TREASURE COAST REGIONAL PLANNING COUNCIL

MEMORANDUM

AGENDA ITEM 4B7

To:         Council Members
From:       Staff
Date:       February 13, 2020

Subject:    Local Government Comprehensive Plan Review
Draft Amendment to the City of Palm Beach Gardens Comprehensive Plan Amendment No. 20-01ESR

Introduction

The Community Planning Act, Chapter 163, Florida Statutes, requires that the regional planning council review local government comprehensive plan amendments prior to their adoption. The regional planning council review and comments are limited to adverse effects on regional resources or facilities identified in the Strategic Regional Policy Plan (SRPP) and extrajurisdictional impacts that would be inconsistent with the comprehensive plan of any affected local government within the region. Council must provide any comments to the local government within 30 days of the receipt of the proposed amendments and must also send a copy of any comments to the state land planning agency.

The amendment package from the City of Palm Beach Gardens was received on January 17, 2020 and contains text amendments to the Future Land Use, Transportation, Infrastructure, Intergovernmental Coordination, Capital Improvements, and Public School Facilities elements of the comprehensive plan. This report includes a summary of the proposed amendments and Council comments.

Summary of Proposed Amendments

The City has provided the changes in strikeout and underline format. Because of the extensive volume of material in the amendment package, the revisions have been provided as a supplement on Council’s website. The proposed text amendments include the following:

Public School Concurrency

In 2015, the Palm Beach County School District enacted an interlocal agreement between the School Board, County, and municipalities within the county for coordinated school planning. In 2016, the City approved participation in that planning effort. Due to the elimination of statutory requirements for a Public School Facilities Element (PSFE) in a local government’s comprehensive plan and the latest Interlocal Agreement for coordinated school planning, the City is proposing to delete the PSFE from its comprehensive plan. The staff report indicates that
through the interlocal agreement the School District reviews each comprehensive plan amendment and rezoning to evaluate the impact of the amendment on the Public School Facilities Plan and the public schools, as well as projected timing and delivery of public school facilities. Upon their review, the School District makes recommendations through a School Capacity Availability Determination letter. Relevant goals, objectives, and policies related to coordinated school planning are being relocated, where appropriate, to the Future Land Use and Capital Improvement elements as part of this amendment package. A listing of the proposed amendments is included as Exhibit 2.

**Update of the 5-Year Schedule of Capital Improvements**

In accordance with Section 163.3177(3)(a)5.(b), *Florida Statutes*, the City is required to maintain an updated Capital Improvements Element in the City's Comprehensive Plan. The element is required to contain a 5-Year Schedule of Capital Improvements that includes any publicly funded projects necessary to ensure that the adopted Level of Service standards are achieved and maintained for the 5-year period.

On September 19, 2019, the City Council adopted the budget for the fiscal year commencing October 1, 2019 and ending September 30, 2020. On September 4, 2019, the School District adopted their fiscal year 2020 through 2029 Capital Plan. The proposed amendments are primarily housekeeping in nature and will provide for consistency between the City and School District plans.

**Update of 10-Year Water Supply Facilities Work Plan (WSFWP)**

The purpose of the text amendments is to address statutory requirements of Chapter 163.3177(6)(c)3, Florida Statutes, by providing coordination of the City’s 10-Year WSFWP with the South Florida Water Management District’s (SFWMD) Lower East Coast Regional Water Supply Plan (LECWSWP), which was approved on November 8, 2018. The statutes require that local governments update their plan within 18 months of the SFWMD approval. Work plans must cover a ten-year period; be updated every 5 years; and identify alternative and traditional water supply projects, conservation efforts, and reuse activities needed to meet projected future demands.

Residents of the City purchase their water directly from Seacoast Utility Authority (SUA). Through the Development Review Committee (DRC) process, the City coordinates with SUA to ensure that enough capacity is available for existing and future customers, and SUA ensures that supporting infrastructure is adequately maintained. The updates to the WSFWP include population projections; updates to existing conditions; current and projected water supply demands; updated SUA reclaimed water commitments; and an update to the relevant regional issues.

