park Boulevard, Sunrise, Florida, 33351.
This item will be on file in the Office of the City Clerk and may be reviewed Monday through Friday, 9:00 a.m. to 5:00 p.m.
C14083

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, CALLING FOR A MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014 FOR CITY COMMISSION SEATS GROUP "C" AND "D"; AUTHORIZING THE CITY CLERK TO PROCEED WITH ALL ASPECTS OF THE ELECTION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.
C14075

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA AMENDING CHAPTER 16 "LAND DEVELOPMENT CODE;" AMENDING ARTICLE XVII "DEFINITIONS;" SECTION 16-277 "TERMS DEFINED;" TO MODIFY THE DEFINITION OF NIGHTCLOCK; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.
C14071

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING THE CONVEYANCE OF A CITY-OWNED PARCEL OF LAND; PROVIDING FOR RECORDATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.
C14056

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, APPROVING A REZONING FROM CF (COMMUNITY FACILITIES) TO RS-5 (RESIDENTIAL SINGLE FAMILY) OF APPROXIMATELY 0.275 ACRES OF LAND LOCATED SOUTHEAST CORNER OF NW 62ND AVENUE AND NW 13TH STREET WITHIN THE CITY OF SUNRISE, BROWARD COUNTY, FLORIDA; AMENDING THE ZONING DISTRICT MAP TO REFLECT THE REZONING; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
C14076

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 2 "ADMINISTRATION;" ARTICLE III, "BOARDS, COMMITTEES, COMMISSIONS, COUNCILS;" DIVISION 1 "GENERALLY;" SECTION 2-76 "MEMBERS GENERALLY; ADVISORY MEMBERS;" REGARDING QUALIFICATIONS FOR THE APPOINTMENT OF ADVISORY BOARD MEMBERS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.
C14073

IF YOU PLAN TO DISTRIBUTE WRITTEN DOCUMENTS AT THE MEETING YOU MUST PROVIDE 12 COPIES TO THE CITY CLERK PRIOR TO THE START OF THE MEETING.
If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. F.S.S. 286.0105.
ANY PERSON WHO BELIEVES HE OR SHE HAS A DISABILITY REQUIRING THE USE OF AUXILIARY AIDS AND SERVICES AT THIS MEETING MAY CALL THE CITY COMMISSION OFFICE AT 954-746-3250 AT LEAST 48 HOURS PRIOR TO THE MEETING TO ADVISE OF HIS/HER SPECIAL REQUIREMENTS.
Policy of non-discrimination on the basis of handicapped status; equal opportunity employer.
March 29, 2014

Sport/Recreation

POOL TABLE - Balls included. Nice for Game Room. Call for Pictures \$325 954-249-8095

Legal Notices

SunSentinel.com/Classified

Advertisement for Bids

LEGAL ANNOUNCEMENT OF SOLICITATIONS

Purchasing Division
115 South Andrews Ave, Rm 212
Fort Lauderdale, FL 33301
Telephone Number: 954-357-6066
Broward County through its Purchasing Division will receive sealed bids for the contract entitled: Lyons Road Sidewalk Project, Bid No. W1233208C1, until 2:00 p.m. on Wednesday, April 16, 2014 at the offices of the Purchasing Division at the Broward County Governmental Center, 115 South Andrews Avenue, Room 212, Fort Lauderdale, FL 33301. This project will be funded in whole or in part by one or more grants from the State of Florida, Department of Transportation (FDOT), and this project must comply with Title 49 of the Code of Federal Regulations (CFR) Part 26 pertaining to compliance with DBE requirements. Contract documents, including technical specifications and bid forms, are available from the Purchasing Division website at <http://www.broward.org/Purchasing/pages/CurrentSolicitationsList.aspx>. Broward County reserves the right to reject any and all bids, or to waive any technicality in the bid documents, and to accept the bid which best serves the interest of the County. Broward County Board of County Commissioners Brenda J. Billingsley Director of Purchasing **March 24, 25, 26, 27, 28, 29 & 30, 2014**

Fictitious Name Notice

NOTICE
NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of What's Your Colour? intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL.
Ayana Smith
9734 NW 7th Circle Apt. 628
Plantation, FL 33324
March 29, 2014

NOTICE
NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Custom Innovation intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL.
K. C. BUILDERS INC.
11545 68th St. North
West Palm Beach, FL 33412
March 29, 2014

NOTICE
NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of K C BUILDERS intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Palm Beach County, FL.
K. C. BUILDERS INC.
11545 68th St. North
West Palm Beach, FL 33412
March 29, 2014

NOTICE
NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Carmeli intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Miami-Dade County, FL.
Andrea Gulisano
8295 SW 16 Street
Miami, FL 33156
March 29, 2014

NOTICE
NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of L&N Major Sales intends to register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Miami-Dade County, FL.
Teresa Lopez
1251 West 2nd Ave
Hialeah, FL 33016
March 29, 2014

NOTICE
NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of register the said name with the Florida Department of State, Division of Corporations, Tallahassee, FL and/or Clerk of the Circuit Court of Broward County, FL.
Philip Galen Garretson Jr
5721 SW 8 Street
Plantation, FL 33317
March 29, 2014

Public Hearing Notice

NOTICE OF PUBLIC HEARING
Notice is hereby given that the Board of Rules and Appeals will hold a public hearing starting at 7:00 p.m. on April 10, 2014, in Room 422 of the Government Center, 115 S. Andrews Avenue, Fort Lauderdale, Florida. The Board will consider amending Chapter One of the Florida Building Code Section 110.10 "Special Building Inspector" to provide for a Special Inspector for Smoke Control Systems.
A copy of the proposed amendment is available for review at 1 N. University Drive, Suite 3500B, Plantation, Florida 33324. Telephone (954) 765-4500 to request an email copy. Dated this 24th day of March 2014.
March 29, 2014

Sale Notices

NOTICE OF SALE
Notice is hereby given that on April 12, 2014 at 09:30 o'clock A.M., Lauderdale Mobile Home Park, LLC of 5601 N. State Road 7, Fort Lauderdale, State of Florida, will sell at public auction, to be held at 5703 NW 44 Avenue, Fort Lauderdale, Florida, the following real property located at 5703 NW 44 Avenue, Fort Lauderdale, State of Florida, to the highest bidder for the cash; to pay storage and other charges, the following unclaimed personal property owned by Ms. Nghia Thi Phan 1969, Mobile Home, ID#1866 The described property is presently located at 5703 NW 44 Avenue, Fort Lauderdale, State of Florida, and may be viewed just prior to the sale. Dated March 26, 2014 Lauderdale Mobile Home Park, LLC 5601 N. State Road 7, Fort Lauderdale, State of Florida **March 29 & April 5, 2014**

SUPERB AUCTION
470 lots, Tues 4/1 @ 5PM, Preview Daily 9-5, Closed Sun, Pictures & catalogs - hoodauction.com Bill Hood & Sons, 2925 S. Fed. Hwy, Delray, 561-278-8996. AU1-82 AB742
March 28, 29 & 30, 2014

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AGENDA ITEM REQUEST

Originating Department: City Attorney

Item Title: Amendment

Item Number: 16A

Meeting Date: 4/8/2014

City Reference Number (C#): C14078

Item Description:

An Ordinance of the City of Sunrise, Florida; amending Chapter 4 "Animals;" Article I "In General;" by creating Section 4-7 "Retail Sale of Dogs and Cats;" providing for conflict; providing for severability; providing for inclusion in the City Code; and providing an effective date.

Funding:

N/A

Amount:

N/A

Attachments:

COS Ordinance-C14078

Miller Inspection Report from Commissioer Lazarow

Certificate of Inspection Report No. 1 from Commissioner Lazarow

Certificate of Inspection Report No. 2 from Commissioner Lazarow

Humane Society Report from Commissioner Lazarow

Rottinghaus Certificate from Commissioner Lazarow

Rottinghaus Photograph No. 1 from Commissioner Lazarow

Rottinghaus Photograph No. 2 from Commissioner Lazarow

Rottinghaus Photograph No. 2 from Commissioner Lazarow

Background:

At the March 11, 2014 City Commission Meeting, staff was directed to create an Ordinance to restrict the retail sale of dogs and cats in the City, and to provide for penalties for violation of the City's Code of Ordinances. The proposed Ordinance allows the sale of dogs and cats from hobby breeders, pet stores that obtain their dogs and cats from hobby breeders, and pet stores that breed their own dogs and cats.

The pet store owner must certify the accuracy of the Certificate or Source. The purchaser or transferee must sign the Certificate of Source to acknowledge receipt of a copy of the Certificate of Source. Pet stores can continue to facilitate pet adoptions from animal rescue organizations and animal shelters.

Existing pet stores within the City are provided 30 days to comply with the Certificate of Source and are exempt from the Ordinance for 180 days. This ordinance will be enforced via Code Enforcement.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: Kimberly A. Kisslan

Phone: (954) 746-3300

Department Head Name and Title:

Kimberly A. Kisslan, City Attorney

City Manager:

Authorized for agenda placement

SUNRISE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF THE CITY OF SUNRISE, FLORIDA; AMENDING CHAPTER 4 "ANIMALS;" ARTICLE I "IN GENERAL;" BY CREATING SECTION 4-7 "RETAIL SALE OF DOGS AND CATS;" PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, according to the Humane Society of the United States, hundreds of thousands of dogs and cats in the United States have been housed and bred at substandard breeding facilities known as "puppy mills" or "kitten factories" (collectively "Facilities") that mass-produce animals for sale to the public; and

WHEREAS, because of the lack of proper animal husbandry practices at these Facilities, animals born and raised there are more likely to have genetic disorders and lack adequate socialization, and breeding animals utilized there are subject to inhumane housing conditions and are indiscriminately disposed of when they reach the end of their profitable breeding cycle; and

WHEREAS, many animals produced in these Facilities are purchased by retail pet stores for sale to the public; and

WHEREAS, while not all dogs and cats sold in retail pet stores are the product of inhumane breeding conditions and not

every commercial breeder selling dogs or cats to pet stores operates "puppy mills" or "kitten factories," the City Commission believes that "puppy mills" and "kitten factories" continue to exist in part because of public demand fueled by the availability of dogs and cats in pet stores leading to "impulse" purchases of animals; and

WHEREAS, the City Commission believes that restricting the retail sale of dogs and cats in the City will promote community awareness of animal welfare and, in turn, will foster a more humane environment in the City; and

WHEREAS, the City Commission believes that the restriction of the retail sale of dogs and cats in pet stores in the City will reduce impulse purchases of pets, which can lead to abandonment or mistreatment of the animals once they have outgrown their initial puppy or kitten appeal and will also encourage pet consumers to adopt dogs and cats from shelters where proposed owners are screened for their suitability with respect to the animal, thus reducing the likelihood that the animal will be mistreated or abandoned and thereby saving animals' lives and reducing the cost to the public of sheltering animals; and

WHEREAS, the City Commission of the City of Sunrise has determined that the following amendment promotes and protects

the general health, safety, and welfare of the residents of the City of Sunrise.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1: The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2: That section 4-7 of the Code of the City of Sunrise, Florida, is hereby amended to read as follows:

Reserved-Sec. 4-7. Retail Sale of Dogs and Cats.

(1) Definitions. For purposes of this section, the following definitions shall apply:

Animal rescue organization means humane society or other duly incorporated or organized nonprofit organization registered with the Florida Department of State and operated as a bona fide charitable organization under Section 501(c) 3 of the Internal Revenue Code, which organization is devoted to the rescue, care and/or adoption of stray, abandoned, injured or surrendered animals and which does not breed animals.

Animal Shelter means a municipal or related public animal shelter or duly incorporated or organized nonprofit organization registered with the Florida Department of State and operated as a bona fide charitable organization under Section 501(c) 3 of the Internal Revenue Code devoted to the rescue, care and/or adoption of stray, abandoned, injured or surrendered animals, and which does not breed animals.

Cat means an animal of any age of the Felidae family of the order Carnivora.

Certificate of Source means a document from the source or County animal shelter or animal control agency, humane society, non-profit rescue organization or Hobby Breeder declaring the source of origin of a dog or cat on the premises to be sold or transferred or offered for sale or transfer. A Certificate of

Source shall include at a minimum: (a) a brief description of the dog or cat, the name, address, telephone number, and e-mail address of the source of the dog or cat; (b) shall be signed by the pet store certifying the accuracy of the certificate; and (c) shall be signed by the purchaser or transferee of the dog or cat acknowledging receipt of the Certificate of Source.

Dog means an animal of any age of the Canidae family of the Carnivora.

Hobby Breeder means any person or entity that causes or allows the breeding or studing of a dog or cat resulting in no more than a total of one litter per adult animal per calendar year whether or not the animals in such litter are offered for sale or other transfer.

Pet store means any retail establishment open to the public that sells or transfers, or offers for sale or transfer, dogs and/or cats, regardless of the age of the dog or cat.

Pet store operator means a person who owns or operates a pet store.

(2) Sale or transfer of dogs and/or cats. No pet store shall display, sell, trade, deliver, barter, lease, rent, auction, give away, transfer, offer for sale or transfer, or otherwise dispose of dogs or cats on or after the effective date of this Ordinance unless the pet store is exempt under subsection (3) below.

(3) Exemptions. Section 4-7(2) does not apply to:

- (a) Pet stores that (i) obtain their cats and dogs from a Hobby Breeder as defined above or who breed their own cats and dogs and (ii) comply with subsection (4) below.
- (b) An animal shelter.
- (c) An animal rescue organization.
- (d) An animal shelter or animal rescue organization that operates out of or in connection with a pet store or other retail store.
- (e) Pet stores that possess an active City of Sunrise local business tax receipt on [date of second reading] shall have thirty (30) days from [date of second reading] to comply with the Certificate of Source in subsection (4) below and shall be exempt from this ordinance for a period of one hundred and eighty (180)

days from [date of second reading].

(f) A Hobby Breeder as defined above.

(4) Certificate of Source.

(a) A pet store shall post and maintain in a conspicuous place, on or within three (3) feet of each dog's or cat's kennel, cage or enclosure, a Certificate of Source for each dog or cat offered for sale or transfer, and the pet store shall provide a copy of such Certificate of Source to the purchaser or transferee of any dog or cat sold or transferred.

(b) Falsification of a Certificate of Source by a pet store, pet store operator, or any other person is hereby declared unlawful.

(5) Violations - Enforcement. Any person who violates this Section shall be punished as provided in sections 2-116 through 2-126 of the City's Code of Ordinances.

Section 3. Conflict. All ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 4. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part declared to be invalid.

Section 5. Inclusion in the City Code. It is the intention of the City Commission, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Sunrise, Florida.

Section 6. Effective Date. This Ordinance shall be effective immediately upon its passage.

PASSED AND ADOPTED upon this first reading this ____ DAY OF _____, 2014.

PASSED AND ADOPTED upon this second reading this ____ DAY OF _____, 2014.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

FIRST READING

SECOND READING

MOTION: _____
SECOND: _____

MOTION: _____
SECOND: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

KERCH: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
RYAN: _____

Approved by the City Attorney
As to Form and Legal Sufficiency.

Kimberly A. Kisslan



Inspection Report

Daniel Miller
Lizann Miller
71363 Road 385
McCook, NE 69001

Customer ID: **40843**
Certificate: **47-A-0564**
Site: 001
DANIEL & LIZANN MILLER

Type: ROUTINE INSPECTION
Date: Dec-10-2013

2.40 (b) (2) **REPEAT DIRECT NCI**

ATTENDING VETERINARIAN AND ADEQUATE VETERINARY CARE (DEALERS AND EXHIBITORS).

A female yorkshire terrier "Smiley" (microchip # 096 831 804; DOB 10/11/08) has a thick grey/tan material encasing all of the upper and lower cheek teeth and portions of the front teeth and canines. The surface of the cheek teeth cannot be visualized due to the excessive material on the teeth. A milky grey/tan substance is also present along the gum line of all of the cheek teeth. The gums are moderately red and swollen and are starting to pull away from the teeth. Located within the center of the left eye, there is a circular, opaque lesion. There are multiple mats within the haircoat around the neck. The matted hair is starting to pull away from the skin leaving a small bare area behind.

Dental, eye, and skin problems can be painful and can lead to further health complications.

All dogs need to have their hair coats routinely maintained in order to prevent, control, diagnose, and treat diseases associated with excessive matting.

To be corrected by: December 17, 2013

This dog must be examined by a licensed veterinarian in order to ensure that an accurate diagnosis is obtained for the eye and dental problems and an appropriate treatment plan is developed and followed. This information, including the diagnosis, treatment and resolution of the condition, must be documented and made available to the inspector upon request.

This dog must be evaluated by a veterinarian by 5:00 pm on 12/11/2013.

3.4 (b) (4) **DIRECT NCI**

OUTDOOR HOUSING FACILITIES.

Shelter from the elements

There are at least six shelters provided for twenty of the dogs that contain little to no bedding. At least three dogs were observed to be shivering during the inspection. The outside temperature is currently 38.6 degrees F. Failure to provide clean, dry bedding within dog shelters does not ensure the animals can

Prepared By:

HEATHER COLE, D.V.M

HEATHER COLE, D.V.M USDA, APHIS, Animal Care

Date:
Dec-11-2013

Title:

VETERINARY MEDICAL OFFICER Inspector 6026

Received By:

(b)(6), (b)(7)(c)

Date:
Dec-11-2013

Title:



Inspection Report

remain warm and dry during low temperatures. Shelters for dogs must contain clean, dry bedding material if the ambient temperature is below 50 degrees F. Additional clean, dry bedding is required when the temperature is 35 degrees F or lower.

The licensee needs to provide sufficient bedding for these six shelters and ensure that all of the dogs at the facility have bedding by midnight on December 10, 2013.

3.10 REPEAT DIRECT NCI WATERING.

Majority of the dog enclosures contained several inches of solid ice in the water receptacles. Many of the dogs were observed licking at the ice in the water receptacles. Several of the dogs were observed sticking their nose in one of the water receptacles and aggressively pawing at the solid ice inside of it. The licensee provided water to dogs in two enclosures upon request. One contained two Newfoundlands and the other contained two Dogue De Bordeaux and a German Shephard. When given fresh water, the dogs in these two enclosures drank continuously for over a minute and appeared extremely thirsty. The inspection took place in the afternoon and the licensee stated that the dogs were last given water at 7:00a.m. that morning.

Lack of water for the animals can cause dehydration or other medical conditions.

The licensee must provide water to all the dogs on the property by midnight, December 10, 2013 and ensure that potable water is offered to the dogs as often as necessary to ensure their health and well-being, but not less than twice daily for at least 1 hour each time.

3.11 (b) (2) CLEANING, SANITIZATION, HOUSEKEEPING, AND PEST CONTROL.

Sanitization of primary enclosures and food and water receptacles.

Nearly all of the enclosures at the facility have a build-up of varying degrees of feces. In some of the enclosures the feces is compacted and/or mixed in with the substrate and/or snow on the floor of the kennel. In some of the raised enclosures the feces is caked into the grid-type flooring and/or old and fresh feces is located in piles around the edge of the enclosure.

Within several enclosures throughout the facility there is a build-up of a dark brown/black grime on the dog doors and on the inside walls within some of the shelters. The majority of the feeders and some of the shelters in the outdoor portion of the facility have a build-up of bird feces on the outside surface.

Failure to properly clean and sanitize primary enclosures, shelters and feeders can lead to disease hazards for the dogs. All used primary enclosures and food and water receptacles must be spot cleaned daily and sanitized at least once every two weeks, and more often if necessary, to prevent an accumulation of dirt, debris, food waste, excreta, and other disease hazards.

To be corrected by: December 24, 2013

Prepared By:	HEATHER COLE, D.V.M	
Title:	HEATHER COLE, D.V.M VETERINARY MEDICAL OFFICER Inspector 6026	Date: Dec-11-2013
Received By:	(b)(6), (b)(7)(c)	Date: Dec-11-2013
Title:		



Inspection Report

The licensee was verbally instructed during the exit briefing on December 10, 2013 to correct the Direct Non-Compliant Items listed above by the given correction dates and times.

