



CITY COMMISSION ORDINANCE/RESOLUTION

TITLE: Resolution 22-19 (Community Development)

DESCRIPTION: AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA AMENDING THE CITY OF COOPER CITY COMPREHENSIVE PLAN BY PROVIDING A TEXT AMENDMENT ADOPTING AND INCORPORATING A PROPERTY RIGHTS ELEMENT, ATTACHED HERETO AS EXHIBIT "A" AND INCORPORATED HEREIN; PROVIDING FOR TRANSMITTAL OF CERTIFIED COPIES OF THIS ORDINANCE AND TRANSMISSION OF THE PROPERTY RIGHTS ELEMENT TO THE STATE OF FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY AND ANY OTHER INTERESTED GOVERNMENTAL ENTITIES; AUTHORIZING AND DIRECTING THE CITY MANAGER AND ALL APPROPRIATE MEMBERS OF THE CITY ADMINISTRATION TO TAKE ALL ACTION NECESSARY TO EFFECTUATE THE INTENT OF THIS ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.

CITY MANAGER RECOMMENDATION:

The Planning and Zoning Board, at their meeting on July 25, 2022, unanimously recommended **Approval 8-0.**

BACKGROUND OF ITEM:

The State of Florida established state statutes requiring that certain language be added to municipal Comprehensive Plans relating to property rights. This amendment request adds a new Element to the City's Comprehensive Plan entitled Property Rights. The purpose of the Property Rights Element is to respect judicially acknowledged and constitutionally protected private property rights.

The City is initiating the amendment at this time. The FDEO will not accept any amendments to the Comprehensive Plan without the required Property Rights language included.

This new element is required as part of our Comp. Plan and will be sent to the Florida Department of Economic Opportunity for review and approval.

As with past Comp. Plan Updates we have hired Leigh Robinson Kerr & Associates to do a review of our plan and write this new element. In addition to this new element attached for reference are our current advertisement and notification procedures and the proposed code change to sections 23-153(e)2, section 23-152(c)5 and section 23-251(c)1 to increase the notification radius distance of a Variance, Conditional Use or Rezoning to match the current requirement of 500ft for a change in Land Use.

ANALYSIS:

N/A

STRATEGIC PLAN:

This is a State of Florida requirement

FISCAL IMPACT:


None

ALTERNATIVES:

Changes to the update can be made but a Property Rights section is now required.

ATTACHMENTS:

1. Ordinance 22-19
2. New Property Rights Element
3. Strike-Through / Underline Code Language of 500ft notification
4. New State Statute that requires this update
5. 7-25-22 P&Z Minutes

Workflow History 			
User	Task	Action	Date/Time
Chockley, Jason	NEW ITEM: Not Yet Routed	*COMPLETE: Forwar...	08/09/22 11:27 AM
Horowitz, Jacob	Assigned to Attorney	COMPLETE: Forwar...	08/09/22 11:59 AM
	<i>I believe that the ordinance title should be included as the agenda content.</i>		
Allen, Tedra	Assigned to City Manager	Route to Attorney	08/09/22 12:00 PM
Horowitz, Jacob	Assigned to Attorney	COMPLETE: Forwar...	08/11/22 11:34 AM
Napoli, Joseph	Assigned to City Manager	COMPLETE: Forwar...	08/11/22 01:42 PM
Allen, Tedra	Assigned to City Clerk	APPROVE ITEM: En...	08/11/22 02:00 PM
Allen, Tedra	END WORKFLOW - APPROV...		08/11/22 02:16 PM