

Statutory Changes to the Community Planning Act (Chapter 163, Part II, Florida Statutes): 2016 - 2018

2016: [Chapter 2016-10, section 13, Laws of Florida, effective May 10, 2016; Chapter 2016-148, sections 2-4, Laws of Florida, effective July 1, 2016]

1. Section 163.3177(6)(a)11, **Amendments to Future Land Use Element to Address Military Base Compatibility** (Chapter 2016-10, section 13, Laws of Florida)
 - Deletes this obsolete subsection which required local governments to transmit comprehensive plan updates or amendments to address compatibility of lands adjacent or closely proximate to existing military installations or lands adjacent to an airport to the state land planning agency by June 30, 2012.
2. Section 163.3175(7), **Financial Reporting for Ex Officio Military Representatives on Local Boards** (Chapter 2016-148, section 2, Laws of Florida)
 - Modifies this section to state that a representative of a military installation is not required to file a statement of financial interest pursuant to section 112.3145, F.S., solely due to his or her service on the local government's land planning or zoning board.
3. Section 163.3184, **Process for Adoption of Comprehensive Plans or Plan Amendments** (Chapter 2016-148, section 3, Laws of Florida)
 - Amends section 163.3184(2)(c) to modify the language pursuant to changes in section 380.06, F.S., to require state coordinated review of plan amendments that approve DRI-sized proposed developments; no substantive change.
 - Adds subsection 163.3184(5)(e)3 to provide that when an administrative law judge issues an order recommending that a plan amendment be found in compliance, the recommended order becomes the final order 90 days after issuance unless the state land planning agency issues a final order finding the amendment in compliance, refers the recommended order to the Administration Commission, or all parties consent in writing to an extension of the 90-day period.
 - Amends section 163.3184(7)(d), for plan amendment challenges that are subject to mediation or expeditious resolution, to provide that when an administrative law judge issues a recommended order finding an amendment in compliance, except where the parties agree or there are exceptional circumstances, the state land planning agency must issue a final order within 45 days after issuance of a recommended order; and if the final order is not issued in 45 days, the recommended order finding the amendment in compliance becomes the final order.
4. Section 163.3245(1), **Sector Plans** (Chapter 2016-148, section 4, Laws of Florida)
 - Modifies this section to reduce the minimum amount of total land area required for a sector plan from 15,000 acres to 5,000 acres.

2017: [None]

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2018 [Chapter 2018-34, section 1, Laws of Florida, Effective March 19, 2018; Chapter 2018-158, section 8, Laws of Florida, Effective April 6, 2018.]

1. Sections 163.3221(4)(b)(2) and (4)(b)(8)
 - Amends the definition of “development” to exclude work by electric utility providers on utility infrastructure on certain rights-of-way or corridors and the creation or termination of distribution and transmission corridors.
2. Sections 163.3245(3)(e), (3)(e)6., and (3)(e)12
 - Sector Plans, updated statutory cross references.
3. Sections 163.3246 (11), (12), and (14)
 - Local Government Comprehensive Planning Certification Program updated to delete references to Development of Regional Impact Review.
4. Section 163.3164
 - Definitions, added a new definition of “master development plan” or “master plan” as subsection (31) and renumbered subsequent sections.