1	ORDINANCE NO. 2023-002
2 3	AN ORDINANCE OF THE TOWN OF HOWEY-IN-THE-HILLS,
4	FLORIDA AMENDING THE CAPITAL IMPROVEMENTS ELEMENT IN
5	CHAPTER 8 OF THE TOWN'S COMPREHENSIVE PLAN BY UPDATING
6	THE FIVE-YEAR SCHEDULE OF CAPITAL IMPROVEMENTS TO
7 8	INCLUDE ESTIMATED CAPITAL IMPROVEMENTS FOR FISCAL YEAR 2022-2023 THROUGH FISCAL YEAR 2026-2027 PURSUANT TO
9	THE REQUIREMENTS OF CHAPTER 163 OF THE FLORIDA
10	STATUTES; PROVIDING FOR CONFLICT, CODIFICATION,
11 12	SEVERABILITY AND AN EFFECTIVE DATE.
13	
14 15 16	Whereas, Chapter 8 of the Comprehensive Plan for the Town of Howey-in-the-Hills includes the statutorily required Capital Improvements Element.
17	Whereas, Subsection 163.3177(3) of the Florida Statutes requires that every local
18	government annually update the Five-Year Schedule of Capital Improvements (the "Schedule")
19	of the Capital Improvements Element ("CIE") of the Comprehensive Plan.
20	• • •
21	Whereas, this Ordinance updates the Schedule to comply with the requirements of
22	Subsection 163.3177(3) of the Florida Statutes.
23	DE IT ODDAINED DV THE TOWN COUNCIL OF THE TOWN OF HOWEV IN
2425	BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF HOWEY-IN THE-HILLS, FLORIDA:
26 27 28	Section 1. Recitals. That the foregoing "whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance.
29	Section 2. Amendment. The Five-Year Schedule of Capital Improvements set forth in
30	Table 20 in Chapter 8 of the Town's Comprehensive Plan is hereby updated and amended in
31	compliance with Section 163.3177 of the Florida Statutes and is replaced with the updated
32	version of the Table 20 attached hereto as Attachment A to include estimated capital
33	improvements for fiscal year 2022-2023 through fiscal year 2026-2027.
34	
35	Section 3. Conflicts. All Ordinances or parts of Ordinances, Resolutions, or parts of
36	Resolutions in conflict herewith are hereby superseded to the extent of such conflict.
37	Section 4. Codification. It is the intent of the Town Council that the provisions of this
38 39	Section 4. Codification. It is the intent of the Town Council that the provisions of this Ordinance shall become and be made a part of the Town of Howey-in-the-Hills Comprehensive
40	Plan and that the sections of this Ordinance may be renumbered or re-lettered and the word
41	"ordinance" may be changed to "section," "article," or such other appropriate word or phrase to
42	accomplish such intentions.
43	
44	Section 5. Severability. If any section, sentence, clause, or phrase of this ordinance is
45	held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding
46	shall in no way affect the validity of the remaining portion of this ordinance.

47 48 49 50 51 52 53 54	passage and approval as a non-emergency Council.	rdinance shall become effective immediately upon its ordinance at two regular meetings of the Town 27th day of March, 2023, by the Town Council of the	
55 56			
57		Martha MacFarlane, Mayor	
58 59 60 61 62 63	ATTEST:	APPROVED AS TO FORM AND LEGALITY for use and reliance by the Town of Howey-in-the-Hills, Florida, only.	
64 65 66 67 68 69	John M Brock, Town Clerk	Thomas J Wilkes, Town Attorney	
70 71 72 73	First Reading held March 13, 2023 Second Reading and Adoption held March 27, 2023 Advertising March 17, 2022		

74	ATTACHMENT A		
75			
76	TOWN OF HOWEY-IN-THE-HILLS		
77	5-YEAR ESTIMATED SCHEDULE OF CAPITAL IMPROVEMENTS		
78	FY 2022-2023 THROUGH FY 2026-2027		