

By Senator Garcia

40-659-05

See HB 107

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A bill to be entitled

An act relating to community residential homes;
amending s. 419.001, F.S.; requiring that a
local government approve the location of
certain community residential homes; providing
an effective date.

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

Section 1. Subsection (2) of section 419.001, Florida
Statutes, is amended to read:

419.001 Site selection of community residential
homes.--

(2) Homes of six or fewer residents which otherwise
meet the definition of a community residential home shall be
deemed a single-family unit and a noncommercial, residential
use for the purpose of local laws and ordinances. Homes of six
or fewer residents which otherwise meet the definition of a
community residential home shall be allowed in single-family
or multifamily zoning with ~~without~~ approval by the local
government, provided that such homes shall not be located
within a radius of 1,000 feet of another existing such home
with six or fewer residents. Such homes with six or fewer
residents shall not be required to comply with the
notification provisions of this section; provided, however,
that the sponsoring agency or the department notifies the
local government at the time of home occupancy that the home
is licensed by the department.

Section 2. This act shall take effect July 1, 2005.