

**ORDINANCE NO. 2007-03**

AN ORDINANCE OF THE TOWN OF GRANT-VALKARIA , BREVARD COUNTY, FLORIDA RELATING TO PLANNING AND ZONING; CREATING A LOCAL PLANNING AGENCY; PROVIDING FOR AUTHORITY; PROVIDING FOR DESIGNATION; PROVIDING FOR FINANCING; PROVIDING FOR PUBLIC MEETINGS; PROVIDING FOR DUTIES AND RESPONSIBILITIES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**WITNESSETH:**

**WHEREAS**, pursuant to the authority granted to the Town Council in Florida Statutes 163.3174 the Town is required to designate and create a local planning agency; and

**WHEREAS**, the Town Council finds that adoption of this Ordinance is in the best interest of the citizens of the Town of Grant-Valkaria; and

**WHEREAS**, the Town Council in providing for the health, safety and welfare of its citizens, and as required by law has determined that is necessary to create a local planning agency.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA, AS FOLLOWS:**

**SECTION 1.** The Town Council for the Town of Grant-Valkaria hereby creates a local planning agency as follows:

**“Sec. 1. Authority**

The Local Comprehensive Planning Act of 1975 authorizes the establishment of a local planning agency.

**Sec. 2. Designation**

Pursuant to F.S. 163.3174 the Grant-Valkaria Planning and Zoning Board is designated and established as the local planning agency for the incorporated territory of the Town. In addition the local planning agency shall include as a non voting member a person appointed by the Brevard County School Board.

**Sec. 3. Financing**

The Town Council shall appropriate funds at its discretion to support the local planning agency in the conduct of its work. The Town Council may expend all sums so appropriated and other sums made available from fees, gifts, state and federal grants, state and federal loans, and other sources of income in order to assist the local planning agency in

accomplishing the purpose and activities required by the Local Comprehensive Planning Act.

Sec. 4. Public Meetings and records.

All meetings of the local planning agency shall be public meetings, and all agency records shall be public records. The local planning agency shall encourage public participation.

Sec. 5. Duties and responsibilities.

The local planning agency shall have the duty to:

- (1) Conduct the comprehensive planning program and prepare the comprehensive plan or elements or portions thereof for the Town;
- (2) Coordinate the comprehensive plan or elements or portions thereof with the comprehensive plans of other appropriate local governments and the state;
- (3) Recommend the comprehensive plan or elements or portions thereof to the Town council for adoption;
- (4) Monitor and oversee the effectiveness and status of the comprehensive plan and recommend to the Town council such changes in the comprehensive plan as may be required from time to time; and
- (5) Provide recommendations to the Town council in regard to the evaluation and appraisal report for the comprehensive plan.”

**SECTION 2. Severability.**

In the event a court of competent jurisdiction shall hold or determine any or part of this ordinance invalid or unconstitutional, the remainder of this ordinance shall not be affected.

**SECTION 3. Effective Date.**

This ordinance shall take effect thirty (30) days after it was approved by the Town Council.

APPROVED BY THE TOWN COUNCIL OF THE TOWN OF GRANT-  
VALKARIA, BREVARD COUNTY, FLORIDA, ON THIS 28th DAY OF FEBRUARY,  
2007.

(Signature on File)

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Del Yonts, MAYOR

ATTEST:

(Signature on File)

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TOWN CLERK

1ST READING: 2-14-07

2ND READING: 2-28-07