



100 Festival Park Avenue
Jacksonville, FL 32202
☎ (904) 279-0880
📠 (904) 279-0881
🌐 www.nefrc.org
✉ info@nefrc.org

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MEMORANDUM

DATE: DECEMBER 7, 2017

TO: NORTHEAST FLORIDA REGIONAL COUNCIL BOARD OF DIRECTORS

THRU: BRIAN D. TEEPLE, CHIEF EXECUTIVE OFFICER 

FROM: MARGO MOEHRING, POLICY AND MANAGING DIRECTOR 

RE: CITY OF JACKSONVILLE ADOPTED AMENDMENT 17-1ER

Attached is Review Form 01 for an amendment proposed by the City of Jacksonville.

The proposed transmittal EAR-based amendment includes changes to the Comprehensive Plan to respond to changes in statute that have taken place since the last Evaluation and Appraisal Report. The proposed changes are to the Conservation and Coastal Management Element and they make the plan consistent with Florida Statute Section 163.3178 (2)(f)(2).

Recommendation

Staff respectfully recommends that the Northeast Florida Regional Council Board of Directors approve the City of Jacksonville Adopted Amendment 17-1ER.

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**FLORIDA REGIONAL COUNCILS ASSOCIATION
LOCAL GOVERNMENT COMPREHENSIVE PLAN AMENDMENT REVIEW FORM 01**

Regional Planning Council: **Northeast Florida Regional Council**
Regional Planning Council Item No. **City of Jacksonville Transmitted Amendment 17-1ER**
Date Mailed to Local Government and State Land Planning Agency: **December 8, 2017**
Local Government Item No: **Ordinance 2017-627**

Pursuant to Section 163.3184, Florida Statutes, Council review of proposed amendments to local government comprehensive plans is limited to adverse effects on regional resources and facilities identified in the strategic regional policy plan and extra-jurisdictional impacts that would be inconsistent with the comprehensive plan of any affected local government within the region. A written report containing an evaluation of these impacts, pursuant to Section 163.3184, Florida Statutes, is to be provided to the local government and the state land planning agency within 30 calendar days of receipt of the amendment.

DESCRIPTION OF AMENDMENT

The proposed transmittal EAR-based amendment includes changes to the Comprehensive Plan to respond to changes in statute that have taken place since the last Evaluation and Appraisal Report. The proposed changes are to the Conservation and Coastal Management Element and they make the plan consistent with Section 163.3178 (2) (f) (2), which was amended in 2015 to read:

“163.3178 Coastal management.—

(2) Each coastal management element required by s. 163.3177(6)(g) shall be based on studies, surveys, and data; be consistent with coastal resource plans prepared and adopted pursuant to general or special law; and contain:

(f) A redevelopment component that outlines the principles that must be used to eliminate inappropriate and unsafe development in the coastal areas when opportunities arise. The component must:

1. Include development and redevelopment principles, strategies, and engineering solutions that reduce the flood risk in coastal areas which results from high-tide events, storm surge, flash floods, stormwater runoff, and the related impacts of sea-level rise.
2. Encourage the use of best practices development and redevelopment principles, strategies, and engineering solutions that will result in the removal of coastal real property from flood zone designations established by the Federal Emergency Management Agency.
3. Identify site development techniques and best practices that may reduce losses due to flooding and claims made under flood insurance policies issued in this state.
4. Be consistent with, or more stringent than, the flood-resistant construction requirements in the Florida Building Code and applicable flood plain management regulations set forth in 44 C.F.R. part 60.
5. Require that any construction activities seaward of the coastal construction control lines established pursuant to s. 161.053 be consistent with chapter 161.
6. Encourage local governments to participate in the National Flood Insurance Program Community Rating System administered by the Federal Emergency Management Agency to achieve flood insurance premium discounts for their residents.”

At transmittal, NEFRC found the City of Jacksonville proposed amendments to be both responsive to the change in statute and consistent with NEFRC work related to sea level rise. DEO worked with the City on additional changes after transmittal to clarify and further align the changes to be consistent with the statute. These do not alter the general consistency of the adopted amendment with NEFRC policy. In adopting the amendment, the City designates an Adaptation Action Area (AAA) using the boundary of the CHHA, a way to bring focus to the vulnerabilities of an area that emergency preparedness-related policies already recognize as requiring special attention. They specifically reference the designation as an opportunity to consider current and future risks associated with sea level rise. Perhaps most significantly, the policies include a working group to focus on the AAA. Proposed Policy CCME 11.5.4 states: “The City of Jacksonville shall create a working group to review existing programs and policies in relation to the AAA to determine the need and appropriate timing for additional and financially feasible responses to the effects of coastal flooding within the Adaptation Action Area.” This makes clear the City of Jacksonville’s willingness to focus on resilience, and NEFRC is willing to assist in any way with these efforts. The City is encouraged to include a diverse group of stakeholders in the working group. In addition, the adopted change to the Comprehensive Plan aligns with the 2018 action items of the Public/Private Regional Resiliency Committee (P2R2) of the NEFRC, including resilience of pre-flood map buildings, durable infrastructure and the assessment of vulnerability. As well as being consistent with the Emergency Preparedness and Resiliency Goals of the Strategic Regional Policy Plan (SRPP), the adopted amendment aligns with the following SRPP policies: Emergency Preparedness Policies 20-28, Natural Resources Policies 8, 10, and 11 and the “Our Vision for Resiliency” section of First Coast Vision, which is part of the SRPP.

1. ADVERSE EFFECTS TO SIGNIFICANT REGIONAL RESOURCES AND FACILITIES IDENTIFIED IN THE STRATEGIC REGIONAL POLICY PLAN

No regional adverse effects have been identified.

2. EXTRAJURISDICTIONAL IMPACTS INCONSISTENT WITH THE COMPREHENSIVE PLANS OF LOCAL GOVERNMENTS WITHIN THE REGION

No extra-jurisdictional impacts that would be inconsistent with the Comprehensive Plan of an affected local government were identified.

Request a copy of the adopted version of the amendment?

Yes No

Recommendation

Staff respectfully recommends that the Northeast Florida Regional Council Board of Directors find the City of Jacksonville Adopted Amendment 17-1ER consistent with the Northeast Florida Strategic Regional Policy Plan.