The following dogs listed on the previous inspection report (September 10, 2013) under the 2.40 (b)(2) Direct have been evaluated by a veterinarian.

One black and white adult female Husky (microchip number 0A02096733), one black adult male Shar-pei (No identification), two red adult female Dogue de Bordeaux (No identification), and one chocolate adult female Newfoundland (microchip number 4C03233471)

Inspection and exit briefing conducted with the owner.

Prepared By:

HEATHER COLE, D.V.M

Title:

HEATHER COLE, D.V.M USDA, APHIS, Animal Care
VETERINARY MEDICAL OFFICER Inspector 6026

Date:

Dec-11-2013

Received By:

(b)(6), (b)(7)(c)

Date:

Dec-11-2013

CERTIFICATE OF VETERINARY INSPECTION COMPANION ANIMAL

Kansas Animal Health Department Livestock Commissioner 708 SW Jackson, Topeka, KS 66603 Phone # 785-296-2326 FAX #785-296-1765	STATE OF DESTINATION PERMIT REQUIRED YES _____ NO <u>(X)</u> PERMIT NO. _____	TYPE OF ANIMAL/SPECIES Canine <u>(X)</u> Feline _____ Avian _____ Other _____ TOTAL NUMBER OF ANIMALS <u>1</u>	CERTIFICATE NUMBER <u>48 335829</u> DATE <u>2-7-14</u>
---	--	--	---

THIS CERTIFICATE IS VALID FOR 30 DAYS

3. OWNER/CONSIGNOR NAME: <u>Lizann Miller</u> ADDRESS: <u>71363 Road 380th</u> CITY, ST, ZIP: <u>McCook NE 69001</u> TELEPHONE NUMBER: _____	4. CONSIGNEE NAME: <u>Maryelis Lovely Pets</u> ADDRESS: <u>15932 W. State</u> CITY, ST, ZIP: <u>Sunrise, FL 33326</u> STATE OF DESTINATION: <u>Florida</u>
---	---

5. ANIMAL IDENTIFICATION (TO BE COMPLETED BY OWNER/CONSIGNOR)					6. VACCINATION HISTORY (TO BE COMPLETED BY VETERINARIAN) <small>→ Attach original signature rabies certificate here</small>						
NAME, COLLAR TATTOO/MICROCHIP KS LICENSE/REG. NO	BREED	AGE	SEX	COLOR	RABIES VACCINE TYPE KILLED VIRUS 1 YEAR	LIVE VIRUS 3 YEAR	RABIES MANUFACTURER/ SERIAL #	RABIES VACCINATION DATE	D-H-L-P-P PRODUCT/ DATE	OTHER VACCINATIONS PRODUCT / DATE	DEFECTS
1.	<u>Shitzu</u>	<u>2wk</u>	<u>M</u>	<u>Cream white</u>							
2.											
3.											
4.											
5.											

OWNER/CONSIGNOR CERTIFICATION: I certify that the information concerning the animals described above in Item 5 is true and correct, and that I am the owner/consignor of such described animals and that I have physical and legal custody of such animals. SIGNATURE _____ DATE _____	APPROVED BY: _____ _____	PURPOSE OF MOVEMENT _____ INTERSTATE _____ INTRASTATE (KS) _____ EXHIBITION-SHOW <u>X</u> SALE _____ VACATION-TRAVEL _____ OTHER
VETERINARY CERTIFICATION: I certify that the animals described in Item 5 have been examined by me this date, that the information provided in Item 6 is true and accurate to the best of my knowledge; and that the following findings have been made. "X" applicable statements.		
<input checked="" type="checkbox"/> I certify that the animals described above, and on continuation sheet(s) if applicable, have been inspected by me this date and appear to be free of any infectious or contagious diseases and to the best of my knowledge, exposure thereto, which would endanger the animal or other animals or would endanger public health. <input checked="" type="checkbox"/> I certify that the animals described above, and on continuation sheet(s) if applicable, have been inspected by me this date and appear to be free of physical abnormalities which would endanger the animal. <input checked="" type="checkbox"/> To my knowledge, the animals described above, and on continuation sheet(s) if applicable, originated from an area not quarantined for rabies and have not been exposed to rabies.		
Veterinarian Name: <u>Randy Lesko DVM</u> Address: <u>1811 Hwy 83 Oberlin KS 67749</u> Telephone: <u>785 475 2788</u> License No: <u>6332</u> Licensing State: <u>KS</u> Accredited: YES <u>X</u> NO _____		

FEB 13 2014

Veterinarian Signature: <u>[Signature]</u> Date: <u>2-7-14</u>	SIGNATURE OF APPROVAL _____ DATE _____
--	--

White Copy to accompany shipment

Pink and Blue to State Office

Yellow Copy for veterinarians file

CERTIFICATE OF VETERINARY INSPECTION COMPANION ANIMAL

Kansas Animal Health Department Livestock Commissioner 708 SW Jackson, Topeka, KS 66603 Phone # 785-296-2326 FAX #785-296-1765	STATE OF DESTINATION PERMIT REQUIRED YES _____ NO <u>(X)</u> PERMIT NO _____	TYPE OF ANIMAL/SPECIES Canine <u>(X)</u> Feline _____ Avian _____ Other _____	CERTIFICATE NUMBER 48 335807
			TOTAL NUMBER OF ANIMALS 1

THIS CERTIFICATE IS VALID FOR 30 DAYS

3. OWNER/CONSIGNOR NAME: <u>Lizanne Miller</u> ADDRESS: <u>71363 Road 385th</u> CITY, ST, ZIP: <u>McCook Ne 69001</u> TELEPHONE NUMBER _____	4. CONSIGNEE NAME: <u>Marydia Lovely Pets</u> ADDRESS: <u>15932 W State</u> CITY, ST, ZIP: <u>Sunrise Fl 33326</u> STATE OF DESTINATION: <u>Florida</u>
--	---

5. ANIMAL IDENTIFICATION (TO BE COMPLETED BY OWNER/CONSIGNOR)					6. VACCINATION HISTORY (TO BE COMPLETED BY VETERINARIAN) <small>→ attach original signature rabies certificate here</small>						
NAME, COLLAR, TATTOO/MICROCHIP KS LICENSE/REG. NO	BREED	AGE	SEX	COLOR	RABIES VACCINE TYPE		RABIES MANUFACTURER/ SERIAL #	RABIES VACCINATION DATE	D-H-L-P-P PRODUCT/ DATE	OTHER VACCINATIONS PRODUCT / DATE	DEFECTS
					KILLED VIRUS 1 YEAR	LIVE VIRUS 3 YEAR					
1.	<u>Golden Retriever</u>	<u>8w</u>	<u>F</u>	<u>Golden</u>							
2.											
3.											
4.											
5.											

OWNER/CONSIGNOR CERTIFICATION: I certify that the information concerning the animals described above in item 5 is true and correct, and that I am the owner/consignor of such described animals and that I have physical and legal custody of such animals. SIGNATURE _____ DATE _____	APPROVED BY: _____	PURPOSE OF MOVEMENT _____ INTERSTATE _____ INTRASTATE (KS) _____ EXHIBITION-SHOW <u>(X)</u> SALE _____ VACATION-TRAVEL _____ OTHER <div style="text-align: center; font-size: 24pt;">JAN 27 2014</div>
VETERINARY CERTIFICATION: I certify that the animals described in item 5 have been examined by me this date, that the information provided in item 6 is true and accurate to the best of my knowledge; and that the following findings have been made. "X" applicable statements. <input checked="" type="checkbox"/> I certify that the animals described above, and on continuation sheet(s) if applicable, have been inspected by me this date and appear to be free of any infectious or contagious diseases and to the best of my knowledge, exposure thereto, which would endanger the animal or other animals or would endanger public health. <input checked="" type="checkbox"/> I certify that the animals described above, and on continuation sheet(s) if applicable, have been inspected by me this date and appear to be free of physical abnormalities which would endanger the animal. <input type="checkbox"/> To my knowledge, the animals described above, and on continuation sheet(s) if applicable, originated from an area not quarantined for rabies and have not been exposed to rabies.	Veterinarian Name: <u>Randy Lesko DVM</u> Address: <u>1811 Hwy 83 Oberlin KS 67749</u> Telephone: <u>785 475 8788</u> License No: <u>6332</u> Licensing State: <u>KS</u> Accredited: YES <u>(X)</u> NO _____	
Veterinarian Signature: <u>[Signature]</u> Date: <u>1-21-14</u>	SIGNATURE OF APPROVAL: _____	DATE: _____

White Copy to accompany shipment

Pink and Blue to State Office

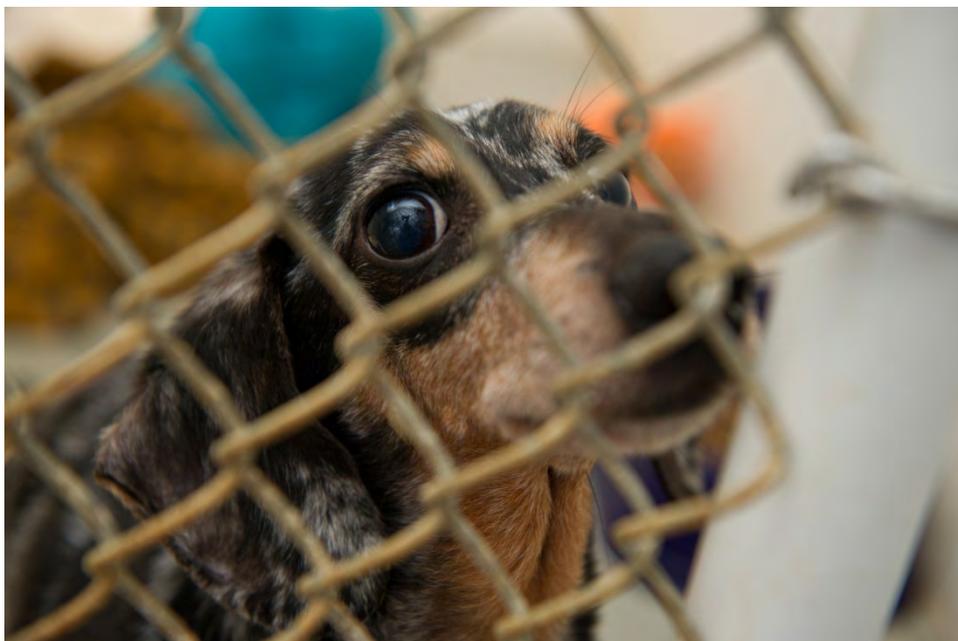
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A Horrible Hundred

Problem Puppy Mills in the United States

In recent years The Humane Society of the United States (HSUS) has assisted in rescuing almost 10,000 dogs from more than 50 different puppy mills across the country. While The HSUS stands ready to assist law enforcement with closing down illegal puppy mills whenever feasible, there remain an estimated 10,000 puppy mills across the United States, and many of them are legal. Although most of the dogs at these mass-breeding facilities have no real quality of life, living continually in small wire cages with little or no personal attention, exercise or veterinary care, there are very few laws to protect them as long as they are being provided with food, water, and shelter.



Many dogs at Royal Acres Kennel in Magnolia, NC, were found with severe health issues. This dachshund suffered from paralysis as well as secondary infections from dragging his lower body along the concrete. With the assistance of The HSUS, authorities removed 58 neglected dogs from Royal Acres in February 2013, including this one, Ricky Bobby, who is now in a good home. But authorities declined to close down the puppy mill completely, and it continues to sell puppies online. /The HSUS 2013

But hundreds of puppy mills can't—or won't—meet even the most basic minimum standards required by law. Some facilities have been cited repeatedly by federal or state departments of agriculture for injured and sick dogs who had not been treated by a vet, keeping dogs in filthy conditions, subjecting animals to the freezing cold or stifling heat without adequate protection, performing invasive surgeries on their own animals without a veterinary license, and even in some cases shooting their unwanted dogs.

This report is a list of some of the nation's dog breeding kennels that are of high concern to The HSUS due to repeated problems with animal health or animal care. **It is not a list of all puppy mills, nor a list of all problematic facilities.** The list does not include other problematic puppy mill dealers, such as brokers and pet stores, unless the operators are also breeding dogs.

Consumers should be aware that dogs from many of these puppy mills are routinely sold at hundreds of pet stores across the country. Most of the puppy mills in this report sell puppies either to pet stores or to consumers online. For more information on how to purchase a puppy without supporting cruelty, please visit www.humanesociety.org/puppy.

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Barbara Gullett/Gullett Kennel – Russellville, AR: Dog Died After Tied to Pickup Truck

Gullett Kennel has been cited by USDA inspectors for repeated Animal Welfare Act regulation violations for sick and injured animals and other problems. At its most recent inspection in September 2012, the kennel was cited for two bulldogs in need of veterinary care, including one who had “green drainage” coming from the eye and another whose eye was “red with drainage,” and puppies were found in stacked, wire cages with excessive feces. In November 2011 in a USDA Consent Decision, Gullett was fined \$23,000 for four types of Animal Welfare Act violations and allowed to keep her license and continue breeding.

On October 5, 2010, a USDA inspector required Gullett to obtain medical care for several sick puppies who were coughing and had “serious nasal discharge” as well as three adult bulldogs with eye problems. The inspector also attempted to check on a sick bulldog who had been documented during the previous inspection and was told that the dog had died. When asked for an explanation, Gullett admitted that the bulldog had died after her husband “tied the animal onto the bed of a flatbed pickup truck then returned to the kennel.” Left unattended, the bulldog had fallen off the truck bed and hung herself, according to the inspector’s report. USDA #71-A-0748.

Tanni Morris/Tanni’s Precious Paws – Charleston, AR: Open and Bloody Lesions and Overpowering Stench

Tanni’s Precious Paws has been cited for numerous Animal Welfare Act regulation violations in recent years, including dogs with open and bloody lesions, excessive matting and skin problems, failure to make the facility available for inspection, and an overpowering stench in the kennel. One of the violations in 2011 was a “Repeat Direct NCI,” where “Direct NCI” refers to a noncompliance item that directly presented danger to the wellbeing of an animal. The Direct NCI was cited due to an incident in which a USDA inspector found a Papillon with evidence of severe dental disease during a November 2011 inspection; the dog’s mouth was in such poor condition that “there was some hair stuck in the front teeth of the dog’s mouth, and when the owner pulled the hair, a tooth came out with the hair.” The area started bleeding after the tooth was removed, per the inspector. When ordered to get dental care for animal, the licensee took the dog to the vet, who directed the owner to put the dog on antibiotics and then return in 5 days for treatment; the USDA inspector found approximately two weeks later that the owner had never taken the dog in for follow-up care and the dog continued to show signs of severe dental disease. The inspector noted, “dental problems can make it difficult for the animal to eat and can be painful.”

An additional dog found at the November 2011 inspection had such serious dental decay that she had only 8 teeth left, a third dog had several untreated skin lesions, and a small puppy was found “weak and trembling” and had not received veterinary care. The inspector also noted a “very strong ammonia and waste odor” in the building, and other problems. USDA #71-A-1287.

Gerald Watts – Marshall, AR: Repeated Failure to Provide Veterinary Care

Gerald Watts’s kennel was cited by a USDA inspector in December 2012 for unsanitary conditions and for four one-day-old puppies who were found in a cage with 1” by 1” wire flooring, which is a significant injury and entrapment risk for newborn puppies. The inspector noted she saw the puppies’ feet passing through the floor openings. Inspection reports from prior years show that Watts was warned about the danger of keeping puppies on wire flooring during previous inspections in 2008 and 2010.

Watts has also been cited repeatedly for dogs in need of veterinary care. He was cited in 2011 for an injured Boston Terrier who had been wounded three days prior but had not been treated by a vet, four matted dogs with excessively long nails; rodent infestation and no heating. In September 2010 the USDA issued an official warning for repeated failure to provide adequate vet care and other issues. In June 2009, Watts was cited for a USDA violation for a puppy with a golf-ball sized growth on his neck that the licensee admitted noticing for a week but had not treated. USDA #71-A-1095.

Sarah Young/Cedar Springs Kennel – Hardy, AR: Dead and Dismembered Puppies

Multiple serious violations have been documented by USDA inspectors at Cedar Springs Kennel as recently as February 2013, when a USDA inspector found two Cocker Spaniels with very visible eye problems who had not been treated by a vet; the breeder admitted that one of them had had the problem for “approximately 9 months.” The inspector also documented a repeat violation during the same inspection for approximately 131 dogs left out in the cold without adequate protection from the elements. The facility had 282 adult dogs at that inspection.

During a November 2011 inspection, a USDA inspector noted: “In one enclosure the dealer had housed two females which were due to whelp. During the inspection the adults were found together with three dead puppies in various stages of dismemberment.”

Many other problems have been documented at Cedar Springs Kennel over the years, including two “Repeat, Direct NCIs” in 2008 for a number of dogs with “extensive matting” and dogs in need of veterinary care. On May 7, 2008, when a USDA inspector inquired about one of the sick dogs who had been identified previously, he was told that “the dog died within a few hours of that last inspection and no consultation with a veterinarian had taken place.” USDA # 71-A-0676.

CALIFORNIA

Jenny Um/ Best Kennel – Littlerock, CA: Not the Best.

USDA inspectors cited this kennel in 2013 for four dogs in need of veterinary care, in 2012 for issues involving inadequate veterinary oversight and maintenance, and in 2010 for facilities in disrepair. But perhaps the most disturbing violation was documented in August 2008 when, according to USDA records, the operator showed inspectors a kennel with more than 250 dogs, but failed to inform the USDA of an entire trailer full of dogs located elsewhere on the property. According to USDA records, a call from animal control notifying USDA of the additional dogs led to a 24x60’ trailer, in which, according to the inspector, “the facility owner admitted to me she had additional adult dogs and puppies housed in the trailer that she had not disclosed during the previous two inspections.” The trailer contained 64 cages housing 53 adults and 147 puppies, bringing the total count to 393 animals.

According to the most recent USDA records (Feb. 2013), Um had 265 dogs and puppies on the premises. With so many dogs, Jenny’s Best Kennel appears to be selling wherever and whenever it can. In addition to the USDA license, which allows it to sell to brokers and pet stores, the kennel also advertises puppies online via jennysbestpuppies.com, via local classifieds, including Pennysaverusa.com, and on Facebook under “Jenny’s Best Puppies.” USDA # 93-A-0234.

GEORGIA

Kathryn Barber/ K-Bar Kennels – Patterson, GA: Dying Puppies Sold at Flea Market

The HSUS has received numerous consumer complaints about conditions of the puppies sold by K-Bar Kennels, including complaints from three buyers whose puppies died shortly after purchase. Two of the puppies who died had been diagnosed with liver shunt, a grave genetic condition that is often fatal. A third puppy allegedly died of parasitic and bacterial infection.

Records obtained from the Georgia Department of Agriculture show that K-Bar Kennels was placed under quarantine by the state due to an outbreak of Parvovirus on at least two occasions in 2008 and 2009. Parvovirus is highly contagious and often deadly to puppies.

In December 2009, an HSUS investigator visited the kennel undercover. The report and records were sent to local law enforcement. “K-Bar Kennels in Georgia stands out in my memory as one of the worst puppy mills I’ve seen in all my years looking at puppy mills,” the HSUS investigator recently recalled. “The collection of ramshackle, rundown structures included filthy raised rusted metal cages with uncoated wire floors. Underneath all of these types of structures was a very large buildup of feces. The long-haired dogs at K-Bar all had excessive matting in their coats and two of the dogs I saw appeared despondent.” The HSUS investigator saw about 250 dogs on the property. Unfortunately, despite the history of complaints, local authorities declined to shut the kennel down and it remains in business.



