

Meeting Date
July 12, 2016



AGENDA	
Section	Consent
Item No.	II.A.10

AGENDA REPORT
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	APPROVAL RE: RENEWAL OF POLICY BCC-52, APPROVAL OF BINDING DEVELOPMENT PLANS
DEPT/OFFICE:	PLANNING & DEVELOPMENT DEPARTMENT

Requested Action:
 It is requested that the Board of County Commissioners consider the renewal of Policy BCC-52.

Summary Explanation & Background:
 As part of the Sunset Review Policy requirement, staff has reviewed BCC-52 that establishes a procedure for approval of Binding Development Plans (BDPs) following a zoning action by the Board.
 Staff has reviewed the policy and finds that no changes to BCC-52 are recommended.
 Fiscal Impact: None

Clerk to the Board instruction:

Exhibits Attached: Policy BCC-52

Contract /Agreement (If attached): Reviewed by County Attorney Yes No PR

County Manager Stockton Whitten	Assistant County Manager	Department Director / Extension Robin M. DiFabio, AICP 5-2069
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July 13, 2016

MEMORANDUM

TO: Stockton Whitten, County Manager

RE: Item II.A.10., Approval of Renewal Policy BCC-52, Approval of Binding Development Plans

The Board of County Commissioners, in regular session on July 12, 2016, approved the renewal of Policy BCC-52, Approval of Binding Development Plans. Enclosed is the original Policy.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe, Deputy Clerk

/kp

Encl. (1)

cc: Planning and Development Director



POLICY

TITLE Approval of Binding Development Plans

NUMBER: BCC-52

CANCELS July 8, 2008

APPROVED: July 12, 2016

ORIGINATOR: Planning & Development
Department, County Attorney

REVIEW: July 12, 2019

I. OBJECTIVE

To establish a procedure for approval of Binding Development Plans (BDPs)

II. DEFINITIONS AND REFERENCES

"Binding Development Plan" as referenced in Section 62-1157(1) e. and g.

III. DIRECTIVES

A. The Board of County Commissioners may table a rezoning action that is being considered subject to a Binding Development Plan (BDP) where alternatives or amendments to certain features of the BDP are being proposed or discussed or for review by staff.

B. Where a rezoning action has been approved by the Board of County Commissioners subject to a BDP, the applicant shall submit the signed Binding Development Plan in recordable form to staff within 60 days from the date of approval of the rezoning action.

C. Staff shall have 30 days from the date of submission of the signed BDP to review it for completeness and accuracy and to coordinate with the applicant any changes pursuant to Board direction on the date of approval of the zoning action.

D. Upon its satisfaction that the completed BDP meets the conditions agreed upon by the applicant and by the Board of County Commissioners, staff shall schedule the BDP as a consent item on a regularly scheduled Board of County Commissioners meeting.

E. If the Board of County Commissioners removes the BDP from the consent agenda for discussion, the discussion shall not constitute a reopening of the public hearing, but shall be for the purpose of assuring that the content of the BDP meets the intent of the previous Board of County Commissioners action.

F. Upon approval of the BDP by the Board of County Commissioners, the chairman shall sign the BDP and staff shall coordinate with the applicant to assure that the it is recorded in the public records of the County within the 120 day timeframe referenced in Section 62-1157(1)g.

IV. EFFECTIVE DATE

This procedure shall take effect upon approval by the Board and may be updated by staff, as necessary.

ATTEST:



Scott Ellis, Clerk



Jim Barfield, Chairman
Board of County Commissioners
Brevard County, Florida
As approved by the Board on July 12, 2016

Strike thru
underline

POLICY

TITLE	Approval of Binding Development Plans	NUMBER:	BCC-52
		CANCELS	July 9, 2005 <u>July 8, 2008</u>
		APPROVED:	July 8, 2008 <u>July 12, 2016</u>
		ORIGINATOR:	Planning & Development Department, County Attorney
		REVIEW:	July 8, 2011 <u>July 12, 2019</u>

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Truman G. Scarborough, Jr., Chairman

BOARD OF COUNTY COMMISSIONERS
BREVARD COUNTY, FLORIDA

As approved by the Board on July 8, 2008

ATTEST:



Scott Ellis, Clerk