

RESOLUTION NO. 2025- 03

**CITY OF POMPANO BEACH
Broward County, Florida**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND ACCEPTING THE CITY OF POMPANO BEACH'S 2024 STATE HOUSING INITIATIVE PARTNERSHIP ACT (SHIP) AFFORDABLE HOUSING INCENTIVE STRATEGIES REPORT; PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That the City of Pompano Beach approves and accepts the City of Pompano Beach's 2024 State Housing Initiative Partnership Act (SHIP) Affordable Housing Incentive Strategies Report, a copy of which is attached hereto and incorporated by reference as if set forth in full.

SECTION 2. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this 8th day of October, 2024.

Signed by:
Rezo Hardin
502CB780EB3F480...

REX HARDIN, MAYOR

ATTEST:

DocuSigned by:
Kevin Alfred
D1C913A8ED334CA...

KERVIN ALFRED, CITY CLERK

/jrm
9/25/24
l:reso/2024-249





CITY OF POMPANO BEACH AHAC

2024 SHIP Affordable Housing

Incentive Strategies Report Recommendations



The City of Pompano Beach
Office of Housing and Urban Improvement



Table of Contents

INTRODUCTION/BACKGROUND	2
COMMITTEE COMPOSITION	3
AFFORDABLE HOUSING INCENTIVES	4
EXPEDITED PERMITTING	4
MODIFICATION OF IMPACT FEES	4
FLEXIBLE DENSITIES	5
RESERVATION OF INFRASTRUCTURE CAPACITY	5
AFFORDABLE ACCESSORY RESIDENTIAL UNITS	5
PARKING AND SETBACK REQUIREMENTS	6
FLEXIBLE LOT CONFIGURATIONS	6
MODIFICATION OF STREET REQUIREMENTS	6
PROCESS OF ONGOING REVIEW	6
PUBLIC LAND INVENTORY	7
SUPPORT OF DEVELOPMENT NEAR TRANSPORTATION HUBS	7

Affordable Housing Advisory Committee Report Recommendations for Adoption

INTRODUCTION/BACKGROUND

As a recipient of State Housing Initiative Partnership funds, the City of Pompano Beach established an affordable housing advisory committee as required by the Florida Statute section 420.9076. The Affordable Housing Advisory Committee (AHAC) is responsible for reviewing policies, land development regulations, the Comprehensive Plan Policy, and other aspects of the City's policies and procedures that affect the cost of housing. In addition, the AHAC is responsible for making recommendations to encourage affordable housing.

As of 2020, the AHAC is required to submit an incentive report every year. The report includes recommendations by the committee as well as comments on the implementation of incentives for at least the following eleven distinct areas:

- The processing of approvals of development orders or permit, as defined in Florida Statute 163.3164 (7) and (8), for affordable housing projects is expedited to a greater degree than other projects.
- The modification of impact-fee requirements, including reduction or waiver of fees and alternative methods of fee payment for affordable housing.
- The allowance of flexibility in densities for affordable housing.
- The reservation of infrastructure capacity for housing for very low-income persons, low-income persons, and moderate-income persons.
- The allowance of affordable accessory residential units in residential zoning districts.
- The reduction of parking and setback requirements for affordable housing.
- The allowance of flexible lot configurations, including zero-lot-line configurations for affordable housing.
- The modification of street requirements for affordable housing.
- The establishment of a process by which a local government considers, before adoption, policies, procedures, ordinances, regulations, or plan provisions that increase the cost of housing.
- The preparation of a printed inventory of locally owned public lands suitable for affordable housing.
- The support of development near transportation hubs and major employment centers and mixed-use developments.

The committee met on July 25, 2024 to review the affordable housing incentives. The recommendations of the committee are outlined in this document.

COMMITTEE COMPOSITION

All members were appointed to the Committee in accordance with Section 420.907 of the Florida Statutes lists the categories from which committee members must be selected. There must be at least 8 committee members with representation from at least 6 of the following categories:

- An elected official.
- Citizen actively engaged in the residential home building industry in connection with affordable housing.
- Citizen actively engaged in the banking or mortgage banking industry in connection with affordable housing.
- Citizen representative of those areas of labor actively engaged in home building in connection with affordable housing.
- Citizen actively engaged as an advocate for low-income persons in connection with affordable housing.
- Citizen actively engaged as a for-profit provider of affordable housing.
- Citizen actively engaged as a not-for-profit provider of affordable housing.
- Citizen actively engaged as a real estate professional in connection with affordable housing.
- Citizen actively serving on the local planning agency pursuant to Florida Statute 163.3174.
- Citizen residing within the jurisdiction of the local governing body making the appointments.
- Citizen who represents employers within the jurisdiction.
- Citizen who represents essential services personnel, as defined in the local housing assistance plan.