An HSUS investigator took this photo at K-Bar Kennels in 2009. State authorities placed the kennel under temporary quarantine for two different outbreaks of Parvovirus, but declined to shut it down. /The HSUS 2009

K-Bar Kennel sells primarily at Keller’s Flea Market in Savannah, GA and also advertises puppies for sale using online classified ads and Facebook.

ILLINOIS

Philip Chupp/ Oak Valley Kennel – McLeansboro, IL: Dogs Matted from Head to Toe

In November 2011, USDA inspectors cited the operator of Oak Valley Kennel for 8 dogs with matted fur, including several who were so matted that the tangled fur “ran along the entire length of the legs in one solid mass down to the skin.” In addition, one dog’s dewclaw had grown “long enough to circle around and grow into the toe itself,” causing a swollen area that was “dark pink with possible infection.”

Additional issues found at the facility include: dogs kept outside without adequate protection from the cold, wind and rain in winter; dogs found in an indoor whelping room in the summer without a fan or other form of adequate ventilation when the inside temperature was measured at 99 degrees (June 2012); and unsafe enclosures with holes in the floors. USDA # 33-A-0497.

Tammy Coglaines/ Puppy Parlor (aka Poochie Puppy Parlor) – Lisle, IL: Pet Store with a Puppy Mill on the Side

Although primarily a pet store, this facility also breeds dozens of dogs in stacked wire cages in a back room. The Illinois Department of Agriculture has received at least 19 complaints about Puppy Parlor over the past few years. The HSUS has also received numerous complaints about the facility. Details of the problems were first reported in our expose of Chicago-area pet stores in 2012.

In October 2011, according to records obtained from the Illinois Department of Agriculture, 105 dogs (60 adults and 45 puppies) at Puppy Parlor were placed under quarantine due to an outbreak of canine Parvovirus – a deadly disease often associated with unsanitary and unhealthful living conditions. At least six puppies died from the deadly virus.



State inspectors documented adult breeding dogs stacked in cages three to four high in the back room of Puppy Parlor in October 2011. The photos were taken during an outbreak of Parvovirus which killed at least 6 puppies. /IL Dept. of Agriculture 2011

A 2011 photo taken by a state inspector shows what appears to be a back room area, where dozens of breeding dogs are confined in cages stacked four high; some of the dogs appeared to have barely enough room to turn around.

INDIANA

Marlin Bontrager—Rome City, IN: “Prolonged Suffering” in Weak Puppy

In June 2012, a USDA inspector found a multi-poo puppy at Marlin Bontrager’s kennel who was “very weak” and had not been taken to a vet. The inspector noted, “the failure to communicate the condition of the multi-poo puppy to the veterinarian results in prolonged suffering for this dog.” During the same inspection, the inspector noted that the temperature in parts of the kennel was over 90 degrees and

“the adult dogs were all heavily panting and the puppies were stretched out trying to be cooler on the wire. The excessive heat can cause serious illness or death in the dogs in the facility.” Additional problems cited during earlier inspections included dogs with enlarged and cloudy eyes; a pug puppy whose eye was “closed and encrusted with mucus, ” puppies with their legs “hanging through the bottom of the flooring,” which is a serious injury and entrapment risk, and filthy conditions. USDA #32-A-0260.

Elam Fisher/ Morgan Creek Kennel – Williamsburg, IN: Dogs with Swellings and Ulcerations

In September 2012, the USDA cited Morgan Creek Kennel for several dogs in need of veterinary care, including dogs with “swellings and ulcerations” on their feet and excessively long toenails—common problems with puppy mill dogs who are forced to stand on unnatural wire flooring all day. On previous visits, inspectors documented numerous additional problems at Morgan Creek Kennel, including dogs suffering from sores and eye disorders, a lame dog who had feces matted into his hair and a swollen leg with an ulceration, overflowing trash, and other problems. In 2010 the facility received an official warning from the USDA for violations of federal regulations. The HSUS has also received complaints about the facility, which houses more than 300 dogs and puppies. USDA # 32-A-0298.

Kathryn and Vernon Lambright/ Clearspring Kennels – Wolcottville, IN: Oozing Neck Wound Went Unnoticed

In February 2013, Clearspring Kennels was cited with nine Animal Welfare Act violations, including a violation for a dog with an eye disorder, and a dog wearing a chain collar that seemed to have caused a significant 5-inch neck wound. The inspector noted that the wound had a strong odor and was leaking pus. The facility has been cited for multiple repeat USDA violations in prior years and in 2010 it received an official warning from the USDA for violations of the Animal Welfare Act regulations. USDA #32-A-0253.

Elmer Lapp/ Pine Hill Kennel – Hagerstown, IN: Bloody Puppies and Wormy Food

Pine Hill Kennel has accumulated some gruesome USDA violations in recent years, including repeated violations for improperly docking (cutting off) puppies’ tails. At its most recent inspection in February 2013, an inspector found puppies with recently docked tails which had been glued together at the base with expired surgical adhesive, a limping Boston Terrier, a matted shih tzu with dental disease, and more repeat violations for issues such as insects and feces in the dogs’ food, filthy conditions, and “rodent feces throughout the facility.”

Prior violations cited by USDA inspectors at Pine Hill Kennel have included: bloody puppies with recently docked tails found lying on a bloody floor (April 2010); repeat violations in May 2012 for several dogs in need of veterinary care, including a limping shiba inu with an injured leg who had blood all over the floor of her enclosure; sale of underage puppies; beetles and worms found in the dogs’ food; conditions in some of the kennels that were so filthy that some of the dogs had no clean area to lie down on; having an unlicensed person cropping puppies’ ears instead of a licensed veterinarian, and many other problems. USDA #32-A-0363.

Steven Lapp – Modoc, IN: Cutting off Puppies’ Tails; Kennel “Overrun with Mice”

USDA inspections in 2012 and 2011 revealed numerous issues at this kennel, including “evidence that the kennel is overrun with mice” with “piles of mouse feces” in many of the enclosures; sick dogs who had not been properly treated by a vet; tail docking of dogs without a veterinary license nor evidence of any training to do so; expired medications and sale of underage puppies

In November 2011, inspectors found a female Maltese at Lapp's kennel who was matted with feces, as well as an underweight dog with her "ribs, vertebrae and pelvic bones prominent and easily palpable," and a puppy with "skin and underlying tissue missing from a portion of its tail." In addition, dogs were found living in filthy buildings that were so dark that inspectors had to use a headlamp to visualize them, which the inspector noted "will add to animal suffering if problems are unseen" due to the darkened conditions. USDA #32-A-0356.

Larry Miller /Railside Canine, Millersburg, IN: Blind Puppy with "Scratches and Wounds all Over Its Head" and Puppy with Missing Eye

Railside Canines has been cited by USDA inspectors for numerous serious animal care deficiencies over the past several years. Issues have been found as recently as March 2013 for a Boxer with "cuts and scabs along the rims of both ears" and patches of missing hair on her head and legs which had not been treated by a veterinarian. In addition, 15 dogs were found in concrete runs in 27 degree temperatures (F) without adequate protection from the cold. Just a month earlier (Feb. 2013), USDA inspectors found four other dogs in need of veterinary care, including two French bulldog puppies with diarrhea; the licensee told the inspector that he had noticed the problem for about a month but he had not contacted a vet, according to the report.

In February 2012, USDA inspectors found dogs in "an unheated shed" without adequate protection from the cold when the temperature was 32 degrees F., a dog with a large, untreated wound and scabs, and issues with unsafe housing. In January 2012, the kennel was cited for a repeat violation for filthy conditions, and two bulldog puppies were found with "severe eye deformities" who had not been treated by a vet. One of the puppies appeared to be "missing its left eye" according to the inspector, and the other was covered in "scratches and wounds all over its head and in its ears," had deformed eyes, and appeared to be blind, according to the inspector. The licensee was not able to produce any documentation showing that either of the puppies had been seen or treated by a vet for their injuries. Railside Canines has three different locations, all listed under USDA #32-A-0332.

IOWA

David and Joane Cline – Sully, IA: Numerous Repeat Violations, Unsafe Housing

At its most recent USDA inspection in February 2013, the Clines' kennel was cited for eight different violations, six of which were repeat violations, according to inspectors. The repeat violations included twelve dogs who had matted hair coats and dental problems; some dogs kept in unsafe housing with sharp points or inadequate protection from the wind and rain; and unsanitary conditions.

The Clines were previously notified about problems with unsafe housing. In 2011, the Cline facility received an official warning from the USDA for similar violations of the Animal Welfare Act regulations. The warning listed 13 violations, including two repeat and direct violations for "failure to construct and maintain primary enclosures free of jagged edges and sharp points."

In addition to the problems documented in USDA inspection reports, local residents have called HSUS and local authorities to report concerns about this kennel. USDA #42-A-1420.

Doug and Wendie Dettbarn/ Purple Heart Kennel – Strawberry Point, IA: Dogs in Need of Vet Care, including one with “A Mass the Size of a Baseball”

In 2012 the USDA cited Purple Heart Kennel for keeping dogs in outside kennels that did not provide adequate protection from the wind and rain, and for buildings in disrepair. In 2011, inspectors cited Purple Heart Kennel with seven different violations, four of which were “repeat” violations, including a lack of proper veterinary care for a pug with “green crusty material around both eyes,” and a dog with a mammary mass “approximately the size of a baseball,” neither of whom had been evaluated or treated by a vet for their conditions. Inspectors also noted a maltese and a poodle with excessively matted fur; the matting covering most of their bodies and the inspector noted that “excessive matting can cause discomfort and skin conditions.” In December 2010, an inspector noted that “three Yorkshire Terriers, one schnauzer, two lhasa apsos, two maltese, and five poodles” all had excessively matted hair coats. In 2009, inspectors cited the kennel for water bowls with “green slime” in them, a strong ammonia (urine) odor, and “at least a four-week build-up” of feces in some of the outdoor runs. USDA #42-A-1328.

Gary Felts/Black Diamond Kennel – Kingsley, IA: Fined \$18,000 by USDA

The USDA has documented numerous Animal Welfare Act regulation violations at Black Diamond Kennel, including recent violations for unclean, pest-infested kennels, inadequate ventilation, and unsafe housing. The kennel produced many breeds including dalmatians, mastiffs, and cane corsos. Most recently it has reportedly switched to a smaller operation, breeding Chihuahuas. In June 2010 the kennel was fined \$18,000 by the USDA for failure to provide vet care to some of its animals. USDA #42-A-0757.

Connie and Harold Johnson/ CW’s Quaint Critters – Melvin, IA: Sickly Dogs and Repeat Violations

In July 2011, CW’s Quaint Critters received an official warning from the USDA for violating the Animal Welfare Act regulations. In June 2011 a federal inspector noted that there weren’t enough staff available to take proper care of the large number of dogs on site, stating, “it is evident by the number of noncompliant items that there is an inadequate number of knowledgeable and/or supervised employees to carry out the level of husbandry and care required by the Animal Welfare regulations. There are 234 adult animals at the facility.” Despite or perhaps because of this notation, federal inspectors made six visits to the facility in 2012 alone, and five visits in 2011, finding violations every time they inspected the kennel (most USDA-licensed facilities are visited no more than once a year).

Some of the dozens of violations recorded at this facility between 2010 and 2012 include: a skinny beagle who was straining to defecate and was passing “clumps of red matter” that appeared to be blood; a sickly Maltese found hovering in the back of her cage; two beagles in an outdoor run covered with feces; repeat violations for two dogs with eye disorders; 120 dogs found in a whelping trailer who were living in darkness; dogs who were so severely matted outdoors that they had difficulty staying dry because the matted hair was dragging on the wet and dirty ground, and a total of nine repeat violations for the same previous dangerous and unsanitary conditions. USDA #42-B-0226.

Kenneth and Leatrice McGuire – North English, IA: No Vet Visit for Almost Three Years

In March 2011, the operator admitted to a USDA inspector that no vet had visited the facility since 2009; despite being repeatedly cited for having no attending veterinarian to regularly visit the facility, this serious issue was not corrected until 2012, according to USDA reports.

In March 2013 the McGuires’ kennel was cited for three dogs in need of immediate veterinary care and several repeat violations for filthy and unsafe conditions. In November 2012, the kennel was cited for several dogs in need of veterinary care, including two Chihuahuas with eye problems and a long-haired Dachshund with matted fur, and a repeat violation for dirty conditions. In March 2012, an inspector found a

Yorkie with an eye disorder, as well as numerous repeat violations, including issues with run-down and unsafe housing and dirty conditions. USDA #42-A-0830.

Debra Pratt – New Sharon, IA: Dogs with Bulging Eyes and Dog’s Head Covered in Scabs

In February 2013, the USDA cited Pratt for numerous dogs in need of urgent veterinary care, including several dogs with red, swollen and bulging eyes, an untreated mass, indications of severe dental disease, and an English Bulldog with missing fur, red skin, and “scabs covering the majority of the ears and the top of the head.” In addition, the facility has failed five different times in 2013 alone to grant access to USDA officials who arrived to conduct an inspection, a serious violation of the Animal Welfare Act regulations because it left inspectors unable to check on the safety and welfare of approximately 185 dogs and puppies held in the kennel. Two of these failed access violations occurred in March 2013, after the sick dogs noted above were found and the USDA ordered Pratt to obtain treatment for the dogs.

Other problems cited in the past have included: animal wastes from the top tier of cages washing down into the animal cages below; unsafe housing, and a strong ammonia (urine) odor. In January 2012, the licensee received an official warning from the USDA for violating the Animal Welfare Act.

The HSUS has also received complaints from consumers who allegedly purchased sick puppies from this breeder. One of the sick puppies was sold through a pet store and the other online via PuppyFind.com. Pratt’s sale of puppies online is of special concern to The HSUS because at press time there were indications that Pratt might be cancelling her USDA license and selling all her breeding stock at auction. But unless authorities take specific enforcement action, Pratt will be able to continue to sell puppies over the Internet because currently direct-to-consumer sales do not require a USDA license. The HSUS has contacted USDA officials about these concerns. USDA # 42-A-1399 and 42-H-0005.

Lennie and Lonnie Rumley/ Tripple L Kennels – Leon, IA: Flies and Filthy Conditions

Tripple [sic] L Kennels has been cited by USDA inspectors for filthy conditions again and again since 2008, including issues with a “severe accumulation of feces,” build-ups of grime, strong ammonia (urine) levels, and pests and flies. Operators also failed to make the facility available for inspection on at least three occasions between 2010 and 2012. This violation is a concern because problem operators can easily avoid revealing poor conditions by appearing to be unavailable when an inspector arrives; it can also indicate a lack of oversight and proper staffing on the premises. In 2011, the facility received an official warning from the USDA for a repeated failure to make an adult available to allow USDA inspectors to inspect the facility, yet the facility committed the same violation again in 2012.

In addition to selling to pet stores, the facility also sells puppies online, via websites like PurebredBreeders.com. USDA #42-A-1294 (cancelled) and #42-A-1447 (current).

Linda Thorpe/ Sky Blue Ranch, Inc. – Winterset, IA: Dog Found Dead in her Cage

In October 2012, according to a USDA report, a state compliance inspector found a black and tan female, long-haired dachshund who was dead in her cage. The inspector noted the dog was already “severely stiff and had small matts in [her] hair coat and under [her] ears.” Inspectors also noted a strong ammonia (urine) odor in a portion of the facility that housed 130 dogs, as well as overall filthy conditions. Prior repeat violations included foul odors and build-ups of urine and feces. The HSUS also received a complaint from a buyer who allegedly purchased a very sick puppy from Sky Blue Ranch; the buyer claimed vet bills were over \$3,600. USDA #42-A-1140 and 42-H-0006.

Larry and Yvette Bolz/ B & S Kennels – Olpe, KS: Very Sick Puppy Not Taken to a Vet all Week

This facility has been cited repeatedly by USDA and Kansas state inspectors for unsafe housing and animals in need of veterinary care, including one very thin puppy “stretched out on the floor” who “vocalized as if in pain.” Staff at the facility stated that the puppy had been sick for more than a week and had not been taken to a vet, according to the USDA inspector (Sept. 2011). In 2010 the facility received an official warning from the USDA for violations of federal regulations due to conditions at the kennel. The HSUS has also received several complaints about conditions at the kennel. USDA #48-A-1582.

Marla and Roger Campbell– Newton, KS: “Very Thin” Mother Dogs and Filthy Conditions

In April 2013, USDA inspectors found two Boxers at the Campbells’ puppy mill who were “very thin, with back bones ribs, and hip bones clearly visible,” according to the inspector. Both of the dogs were females who were nursing litters of puppies. The inspector also found a bull terrier who had hair loss and cloudy eyes. The report also listed a number of additional violations, three of which were “repeat” violations, including unsafe housing, dirty feeders, and dogs kept outside in the cold without adequate protection from the weather. In 2012, USDA inspectors cited the Campbells for a dog with a bloody, swollen foot, a dog with eye problems, and keeping medications for use on the dogs that had expired in 2009. The puppy mill houses more than 200 dogs and puppies. It has also been cited repeatedly for filthy conditions, for keeping dogs in cages that were too small, for not making the facility accessible for inspection, and for numerous other problems. USDA #48-A-1549.

Kathy and William Clarke/ Clarke’s Hillside Kennel – Yates Center, KS: Had Dogs Put Down Rather than Provide Treatment

USDA inspectors have documented repeated problems with animals in need of veterinary care at Clarke’s Hillside Kennel, including a Boston Terrier with an open wound, several dogs found with foot injuries or limping (common conditions in puppy mills where dogs are forced to stand on wire flooring), and dogs with tick infestations and hair loss. On at least two occasions, when USDA inspectors required an animal to be seen by a vet, the licensee chose to have the animal euthanized rather than treat the dog’s medical condition. These dogs included a male gray poodle with a swollen foot and severe dental problems, and a female skipperke with hair loss. In addition, the licensee said a third dog that had been identified by the USDA for treatment was found dead in her kennel before she could be treated by a vet. The kennel has also been cited for unsanitary conditions, dirty food and water and unsafe housing. The puppy mill has about 150 dogs and has been in operation since 1995. USDA #48-A-1275.

Tim Deters – Baileyville, KS: Dogs with Bloody and Swollen Paws Standing on Wire Flooring

In September 2012, the USDA issued an official warning to Tim Deters for direct violations for vet care, housing, and ongoing cleaning and sanitation problems. Deters’ facility has been licensed since 2004 and has been repeatedly cited by inspectors for underweight animals, severely matted dogs, unsafe conditions, and sick or injured dogs who had not been treated by a vet.

In March 2013, inspectors recorded a repeat violation for six dogs at Deters’ facility in need of veterinary care. Several of the dogs had paw injuries common to puppy mill dogs who are forced to live on wire flooring, including several Yorkies with swollen paws and a shih tzu whose foot was so tender that “a bloody fluid was observed draining from the affected foot” when it was examined.

In March 2012 a USDA inspector documented a Yorkshire Terrier with a broken jaw who had not been adequately treated; her lower jaw moved freely from side to side, a condition the inspector noted “can be painful, lead to a decrease in appetite, and infection in the mouth.” USDA #48-A-1801.

Dianne Dick/ Puppie Trails Kennels – Rossville, KS: “Emaciated” and Sickly Dogs



Puppie [sic] Trails has been cited by both state and federal officials for multiple issues with animals in need of veterinary care, including dogs with evidence of severe dental disease, hair loss, scabs, underweight dogs, dogs with untreated wounds, and one dog who appeared “emaciated” with “prominent hip bones and spine” according to state inspection reports (October 2012).

