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LEGISLATIVE ACTION

Senate	.	House
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Senator Bennett moved the following:

1 **Senate Amendment to Amendment (302038) (with title**
2 **amendment)**

3
4 Delete lines 2683 - 2685
5 and insert:

6 Section 48. Subsection (10) and paragraph (a) of subsection
7 (12) of section 163.3180, Florida Statutes, are amended to read:
8 163.3180 Concurrency.—

9 (10) (a) Except in transportation concurrency exception
10 areas, with regard to roadway facilities on the Strategic
11 Intermodal System designated in accordance with s. 339.63, local
12 governments shall adopt the level-of-service standard
13 established by the Department of Transportation by rule.



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14 However, if the Office of Tourism, Trade, and Economic
15 Development concurs in writing with the local government that
16 the proposed development is for a qualified job creation project
17 under s. 288.0656 or s. 403.973, the affected local government,
18 after consulting with the Department of Transportation, may
19 provide for a waiver of transportation concurrency for the
20 project. For all other roads on the State Highway System, local
21 governments shall establish an adequate level-of-service
22 standard that need not be consistent with any level-of-service
23 standard established by the Department of Transportation. In
24 establishing adequate level-of-service standards for any
25 arterial roads, or collector roads as appropriate, which
26 traverse multiple jurisdictions, local governments shall
27 consider compatibility with the roadway facility's adopted
28 level-of-service standards in adjacent jurisdictions. Each local
29 government within a county shall use a professionally accepted
30 methodology for measuring impacts on transportation facilities
31 for the purposes of implementing its concurrency management
32 system. Counties are encouraged to coordinate with adjacent
33 counties, and local governments within a county are encouraged
34 to coordinate, for the purpose of using common methodologies for
35 measuring impacts on transportation facilities for the purpose
36 of implementing their concurrency management systems.

37 (b) There shall be a limited exemption from the Strategic
38 Intermodal System adopted level-of-service standards for new or
39 redevelopment projects consistent with the local comprehensive
40 plan as inland multimodal facilities receiving or sending cargo
41 for distribution and providing cargo storage, consolidation,
42 repackaging, and transfer of goods, and which may, if developed



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43 as proposed, include other intermodal terminals, related
44 transportation facilities, warehousing and distribution
45 facilities, and associated office space, light industrial,
46 manufacturing, and assembly uses. The limited exemption applies
47 if the project meets all of the following criteria:

48 1. The project will not cause the adopted level-of-service
49 standards for the Strategic Intermodal System facilities to be
50 exceeded by more than 150 percent within the first 5 years of
51 the project's development.

52 2. The project, upon completion, will result in the
53 creation of at least 50 full-time jobs.

54 3. The project is compatible with existing and planned
55 adjacent land uses.

56 4. The project is consistent with local and regional
57 economic development goals or plans.

58 5. The project is proximate to regionally significant road
59 and rail transportation facilities.

60 6. The project is in a Rural Area of Critical Economic
61 Concern or is proximate to a community having an unemployment
62 rate, as of the date of the development order application, which
63 is 10 percent or more above the statewide reported average.

64 7. The local government has a plan, developed in
65 consultation with the Department of Transportation, for
66 mitigating any impacts to the strategic intermodal system.

67
68 ===== T I T L E A M E N D M E N T =====

69 And the title is amended as follows:

70 Delete line 3913

71 and insert:



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72 hazardous waste facilities, respectively; providing an
73 exemption from the Strategic Intermodal System;
74 revising