The appointed AHAC Committee members are included here, along with their category affiliation.

MEMBER NAME	CATEGORY	PHONE	CONTACT E-MAIL
McLennon, Sharon	Real estate professional in connection with affordable housing.	754-246-6002	smclennon@splendorrealty.com
Howard, Wylie Rev.	Not-for-Profit provider of affordable housing	(W) 954-968-6777	wyliechoices@aol.com
Dolan, Jean	Local Planning	954-786-4045	Jean.Dolan@copbfl.com
Searle, Denise	Resident of Pompano Beach	954-290-0168	Denisesearle7@gmail.com
Ribeiro, Monica	Banking/Mortgage industry in connection with affordable housing	954-413-0728	mribeiro@bbamericas.com
Moss, Barry	Elected official	954-786-4618	Barry.Moss@copbfl.com
Spill-Cristiano, Kimberly	Essential Service Personnel	954-242-0565	Kimberly.Spill-Cristiano@copbfl.com
Cozzi, Caroline	Not-for-Profit provider of affordable housing	954-980-2348	Caroline@habitatbroward.org

AFFORDABLE HOUSING INCENTIVES

Staff presented the latest affordable housing practices and recommendations on incentives. Each of the eleven affordable housing incentives recommended by the State were examined and discussed with AHAC members. **There were no recommendations made by the AHAC Committee to the current incentives.**

EXPEDITED PERMITTING

(a) The processing of approvals of development orders or permits for affordable housing projects is expedited to a greater degree than other projects, as provided in s. 163.3177(6)(f)3.

Existing Incentive: Once a project is identified as an affordable housing project, reviewers have five days (5) to review and process the plans for affordable housing. If on the third submittal, the resubmitted plans are not 100% corrected, the contractor will then be required to submit his plans through the normal permitting process for a building permit.

AHAC Recommendation: The Affordable Housing Advisory Committee recommends no changes to the current incentive.

MODIFICATION OF IMPACT FEES

(b) The modification of impact-fee requirements, including reduction or waiver of fees and alternative methods of fee payment for affordable housing.

Existing Incentive: The developer of affordable housing can request impact fee waivers through the County. The Office of Housing and Urban Improvement using grant funds currently pays the impact fees for contractors performing work under its housing programs to reduce the cost of housing to low and moderate-income homebuyers.

AHAC Recommendation: The Affordable Housing Advisory Committee recommends no changes to the current incentive.

FLEXIBLE DENSITIES

(c) The allowance of flexibility in densities for affordable housing.

Existing Incentive: Flexibility and densities for affordable housing can be captured through the use of flexibility units for residential and commercial land use designations as well as the County’s mixed income housing policies 2.16.3 and 2.16.4. The County’s policies allow for generous land use density bonuses that vary based on whether the affordable housing deed restricted for 30-years is very low, low or moderate income. The City requires Applicants to use these policies if their projects are eligible. The City created incentives if the County policies are used including 1.5 times the density allowed in commercial zoning (up to 69 du/ac) and expedited review for projects needing an allocation of flex units. The Live Local Act (LLA) can also be used to increase densities for mixed income housing projects. The City provides the same incentives to LLA projects as for those using our other mixed income housing strategies.

AHAC Recommendation: The Affordable Housing Advisory Committee recommends no changes to the current incentive.

RESERVATION OF INFRASTRUCTURE CAPACITY

(d) The reservation of infrastructure capacity for housing for very-low-income persons, low-income persons, and moderate-income persons.

Existing Incentive: No existing incentive. The City is not running low on infrastructure capacity.

AHAC Recommendation: The Affordable Housing Advisory Committee recommends no changes to the current incentive.

AFFORDABLE ACCESSORY RESIDENTIAL UNITS

(e) The allowance of affordable accessory residential units in residential zoning districts.

