

ORDINANCE NO. \_\_\_\_\_

(20-L-10)

AN ORDINANCE OF THE CITY OF HOLLYWOOD, FLORIDA, ADOPTING THE FIVE YEAR SCHEDULE OF CAPITAL IMPROVEMENTS FOR FISCAL YEARS 2020 THROUGH 2024 AS PART OF THE CITY'S COMPREHENSIVE PLAN'S CAPITAL IMPROVEMENT ELEMENT PURSUANT TO SECTION 163.3177, FLORIDA STATUTES.

WHEREAS, the City adopted its Comprehensive Plan in September 1989 pursuant to Ordinance O-89-54 and adopted amendments to the text and/or the Goals, Policies and Objectives of its plan in 1991, 1995, 1997, 1999, 2000, 2002, 2005 and 2008; and

WHEREAS, Section 163.3177(3)(b), Florida Statutes, provides that the Capital Improvements Element shall be reviewed on an annual basis and modified to update the five year schedule of capital improvements, which may be accomplished by ordinance and may not be deemed amendments to the local comprehensive plan; and

WHEREAS, the Division of Planning and Urban Design has prepared its schedule in accordance with the standards and requirements of Section 163.3177, Florida Statutes; and

WHEREAS, pursuant to state law, the Planning and Development Board, acting in its capacity as the Local Planning Agency, held a duly noticed public hearing on July 23, 2020, to review the proposed five year schedule for Fiscal Years 2020 through 2024, and has forwarded a recommendation of approval to the City Commission; and

WHEREAS, the City Commission, after review of the recommendations of the Department of Development Services/Planning and Urban Design Division, the Local Planning Agency, comments made at a public hearing, and careful consideration of the issues, finds that the proposed update to the five year schedule for Fiscal Years 2020 through 2024 is in the best interest of the health, safety, and welfare of the citizens of the City of Hollywood.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated into this Ordinance.

Section 2: That the Five Year Schedule of Capital Improvements is updated in compliance with Section 163.3177, Florida Statutes, as more specifically set forth in the attached Exhibit "A".

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Section 3: That If any word, phrase, clause, subsection, or section of this Ordinance is for any reason held unconstitutional or invalid, such invalidity shall not affect the validity of any remaining portions of this Ordinance.

Section 4: That this Ordinance shall be in full force and effect immediately upon its passage and adoption.

ADVERTISED \_\_\_\_\_, 2020.

PASSED on first reading this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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

\_\_\_\_\_  
JOSH LEVY, MAYOR

ATTEST:

\_\_\_\_\_  
PATRICIA A. CERNY, MMC  
CITY CLERK

APPROVED AS TO FORM AND LEGAL  
SUFFICIENCY for the use and reliance  
of the City of Hollywood, Florida, only.

\_\_\_\_\_  
DOUGLAS R. GONZALES  
CITY ATTORNEY