

COMMISSION AGENDA:

6.4.13 #22

TO: The Honorable Chairman and Members of the
Board of County Commissioners

FROM: James L. Bennett, County Attorney *JB*

SUBJECT: Legal Rules of the Road for Making Land Development Decisions

DATE: June 4, 2013

BACKGROUND: On June 6, 2013, you will be introduced to the broad topics of the land development code and the Board of County Commissioners' role in the land-use and development process. As a prelude to that discussion it would be appropriate to provide the Board with a broad overview of the legal constraints attendant to the decision-making processes.

TOPICS FOR DISCUSSION: In a discussion format we will introduce the topics of legislative and quasi-judicial land development decision-making and the standards attendant to those processes. We will discuss how procedures have been adopted which implement those standards. We will discuss changes in procedures to accommodate new legal requirements and to better inform the Board on the legislative/quasi-judicial status of matters on their way for the Board's consideration. We will also discuss how quasi-judicial standards impact the role of your delegated Boards who are processing applications before they come to the Board.

JLB:sme

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