



DEPARTMENT OF PLANNING AND ZONING

PLANNING DIVISION

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July 27, 2022

Ray Eubanks, Plan Processing Administrator
Florida Department of Economic Opportunity
Bureau of Comprehensive Planning
Caldwell Building
107 East Madison Street, MSC 160
Tallahassee, Florida 32399-4140

Re: **Hernando County Comprehensive Plan Amendment Adoption (Expedited Review)**
DEO ID: 22-01ESR; Adoption of the 10-Year Water Supply Facilities Work Plan and
Revisions to the Utilities Element of the 2040 Comprehensive Plan

Dear Mr. Eubanks:

Please find enclosed the transmittal package of the adopted Hernando County Comprehensive Plan Amendment **DEO ID 22-01ESR** (CPAM2201). The adopted amendment is being submitted pursuant to the expedited review process as described in Section 163.3184(3), F.S. and shall be submitted to the Florida Department of Economic Opportunity through its Online Comprehensive Plan Amendment portal.

The Board of County Commissioners (BCC) acting as the Local Planning Agency (LPA) and the governing body held an advertised transmittal public hearing on April 12, 2022. The plan amendment was transmitted to the State Land Planning Agency and review agencies on April 14, 2022, as a proposed amendment. A review letter was issued by the State Land Planning Agency on May 13, 2022, having no comments related to the proposed amendment.

The advertised public hearing to adopt the Comprehensive Plan Amendment was held on July 12, 2022. The proposed amendment was adopted by Ordinance 2022-17 on this date.

The adoption package includes:

Attachment A: The executed adoption Ordinance 2022-17 and Exhibit A

Attachment B: The staff report showing final BOCC action.


This letter hereby certifies that Hernando County has sent a complete copy of the proposed Comprehensive Plan Amendment and supporting materials to all the review agencies listed in Chapter 163 that provided comments at the transmittal stage.

The name of the person(s) for Hernando County who is familiar with the proposed plan amendment package is:

Michelle L. Miller | Acting Planning Administrator
Hernando County Planning Department
20 N. Main Street, Room 262 | Brooksville, Florida 34601
Phone: (352) 754-4057 ext. 28027 | Fax: (352) 754-4420
Email: mlmiller@hernandocounty.us

If you have any further questions or require additional information, please contact me.

Sincerely,



Michelle L. Miller
Acting Planning Administrator
Hernando County Development Services Department

Enclosure

cc: VIA – Email:

Cara W. Serra, Comprehensive Resiliency Planner, Tampa Bay Regional Planning Council, 4000 Gateway Centre Blvd, Ste. 100, Pinellas Park, FL 33782, email to: cara@tbprc.org

Trisha Neasman, AICP, Planning Supervisor, Southwest Florida Water Management District
2379 Broad Street, Brooksville FL 34604-6899, email to: trisha.neasman@watermatters.org

Daniel C. Santos, AICP, Growth Management Supervisor, Florida Department of Transportation, District Seven, 11201 North McKinley Dr., MS 7-500, Tampa, FL 33612-6456, email to:
Daniel.Santos@dot.state.fl.us

Department of Environmental Protection, Attn: Plan Review, Office of Intergovernmental Programs
3900 Commonwealth Boulevard, MS 47, Tallahassee, FL, 32399, email to:
Plan.Review@dep.state.fl.us

Department of State, Bureau of Historic Preservation, 500 South Bronough St, Tallahassee, FL 32399-0250, email to: compliancepermits@dos.myflorida.com

Scott Sanders, Florida Fish and Wildlife Conservation Commission, Conservation Planning Services
620 South Meridian St, MB 5B5, Tallahassee FL 32399-1600,
email to: FWCCConservationPlanningServices@myfwc.com

Department of Agriculture and Consumer Services, Attn: Comprehensive Plan Review, Office of Policy and Budget, The Capital, Plaza Level 8, Tallahassee, FL 32399-0800, email to:
compplans@freshfromflorida.com

Department of Education, Office of Educational Facilities, 325 West Gaines St, Ste. 1014, Tallahassee, FL 32399-0400, email to: CompPlans@fldoe.org

Steve Gouldman, City Planner, City of Brooksville, 201 Howell Avenue, Brooksville FL 34601, email to:
sgouldman@cityofbrooksville.us

