

By the Committee on Transportation; and Senator Bradley

596-02308-22

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1 A bill to be entitled
2 An act relating to residential development projects
3 for affordable housing; amending ss. 125.01055 and
4 166.04151, F.S.; authorizing counties and
5 municipalities, respectively, to approve any
6 residential development project on parcels zoned for
7 commercial or industrial use if certain conditions are
8 met; providing construction; providing an effective
9 date.

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

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13 Section 1. Subsection (6) of section 125.01055, Florida
14 Statutes, is amended to read:

15 125.01055 Affordable housing.—

16 (6) Notwithstanding any other law or local ordinance or
17 regulation to the contrary, the board of county commissioners
18 may approve the development of housing that is affordable, as
19 defined in s. 420.0004, on any parcel zoned for residential,
20 commercial, or industrial use. Provided the parcel is zoned for
21 commercial or industrial use, an approval may include any
22 residential development project, including a mixed-use
23 residential development project, if a portion of the project is
24 for housing that is affordable and the sponsor of the project
25 agrees not to apply for or receive funding under s. 420.5087.
26 The provisions of this subsection are self-executing and do not
27 require the board of county commissioners to adopt an ordinance
28 or a regulation before using the approval process in this
29 subsection.

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30 Section 2. Subsection (6) of section 166.04151, Florida
31 Statutes, is amended to read:

32 166.04151 Affordable housing.—

33 (6) Notwithstanding any other law or local ordinance or
34 regulation to the contrary, the governing body of a municipality
35 may approve the development of housing that is affordable, as
36 defined in s. 420.0004, on any parcel zoned for residential,
37 commercial, or industrial use. Provided the parcel is zoned for
38 commercial or industrial use, an approval may include any
39 residential development project, including a mixed-use
40 residential development project, if a portion of the project is
41 for housing that is affordable and the sponsor of the project
42 agrees not to apply for or receive funding under s. 420.5087.
43 The provisions of this subsection are self-executing and do not
44 require the governing body to adopt an ordinance or a regulation
45 before using the approval process in this subsection.

46 Section 3. This act shall take effect upon becoming a law.