

RESOLUTION NO. 11- _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA PROPOSING AN AMENDMENT TO THE COLLIER COUNTY GROWTH MANAGEMENT PLAN, ORDINANCE 89-05, AS AMENDED, SPECIFICALLY AMENDING THE GOLDEN GATE AREA MASTER PLAN, INCLUDING THE GOLDEN GATE AREA MASTER PLAN FUTURE LAND USE MAP AND MAP SERIES, AND FURTHERMORE TRANSMITTING THIS AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS.

WHEREAS, Collier County, pursuant to Section 163.3161, et. seq., Florida Statutes, the Florida Local Government Comprehensive Planning and Land Development Regulation Act, was required to prepare and adopt a comprehensive plan; and

WHEREAS, the Collier County Board of County Commissioners adopted the Collier County Growth Management Plan on January 10, 1989; and

WHEREAS, the Local Government Comprehensive Planning and Land Development Regulation Act of 1985 provides authority for local governments to amend their respective comprehensive plans and outlines certain procedures to amend adopted comprehensive plans pursuant to Sections 163.3184 and 163.3187, Florida Statutes; and

WHEREAS, Collier County has prepared plan amendments to the following element of its Growth Management Plan:

Golden Gate Area Master Plan, including the
Golden Gate Area Master Plan Future Land Use Map and Map Series, and

WHEREAS, the Collier County Planning Commission on October 19, 2009 considered the proposed amendment to the Growth Management Plan pursuant to the authority granted to it by Section 163.3174, Florida Statutes, ending in a tie vote 4-4, forwarding no recommendation on the amendment to the Board of County Commissioners; and

WHEREAS, the Board of County Commissioners on January 19, 2010 voted 4-0 (Commissioner Coyle absent) to indefinitely continue Petition CP-2008-1 and to place the proposed amendment to the Golden Gate Area Master Plan, to create the Estates Shopping Center Subdistrict at the intersection of Wilson Boulevard and Golden Gate Boulevard, on a straw-ballot referendum to be voted upon by the adjacent residents of Golden Gate Estates on the November 2, 2010 general election; and

WHEREAS, the adjacent residents of Golden Gate Estates voted on November 2, 2010 in favor of the referendum and to return the proposed amendment to the Board of County Commissioners for final vote on March 22, 2011; and

WHEREAS, upon receipt of Collier County's proposed Growth Management Plan amendments, various State agencies and the Department of Community Affairs (DCA) have sixty (60) days to review the proposed amendment and DCA must transmit, in writing, to Collier County, its comments along with any objections and any recommendations for modification, within said sixty (60) days pursuant to Section 163.3184, Florida Statutes; and

WHEREAS, Collier County, upon receipt of the written comments from DCA must adopt, adopt with changes or not adopt the proposed Growth Management Plan amendment, within sixty (60) days of such receipt pursuant to Section 163.3184, Florida Statutes; and

WHEREAS, the DCA, within forty-five (45) days of receipt of Collier County's adopted Growth Management Plan amendment, must review and determine if the Plan amendment is in compliance with the Local Government Comprehensive Planning and Land Development Act of 1985; the State Comprehensive Plan; the appropriate Regional Policy Plan and Rule 9J-5, Florida Administrative Code, pursuant to Section 163.3184, Florida Statutes.

NOW, THEREFORE, BE IT RESOLVED by THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA, that:

The Board of County Commissioners hereby approves the proposed text and map Growth Management Plan amendment, attached hereto as Exhibit A and incorporated by reference herein, for the purpose of transmittal to the Department of Community Affairs thereby initiating the required State evaluation of the Growth Management Plan amendment, prior to final adoption and State determination of compliance with the Local Government Comprehensive Planning and Land Development Regulation Act of 1985 and Rule 9J-5, Florida Administrative Code, Minimum Criteria for Review of Local Government Comprehensive Plans and Determination of Compliance.

THIS RESOLUTION ADOPTED after motion, second and majority vote this ____ day of _____, 2011.

ATTEST:
DWIGHT E. BROCK, CLERK

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

, Deputy Clerk

BY: _____
FRED W. COYLE, Chairman

Approved as to form
and legal sufficiency:

MFAC
3/1/11

Heidi Ashton-Cicko,
Assistant County Attorney,
Land Use Section Chief

CP-2008-1 Transmittal Resolution

F/Comprehensive/GMP Amendments/Transmittal

Words underlined are added; Words ~~struck through~~ are deleted
Row of asterisks (*** *** ***) denotes break in text.