Joanna L. Coutu, AICP, Director, Citrus County Land Development Division, 3600 W. Sovereign Path, Ste. 140, Lecanto, FL 34461, email to: Joanna.coutu@citrusbocc.com

Jeff Jenkins, Executive Planner, Long Range Planning Division. Pasco County Planning and Development

8731 Citizens Drive, Ste. 320, New Port Richey, FL 34654, email to: jjenkins@pascocountyfl.net

Karl E. Holley, AICP, CFM, Director of Development Services, Sumter County Board of Commissioners
7375 Powell Road, Ste. 115, Wildwood, FL 34785, email to: karl.holley@sumtercountyfl.gov

Jim Lipsey, Manager of Planning, Design and Construction, Hernando County School District
8016 Mobley Rd Brooksville FL 34601, email to: lipsey_j@hcsb.k12.fl.us

Attachment A: Ordinance 2022-17 and Exhibit A

ORDINANCE NO. 2022-17

1
2
3 AN ORDINANCE AMENDING THE 2040 HERNANDO COUNTY
4 COMPREHENSIVE PLAN BY THE ADOPTION OF THE 10-YEAR
5 WATER SUPPLY FACILITIES WORK PLAN AND REVISIONS TO THE
6 UTILITIES ELEMENT OF THE 2040 COMPREHENSIVE PLAN;
7 APPROVING AND ADOPTING CPAM2201; PROVIDING FOR
8 TRANSMITTAL OF ADOPTED CPAM2201 TO THE STATE LAND
9 PLANNING AGENCY AND REVIEW AGENCIES; PROVIDING FOR
10 APPLICABILITY; PROVIDING FOR SEVERABILITY; PROVIDING FOR
11 CONFLICTING PROVISIONS; PROVIDING FOR FILING WITH THE
12 DEPARTMENT OF STATE; AND PROVIDING FOR AN EFFECTIVE
13 DATE.

14
15 WHEREAS, in 1985, the Florida Legislature adopted the Local Government Comprehensive
16 Planning and Land Development Regulation Act (now known as the Community Planning Act),
17 as set forth in Sections 163.3161 through 163.3215, Florida Statutes (the “Act”); and,
18

19 WHEREAS, on September 25, 2018, the Hernando County Board of County Commissioners
20 (“BOCC”) adopted the 2040 Hernando County Comprehensive Plan (Ordinance 2018-16), within
21 which, are included goals, objectives, and strategies used to guide future growth; and,
22

23 WHEREAS, the BOCC, following a public hearing on April 12, 2022, approved the Adoption
24 of the 10-Year Water Supply Facilities Work Plan and Revisions to the Utilities Element of the
25 2040 Comprehensive Plan (a complete copy of the amendment is attached as **Exhibit “A”** hereto
26 and made a part hereof and referred to as CPAM2201 and,
27

28 WHEREAS, the County subsequently transmitted CPAM2201 to the State Land Planning
29 Agency for review pursuant to the Act, and it was assigned tracking number “22-01ESR” by the
30 State Land Planning Agency; and,
31

32 WHEREAS, the State Land Planning Agency and the other Review Agencies reviewed
33 CPAM2201 and, thereafter, comments concerning same were submitted to the County; and,
34

35 WHEREAS, the BOCC finds and determines that CPAM2201 is internally consistent with
36 other Elements and Strategies of the 2040 Hernando County Comprehensive Plan, and is now
37 ready for final adoption by the BOCC; and,
38

39 WHEREAS, the BOCC conducted a second public hearing on July 12, 2022, in connection
40 with the final adoption of CPAM2201 as an amendment to the 2040 Hernando County
41 Comprehensive Plan; and,
42

43 WHEREAS, upon enactment of this Ordinance, CPAM2201 will be transmitted as an adopted
44 comprehensive plan amendment to the State Land Planning Agency and the other Review
45 Agencies.
46

1 **NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY**
2 **COMMISSIONERS OF HERNANDO COUNTY, FLORIDA:**

3
4 **SECTION I. Recitals.** The recitals set forth above are true and correct and incorporated
5 herein by this reference.

