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

11 WHEREAS, the Florida Community Planning Act, Chapter 163, Part II, section
12 163.3161, *et seq.*, Florida Statutes (The Act), requires each municipality to adopt a
13 comprehensive plan and authorizes amendments thereto; and

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

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

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

23 WHEREAS, SFWMD adopted updates to its LEC Water Supply Plan in November
24 2018; and

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

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

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

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

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

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

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

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

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

52 Section 4. All ordinances or parts of ordinances in conflict herewith are hereby
53 repealed.

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

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

66 The passage of this ordinance on first reading was moved by Commissioner
67 Maxwell, seconded by Vice Mayor Amoroso, and upon being put to a vote, the vote
68 was as follows:

69	Mayor Pam Triolo	AYE
70	Vice Mayor Andy Amoroso	AYE
71	Commissioner Scott Maxwell	AYE
72	Commissioner Omari Hardy	AYE
73	Commissioner Herman Robinson	AYE

74 The Mayor thereupon declared this ordinance duly passed on first reading on the
75 7th day of July, 2020.

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78 The passage of this ordinance on second reading was moved by Commissioner
79 _____, seconded by Commissioner _____, and upon being
80 put to a vote, the vote was as follows:
81

82 Mayor Pam Triolo
83 Vice Mayor Andy Amoroso
84 Commissioner Scott Maxwell
85 Commissioner Omari Hardy
86 Commissioner Herman Robinson

87 The Mayor thereupon declared this ordinance duly passed on the ____ day of _____,
88 2020.

LAKE WORTH BEACH CITY COMMISSION

By: _____
Pam Triolo, Mayor

94 ATTEST:

95
96
97 _____
98 Deborah M. Andrea, CMC, City Clerk