

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF JACKSON COUNTY, FLORIDA REQUESTING AN OPINION OF THE ATTORNEY GENERAL OF FLORIDA REGARDING THE LEGALITY AND ENFORCEABILITY OF THE COMPASS LAKE IN THE HILLS LAND USE ORDINANCES.

WHEREAS, the Board of County Commissioners of Jackson County, Florida, recognizes the importance of upholding fair and just land use ordinances within our jurisdiction, and

WHEREAS, concerns have been raised regarding the enforceability of certain provisions within the Compass Lake in the Hills Land Use Ordinances as to mobile and manufactured homes, specifically related to the authority to repeal the ordinance, declare the plat as antiquated, revoke the plat, or vacate the plat, and

WHEREAS, there are questions surrounding whether the existing ordinance constitutes housing discrimination, which requires thorough legal analysis to ensure compliance with state and federal laws, and

WHEREAS, the guidance of the Attorney General of Florida would provide invaluable insight into the legal framework surrounding these matters,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF JACKSON COUNTY, FLORIDA, AS FOLLOWS:

Section 1. The Board hereby requests an opinion from the Attorney General of Florida regarding the enforceability of the Compass Lake in the Hills Land Use Ordinances, specifically as to:

- a. The authority to repeal the ordinance;
- b. The authority to declare the plat as antiquated;
- c. The authority to revoke the plat or vacate the plat; and
- d. Whether the ordinance as it exists constitutes housing discrimination.

Section 2. The Board authorizes and directs the County Attorney to draft a formal request for opinion to be submitted to the Office of the Attorney General of Florida in accordance with established procedures.

Section 3. The Board further authorizes the County Attorney to provide any necessary documentation, legal arguments, or background information to support the request for opinion. The County Attorney is directed to keep the Board informed of any developments or responses received from the Office of the Attorney General regarding this matter.

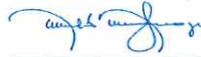
Section 4. Be it further resolved, that upon receipt of the opinion from the Attorney General of Florida, the Board will carefully review and consider the guidance provided in order to make informed decisions regarding the Compass Lake in the Hills Land Use Ordinances.

Section 5. Be it further resolved that a copy of this resolution shall be transmitted to the Office of the Attorney General of Florida for their consideration and action.

Section 6. Effective Date. This resolution shall take effect immediately upon its adoption.

Passed and adopted this 23rd day of April, 2024 by a vote of 5 to 0.

Jackson County Board of County Commissioners



Paul Donofro, Jr., Chairman

ATTEST:



Clayton O. Rooks, Clerk/Deputy Clerk

APPROVED AS TO LEGAL FORM:



Michelle Blankenship Jordan
County Attorney








2024.04.22.BOCC.AGO.CLITH.Resolution Partially Executed

Final Audit Report

2024-04-24

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