

PROPOSED ORDINANCE NO. 2014-51

ORDINANCE NO. 1813

AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA, AMENDING THE FUTURE LAND USE, INFRASTRUCTURE, AND CONSERVATION ELEMENTS OF THE CITY OF PEMBROKE PINES' COMPREHENSIVE PLAN BY SPECIFICALLY ADOPTING THE CITY'S 10-YEAR WATER SUPPLY FACILITIES WORK PLAN ("WSFWP"); PROVIDING FOR COMPLIANCE WITH THE FLORIDA STATUTES AND THE FLORIDA ADMINISTRATIVE CODE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Legislature of the State of Florida expanded the local government comprehensive planning requirements to strengthen coordination between water supply planning and land use development planning; and

WHEREAS, in order to comply with the recent action of the State Legislature, the City of Pembroke Pines (the "City") must adopt a 10-year Water Supply Facilities Work Plan ("WSFWP"), attached hereto and incorporated herein as Exhibit "A", as an amendment to its Comprehensive Plan pursuant to Sections 163.3177 and 373.709, Florida Statutes; and

WHEREAS, such an amendment will ensure compatibility with future growth and water supply within the City; and

WHEREAS, this amendment will further provide for more efficient communication between the City and water service providers to ensure consistency that corresponds with projected growth and water availability; and

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WHEREAS, this amendment complies with the South Florida Water Management District's Lower East Water Supply Plan; and

WHEREAS, The City last amended the WSWFP in 2009 under Ordinance No. 1632; and,

WHEREAS, the City must update the WSWFP within 18 months following the South Florida Water Management District's updates to the Lower East Coast Regional Water Supply plan which took place in September 2013; and,

WHEREAS, the City Commission has conducted the duly advertised public hearings on the proposed WSWFP amendment and has considered all comments received concerning the proposed amendment to the Comprehensive Plan as required by state law and local ordinance; and

WHEREAS, City Staff has reviewed the proposed WSWFP amendment and finds that it is consistent with the state statutory requirements as well as all applicable codes and ordinances; and

WHEREAS, the proposed amendment to the City's Comprehensive Plan is consistent with the Broward County Comprehensive Plan, the South Florida Regional Policy Plan, and the State of Florida Comprehensive Plan; and

WHEREAS, On December 11, 2014, The Planning and Zoning Board, after holding a public hearing, voted to transmit the WSWFP amendments to the City

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Commission and the Florida Department of Economic Opportunity with a favorable recommendation; and

WHEREAS, on or about February 17, 2015, City Staff received technical assistance comments from the South Florida Water Management District, and in accordance with these comments, City Staff has made modifications to incorporate the District's recommendations; and

WHEREAS, the City Commission finds the adoption of the proposed WSWFP amendment it to be in the best interests of the health, safety and welfare of the citizens and residents of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct, and are hereby incorporated herein and made a part hereof.

Section 2. Pursuant to Sections 163.3177 and 373.709, Florida Statutes, the City Commission of the City of Pembroke Pines hereby amends the Future Land Use, Infrastructure, Conservation Elements of the City's Comprehensive Plan by adopting the 10-year Water Supply Facility Work Plan, attached hereto as **Exhibit "A"** and incorporated herein.

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Section 3. The appropriate members of the City staff are hereby authorized to take any and all steps necessary to effectuate the intent of this Ordinance.

Section 4. It is the intention of the City Commission of the City of Pembroke Pines, Florida that the provisions of this ordinance shall become and be made a part of the City of Pembroke Pines Code of Ordinances. The sections of this ordinance may be re-numbered or re-lettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

Section 5. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith be, and the same are hereby repealed to the extent of such conflict.

Section 6. If any clause, section, or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and so not affecting the validity of the remaining portions or applications remaining in full force and effect.

Section 7. This Ordinance shall become effective immediately upon its passage and adoption.

REVISION 1

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PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF
PEMBROKE PINES, FLORIDA, ON THE FIRST READING, THIS 7 DAY OF
JANUARY, 2015.

PASSED ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE
PINES, FLORIDA, ON THE SECOND AND FINAL READING, THIS 1 DAY OF
APRIL, 2015.

CITY OF PEMBROKE PINES, FLORIDA

By: 

MAYOR FRANK C. ORTIS

ATTEST:


MARLENE GRAHAM, CITY CLERK

ORTIS

AYE

CASTILLO

AYE

SCHWARTZ

AYE

SHECHTER

AYE

APPROVED AS TO FORM:


OFFICE OF THE CITY ATTORNEY

SIPLE

AYE

STATE OF FLORIDA
COUNTY OF BROWARD

I HEREBY CERTIFY that the above
foregoing is a true and correct copy of

ORDINANCE NO. 1813

as recorded in the Office of the City Clerk.

Witness my hand and official seal this

21ST day of APRIL A.D., 2015.

CITY OF PEMBROKE PINES

By: 

Marlene D. Graham, City Clerk