

BY THE BOARD OF COUNTY COMMISSIONERS

RESOLUTION NO 10-146

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, AMENDING RESOLUTION NO 04-233 THAT ESTABLISHED THE PASCO COUNTY ENVIRONMENTAL LANDS ACQUISITION AND MANAGEMENT PROGRAM AND THE ENVIRONMENTAL LANDS ACQUISITION ADVISORY COMMITTEE TO PROVIDE ADDITIONAL PROCEDURES FOR THE REVIEW OF NOMINATED PROPERTIES**

**WHEREAS**, on July 27, 2004 the Pasco County Board of County Commissioners adopted Resolution No 04-233 establishing the Environmental Lands Acquisition and Management Program (ELAMP) and the Environmental Lands Acquisition Advisory Committee (ELASC), and

**WHEREAS**, since its inception, over 1000 acres of environmentally sensitive lands have been acquired through ELAMP which will provide opportunities for both existing residents and future generations to enjoy natural areas for resource-based recreation and educational uses, and

**WHEREAS**, in the implementation of Res No 04-233, certain provisions are in need of revision to ensure the continued efficient administration of ELAMP

**THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA**

**Section 1 Authority for this Resolution** This Resolution is adopted pursuant to Chapter 125, Florida Statutes, as amended, and other applicable provisions of law

**Section 2 Applicability** These procedures apply to the selection and purchase of land under the Pasco County Environmental Lands Acquisition and Management Program and shall not apply to property acquisition completed by Pasco County for other purposes or using other funding sources

**Section 3 Resolution No 04-233, Section 5 Steps of the Land Selection Process, is hereby amended as follows**

**C Detailed Review of Each Project in the Nomination Pool**

**1 Site Scoring by the ELASC Scientific Subcommittee**

(a) The ELASC Scientific Subcommittee shall evaluate all projects accepted for additional review and remaining in the Nomination Pool after the Initial Review is deemed complete. The Scientific Subcommittee shall review the projects using information from field surveys, the nomination form, other information deemed necessary, and the Site Scoring Criteria contained in the Final Summary Report of the ELATF. Individual Scientific Subcommittee members shall visit each project in order to apply the Site Scoring Criteria. Each project evaluated by the Scientific Subcommittee will be scored based on the degree to which the Site Scoring Criteria are met. The property owner shall be provided the opportunity to participate in the site visit.

(b) The Scientific Subcommittee members that evaluated a project shall present each of their findings and the Site Score to the full ELASC at a meeting. Site Scoring for a project completed by more than one member of the Scientific Committee shall be reviewed and a composite average obtained. The Site Score shall be considered by the ELASC along with additional information as provided for below. Prior to said meeting of the full ELASC to consider the Scientific Subcommittee member(s)' findings and the Site Score, the County shall provide notice of the ELASC meeting date, time, location and opportunity to be heard to the property owner(s) and the person or organization nominating the property.

**2 Additional Review by the Full ELASC**

(a) For each project that the Scientific Subcommittee has evaluated using the Site Scoring Criteria, the ELASC shall consider the following information as it relates to that specific project. County Staff shall compile said information prior to the ELASC meeting(s) on that specific project. County shall provide notice of the ELASC meeting date(s), time, location, and opportunity to be heard to the property owner(s) and the person or organization nominating the project.

1 Site Score

- 2 Property Appraiser's Data
- 3 Maps necessary as are determined by the ELASC
- 4 Endangerment Due to Development
- 5 Parcel Information and Characteristics
- 6 Additional Funding available for that specific project
- 7 Public Interest in the project
- 8 Urban Development Encroachment and Competing Land Use
- 9 Any other information deemed appropriate by ELASC or County Staff

(b) Upon completion of the Additional Review meeting(s), the ELASC shall determine by majority vote the projects to be recommended for acquisition and addition to the Acquisition List

(c) However, shall additional information regarding the subject property be discovered that should have been presented to and considered by the ELASC, the County Administrator or designee, shall return the project back to the ELASC for further review to include that information and a subsequent vote on recommendation for acquisition to the BOCC.

**D BOCC Acceptance of Recommended Projects and Acquisition List**

Periodically and at the request of the ELASC, County Staff shall present the projects that the ELASC recommended for acquisition and addition to the Acquisition List to the BOCC, which presentation shall provide for input from the ELASC and the property owner(s) and/or nominator(s) The BOCC shall make the final decision regarding ELASC's recommendations at a board meeting for which notice of the meeting date, time and location is given to the property owner(s) and the person or organization nominating the property Should additional information that should have been presented to and considered by the ELASC regarding the subject property be discovered during the meeting, the BOCC may remand the recommendation back to the ELASC for additional review and recommendation The BOCC may remove a project from the Acquisition List at the property owner(s) requests or if the property ceases to conform to the stated overall goals of this program, but may not add a project to said List without using the process established by this Resolution The Acquisition List will be maintained and regularly updated by County Staff as additional projects are recommended for addition or removal by the ELASC and as such recommendations are accepted by the BOCC The BOCC's acceptance of the ELASC's recommendation and addition of a project to the Acquisition List shall serve as authorization to County Staff to proceed with the acquisition process described herein but does not guarantee acquisition The BOCC may also direct County Staff to pursue matching funds from outside agencies or private parties for any specific project listed

**Section 4 Ratification** All provisions of Resolution No 04-233 executed by the Board of County Commissioners on July 27, 2004 shall remain in full force and effect unless otherwise in conflict with this First Amendment

**Section 5 Severability** In the event that any word, phrase, clause, sentence or paragraph hereof shall be held invalid by any court of competent jurisdiction, such holding shall not affect any other word, clause, phrase, sentence or paragraph hereof

**Section 6 Effective Date** This Resolution amending Resolution No 04-233 shall become effective upon adoption

DONE AND RESOLVED this 24<sup>th</sup> day of February, 2010



*Paula O'Neil*  
Paula O'Neil, Clerk & Comptroller

BOARD OF COUNTY COMMISSIONERS  
OF PASCO COUNTY, FLORIDA  
*Pat Muller*  
Pat Muller, Ed D, Chairman

**APPROVED**  
**FEB 24 2010**  
**BOCC**