

LEGISLATIVE #

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PLANNING & DEVELOPMENT SERVICES DEPARTMENT
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TO: City Plan Board **Item Number: 7**
FROM: Planning & Development Services Department **DATE: October 25, 2012**
 Staff
SUBJECT: Petition PB-12-114 CPA. City Plan Board. Amend the City of Gainesville Comprehensive Plan Capital Improvements Element for the Evaluation and Appraisal Process.

Recommendation

Approve Petition PB-12-114 CPA.

Description

The purpose of this petition is to amend the Gainesville Comprehensive Plan for the Evaluation and Appraisal process. The Capital Improvements Element (CIE) was substantially updated by Ordinance 110925 on September 6, 2012. In the process of preparing updates of other elements of the Comprehensive Plan, staff has identified additional changes that should be made to the CIE for compliance with Chapter Law 2011-139. These changes include addition of a policy regarding transportation level of service (new Policy 1.2.2), deletion of a policy (1.3.6) regarding mitigation of transportation impacts, and addition of a policy (new Policy 1.2.7) regarding concurrency requirements for public school facilities.

New Policy 1.2.2 is needed to make it clear that the adopted level of service for transportation is solely for planning purposes and not for applying transportation concurrency. Transportation concurrency is now optional and Transportation Concurrency Exception Areas (TCEAs) were stricken in Chapter Law 2011-139. As part of the Evaluation and Appraisal update of the Comprehensive Plan, the City Commission directed staff to rescind transportation concurrency and replace the TCEA with a citywide transportation mobility program (Legistar 120284).

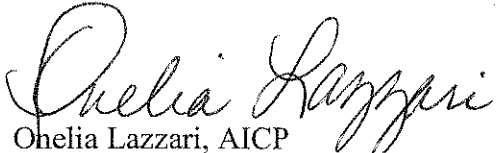
Policy 1.3.6 is proposed for deletion because it is related to transportation concurrency, which is being rescinded. New Policy 1.2.7 is needed due to statutory changes regarding concurrency requirements for public school facilities that were made by the Florida Legislature in 2011. Other changes include but are not limited to deletion of Policy 1.1.11 due to redundancy with Policy 1.1.4 and the elimination of proportionate fair-share from Florida Statutes, and changes within old Policy 1.2.5 (renumbered as 1.2.1) regarding the Transportation Element and the to-be-stricken Concurrency Management Element.

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The proposed amendments to the Goals, Objectives, and Policies of the Capital Improvements Element are attached, as Appendix A. Additions are underlined and deletions are shown as stricken.

Appendix B contains a copy of Section 163.3180, Florida Statutes, which pertains to concurrency. This is provided for reference because various proposed changes to the CIE pertain to concurrency.

Respectfully Submitted,


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Principal Planner

Prepared by:


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Lead Planner

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List of Appendices

Appendix A –Updated Capital Improvements Element of City of Gainesville Comprehensive Plan

Exhibit A-1 Updated Capital Improvements Element

Appendix B – Statutory Section on Concurrency

Exhibit B-1 F.S. 163.3180 Concurrency

Appendix C- Application

Exhibit C-1 Application