




**CITY OF DANIA BEACH  
COMMUNITY DEVELOPMENT DEPARTMENT  
STAFF REPORT**

**DATE:** November 8, 2011

**TO:** Robert Baldwin, City Manager 

**FROM:** Robert Daniels, Director

**SUBJECT:** **LU-08-11:** Update the Public School Facilities Element of the City's Comprehensive Plan, reflecting the second amendment to the Broward County School Board Interlocal Agreement and approval of the annual update of the Capital Improvement Element within the City's Comprehensive Plan (SECOND READING).

This item was presented to the City Commission on July 12, 2011 and passed on first reading. Since then, we received a letter of no objection from the State of Florida Department of Community Affairs. The City has received no objections from any other state reviewing agencies. As such, staff is requesting adoption of the proposed updates to the Public School Facilities Element and the annual update of the Capital Improvement Element within the City's Comprehensive Plan.

In 2003, the Broward County School Board, Board of County Commissioners, and 26 Broward municipalities, including the City of Dania Beach, executed the original Interlocal Agreement (ILA) for Public School Concurrency. On January 15, 2008, it was amended to comply with amendments to the Florida Statutes resulting from Senate Bill 360. On April 14, 2010, the City Commission approved the Second Amendment to the Broward County School Board ILA, along with 23 municipalities and Broward County.

The second amended ILA includes changing the Level of Service (LOS) standard for all public schools from the current 110% of permanent student capacity to 100% of gross capacity and to sunset the use of relocatables in the year 2018/19 while retaining the Concurrency Service Areas (CSA's) as individual school boundaries. Commencing at the 2019/20 school year, the level of service for each CSA shall be 110% of permanent Florida Inventory of School Houses (FISH) capacity for each public elementary, middle and high school. The County's Staff Working Group and Oversight Committee believe that the proposed changes as reflected in the second amended ILA are a manageable solution to the complex issues of school concurrency, which also avoids multiple school boundary changes across Broward County.

These changes must be incorporated into the Public School Facilities Element (PSFE) and the Capital Improvements Element (CIE) of the City's Comprehensive Plan to be consistent with similar changes made by Broward County and the Broward County School Board to their Comprehensive Plans. This amendment includes projected ten year school enrollment, capacity, level of service standards and improvement costs. The amendment updates the current profile for elementary, middle and high schools in the county in the PSFE. It also updates the Five Year District Educational Facilities Plan

and the School Board of Broward County Educational Plant Survey, which must be consistent with Broward County and the School Board.

The Florida Legislature passed Senate Bill 360 in 2005. This Bill requires that local governments annually update the Capital Improvement Element (CIE) within the City's Comprehensive Plan in order to ensure that the required level of service standard for the public facilities listed in Section 163 of Florida Statutes is achieved and maintained over the planning period. Pursuant to changes in the legislation in 2011 (HB7207, aka Chapter 2011-139 – Laws of Florida), there is no longer a requirement to transmit the five year schedule of Capital Improvements Element as a comprehensive plan amendment. It is, however, necessary to transmit the amended goals, objectives and policies to the CIE that reflect the changes that are being processed to the PSFE.

The changes in the CIE have incorporated information received from the Public Services Department and have been reviewed by the Director of Finance.

#### **LOCAL PLANNING AGENCY**

On April 20, 2011, the Local Planning Agency recommended approval of the amendments.

#### **PREVIOUS CITY COMMISSION ACTION**

On July 12, 2011, the City Commission approved this item on first reading.

