

EXHIBIT 2

ORDINANCE NO. 2014 -

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN TEXT REGARDING "COMPLETE STREETS"; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

WHEREAS, Broward County adopted the 1989 Broward County Comprehensive Plan on March 1, 1989; and

WHEREAS, the Department of Economic Opportunity has found the Broward County Comprehensive Plan in compliance with the Community Planning Act; and

WHEREAS, Broward County now wishes to propose an amendment to the Plan; and

WHEREAS, the Planning Council, as the local planning agency for the Broward County Land Use Plan, held its hearings on December 12, 2013, and April 24, 2014, with due public notice; and

WHEREAS, the Board of County Commissioners held its transmittal public hearing on February 11, 2014, having complied with the notice requirements specified in Subsection 163.3184(11), Florida Statutes; and

WHEREAS, the Board of County Commissioners held an adoption public hearing on June 10, 2014, at 2:00 p.m. [also complying with the notice requirements specified in Subsection 163.3184(11), Florida Statutes] at which public comment was accepted, and the comments of the Department of Economic Opportunity, South Florida Regional Planning Council, South Florida Water Management District, Department of Environmental Protection, Department of State, Department of Transportation, Fish and

1 Wildlife Conservation Commission, Department of Agriculture and Consumer Services,
2 and Department of Education, as applicable, were considered; and

3 WHEREAS, the Board of County Commissioners, after due consideration of all
4 matters, hereby finds that the following amendment to the 1989 Broward County
5 Comprehensive Plan is consistent with the State Plan, Regional Plan, and the Broward
6 County Comprehensive Plan; complies with the requirements of the Community
7 Planning Act; and is in the best interests of the health, safety, and welfare of the
8 residents of Broward County,

9 BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
10 BROWARD COUNTY, FLORIDA:

11 Section 1. The 1989 Broward County Comprehensive Plan is hereby
12 amended by Amendment PCT 14-1, which is an amendment to the Broward County
13 Comprehensive Plan text regarding Complete Streets, as set forth in Exhibit "A,"
14 attached hereto and incorporated herein.

15 Section 2. SEVERABILITY.

16 If any portion of this Ordinance is determined by any Court to be invalid, the
17 invalid portion shall be stricken, and such striking shall not affect the validity of the
18 remainder of this Ordinance. If any Court determines that this Ordinance, or any portion
19 hereof, cannot be legally applied to any individual(s), group(s), entity(ies), property(ies),
20 or circumstance(s), such determination shall not affect the applicability hereof to any
21 other individual, group, entity, property, or circumstance.

22 Section 3. EFFECTIVE DATE.

23 (a) The effective date of the plan amendment set forth in this Ordinance shall
24 be the latter of:

- 1 (1) Thirty-one (31) days after the Department of Economic Opportunity
2 notifies Broward County that the plan amendment is complete;
3 (2) If the plan amendment is challenged, the date a final order is entered by
4 the Administration Commission or the Department of Economic
5 Opportunity finding the amendment to be in compliance; or
6 (3) If the Department of Economic Opportunity or the Administration
7 Commission finds the amendment to be in noncompliance, pursuant to
8 Section 163.3184(8)(b), Florida Statutes, the date the Board of County
9 Commissioners, elects to make the plan amendment effective,
10 notwithstanding potential statutory sanctions.
11 (b) This Ordinance shall become effective as provided by law.

12
13 ENACTED _____, 2014

14 FILED WITH THE DEPARTMENT OF STATE

15 EFFECTIVE

16
17 Approved as to form and legal sufficiency:
Joni Armstrong Coffey, County Attorney

18
19 By Maite Azcoitia 04/16/14
20 Maite Azcoitia (date)
21 Deputy County Attorney
22

23 MA/gmb
04/16/14
#14-401.01
24 PCT 14-1 Complete Street Text.Ordinance

EXHIBIT A

SECTION I **AMENDMENT REPORT** **BROWARD COUNTY LAND USE PLAN TEXT** **PROPOSED AMENDMENT PCT 14-1**

“Complete Streets”

RECOMMENDATIONS/ACTIONS

DATE

I. Planning Council Staff Transmittal Recommendation

December 3, 2013

It is recommended that the proposed text amendment be approved. Please see **Attachment 1**.

It is further recommended that the Planning Council authorize the Planning Council staff to participate in the following working groups and initiate amendments to the Broward County Land Use Plan and/or Administrative Rules Document, as appropriate, to implement the following:

- The creation of a working group of interested parties, including municipalities and transportation engineers, to explore the development of a standardized transportation credit or reduction of single occupancy vehicle trips when determining the projected impact of proposed land use changes and sites which are adjacent to accessible transit, bicycle and/or pedestrian friendly areas;
- Participation in a County effort to explore and implement roadway capacities and levels of service that consider transit, bicycle and pedestrian availability; and
- The exploration of the transition of the existing “Transit Oriented Corridor” land use designation to a “Multi Modal Corridor” land use designation that considers transit, bicycle and pedestrian availability.

