



MEMORANDUM

AGENDA ITEM #6a

DATE: APRIL 5, 2010

TO: COUNCIL MEMBERS

FROM: STAFF

SUBJECT: PROPOSED PUBLIC EDUCATION FACILITIES ELEMENT/CAPITAL IMPROVEMENTS
ELEMENT UPDATE COMPREHENSIVE PLAN AMENDMENTS

Introduction

Council staff has received a proposed plan amendment from the Town of Pembroke Park to amend its Comprehensive Plan to update its Public Education Facilities Element for review of consistency with the *Strategic Regional Policy Plan for South Florida (SRPP)*. Staff review is undertaken pursuant to the Local Government Comprehensive Planning and Land Development Regulation Act, Chapter 163, Part II, Florida Statutes (F.S.), and Rules 9J-5 and 9J-11, Florida Administrative Code (F.A.C.).

The South Florida Regional Planning Council (SFRPC) review of proposed Comprehensive Plan amendments for consistency with the *SRPP* addresses primarily effects on regional resources or facilities identified in the *SRPP* and extrajurisdictional impacts that would be inconsistent with the Comprehensive Plan of the affected local government (§163.3184(5), Fla. Stat.). The Council's review of amendments is conducted in two stages: (1) proposed or transmittal and (2) adoption. Council staff reviews the contents of the amendment package once the Department of Community Affairs certifies its completeness.

Objections and Comments relate to specific inconsistencies with relevant portions of the *SRPP*, which was adopted pursuant to Rule 29J-2.009, Fla. Administrative Code. Council staff will work with local governments to address Objections and Comments identified during the review of a proposed amendment between the transmittal and the adoption of the amendment.

No proposed Capital Improvements Element Update Comprehensive Plan Amendments were received for review this month.

Background

In 2005, Growth Management legislation required local governments to adopt a Public Education Facilities Element. The legislation required that local governments and school boards adopt a school concurrency program, update existing public schools interlocal agreements, establish level of service standards to define school capacity, and adopt a Public School Facilities Element into their comprehensive plan to implement a school concurrency program. The school concurrency program must ensure that adequate school capacity to support new development either exists or will be in place or under actual construction within three years after the issuance of final subdivision or site plan approval, or the functional equivalent. The interlocal agreement establishes procedures that will be followed in coordinating land use and public school planning.

Since the legislation was passed, working groups have been formed in both Miami-Dade and Broward Counties to develop the proposed amendments. Each working group included representatives from the applicable County Public Schools, all affected local governments and the development community. Because of the efforts of the Working Groups, within each county the amendments have been coordinated and each local government is adopting similar amendments.

Summary of Staff Analysis For Broward County Amendments

Broward County and the municipalities in the County were scheduled to adopt the Public Education Facilities Element, related comprehensive plan text amendments and *Amended Interlocal Agreement for Public School Facility Planning in Broward County (ILA)* by February 1, 2008.

The Public Educational Facilities Element include Goals, Objectives and supporting Policies to provide coordinating new residential development with future availability of public school facilities consistent with the adopted level of service (LOS) standards for public school concurrency. The LOS standard is 110 percent of the Florida Inventory of School Housing (FISH) capacity for each public elementary, middle and high school. Twelve Future Conditions Maps for public school facilities for the short-term (five year) and long-term (ten year) planning periods are also included in the Element.

Related Intergovernmental Coordination Element Policies coordinate County and municipal land use planning and permitting processes with the School Board’s site selection and planning process to ensure future school facilities are consistent and compatible with land use categories and enable a close integration between existing and planned school facilities and the surrounding land uses. Related Capital Improvement Element Policies ensure that public school facilities are available for current and future students consistent with available financial resources and the adopted LOS.

The only local government in Broward County proposing an update to the Public Education Facilities Element and related text amendments this month is the Town of Pembroke Park. A table with information regarding the Town’s vote on the amendment follows.

Local Government	Plan Amendment Number	Local Government Meeting	Governing Body Transmittal Vote
Pembroke Park	10-PEFE1	2/10/10	Unanimous

Staff analysis confirms that the proposed text amendments are compatible with and supportive of the Goals and Policies of the *Strategic Regional Policy Plan for South Florida*.

Recommendation of Consistency with Strategic Regional Policy Plan (SRPP)

Find the Town of Pembroke Park proposed amendments related to the Public Education Facilities Element generally consistent with the *Strategic Regional Policy Plan for South Florida*. Approve this staff report for transmittal to the Florida Department of Community Affairs.