

PROPOSED LANGUAGE

CHARTER AMENDMENT LIMITING LOCAL GOVERNMENTAL ENTITY'S ABILITY TO DENY COUNTY'S SITE APPLICATION FOR A PUBLIC PURPOSE

“Shall the Broward County Charter, specifically Section 8.05 [“Powers And Function”] of Article VIII [“LAND USE PLANNING”], be amended to prohibit a local governmental entity from denying a site application by Broward County for a public purpose that is consistent with the local governmental entity’s zoning designation, comprehensive plan, land use policies, and land development regulations; while allowing the local governmental entity the ability to impose certain reasonable restrictions relating to the environment and the health, welfare and safety of the neighboring properties?”

Subsection (E) of Section 8.05 will be amended to additionally reflect the following:

A local governmental entity may not deny a site application by the County for a public purpose, if the application is consistent with that local governmental entity’s zoning designation, comprehensive plan, land use policies and land development regulations. The local governmental entity retains the ability to impose certain reasonable restrictions relating to the environment and the health, welfare and safety of the neighboring properties. Standards and conditions may not be imposed which conflict with those established in Article VIII of this Charter or the Florida Building Code. This section does not prohibit a local governmental entity from establishing an alternative process for reviewing a proposed County facility and site plan in accordance with this Charter.