

By the Committee on Transportation; and Senator Bennett

596-04400-10

20101842c1

1 A bill to be entitled
2 An act relating to transportation projects; creating
3 s. 335.199, F.S.; directing the Department of
4 Transportation to notify local governmental entities
5 of certain proposed projects before the design is
6 finalized; providing a timeframe for notification;
7 requiring the local governmental entity to receive and
8 review public input regarding the effects of the
9 project on local business and to provide comments to
10 the department; directing the department to consider
11 the comments in the final design of the project;
12 providing an effective date.

13
14 Be It Enacted by the Legislature of the State of Florida:

15
16 Section 1. Section 335.199, Florida Statutes, is created to
17 read:

18 335.199 Transportation projects modifying access to
19 adjacent property.-

20 (1) Whenever the Department of Transportation proposes any
21 project on the State Highway System which will divide a state
22 highway, erect median barriers modifying currently available
23 vehicle turning movements, or have the effect of closing or
24 modifying an existing access to an abutting property owner, the
25 department shall notify all affected municipalities and counties
26 at least 180 days before the design of the project is finalized.

27 (2) If the project is within the boundaries of a
28 municipality, the notification shall be issued in writing to the
29 chief elected official of the municipality. If the project is in

596-04400-10

20101842c1

30 the unincorporated area of a county, the notification shall be
31 issued in writing to the chief elected official of the county.

32 (3) The affected municipality or county must receive and
33 review public input on how the dividing of the state highway,
34 the erecting of median barriers, or the closing or modifying of
35 access will affect access to businesses and the potential
36 economic impact of the project on the local business community.
37 The affected municipality or county shall have 60 days after the
38 date the notice is provided under this section to provide
39 comments to the department regarding how the project will affect
40 access to businesses and the potential economic impact of the
41 project on the local business community.

42 (4) The department must review all comments submitted by a
43 local governmental entity under this section and must take the
44 comments into consideration in the final design of the highway
45 project.

46 Section 2. This act shall take effect July 1, 2010.