

APPROVED
BY ORANGE COUNTY BOARD
OF COUNTY COMMISSIONERS
JUL 13 2010 *CS/BS*

RESOLUTION

of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding the
MEMBERSHIP OF THE DEVELOPMENT ADVISORY BOARD

Resolution No. 2010-M-53

WHEREAS, on July 22, 1975, the Board of County Commissioners ("Board") created the Development Advisory Board consisting of nine (9) members serving one (1) year terms;

WHEREAS, the Board amended the July 22, 1975 action by subsequent actions on January 19, 1978, October 12, 1978 and November 30, 1987, increasing the number of members of the Development Advisory Board to thirteen (13);

WHEREAS, on July 8, 1991, the Board adopted Resolution No. 91-M-35, providing for staggered terms of office of Development Advisory Board members;

WHEREAS, on September 24, 1996, the Board adopted Resolution No. 96-M-46, reducing the number of members of the Development Advisory Board to nine (9) members;

WHEREAS, on September 9, 2003, the Board adopted Resolution No. 2003-M-33, again amending the membership requirements of the Development Advisory Board;

WHEREAS, the Development Advisory Board historically has served and in the future shall continue to serve as a forum for the review of proposed land development in Orange County with such review being conducted by technically qualified individuals representing those diverse interest groups in Orange County that are most directly impacted;

WHEREAS, the Board desires to amend the powers and duties of the Development Advisory Board;

WHEREAS, also, this day the Board is adopting Resolution No. 2010-M-54 abolishing the Urban Design Commission;

WHEREAS, in conjunction with the abolition of the Urban Design Commission, the Board desires this day to change the membership of the Development Advisory Board by adding representation of certain interest groups associated with urban and community design, such as design professionals with an education and background in the fields of urban design, landscape architecture, architecture, but without a loss of representation of the diverse interest groups in Orange County;

WHEREAS, upon expiration of terms of Development Advisory Board members on June 30, 2010, the Board shall make appointments consistent with the amended terms of membership of the Development Advisory Board, as more particularly set forth below; and

WHEREAS, the Board also desires here to add definitions for several of the interests from which members of the Development Advisory Board are appointed.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

Section 1. Powers and duties. The primary responsibility of the Development Advisory Board shall be to review proposed Orange County land development regulations affecting development and redevelopment in Orange County and recommend needed changes or revisions to the Board of County Commissioners. Historically, the Development Advisory Board has served, and in the future shall continue to serve, as a forum for the review of proposed land development regulations, including the built form, character, and degree of compactness of development and redevelopment. Such review shall be conducted by technically qualified individuals representing the general interests set forth in subsections 2.a and 2.b below.

Section 2. Membership. Appointment of members to the Development Advisory Board shall be made by the County Mayor and the Board of County Commissioners consistent with the provisions of Orange County Code, Section 2-206, *Qualifications, requirements for membership on advisory boards*. The Board of County Commissioners shall not make any appointments to the Development Advisory Board causing the membership of the Development Advisory Board to exceed nine (9) members. As of July 1, 2010, the membership of the Development Advisory Board shall be comprised as follows:

a. Five members, to be known as the core or primary group, shall be appointed to represent each of the following interests:

1. Developer or builder;
2. Licensed architect or licensed landscape architect;
3. Certified urban planner;
4. Environmental specialist with a degree in a related scientific field; and
5. Homeowners' association/residential representative.

b. Four members, to be known as the supplemental or secondary group, shall be appointed to represent four of the following interests:

1. General contractor;
2. Professional civil engineer;
3. Financial specialist;
4. Homeowners' association/residential representative;
5. Licensed attorney;
6. Developer (provided the core group does not include a developer);
7. Builder (provided the core group does not include a builder);
8. Licensed architect (provided the core group does not include a licensed architect); and
9. Licensed landscape architect (provided the core group does not include a licensed landscape architect).

Section 3. Terms of members.

a. The terms of three of the seven members who are appointed for terms beginning on July 1, 2010 (consistent with subsections 3.c and 3.d below), shall be only one year, and expire on June 30, 2011. Otherwise, the terms of members appointed for terms beginning on July 1, 2010, and subsequent years, shall be two-years, consistent with the provisions of Orange County Code, Section 2-208(1).

b. Each term of office shall expire on June 30th at the conclusion of the particular member's term, as set forth in subsections 3.c and 3.d below.

c. The terms of office of two of the core group members appointed from the interests identified in Section 2.a above shall expire in even numbered years, and the terms of the other three core group members shall expire in odd numbered years.

d. The terms of office of two of the supplemental group members appointed from the interests identified in Section 2.b above shall expire in even numbered years, and the terms of the other two supplemental group members shall expire in odd numbered years.

Section 4. Definitions. For purposes of this Resolution, the terms "builder," "developer," and "financial specialist" shall be respectively defined as follows:

a. *Builder* means a person who owns, or is employed by, a company that constructs residential and/or non-residential structure for sale or lease.

b. *Developer* means a person who owns, or is employed by, a company that buys, sells, improves, and/or manages real estate assets related to residential and/or non-residential projects.

c. *Financial specialist* means a person who owns, or is employed by, a company that provides the financing for real estate development of residential and/or non-residential projects.

Section 5. Quorum. A quorum for a meeting shall consist of five (5) members. When a quorum exists, a majority vote is necessary to pass a motion. A "majority vote" means more than half of the votes cast by the members present, excluding any abstentions due to a conflict of interest.

Section 6. Effect of Resolution No. 2010-M-53. This Resolution amends, replaces and supersedes all portions and provisions of prior motions or resolutions of the Board of County Commissioners regarding the Development Advisory Board that are inconsistent with the provisions contained herein. The remaining portions and provisions of prior motions and resolutions regarding the Development Advisory Board that are not inconsistent with this Resolution shall remain in full force and effect.

Section 7. Effective date. This Resolution shall take effect on the date of its adoption.

ADOPTED THIS 13th DAY OF JULY, 2010.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

BY: *Richard T. Crotty*
Richard T. Crotty
Orange County Mayor

ATTEST: Martha O. Haynie, County Comptroller
As Clerk of the Board of County Commissioners

BY: *Karan P. Hampton*
Asst. Clerk Deputy Clerk

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