



Planning & Development Services

88TCH-08PB

Amend the City's Proportionate Fair-Share Regulations

11/20/08

(City Legistar # 080214)

Reasons for the text amendment

- Comply with State law based on House Bill 7203 changes
- Clarify that multi-modal projects are eligible for proportionate fair-share contributions
- Correct scrivener's errors

Major Changes in State law

- Proportionate fair-share mitigation can be directed to address one or more modes of travel
- Developer is not responsible for the cost of reducing or eliminating backlogs
- Developer can satisfy transportation concurrency requirements with a significant benefit project, even if other impacted facilities fail

Amendments to the City's Code

- Corrected the scrivener's errors that occurred during previous codification
- Added text to ensure compliance with State law (HB 7203 changes)
- Clarifies that large projects can contribute proportionate fair-share funds to multi-modal transportation projects (at the discretion of the maintaining agency)

Change since the 9/2/08 City Commission Hearing

- Added clarifying language to the transit assessment area cost formula concerning operating expenses
- Amended the # of years for transit assessment to 3 years for existing routes & 5 years for new routes

Transit Assessment Cost

- 3 years of capital & operating costs for enhancement to existing transit service routes
- 5 years of capital & operating costs for new transit service routes

Staff Recommendation

Planning staff recommends approval of the revised Proportionate Fair-Share Ordinance