Existing Incentive: Section 155.4303 of the City’s zoning Code allows accessory Dwelling Units. For purposes of determining maximum density, an accessory dwelling unit shall be considered to be a half dwelling unit. Additional use specific standards to regulate this use exist within the zoning code. On January 25, 2022, the City Commission adopted a new affordable housing incentive by allowing accessory dwelling units to be built without the need to calculate density for those unit. The property owner must record an affidavit that runs with the land that ensures that the accessory unit will be rented at affordable rates to individuals or a family that meet the definition of extremely low; very low; low; or moderate income.

AHAC Recommendation: The Affordable Housing Advisory Committee recommends no changes to the current incentive.

PARKING AND SETBACK REQUIREMENTS

(f) The reduction of parking and setback requirements for affordable housing.

Existing Incentive: Affordable housing projects taking advantage of the Residential Planned Unit Development process can determine what parking requirements and setbacks their project will have. Additionally, the City allows for major and minor administrative adjustments at varying percentage rates from code requirements. Deed-restricted and/or affordable housing can be used to demonstrate a public benefit to compensate for the requested modification of standards.

The City's mixed income housing program reduces parking requirements for efficiency, 1- and 2-bedroom units to 1 space per unit. It also provides additional lot coverage, previous area and access to administrative adjustments to some code provisions. The LLA allows for zero parking in the Downtown TOC and the ETOC (which we do not recommend anyone use).

AHAC Recommendation: The Affordable Housing Advisory Committee recommends no changes to the current incentive.

FLEXIBLE LOT CONFIGURATIONS

(g) The allowance of flexible lot configurations, including zero-lot-line configurations for affordable housing.

Existing Incentive: Flexible lot configurations (including zero lot line) are currently permitted in RS-4, all RM districts, and the DPOD district. Additionally, affordable housing projects can consider the RPUD process, which can offer further flexibility in private development.

AHAC Recommendation: The Affordable Housing Advisory Committee recommends no changes to the current incentive.

MODIFICATION OF STREET REQUIREMENTS

(h) The modification of street requirements for affordable housing.

Existing Incentive: If modification of streets are desired, modified streets can be permitted by rezoning to the planned development process.

AHAC Recommendation: The Affordable Housing Advisory Committee recommends no changes to the current incentive.

PROCESS OF ONGOING REVIEW

(i) The establishment of a process by which a local government considers, before adoption, policies, procedures, ordinances, regulations, or plan provisions that increase the cost of housing.

Existing Incentive: The OHUI is part of the Development Review Committee distribution list in accordance with Section 155.2207. CITY STAFF (B)(2)(b) and receives notification of all DRC agendas and projects.

AHAC Recommendation: The Affordable Housing Advisory Committee recommends no changes to the current incentive.

PUBLIC LAND INVENTORY

(j) The preparation of a printed inventory of locally owned public lands suitable for affordable housing.

Existing Incentive: A full-time Real Property Manager is responsible for maintaining and updating the list and associated map of all City-owned real property. Properties acquired by the City are evaluated to determine if they are suitable to develop as affordable housing. Properties being developed as affordable housing by the City's Office of Housing and Urban Improvement (OHUI) are identified on the real property inventory and map.

AHAC Recommendation: The Affordable Housing Advisory Committee recommends no changes to the current incentive.

SUPPORT OF DEVELOPMENT NEAR TRANSPORTATION HUBS

(k) The support of development near transportation hubs and major employment centers and mixed-use developments.

Existing Incentive: The City has two transit-oriented districts - The Downtown Pompano Transit Oriented District and the East Transit Oriented Corridor. Both of these districts require mixed use development with commercial uses on the first floor, and residential units on upper floors. Affordable housing must be addressed in any land use plan amendments that increase permitted residential units by more than 100 units so both of these Transit Oriented Corridors require a 15% set-aside for affordable housing. In most cases, the developer will have to provide 15% affordable units in each project, deed restricted for 30-years. Under limited conditions, the developer may have the option to pay an in lieu of fee into the City's Affordable Housing Trust Fund to buy out of the affordable housing requirement. That fee was recently raised by 428% from \$2,333 per unit to \$10,000 per unit.

AHAC Recommendation: The Affordable Housing Advisory Committee recommends no changes to the current incentive.