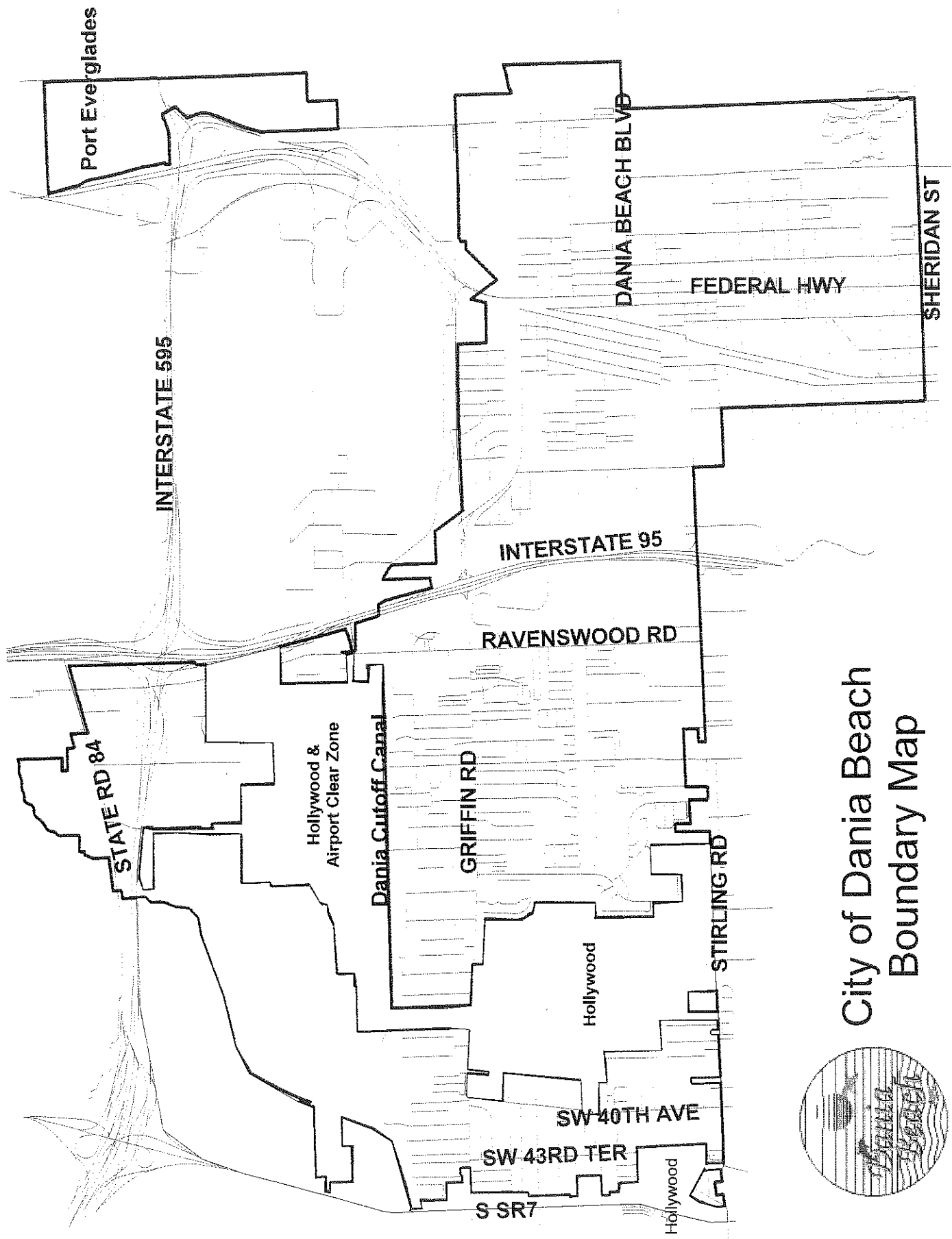
On April 14, 2010, the City Commission approved the Second Amendment to the Broward County School Board Interlocal Agreement.

On January 15, 2008, the City Commission approved the first amendment to the Broward County School Board Interlocal Agreement that was amended to comply with amendments to the Florida Statutes resulting from Senate Bill 360.

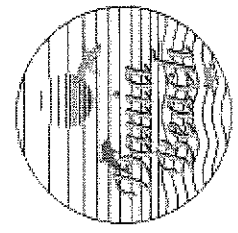
On April 22, 2003, the City Commission approved a resolution adopting the Broward County School Board Interlocal Agreement.

