

PROPOSED

ORDINANCE NO. 2021-

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE AFFORDABLE HOUSING ADVISORY COMMITTEE; AMENDING SECTION 5-557 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); PROVIDING FOR CHANGES TO THE MEMBERSHIP OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

WHEREAS, Section 420.9076, Florida Statutes, was amended to require the appointment of a local elected official from the County to the Affordable Housing Advisory Committee; and

WHEREAS, the Board desires to delete the category of "essential services personnel" and replace it with the appointment of a County Commissioner,

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA:

Section 1. Section 5-557 of the Broward County Code of Ordinances is hereby amended to read as follows:

Sec. 5-557. Affordable housing advisory committee.

...

(c) *Membership and appointment of committee.*

(1) The Committee shall consist of eleven ~~(14)~~ members who shall be appointed by resolution of the Board of County Commissioners (the "Board"); The Committee membership shall consist of one County Commissioner, and the remaining members shall be from the following categories:

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. c.~~ One citizen who is actively engaged as an advocate for low-income persons in connection with affordable housing;

~~e. d.~~ One citizen who is actively engaged as a for-profit provider of affordable housing;

~~f. e.~~ One citizen who is actively engaged as a not-for-profit provider of affordable housing;

~~g. f.~~ One citizen who is actively engaged as a real estate professional in connection with affordable housing;

~~h. g.~~ One citizen who actively serves on the local planning agency pursuant to Section 163.3174, Florida Statutes, as amended from time to time;

~~i. h.~~ One citizen who resides within the jurisdiction of the local governing body making the appointments;

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j. i. One citizen who represents employers within the jurisdiction; and

~~k. j. One citizen who represents essential services personnel, as defined in the local housing assistance plan; One citizen who is actively engaged in the banking or mortgage banking industry in connection with affordable housing.~~

For purposes of this section, the term "resolution" includes a written agenda item that provides for the appointment of one or more persons to serve as members of the Committee and the approval of which item is recorded in the meeting minutes of the Board.

(2) If the Board, due to the presence of one or more conflicts of interest by or among prospective appointees or because of any other reasonable factor, is unable to appoint a citizen actively engaged in activities having connection with affordable housing, as described in ~~subparagraphs a. - k.~~ sections (c)(1) a. - j., the Board may appoint to the Committee a citizen engaged in the same activity but without regard to affordable housing.

...

Section 2. Severability.

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

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Section 3. Inclusion in the Broward County Code of Ordinances.

It is the intention of the Board of County Commissioners that the provisions of this Ordinance become part of the Broward County Code of Ordinances as of the effective date. The sections of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase to the extent necessary in order to accomplish such intention.

Section 4. Effective Date.

This Ordinance is effective as of the date provided by law.

ENACTED

PROPOSED

FILED WITH THE DEPARTMENT OF STATE

EFFECTIVE

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

By /s/ Adam M. Katzman 05/27/2021
Adam M. Katzman (date)
Senior Assistant County Attorney

By /s/ Annika E. Ashton 05/27/2021
Annika E. Ashton (date)
Deputy County Attorney

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Affordable Housing Advisory Committee Amendments
05/27/2021
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