

RESOLUTION NO. 2025-04

A RESOLUTION OF THE TOWN OF MICANOPY, FLORIDA; DESIGNATING THE TOWN ADMINISTRATOR/CLERK AS THE ADMINISTRATIVE AUTHORITY TO RECEIVE, REVIEW, AND PROCESS FINAL PLAT AND REPLAT SUBMITTALS; DESIGNATING THE TOWN ADMINISTRATOR/CLERK AS THE RESPONSIBLE ADMINISTRATIVE OFFICIAL FOR APPROVING, APPROVING WITH CONDITIONS, OR DENYING THE PROPOSED FINAL PLAT OR REPLAT, PURSUANT TO SECTION 177.071, FLORIDA STATUTES, AS AMENDED; REPEALING RESOLUTIONS IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Senate Bill 784, amending Chapter 177, Florida Statutes, took effect July 1, 2025; and

WHEREAS, Senate Bill 784 includes provisions that conflict with and supersede certain provisions of local Land Development Regulations; and

WHEREAS, The amended language of Chapter 177, Florida Statutes, requires a final plat or replat submitted in accordance with Chapter 177, Florida Statutes, to be administratively approved without further action or approval by the governing body if the submittal complies with Chapter 177.091, Florida Statutes; and

WHEREAS, Chapter 177, Florida Statutes, also requires the governing body to designate, by ordinance or resolution, an administrative authority to receive, review, and process such submittals, including the designation of an administrative official responsible for approving, approving with conditions, or denying the proposed final plat or replat; and

WHEREAS, the Town Commission for the Town of Micanopy finds that it is in the best interest of the citizens of the Town of Micanopy for the Town Administrator/Clerk to be the administrative official tasked with the above, and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF MICANOPY, FLORIDA:

Section 1. Designation of Administrative Authority to Receive, Review, and Process. Pursuant to Chapter 177.071, Florida Statutes, as amended, the Town Administrator/Clerk is hereby designated as the administrative authority to receive, review, and process final plat and replat submittals that comply with the requirements of Section 177.091, Florida Statutes.

Section 2. Designation of Administrative Official Responsible for Approving, Approving with Conditions, or Denying. Pursuant to Chapter 177.071, Florida Statutes, as amended, the Town Administrator/Clerk is hereby designated as the administrative official responsible for approving, approving with conditions, or denying final plat and replat submittals that comply with the requirements of Section 177.091, Florida Statutes.

Section 3. Delegation of Duties. The Town Administrator/Clerk is authorized to delegate review and processing duties to the appropriate staff in the Planning Department consistent with the provisions of Section 177.071, Florida Statutes.

Section 4. Expiration of Authority. The designations made in this resolution shall remain in effect until modified or superseded by a subsequent resolution or ordinance. It is the intent that this delegation remain in effect pending further clarification of the impacts of Senate Bill 784 on local land development regulations.

Section 5. Conflicts. In the event of a conflict or conflicts between this Resolution and any other Resolution or Ordinance or provision of law, this Resolution controls to the extent of the conflict, as allowable under the law.

Section 6. Severability. If any section, subsection, sentence, clause, phrase, or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 7. Effective Date. This resolution shall take effect immediately upon passage.

DULY ADOPTED in regular session, with a quorum present and voting, by the Town Commission for the Town of Micanopy, Florida, this 9 day of September, 2025.

ATTEST:

**TOWN COMMISSION
TOWN OF MICANOPY, FLORIDA**

Sara S. Samario, Town Manager

Jiana Williams, Mayor

Approved as to form and legal sufficiency:

A. Derek Folds, Town Attorney