

AMENDMENT NO.

The title and ballot question shall be as follows:

GROWTH MANAGEMENT DISPUTE RESOLUTION

Shall the Volusia County Home Rule Charter be amended to abolish the Growth Management Commission, which determines local comprehensive plan consistency; and to establish the Growth Management Dispute Resolution Commission, which instead will make non-binding recommendations for local comprehensive planning dispute resolution?

YES - FOR APPROVAL

NO - AGAINST APPROVAL

The proposed amendment, in full, shall read as follows:

The Volusia County Home Rule Charter, Chapter 70-966, Laws of Florida (Sp. Acts), as previously amended, shall be further amended in pertinent part as follows:

(Except as provided herein or as otherwise provided by separate amendment, provisions of the Charter not shown are not amended.)

(Words in ~~struckthrough~~ type are deletions; words in underscored type are additions.)

~~Section 202.3. Volusia Growth Management Commission.~~

~~There is hereby created the Volusia Growth Management Commission (hereafter commission). The commission shall have the power and the duty to determine the consistency of the municipalities' and the county's comprehensive plans and any amendments thereto with each other. The commission may perform such other directly related duties as the commission from time to time deems necessary.~~

~~The determination by the commission shall be binding~~

~~on the submitting government. No plan, element of a plan, or amendment of a plan adopted after the date this article becomes law shall be valid or effective unless and until such plan, element of a plan, or amendment has been reviewed by the commission and has been certified as consistent. The review of any such determination of the commission shall be by certiorari.~~

~~The commission shall be composed of voting and non-voting members. There shall be one voting member from each municipality within the county and five voting members from the unincorporated area of the county. The appointment of each voting representative shall be made by the governing body of each respective jurisdiction. The Volusia County School Board, the St. Johns River Water Management District, and the Volusia County Business Development Corporation shall each designate one non-voting member to serve on the commission. The term of office of the commission members shall be fixed by the Rules of Procedures of the commission but shall not exceed four years.~~

~~Each voting member shall have a weighted vote. Each municipality represented shall have a vote equal to the percentage of its population with the overall county population. The unincorporated area representatives' combined vote shall not exceed the percentage of the unincorporated area's population with the overall county's population, and the individual vote of each unincorporated area representative shall be equal to the other. The determination of the weight of each vote shall be determined annually.~~

~~Rules of procedure for the commission's consistency review and for the manner in which this section is to be enforced and implemented, and amendments thereto, shall be proposed by the commission and shall not become effective until adopted by ordinance approved by a two-thirds vote of the entire membership of the council.~~

~~The commission, by a two-thirds vote, shall adopt an annual budget which may provide for independent staff and which shall be funded by the county. The~~

~~budget may be amended upon two-thirds vote of the full council.~~

~~Section 202.4.~~ **Section 202.3 Minimum Standards for Environmental Protection.**

(No change in text. Amended only by renumbering.)

Sec. 1313. Volusia Growth Management Dispute Resolution Commission.

There is hereby created the Volusia Growth Management Dispute Resolution Commission. The commission shall provide a voluntary non-binding dispute resolution process for local government planning conflicts, including existing or proposed planning or service agreements. The commission may perform such other directly related duties as it deems necessary.

The commission shall consist of seven members appointed as follows: three by municipal representatives to the Volusia Council of Governments; three by the county council; and one by the school board. Elected officials and public agency employees may not be members. Member terms shall be fixed by commission rules but shall not exceed four years.

The commission shall adopt rules of procedure which include the opportunity for public participation. The county, school board, or any municipality may request commission review by filing a petition setting forth the nature of a conflict. The commission may make recommendations to the respective units of government to resolve conflicts brought to it for review.

The county shall fund technical assistance for the commission.