

ORDINANCE NO. 2602

AN ORDINANCE OF THE CITY OF PLANTATION, FLORIDA  
AMENDING CHAPTER 2 OF THE CITY CODE OF ORDINANCES,  
ARTICLE III ENTITLED "BOARDS, COMMISSION AND  
COMMITTEE", BY CREATING DIVISION 4 TO BE ENTITLED  
"AFFORDABLE HOUSING ADVISORY COMMITTEE,"  
DESCRIBING ITS COMPOSITION, AND STATING ITS GOALS,  
DUTIES, AND FUNCTIONS; PROVIDING FOR CODIFICATION;  
PROVIDING FOR RATIFICATION; PROVIDING FOR  
CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING  
FOR AN EFFECTIVE DATE.

WHEREAS, The City created an Affordable Housing Advisory Committee pursuant to the requirements of the State Housing Initiatives Partnership Act with the passage of Ordinance number 1964, as subsequently amended by Ordinance number 2164 and Ordinance number 2410; and

WHEREAS, The City Council, pursuant to the authority under Ordinance number 2410, appointed members to the Affordable Housing Advisory Committee with the passage of Resolution number 12176; and

WHEREAS, HB 1339 was signed by Governor DeSantis on June 9, 2020, and it is now Chapter 2020-27, Laws of Florida, and includes changes to the composition of the City's Affordable Housing Advisory Committee; and

WHEREAS, Chapter 2020-27, Laws of Florida, which became effective on July 1, 2020, requires that the City's Affordable Housing Advisory Committee must include one locally elected official by October 1, 2020, when that municipality or county participates in the State Housing Initiatives Partnership Program; and

WHEREAS, The City's elected official member of the Affordable Housing Advisory Committee must attend biannual regional workshops convened and administered under the Affordable Housing Catalyst Program or program funding may be withheld; and

WHEREAS, Chapter 2020-27, Laws of Florida now requires the Affordable Housing Advisory Committee to review established policies and procedures, ordinances, land development regulations, and adopted local government comprehensive plan annually instead of triennially; and

WHEREAS, the City Council of the City of Plantation finds amending Chapter 2 to codify its existing Affordable Housing Advisory Committee and to comply with the requirements of Chapter 2020-27, Laws of Florida is in the best interests of the citizens and residents of the City of Plantation.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PLANTATION, FLORIDA, THAT:

45  
46 **Section 1.** The foregoing "WHEREAS" clauses are hereby ratified and confirmed as  
47 being true and correct and are hereby made a specific part of this Ordinance. All exhibits attached  
48 hereto are hereby incorporated herein by this reference.  
49

50 **Section 2.** Chapter 2 of the City's Code of Ordinances, Article III, entitled "Boards,  
51 Commission and Committee" is hereby amended by the creation of Division 4, to be entitled  
52 "Affordable Housing Advisory Committee", as follows:  
53

54 **Sec. 2-80 APPOINTMENT OF MEMBERS: TERMS OF OFFICE.**  
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56 (a) Through the adoption of a resolution and pursuant to subsection 2-80(b) for initial  
57 appointments and Section 2-32 of the City Code for subsequent appointments, the City  
58 Council and the Mayor shall appoint members to the Affordable Housing Advisory  
59 Committee (the "Committee") as further provided for in this section. The Committee shall  
60 be comprised of nine (9) individuals. One member shall be a member of the governing  
61 body of the City as selected by the City Council. The remaining members of the Committee  
62 shall consist of at least one (1) representative from at least six (6) of the following  
63 categories:  
64

- 65 (1) A citizen who is actively engaged in the residential home building industry  
66 in connection with affordable housing.  
67 (2) A citizen who is actively engaged in the banking or mortgage banking  
68 industry in connection with affordable housing.  
69 (3) A citizen who is a representative of those areas of labor actively engaged in  
70 home building in connection with affordable housing.  
71 (4) A citizen who is actively engaged as an advocate for low-income persons  
72 in connection with affordable housing.  
73 (5) A citizen who is actively engaged as a for-profit provider  
74 of affordable housing.  
75 (6) A citizen who is actively engages as a not-for-profit provider  
76 of affordable housing.  
77 (7) A citizen who is actively engaged as a real estate professional in connection  
78 with affordable housing.  
79 (8) A citizen who actively serves on the local planning agency pursuant to F.S.  
80 § 163.3174.  
81 (9) A citizen who resides within the municipal boundaries of the City of  
82 Plantation.  
83 (10) A citizen who represents employers within the City of Plantation.  
84 (11) A citizen who represents essential services personnel, as defined in the  
85 city's local housing assistance plan.  
86

87 (b) The initial appointment of members to the Committee shall be made in the  
88 following order: (1) Group 1 Councilmember, (2) Group 2 Councilmember, (3) Group 3  
89 Councilmember, (4) Group 4 Councilmember, (5) Group 5 Councilmember, (6) Mayor,

(7) Group 1 Councilmember, (8) Group 2 Councilmember. Future Committee appointments shall be made consistent with Section 2-32(c).

(c) The terms of office of the members of the Committee shall be as provided for in Section 2-32 of the City Code. The member of the City governing body shall only serve on the Committee while serving on the City's governing body.

(d) Appointments to fill any vacancy shall be as provided for in Section 2-32 of the City Code.

(e) Except as specifically required in subsection (a), non-residents of the City may be appointed and serve on the Committee.

(f) The members of the Committee shall serve at the pleasure of the elected official making their appointment and shall be subject to removal by such elected official at any time without cause.

(g) The City governing body member serving on the Committee or a designee, must attend biannual regional workshops convened and administered under the Affordable Housing Catalyst Program.

**Sec. 2-81 ANNUAL REPORT OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE.**

(a) The Committee shall annually submit a report to the City Council that includes recommendations on and evaluates the implementation of affordable housing incentives as provided in F.S. §420.9076(4), as may be amended from time to time. The Committee recommendations may also include other affordable housing incentives identified by the Committee.

(b) The Committee shall meet at least biannually, or as required by law.

**Section 4.** That the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Plantation, Florida, that the sections of the Ordinance may be renumbered or re-lettered to accomplish such intentions, and that the word "Ordinance" shall be changed to "Section," "Article" or other appropriate word.

**Section 5.** All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed to the extent of such conflict. All resolutions related to the appointment of prior Affordable Housing Advisory Committee members are hereby ratified and extended except that any such resolutions or parts of such resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflict.

**Section 6.** If any clause, section or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and in no way affecting the validity of the other provisions of this Ordinance remaining in full force and effect.

**Section 7.** Sections 2-75 through 2-79 and 2-82 through 2-90 are reserved.

**Section 8.** This Ordinance shall become effective immediately upon its passage and adoption.

**PASSED AT FIRST READING** by the City Council this 25th day of August, 2021.

**PASSED AT SECOND READING** by the City Council this 6th day of October, 2021.

ATTEST:

April Beggerow  
April Beggerow  
Clerk

Lynn Stoner, Mayor  
Lynn Stoner  
Mayor

APPROVED

DATE

REQUESTED BY: \_\_\_\_\_

DEPT. OK: \_\_\_\_\_

ADMIN. OK: \_\_\_\_\_

ATTY. OK: \_\_\_\_\_

AS TO FORM ONLY

RECORD ENTRY:

I HEREBY CERTIFY that the Original of the foregoing signed Ordinance No. 21013 was received by the Office of the City Clerk and entered into the Public Record this 6th day of October, 2021.

April Beggerow  
April Beggerow, City Clerk