II. Planning Council Land Use/Trafficways Committee Recommendation

December 12, 2013

Approval per Planning Council staff transmittal recommendation.

III. Planning Council Transmittal Recommendation

December 12, 2013

Approval per Planning Council Land Use/Trafficways Committee Recommendation. (Vote of the board; Unanimous: 13-0; Bascombe, Boccard, de Jesus, DuBose, Furr, Graham, Hobby, Kaplan, Mack, Ryan, Steffens, Stermer and Castro)

IV. County Commission Transmittal Recommendation

February 11, 2014

Approval per Planning Council transmittal recommendation.

V. Summary of State of Florida Review Agency Comments

March 20, 2014

The Florida Department of Transportation (FDOT) issued no comments regarding this proposed text amendment. (However, FDOT issued comments regarding the companion amendment to the Transportation Element, which is being handled independently by the Broward County Planning and Redevelopment Division.)

RECOMMENDATIONS/ACTIONS (continued)

DATE

VI. Planning Council Staff Final Recommendation

April 15, 2014

It is recommended that the proposed text amendment be approved. Please see **Attachment 1**.

It is further recommended that the Planning Council authorize the Planning Council staff to participate in the following working groups and initiate amendments to the Broward County Land Use Plan and/or Administrative Rules Document, as appropriate, to implement the following:

- The creation of a working group of interested parties, including municipalities and transportation engineers, to explore the development of a standardized transportation credit or reduction of single occupancy vehicle trips when determining the projected impact of proposed land use changes and sites which are adjacent to accessible transit, bicycle and/or pedestrian friendly areas;
- Participation in a County effort to explore and implement roadway capacities and levels of service that consider transit, bicycle and pedestrian availability; and
- The exploration of the transition of the existing "Transit Oriented Corridor" land use designation to a "Multi Modal Corridor" land use designation that considers transit, bicycle and pedestrian availability.

VII. Planning Council Final Recommendation

April 24, 2014

Approval per Planning Council staff final recommendation. (Vote of the board; Unanimous: 17-0; Aronson, Bascombe, Blattner, Boccard, de Jesus, DuBose, Furr, Good, Graham, Hobby, Lazarow, Long, Mack, Ryan, Steffens, Stermer and Castro)

ATTACHMENT 1

BROWARD COUNTY LAND USE PLAN Proposed Amendment PCT 14-1 "Complete Streets"

*Initiated by the Broward County Board of County Commissioners
on March 12, 2013*

POLICY A.01.05 Broward County shall promote and encourage, and shall implement to the maximum extent feasible for those (re)development projects and lands owned by the County or within unincorporated areas, mixed land uses serviced by a variety of transportation modes within an integrated transportation network, and link intensive development to existing or planned pedestrian, bicycle and public transportation nodes or corridors.

POLICY A.01.06 Broward County shall promote and encourage, and shall implement to the maximum extent feasible for those (re)development projects and lands owned by the County or within unincorporated areas, the creation of walkable sites, neighborhoods and community designs that are accessible to and address the needs of all users and produce support healthy lifestyles using public venues, inclusive of all modes of transportation in a manner generally consistent with the Broward Complete Streets Guidelines, or equivalent principles.

POLICY A.01.11 Broward County shall promote and encourage, and shall implement to the maximum extent feasible for those (re)development projects and lands owned by the County or within unincorporated areas, to take advantage of compact building design to preserve more open space, support ~~wider~~ a complete range of transportation choices, make public transportation viable, reduce public infrastructure cost and improve the health condition of residents and the wider community, in a manner generally consistent with the Broward Complete Streets Guidelines, or equivalent principles.

OBJECTIVE 5.03.00 PEDESTRIAN, BICYCLE AND NON-MOTORIZED TRANSPORTATION FACILITIES
Promote the establishment and expansion of an integrated, convenient, safe and enjoyable pedestrian, bicycle and ~~or~~ non-motorized transportation facilities network.

POLICY 5.03.01 Encourage local governments to establish and/or expand their pedestrian and bikeways facilities in accordance with the Florida Department of Transportation and the American Association of State Highway Transportation Officials planning and design standards, and coordinate their placement with Broward County, in a manner generally consistent with the Broward Complete Streets Guidelines, or equivalent principles.

POLICY 5.03.02 Broward County shall seek partnerships with federal, state, regional and local government entities, and public and private schools and universities, to design, fund, and construct integrated, convenient, safe and accessible pedestrian and ~~on-road~~ bicycle facilities.

Note: Proposed additions are underlined; proposed deletions are ~~struck through~~. Proposed additions as suggested by agency comments subsequent to workshops are double-underlined.

