

Senate Bill No. 3172

An act relating to Broward County; amending chapter 2001-289, Laws of Florida; authorizing local governments in the county to grant an exemption from impact fees for transportation facilities for certain developments; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 1 of chapter 2001-289, Laws of Florida, is amended to read:

Section 1. In addition to the exceptions provided in section 163.3180(5)(b), Florida Statutes, a local government in Broward County may grant an exception from the concurrency requirement for transportation facilities pursuant to the provisions of section 163.3180(5)(d), Florida Statutes, if the proposed development is otherwise consistent with the adopted local government comprehensive plan, and is a project that promotes public transportation and is located within a Regional Activity Center as described in and defined by the Broward County Comprehensive Plan, and is within an area that contains major public and private postsecondary institutions of higher learning. The local government also must have considered the proposed development's impacts on the Florida Intrastate Highway System, as defined in section 338.001, Florida Statutes. A local government in Broward County may also grant an exemption from impact fees for transportation facilities if a major public or private postsecondary institution of higher learning has an interest or an option to obtain an interest of more than 25 percent in the proposed development and the proposed development is otherwise consistent with the adopted local government comprehensive plan, is a project that promotes public transportation, is located within a Regional Activity Center as described in and defined by the Broward County Comprehensive Plan, and is within an area that contains major public and private postsecondary institutions of higher learning.

Section 2. This act shall take effect upon becoming a law.

Approved by the Governor June 18, 2004.

Filed in Office Secretary of State June 18, 2004.