

The Oversight Committee
For
Implementation of the Third Amended and Restated Interlocal Agreement for Public
School Facility Planning, Broward County, Florida

**INTERPRETATION DOCUMENT
REGARDING THE
THIRD AMENDED AND RESTATED INTERLOCAL AGREEMENT FOR PUBLIC
SCHOOL FACILITY PLANNING**

Revised
January 9, 2019

**INTERPRETATION DOCUMENT REGARDING THE THIRD AMENDED AND RESTATED INTERLOCAL AGREEMENT
FOR PUBLIC SCHOOL FACILITY PLANNING**

Nos.	Third Amended and Restated ILA Requirements	Issue	Motion Passed by the Oversight Committee on the Issue	Meeting Date
1	<p>The following residential plats and site plans (or functional equivalent) shall be exempt from the requirements of PSC:</p> <ol style="list-style-type: none"> 1. All residential plats and site plans (or functional equivalent) which generate less than one student in the relevant CSA. Such development shall be subject to the payment of school impact fees. 2. Any amendment to or replat of a residential plat or amendment to a residential site plan (or functional equivalent) which generates less than one additional student. Such development shall be subject to the payment of school impact fees. 3. Any age restricted community with no permanent residents under the age of eighteen (18). Exemption for an age restricted community shall only be available subject to a recorded Restrictive Covenant limiting the age of all permanent residents to eighteen (18) years and older. 4. As may otherwise be exempted by Florida Statutes. Section 8.11(a) 	Rounding Regarding Exempt Residential Development	<p>Subcommittee Chair Dinnen advised that the motion that passed at the Subcommittee meeting regarding the calculation method for exempt residential developments was to move forward and inform the Municipalities that the Oversight Committee had determined that .5 would be interpreted as 1 student. Committee Member Rogers seconded the motion for discussion. Chair Wexler restated the motion and said that the motion has been moved and seconded, and called for a vote. The motion passed with a majority in the affirmative, and was opposed by Committee Member Resnick and Committee Member Stermer.</p>	8/13/2008
2	<p>The following residential plats and site plans (or functional equivalent) shall be exempt from the requirements of PSC:</p> <ol style="list-style-type: none"> 1. All residential plats and site plans (or functional equivalent) which generate less than one student in the relevant CSA. Such development shall be subject to the payment of school impact fees. 2. Any amendment to or replat of a residential plat or amendment to a residential site plan (or functional equivalent) which generates less than one additional student. Such development shall be subject to the payment of school impact fees. 3. Any age restricted community with no permanent residents under the age of eighteen (18). Exemption for an age restricted community shall only be available subject to a recorded Restrictive Covenant limiting the age of all permanent residents to eighteen (18) years and older. 4. As may otherwise be exempted by Florida Statutes. Section 8.11(a) 	Exempt Residential Development	<p>Subcommittee Chair Dinnen stated that the motion passed by the Subcommittee regarding exempt residential developments was that the determination of a project's exempt status would be determined by School District staff until the less than 1 issue is resolved, at which time the exempt status should be revisited. Brief discussions followed. Chair Wexler restated the motion. The motion was called to question, and the motion passed with eight Members voting in the affirmative, and Committee Member Resnick and Committee Member Stermer voting against the motion.</p>	8/13/2008