USDA inspectors have repeatedly found dogs with swollen and injured feet at Tim Deters’ puppy mill in Baileyville, KS – a condition common in puppy mill dogs who are forced to stand on wire flooring. Inspectors also found dogs who were underweight, sick and injured. /The HSUS 2011

In 2012, the kennel was sent a warning by the state of Kansas for failing two of out of its previous four inspections, and in 2011 the facility received an official warning from

the USDA for violations of the Animal Welfare Act regulations. According to her 2011 and 2012 state inspection reports, the operator told state inspectors she sells her puppies through the Hunte Corporation. USDA #48-A-1237.

Justin and LaNae Jackson/ Jackson Kennels – Clifton, KS: More Than 600 Dogs

In March 2012, after twice traveling to the kennel earlier in the year and finding no one available to let them inside (a violation of the AWA), USDA inspectors found numerous problems at this enormous kennel that houses more than 600 dogs and puppies. A female Shiba Inu was found with an open, one-inch wound on the side of her neck, outdoor food receptacles were found “caked with bird droppings,” there were repeated issues with housing in disrepair, and inspectors noted a number of cleaning and sanitation deficiencies. In 2011, the kennel was cited for a number of additional issues, including unsafe conditions and housing in disrepair. USDA #48-A-1849.

Darlene and Charlene Koster/ Rainbow Ranch Kennel – Minneapolis, KS: Received Official Warning from USDA for Animal Welfare Violations

In September 2011, Rainbow Ranch received an Official Warning from the USDA for violating the Animal Welfare Act regulations. This warning cited six non-compliances from different inspections during the years 2009-2011, including a direct noncompliance for failing to provide veterinary care. This issue refers to a June 2011 inspection where the inspector found ten animals in need of immediate medical attention: a Chihuahua who “has a sagging appearance to his lower jaw,” five boxers and a pug that “have wounds at the base of the ears” with flies buzzing around them, a schnauzer that had a wound on the left side of his body that oozed a “thick, bloody discharge” when the inspector palpated it, a Boxer with “patchy hair loss on her chest, shoulder areas, and sides,” and an English Bulldog that had a “pink, fleshy mass in the corner of the right eye.”



Dogs in small, stacked cages at Rainbow Ranch Kennel were seen gazing out at open, grassy plains in which they could not run and play. /The HSUS 2011

This facility has been monitored by The HSUS since 2007, when it was cited by USDA inspectors for having dogs in 86 degree temperatures without adequate cooling measures and several dogs without adequate shade. In more recent years, the kennel has neglected to allow access to USDA inspectors upon three of their last four attempted visits, a waste of inspectors’ time and taxpayer dollars as well as a serious violation of the Animal Welfare Act regulations. USDA #48-B-0271.

Keith and Lila Ratzlaff – Canton, KS: “Extremely Thirsty” Dogs Without Water in 90+ Degree Heat

USDA violations documented at the Ratzlaffs’ kennel include a dog with hair loss and



Note the lack of shade in these enclosures at the Ratzlaff's kennel. /The HSUS 2011

scabs across his entire head, a puppy with a sprained leg, lack of bedding in shelters, and accumulated feces. In July 2012, a USDA inspector noted that at least nine dogs didn't have any water, and "when water was offered during the inspection, many of the dogs drank voraciously in a manner that indicated they were extremely thirsty. One dog was timed drinking for a total of 2 minutes and 15 seconds. The temperature at the time of inspection was over 90 degrees [Fahrenheit]."

The facility has also been cited repeatedly for a lack of adequate housing and sanitation, fly and rodent infestations and excessive piles of feces, and federal inspectors noted multiple failed access attempts. USDA #48-A-1793.

Audrey Rottinghaus / Wendy Pets – Seneca, KS: Dog's Head Trapped in Broken Cage, Family History of Failure to Care for Dogs

In 2012 alone, the puppy mill linked to Audrey Rottinghaus, Wendy Pets (48-B-0313), was cited for several dogs in need of veterinary care, including a limping dog and a dog with an open, swollen wound; housing so unsafe that a Yorkie's head was found entrapped in a gap in a cage lid, and initially refusing to let a federal inspector photograph a dog with oozing "blackish discharge" coming out of his ear, among other problems. Wendy Pets houses more than 100 dogs and puppies. USDA #48-B-0313.

Krystal and Sandra Rottinghaus – Seneca, KS: Repeat Violations for Emaciated and Limping Dogs

During her last routine inspection in April 2013, Krystal Rottinghaus was cited with a "Repeat, Direct" noncompliance by USDA inspectors for numerous dogs in urgent need of veterinary care, including several lame and limping dogs, a shih tzu who was so thin that her "backbone and hip bones were protruding," a Boston terrier with lesions on the surface of his eyes, and other serious repeat violations.

In April 2012, Krystal Rottinghaus was cited for 5 dogs in need of medical care and several issues with unsafe housing that could injure the dogs.

Krystal and Audrey (USDA licenses 48-A-2120 and 48-B-0313) are believed to be the daughters of Kale and Sandra Rottinghaus. Kale and Sandra essentially transferred their previously-licensed puppy mill, which had been cited again and again for horrific animal care violations, into Krystal's name on October 5, 2010. Since then, conditions clearly have not improved.



An HSUS investigator saw dogs at Krystal and Sandra Rottinghaus's puppy mill pacing restlessly in the cold. The facility has approximately 600 dogs and puppies and has been cited again and again for Animal Welfare Act violations. /The HSUS 2011.

Sandra Rottinghaus remains closely associated with Krystal's business. In June 2011 Sandra signed a Kansas kennel inspection report that noted an emaciated dog, a limping dog, matted dogs, and rusted and unsafe housing. According to the most recent records available from the USDA, more than 600 dogs and puppies are confined in the puppy mill. USDA #48-A-2120.

Helen Shelly/ Shadyhill Kennel – Hiawatha, KS: Multiple Dogs in Need of Veterinary Care

Shadyhill Kennel cancelled its USDA license in 2011 after receiving an official warning from the USDA, and after being cited for many repeat violations for animals in need of veterinary care, including dogs with eye problems and severe dental issues, matted and dirty dogs, improper medications stored at the facility that were intended for cattle, not dogs, inadequate space, and filthy conditions, among other problems. Although it is no longer licensed to sell to pet stores, the facility remains state licensed and can sell puppies over the Internet and directly to the public. The facility offers puppies for sale online via www.shadyhillpups.homestead.com.

MINNESOTA

Carole and Larry Harries/ Harries K-9 Ranch – Alpha, MN : Rodent Droppings Throughout Facility; Repeatedly Lacking in Proper Vet Care

In February 2013, the Harries were cited for a repeat violation by USDA inspectors for several dogs in need of veterinary care, including a shih tzu whose teeth were so rotted that the inspector could see the roots of her teeth, and two dogs with excessive matting around the tail with feces matted into the fur. One of the dogs had an eye problem which inspectors had first pointed out more than a year prior and which had not been effectively treated. Other issues documented at the kennel included unsafe housing, dirty conditions, and "a large amount of rodent droppings" throughout the facility. USDA# 41-A-0023.

Ted Johnson / Funtime Kennels – Windom, MN : Urine Fumes Strong Enough to "Make the Inspector's Eyes Burn," per USDA

In April 2013, USDA inspectors found two Maltese dogs at Ted Johnson's kennel with such severe dental disease that they had lost most of their teeth. One of the dogs had only two teeth left, and one of her remaining two teeth "was loose and moved easily when touched." The dog was seen "excessively licking its mouth with its tongue hanging out of its mouth most of the time," according to the inspector. The USDA also noted that the ammonia (urine) smell in the facility "was strong enough to make the inspector's eyes burn."

In August 2011, Johnson received an official warning from the USDA for not providing proper veterinary care to several dogs. That October, Johnson told USDA inspectors who arrived at Funtime Kennels to conduct an inspection that no inspection was needed because he was cancelling his USDA license. The officials left without inspecting. Just a few months later, Johnson once again applied for a USDA license. Altogether, Johnson has held three different USDA licenses since 2008, and has had violations under each license number (#41-A-0466; # 41-A-0451 & #41-A-0459). Prior violations included additional dogs lacking in dental care, dogs with matted hair and overgrown nails, failure to provide adequate cage space, failure to provide proper vet care, strong ammonia (urine) odor, and unsafe housing.

Wanda Kretzman / Clearwater Kennel Inc. – Cushing, MN: 1,100+ Dogs in Wire Cages; Beetles Crawling in the Food; Urine Fumes that “Burned the Eyes”

Clearwater Kennel, which has 1,124 dogs as of February 2013, is one of the largest puppy mills in the country. The USDA has documented dozens of Animal Welfare Act violations at this kennel over a period of years, including violations in 2012 for seven dogs with bloody, inflamed and/or swollen feet, likely from straddling the painful wire flooring that is so common in puppy mills. The federal inspector noted that



USDA inspectors have documented as many as 1,124 dogs at Clearwater Kennel in recent years. It is one of the largest puppy mills in the country. /The HSUS 2008

“These dogs have noticeable conditions that are affecting their health, wellbeing and comfort,” and stated the dogs needed veterinary care. The inspector also noted that at least 24 dogs had beetles crawling in their food.

In February 2013, an inspector noted that the ammonia (urine) fumes in one of Kretzman’s buildings were so strong that the “inspector could feel the ammonia burn the eyes,” and noted the fumes “could cause respiratory issues” in dogs who were forced to live in those conditions. The inspector noted there were 188 dogs in the building who were exposed to the hazardous fumes.

The facility sells to pet stores across the country. Footage of the kennel was featured as part of The HSUS’s 2008 investigation of the Petland, Inc. chain of pet stores, as well as our 2012 investigation of Chicagoland pet store suppliers: http://www.humanesociety.org/news/press_releases/2012/12/puppy-mill-investigation-chicago-121012.html. USDA #41-B-0190.

John & Lyle Renner/ Renner's Kennel – Detroit Lakes, MN: Fined \$5,286 for Violating Federal Regulations

In January 2013, Renner’s Kennel was fined more than \$5,000 by the USDA for repeat violations of the Animal Welfare Act regulations. Violations on previous USDA inspection reports include dogs kept in small cages without the minimum required space; lack of proper cleaning and sanitization, violations for dogs needing vet care, including a husky who could not bear weight on his leg, a dog with a missing eye and discharge, dogs with swollen/oozing paws (common in puppy mills with wire flooring), dogs without adequate protection from extreme temperatures, strong odors and accumulations of feces. USDA # 41-A-0248.

MISSOURI

Pamela Baldwin/ Samples Creek Kennel – Edgar Springs, MO: “Excessively Thin” Dogs with Ribs Protruding

In May 2011, Pamela Baldwin received an Official Warning from the USDA for not providing proper veterinary treatment to dogs in her care. Issues included a dog known as “Skooter” who “had a swollen area on the left, lower lip” and two other dogs who “had cloudy substances covering a large portion of the eyes.” A “loose, bloody discharge” was also seen on the ground of one dog’s enclosure, according to inspection reports.

Problems at Samples Creek Kennel seem to have only gotten worse since the official warning was issued. In May 2012, USDA inspectors documented a number of new, serious problems, including four dogs who were so thin that their ribs were showing, and dogs with scabs, hair loss and missing fur. Issues were found yet again August of 2012, when USDA inspectors found a silky terrier with a damaged, watering eye and a limping Bassett Hound, as well as 25 dogs who were “scratching frequently” and appeared to be infested with fleas. USDA #43-A-4762.

Edward Cannon/ E. Cannon Kennels – Novinger, MO: Both a Puppy Mill and a Kitten Mill

E. Cannon Kennels has more than 400 dogs and puppies, according to February 2013 USDA records. It has been cited by USDA inspectors for multiple problems over the years, including a dog with dental issues so severe that she could no longer keep her tongue in her mouth and the inspector could see the roots of her teeth; an ammonia (urine) odor so strong that federal inspectors noted a “burning sensation” in their noses; dirty conditions; and mold found in the dog kibble. In 2011, E. Cannon Kennels received an official warning from the USDA for violations of the Animal Welfare Act regulations.

The facility was also breeding kittens when inspectors visited in July 2012, according to USDA records; 139 cats and kittens were counted in addition to 385 dogs and puppies. Issues with the cattery that have been documented by the USDA included a cat with a dark crusty discharge around both eyes, a flame-point Himalayan with clear mucus film in both eyes, accumulations of clutter, hair, dirt, and grime in the cattery, and a strong ammonia (urine) odor in the cat area. USDA #43-A-4206.

Tina Carr/ Simply Puppies – Hannibal, MO: Dead Dog Found Outside in the Bitter Cold

Simply Puppies has accumulated numerous federal Animal Welfare Act violations over the last several years, including a January 2013 violation for 22 puppies kept on one-inch wire flooring, which is an injury and entrapment risk; February 2011 violations for failure to provide adequate bedding when it was 13.6 degrees F. outside; and one dog who was observed to be shivering with frozen water droplets on the dog’s chin. In 2012, Carr received an official warning from the USDA for previous violations of the Animal Welfare Act regulations. In January 2011, Carr was cited by USDA inspectors for a “direct non-compliance” for a dead dog found by the inspector in a kennel with another dog. The report does not specify how the dog died, but indicates that it may have been due to the bitter cold temperatures: “At time of inspection a female Dachshund (#222) was found dead in an outdoor run with another live dog. [...]the outdoor temperature was 28 degrees F. There were approximately 20 short-haired Dachshunds that were in outdoor enclosures with no bedding available.” (USDA, Jan. 2011). USDA #43-A-5672.

See The HSUS’s Dirty Dozen reports for details at humanesociety.org/pupmillresearch.

Brandi Cheney/ Circle B Farms, LLC – Huntsville, MO: Still Licensed by USDA after being linked to Previously Shuttered Kennel

No list of problematic kennels would be complete without Circle B Farms, LLC, operated by Brandi Cheney. Cheney has been associated with several different business names and breeding operations in Missouri. A previous facility, S & S Family Puppies, which was licensed to both Cheney and her mother, Diana Stephenson, was linked to more than 500 hundred pages of USDA enforcement records, including violations for sick and injured dogs who had not been treated by a vet, dead or dying dogs found on the property, dogs without adequate protection from the heat and cold, and more. S & S Family Puppies was finally shut down in May 2011, but Brandi continues to operate Circle B Farms, LLC (#43-B-3698), a second puppy mill in a different location. USDA inspections of Circle B Farms in 2011 uncovered a number of new, severe violations, including dogs in need of veterinary care, temperatures inside the kennel registering as high as 109.5 degrees F., failure to provide adequate lighting or electricity, and failure to provide adequate cage space. USDA #43-B-3698 and previous #43-B-0435.



USDA inspectors photographed several severely matted and injured dogs at a puppy mill co-owned by Brandi Cheney in 2008, and the facility soon accumulated more than 500 pages of enforcement records. The puppy mill was shut down in 2011, but Cheney now operates a different puppy mill under a new limited liability corporation in Huntsville, MO. /USDA 2008.

The HSUS has also received consumer complaints about sick puppies sold by this operator. See the HSUS's 2011 Dirty Dozen report update at www.humanesociety.org/pupppymillresearch for more details.

Kimberly Coleman/ TLC's Kennel – Clinton, MO: Fined \$8,250 by USDA

TLC's Kennel has more than 300 dogs and puppies, but USDA inspectors were not able to check on their welfare in January 2013, when the operator failed to make the facility available during regular business hours for inspection (a violation). Previous violations at the kennel include dogs in wet or freezing weather without adequate protection, including 37 dogs which the inspector noted had "soiled or wet hair coats," and dogs kept in rusty enclosures with holes in the flooring, strong odors and flies throughout the facility. In 2010, the operator entered in to a settlement agreement with the USDA and was fined \$8,250 for violations of the Animal Welfare Act regulations. USDA #43-A-4973.

Lou Cox/ Lou's Country Kennel – Chillicothe, MO: Dogs with Ribs Protruding; Animals Outside in 23 Degree Weather

After accumulating dozens of pages of severe USDA violations between 1993 and 2012, and appearing in the HSUS's Missouri's Dirty Dozen update report (at www.humanesociety.org/puppymillresearch) in 2011, this kennel cancelled its USDA license for unknown reasons in March 2012. Unfortunately, that was not the end of the story, as the kennel remains state-licensed in Missouri in 2013. Horrific violations at this kennel documented by federal inspectors included: dogs with painful eye conditions who had not been treated by a vet despite repeat warnings; a seriously underweight mother Rottweiler with her rib and hip bones protruding, who had only two surviving puppies out of a litter of six, a dog who was so badly matted that the inspector could not see her eyes, and dogs "shivering in a crouched position" in 23 degree F temperatures. Inspectors also noted during one visit that the drinking water was frozen in all of the outdoor kennels.

Marsha Cox/ Mar-Don Kennel – Chillicothe, MO: Surfaces Covered in Feces; Dogs in Below Freezing Cold

Marsha Cox, a relative of Lou Cox, was named as one of our original *Missouri's Dirty Dozen* in a 2010 report on some of the worst puppy mills in Missouri [See HSUS's 2010 and 2011 Dirty Dozen reports for details.]

Marsha Cox's USDA license was cancelled in 2011 after she repeatedly refused access to inspectors and was cited for severe animal care problems, including keeping animals outside in below-freezing temperatures without adequate protection from the cold, underweight

animals, and sick animals who had not been treated by a vet. Although Marsha Cox has lost her USDA license, she remains Missouri state licensed in 2013.



USDA inspectors repeatedly found dogs at Marsha Cox's Mar-Don Kennel outside in the cold without adequate protection from extreme temperatures. The USDA revoked her federal license in 2011 but the state continues to allow her to operate in 2013. /The HSUS 2010

Kenneth Dake/ Dake's Kennel – Dixon, MO : Accumulations of Trash and Waste

Dake's Kennel has been cited for recurring violations since at least 2007. In December 2012, USDA inspectors found 10 violations, including a Golden Retriever with sores inside her ears, excessive accumulations of trash and waste, unsafe housing, and dogs without adequate protection from the weather when temperatures had been in the 30s at night. Prior violations include storing rat poison two feet away from the dog food, puppies found huddling together in a whelping trailer that was only 42 degrees F at the time of inspection, failure to provide adequate protection to dogs in the outdoor enclosures when the outdoor temperature was 34 degrees F at time of inspection, and excessive

accumulations of feces. Dake's Kennel received an official warning from the USDA in 2011 for violations of the Animal Welfare Act regulations. USDA # 43-A-5402.

LeRoy Detweiler/ Sunset Ridge Kennel – Princeton, MO: “Thin and Listless” Dog Died of Sepsis; Dogs Exposed to Heat Index over 114 Degrees F

Joseph and LeRoy Detweiler had a history of problems under their joint USDA license (#43-A-5447), including an official warning in 2012, but in January 2013 the USDA allowed the Detweilers to cancel the joint license and granted LeRoy Detweiler a new license, USDA #43-A-5786, at the same address.

Violations from the Detweilers' USDA reports include a lethargic and shivering mother Chihuahua with only one surviving puppy, sick and lethargic puppies lacking veterinary care, a “high death rate” in puppy litters (July 2010), repeated problems with excessive accumulations of feces, dogs kept in unsafe temperatures, including a heat index of 114.1 degrees F in one of the buildings, and many other problems.

Grave problems have been found by state inspectors as well. In May 2012, a Missouri state inspector visited the kennel and found a gravely ill dog. Wrote the inspector: “there is a King Charles Cavalier, dog number 406 that is thin and listless [...] This dog is not trying to stand up. The licensee is keeping a list of dogs that have been treated or that have been seen by the attending veterinarian. Dog 406 is not on that list.” The inspector updated the report five days later, noting that the dog had died after the licensee was required to take him to the vet: “The licensee took the dog immediately to Dr. Alumbaugh. Dr. Alumbaugh put the dog on IVs as soon as it got there. The dog died 2 hours later. The necropsy show[ed] that the intestine had adhered together, causing [...] septic death.”

