

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Arza offered the following:

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3 **Amendment to Amendment (882799) (with title amendment)**

4 Between lines 20 and 21, insert:

5 Section 2. Section 163.3172, Florida Statutes, is created
6 to read:

7 163.3172 Urban infill and redevelopment.--In recognizing
8 that urban infill and redevelopment is a high state priority,
9 the Legislature determines that local governments should not
10 adopt charter provisions, ordinances, or land development
11 regulations that discourage this state priority unless the
12 charter provisions, ordinances, or land development regulations
13 are to limit impacts to coastal high-hazard areas, historic
14 districts, or aviation operations. Higher-density development is
15 appropriate in urban areas and should be encouraged in such

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HOUSE AMENDMENT

Bill No. CS/CS/CS/SB 360

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16 locations. Conversely, it is appropriate to discourage greater
17 height and density as a development form in areas outside of
18 urban areas where such development forms are incompatible with
19 existing land uses. Notwithstanding chapters 125 and 163, any
20 existing or future charter county charter provision, ordinance,
21 land development regulation, or countywide special act that
22 governs the use, development, or redevelopment of land shall not
23 be effective within or applicable to any municipality of the
24 county unless the charter provision, ordinance, land development
25 regulation, or countywide special act is approved by a majority
26 vote of the electors within the county and a majority vote of
27 the electors within the municipality or is approved by a
28 majority vote of the municipality's governing board. Existing
29 charter provisions and countywide special acts that have been
30 approved by referendum prior to the effective date of this act
31 must be readopted in accordance with this section. However, in
32 the event of a conflict between a countywide ordinance and a
33 municipal ordinance within a charter county that regulates
34 expressive conduct, the more restrictive ordinance shall govern.
35 In addition, the requirements of this section restricting
36 charter county provisions, ordinances, or land development
37 regulations concerning building height restrictions shall not
38 apply within any areas of critical state concern designated
39 pursuant to ss. 380.05-380.0555. This section shall not apply to
40 any county as defined in s. 125.011.

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

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HOUSE AMENDMENT

Bill No. CS/CS/CS/SB 360

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43 Remove line 4274 and insert:
44 feasibility"; creating s. 163.3172, F.S.; providing legislative
45 determinations; limiting the effect of certain charter county
46 charter provisions, ordinances, or land development regulations
47 relating to urban infill and redevelopment under certain
48 circumstances; requiring a referendum or approval by the
49 municipality's governing board; providing referendum
50 requirements; amending s. 163.3177, F.S.; revising

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