

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27

WHEREAS, Section 163.3177, Florida Statutes, requires that the Capital Improvement Element of the City's Comprehensive Plan be updated; and

WHEREAS, the schedule is reviewed annually by the City to reflect the timing, location and funding of capital projects to achieve and maintain, over the five-year period, the adopted level of service standards for public facilities that are necessary to implement the comprehensive plan; and

WHEREAS, the proposed 2016 CIE update reflects the Capital Improvement Plan approved by the City Commission as part of the Fiscal year 2015-2016 Budget on September 15, 2015; and

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF
THE CITY OF BOYNTON BEACH, FLORIDA, THAT:**

28 **Section 1.** The foregoing “Whereas” clauses are hereby ratified as true and correct
29 and incorporated herein by this reference.

30 **Section 2.** In order to comply with the provisions of Chapter 163, Florida Statutes,
31 the City Commission hereby approves the annual update to the Five-Year Capital
32 Improvements Schedule of the Capital Improvements Element of the City’s Comprehensive
33 Plan a copy of which is attached hereto as **Exhibit “A”** and incorporated herein.

34 **Section 3.** The City Commission hereby certifies that it shall and will conduct such
35 public hearings as may be required pursuant to Chapter 163, Florida Statutes, as amended, in
36 order to adopt the Comprehensive Plan Amendments and so directs the City Administration to
37 conduct and publish same, as provided by general law.

38 **Section 4.** If any clause, section or other part of this Ordinance shall be held by any
39 court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or
40 invalid part shall be considered as eliminated and in no way affecting the validity of the other
41 provisions of this Ordinance.

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43 Resolutions in conflict herewith, be and the same are hereby repealed to the extent of such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

45 **Section 6.** This Ordinance shall become effective upon its passage and adoption.

46

47 **FIRST READING this ____ day of _____, 2016.**

48 **SECOND, FINAL READING AND PASSAGE this ____ day of _____, 2016.**

49

50

51

52

CITY OF BOYNTON BEACH, FLORIDA

53

54

YES NO

55

56

Mayor – Jerry Taylor

57

58

Vice Mayor – Joe Casello

59

60

Commissioner – David T. Merker

61

62

Commissioner – Mack McCray

63

64

Commissioner – Michael M. Fitzpatrick

65

66

67

VOTE

68

69 ATTEST:

70

71

72

73 _____
Judith A. Pyle, CMC

74 Interim City Clerk

75

76

77

78 (Corporate Seal)

79

80