Miriam and Neal Feldkamp—Lewistown, MO: Injured Dogs in Need of Vet Care; Puppies Coated in Grime

The USDA has found recurring violations at the Feldkamp facility as recently as January 2013, when the kennel was cited for three repeat violations, including a veterinary care violation for two dogs with untreated injuries: a shih tzu with an open, oozing lesion and a dachshund who was limping and had a swollen lower leg. Additional issues found at the same inspection included an excessive build-up of feces; when questioned, the licensee told the inspector that “she cleans the outside portions of the enclosures about once a week” but regulations require that enclosures be spot cleaned daily.

The kennel has also repeatedly been cited for puppies, some as young as three days old, who were found with their feet falling through the wire flooring, a significant risk for entrapment and injury and a violation of both USDA and state regulations.

In September 2012, USDA inspectors found whelping areas so filthy that a litter of shih tzu puppies had “coats that were soiled with a brown grimy organic material,” and in April 2012, USDA inspectors found that no vet had been to the facility in almost two years. USDA #43-A-3036.

Mary Foster and Cathy Griesbauer/ Country Pets – Montgomery City, MO: Extremely Thin Dog and Reports of Sick Puppies; Co-Owner was Head of Professional Pet Association

The HSUS has received numerous complaints alleging sick puppies purchased from pet stores who originated from Country Pets, an enormous puppy mill which houses more than 750 dogs and puppies. The kennel received an official warning from the USDA in September 2012 for failure to provide veterinary care and failing to allow access to inspectors on four prior occasions.

During Country Pets' most recent federal inspection in August 2012, after twice finding no one present when inspectors arrived to attempt an inspection, USDA inspectors found several dogs in urgent need of veterinary care, including a Shih Tzu with a lesion on her eye who was squinting and blinking, a Bichon with a mass in her mouth, and a weimaraner who was seriously underweight, with his "rib, spine, hip bones, sit bones, and long bones all prominent and easily visualized from a distance." None of the animals had been examined by a vet, according to the inspection report. During a 2011 visit, USDA inspectors found additional problems, including dogs in need of veterinary care, dogs found panting in excessive heat, and housing in such disrepair that dogs' legs were falling through the flooring.

One of Country Pets' co-owners, Cathy Griesbauer, has been linked to numerous efforts to defeat animal protection laws. She was the President of the Professional Pet Association in Missouri in 2010; the PPA actively fought the passage of Proposition B, a ballot initiative designed to improve the care of dogs in puppy mills. USDA #43-A-1843.

Rhonda Gear/ Country Babies – Galt, MO: Dogs without Shelter in 20 Degree Temperatures, Buildings Not Cleaned in Months

Country Babies was listed in the HSUS's Dirty Dozen reports in 2010 and 2011 (see www.humanesociety.org/pupymillresearch) due to severe ongoing animal care violations, but is still in operation in 2013. The facility has accumulated numerous ongoing violations, including repeat violations for dogs with untreated medical issues, failure to provide adequate shelter to the dogs, filthy conditions, rodent infestation, and more.

At press time, USDA public records show that the agency may be in the process of revoking Country Babies's USDA license. The full complaint highlighting many violations cited over the years can be found at [http://www.aphis.usda.gov/foia/enforcement_actions/2012/September/Animal%20Welfare%20Act%20\(AWA\)/Complaints/MO10047-AC%20Rhoda%20Louise%20Gear%20Complaint_Redacted.pdf](http://www.aphis.usda.gov/foia/enforcement_actions/2012/September/Animal%20Welfare%20Act%20(AWA)/Complaints/MO10047-AC%20Rhoda%20Louise%20Gear%20Complaint_Redacted.pdf) Even if Gear's USDA license is revoked, The HSUS has concerns that the dealer will remain licensed with the Missouri Department of Agriculture (MDA) and continue selling directly to the public, as have so many others in the state (Marsha Cox, Lou Cox, Wendy Laymon). The HSUS has urged the USDA and MDA to ensure that, if this dealer is permanently shut down, the dogs should be transferred to reputable shelters and rescue groups to receive proper care. USDA #43-B-3613.

Beverly Hargis/Hargis' Sunshines Kennel – Hallsville, MO: Injured and Limping Dogs

Hargis' Sunshines Kennel has been cited for multiple USDA violations over the years, including numerous dogs who were matted and dirty and in need of medical care, dogs who were limping due to untreated injuries, dogs without adequate protection from the cold, a "strong ammonia odor," and housing and sanitation problems. In January 2012, Hargis' Sunshines Kennel received an official warning from the USDA for violating the Animal Welfare Act regulations. Nevertheless, as documented at its most recent USDA inspection in November 2012, serious issues continued. The kennel was cited for having dogs with inadequate cage space, excessive feces in some of the enclosures, to the point where some of the dogs could not walk without stepping in their feces, and a foul odor. In addition to being licensed to sell to pet stores, the kennel also sells puppies online via puppyfind.com. USDA # 43-A-0209.

Renee Horton/ Horton Kennel – Curryville, MO: Dogs Walking in Diarrhea

In March 2012, after attempting to perform an inspection on three prior occasions and being denied access, USDA inspectors finally entered Horton Kennel for an inspection. They found a Boxer with two masses which had not been evaluated by a vet, a Cocker Spaniel with yellow-green discharge around her

eye which had not been treated by a vet, a large hole in the flooring of one enclosure filled with a murky brown liquid, and dogs without adequate shade who were panting in the sun.

Additional violations found at the facility in recent years include a fly infestation, multiple dogs found stepping in their own diarrhea; other dogs with untreated medical issues such as masses and ear problems; and a dog who was matted so severely over 60% of her body that her fur was “heavily twisted and ropey,” per USDA inspectors. USDA #43-A-2675.

Wilma Jinson/ Jinson Kennel – Stella, MO: “Obvious Veterinary Care Problems” per USDA Inspector; Fined by USDA

In December 2012, Jinson Kennel was cited for a number of USDA violations, including an emaciated Miniature Pincher who was so thin that “each of her vertebrae could be seen,” and a bulldog with a paw injury so swollen that “the tissue had split in the middle and was draining,” which the inspector noted “can be painful and can indicate infection.” Similar problems at Jinson Kennel have been longstanding. As previously described in The HSUS’s Dirty Dozen update report in March 2011 (http://www.humanesociety.org/assets/pdfs/pets/puppy_mills/missouris_dirty_dozen_update.pdf), this breeder is still in operation despite many violations for filthy conditions, sick and injured animals, and direct non-compliance with USDA standards of care.

In December 2010, Jinson was cited by federal inspectors for a “direct non-compliance” for several dogs with untreated medical issues, including a dog with red, swollen paws and a dog whose leg was “swollen and bent at an unusual angle.” When asked about the dog with the “bent” leg, the licensee told the inspector that “she was a climber and she fell,” but she had not had the dog treated for the obvious injury. The kennel was also cited for housing in disrepair, failure to provide the dogs and puppies with adequate shelter from the elements, puppies with their feet passing through the wire flooring, and dirty water receptacles.

In September 2010, the USDA issued Jinson an Official Warning for “failure to establish and maintain an effective program for the control of insects, external parasites affecting dogs, and [control of] birds and mammals that are pests” at the facility.

In July 2010, Missouri state department of agriculture inspectors found a whelping building that “is rotting and smells of mold,” a fly infestation, and dogs exposed to contaminated washdown runoff, among other issues.

Additional violations go back to at least 2007. The HSUS has also received complaints from several people who allegedly purchased sick puppies from Jinson Kennel. USDA #43-A-2656.

Wendy Laymon/ Shadow Mountain Kennel – Rogersville, MO: Banned from USDA, Yet Still Licensed in Missouri after Numerous State Violations

As reported in our 2010 and 2011 Dirty Dozen reports, on March 27, 2009 the USDA levied action against Wendy Laymon (dba Shadow Mountain Kennel) under docket #08-0089: http://www.da.usda.gov/oaljdecisions/090403_AWA-08-0089.pdf for multiple violations of the Animal Welfare Act. She was fined \$7,125 (held in abeyance) and banned from holding a USDA license for three years, yet Laymon continues to be licensed by the state of Missouri in 2013, allowing her to sell puppies directly to the public and online.

In August 2011 The HSUS submitted a complaint to Missouri Attorney General Chris Koster regarding a purported dog “rescue” group also run by Laymon, which was believed to be a front for discarding the kennel’s unwanted breeding dogs. The complaint contended that Laymon was violating the state’s consumer protection law by deceiving the public into believing that some of the dogs in her operation are rescued from other facilities, when in fact many of the “rescued” dogs could have been coming directly from her puppy mill. The AG did not formally respond to The HSUS’s complaint, but “Rescue a French Bulldog” is no longer licensed separately in Missouri as a nonprofit kennel in 2013. However, Laymon’s breeding operation is still licensed as a commercial kennel in Missouri:

http://www.humanesociety.org/news/press_releases/2011/08/dirty_dozen_puppy_mill_08052011.html
Laymon’s kennel has been cited by Missouri Department of Agriculture officials for numerous violations in recent years, including selling an allegedly “rescued” French bulldog online without a rabies vaccination or health certificate (June 2012); several dogs with such long toenails that the nails had “curled back into the pad of the foot”; refusing to allow inspectors to look inside a building which appeared to be a kennel building but which Laymon claimed did not have dogs in it, and a period of more than two years during which Missouri state inspectors found there had been no documented veterinary visit to the kennel (2008 to 2010). Annual veterinary visits for commercial kennels are required by law in Missouri.

Jeff Burnside of Washington’s KOMO 4 News expanded upon the Laymon story in February 2013, reporting that consumers across the country were still claiming to receive sick puppies from the facility thanks to unregulated Internet sales: <http://www.komonews.com/news/local/Loophole-lets-accused-puppy-mill-operator-sell-dogs-online-192901401.html>.

Rose Marlow/ Pet Degree Ranch – Wellsville, MO: Received Official Warning for Violating Animal Welfare Act Regulations

In January 2012, Marlow received an Official Warning from the USDA for violating federal regulations due to conditions at Pet Degree Ranch. The warning listed 19 violations pertaining to housing/facilities and four violations pertaining to veterinary care between December 2010 and December 2011. But the violations did not stop after Pet Degree Ranch received the warning. From January 2012 to March 2013, USDA inspectors recorded 17 violations pertaining to housing/facilities and one violation pertaining to veterinary care. Specific examples of repeated violations include dogs without adequate protection from the wind and rain; expired infant medication kept in kennel area as if used on dogs; outdoor housing for numerous dogs who had no bedding or other way of preserving their body heat when temperatures dropped below 35 degrees F; sharp and rusted parts of the kennel that were a danger to the dogs; and sick animals who had not been treated by a vet. USDA #43-A-4368.

Tom Nelson/ Oak Ridge Pets – Macon, MO: Dogs with Fresh Bite Wounds

USDA inspectors have repeatedly cited Oak Ridge Pets for dogs in need of veterinary care, including dogs with oozing eyes, lesions, and lameness. In November 2012, a USDA inspector found two dogs with eye problems so noticeable that “a yellowish build up” covered the entire eye, and other dogs with fresh bite wounds. The licensee told the inspector that eight dogs had died over the last several months due to “fighting.” In March 2010, puppies were found with their “feet and legs dangling” from gaps in the wire flooring and the operator was found to be repeatedly keeping animals in cages that were too small. USDA #43-B-3425.

Joe Overlease/ C & J's Cockers – Miller, MO: Multiple Consumer Complaints and Many State Violations

The HSUS has received a number of consumer complaints alleging sick puppies sold by C & J's Cockers, which sells cocker spaniels online and directly to the public. The kennel is not USDA licensed so it can't legally sell to pet stores, but it sells puppies via its own website, Cocker-spaniels.com, and online classified sites such as Nextdaypets.com.

Between May 2010 and February 2012, Missouri Department of Agriculture officials cited the puppy mill for a number of violations, including overcrowded and dirty conditions, safety concerns, dozens of matted dogs (1/26/2011), no proof of veterinary care (2/7/2012), and unsafe housing conditions (multiple dates). State records indicate that there are currently more than 300 dogs and puppies at the kennel.

The facility is owned by Joe Overlease, former president of the Professional Kennel Club of Missouri. Overlease was a vocal opponent of Proposition B, a 2010 ballot initiative that would have vastly improved the standards of care for dogs in commercial kennels in Missouri. Overlease's kennel has been state-licensed since November 2003, after state officials found him operating an illegal, unlicensed kennel and required him to obtain a license.

Overlease's current website contains misinformation about adoption and shelter pets, advising readers who are considering adopting a dog from a shelter that "You should have a good insurance policy that covers animal attacks on your neighbors and visitors. And you also need to make sure your children and grandchildren or others are closely supervised." Overlease goes on to state that adopting instead of buying a puppy "can become a very expensive nightmare in the long run." Complaints received by The HSUS indicate that purchasing puppies from puppy mills has become an expensive nightmare for many buyers.

Valente Rios/ Rios Kennel – Galt, MO: Dogs in Complete Darkness; Failure to Obtain Vet Care

Inspection reports show there are more than 300 dogs and puppies at Rios Kennel. The puppy mill has been cited for numerous USDA violations, some as recent as January 2013, for injured dogs who had not been treated by a vet, filthy conditions, inadequate space, and ammonia levels in a windowless whelping building so strong that inspectors' noses "began burning and then started running," according to USDA inspection reports.

Additional USDA violations included limping dogs with swollen feet, animals with so much feces in their enclosures that they had difficulty walking without stepping in it, and dogs caged in a windowless building in "nearly pitch black" conditions without access to the outdoors or adequate light.

Missouri state inspectors have found additional problems at the facility as recently as March 2012, when an inspector found dogs who did not have water and a Yorkie with an eye problem that had not been treated. USDA #43-A-5652.

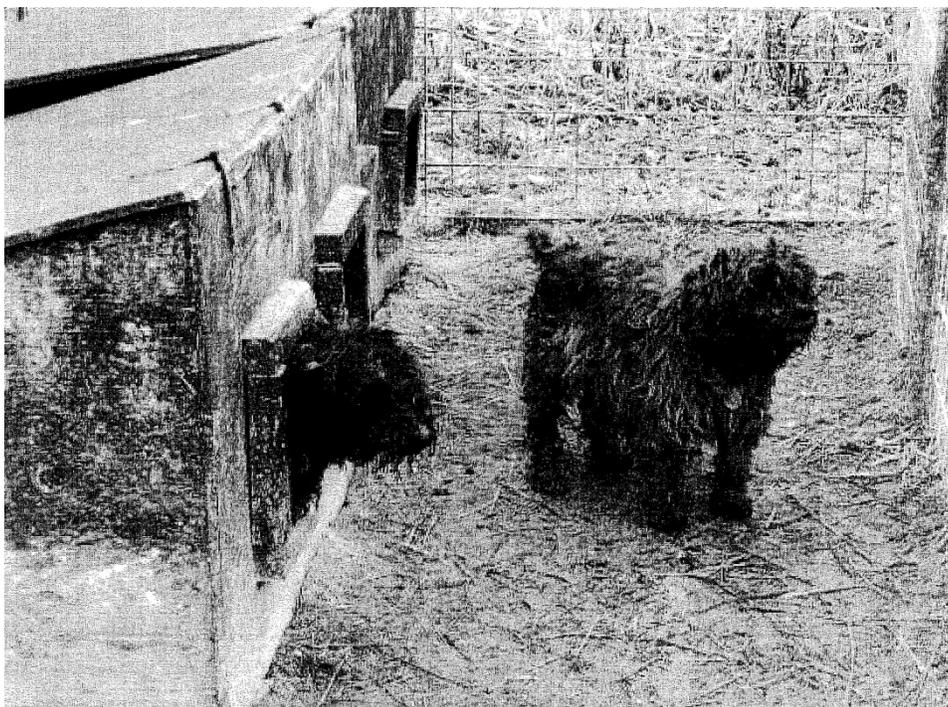
Donald Schrage/ Rabbit Ridge Kennel – Edina, MO: Starving Dogs, Open Wounds, Performed Surgery on Puppy without a License in Filthy Conditions

Donald Schrage's Rabbit Ridge Kennel has been cited for severe, repeat Animal Welfare Act violations for many years in a row, including violations as horrific as performing surgeries on his own dogs in filthy conditions; emaciated animals with their ribs, vertebrae and hip bones protruding; dogs with crusty eyes, scabs and lesions; dogs in excessive heat without adequate air flow, and a dog with an untreated

tumor. During one visit, USDA inspectors noted the kennel had only one full-time employee and one part-time employee to care for more than 300 animals.

The following USDA violations were documented in May 2012: “A female Lhasa Apso, tag #198, was observed to be very thin, her ribs, vertebrae, and hip bones are very prominent and easily visible, and she has a tucked abdomen. There is a very obvious loss of muscle of her front shoulders, front and back legs, making the long bones and shoulder blades visible.” In addition, “a male Boston Terrier, with no ID, was observed repeatedly licking the front of his muzzle. Upon closer observation there is an open wound approximately ½ inch in diameter under his left nostril. The skin in this open area is reddened.”

On August 3, 2011, a USDA inspector found that a black schnauzer puppy had recently had his ears cropped, even though the licensee “is not trained or qualified to safely conduct painful, surgical procedures involving the amputation of tissue” and the fluid Schrage allegedly used to sanitize his equipment was “discolored and yellow in appearance, did not smell like alcohol, contained a dead floating insect, and had no cap.” The inspector emphasized that surgeries conducted without appropriate training “could result in pain, distress, infection or injury of animals.”



CFR: 2.40 (b) (2)

USDA inspectors have documented horrific violations at Donald Schrage’s Rabbit Ridge Kennel in Edina, MO. /USDA 2011

The HSUS has urged both the USDA and the Missouri Department of Agriculture to shut this noncompliant kennel down and allow the dogs to be sent to shelters and rescue organizations for proper care and placement, and will continue to urge the authorities to take appropriate action. USDA #43-A-1957.

Amos Schwartz – Princeton, MO: Dogs Shivering in the Cold, Underweight Dogs and Open Wounds

Numerous violations have been documented at this kennel over the years, including an issue in February 2012 when a USDA inspector noted a Husky with an oozing eye and a bleeding mass, and a maltese with a dark purple swelling on his paw who was unable to put weight on it, among other problems. During the same inspection, a French bulldog was seen shivering in the cold without adequate protection. In November 2011, inspectors found an underweight husky so malnourished that “her hips and ribs could be easily visualized, even under her thick coat,” according to the USDA inspector. The inspector

also found an Old English sheepdog with an open wound, and other violations. The facility received an official warning from the USDA in 2012. USDA # 43-A-5349.

Kaye and William Waddell – Montgomery City, MO: Dog with Ulcerated Mass Was Not Treated for Four Months, then Euthanized

In March 2011, a veterinary medical officer with the USDA identified a lhasa apso at the Waddell kennel who had “a mass on the underside of her abdomen which was approximately 2.5 inches in diameter. The mass was covered with pink, raised bumps,” some of which appeared to be ulcerated, according to the report, and the “crater-like lesions were oozing blood.” Both the dog’s back leg and the enclosure had fresh blood on them, according to the report. The veterinary inspector informed the breeder that “open wounds are likely painful and allow bacteria and other disease-causing organisms access to the body,” and instructed the licensees in writing to get the dog to a veterinarian within a week and document her treatment. Instead, the inspector found out the following year (2/09/12) that “the licensee waited over four months to have the dog examined by a veterinarian” and at that point had the dog euthanized, violating regulations that require adequate and timely veterinary care for sick and injured animals.

Additional problems found at the Waddells’ facility include medications found in 2012 which had expired in 2001, 2005 and 2010. The inspector noted, “expired drugs may not work as anticipated, could become contaminated, and could harm the animals.” USDA #43-A-0439.

Joyce Young/ Young’s Ozark Kennel – Pottersville, MO: Puppies with their Feet Falling Through Wire Floors

Joyce Young received an official warning from the USDA in April 2012 for violating the Animal Welfare Act regulations. With the exception of the year 2011, problems have been occurring at Young’s Ozark Kennel for many years; it has been in business since at least 2005.

