

## EXHIBIT 2

### RESOLUTION NO. 2020-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, APPROVING AND ADOPTING AMENDMENT TO ARTICLE 5 OF THE ADMINISTRATIVE RULES DOCUMENT: BROWARDNEXT ("ADMINISTRATIVE RULES DOCUMENT"), CONSISTENT WITH BROWARD COUNTY LAND USE PLAN POLICY 2.16.2, REGARDING AFFORDABILITY HOUSING DATA AND METHODOLOGY; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE RULES DOCUMENT, AND AN EFFECTIVE DATE.

WHEREAS, the Administrative Rules Document: BrowardNEXT ("Administrative Rules Document") provides rules and regulations for the purpose of providing assistance and guidance to local government entities and the general public and direction to Broward County Planning Council ("Planning Council") staff in implementing the Broward County Land Use Plan;

WHEREAS, at its meeting of October 22, 2020, the Planning Council recommended to the Board of County Commissioners that it approve an amendment to of Article 5 of the Administrative Rules Document consistent with Broward County Land Use Plan regarding the affordable housing data and methodology for Land Use Plan amendments;

WHEREAS, amendments to Article 5 of the Administrative Rules Document require approval of the Board of County Commissioners; and

WHEREAS, the Board of County Commissioners deems it to be in the best interests of the residents of Broward County to approve the amendment to the Administrative Rules Document as set forth herein, NOW, THEREFORE,

1 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF  
2 BROWARD COUNTY, FLORIDA:

3  
4 Section 1. Article 5 of the Administrative Rules Document: BrowardNEXT is  
5 hereby amended to read as set forth in Exhibit A, attached hereto.

6  
7 Section 2. Severability.

8 If any portion of this Resolution is determined by any court to be invalid, the  
9 invalid portion will be stricken, and such striking will not affect the validity of the  
10 remainder of this Resolution. If any court determines that this Resolution, in whole or in  
11 part, cannot be legally applied to any individual, group, entity, property, or circumstance,  
12 such determination will not affect the applicability of this Resolution to any other  
13 individual, group, entity, property, or circumstance.

14  
15 Section 3. Inclusion in the Broward County Administrative Rules Document.

16 It is the intention of the Board of County Commissioners that the provisions of  
17 this Resolution shall become and be made part of the Administrative Rules Document:  
18 Broward Next; and that the sections of this Resolution be renumbered or relettered and  
19 the word "resolution" may be changed to "section," "article," or such other appropriate  
20 word or phrase to the extent necessary in order to accomplish such intention.

Section 4. Effective Date.

This Resolution is effective upon adoption.

ADOPTED this            day of            , 2020.

Approved as to form and legal sufficiency:  
Andrew J. Meyers, County Attorney

By /s/ Maite Azcoitia            10/12/2020  
Maite Azcoitia            (date)  
Deputy County Attorney

MA/gmb  
10/12/20  
Administrative Rules - BrowardNext.Reso.doc  
#80041

# EXHIBIT A

**SECTION I**  
**AMENDMENT TO THE**  
**ADMINISTRATIVE RULES DOCUMENT: BROWARDNEXT**

**“ARTICLE 5: Rules for Implementation and Administration of  
Broward County Land Use Plan Policy 2.16.2”**

**(CORRESPONDING TO PROPOSED TEXT AMENDMENT PCT 20-5)**

**RECOMMENDATIONS/ACTIONS**

**DATE**

***I.     Planning Council Staff Recommendation***

***October 13, 2020***

It is recommended that the proposed revisions to the *Administrative Rules Document: BrowardNext* (ARD) be approved. **See Attachment 1.**

The proposed ARD amendment does not require transmittal to or review by the State of Florida review agencies. In addition, Article 5 requires approval and adoption by the Broward County Board of County Commissioners.

***II.    Planning Council Recommendation***

***October 22, 2020***

Approval per Planning Council staff recommendation. (Vote of the board; 15-1; Yes: Blackwelder, Blattner, Breslau, Castillo, Di Giorgio, Fernandez, Gomez, Good, Graham, Hardin, Maxey, Parness, Railey, Rich and Ryan. No: Stermer.)

# ATTACHMENT 1

## **ADMINISTRATIVE RULES DOCUMENT: BrowardNext Proposed Text Amendment**

### **5.3 DESCRIPTION OF SELECT TERMS USED IN POLICY 2.16.2**

The following are descriptions of select terms used in Policy 2.16.2 as they relate to implementation of the Policy.

#### *Professionally Accepted Methodologies, Policies and Best Available Data and Analysis:*

Used to prepare a study, report, or information submitted by the local governing body which includes estimates of the existing supply of affordable housing (i.e. “very low,” “low” and “moderate”) within the local government boundary in comparison to the estimated affordable housing supply that is needed to achieve and/or maintain a sufficient supply.

The local government shall estimate its supply of affordable housing utilizing ~~the methodology described in the report entitled “Recommended Methodology for Supply and Demand Analysis for Broward County’s Affordable Housing Market,” prepared by Meridian Appraisal Group, dated June 9, 2015~~ the “Broward County Affordable Housing Needs Assessment,” 2018, prepared by The Metropolitan Center Florida International University, as may be updated and accepted by the Broward County Board of County Commissioners, after (placeholder for effective date of land use plan text amendment). The local government may submit additional data and analysis regarding the unique circumstances of its municipality.

A sufficient supply for affordable housing must be consistent with a minimum 5 year planning horizon, but no greater than the adopted planning horizon of the local government comprehensive plan.

The demand and supply may consider the existing availability of affordable housing within 3 miles within a contiguous local government, subject to approval by such contiguous local government.

### **5.4 COUNTY STAFF GUIDELINES: DETERMINATIONS OF APPLICATION CONSISTENCY WITH POLICY 2.16.2**

- (A) The local government shall provide an estimate of the existing supply of affordable housing within the local government’s boundaries for each of the following affordable housing income categories defined by the Broward County Land Use Plan: very-low, low, and moderate in comparison to the estimated affordable housing supply that is needed to achieve and/or maintain a sufficient supply.
- (B) The local government must demonstrate how its chosen affordable housing strategy will satisfactorily achieve and/or maintain a sufficient supply for each of the following affordable housing income categories defined by the Broward County Land Use Plan: very-low, low, and moderate consistent with the local government’s planning horizon.

(C) The study, report, or information submitted by the local governing body addressing Article 5.3 must utilize the “Broward County Affordable Housing Needs Assessment,” 2018, prepared by The Metropolitan Center Florida International University, as may be updated and accepted by the Broward County Board of County Commissioners, after (placeholder for effective date of associated Broward County Land Use Plan text amendment). ~~methodology described in the report entitled “Recommended Methodology for Supply and Demand Analysis for Broward County’s Affordable Housing Market,” prepared by Meridian Appraisal Group, dated June 9, 2015.~~

NOTE: Proposed additions are underlined, proposed deletions are ~~struck through~~.