**Transportation Element New Vision Zero Policy**

*Vision Zero* is a national traffic safety policy and system that provides a framework for reducing traffic deaths and serious injuries through a combination of engineering, education, and enforcement measures. Key elements of a *Vision Zero* system include: reframing traffic fatalities
as preventable; focusing on system failure; reducing the impact of collisions; adopting a safe system approach for vehicles, bicycles, and pedestrians; data-driven decision making; and viewing road safety as a social equity issue. **Vision Zero** takes a "Safe System" approach to road safety through a holistic view that requires people to think about the road system in its entirety, including design guidelines, infrastructure projects, public participation, policy, and vehicle regulations, all of which can influence injuries and deaths. The following proposed policy is being added to the Transportation Element to help guide the City toward planning, creating, and implementing this type of program:

**Policy 2.2.8.6.:** The City shall consider the feasibility of implementing a Vision Zero program with the goal of eliminating all pedestrian, bicyclist, and motorists’ deaths associated with automobile accidents on all streets within the City.

**Intergovernmental Coordination Element**

The proposed amendments are revised to reference the correct name for the coordinating body of the Palm Beach County Intergovernmental Program: The Intergovernmental Plan Amendment Review Committee (IPARC); and the state planning agency as the Department of Economic Opportunity.

**Regional Impacts**

No adverse effects on regional resources or facilities have been identified.

**Extrajurisdictional Impacts**

The proposed amendments were circulated by the Palm Beach County Intergovernmental Plan Amendment Review Committee Clearinghouse Coordinator on November 21, 2019. No extrajurisdictional impacts have been identified.

**Conclusion**

No adverse effects on regional resources or facilities and no extrajurisdictional impacts have been identified.

**Recommendation**

Council should approve this report and authorize its transmittal to the City of Palm Beach Gardens and the Florida Department of Economic Opportunity.

**Council Action – March 13, 2020**

Commissioner Smith from Martin County moved approval of the staff recommendation. Commissioner Adams from Indian River County seconded the motion, which carried unanimously.

**Attachments**
## List of Exhibits

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Exhibit 2
Summary List of Proposed Amendments

The City has provided the changes in strikeout and underline format. Because of the extensive volume of material in the amendment package, the revisions have been provided as a supplement on Council’s website. All new, amended, or deleted GOPs in the supplement include a detailed "Staff Comment" explanation for each. Below is a brief summary of the proposed amendments:

Amendments Related to Coordinated School Planning

Future Land Use Element (FLUE)

- Relocate Policy 11.1.5.10 of the PSFE to Policy 1.2.4.12.
- Relocate Policy 11.1.5.9 of the PSFE to Policy 1.3.5.6.

Intergovernmental Coordination Element (ICE)

- Amend Policy 8.1.1.13 to update the Florida Statute reference.
- Relocate Objective 8.1.5 within the Element and renumber to Objective 8.2.4, under a new Goal 8.2. The related policies under this Objective are also relocated and renumbered under Objective 8.2.4. They are:
  - Policy 8.1.5.1 (renumbered to Policy 8.2.4.1).
  - Policies 8.1.5.3 and 8.1.5.4 (renumbered to Policies 8.2.4.2 and 8.2.4.3).
- Delete Policy 8.1.5.2, which is no longer applicable.
- New Goal 8.2. This establishes a new goal for this Element and incorporates a portion of the former Goal 11.1 in the deleted PSFE.
- Relocated Objective 11.1.5 of the PSFE to Objective 8.2.1.
- Relocated Policy 11.1.5.1 of the PSFE to Policy 8.2.1.1, and updated to include the date the City Council approved the interlocal agreement.
- Relocated Policy 11.1.3.1 of the PSFE to Policy 8.2.1.2.
- Relocated Policy 11.1.5.3 of the PSFE to Policy 8.2.1.3, and updated to be consistent with the new interlocal agreement.
- Relocated Policies 11.1.5.4 and 11.1.5.6 of the PSFE to Policies 8.2.1.4 and 8.2.1.5, and updated to be consistent with the new interlocal agreement.
- Relocated Policy 11.1.5.7 of the PSFE to Policy 8.2.1.6.
- Relocated Objective 11.1.4 of the PSFE to Objective 8.2.2.
- Relocated Policy 11.1.4.1 of the PSFE to Policy 8.2.2.1.
- Added new Policies 8.2.2.2 and 8.2.2.3 to be consistent with the new interlocal agreement.
- Relocated Policies 11.1.4.2 through 11.1.4.6 of the PSFE to Policies 8.2.2.4 through 8.2.2.8.
- Relocated Objective 11.1.6 of the PSFE to Objective 8.2.3.
- Relocated Policy 11.1.6.2 of the PSFE to Policy 8.2.3.1, and updated to be consistent with the new interlocal agreement.
- Relocate the PSFE Map Series to this element. These maps have been updated to the most current School District maps.
Capital Improvement Element (CIE)

- Add new Policy 9.1.3.6 consistent with the new interlocal agreement.
- Amend Objective 9.1.4, and related Policies 9.1.4.1 (a) and 9.1.4.1 (b) to remove Level of Service references.
- Amend Policy 9.1.4.2(a) and the Level of Service Standards table in this policy to delete the Public School Level of Service.