In July 2010, a USDA inspector found ten dogs in need of veterinary care at Young’s Ozark Kennel, including four “excessively matted” dogs whose discomfort at being entwined in the matted hair was enhanced by the fact that it was over 90 degrees with high humidity. The inspector also found two lactating female dogs who were “very thin,” including a “beagle with six pups and a miniature pincher with three pups. Their spine and hips are prominent and their coats are dull,” according to the report.

Prior violations documented by USDA inspectors include puppies found repeatedly with their feet falling through the wire flooring, dirty food and water, and unsafe conditions. USDA #43-A-4644.

NEBRASKA

Barbara Crick / Cricks Kennels –Burwell, NE: Shot a Golden Retriever in the Head

The kennel has been cited for repeated problems with unsafe and shoddy housing and piles of feces, as well as dogs kept in extremely hot enclosures (over 91 degrees F) in August without adequate protection, and dogs kept in below-freezing temperatures in the winter (26 degrees F). In 2012, the operator was repeatedly cited for filthy and unsafe conditions. In 2008, a USDA inspector found a horrific sight: “a dead female golden retriever that had been tied to a post behind the east kennel and

shot in the head with a .22 caliber gun.” The operator was told that shooting a dog was not an acceptable method of routine euthanasia. One has to wonder if this was the first dog at Cricks Kennels to meet such a fate. USDA #47-A-0426.

Linda Hager – Crab Orchard, NE: “Not Home” Six Times in a Row when Inspectors Came?

After a history of being cited for very serious violations of the Animal Welfare Act regulations, this operator appears to have suddenly become “unavailable” whenever federal inspectors pay a visit. As of March 2013, the kennel has denied entry to USDA inspectors at their last six attempted inspections, wasting taxpayer dollars and hiding the conditions of the animals on the premises – premises with a history of repeat animal welfare act violations and dismal animal care. Inspectors have not been able to visit the kennel since August 2011, at which time they found two dogs who were so ill that they had to be euthanized.

In May 2011, the USDA issued Hager a warning for issues involving insufficient vet care, unsafe housing, inadequate cleaning, drainage and sanitation, and other issues. USDA #47-A-0410.

Janice and Steph McCutcheon, and Krystal Wulf – Guide Rock NE: Dead Mice in Puppy Room

USDA violations at this facility have included: rodent droppings and nine dead mice found in the “nursery building,” in response to which the licensee stated that she had recently removed the dead mice from a dog’s water bowl (Jan. 2013); a Bassett hound with nails so long that it caused “rotation of the feet” when the dog was standing (Jan. 2012), a Mastiff with a bleeding wound on the tail (March 2011), and a French Bulldog with “circular pink lesions” on one paw; the paw was swollen and the nail was missing, according to the inspector, and the dog would not put weight on the paw (Feb. 2011). This puppy mill has two different locations, both licensed under USDA #47-A-0553.

NEW YORK

Clara and Dan Byler/ Bylers Kennel – Troupsburg, NY: No Vet at the Facility for almost Two Years; Dogs Found in the Cold Without Food or Water

Bylers Kennel was first licensed in August, 2010. Since then it has been visited by USDA inspectors seven times and has had violations noted on all seven of those reports.

During a January 2012 visit, a USDA inspector noted that not only was there no record of a vet having visited Bylers Kennel since April 2010, but a medicine cabinet was full of used syringes. The inspector noted, “these needles need to be discarded after use and a new needle used when giving vaccinations to prevent the spread of diseases.” The inspector also noticed bloody urine on the floor of one of the enclosures, a repeat violation, and recommended that the dogs in the enclosure be separated to determine which one needed to be treated. Additional violations found during recent inspections included dogs heavily matted and in need of grooming, whelping boxes “soaked with urine” and feces, dirty conditions, and unsafe housing.

In January 2011, USDA inspector found dogs in below freezing temperatures without adequate protection from the cold. The inspector also noted that some of the dogs did not have food. The inspector noted that when given food, “almost all the dogs began to consume the food immediately” as if very hungry. The inspector also noted that two of the dogs did not have water, and when offered water they drank “continually for several minutes.” USDA #21-A-0150.

Rebecca Graber – Waterloo, NY: Dogs with “Raw and Bloody” Wounds

This relatively new kennel has already been cited by USDA inspectors for multiple serious direct violations, including a violation in February 2013 for dogs in 22 degree temperatures without adequate protection, and sanitation issues. In August 2012, Graber was cited for many violations including filthy conditions, puppies with their feet falling through the wire floors (a serious injury/entrapment risk), dogs without shelter from the weather, and multiple dogs in need of veterinary care, including two dogs with “raw skin exposed that was bloody.” Violations noted on prior reports included still more violations for filthy conditions, improper medications used on dogs, inadequate shelter and inadequate protection from the elements. USDA # 21-A-0159.

Raymond Hoover/ Double R Kennel – Dundee, NY: Cutting off Puppies’ Tails

Double R Kennel has been cited with multiple violations over the years, including repeat violations for matted dogs; rodent and dog feces found on the floor of the area where the food was stored (March 2013); unsanitary “tools” used for docking (cutting off) puppies’ tails, which could lead to pain and infection (June 2010); dogs with oozing eyes and ears; filthy conditions; dirty syringes that were being re-used on dogs; and a French bulldog recovering from a C section who was housed in a dirty enclosure, which put her at risk of infection, according to the USDA report (June 2010). USDA #21-A-0065.

Alvin Shirk/ A & L Kennels – Dundee, NY: Emaciated and Wounded Dogs

A & L Kennels houses more than 300 dogs and puppies, according to recent USDA records. USDA inspectors have cited this facility in recent years for rodent infestations, a Boston Terrier with an eye injury, a Yorkie limping with raw flesh on the paw, a Jack Russell puppy with bite wounds, an underweight nursing westie who didn’t have any food at the time of inspection, who when provided with food during the inspection, ate “for several minutes,” an “emaciated” Dachshund with “obvious and prominent” skeletal structure showing, matted dogs and dirty conditions, and puppies kept on wire mesh floors, which is an entrapment and injury risk. USDA #21-A-0080.

Aaron Zimmerman – Dundee, NY: Urine Fumes so Strong they Hurt Inspectors’ Eyes; Repeat Violations for Puppies in Danger on Wire Flooring

Aaron Zimmerman’s facility has been cited again and again by USDA inspectors for facilities in disrepair, puppies with their feet falling through wire floors, and unsanitary and filthy conditions. Additional violations include lack of proper vet care, including dogs with hair loss and skin problems, piles of feces, and an ammonia level (from urine odors) so strong that it hurt inspectors’ eyes. Several of the problems have been documented repeatedly over a period of many years. In December 2011, a USDA inspector noted the kennel was so filthy that “it is evident that the facility has not been sanitized in at least two or more weeks.”

Aaron Zimmerman’s kennel has been in business for over a decade. The most recent reports available during the preparation of this report were from 2006, during which Zimmerman was cited for an underweight mother dog with “thin” puppies who were seen “shaking and seem[ed] to have difficulty moving around” and the inspector noted, “the owners do not feel that the mother is producing enough milk, but are not supplementing the mother [with] additional nutrients.” During the same inspection, Zimmerman was cited with a “repeat NCI” [noncompliant item] for puppies with their feet falling through the wire floors; in fact, the USDA inspector noted she had to free one puppy and one adult dog who had their feet trapped in the wire mesh and didn’t seem to be able to free themselves. Despite this very serious injury risk, inspectors found the same issue again and again over the years – including violations in 2006, 2007, 2008, and 2012. In addition, the issue with the “very strong ammonia” odor was repeatedly documented between 2006 and 2011. At its most recent inspection the kennel had more than 100 dogs. USDA #21-A-0075.

Nathan Zimmerman – Penn Yan, NY: Repeatedly Keeping Puppies on Dangerous Wire Floors

Although he has been cited again and again by USDA inspectors for the violation, Nathan Zimmerman has been found repeatedly keeping small puppies on wide and unsafe wire flooring. Wire flooring presents an entrapment risk for small puppies, whose feet often fall through the wire, leaving the animals trapped or causing them to injure themselves in an attempt to get free.

Wire flooring can also lead to foot injuries in dogs of any age, which may be the cause of a cocker spaniel found by USDA inspectors in January 2013 with a swollen paw who was unable to put weight on her foot. During the same inspection, the inspector noted two Chihuahuas who were kept on wire flooring with gaps of 1.5" square – an obvious entrapment risk and discomfort issue for tiny breeds like Chihuahuas, whose feet are often smaller than the gaps themselves.

Nathan Zimmerman's kennel has been in business for more than a decade. During previous inspections, USDA inspectors cited Zimmerman for filthy conditions, puppies with their feet falling through the wire flooring, an emaciated 5-week-old puppy, and cutting the tails off puppies on site without specific veterinary guidance. USDA #21-A-0103.

NORTH CAROLINA

Roger and Marilyn Hall/ Royal Acres Kennel – Magnolia, NC : 58 Suffering Dogs Removed in February 2013

Royal Acres sells small-breed and "designer" puppies online via www.royalacreskennel.com. On their website, the operators describe their heated and air-conditioned indoor kennel and claim "we feel that our adults should be treated with the same love and kindness as our puppies. Because if not for them, we wouldn't be able to share these adorable babies with you."

Unfortunately, when HSUS's state director, Kim Alboum, visited the kennel, she found that care was severely lacking. Said Alboum: "We walked to the second row of housing and found several suffering



Dogs surrendered by Royal Acres Kennel were found with severe, untreated medical issues like tumors, infections, and dental disease so advanced that parts of some of the animals' jaws had rotted away. /HSUS 2013

dogs. [The breeder] explained that these were all old dogs but I only saw only a few that truly looked old. The rest had hair loss, major dental infection, broken bones, eye infection, etc. [The owner] stated that the dogs are seen by a vet but in a statement immediately following stated that the [paralyzed dog] had not seen a vet in at least a year. She said she just can't get rid of the old dogs, which is interesting because she sold nearly 100 at the Ohio Dog Auction in 2010."

In February 2013, with the assistance of Alboum, local law enforcement, and The HSUS, 58 dogs with severe medical problems were removed from Royal Acres kennel after veterinarians determined they were in need of care that the kennel was not providing. Conditions included blind dogs, dogs with dental decay so severe that several of the dogs' jaws were disintegrated and they could no longer keep their tongues in their mouths; tumors; infections; and a paralyzed dachshund who had injured his private parts by dragging them along the dirty ground for so long on nonworking legs. Witnesses said the ammonia levels in the facility burned their eyes.

Unfortunately, even though 58 dogs were relinquished and are now in good homes, authorities were required to leave more than 40 dogs behind at the property because of a lack of clear and adequate legal standards in the state.

Joe and Cynthia Williams/ NC Great Danes, aka Promise [sic] Land Danes – Wilson, NC: Big Dogs, Little Food



A mastiff surrendered by the Williams was clearly malnourished, yet was nursing puppies. /The HSUS 2012

In August 2012, 28 large-breed dogs, including Great Danes, Mastiffs, and Doberman Pinschers were rescued from the kennel known as NC Great Danes in Wilson, NC. Several of the dogs were underweight and suffering from untreated masses, infections or injuries. Although the animals were eventually surrendered for treatment, the cruelty case against the kennel's operators was dismissed on procedural technicalities. The facility remains in business,

selling puppies through online classifieds sites such as PuppyFind.com

and Hoobly.com. They have now changed the kennel name to Promise Land Danes and sometimes do not use any kennel name at all, just the breeders' last name.

In her online puppy ads, the breeder mentions that she is AKC inspected. Most of the kennels recently shut down in NC have been “AKC inspected,” yet AKC continues to obstruct the passage of stronger animal protection laws in North Carolina.

OHIO

Harvey Burkholder/ H & A Kennels – Shiloh, OH: Sale of Underage Puppies, Severe Dental Disease

Violations have been occurring at Burkholder’s kennel for many years. In 2012, the operator received an official warning from the USDA for eight kinds of violations recorded by inspectors between June 2010 and September 2011 during five different inspections.

One USDA inspector noted in March 2011 that a “dog was observed sitting in the back of the cage holding its mouth in an odd position.” According to the inspector, “Upon further examination it was observed that the lower front teeth were very loose and able to move back and forth” when the inspector touched them.

The inspector also noted that several additional dogs in the kennel had been diagnosed “grade 5 out of 5 for dental disease,” which is the most severe stage of periodontal disease in dogs and can lead to missing teeth, pain, bone loss, and/or an inability to eat properly. The inspector noted that neither the kennel owner nor his vet were doing anything to treat the dogs; in fact “the veterinarian gave no treatment instruction to the Licensee except to discharge the dogs to a rescue within 6-12 months or after done weaning a litter of pups,” according to the report. The inspector noted that the severe dental disease could be causing “unnecessary pain and suffering” for the dogs.

Additional violations documented at H & A Kennels in recent years include filthy conditions, sale of underage puppies, repeated failure to keep kennels clean, a repeated failure to treat animals with serious medical conditions. USDA #31-A-0061.

Tom Coleman/ Lone Oak Kennel – Danville, OH: Dogs Found Dead in Kennel; Violated a Quarantine for Contagious Disease

Before moving to Ohio, Tom Coleman was state licensed as a pet dealer in Georgia, but in February 2012 the Georgia Department of Agriculture revoked his license for violations of the Georgia Animal Protection Act. The revocation stemmed from repeated incidents during which Georgia inspectors found sick and sometimes deceased dogs in Coleman’s kennel who tested positive for Brucellosis, a serious zoonotic disease, followed by Coleman’s failure to properly contain the disease and comply with a quarantine.

According to Georgia state records, Coleman’s facility, then known as Copper Lake Kennels, was placed under quarantine due to dogs in his facility testing positive for Brucellosis. During a February 2012 inspection of Coleman’s facility, it was discovered that he had violated the quarantine by removing the infected dogs. According to Georgia state records, Coleman told the Georgia Department of Agriculture that he had “moved to Utah and had taken the [quarantined] dogs with him.” The Georgia Department of Agriculture later discovered that he had actually “moved himself along with the dogs to Ohio,” according to state records.

Canine Brucellosis is an increasingly less rare bacterial disease which is highly contagious to other dogs and can even be spread to humans.¹ In recent years it has become more prevalent in Ohio.

Coleman was also federally licensed but his USDA license was cancelled in January 2012. Animal Welfare Act violations cited on Coleman's USDA inspection reports included: four schnauzer puppies with recently cropped "raw and unhealed" ears that were "laying on the wire in feces;" waste under the wire enclosures that "has been allowed to accumulate to excess for at least a week" that was causing a strong odor of ammonia (urine) and feces, Yorkies in cages with wire flooring that had large openings (1.5 inches) that were causing their feet to fall through, and a cocker spaniel in a cage with her puppies that had "no clean area for the dogs to lay down" due to accumulated feces.

Ohio state records show that the Ohio Department of Agriculture also quarantined Coleman's facility in March 2012 and again in May 2012, after being alerted by the Georgia Department of Agriculture about Coleman's history and the disease risk. March 2012 records show that Ohio state officials found "approximately 400 dogs" on the new property. Although Coleman's USDA license was cancelled and his Georgia license revoked, according to the most recently available Ohio county records, he still has a 2013 Knox County dog kennel license with approximately 225 dogs at his facility.

Vicky Galle/ Purrfect Endings Farms – Mt Vernon, OH: Not a "Purrfect" Ending for Dead Dog Found in Kennel

During a September 2009 USDA inspection of Vicky Galle's facility, a USDA inspector reportedly found 11 puppies in cages inside a van without any food or water. According to the report, Galle stated she had picked up the puppies from a breeder the previous day, and upon arriving back at her facility, left the puppies in the van overnight without giving them any food or water. During that same inspection, the USDA inspector reportedly also found a Husky tethered inside a barn by a choke collar, and a German Shepard puppy in a cage so small the puppy could not sit or stand up in it.

During a March 2010 USDA visit, an inspector reported seeing a recently euthanized dog who was "awaiting disposal" and had been placed within view of the other dogs in the kennel; the inspection report did not state why the dog was euthanized or what method was used, nor did it state who euthanized the dog. According to the same inspection report, Galle was also cited for using expired vaccines, having dirty food and water receptacles, accumulations of dirt and grime, and a "fresh rat hole" found inside the kennel. Even though she is no longer USDA licensed, online research reveals that Galle continues to offer puppies for sale to the public.

Galle cancelled her USDA license in 2010, but she continues to hold a Knox County, Ohio license in 2013, which allows her to sell dogs directly to the public or online. Galle is also the current President of the Ohio Association of Animal Owners (OAAO), which according to their website, is committed to "educate animal owners in their responsibility to animal care and public safety". In recent years, OAAO has opposed multiple animal welfare bills in the state. USDA #31-B-0154.

¹ According to the Centers for Disease Control, "in humans brucellosis can cause a range of symptoms that are similar to the flu and may include fever, sweats, headaches, back pains, and physical weakness. Severe infections of the central nervous systems or lining of the heart may occur. Brucellosis can also cause long-lasting or chronic symptoms that include recurrent fevers, joint pain, and fatigue." While Brucellosis is more prevalent in countries that do not have effective domestic animal health programs, The HSUS has received a disturbing increase in the number of reports of outbreaks at commercial dog breeding facilities within the last few years.

In November 2007, following an HSUS investigation of Virginia puppy mills, The HSUS assisted local animal control authorities in removing approximately 800 dogs from Horton's Pups, owned by Lanzie Carroll "Junior" Horton in Hillsville, VA. In addition to finding dogs in deplorable conditions, The HSUS's investigation revealed that Horton was unlawfully selling puppies to pet stores without a USDA license. As a result of the investigation, the subsequent raid, and the conditions found, in May 2008 Horton was convicted on 14 counts of animal cruelty and 25 counts of animal neglect. The VA district court fined Horton \$4,750, but local authorities allowed him to keep his county kennel license for up to 250 dogs.

In January 2009, improved commercial dog breeding laws went into effect in the state of Virginia. In addition to higher care standards, the new law prohibits anyone who has been convicted of animal cruelty from operating a dog breeding business within the state. In January 2009, an inspection of Horton's property in Hillsville, VA uncovered numerous violations of the new law and he was subsequently found guilty of more charges. Due to his animal cruelty convictions, Horton is no longer permitted to operate a commercial dog breeding facility in Virginia.

After the Virginia law went into effect, Horton was interviewed by a local newspaper and insinuated that he would move his dog breeding business out of Virginia, stating: *"If they [Virginia] want to be a communism state, they got other states you know, that you got rights in, you can do what you want to do."*



An HSUS investigation in 2007-2008 resulted in Lanzie "Junior" Horton's conviction on multiple animal cruelty charges. Approximately 800 dogs were rescued from his kennel. But when VA refused to allow him to operate a kennel due to his history, he moved to Ohio, where he found the laws more permissive. /The HSUS 2007

Horton has since moved his kennel to Ohio where he holds a 2013 Coshocton County dog kennel license. Due to the lack of regular kennel inspections in

Ohio (an issue that may change soon because Ohio recently passed a new law) it is unknown how many dogs Horton has and in what conditions he is keeping them, but local sources say he is still heavily involved in the dog business, has hundreds of dogs inside trailers, and has attended several dog auctions in Ohio.

In January 2013, The USDA fined Horton \$14,430 for selling puppies to pet stores without a license, a result of evidence uncovered during The HSUS's 2007 investigation.

Isaac Martin – Shiloh, OH: USDA Inspector Noted, “This Dog is Suffering”

Isaac Martin has been licensed by the USDA (# 31-A-0015) for over 15 years, and in that time has accumulated dozens of pages of USDA violations, an official USDA warning, an official USDA complaint, and a consent decision from the USDA to cease and desist from continuing to violate the federal Animal Welfare Act (AWA) regulations. Horrific violations at the facility documented in federal inspection reports include: a poodle with a severely imbedded collar that caused an open, untreated neck wound so gruesome that the USDA inspector noted on the report “this dog is suffering;” a dog with a loose tooth that fell out when the USDA inspector “lightly touched the tooth,” its root “covered in pus;” and the operator admitting to using dirty wire cutters to cut off puppies’ dew claws.

