

1                                   A bill to be entitled  
 2           An act relating to Indian River County; providing  
 3           definitions; requiring voter approval of any amendment to  
 4           the Indian River County Comprehensive Plan which expands  
 5           the urban service boundary; requiring a referendum;  
 6           providing a ballot statement; providing an effective date.

7  
 8           WHEREAS, Indian River County is a noncharter county  
 9           operating under Section 1(f), Article VIII of the State  
 10          Constitution, with the power of self-government as is provided  
 11          by general or special law, and

12          WHEREAS, part II of chapter 163, Florida Statutes, provides  
 13          authority for the board of county commissioners of Indian River  
 14          County to exercise comprehensive land use and zoning power for  
 15          property within the unincorporated area of the county, and

16          WHEREAS, the Indian River County Comprehensive Plan adopted  
 17          pursuant to part II of chapter 163, Florida Statutes,  
 18          establishes a county urban service boundary, and

19          WHEREAS, on November 7, 2006, the voters of Indian River  
 20          County approved a nonbinding referendum that favored the  
 21          adoption of a special act for Indian River County by the  
 22          Legislature to require voter approval of any amendment to the  
 23          Indian River County Comprehensive Plan which expands the urban  
 24          service boundary, NOW, THEREFORE,

25  
 26          Be It Enacted by the Legislature of the State of Florida:

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 28          Section 1. As used in this act:

29           (1) "Board of county commissioners" means the governing  
 30 body of Indian River County.

31           (2) "County" means Indian River County.

32           (3) "Urban service boundary" means the geographical area  
 33 established by the county in accordance with section 163.3177,  
 34 Florida Statutes.

35           Section 2. The Indian River County urban service boundary  
 36 may be expanded only by the board of county commissioners upon  
 37 approval of a majority of those qualified electors of the county  
 38 voting in a referendum called for that purpose by the board of  
 39 county commissioners to be held in accordance with the  
 40 provisions of law relating to elections then in force.

41           Section 3. In conjunction with the next countywide general  
 42 election, and in accordance with the general laws governing  
 43 elections, the Supervisor of Elections of Indian River County  
 44 shall conduct a referendum of qualified electors of the county  
 45 for the purpose of posing the following question:

46  
 47 Shall legislation be enacted to require referendum approval of  
 48 any future expansion of the urban service boundary area by the  
 49 board of county commissioners?

50           Yes

51           No

52           Section 4. This act shall take effect only upon its  
 53 approval by a majority of those qualified electors of the county  
 54 voting in a referendum held in accordance with section 3, except  
 55 that this section and section 3 shall take effect upon becoming  
 56 a law.