Public School Facilities Element (PSFE)

- Delete all Goals, Objectives, and Policies related to school concurrency, which includes:
  - Goal 11 .1, Objective 11 .1.1 and related Policies 11 .1.1.1 through 11 .1.2.2.
  - Objective 11 .1.3.
  - Policies 11 .1.5.2, 11 .1.5.5, 11 .1.5.8, 11 .1.6.1, 11 .1.6.3, and 11 .1.6.4.
  - The entire Implementation Section (Concurrent Service Area Boundary Descriptions)
  - The entire Definitions section
- Relocate Policy 11 .1.3.1 to Policy 8.2.1.2 in the ICE.
- Relocate Objective 11 .1.4, and related Policies 11 .1.4.1 through 11 .1.4.6 to Objective 8.2.2 and Policies 8.2.2.1 through 8.2.1.6 in the ICE.
- Relocate Objective 11.1.5 and related Policy 11.1.5.1 to Objective 8.2.1 and Policy 8.2.1 .1 in the ICE.
- Relocate Policies 11 .1.5.3 and 11 .1.5.4 to Policies 8.2.1.3 and 8.2.1.4 in the ICE.
- Relocate Policies 11 .1.5.6 and 11 .1.5.7 to Policies 8.2.1.5 and 8.2.1.6 in the ICE.
- Relocate Policy 11 .1.5.9 to Policy 1.3.5.6 in the FLUE.
- Relocate Policy 11 .1.5.10 to Policy 1.2.4.12 in the FLUE.
- Relocate Objective 11 .1.6 to Objective 8.2.3 in the ICE and related Policy 11 .1.6.2 to Policy 8.2.3.1 in the ICE.
- Relocate and update the Map Series to the ICE.

Amendments for the update of the 5-Year Schedule of Capital Improvements

Table 9A, the Five-Year Schedule of Capital Improvements, has been updated consistent with the City's current 2019 adopted budget.

Table 9B has been updated consistent with the Palm Beach County School District's current FY2020 - FY2029 Capital Plan.

Update of 10-Year Water Supply Facilities Work Plan (WSFWP)

The City's 2015 10-Year WSFWP and the City's 2016 Evaluation, Appraisal, and Report (EAR) included Comprehensive Plan text amendments related to water supply planning and related intergovernmental coordination. Staff has analyzed the current Comprehensive Plan policies related to water supply planning and has determined the existing policies are sufficient to support
the 2019 10-Year WSFWP Update, with the exception of two policies amended to update the date of the 10-Year WSFWP, as follows:

Policy 8.1.4.7.: The City shall update the 10-Year Water Supply Facilities Work Plan prepared by the City of Palm Beach Gardens, dated February 2015November 2019, and confirm the availability of water for existing, new development and redevelopment at the time required by the applicable statute; this should be consistent with the SFWMD’s Lower East Coast Regional Water Supply Plan and the 10-Year Water Supply Facility Plans of Seacoast Utility Authority and Palm Beach County.

Policy 4.D.1.1.10.: The 10-Year Water Supply Facilities Work Plan Update, prepared by the City of Palm Beach Gardens, dated November 2019 is hereby adopted by reference in the City's Comprehensive Plan and implemented by Seacoast Utility Authority, as the local water provider.

Amendment related to Vision Zero

A new policy has been added to the Transportation Element that will guide the City toward planning, creating, and implementing this type of program as follows:

Policy 2.2.8.6.: The City shall consider the feasibility of implementing a Vision Zero program with the goal of eliminating all pedestrian, bicyclist, and motorists deaths associated with automobile accidents on all streets within the City.

Amendments for Minor Clean-up Only

Intergovernmental Coordination Element
• Revised Policies 8.1.4.1 and 8.1.4.5