6
7 **SECTION II. Adopting CPAM2201 (22-01ESR).** CPAM2201 (22-01ESR attached as
8 **Exhibit “A”** hereto and incorporated herein by this reference), is hereby approved and adopted
9 and the 2040 Hernando County Comprehensive Plan is amended accordingly, subject to the
10 Effective Date provision (Section X) below.

11
12 **SECTION III. Execution.** The Chairman of the Hernando County Board of County
13 Commissioners is hereby authorized to execute this Ordinance, and all related documents.

14
15 **SECTION IV. Transmittal of Adopted CPAM2201 to State Land Planning Agency**
16 **and Review Agencies.** County staff shall transmit an executed copy of this Ordinance adopting
17 CPAM2201 to the State Land Planning Agency and the other Review Agencies within ten (10)
18 days of adoption hereof pursuant to Section 163.3184, Florida Statutes.

19
20 **SECTION V. Publication.** This Ordinance shall be published as required by law.

21
22 **SECTION VI. Applicability.** This Ordinance shall be applicable throughout the
23 unincorporated area of Hernando County.

24
25 **SECTION VII. Severability.** It is declared to be the intent of the Board of County
26 Commissioners that if any section, subsection, clause, sentence, phrase, or provision of this
27 Ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect
28 the validity of the remaining portions of this Ordinance.

29
30 **SECTION VIII. Conflicting Provisions.** Special acts of the Florida Legislature applicable
31 only to unincorporated areas of Hernando County, Hernando County ordinances, County
32 resolutions, or parts thereof, in conflict with this Ordinance are hereby superseded by this
33 Ordinance to the extent of such conflict except for ordinances concerning either adoption or
34 amendment of the Comprehensive Plan, pursuant to Chapter 163, Part II, Florida Statutes.

35
36 **SECTION IX. Filing with the Department of State.** The clerk shall be and is hereby
37 directed forthwith to send a certified copy of this Ordinance, or electronically transmit this
38 Ordinance by email, to the Bureau of Administrative Code, Department of State, R.A. Gray
39 Building, Room 101, 500 South Bronough Street, Tallahassee, Florida 32399-0250.

40
41 **SECTION X. Effective Date.** This Ordinance shall take effect upon filing with the
42 Florida Secretary of State; however, the adopted amendment (CPAM2201) shall take effect, and
43 be considered an amendment to the 2040 Hernando County Comprehensive Plan, if the
44 amendment is not timely challenged, 31 days after the State Land Planning Agency notifies the
45 local government that the plan amendment package is complete or as otherwise provided in Section
46 163.3184, Florida Statutes. If timely challenged, this amendment shall become effective on the

1 date the State Land Planning Agency or the Administration Commission enters a final order
2 determining this adopted amendment to be in compliance. No development orders, development
3 permits, or land uses dependent on this amendment may be issued or commence before it has
4 become effective. If a final order of noncompliance is issued by the Administration Commission,
5 this amendment may nevertheless be made effective by adoption of a resolution affirming its
6 effective status, a copy of which resolution shall be sent to the State Land Planning Agency.

7
8 **BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF**
9 **HERNANDO COUNTY** in Regular Session this 12th day of JULY 2022.

10
11 **BOARD OF COUNTY COMMISSIONERS**
12 **HERNANDO COUNTY, FLORIDA**

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14
15
16 Attest: Heidi Kuppe, D.C.
17 *DK* DOUGLAS A. CHORVAT, JR.
18 CLERK OF CIRCUIT COURT
19 AND COMPTROLLER

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25
26
27
28 By: [Signature]
29 STEVE CHAMPION
30 CHAIRMAN



29 **Approved as to Form and**
30 **Legal Sufficiency**

31
32 By: [Signature]
33 Assistant County Attorney

Exhibit A: CPAM2201 - Proposed Revisions to the Comprehensive Plan (Utilities Element)

