

REPORT OF THE PLANNING AND DEVELOPMENT DEPARTMENT

The Planning and Development Department hereby forwards to the Planning Commission, Land Use and Zoning Committee, and City Council its comments and recommendations on:

ORDINANCE 2019-691

AN ORDINANCE AMENDING CHAPTER 656 (ZONING CODE), PART 10 (REGULATIONS RELATED TO AIRPORTS AND LANDS ADJACENT THERETO), SECTIONS 656.1005.1 (SUBSECTION A. REGULATIONS APPLICABLE TO DESIGNATED CIVILIAN AIRPORT ENVIRONS), 656.1005.2 (SUBSECTION B. REGULATIONS APPLICABLE TO DESIGNATED MILITARY AIRPORT ENVIRONS), AND 656.1009 (EDUCATIONAL FACILITIES), ORDINANCE CODE, TO CONFORM TO SECTION 333.03, FLORIDA STATUTES, REGARDING LOCATION OF EDUCATIONAL FACILITIES; PROVIDING AN EFFECTIVE DATE.

I. GENERAL INFORMATION

The bill amends Ordinance Code, Chapter 656, (Zoning Code), Part 10 (Regulations Related to Airports and Lands Adjacent Thereto), Sections 656.1005.1 (Subsection A. Regulations Applicable to Designated Civilian Airport Environs), 656.1005.2 (Subsection B. Regulations Applicable to Designated Military Airport Environs), and 656.1009 (Educational Facilities), to conform to Section 333.03, Florida Statutes, Regarding Location of Educational Facilities.

II. EVALUATION

Effective July 1, 2016, Section 333.03, Florida Statutes, removed the restriction on the construction of educational facilities at the end of a runway on publicly owned, public-use airport within an area that extends 5 miles in a direct line along the centerline of the runway. This legislation updates the Zoning Code to mirror Florida Statutes. This change does not impact other prohibitions within the Zoning Code that regulate areas around airports to protect from incompatible development, including Accident Potential Zones, Air Installation Compatible Use Zones, Clear Zones, or Runway Protection Zones. The legislation strikes the language in the Zoning Code under Section 656.1009 and the references in Sections 656.1005.1 and 656.1005.2 in order to conform with the above Florida Statute.

III. RECOMMENDATION

The Planning and Development Department recommends that **Ordinance 2019-691 be APPROVED.**