#### **STAFF RECOMMENDATION**

Approve.



# City of Dania Beach Boundary Map



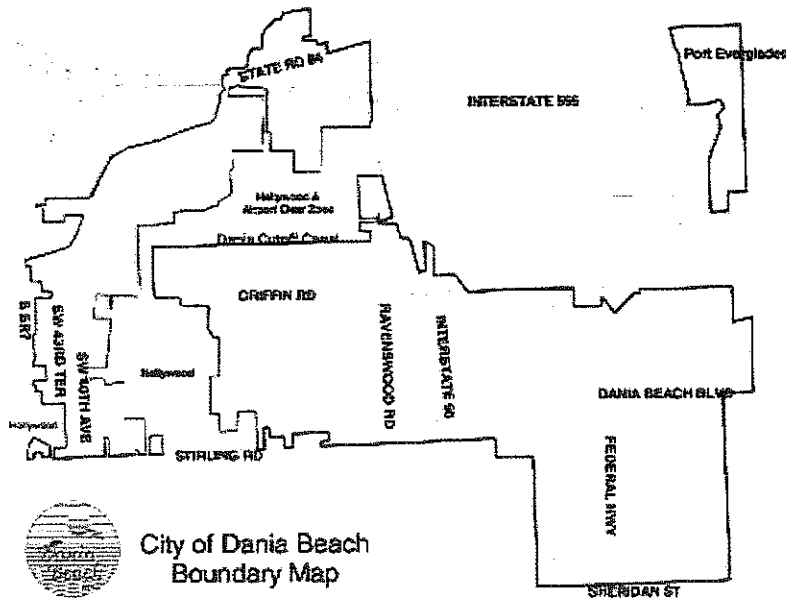
# CITY COMMISSION CITY OF DANIA BEACH, FLORIDA PUBLIC HEARING NOTICE OF COMPREHENSIVE PLAN AMENDMENT

A Public Hearing will be conducted by the Dania Beach City Commission to amend the text of its Comprehensive Plan by adopting the following ordinance:

DATE: November 8, 2011  
TIME: 7:00 p.m. or as soon thereafter as the same may be heard  
PLACE: City Commission Chambers  
Dania Beach Administrative Center  
100 West Dania Beach Blvd.  
Dania Beach, FL 33004

2011-023 - (ADOPTION PHASE) AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING THE COMPREHENSIVE PLAN BY AMENDING THE TEXT OF THE CAPITAL IMPROVEMENTS ELEMENT AND THE PUBLIC SCHOOL FACILITIES ELEMENT; PROVIDING FOR TRANSMITTAL AND ADOPTION PURSUANT TO SECTION 163.3184, FLORIDA STATUTES; PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

This ordinance updates the Public Schools Facility and Capital Improvement Elements of Comprehensive Plan of the City of Dania Beach. This hearing will propose updates to the Comprehensive Plan of the City of Dania Beach. A copy of the ordinance and proposed updates are available for viewing in the Community Development Department, 100 West Dania Beach Boulevard, Dania Beach, Florida, and may be inspected by the public during normal business hours.



City of Dania Beach  
Boundary Map

In accordance with the Americans With Disabilities Act, persons needing assistance to participate in any of these proceedings should contact the City Clerk's office, 100 W. Dania Beach Blvd, Dania Beach, FL 33004, (954) 924-6800 x3623, at least 48 hours prior to the meeting.

Please be advised that if a person decides to appeal any decision made by the Local Planning Agency, the Planning and Zoning Board or the City Commission with respect to any matter considered at this hearing, such person will need a verbatim record of the proceedings and for this purpose such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The city does not provide or prepare such record pursuant to f.s. 286.0105.

//Lou Ann Patellaro, Building and Planning Operations Mgr.