

ORDINANCE 87- 16

AN ORDINANCE OF HERNANDO COUNTY, FLORIDA, AMENDING SECTION 23-26(b), HERNANDO COUNTY CODE, PERTAINING TO TASK FORCES AND PROCEDURES FOR PROVIDING PUBLIC PARTICIPATION; PROVIDING FOR AMENDING SECTION 23-21, HERNANDO COUNTY CODE, PERTAINING TO MEMBERSHIP OF THE LOCAL PLANNING AGENCY; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION INTO THE CODE; PROVIDING FOR REPEAL; PROVIDING AN EFFECTIVE DATE.

SECTION 1. SECTION 23-21, HERNANDO COUNTY CODE IS AMENDED IN ITS ENTIRETY TO READ AS FOLLOWS:

"Section 23-21. Designation and Establishment of Local Land Planning Agency.

Pursuant to, and in accordance with Section 163.3174, Florida Statutes, as amended, the Local Government Comprehensive Planning Act of 1975, the members and alternate members of the Hernando County Planning and Zoning Commission, said commission having been established under the provisions set forth in Chapter 163, Florida Statutes, as amended, is hereby designated and established as the local planning agency (LPA) for the unincorporated territory of Hernando County, Florida."

SECTION 2. SECTION 23-26(b) HERNANDO COUNTY CODE, IS AMENDED, TO READ AS FOLLOWS:

Section 23-26. Establishment of Procedures for Providing Public Participation.

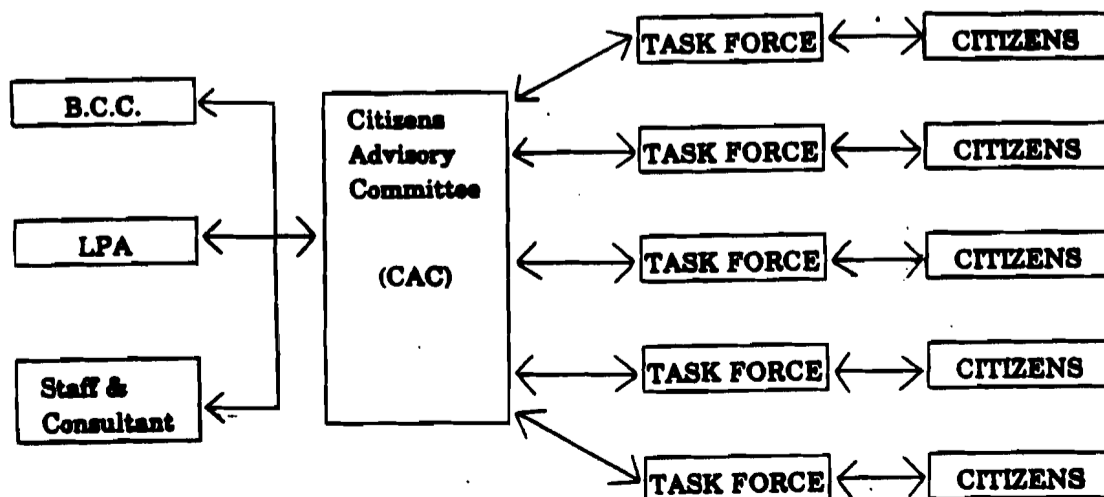
The following provisions set out the procedures and responsibilities for meeting the public participation requirements of Section 163.3181, Florida Statutes, as amended.

- (a) **Local Planning Agency (LPA):** The LPA shall adopt procedures to provide effective public participation in the comprehensive planning process, consistent with this section.
- (b) **Citizens Advisory Committee (CAC):** The Board of County Commissioners may create Task Forces structured around the major development issues affecting Hernando County, and consistent with the required and optional elements designated in Chapter 163, Florida Statutes. One LPA member may serve on each Task Force as an ex-officio (non-voting) liaison between the Task Force and the LPA.