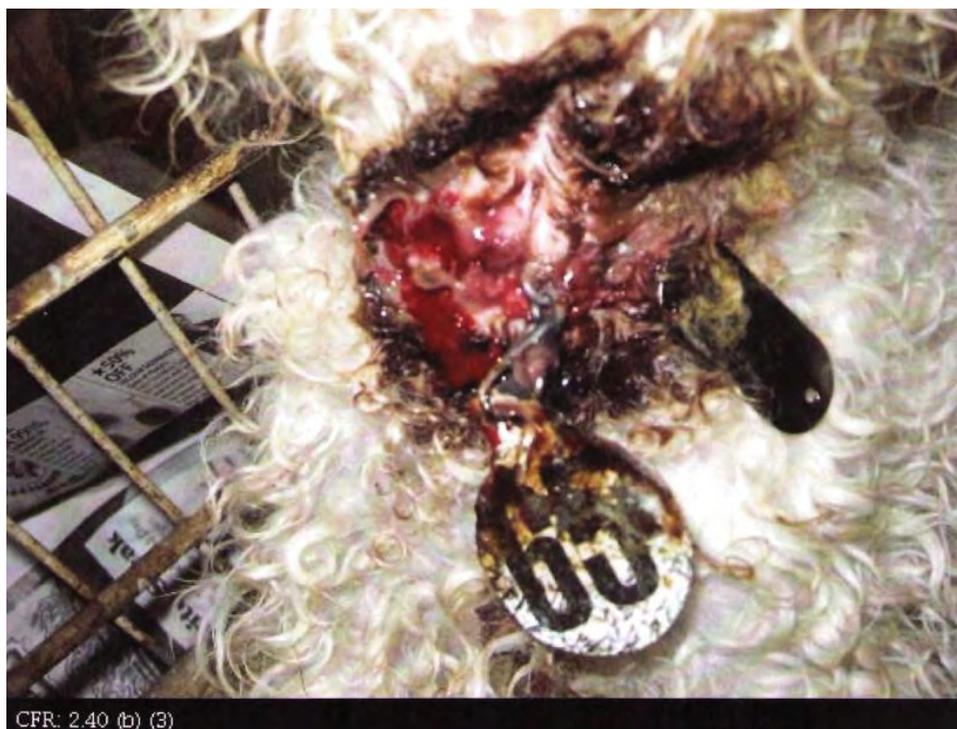
Despite numerous absolutely shocking violations of basic animal care, and the recent (2012) fine and order, Isaac Martin remains USDA licensed and is also county licensed in 2013. At press time he still had multiple USDA violations on his most recent inspection reports (Oct 2012). At last count (October 2012) Martin had more than 100 dogs on his property. The HSUS has urged the USDA to permanently revoke Martin’s license. USDA #31-A-0015.

Dan Mast/ Pine Grove Kennel– Millersburg, OH: Six Years in a Row of Vet Care Deficiencies

In January 2013, Pine Grove Kennel was cited for a “Direct, Repeat” noncompliance when USDA inspectors found two dogs in need of veterinary care at the facility. It was at least the sixth year in a row that Pine Grove Kennel was cited by USDA inspectors for a failure to maintain an appropriate veterinary care program. The puppy mill has also been cited repeatedly for

unsanitary conditions, and in September 2012 an inspector noted rat droppings

in the kennel. In August 2009, the USDA sent Dan Mast an Official Warning for violations of federal regulations for failing to “maintain adequate veterinary care programs that include availability of appropriate facilities, personnel, equipment and services” and for sanitation issues. USDA #31-A-0241.



CFR: 2.40 (b) (3)

A USDA inspector who found this poodle with a severe neck wound at Isaac Martin’s facility noted, “this dog is suffering.” /USDA, 2009

David Miller/ Clear Springs Kennel – Millersburg, OH: Sick and Injured Dogs

Clear Springs Kennel was cited for numerous USDA violations in January 2013, including seven dogs in need of veterinary care. The dogs were suffering from a variety of problems, including lesions, masses, dental disease and abscesses. When ordered to get veterinary care for the dogs, the operator elected to have two of the male dogs, a Yorkie and a Maltese, euthanized rather than provide further care, according to USDA records. The euthanized dogs had had symptoms of dental disease and were matted around the face – treatable conditions which indicate that the operator simply didn't want to pay for the needed treatment. The USDA inspector noted that many of the other dogs in need of care were suffering from wounds on their feet, which is common in dogs who are forced to stand continually on wire-floored cages in puppy mills. Clear Springs Kennel has been operating since at least 2005 under USDA license #31-A-0149.

Ervin Raber/ Golden View Kennels – Baltic, OH: “Potentially Devastating” Zoonotic Disease; Sick and Injured Dogs

As the former president of the Ohio Professional Dog Breeders Association and owner of a puppy mill housing approximately 200 dogs, Ervin Raber has been a frequent opponent of legislation designed to improve Ohio's puppy mill laws. He may have had good reason to oppose stronger oversight, given the history of substandard conditions found at his facility.

USDA licensed breeders are generally inspected once every one to three years, unless there are many issues at the facility that warrant additional inspections. In 2011 alone, Ervin Raber had seven USDA inspections. During one of the most problematic inspections in May 2011, the inspector noted that approximately 90 dogs were improperly tested and had been “removed from the kennel” due to a Brucellosis infection. Brucellosis is a once-rare bacterial disease which is highly contagious to other dogs, and can even be spread to humans. The report does not state who removed the dogs or what their fate was.

The lack of proper treatment and quarantine of infected dogs such as that seen at Golden View Kennels may be leading to a higher prevalence of the disease in some parts of the country. According to researchers with the College of Veterinary Medicine at Cornell University, “As soon as canine brucellosis is diagnosed in a kennel, vigorous measures must be implemented until the disease has been eradicated. Infected kennels should be quarantined, even though most states/countries do not have formal regulations. Lack of such measures has lead [sic] to widespread, even international, spread of *B. canis* infection. [Shin, S., and L. E. Carmichael. "Canine Brucellosis Caused by *Brucella Canis*." *Recent Advances in Canine Infectious Diseases*. International Veterinary Information Service, 23 Nov. 1999. Web. 23 Apr. 2012.]

Other USDA violations noted on Raber's 2011 and earlier inspections include: repeat violations for sick and injured animals; dogs with untreated medical issues; strong ammonia (urine) odor; excessive accumulations of feces; rodent infestation; and dogs crowded in enclosures that were too small.

The HSUS has also received complaints about the facility. USDA #31-A-0124.

Jonas Raber/ Sunset Kennels – Millersburg, OH: Chose to Euthanize Five Dogs Rather than Provide Treatment; Dogs Found with Ulcerations and Open Wounds

Federal records show that when USDA inspectors directed Jonas Raber to get veterinary care for seven dogs in November 2012 for issues such as dental disease and skin lesions, Raber chose to have his

veterinarian euthanize five of the dogs rather than provide medical care; of the two remaining dogs, only one was treated by a vet and the other was not treated (a violation).

Sunset Kennels has been cited for 26 Animal Welfare Act regulation violations since March 2011 alone, including violations for dogs with untreated masses and open sores, missing hair, scabs, and ulcerations; failure to properly clean and sanitize the facility on a regular basis; dogs exposed to temperatures over 90 degrees without ventilation; and piles of feces that were six inches high under the cages. USDA #31-A-0235.

Daniel Schlabach/Evergreen Designer LLC – Charm, OH: Too many Violations? Just get a New License!

Over the years, Daniel Schlabach has been cited for numerous USDA violations, including dogs with untreated injuries and illnesses that required veterinary care, failure to protect the dogs from the weather, general filth, and ammonia (urine) odor. In June 2010, the USDA issued the licensee an Official Warning for Violation of Federal Regulations.

On May 10, 2011 Schlabach cancelled his USDA license. On the very same day, a new USDA license was activated under the name Evergreen Designer LLC. Ohio Secretary of State business registration records list Daniel Schlabach as the registered agent for Evergreen Designer LLC. Despite the name change, conditions at this facility with nearly 300 adult dogs seemed to only get worse the following year. In addition to an increase in the number of dogs at the facility, the operator was cited in November 2011 for many dogs in need of veterinary care, including a dog with such severe skin problems that she had “thick, hairless skin covering her tail and around her rear end” and the same dog had a “firm, walnut-sized mass in her left mammary gland,” another dog was underweight, another had a runny nose and was coughing, another had “scabs and ulcerations” on the muzzle, an additional dog was limping and had “red, raw skin” on the paw, others were found with diarrhea; and there were unsanitary conditions, according to the report.

Although there were no new violations noted in 2012, the history of this facility continues to make it one of high concern to The HSUS in 2013, especially since the USDA has not inspected it since June 2012. USDA # 31-A-0412.

Wayne Troyer – Sugarcreek, Ohio: Dog Named Judy Shot in the Head

A person reviewing online inspection reports on the current USDA website would assume that Wayne Troyer of Sugarcreek, Ohio has a fairly clean history. Under his current license number, granted in 2010, Troyer has only one recent violation, for not making the kennel available for inspection in February 2011. But prior to being granted his current license (#31-A-0391) a Wayne Troyer at the same address (#31-A-0248) racked up a horrific list of Animal Welfare Act violations for neglecting to provide proper medical care to his dogs, which included shooting at least one dog in the head.

During a May 2009 inspection, a USDA inspector documented a “female brown and white dog (tag #7) named ‘Judy’” who appeared to have eye problems and needed to be seen by a veterinarian. When the inspectors came back to follow up on the dog about 6 weeks later, the inspector reported that the licensee’s wife told him they had “got rid of the dog.” When pressed for details, she admitted Troyer had killed Judy by shooting her in the head. Troyer later explained he had done so in order to “save the cost of veterinary attention.” According to the report, Troyer told the inspector that he had previously noticed Judy’s condition, but had wanted to “get one more litter out of the dog” before he “took care of” her.

In an April 2010 settlement agreement, the USDA fined Troyer \$500.00 for shooting Judy. He is still licensed and in business in 2013. USDA #31-A-0391.

Abe Yoder/ YLA Kennels – Baltic, OH: Poodle with a Broken Jaw is Left to Suffer

In October 2011, USDA inspectors noticed a miniature poodle at Abe Yoder's facility whose "lower jaw moved freely with minimal pressure." When the inspector asked the licensee about it, he stated that the veterinarian had told them that the jaw was broken, but that the veterinarian "didn't really say anything about it."

Additional documented violations at the facility have included several dogs with untreated injuries, such as sores on their paws, hair loss, and puncture wounds; use of expired antibiotics; dogs with matted fur; pooling of animal waste under the cages; puppies with their legs stuck in the wire flooring who were unable to move; strong ammonia (urine) odor; broken wire flooring causing large gaps that the dogs could get stuck in; dirty conditions; and a pest infestation. USDA #31-A-0420.

Jacob Yoder/ Jay Kennels – Millersburg, OH: Death of Puppy Stuck in Wire Flooring

Wire flooring in dog kennels does not promote proper sanitation, adequate comfort, or safety for dogs and puppies. It frequently leads to entrapment or injury as puppies' paws and toes become wedged or trapped in openings intended for feces. A prime example of the dangers of wire flooring is depicted in an October 2007 inspection of Jay Kennels. The USDA inspector found two puppies with their feet falling through the wire flooring, one of which also had both his upper and lower jaw stuck in the wire, perhaps because he had been trying to free himself. When pulled free, the puppy was weak, had a very slow heart rate, and was having difficulty breathing. The puppy later started convulsing and was euthanized.

Additional violations at this facility include: a direct care violation in 2012 for a dog with oozing, crusted eyes; a violation in 2011 for dogs with severe dental disease that was causing loose teeth, swollen gums and pus in the dogs' mouths; waste from upper enclosures that was potentially draining onto dogs in the lower enclosures, an "extreme" accumulation of excreta under the washdowns, and generally filthy conditions. USDA # 31-A-0265.

Owen Yoder – Millersburg, OH: Continued to Violate the AWA Regulations after Official Warning

In October 2008, the USDA issued an Official Warning to Owen Yoder for serious violations that had been noted on multiple USDA inspection reports. One of these violations included a dog with a "severe ear injury" that the licensee stated had been caused by grooming clippers, which "had left a flap of skin just hanging," according to the inspector. In the Official Warning, the USDA stated that future violations would be subject to more severe penalties, including up to \$3,750 in fines per violation.

Yoder was again cited in 2009 for similar violations involving dogs in need of medical care, and inspection reports as recent as August 2011 listed several dogs in need of medical care, including 50 dogs who had "grade 3 or higher" dental disease. In 2012, Yoder again received an official warning from the USDA for violating federal violations at his kennel.

Additional violations over the years included: dogs with scabs on their feet or swollen feet (common in puppy mill dogs who are forced to stand on wire flooring all day), dogs with matted and feces-encrusted fur, several litters of puppies with their feet passing through the wire flooring (an entrapment and injury risk), multiple attempted inspections in which the inspector was not given access, keeping dogs and puppies in dark buildings, and a heavy accumulation of grime, fur, dirt, dust, and debris. USDA #31-A-0198.

Roman Yoder – Baltic, OH: Dying Puppy Denied Veterinary Care

In January 2013, Roman Yoder was cited by USDA inspectors for having four dogs with illnesses or injuries requiring veterinary care, unsafe enclosures, and dirty conditions. In August 2011, federal inspectors cited Roman Yoder for several pages of USDA violations, including a Direct Non-Compliance for a severely lethargic puppy that was “lying flat out and was unable to rise.” The USDA inspector reportedly asked that the veterinarian be contacted immediately regarding this puppy. However, according to the report, the licensee’s wife “placed the puppy back into the whelping box and did not contact the veterinarian at time of inspection.” By the time of the exit interview, the inspector noted that the puppy had died.

During the same August 2011 inspection, 24 dogs were observed to have dental issues, several with red and swollen gums, and yellow/green fluid accumulation along the gum line, 11 dogs were observed to be matted or excessively dirty, 10 dogs were observed to have excessively long nails, seven dogs were observed to have ear issues with increased redness and debris build-up, and some of the dogs were observed with additional medical issues, such as eye discharge and skin ulcerations.

USDA inspectors attempted to do a follow up inspection in September 2011, but the inspectors were unable to access the facility. Lack of access is a violation because licensed operations are required to be available for USDA inspection during reasonable business hours, and those who do not make an effort to make their facilities available often have something to hide. USDA inspectors again attempted to inspect the facility in October 2011, at three separate times during the day, but they were again unable to access the facility. Finally, in November 2011, USDA inspectors were able to conduct a follow-up inspection, at which point it was discovered that several of the dogs from the August inspection, who were supposed to have been seen by a veterinarian no later than August 11th, had not yet been seen by a veterinarian and “their health and well being continues to be compromised,” according to the inspectors’ report. USDA #31-A-0269.

OKLAHOMA

Clarence Anderson – Locust Grove, OK: Dog’s Wound “Deep Enough to Expose the Tendons” per USDA Inspector

Anderson’s facility has been cited for numerous issues by USDA inspectors over a period of several years, including a dog so sickly she could barely stand, dogs so unkempt that matted balls of dirt and fur were hanging off them, a shih tzu who had been “groomed” so hastily that she had bloody wounds, and a dog whose face was so matted that he could not see through one eye, and when the inspector removed the matted fur over his eye, “the eye was completely closed, covered with a crusty brownish yellow material.” In August 2011, inspectors found a female shih tzu with a wound on her paw so severe that it was “deep enough to expose the tendons in the paw,” according to the inspector’s report. USDA #73-A-2549.

Becky and Guy Franks/ First Class Puppies – Antlers, OK: No Dry Place to Stand

During a September 2012 visit from USDA inspectors, First Class Puppies was cited for six dogs in need of veterinary care, including a shiba inu with a foot injury who was so lame she was seen falling down, and numerous dogs with eye conditions. Inspectors also found unsafe housing, dirty conditions, and dogs kept in pens full of greenish standing water with no dry place to stand. At its last inspection, the USDA inspector found 321 dogs and puppies at the facility. The HSUS has received reports of sick puppies

allegedly sold by First Class Puppies, one via a pet store and another via www.PurebredBreeders.com, which is a large online seller of puppies, many of whom come from puppy mills. USDA #73-B-1838.

Shirley Machin – Ada, OK: Inspector said Beagle with Torn and Mangled Face “Had to Have Been in Pain and Suffering” per USDA Inspector

In February 2013, USDA inspectors found a beagle with “missing soft tissue on the nose and lip” which had mangled the animal’s face. The inspector reported that part of the beagle’s nose was missing and her teeth and gums were exposed due to the missing flesh. In addition, the beagle was “making an odd breathing noise due to not having all the nostril intact,” according to the USDA inspector. The licensee said the injuries were caused by another dog months earlier, but there were no records showing the beagle had ever been treated for her severe injuries. The USDA inspector wrote, “When the injury occurred, the dog had to be in pain and suffering due to the severity of having her lip and nose ripped away from the face by another dog and not having the proper vet care needed at time of injury.” After the USDA inspector insisted that the animal be seen by a vet, the operator elected to have the beagle euthanized rather than treated, “due to the maintenance requirements for the dog.”

Prior violations at Machin’s kennel include unsafe housing, excessive feces, contaminated food and water, dogs in an outdoor enclosure with only small plastic barrels as shelter, and an inadequate plan for veterinary care. USDA #73-A-2522.

Connie and Jimmy Jr. West/ West's Kennel – Strang, OK: Puppies Walking in Feces

In February 2013, federal inspectors cited West’s Kennel for a “Repeat Direct” noncompliance due to four dogs who were in urgent need of veterinary care, including a female Chihuahua with a “blue and watery eye” who also had bleeding wounds on her front legs, and a male Chihuahua who had a “reddish tinged fluid” draining from his eye and a “mass of tissue protruding from the middle of the eye.” The inspector noted that both dogs were blinking constantly and winced as if in pain when the inspector tried to examine their eyes. The inspector also found two other dogs with such bad dental problems that pockets of a “white creamy” pus-like substance were present between one of the dog’s teeth and gums.

Additional recent USDA violations include puppies observed walking in feces due to inadequate cleaning, repeated failure to grant access to inspectors, a pug with a puncture wound and red, inflamed skin, and a Welsh Corgi with such long nails that she couldn’t stand properly. USDA #73-A-1872.

PENNSYLVANIA

Henry and Nancy Swarey/ BowWow Hollow Pets – Mifflintown, PA: Consumer Complaints

The HSUS has received numerous consumer complaints alleging overcrowded conditions and sick puppies allegedly sold by BowWow Hollow Pets, aka BowWow Hollow Kennels. In 2011, the state’s Office of Dog Law issued a warning to the kennel for inadequate cage space. There were 121 puppies on the premises at the time. In November 2011, the state’s Office of Dog Law ordered the kennel to obtain veterinary examinations on ten dogs, including puppies who seemed lethargic or ill, some of whom had bloody matter dripping onto the shavings in their cages.

The kennel is licensed in the state to keep and sell more than 500 dogs a year and is also licensed as a B dealer by the USDA, meaning they can sell an unlimited number of puppies bred both onsite and by

others. In addition, the facility sells puppies over the Internet via www.bowwowhollowpuppies.com and www.Lancasterpuppies.com. LancasterPuppies.com is a website offering puppies from numerous questionable dealers in PA, OH, and nearby states.

During the facility's most recent USDA inspection in 2012, federal inspectors cited BowWow Hollow Pets for selling puppies from undocumented dealers. This is a serious violation because selling puppies from undocumented sources could mean the puppies are coming from illegal or unlicensed puppy mills and are essentially being "laundered" under the broker's USDA license. USDA #23-B-0190.

