

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Cannon offered the following:

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3 **Amendment (with title amendment)**

4 Remove line(s) 697-727 and insert:

5 maintain the adopted level of service. If the number of trips
6 used in a transportation analysis includes trips from an earlier
7 phase of development, the determination of mitigation for the
8 subsequent phase of development shall account for any mitigation
9 required by the development order and provided by the developer
10 for the earlier phase, calculated at present value. For purposes
11 of this subsection, the term:

12 1. "Present value" means the fair market value of right-
13 of-way at the time of contribution or the actual dollar value of
14 the construction improvements at the date of completion.

15 2. ~~For purposes of this subsection,~~ "Construction cost"
16 includes all associated costs of the improvement. Proportionate-

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Amendment No.

17 share mitigation shall be limited to ensure that a development
18 of regional impact meeting the requirements of this subsection
19 mitigates its impact on the transportation system but is not
20 responsible for the additional cost of reducing or eliminating
21 backlogs.

22 3. "Backlogged transportation facility" means a facility
23 on which the adopted level-of-service standard is exceeded by
24 the existing level of service plus committed trips. A developer
25 may not be required to fund or construct proportionate share
26 mitigation that is more extensive, due to being on a backlogged
27 transportation facility, than is necessary based solely on the
28 impact of the development project being considered.

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30 This subsection also applies to Florida Quality Developments
31 pursuant to s. 380.061 and to detailed specific area plans
32 implementing optional sector plans pursuant to s. 163.3245.
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36 **T I T L E A M E N D M E N T**

37 Remove line(s) 16 and insert:
38 proportionate share requirements; providing for the
39 determination of mitigation to include credit for certain
40 mitigation provided under an earlier phase, calculated at
41 present value; defining the terms "present value" and
42 "backlogged transportation facility";