



Legislation Details (With Text)

**File #:** 140023.      **Version:** 3      **Name:**  
**Type:** Ordinance      **Status:** Adopted  
**File created:** 5/27/2014      **In control:** City Commission  
**On agenda:** 3/5/2015      **Final action:** 3/19/2015  
**Title:** TEXT CHANGE - CONCURRENCY AND TRANSPORTATION MOBILITY AMENDMENTS FOR CONSISTENCY WITH THE COMPREHENSIVE PLAN (B)

Ordinance 140023; Petition No. PB-13-127 TCH  
 An ordinance of the City of Gainesville, Florida, amending the Land Development Code regarding concurrency and transportation mobility for consistency with the Comprehensive Plan; by amending definitions in Section 30-23; by amending the title of Article III; by amending concurrency management provisions in Article III, Division 2; by repealing and deleting in its entirety Article III, Division 3 regarding proportionate fair-share; by repealing and deleting in its entirety Article III, Division 4 regarding the State Mandated Transportation Concurrency Exception Area (TCEA); by creating a new Article III, Division 3 regarding the Transportation Mobility Program (TMP); by amending excess parking requirements in Section 30-333; by amending provisions in Appendix A, Section 4 regarding the Special Area Plan for Traditional City Minimum Development Standards; by amending provisions in Appendix A, Section 5 regarding the Special Area Plan for Central Corridors Minimum Development Standards; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 140023A\_draft ordinance\_20150305.pdf, 2. 140023B\_Staff report\_20150305.pdf, 3. 140023C\_Exh A-1 Amendments to LDC\_20150305.pdf, 4. 140023D\_Exh A-2 Application\_20150305.pdf, 5. 140023E\_CPB minutes\_20150305.pdf, 6. 140023F\_staff ppt\_20150305.pdf, 7. 140023\_ordinance\_20150319.pdf

Date	Ver.	Action By	Action	Result
3/19/2015	3	City Commission	Adopted on Final Reading (Ordinance)	Pass
3/5/2015	2	City Commission	Approved (Petition) and Adopted on First Reading (Ordinance)	Pass

**TEXT CHANGE - CONCURRENCY AND TRANSPORTATION MOBILITY AMENDMENTS FOR CONSISTENCY WITH THE COMPREHENSIVE PLAN (B)**

Ordinance 140023; Petition No. PB-13-127 TCH  
 An ordinance of the City of Gainesville, Florida, amending the Land Development Code regarding concurrency and transportation mobility for consistency with the Comprehensive Plan; by amending definitions in Section 30-23; by amending the title of Article III; by amending concurrency management provisions in Article III, Division 2; by repealing and deleting in its entirety Article III, Division 3 regarding proportionate fair-share; by repealing and deleting in its entirety Article III, Division 4 regarding the State Mandated Transportation Concurrency Exception Area (TCEA); by creating a new Article III, Division 3 regarding the Transportation Mobility Program (TMP); by amending excess parking requirements in Section 30-333; by amending provisions in Appendix A, Section 4 regarding the Special Area Plan for Traditional City Minimum Development Standards; by amending provisions in Appendix A, Section 5 regarding the Special Area Plan for Central Corridors Minimum Development Standards; providing directions to the codifier; providing a

severability clause; providing a repealing clause; and providing an immediate effective date.

The City Commission adopt the proposed ordinance.

#### PLANNING AND DEVELOPMENT SERVICES DEPARTMENT STAFF REPORT

This ordinance amends the Land Development Code to update it for consistency with the recently adopted Comprehensive Plan. On August 15, 2013, the City Commission adopted Ordinance No. 120370 (which became effective on October 12, 2013) and amended the Comprehensive Plan pursuant to a state requirement to comply with changes to Florida Statutes, address changes in local conditions, and correct internal inconsistencies. As a result, this ordinance will amend the Land Development Code for consistency as follows:

- \* Transportation concurrency and the Transportation Concurrency Exception Area (TCEA) have been rescinded, and these provisions are being replaced with a new program called the Transportation Mobility Program (TMP).
- \* Deleted provisions for Proportionate Fair-Share due to rescinding transportation concurrency and changes in state law.
- \* Clarified that transportation mobility levels of service (LOS) is for planning purposes and not for transportation concurrency.
- \* Revised the LOS standard for Public Schools Facilities (School Concurrency).
- \* Timing requirements for meeting concurrency have been amended based on new state law provisions.
- \* Obsolete references to the 2000-2010 Comprehensive Plan have been deleted.

After public notice was published in the Gainesville Sun on April 8, 2014, the City Plan Board held a public hearing on April 24, 2014, and recommended approval of the petition by a vote of 6-0.

#### CITY ATTORNEY MEMORANDUM

This ordinance requires two hearings and shall become effective immediately upon adoption at second reading.