

RESOLUTION NO. 09-01

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PALM BEACH COUNTY LEAGUE OF CITIES, INC. OPPOSING THOSE PORTIONS OF PROPOSED SENATE BILL 360 WHICH WOULD ELIMINATE THE AUTHORITY OF A MUNICIPALITY TO CONDUCT DEVELOPMENT OF REGIONAL IMPACT (“DRI”) REVIEW PURSUANT TO SEC. 380.06, *FLORIDA STATUTES*, OR THAT WOULD IMPOSE A MANDATORY TRANSPORTATION CONCURRENCY EXCEPTION AREA (“TCEA”) WITHIN ITS BOUNDARIES, THEREBY AFFECTING THE CAPABILITY OF A MUNICIPALITY TO REVIEW TRAFFIC CONCURRENCY AND REQUIRE MITIGATION FOR TRANSPORTATION IMPACTS CAUSED BY DEVELOPMENT; SPECIFICALLY OPPOSING ANY OTHER 2009 LEGISLATION WHICH PROVIDES FOR AN OVERALL AND BLANKET ELIMINATION OF DRI OR TRAFFIC CONCURRENCY REVIEW BY A MUNICIPALITY; PROVIDING FOR DISTRIBUTION; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, Senator Bennett has sponsored Senate Bill 360 to be known as the “Community Renewal Act” (“SB 360”) which proposes sweeping, growth management amendments; and

WHEREAS, the Palm Beach County League of Cities Board of Directors desires to express its opposition to portions of SB 360 which would have the effect of eliminating the authority of a municipality to conduct development of regional impact (“DRI”) review for developments within its boundaries which qualify pursuant to Sec. 380.06, *Florida Statutes*; and

WHEREAS, the Palm Beach County League of Cities Board of Directors also desires to express its opposition to portions of SB 360 which would have the effect of eliminating traffic concurrency review within a municipality by providing for a mandatory creation of a transportation concurrency exception area (“TCEA”); and

WHEREAS, the Palm Beach County League of Cities Board of Directors further desires to express its opposition to any other legislation which may be proposed that would eliminate the authority of a municipality to conduct DRI review or require traffic concurrency to mitigate the impacts of certain development within its boundaries.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE PALM BEACH COUNTY LEAGUE OF CITIES, INC., THAT:

SECTION 1: The Board of Directors of the Palm Beach County League of Cities, Inc. hereby opposes portions of SB 360 which eliminate the authority of a municipality to conduct DRI review or which would eliminate transportation concurrency review by creating a mandatory TCEA within its municipal boundaries; and further opposes any

other 2009 legislative amendments which would propose similar limitations on a municipality's review of a DRI or traffic concurrency for development occurring within its boundaries. Such amendments are overly broad in their scope and would negatively impact a municipality's home rule power to provide for growth management review both within its borders and with regard to regional matters concerning its neighboring communities.

SECTION 2: The Board of Directors of the Palm Beach County League of Cities, Inc. requests that a copy of this Resolution be sent to all municipalities in Palm Beach County; additionally copies shall be sent to the Florida League of Cities, Inc., Governor Charlie Crist and all legislative staff or gubernatorial staff members who will be addressing this issue in the future.

SECTION 3: This resolution was proposed and became effective immediately upon its adoption by the Board of Directors for the Palm Beach County League of Cities, Inc. at its regular meeting of February 25, 2009.

PASSED AND ADOPTED this 25th day of February, 2009.

BOARD OF DIRECTORS OF
THE PALM BEACH COUNTY
LEAGUE OF CITIES, INC.



Mayor Kenneth M. Kaleel, President
(SEAL)

ATTEST:



Mo Thornton, Secretary/Treasurer