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ORDINANCE NO. 2020-09 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING POLICIES IN THE INFRASTRUCTURE ELEMENT OF THE CITY'S COMPREHENSIVE PLAN AND ADOPTING THE 2020 WATER SUPPLY PLAN BY REFERENCE; PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE. BY INCORPORATING A WATER SUPPLY PLAN AND AMENDING THE INFRASTRUCTURE ELEMENT; PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

WHEREAS, the Florida Community Planning Act, Chapter 163, Part II, section 163.3161, *et seq.*, Florida Statutes (The Act), requires each municipality to adopt a comprehensive plan and authorizes amendments thereto; and

WHEREAS, the City previously adopted an Evaluation and Appraisal Report (EAR) comprehensive plan amendment on October 17, 2017; and

WHEREAS, in the 2017 EAR amendment, the City adopted its 2014 10-Year Water Supply Facilities Work Plan (Water Supply Plan) to coordinate with the South Florida Water Management District's (SFWMD) Lower East Coast (LEC) Water Supply Plan; and

WHEREAS, in accordance with Section 373.709 and Section 163.3177(6)(c)3, Florida Statutes, the City's Water Supply Plan must be updated when SFWMD updates its LEC Water Supply Plan; and

WHEREAS, SFWMD adopted updates to its LEC Water Supply Plan in November 2018; and

WHEREAS, the City must now adopt updates to its Water Supply Plan; and

WHEREAS, on June 17, 2020, the City of Lake Worth Beach Planning and Zoning Board, sitting as the Local Planning Agency, recommended for approval the proposed update to the Water Supply Plan and associated comprehensive plan amendments, attached hereto as Exhibit "A" and incorporated herein; and

WHEREAS, on June 10, 2020, the City Historic Resources Preservation Board also recommended for approval the attached update to the Water Supply Plan and associated comprehensive plan amendments; and

WHEREAS, the City Commission has considered the attached update to the Water Supply Plan and associated comprehensive plan amendments; the report prepared by Mock Roos & Associates, Inc.; and, the recommendations of staff, the Local Planning Agency and the Historic Resources Preservation Board; and

41 WHEREAS, the City Commission finds amending the comprehensive  
42 plan by incorporating the attached update to the Water Supply Plan and adopting  
43 the associated comprehensive plan amendments is in the best interests of the  
44 city and serves a valid public purpose.

45 NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION  
46 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, that:

47 Section 1. The foregoing recitals are true and accurate and are expressly  
48 incorporated herein by reference and made a part hereof.

49 Section 2. The City's comprehensive plan is amended by incorporating the  
50 Water Supply Plan, dated May 2020, and adopting the associated  
51 comprehensive plan amendments attached hereto as Exhibit "A" and  
52 incorporated herein. The associated amendments amend the Infrastructure  
53 Element.

54 Section 3. The City Manager or designee shall provide this ordinance and all  
55 other necessary documents to the Florida Department of Economic Opportunity  
56 and other reviewing agencies in accordance with section 163.3184(3), Florida  
57 Statutes.

58 Section 4. All ordinances or parts of ordinances in conflict herewith are hereby  
59 repealed.

60 Section 5. If any provision of this ordinance or the application thereof to any  
61 person or circumstances is held invalid, such invalidity shall not affect other  
62 provisions or applications of this Ordinance which can be given effect without  
63 the invalid provision or application, and to this end the provisions of this  
64 ordinance are declared to be severable.

65 Section 6. Pursuant to section 163.3184(3)(c)4, Florida Statutes, this  
66 ordinance does not become effective until 31 days after the state land planning  
67 agency notifies the City that the plan amendment package is complete. If this  
68 ordinance as a comprehensive plan amendment is timely challenged, this  
69 ordinance does not become effective until the state land planning agency or the  
70 Administration Commission enters a final order determining the adopted  
71 amendment to be in compliance. No development orders, development permits,  
72 or land uses dependent on this ordinance may be issued or commenced before  
73 it has become effective.

74 The passage of this ordinance on first reading was moved by  
75 Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_,  
76 and upon being put to a vote, the vote was as follows:

77 Mayor Pam Triolo  
78 Vice Mayor Andy Amoroso  
79 Commissioner Scott Maxwell  
80 Commissioner Omari Hardy  
81 Commissioner Herman Robinson

82 The Mayor thereupon declared this ordinance duly passed on first reading  
83 on the \_\_\_ day of \_\_\_\_\_, 2020.

84  
85 The passage of this ordinance on second reading was moved by  
86 Commissioner \_\_\_\_\_, seconded by Commissioner  
87 \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

- 88  
89 Mayor Pam Triolo  
90 Vice Mayor Andy Amoroso  
91 Commissioner Scott Maxwell  
92 Commissioner Omari Hardy  
93 Commissioner Herman Robinson

94 The Mayor thereupon declared this ordinance duly passed on the \_\_\_ day  
95 of \_\_\_\_\_, 2020.

96 LAKE WORTH BEACH CITY COMMISSION

97  
98  
99 By: \_\_\_\_\_  
100 Pam Triolo, Mayor

101 ATTEST:

102  
103  
104 \_\_\_\_\_  
105 Deborah M. Andrea, CMC, City Clerk