- (2) **Review and Recommendations:** Each Task Force shall make specific recommendations to the CAC covering the elements or sub-elements of the Comprehensive Plan which are assigned to the Task Force. The CAC shall coordinate the elements of the Comprehensive Plan and all Task Forces and resolve any inconsistencies among Task Force recommendations."
- (c) **Communication Programs:** The county staff shall prepare a communications program during Comprehensive Plan preparation and review which shall be approved by the Board of County Commissioners prior to its presentation to the citizens of the County.
- (d) **Information Services:** The County Administrator shall direct staff to prepare a brief, written, informational leaflet which shall be available for the public at designated location(s) and which shall identify a source and telephone number for additional information.
- (e) **Notice to Real Property Owners:** The clerk of the circuit court or designated appropriate staff member shall be responsible for implementing the notice requirements of Section 163,3184, Florida Statutes, as amended, prior to the adoption of the Comprehensive Plan, any specific element or groups of elements of EAR.
- (f) **Public Hearings:** At the option of the Board of County Commissioners, one of the two (2) required public hearings on each proposed element, group of elements or EAR may be held by LPA.
- (g) **Consideration of and Response to Public Comments:** To the extent possible and feasible within the guidelines of Chapter 163, Florida Statutes, as amended, the LPA, assisted by county staff, shall consider and provide response to all public comments.

FIGURE 1

PUBLIC PARTICIPATION PROCESS



Each Task Force will review material submitted by county staff and a consultant. Each Task Force will elect its own chairman who, with one other member from each Task Force, will serve as a Citizens Advisory Committee (CAC) which will incorporate the materials submitted into a proposed Hernando County Comprehensive Plan. Upon its final review and adoption by the Board of County Commissioners, the updated Comprehensive Plan will guide and direct future growth and development in Hernando County. All development undertaken and all land development regulations must be consistent with the new Comprehensive Plan after its adoption.

(1) Broad Dissemination of Proposals and Alternatives:

- a. **Task Forces:** Because effective public participation must involve the largest number of residents possible, it is necessary to develop an expanded organizational structure that relates more directly to the planning process. A growing urbanizing local area such as Hernando County needs a more complex public participation structure to address geographic and other special issues. For this purpose, the Board of County Commissioners shall, with the cooperation of the LPA, organize the Task forces related to resident characteristics, elements of the Comprehensive Plan, and shall consider who is affected, concerned or has particular needs. Figure 1, which follows at the end of this section, illustrates the public participation process which utilizes committees called Task Forces, which create a county-wide planning committee call the Citizens Advisory Committee (CAC). Each Task Force shall have jurisdiction over the element(s) or sub-element(s) listed in the Outline of Task Forces Jurisdictions, as approved or amended by the Board of County Commissioners.
- b. **Alternatives:** It shall be the specific responsibility of each Task Force, with staff assistance, to assure that the statutory requirements of Chapter 163, Florida Statutes, as amended, for a broad dissemination of the proposals and alternatives is provided. The task Forces(s) that review the future land use plan element as defined in Chapter 163, Florida Statutes, as amended, shall hold at least one public meeting in each of the five (5) districts of the county.
- c. **Open Discussions:** Each Task Force shall hold open discussions covering any proposed Evaluation and Assessment Report (EAR) or Comprehensive Plan update.

SECTION 3. SEVERABILITY

If any section, subsection, sentence, clause or phrase of this ordinance, for any reason, is held to be unconstitutional, void or invalid, the validity of the remaining portions of said ordinance shall not be affected thereby.

SECTION 4. INCLUSION INTO THE CODE

It is the intention of the Board of County Commissioners of Hernando County, Florida, and it is hereby provided, that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of Hernando County, Florida. To this end, the sections of this Ordinance may be re-numbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section", "article", or other appropriate designation.

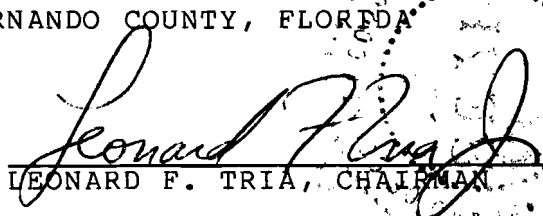
SECTION 5. EFFECTIVE DATE

This Ordinance shall become effective upon receipt of the official acknowledgment from the Office of the Secretary of State of the State of Florida that this Ordinance has been filed with said office.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS IN REGULAR SESSION
THIS 19th DAY OF May, 1987.

BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA

BY


LEONARD F. TRIA, CHAIRMAN

ATTEST


HAROLD W. BROWN, CLERK