

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Dorworth offered the following:

2
3 **Amendment (with title amendment)**

4 Between lines 6402 and 6403, insert:

5 Section 21. Subsections (3), (4), (5), and (6) of section
6 163.3194, Florida Statutes, are renumbered as subsections (4),
7 (5), (6), and (7), respectively, and a new subsection (3) is
8 added to that section, to read:

9 163.3194 Legal status of comprehensive plan.—

10 (3) A governing body may not issue a development order or
11 permit to erect, operate, use, or maintain a sign requiring a
12 permit under s. 479.07 unless the sign is located on a parcel
13 designated for commercial or industrial use, or located in an
14 unzoned commercial or industrial area, or located on an unzoned
15 commercial or industrial parcel.

16 (a) As used in this subsection, the term:

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17 1. "Designated for commercial or industrial use" means a
18 parcel of land designated predominately for commercial or
19 industrial uses under both the future land use map approved by
20 the state land planning agency and the land development
21 regulations adopted pursuant to this chapter.

22 2. "In an unzoned commercial or industrial area or on an
23 unzoned commercial or industrial parcel" means an area or parcel
24 that is not specifically designated for commercial or industrial
25 uses under the land development regulations and is located in an
26 area designated by the future land use map of a plan approved by
27 the state land planning agency for multiple uses that include
28 commercial or industrial uses within which three or more
29 separate and distinct conforming industrial or commercial
30 activities are located within the area as provided in s.
31 479.01(26) (a) .

32 (b) If a parcel is located in an area designated for
33 multiple uses on the future land use map of the comprehensive
34 plan and the zoning category of the land development regulations
35 does not clearly designate that parcel for a specific use, the
36 parcel will be considered an unzoned commercial or industrial
37 parcel if it meets the criteria of s. 479.01(26) .

38 Notwithstanding s. 479.02(7), only the activities listed under
39 s. 479.01(26) (b) may not be recognized as commercial or
40 industrial activities for purposes of this subsection.

41 (c) A development order or permit to erect, operate, use,
42 or maintain a sign issued pursuant to a plan approved by the
43 state land planning agency on a parcel designated for commercial
44 or industrial use, or located in an area or on a parcel that

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45 qualifies as an unzoned commercial or industrial area is under
46 the effective control of the state and in compliance with ss.
47 479.07 and 479.111(2) and the Department of Transportation shall
48 rely upon such determination by the local permitting agency for
49 the purposes of such sections and any determinations required by
50 s. 479.02(3) and (7).

51 (d) Permitting action by a governing body for the
52 erection, operation, use, or maintenance of a sign requiring a
53 permit under s. 479.07, which is inconsistent with the
54 provisions of this subsection and implemented primarily to
55 permit such a sign, is not authorized by this subsection.

56 (e) This subsection may not be implemented if the
57 Secretary of the United States Department of Transportation
58 provides written notification to the department that
59 implementation will adversely affect the allocation of federal
60 funds to the department.

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62
63 **T I T L E A M E N D M E N T**

64 Between lines 93 and 94, insert:
65 amending s. 163.3194, F.S.; regulating development orders for
66 signs requiring a permit under s. 479.07, F.S.;