

1 **ORDINANCE 2022-10**

2 **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY**
3 **OF EDGEWOOD, FLORIDA, ADOPTING THE 2022/2023**
4 **FIVE YEAR CAPITAL IMPROVEMENT SCHEDULE**
5 **ANNUAL UPDATE; PROVIDING FOR LEGISLATIVE**
6 **FINDINGS; PROVIDING FOR SEVERABILITY;**
7 **PROVIDING FOR EXCLUSION FROM CODIFICATION;**
8 **AND PROVIDING FOR AN EFFECTIVE DATE.**

9 **WHEREAS**, Section 163.3177(3)(a), Florida Statutes, requires that local government
10 comprehensive plans contain a capital improvements element designed to consider the need for
11 and the location of public facilities; and

12 **WHEREAS**, Section 163.3177(3)(b), Florida Statutes, requires that local governments
13 review the capital improvements element on an annual basis, and provides that modifications to
14 update the five year capital improvements schedule may be accomplished by ordinance; and

15 **WHEREAS**, “capital improvement” generally means physical assets constructed or
16 purchased to provide, improve, or replace a public facility, typically large scale, high in cost, and
17 may require multi-year financing; and

18 **WHEREAS**, Section 163.3177(3)(a)4, Florida Statutes, requires that projects necessary to
19 achieve and maintain adopted levels of service for the five-year planning period be included in the
20 capital improvement schedule.

21 **NOW, THEREFORE**, BE IT IS HEREBY ORDAINED BY THE CITY OF
22 EDGEWOOD AS FOLLOWS:

23 **SECTION 1: RECITALS/INTENT.** The recitals set forth above are true and correct and
24 constitute legislative findings of the City Council.

25 **SECTION 2: AMENDMENT TO THE CAPITAL IMPROVEMENT SCHEDULE.** The
26 Capital Improvement Program Annual Update is hereby adopted as set forth in Exhibit “A,”
27 attached hereto and incorporated herein by reference.

28 **SECTION 3: EXCLUSION FROM CITY CODE/CODIFICATION.** It is the intent of the
29 City of Edgewood City Council that the provisions of this Ordinance shall not be codified into the
30 City of Edgewood Code of Ordinances.

31 **SECTION 4: EFFECTIVE DATE.** The effective date of this Ordinance shall be
32 immediately upon adoption.

33 **SECTION 5: CONFLICTS.** This ordinance shall supersede any ordinances in conflict
34 herewith to the extent that such conflict exists.

35 **SECTION 6: SEVERABILITY.** If any part of this ordinance is found to be invalid,
36 preempted, or otherwise superseded, the remainder shall nevertheless be given full force and effect
37 to the extent permitted by the severance of such invalid, preempted, or superseded part.

39 PASSED ON FIRST READING THIS _____ DAY OF _____, 2022.

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41 PASSED AND ADOPTED THIS _____ DAY OF _____, 2023.

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CITY OF EDGEWOOD, FLORIDA

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CITY COUNCIL

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Richard A. Horn, Council President

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ATTEST:

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Sandra Riffle, City Clerk