POLICY 5.03.03 Ample and secure bicycle parking should be ~~provided at schools, libraries, recreational and other~~ incorporated into the (re)development of non-residential **and mixed use redevelopments** areas. The bicycle parking should be consistent with the Broward County “End of Trips Facilities Guide.”

POLICY 5.03.05 Local governments should include within their development codes and regulations incentives for constructing safe and accessible pedestrian and ~~on-road~~ bicycle facilities, pathways and greenways throughout Broward County, in a manner generally consistent with the Broward Complete Streets Guidelines, or equivalent principles.

POLICY 5.05.04 Broward County’s greenways and trails shall link neighborhoods with park and recreation facilities, beaches, conservation areas, schools and other public buildings, cultural and historic sites, business areas and multi-modal transportation facilities, in a manner generally consistent with the Broward Complete Streets Guidelines, or equivalent principles.

POLICY 8.07.09 Broward County and its local governments shall incorporate provisions into their local land use plans and land development regulations which provide for safe pedestrian and/or bicycle access to public schools. The School Board may coordinate with Broward County and the municipalities to utilize the Broward Complete Streets Guidelines, or equivalent principles, in the (re)development of school facilities to provide increased safety and health benefits, as well as improve access to school facilities.

GOAL 10.00.00 PROMOTE THE EFFICIENT USE OF PUBLIC FACILITIES AND SERVICES THROUGH PLANNED COMMUNITIES WITH MIXED LAND USES ~~AND A FULL RANGE OF MOBILITY OPTIONS~~ AND CONSIDERATION OF ALL TRANSPORTATION MODES.

POLICY 10.01.03 (a) In order to create aesthetically pleasing living, shopping, working and recreational environments, local governments should develop and implement land development regulations to maximize opportunities for the application of innovative site planning concepts including the incorporation of adequate pedestrian, bicycle and transit access and facilities for all users.

POLICY 10.01.03 (b). Development ~~D~~esigns should be context-sensitive, and consider existing and planned adjacent land uses. Development projects should be considered both separately and as part of a connected network with integrated pedestrian, bicycle and transit facilities generally consistent with the Broward Complete Streets Guidelines or equivalent principles.

POLICY 10.02.04 To enhance pedestrian movement and safety, the separation of pedestrian, bicycle and vehicular traffic should be encouraged, in a context sensitive manner, within Regional Activity Centers.

Note: *Proposed additions are underlined; proposed deletions are ~~struck through~~. Proposed additions as suggested by agency comments subsequent to workshops are double-underlined.*

GOAL 12.00.00 COORDINATE TRANSPORTATION AND LAND USE PLANNING ACTIVITIES TO ENSURE MULTI-MODAL ADEQUATE FACILITIES AND SERVICES ARE AVAILABLE TO MEET THE EXISTING AND FUTURE NEEDS OF BROWARD COUNTY'S POPULATION AND ECONOMY.

POLICY 12.01.05 Transportation facilities and services should be developed inclusive of all modes of transportation in a manner generally consistent with the Broward Complete Streets Guidelines, or equivalent principles,~~in a manner which that~~ encouraging infill development and promoting the efficient use of urban services.

POLICY 12.01.08 Multi-modal transportation facilities and services that accommodate pedestrians, bicycles and transit should be recognized and encouraged by Broward County and its local governments when making land use planning decisions.

POLICY 12.01.09 In order to protect and promote the public health, safety and welfare, Broward County and its local governments should provide the means for pedestrian, bicycle and pedestrian transit access between adjacent land uses consistent with the Broward Complete Streets Guidelines, or equivalent principles.

OBJECTIVE 12.02.00 PROTECTION OF RIGHTS-OF-WAY

Ensure adequate and sufficient rights-of-way are available to accommodate all modes of travel and meet Broward County's future transportation needs.

POLICY 12.02.01 In order to ensure that the rights-of-way necessary to accommodate all modes of Broward County's future transportation needs are available, Broward County shall implement the Broward County Trafficways Plan.

POLICY 12.02.06 In order to encourage multi-modal transportation systems consistent with the Broward Complete Streets Guidelines, Broward County and its local governments should promote the utilization of the "Context Sensitive Corridor" designation to provide for the reservation or acquisition of rights-of-way necessary for mass transit, bicycle and pedestrian facilities and services within their land development regulations.

POLICY 12.02.07 Broward County, its local governments, and the Broward County Planning Council, in coordination with other transportation planning agencies, shall study and identify Trafficways Plan corridors appropriate for the Context Sensitive Corridor designation.

POLICY 17.02.05 Integrated transportation systems, mass transit facilities, bikeways and pedestrian corridors should be encouraged to serve urban infill, urban redevelopment and downtown revitalization area(s) to reduce reliance upon automobile travel and increase physical activity opportunities consistent with the Broward Complete Streets Guidelines, or equivalent principles.

Note: Proposed additions are underlined; proposed deletions are ~~struck through~~. Proposed additions as suggested by agency comments subsequent to workshops are double-underlined.