



FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

CORD BYRD
Secretary of State

February 8, 2024

Nikki Alvarez-Sowles, Esq.
Pasco County Clerk and Comptroller
The East Pasco Governmental Center
14236 6th Street, Suite 201
Dade City, Florida 33523

Dear Nikki Alvarez-Sowles:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Pasco County Ordinance No. 24-11, which was filed in this office on February 7, 2024.

Sincerely,

Matthew Hargreaves
Administrative Code and Register Director

MJH/wlh

AN ORDINANCE BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, AMENDING CHAPTER 2, ARTICLE V, DIVISION 6 OF THE PASCO COUNTY CODE OF ORDINANCES CONCERNING THE AFFORDABLE HOUSING ADVISORY COMMITTEE; AMENDING SECTION 2-264 OF THE PASCO COUNTY CODE OF ORDINANCES CONCERNING MEMBERSHIP OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE AND SUBMISSION OF AN ANNUAL REPORT; AMENDING SECTION 2-265 FOR A NOTICE PROVISION FOR THE MEETINGS AND INTERNAL CONSISTENCY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 420, Florida Statutes, governs housing in the State of Florida, and Part VII of the Chapter forms the State Housing Initiatives Partnership; and

WHEREAS, Section 420.9076, Florida Statutes, requires any county that participates in the State Housing Initiatives Partnership Program to have an Affordable Housing Advisory Committee; and

WHEREAS, Section 420.9076(2), Florida Statutes, mandates that each member of the Affordable Housing Advisory Committee be from specific sectors of the housing industry; and

WHEREAS, Pasco County participates in the State Housing Initiative Partnership Program; and

WHEREAS, the Board of County Commissioners previously adopted Chapter 2, Article V, Division 6 of the Pasco County Code of Ordinances, which established Pasco County's Affordable Housing Advisory Committee; and

WHEREAS, Section 2-264 of the Pasco County Code of Ordinances currently requires eleven (11) Affordable Housing Advisory Committee members; and

WHEREAS, the Board of County Commissioners, desires to amend Section 2-264 of the Pasco County Code of Ordinances to comply with Section 420.9076, Florida Statutes, to allow at least 8 but not more than 11 committee members; and

WHEREAS, the Board of County Commissioners desires to amend Section 2-264 of the Pasco County Code of Ordinances to comply with Section 420.9076, Florida Statutes, to add a provision on annual report submission requirement; and

WHEREAS, the Board of County Commissioners desires to amend Section 2-265 of the Pasco County Code of Ordinances to include a notice provision for the meetings and to correct a scrivener's error on a code citation; and

WHEREAS, the Board of County Commissioners finds that the amendment contained herein does not require a businesses impact estimate pursuant to section 125.66(3)(a), Florida Statutes, as this amendment is required for compliance with state law and is exempt under section 125.66(3)(c)1., Florida Statutes.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Pasco County, Florida, that:

SECTION 1. RECITALS.

The foregoing recitals are true and correct findings of fact and are the intent of the Board of County Commissioners and are incorporated by reference and made part of this Ordinance.

SECTION 2. AMENDMENT TO SECTION 2-264 OF THE CODE OF ORDINANCES OF PASCO COUNTY, FLORIDA.

The current Section 2-264 is hereby modified as follows (new language is underlined and deleted language is stricken through):

Sec. 2-264. - Membership.

The committee shall consist of at least 8 but not more than 11 members appointed by the board of county commissioners by resolution with a specified term therein. The committee must consist of one locally elected official from the county and one representative from at least six of the categories below:

- (a) One citizen who is actively engaged in the residential home building industry in connection with affordable housing.
- (b) One citizen who is actively engaged in the banking or mortgage banking industry in connection with affordable housing.
- (c) One citizen who is a representative of those areas of labor actively engaged in home building in connection with affordable housing.
- (d) One citizen who is actively engaged as an advocate for low-income persons in connection with affordable housing.
- (e) One citizen who is actively engaged as a for-profit provider of affordable housing.
- (f) One citizen who is actively engaged as a not-for-profit provider of affordable housing.
- (g) One citizen who is actively engaged as a real estate professional in connection with affordable housing.
- (h) One citizen who actively serves on the local planning agency pursuant to F.S. § 163.3174.
- (i) One citizen who resides within the jurisdiction of the local governing body making the appointment.
- (j) One citizen who represents employers within the jurisdiction.
- (k) One citizen who represents essential services personnel, as defined in the local housing assistance plan.

The members of the committee shall elect a chairman and a vice-chairman. The committee shall submit an annual report to the board of county commissioners in compliance with section 420.9076(4), Florida Statutes, as amended.

SECTION 3. AMENDMENT TO SECTION 2-265 OF THE CODE OF ORDINANCES OF PASCO COUNTY, FLORIDA.

The current Section 2-265 is hereby modified as follows (new language is underlined and deleted language is stricken through):

Sec. 2-265. - Meetings.

The committee shall meet, at a minimum, biannually for the purpose stated in section 2-262. The committee shall meet at the request of its chairman or vice-chairman, or the board of county commissioners, or the county administrator or designee. The presence of six or more members shall constitute a quorum of the committee. Meetings shall be noticed, open to the public, and minutes shall be kept. In the absence of adopted bylaws by the committee, it shall adhere to the procedures contained in Robert's Rules of Order, latest edition.

SECTION 4. REPEALER.

All ordinances and resolutions or parts thereof of the County in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

SECTION 5. SEVERABILITY.

It is declared to be the intent of the Board of County Commissioners of Pasco County, Florida, that if any section, subsection, sentence, clause, or provision of this Ordinance shall be declared invalid, the remainder of this Ordinance shall be construed as not having contained said section, subsection, sentence, clause, or provision, and shall not be affected by such holding. In addition, this Ordinance will automatically sunset upon the effective date of any state or federal law that expressly preempts local government regulation of the subject matter and restrictions contained in this Ordinance.

SECTION 6. EFFECTIVE DATE.

This Ordinance shall be transmitted to the Department of State by the Clerk to the Board by electronic mail within ten (10) days after adoption of this Ordinance, and this Ordinance shall take effect upon confirmation by the Department of State of its receipt.

DONE and ADOPTED with a quorum present and voting this 6th day of February, 2024.



NIKKI ALVAREZ-SOWLES, ESQ.
CLERK & COMPTROLLER

BOARD OF COUNTY COMMISSIONERS
OF PASCO COUNTY, FLORIDA

BY Ron Oakley
RON OAKLEY, CHAIRMAN

APPROVED
IN SESSION
FEB 06 2024
PASCO COUNTY
BOC