

Bill No. HB 1737

Amendment No. ____ Barcode 513548

1 establish reasonable standards for setbacks, buffering, and
 2 landscaping and other such site conditions which ensure
 3 consistency with the local comprehensive plan for a substation
 4 that will be constructed or operated by an electric utility.
 5 Compliance with any such adopted standards shall render a
 6 substation compatible with adjacent land uses and consistent
 7 with the local comprehensive plan.

8 (c) Notwithstanding any other law, after an electric
 9 utility demonstrates by competent substantial evidence that it
 10 meets all criteria for approval of an application for a
 11 development permit for the location, construction, and
 12 operation of a substation, the local government may not deny
 13 the application unless the preponderance of the evidence
 14 applying a strict scrutiny standard of review demonstrates the
 15 application does not meet the requirements of the
 16 comprehensive plan or applicable land development regulations.

17 Section 4. Paragraph (b) of subsection (3) of section
 18 380.04, Florida Statutes, is amended to read:

19 380.04 Definition of development.--

20 (3) The following operations or uses shall not be
 21 taken for the purpose of this chapter to involve "development"
 22 as defined in this section:

23 (b) Work by any utility and other persons engaged in
 24 the distribution or transmission of gas, electricity, or
 25 water, for the purpose of inspecting, repairing, renewing, or
 26 constructing on established rights-of-way any sewers, mains,
 27 pipes, cables, utility tunnels, power lines, towers, poles,
 28 tracks, or the like.

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 30 (Redesignate subsequent sections.)

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1 ===== T I T L E A M E N D M E N T =====

2 And the title is amended as follows:

3 On page 1, line 14, after "reference;"

4

5 and insert:

6 amending s. 163.3202, F.S.; providing for the

7 siting of substations; amending s. 380.04,

8 F.S.; revising the definition of development;

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