



## Legislation Details (With Text)

**File #:** PO-2023-06    **Version:** 2    **Name:** 23-L-27 / PRE Ordinance  
**Type:** Ordinance    **Status:** Passed  
**File created:** 4/13/2023    **In control:** Regular City Commission Meeting  
**On agenda:** 9/6/2023    **Final action:** 9/6/2023  
**Title:** An Ordinance of the City of Hollywood, Florida, Amending the City's Adopted Comprehensive Plan by Adding the Property Rights Element In Accordance With Section 163.3177(6)(i)2, Florida Statutes. (23-L-27)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 2327\_Ordinance\_2023\_second reading (003).docx final.pdf, 2. Exhibit A.pdf, 3. 2023\_0411\_PDB Agenda Package.pdf, 4. 2023\_0721\_Florida Commerce ORC Report .pdf

Date	Ver.	Action By	Action	Result
9/6/2023	2	Regular City Commission Meeting	adopt on second and final reading	Pass
5/17/2023	1	Regular City Commission Meeting	adopt on first reading	Pass

An Ordinance of the City of Hollywood, Florida, Amending the City's Adopted Comprehensive Plan by Adding the Property Rights Element In Accordance With Section 163.3177(6)(i)2, Florida Statutes. (23-L-27)

*Economic Vitality*

Staff Recommends: Approval of the attached Ordinance.

Explanation:

**SECOND READING:**

On May 17, 2023 the City Commission unanimously transmitted the Evaluation and Appraisal Report/Property Rights Element ("EAR/PRE") to required agencies.

On July 31, 2003 the City of Hollywood received the Objections, Recommendations and Comments Report, known as the "ORC Report", from the State on the EAR/PRE (ORC Report is attached). The State of Florida provided no objections or recommendations. The State did provide comments, which are advisory. The advisory comments relate to the Coastal Management Element; the plan's planning horizons, the Capital Improvement Element, and the Future Land Use Map series. The State's advisory comments are due to the need to update the City's Comprehensive Plan, which is now underway.

After reading and considering the advisory comments, the city's consultant (Kimley Horn) and staff

are recommending adoption of the ordinance as originally presented (no changes from first reading). The adoption of PRE/EAR amendment will allow for future amendments to the City's Comprehensive Plan, which overtime will address the ORC Report.

#### FIRST READING:

The inclusion of a PRE in all Comprehensive Plans during the summer of 2021 was a major change in the Community Planning Act mandated by the Florida State Legislature.

Florida Statutes require local governments to adopt and include the PRE in their Comprehensive Plan for any proposed plan amendment initiated after July 1, 2021. As such, the City was required to adopt this new element by said date, the date of the next scheduled EAR, which was January 31, 2023 or as part of any amendment to its local Comprehensive Plan.

The EAR is the principal process for updating local comprehensive plans to reflect changes in State requirements (Chapter 163, Part II of Florida Statutes).

A consultant was obtained to complete the PRE, which will also serve as the City's first update to its EAR.

On April 11, 2023 the City's Planning and Development Board, acting as the Local Planning Agency forwarded a unanimous recommendation of approval to the City Commission for the PRE/EAR.

#### Fiscal Impact:

Approval of this Ordinance will not fiscally impact the City

Recommended for inclusion on the agenda by:

Anand Balram, Planning Manager

Andria Wingett, Interim Director of Development Services

Gus Zambrano, Assistant City Manager for Sustainable Development