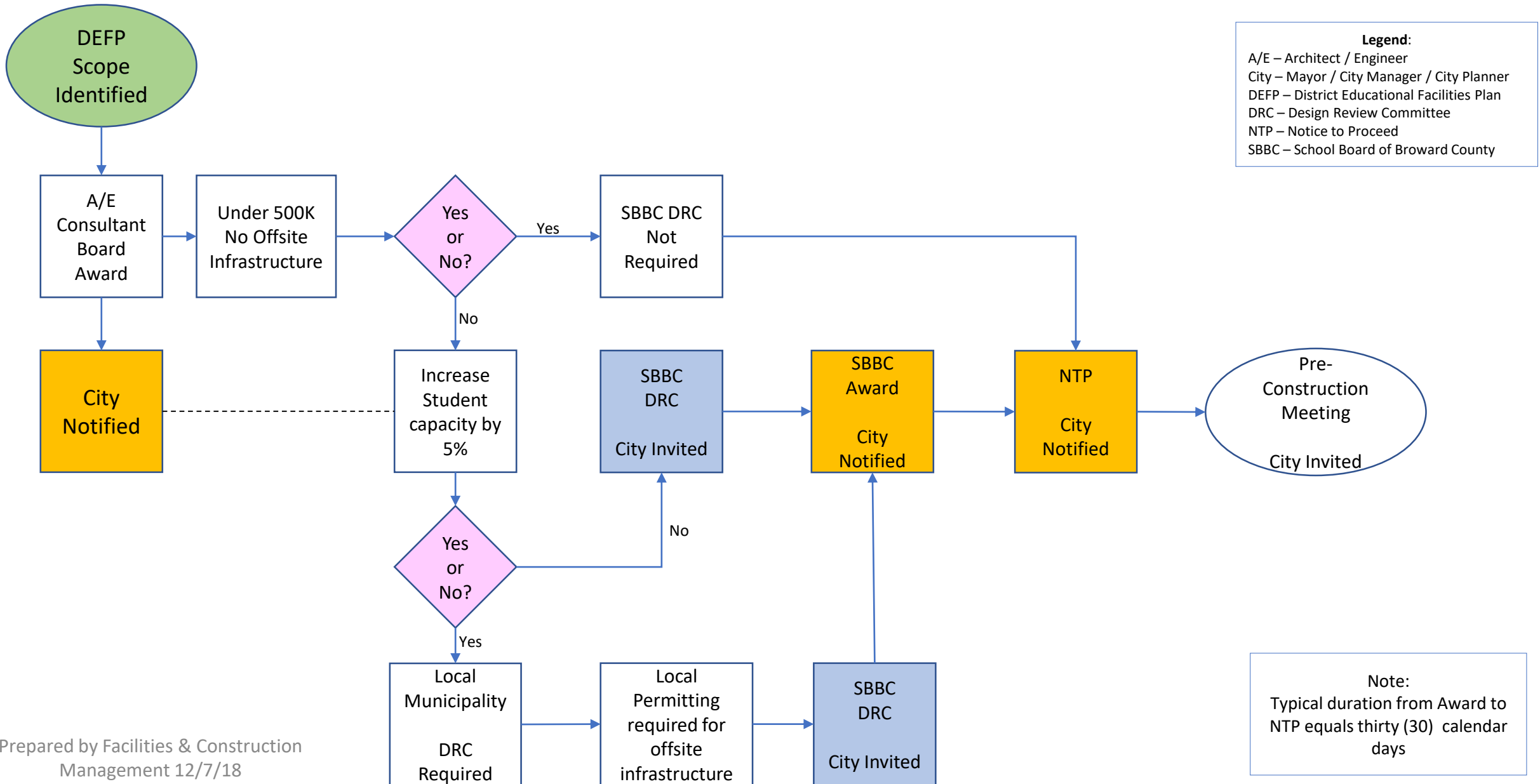
**INTERPRETATION DOCUMENT REGARDING THE THIRD AMENDED AND RESTATED INTERLOCAL AGREEMENT
FOR PUBLIC SCHOOL FACILITY PLANNING**

Nos.	Third Amended and Restated ILA Requirements	Issue	Motion Passed by the Oversight Committee on the Issue	Meeting Date
3	Any residential site plan (or functional equivalent) which is included within a residential plat or development agreement for which school impacts have been satisfied for the dwelling units included in the proposed site plan (or functional equivalent) to the School District, the County or Municipality shall state in the transmittal or provide written information indicating that the units in the application are vested. The County will provide the necessary information to the School Board and Municipalities to identify the vested plats and further specifics to be contained in the adopted land development regulations. Section 8.11(b)(3)	Vested Residential Development	Subcommittee Chair Dinnen said that the motion passed by the Subcommittee regarding the vested residential development issue was that data regarding vested residential developments, for site plans only, should continue to be provided to the School District as informational, but that the review and determination be made by the County and local governments. Mr. Akagbosu suggested that for clarification purposes only, the motion only pertains to Subsection 8.11(b)(3) of the Amended ILA. The motion was amended to reference Subsection 8.11(b)(3) of the Amended ILA and passed unanimously.	8/13/2008
4	In conjunction with the preliminary consistency determination described at in Subsection 5.4 of this Amended Agreement, the School Board and affected local governments will jointly determine the need for and timing of on-site and off-site improvements to public facilities necessary to support each new school or the proposed significant renovation of an existing school, and will enter into a written agreement, or amend a current agreement, if applicable, to be consistent with this Amended Agreement as to the timing, location, and the party or parties responsible for funding, constructing, operating and maintaining the required improvements. Section 6.1	Delineate a process (Exhibit 1) to improve and monitor implementation of this provision.	Committee Member Rogers made a motion, which was seconded by Committee Member Resnick and unanimously adopted by the Oversight Committee which directed that the SBBC/Municipality Communication Model (Exhibit 1) be added to the Interpretation Document.	8/7/2013

School Board of Broward County / Municipality Communication Model

Facilities Design & Construction Department

Exhibit 1



Legend:
 A/E – Architect / Engineer
 City – Mayor / City Manager / City Planner
 DEFP – District Educational Facilities Plan
 DRC – Design Review Committee
 NTP – Notice to Proceed
 SBBC – School Board of Broward County

Note:
 Typical duration from Award to NTP equals thirty (30) calendar days