

DRAFT RESOLUTION NO. 2007-05

A RESOLUTION OF THE MIAMI-DADE PLANNERS TECHNICAL COMMITTEE (PTC) REQUESTING A SHORT AND REASONABLE DEADLINE EXTENSION FOR COMPLIANCE WITH PUBLIC SCHOOL CONCURRENCY REQUIREMENTS.

WHEREAS, the Miami-Dade Planners Technical Committee (PTC) is a council of professional planners representing local governments and public regulatory/review agencies in Miami-Dade County that addresses common concerns and shares resources toward solving planning problems. In particular, State of Florida planning requirements are examined in the context of metro Miami-Dade's unique governmental structure, while a close working partnership with the Florida Department of Community Affairs (DCA) and South Florida Regional Planning Council (SFRPC) is maintained; and

WHEREAS, PTC members have met regularly and worked diligently to address new public school concurrency requirements, including the draft Educational Facilities Element and Inter-Local Agreement between local governments and Miami-Dade County Public Schools (MDCPS); and

WHEREAS, on July 30, 2007, Miami-Dade County transmitted its Educational Facilities Element and Draft Inter-Local Agreement to DCA for review, with the intent of having its regulations act as a model for other local governments in the county; and

WHEREAS, on September 28, 2007, DCA issued its Objections, Recommendations, and Comments (ORC) Report on the County's transmittal package outlining its concerns with the County's proposed regulations; and

WHEREAS, most municipalities in Miami-Dade County had been waiting for the County's ORC findings before proceeding with the development of their own regulations and signing onto the Inter-Local Agreement; and

WHEREAS, despite best efforts, it is unlikely that most local governments in Miami-Dade County will meet the DCA-issued compliance deadline of January 1, 2007 for "adoption" of school concurrency; and

WHEREAS, a short extension of the deadline would be a reasonable accommodation given the complexity of the school concurrency issue, that our county is the "first out of the barn", and that the statutory deadline isn't until December 1, 2008; and

WHEREAS, most local governments would be able to "transmit" the required school concurrency regulations for DCA review by January 1, 2008, and "adopt" them by March 30, 2008.

NOW, THEREFORE, BE IT RESOLVED THAT:

SECTION 1. The Miami-Dade Planners Technical Committee requests a short and reasonable deadline extension for compliance with public school concurrency requirements, as follows:

January 1, 2008: Transmittal of school concurrency amendments, regulations and Revised Inter-Local Agreement.

March 30, 2008: Adoption of school concurrency amendments, regulations, and Revised Inter-Local Agreement.

SECTION 2. A copy of this Resolution shall be forwarded to DCA, MDCPS, the SFRPC, and all members of the Miami-Dade PTC.

SECTION 3. This Resolution shall become effective upon the date of its adoption herein.

PASSED AND ADOPTED THIS FIFTH DAY OF OCTOBER, 2007, A.D.

Moved: _____ Second: _____

Vote: _____

APPROVED:

JAVIER A. BETANCOURT.....
CHAIR