

RESOLUTION NO. 7796

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LEESBURG, FLORIDA, EXPRESSING TO THE LAKE COUNTY COMMISSION THE CONCERNS OF THE CITY OF LEESBURG WITH REGARD TO CERTAIN ASPECTS OF THE PROPOSED UPDATE OF THE LAKE COUNTY COMPREHENSIVE PLAN, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Lake County is in the process of updating its Comprehensive Plan as all local governments are required to do periodically by Florida law, and

WHEREAS, as part of that process Lake County is changing the Future Land Use Designations of certain property, including tracts of land adjacent or near to the municipal limits of the City of Leesburg, and

WHEREAS, the proposed update of the Lake County Comprehensive Plan would, as currently constituted, also assign future land use designations to parcels of real property which are within the municipal limits of the City of Leesburg, and

WHEREAS, the City of Leesburg wishes formally to express to the Lake County Commission its concerns with certain aspects of the proposed update of the Lake County Comprehensive Plan,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LEESBURG, FLORIDA:

THAT the City Commission wishes the Lake County Commission to be aware of the following concerns of the City of Leesburg with respect to certain aspects of proposed changes to the Lake County Comprehensive Plan:

- A. That the proposed changes would assign Lake County future land use designations to property which lies within the municipal limits of the City of Leesburg, over which Lake County has no planning or development jurisdiction.
- B. That the proposed changes would designate areas on or very near the current municipal limits of Leesburg as being rural or extremely low density areas, which is contrary to the goal of discouraging urban sprawl and clustering developments in or adjacent to existing urbanized areas, and which effectively "hem in" the City with very low density future land use designations and would as a result make it difficult in many respects for the City of Leesburg to expand its boundaries in an orderly and logical manner.
- C. That a proposed addition to Policy 1.7.2 would foster conflict between the County and its various municipalities by encouraging the County to challenge municipal decisions to annex property and assign to the newly annexed land a municipal future land use designation having a greater density than the one assigned to the same property by the County, which would also exacerbate the effect of the County assigning very low density future land use designations to

property bordering the City of Leesburg which logically ought to have higher density designations in recognition of the land being adjacent to an existing, urbanized area.

- D. That the proposed changes do not take into account the results of the Sunnyside Study conducted by Leesburg with encouragement from Lake County, to protect the Sunnyside area from the deleterious effects of higher density developments, and would assign to certain tracts within the Sunnyside area a density higher than recommended by the Sunnyside Study.
- E. That the proposed changes would mandate connection to municipal water and wastewater systems by County residents under certain prescribed conditions, intruding upon the sovereign authority of the municipalities to determine who does or does not connect to their utility systems and under what conditions connections will be permitted. This change could result in overburdening the municipal utility systems with connections to property in unincorporated Lake County, at the expense of existing city residents.
- F. That these concerns have been expressed previously to the Lake County Planning Commission by letter dated September 11, 2006, but the Planning Commission failed to make the changes necessary to alleviate these concerns.

BE IT FURTHER RESOLVED that the Leesburg City Commission respectfully requests that the Lake County Commission make the changes to its proposed update of the Lake County Comprehensive Plan which would be necessary to remove any intrusion into municipal sovereignty and to alleviate the various other concerns noted hereinabove.

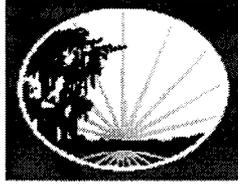
PASSED AND ADOPTED at the regular meeting of the City Commission of the City of Leesburg, Florida, held on the 23 day of October, 2006.

THE CITY OF LEESBURG, FLORIDA

BY: 

Mayor

Attest: 
City Clerk



LEESBURG

The Lakefront City

4.B.9.

AGENDA MEMORANDUM

Meeting Date:	October 23, 2006
From:	Laura McElhanon, AICP, Community Development Director
Subject:	Resolution to Lake County Commission concerning proposed update of the Lake County Comprehensive Plan

Staff Recommendation:

Staff recommends approval of the resolution expressing concerns regarding certain aspects of the proposed update of the Lake County Comprehensive Plan.

Analysis:

Lake County is in the process of updating its Comprehensive Plan. The Lake County Local Planning Agency (LPA) has been holding hearings on this update. The hearing has been continued to Thursday, October 19 and October 27. It is anticipated that this matter will be forwarded to the County Commission for transmittal to the Florida Department of Community Affairs in November (at the earliest).

Staff is of the opinion that the City should formally express their concerns to the Lake County Commission about

1. Proposing changes to land located within the City limits of the City of Leesburg
2. Designating property adjacent to current City of Leesburg boundaries with rural or extremely low density.
3. Adding a policy concerning proposed density of annexed properties.
4. The proposed Comprehensive Plan not reflecting the adopted Sunnyside Study.
5. Mandating connection by County residents to municipal water and wastewater.

Options:

1. Approve the resolution.
2. Such alternative action as the Commission may deem appropriate

Fiscal Impact:

Submission Date and Time: 10/18/2006 1:43 PM

<p>Department: Community Development Prepared by: Laura McElhanon, AICP Attachments: Yes ___ No ___ Advertised: ___ Not Required ___ Dates: _____ Attorney Review: Yes ___ No ___ _____ Revised 6/10/04</p>	<p>Reviewed by: Dept. Head _____ Finance Dept. _____ Deputy C.M. _____ Submitted by: City Manager <u>RS</u> _____</p>	<p>Account No. _____ Project No. _____ WF No. _____ Budget _____ Available _____</p>
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10/23/06