Marlin Zimmerman/Turkey Hill – East Earl, PA: Dogs Living in Darkness; Recurring Violations

This puppy mill is licensed by the state of PA to sell more than 500 puppies a year. Yet state kennel inspection records show the substandard kennel has had violations almost every year. In 2012, the Pennsylvania Office of Dog Law issued verbal and written warnings to the kennel for various issues, including dogs without adequate cage space, dogs without adequate exercise runs, dogs whose indoor enclosures were so dark that inspectors couldn't see the animals without a flashlight, and inadequate ventilation with strong urine fumes. Inspectors also ordered veterinary exams on some of the dogs due to the conditions witnessed.

Problems at the kennel have been tracked closely by reporter Amy Worden with the *Philadelphia Inquirer* as detailed in a March 2012 article titled "Turkey Hill Kennel Enters 5th Year of Noncompliance." <http://www.philly.com/philly/blogs/pets/Turkey-Hill-kennel-enters-fifth-year-of-non-compliance.html>.

In addition to the state violations, the USDA has also found violations of federal regulations at Turkey Hill. USDA #23-A-0268.

SOUTH DAKOTA

Robert Engbrecht/Dakota Kennel– Marion, SD: Violations at Last Six Inspections; Dogs in the Cold

USDA inspectors have found violations at Dakota Kennel during each of their last six inspections, including three "repeat" violations in a row for dogs kept in the cold without an adequate source of heat. The kennel has also been cited for numerous issues related to a lack of proper veterinary care and dirty conditions.

In March 2013, USDA inspectors instructed the operator to get veterinary care for two dogs with signs of periodontal disease. One of the dogs was a male poodle with dental issues so severe that they seem to have resulted in bone loss in the jaw, a common condition in puppy mill dogs: the inspector noted that the poodle's "gums were reddened and swollen" and his "bottom jaw was loose and moved when touched." The inspector also noted that "there was crepitus [a crackling sound] when the jaw was touched" and that the dog jerked his head away when the teeth were touched and was panting when placed back in the enclosure. The inspector noted that "dental disease in dogs can be painful and can affect the overall health of the animal" and instructed the licensee to have the poodle examined by a vet and come up with a treatment plan. When the inspector re-inspected the facility two days later to check on the treatment plan, he learned that the poodle had been taken to a vet and euthanized instead of treated. USDA #46-A-0190.

Gary Scheetz/ Lakeview Kennels, Inc. – Parkston, SD: Dogs without Water, Refusing Inspections

In January 2012, Gary Scheetz received an official warning from USDA for violating the Animal Welfare Act regulations. Previous violations included repeated failure (more than a dozen times) to grant access to inspectors, sick animals, filthy conditions, and dogs without water.

On April 29, 2010, USDA inspectors reported that the owner pretended he wasn't home and then tried to leave when he thought the inspector was gone. When the inspector asked to see the property and dogs, the licensee refused several times, claiming that he had an appointment. Records state that the licensee kept asking the inspector to make an appointment to come see the facility and the inspector kept replying that he was not allowed to do that (USDA inspections are unannounced), to which the licensee replied, "Just set up an appointment with me the day before, I cannot get a lot of the things corrected in a 3 to 4 hour time frame, not the big things that matter anyways." When the inspector asked if the licensee was refusing an inspection, the licensee shut his car door in the inspector's face and left, according to the report.

Lakeview Kennels cancelled its USDA license in 2012 and reportedly surrendered numerous dogs to officials in December 2012. But there is concern that the kennel may still be in business in South Dakota, especially due to its remote location, in a state with no puppy mill laws and no felony animal cruelty laws, in a county with no local department of animal control.

TEXAS

Melva Langford–Whitewright, TX: Dogs Smearred with Feces

On February 27, 2013, USDA inspectors found a number of animals in need of attention at the Langford facility, including a rat terrier with an injured eye and several dogs with feces matted around their rear ends and other parts of the body. Feces adhered to the rear end with matted fur can pose a significant health risk to dogs because it can prevent them from moving their bowels normally, in addition to the obvious sanitation risks. Inspectors also found dirty food receptacles with accumulations of rust and/or dirty and old food. In 2011, inspectors found green water and/or "green slime" in some of the water bowls. In 2008, an unspecified number of dogs were found with "a significant amount of hair loss" and were scratching, and inspectors found a number of sanitation issues and a rat infestation. Problems at this facility have been documented since at least 2007, when USDA inspectors also found feeders with "dirt and debris" in them and an "active rodent population." #74-A-1230.

Pam Sims/ Pam's Cockers and Schnauzers – Winnsboro, TX: USDA Revoked her License but She's Still Selling Online

In 2007, 61 adult dogs were removed from the property of Pam Sims, Pam's Cockers and Schnauzers, due to severe dermatitis and other problems (see photo). The USDA revoked Sims's license in 2009 after years of animal welfare violations including a high concentration of ammonia (urine fumes), failure to provide adequate shelter or protection from inclement weather, failure to provide vet care to dogs with severe skin problems, animals with open wounds caused by biting and scratching at infected skin, and severe accumulations of feces.

Even though the USDA revoked her license by court order, it appears that Sims has remained in business to this day, taking advantage of the Internet sales loophole that allows her to sell directly to the public without any federal oversight: As of March 2013, Sims still has an active online profile on Puppyfind.com, a classified ad site used



The USDA revoked Pam Sim’s license to sell to pet stores in 2009 due a repeated failure to adequately care for dogs, but she continues to sell puppies online via websites like PuppyFind.com. /USDA 2007

by a number of questionable breeders and puppy mills to sell puppies to unseen buyers across the country.

A review of Sims’ PuppyFind page in March 2013 found 6 puppies for sale, all cocker spaniels born in 2013. According to her profile on PuppyFind, Pam Sims has been a member of PuppyFind since 2004.

WEST VIRGINIA

West Virginia Puppy –Martinsburg, WV: Unlicensed Breeders?

The HSUS has received numerous complaints about this storefront operation, which on its website, wvpuppy.com, identifies itself as a local “network of breeders.” The complaints range from allegations of sick puppies sold to the public, consumers who claim to have witnessed dirty and overcrowded conditions in the store, and the sellers’ lack of transparency about where the puppies really come from.

The seller’s website claims the storefront is operated by a network of “family breeders located in the West Virginia panhandle area,” but there are no USDA-licensed dog breeders in the state of West Virginia. Breeders who have more than a handful of breeding dogs and who sell those dogs through pet stores are required to be licensed by the USDA. In 2009 The HSUS Puppy Mills Campaign filed a complaint with the USDA due to the large number of animals being sold from this facility, with the concern that some of them could be coming from unlicensed breeders. The USDA did not respond regarding the results of any investigation.

WISCONSIN

Gerald Schulz / Pretty Penny Kennel – Plymouth, WI: Years of Complaints

The HSUS has received numerous complaints about this operator since 2007, including complaints about the alleged treatment of the dogs, poor conditions, and sick puppies reportedly sold to buyers. Local residents say Pretty Penny Kennel has hundreds of breeding dogs, most of whom spend the majority of the bitter cold Wisconsin winters in outdoor hutches with very little protection from the elements.

Wisconsin passed a kennel licensing law in 2009 that requires large commercial breeders to abide by certain standards of care, but state inspection reports show that Schulz often does not comply with even those basic requirements. Sources say local law enforcement gets complaints about the kennel almost every month, but so far they have not agreed to shut it down.

Adult breeding dogs rescued from the Schulz facility have reportedly suffered from many problems, including malnourishment, tumors, fear, aggression and severe infections.

A local anti-puppy mill group, the Wisconsin Puppy Mill Project, Inc., (www.nowisconsinpuppymills.com) has been gathering information on the history of problems at the kennel for many years, and along with The HSUS and other advocacy groups, has been encouraging local authorities to take stronger action.

WYOMING

Sharon Curless/ Ruff Pine Kennel – Pine Bluffs, WY: Dogs Died Without Adequate Veterinary Treatment

This kennel has been cited multiple times in 2012 and earlier for dogs in need of veterinary care, dogs with inadequate shelter from the wind, rain and cold, and housing in disrepair. In 2008, Curless was cited for failure to provide adequate veterinary care to two Pomeranians who were in a fight with another dog; both died the next day without ever seeing a vet, according to USDA inspection reports. In 2007, USDA inspectors noted that a pug died after the owner noticed abnormal tissue protruding from her vaginal area; the pug had not been seen by a vet. Ruff Pine Kennel received an official warning from the USDA in December 2012 for violations of the Animal Welfare Act regulations. As of 2012, Ruff Pine Kennel housed approximately 180 dogs and puppies under USDA license #83-A-0031.

CONCLUSION

Many readers will be confused or even outraged that the puppy mills listed in this report are still in business.

The reasons that these kennels are still operating are many. In some cases, animal protection laws simply aren't strong enough to require the facilities to be regularly inspected, and although cruelty laws may apply, without inspections there are limited opportunities to uncover evidence or check on the animals' welfare. In addition, many states define animal cruelty only as the deliberate torture, maiming or killing of an animal, with little

regard for conditions that lead to painful veterinary issues or to psychological deprivation or emotional suffering.

In other cases, local authorities seem to be protective of the kennels, and offers of assistance from “outsiders” to help in closing them down are sometimes rebuffed.

Another problem lies in the limited powers of inspecting agencies. The United States Department of Agriculture, for example, which cited most of the kennels listed in this report for egregious violations, lacks the authority to enforce state laws, including animal cruelty laws. They may fine repeat violators and eventually revoke an operator’s license, but the process often involves legal challenges that can drag on for years. However, The HSUS believes that the USDA has authority to undertake far more enforcement actions than it does.

The Humane Society of the United States is not a law enforcement agency and cannot close down kennels without the help of local authorities, but we will continue to monitor problematic kennels and press local and federal authorities to take action. As always, we stand ready to help hands-on with any closures or removals permitted by law.

To fight puppy mills and uncover cruelty, consumer support is essential. Voters must advocate for clearer and stronger laws at both the state and federal levels. Pet lovers can help stop puppy mills by pressuring their legislators to pass stronger protections for dogs, refusing to purchase any puppy without personally visiting the facility, and by reporting any suspected cruelty immediately to local authorities or to The HSUS’s Puppy Mill Tip Line at 1-877-MILL-TIP.

Methodology

- Because it is not possible to list all of the problematic puppy mills in the country in a single report, the facilities listed in this report were selected based upon a number of factors. Factors included, but were not limited to:
 - The availability of state or federal kennel inspection reports, or related documents received via public records requests and the quantity or nature of violations found on those reports;
 - The severity of violations;
 - The size of the facility and/or the number of years that violations have been occurring;
 - Availability of consumer complaints;
 - Judicial decisions such as prior animal cruelty convictions, if known
 - USDA official warnings or fines;
 - Availability of photographs or other visual documentation; and
 - Indications that the facility was still in business at the time of publication
- Some puppy mills were not listed because they are under active investigation.
- If a breeding facility is not listed in this report, it may be due to a lack of available records and/or a lack of space, not a lack of significant problems.
- Retail pet stores were only listed if they are also breeding dogs.

Terms Used

“AWA”

AWA stands for the Animal Welfare Act, a federal law which the United States Department of Agriculture is charged with enforcing. The AWA was signed into law in 1966. Its regulations outline basic requirements for the care of animals in research, exhibition, transport, and by animal dealers, which includes commercial breeders that sell warm-blooded animals, such as puppies and kittens, for resale to pet stores and other dealers. Currently there is a significant loophole in the AWA regulations that allows breeders who sell animals over the internet or by mail or phone to avoid federal regulation. The USDA is currently (as of May 1, 2013) considering a rule to address this loophole.

“USDA licensed”

The United States Department of Agriculture (USDA) oversees approximately 2,500 puppy mills in the U.S. Currently, only puppy mills that sell their puppies for resale (to pet stores or brokers) are required to be federally licensed and inspected by the USDA. These facilities are required to abide by the basic standards of care outlined in the federal Animal Welfare Act (AWA) regulations. However, thousands of pages of federal kennel inspection reports studied by The HSUS demonstrate that many USDA-licensed facilities continue to operate for years even when USDA inspectors have documented repeat violations of the AWA.

“Direct Sellers” and “Internet Sellers”

About two thirds of all the puppy mills in the country are not required to meet any minimum federal standards of care because they sell directly to the public (retail) instead of to pet stores or middleman brokers (wholesale). In many states, such as AR, MN and SD, large-scale breeding facilities aren't even required to be routinely inspected by any state agency. Other states, such as PA, MO, and WI, do have laws that require large-scale breeding facilities to be regularly inspected, but even in these states it is very uncommon for authorities to shut down facilities even after citing them for repeated violations.

Although there are animal cruelty laws in all 50 states, it is very difficult to charge anyone for these crimes if large-scale breeding facilities are not required to open their facilities to inspections to begin with.

“Direct Sales Loophole” or USDA “Retail Rule”

At press time, The United States Department of Agriculture was still considering closing a loophole in the Animal Welfare Act regulations which has been under discussion for years. The current loophole allows commercial breeders, including Internet dealers, to sell large numbers of puppies sight-unseen directly to the public without federal oversight because they are classified as “retail” sellers, even though most of them do not have a storefront like a traditional pet store. If the proposed rule is finalized, most of these large-scale puppy breeders would be required to obtain a USDA license, just like facilities that sell to pet stores. Brick and mortar pet stores and small hobby breeders would still be exempt.

Citizens can help by asking their lawmakers to contact the USDA and voice their support for finalizing the “retail pet stores rule.” Legislation pending in Congress, called The PUPS Act, would also close this loophole, a change that is long overdue.

1/11/14

478351

Certificate of Veterinary Inspection
Kansas Animal Health Department
Companion Animal
712 Kansas Ave Suite 4B
Topeka, Kansas 66603-3808

Truck	Permit #	Sale
Consignor: Sandra Rottinghaus USDA# HOBBY. 1122 128th Rd Seneca, KS 66583		Consignee: Maryells Lovely Pets INC 15932 W State Rd 84 Sunrise, FL 33326

Animals in this shipment are acclimated to temperatures above 85°F and below 45°F down to 5°F. Animals are too young for rabies vaccination, except where noted on individual records and are not from an area under quarantine for rabies.

USDA Number	Sex	Age	Breed	Color
DAD 1786604	M	8 weeks	Yorkshire Terrier	
Total Number: 1		Species:	Shipment Purpose: Pets	

I certify, as an accredited veterinarian that the above animals have been inspected by me and that they are not showing signs of infectious, contagious, and/or communicable disease, (except where noted). The vaccinations and results of the test are indicated on the health record. To the best of my knowledge, the animals listed on this certificate meet the state of destination and federal interstate requirements. No warranty is made or implied.

Veterinarian Signature	R. A. Address/M	Date	Vet Code
<i>Jami R. Berges, DVM</i>	Jami Berges, DVM 911 North Locust Frankfort, KS 66427 785-292-4628	1/9/14	7553/016335
Last Feed and Water received:			
Date:	Time:	Signature:	Reference Number:

FEB 13 2014









AGENDA ITEM REQUEST

Originating Department: City Commission

Item Title: Summer Youth Program

Item Number: 17A

Meeting Date: 4/8/2014

City Reference Number (C#):

Item Description:

Discussion regarding: Possible funding for enhanced summer youth employment program. City Manager Alan Cohen.

Funding: N/A

Amount: N/A

Attachments:

Summer Youth Employment Program City of Sunrise 20142

Background:

Every year the City of Sunrise participates as no charge in the Summer Youth Employment Program, a program of CareerSource Broward (formerly known as Workforce One). A limited number of Sunrise youth are selected to work at internships with the City. Last year we had about 12 youth working for the City, although 123 Sunrise youth applied.

During his recent presentation to the City Commission, CareerSource Broward CEO Mason Jackson spoke of an enhanced version of the program. The City Commission indicated its desire to learn more about the program, including program costs and what the program provided.

The City of Fort Lauderdale has been sponsoring an enhanced version of this summer youth employment program for many years with great success. The City of Sunrise has the same option of subsidizing the wages of additional youth in order for them to participate in the program. These youth would be placed with public and private sector organizations throughout the County. The participants are provided a free bus pass for the first month, and free clothing vouchers to buy professional clothing for their work assignments if they do already have appropriate attire.

The youth participants are mentored by 'monitors' that are hired for this purpose. The monitors check in with the participants and their supervisors frequently, providing to both a sounding board and advice in order for the youth to better succeed in their assignments. The monitors also focus on providing enhanced employability skills training over and above what is initially provided.

This year 133 youth from Sunrise have applied. To accommodate more youth and to hire the monitors (1 for every 35 participants), the total cost would be \$2,514 per participant. For every 10 youth the City decided to support, the cost would be approximately \$25,000.

Department Head Recommendation:

Approval

Person With Additional Information:

Name: City Manager Alan Cohen. Phone: 954-746-3250

City Manager Alan Cohen.

City Manager:

Authorized for agenda placement



Summer Youth Employment Program

The summer youth employment program is an 8-week program for Broward County Youth ages 16 to 18 years old. The application process is an online application that is open for two weeks and this year we received over 3,000 youth applications. Out of the 3,000 youth, we had 133 youth from the City of Sunrise who applied and 29 youth were selected this year.

Funding

We currently receive funding through the Children Services Council of Broward County and this funding serves 520 youth. The funding provides wages to the youth, 3 day training for the youth, workers compensation and staff to monitor the youth while working.

We also receive funding through the City of Fort Lauderdale and this funding serves 64 youth that lives in Fort Lauderdale. This funding also provides the wages to the youth, 3 day training, workers compensation and staff to monitor the youth.

Benefits of the program

3-day training-basic soft skills training

Some of the activities include:

- The importance of arriving to work on time
- Appropriate attire
- Understanding your paycheck
- Getting along with co-workers
- Communicating in the Workplace

During the 3-day training, we provide lunch to all the youth, this maintains the youth in a safe environment so they do not leave the premises for lunch. We also provide Safety and OSHA training so the youth are safe while working at their worksites.

Support for youth at their worksites

We hire monitors that will support the youth on a daily basis (Mon.-Fri.) for 8 weeks while they are at work to reinforce what they learned during the 3-day training and help with the new skills they are learning while working.

The monitor also helps the employers by following up with any issues that may arise with the youth. The monitors pick up timesheets and make sure the youth are paid timely.



The program gives the opportunity for the youth to be in a meaningful work experience over the summer and enables them to have funds for school clothing or to have funds to support any family needs.

Why CareerSource Broward (CSBD) formerly known as WorkForceOne Employment Solutions (WF1)?

- **Experience:** We have served thousands of youth over the past 5 years through our summer programs. We have received clean audits and file reviews from both CSC and the State.
- **Technology:** CSBD maintains a database of 3000 youth ages 16 to 18 years old who apply. The database also allows us to assess the youth to match them to the proper job positions available.
- **Employability Skills Training:** We also offer a three day (3) employability skills training that prepare youth for the 8 week work experience. The training provides basic skills to deal with different situations that may come up in the workplace. We cover attendance, appropriate attire and proper communication in the workplace.
- **Continuous Support to youth and site supervisor:** The monitors are an integral part of the program because they visit each site daily to be a resource to both the employers and youth. Often times the monitors addresses communication issues between youth and site supervisor. They also reinforce the skills learned from the three day training.
- **Support Services:** During the first week depending on the need some youth are provided a bus pass and clothing voucher to make sure they are able to make it to work and have proper dress attire.
- **Acknowledgement:** All funders are acknowledged through materials distributed to the youth and employers. All funders receive brand recognition on all publized materials.

Sponsoring a youth in an 8 week summer program that resides within the City of Sunrise with minimum wage at \$7.93 will cost approximately \$2400 to \$2800 per youth depending on the number of youth you fund.

See Samples of Cost Estimates