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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. If a parcel is zoned for
21 commercial or industrial use, an approval pursuant to this
22 subsection may include any residential development project,
23 including a mixed-use residential development project, so long
24 as at least 10 percent of the units included in the project are
25 for housing that is affordable and the developer of the project
26 agrees not to apply for or receive funding under s. 420.5087.
27 The provisions of this subsection are self-executing and do not
28 require the board of county commissioners to adopt an ordinance
29 or a regulation before using the approval process in this

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30 subsection.

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

33 166.04151 Affordable housing.—

34 (6) Notwithstanding any other law or local ordinance or
35 regulation to the contrary, the governing body of a municipality
36 may approve the development of housing that is affordable, as
37 defined in s. 420.0004, on any parcel zoned for residential,
38 commercial, or industrial use. If a parcel is zoned for
39 commercial or industrial use, an approval pursuant to this
40 subsection may include any residential development project,
41 including a mixed-use residential development project, so long
42 as at least 10 percent of the units included in the project are
43 for housing that is affordable and the developer of the project
44 agrees not to apply for or receive funding under s. 420.5087.
45 The provisions of this subsection are self-executing and do not
46 require the governing body to adopt an ordinance or a regulation
47 before using the approval process in this subsection.

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