

**ORDINANCE NO. 2020 - XX**

**AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH AMENDING THE CITY'S COMPREHENSIVE PLAN TO PROVIDE FOR THE STATE MANDATED REQUIREMENTS OF WATER SUPPLY PLANNING AS DESCRIBED IN THE COMPREHENSIVE PLAN AMENDMENT THAT AMENDS THE FUTURE LAND USE ELEMENT, INFRASTRUCTURE ELEMENT, CONSERVATION ELEMENT, INTERGOVERNMENTAL COORDINATION ELEMENT, AND CAPITAL IMPROVEMENT ELEMENT, BY INCORPORATING THE "10-YEAR WATER SUPPLY FACILITIES WORK PLAN"; AUTHORIZING TRANSMITTAL OF THESE ADOPTED AMENDMENTS TO THE AGENCIES REQUIRED UNDER CHAPTER 163, PART II, FLORIDA STATUTES; PROVIDING FOR CODIFICATION, SEVERABILITY AND FOR AN EFFECTIVE DATE.**

**WHEREAS**, Section 373.709 and Section 163.3177 (6), of the Florida Statutes requires that the City of North Miami Beach ("City") update its water supply work plan within 18 months after a water management district's governing board approves an updated regional water supply plan; and

**WHEREAS**, the South Florida Water Management District (SFWMD) performed an update to the Lower East Coast Regional Water Supply Plan in November 2018, and the City is in the SFWMD region; and

**WHEREAS**, the City's 2020 10-year Water Supply Facilities Work Plan ("Exhibit 1") must be consistent with both the Miami-Dade County and SFWMD Water Facilities Work Plans as per Chapter 163, Part II, Florida Statutes, and requires local governments to prepare and adopt Water Supply Work Plans into their comprehensive plans within 18 months after the water management district approves a regional water supply plan or its update; and

**WHEREAS**, the purpose of the City's 2020 10-year Water Supply Facilities Work Plan Update is to identify and plan for the water supply sources and facilities needed to serve existing and new development within the local government's jurisdiction to promote public health, safety and welfare; and

**WHEREAS**, the City desires to amend its Comprehensive Plan by adopting an updated 10-year Water Supply Facilities Work Plan by May 2020; and

**WHEREAS**, the proposed amendment to the Comprehensive Plan is attached herein as Exhibit 2, 3,4, 5 and 6. (highlighted in ~~striketrough~~ and underline format); and

**WHEREAS**, the Planning and Zoning Board, sitting as the City's Local Planning Agency, pursuant to Florida Statutes and Florida Administrative Rules, has reviewed this Ordinance on February 11, 2020, and recommended approval by a vote of \_4\_ to \_1\_, finding that the City of North Miami Beach amend the City's Comprehensive Plan as described in Exhibit 3,4,5 and 6 attached herein by reference; and

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**WHEREAS**, Mayor and City Commission finds that these proposed Comprehensive plan text amendments as described in the 2020 10-year Water Supply Facilities Work Plan will positively impact the general health, safety and welfare of the residents of the City and furthers the purpose, goals, objectives, and policies of the City’s Comprehensive Plan.

**NOW THEREFORE, BE IT ORDAINED** by the Mayor and City Commission of the City of North Miami Beach, Florida:

**Section 1.** The foregoing recitals are true and correct.

**Section 2.** It is the intention of the City that the provisions of this Ordinance shall become and made part of the Comprehensive Plan of the City of North Miami Beach.

**Section 3.** It is the intention of the City Commission, and it is hereby ordained that the provisions of this Ordinance shall become and be made part of the Code of the City of North Miami Beach as amended; that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intention.

**Section 4.** If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

**Section 5.** This Ordinance shall be effective immediately upon adoption on second reading.

**APPROVED** on first reading this 16 day of June, **2020**.

**APPROVED AND ADOPTED** on second reading this \_\_\_\_\_ day of \_\_\_\_\_, **2020**.

ATTEST:

\_\_\_\_\_  
ANDRISE BERNARD, CMC  
CITY CLERK  
(CITY SEAL)

\_\_\_\_\_  
ANTHONY F. DEFILLIPO  
MAYOR

APPROVED AS TO FORM &  
LANGUAGE & FOR EXECUTION

\_\_\_\_\_  
DANIEL A. ESPINO  
CITY ATTORNEY

Commissioners	Yes	No	Abstain	Absent
Mayor Anthony F. DeFillipo				
Commissioner Fortuna Smukler				
Vice-Mayor McKenzie Fleurimond				
Commissioner Michael Joseph				
Commissioner Barbara Kramer				
Commissioner Phyllis S. Smith				
Commissioner Paule Villard				