Reclaimed Water

- Strategy 6.03D(1):** ~~Implement a strategy to expand capacity of reclaimed water infrastructure to three (3) million gallons per day by 2020 and identify new users of reclaimed water for irrigation purposes.~~ The Southwest Florida Water Management District’s Regional Water Supply Plan sets a long-term goal of providing at least 2.91-3.17 million gallons per day of reclaimed water by the year ~~2035~~ 2040.
- ~~**Strategy 6.03D(2):** Expand the existing reclaimed water system distribution network to serve additional large consumers to reduce potable water usage for irrigation.~~
- Strategy 6.03D(3):** The County will support the Southwest Florida Water Management District’s reclaimed water projects and the implementation of new regulations and programs designed to increase the volume of reclaimed water used.
- Strategy 6.03D(4):** Maintain and periodically update the wastewater plan reclaimed water component to assess and improve existing wastewater reclamation and reuse operations, and, to identify new opportunities.
- Strategy 6.03D(5):** Hernando County should consider regulatory criteria for new subdivisions for use of reclaimed water in golf courses, ~~residential irrigation,~~ common areas and other appropriate uses in accordance with the standards and recommendations of the reclaimed water ordinance ~~master plan~~.

Attachment B: Staff Report

STAFF REPORT

HEARINGS: Planning & Zoning Commission: March 14, 2022
Local Planning Agency: April 12, 2022
Board of County Commissioners: April 12, 2022
Board of County Commissioners: July 12, 2022

APPLICANT: Hernando County Board of County Commissioners

FILE NUMBER: CPAM2201

REQUEST: Adoption of the 10-Year Water Supply Facilities Work Plan and Revisions to the Utilities Element of the 2040 Comprehensive Plan

GENERAL

LOCATION: Countywide

LEGAL

DESCRIPTION: Countywide

BACKGROUND INFORMATION:

In order to ensure adequate water supplies, the Florida Legislature has established a coordinated planning process between regional water supply plans prepared by the water management districts pursuant to Chapter 373, F.S., and comprehensive plans prepared by local governments pursuant to Chapter 163, Part II, F.S. Under these laws, local governments must address in their comprehensive plans the water supply sources necessary to meet and achieve existing and projected water use demand for the established planning period, considering the applicable regional water supply plan prepared pursuant to Section 373.709, F.S.

1. Section 163.3177(6)(c)(3), F.S., requires local governments to amend their comprehensive plan: to incorporate alternative water supply projects that the local government proposes or selects from those identified in the regional water supply plan for their region; and
2. To adopt a work plan, covering at least a 10-year planning period, for building public, private, and regional water supply facilities, including the development of alternative water supply projects, conservation projects and reclaimed water projects, which are necessary to serve existing and new development. The work plan must be reviewed and updated approximately every five years, corresponding with the update to the regional water supply plan.

DESCRIPTION OF PROPOSED AMENDMENTS:

The 10-Year Water Supply Facilities Work Plan describes:

1. The District and Statutory requirements upon which it is based;
2. The County’s current and planned potable water system conditions including reclaimed water and conservation program implementation;
3. A summary of future water source options to meet the water savings projected in the District’s Regional Water Supply Plan.
4. Proposed corresponding changes to the Goals, Objectives and Strategies of the Utilities Element of the 2040 Comprehensive Plan.

The proposed changes are consistent with the plans and programs of the Hernando County Utilities Department.

STAFF RECOMMENDATION:

It is recommended that the Planning & Zoning Commission (P&Z) review the 10-Year Water Supply Facilities Work Plan and proposed revisions to the Utilities Element of the 2040 Comprehensive Plan and recommend to the Local Planning Agency (LPA) / Board of County Commissioners (BOCC) that CPAM-22-01 be transmitted to the designated State and local agencies for review and comment.

P&Z RECOMMENDATION:

On March 14, 2022, the Planning and Zoning Commission voted 5-0 to recommend that the Local Planning Agency (LPA)/Board of County Commissioners (BOCC) transmit CPAM-22-01 to the designated State and Local agencies for review and comment with the modifications proposed by staff at the hearing.

BCC/LPA ACTION:

On April 12, 2022, the Board of County Commissioners/Local Planning Agency voted 5-0 to transmit CPAM-22-01 to the designated State and Local agencies for review and comment.

STATE AGENCY RESPONSES:

On May 13, 2022, the County received a letter of no objection from the Florida Department of Economic Opportunity.

STAFF RECOMMENDATION

It is recommended that the Board review the proposed amendment, consider the attached staff report and backup information, adopt the amendment package, and authorize the final transmittal to the Florida Department of Economic Opportunity.

BOCC ACTION:

On July 12, 2022, the Board of County Commissioners voted 5-0 to adopt Ordinance 2022-17, adopting CPAM-22-01.