

**RESOLUTION NO. 2007 - 049**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, REPEALING RESOLUTION NO. 2006-062, WHICH REQUESTED THAT THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS DELEGATE THE SUFFICIENCY REVIEW OF THE TOWN'S COMPREHENSIVE PLAN EVALUATION AND APPRAISAL REPORT TO THE SOUTH FLORIDA REGIONAL PLANNING COUNCIL; RESPECTFULLY REQUESTING THE DEPARTMENT OF COMMUNITY AFFAIRS TO PERFORM THE SUFFICIENCY REVIEW OF THE TOWN'S COMPREHENSIVE PLAN EVALUATION AND APPRAISAL REPORT; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Town adopted its Comprehensive Plan pursuant to the requirements of Chapter 163, Part II, Florida Statutes on May 8, 2003, which is otherwise known as the "Local Government Comprehensive Planning and Land Development Regulation Act", ("the Act"); and

**WHEREAS**, the Town is required to prepare an Evaluation and Appraisal Report on its Comprehensive Plan pursuant to the requirements of the Act and the requirements of Rules 9J-5 and 9J-33, Florida Administrative Code; and

**WHEREAS**, the Act defines the state land planning agency as the Florida Department of Community Affairs ("the Department"); and

**WHEREAS**, Section 163.3191(8), Florida Statutes provides that the state land planning agency may delegate the review of the reports to the appropriate regional planning council; and

**WHEREAS**, the Department has entered into an agreement with the State of Florida Regional Planning Council ("the Council") to delegate the authority to the Council to provide sufficiency reviews of Evaluation and Appraisal Reports pursuant to a written request from a local governing body and approval by a majority of its membership; and

**WHEREAS**, on April 20, 2006, pursuant to Resolution No. 2006-062, the Town Council requested the South Florida Regional Planning Council to perform its sufficiency review; and

**WHEREAS**, after meeting with representatives from the South Florida Regional Planning Council, the Town Council believes that the Town would best be served by having the Department perform the Town's sufficiency review; and

**WHEREAS**, since the Department recently approved the Town's Comprehensive Plan, the Town Council believes that to maintain continuity the Department should perform the Town's sufficiency review; and

**WHEREAS**, the Town Council respectfully requests the Department to review its Evaluation and Appraisal Report for sufficiency pursuant to Rule 9J-5, Florida Administrative Code.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Southwest Ranches, Florida:

**Section 1.** The above recitals are true and correct and are incorporated herein by reference.

**Section 2.** The Town Council of the Town of Southwest Ranches, Florida, hereby repeals Resolution No. 2006-062, adopted on April 20, 2006, which requested that the Florida Department of Community Affairs delegate the sufficiency review of the Town's Evaluation and Appraisal Report of its Comprehensive Plan to the South Florida Regional Council pursuant to Section 163.3191(8) of the Florida Statutes.

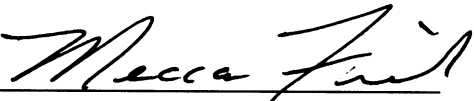
**Section 3.** The Town Council hereby respectfully requests the Department of Community Affairs to perform the sufficiency review of the Town's Comprehensive Plan Evaluation and Appraisal Report.

**Section 4.** This Resolution shall become effective immediately upon its passage and adoption.

**PASSED AND ADOPTED** by the Town Council of the Town of Southwest Ranches, Florida, this 8<sup>TH</sup> day of March 2007, on a motion by Council Member Aster Knight and seconded by Vice Mayor Don Maines

Fink	<u>Y</u>	Ayes	<u>5</u>
Maines	<u>Y</u>	Nays	<u>0</u>
Breitkreuz	<u>Y</u>	Absent	<u>0</u>
Knight	<u>Y</u>	Abstaining	<u>0</u>
Nelson	<u>Y</u>		

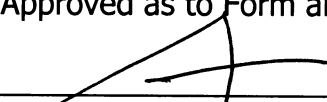
**[Signatures on Following Page]**

  
Mecca Fink, Mayor

ATTEST:

  
Susan A. Owens, Town Clerk

Approved as to Form and Correctness:

  
Gary A. Poliakoff, J.D., Town Attorney  
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