

EXCERPT OF PLANNING AND ZONING BOARD MINUTES
FEBRUARY 23,2017

ITEMS AT THE REQUEST OF THE PUBLIC:

3. **AM 2017-01**, discussion and possible action to instruct the City Attorney to amend Section 155.272, **Storage of Flammable Liquids (Gasoline)**.

Dwayne Dickerson, attorney representing the petitioner, gave a brief Power Point presentation.

The following staff report was entered for the record:

Dwayne Dickerson, at the request of his client Wawa Florida, LLC requests consideration of a text amendment to City Code Section 155.272 – Storage of Flammable Liquids. The applicant requests that the City increase underground storage tank size requirements from the current maximum of 35,000 gallons to an aggregate of 100,000 gallons. Also included within the request are additional provisions for the installation and operation of underground storage tanks with an aggregate capacity of over 60,000 gallons.

The applicant provides a justification for such changes as part of the backup. The following points were generally discussed as part of the applicant's justification for a change to the Code:

- Age of Ordinance – The existing City Ordinance section 155.272 has been in place since 1969 and does not reflect new tank construction materials, technological innovations or modern safeguard procedures.
- The proposed amendment mirrors the 2012 Broward County local amendments to the Fire Code (F-116.1).
- Larger tanks with greater capacity allow for more fuel availability during emergencies.

Staff reviewed the justification and concurs with the justifications for the change to the Code.

Recommendation: Direct the City Attorney to draft an Ordinance for City Commission review.

Brian Sherman, Assistant City Attorney, clarified the roll of the Board and the City Attorney processes for drafting ordinances.

The following members of the Planning and Zoning Board spoke:

Chairman Rose, Vice Chairman Jacob, Members Girello, Monroig

The following members of staff spoke:

Joseph Yaciuk, Planning Administrator
Brian Sherman, Assistant City Attorney

The following members of the public spoke:

Dwayne Dickerson, attorney representing the petitioner

On a motion by Member Monroig, seconded by Member Girello, to recommend that staff request the City Attorney to draft an Ordinance for City Commission review and to include any additional language needed to ensure monitoring and safety concerns, the following vote was recorded:

AYE: Chairman Rose, Vice Chairman Jacob
Members Girello, Gonzalez, Monroig

NAY: None

Motion Passed