

By Senator Diaz de la Portilla

40-01647A-16

20161174\_\_

1                   A bill to be entitled  
2           An act relating to residential facilities; amending s.  
3           419.001, F.S.; specifying applicability of siting  
4           requirements for community residential homes;  
5           providing applicability with respect to local land use  
6           and zoning; providing an effective date.

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8 Be It Enacted by the Legislature of the State of Florida:

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10           Section 1. Subsection (5) of section 419.001, Florida  
11 Statutes, is amended to read:

12           419.001 Site selection of community residential homes.—

13           (5) All distance requirements in this section shall be  
14 measured from the nearest point of the existing home or area of  
15 single-family zoning to the nearest point of the proposed home.  
16 When one home has 6 or fewer residents and another home has 7 to  
17 14 residents, the greater distance requirement applies.

18 Distances between community residential homes shall be measured  
19 according to the requirements of this section regardless of  
20 which agency, as specified in paragraph (1)(a), serves the  
21 clients housed therein. For purposes of local land use and  
22 zoning determinations, this paragraph does not affect the legal  
23 nonconforming use status of any community residential home  
24 lawfully permitted and operating as of July 1, 2016.

25           Section 2. This act shall take effect July 1, 2016.