

ORDINANCE NO. 13-04

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, UPDATING THE FIVE-YEAR SCHEDULE OF CAPITAL IMPROVEMENTS SET FORTH IN THE CAPITAL IMPROVEMENTS ELEMENT OF THE TOWN OF LAKE CLARKE SHORES COMPREHENSIVE PLAN AS REQUIRED BY STATE STATUTE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, Section 163.3167, Florida Statutes, requires that each local government prepare a Comprehensive Plan in compliance with the Local Government Comprehensive Planning and Development Act, as amended; and

WHEREAS, Section 163.3177(3)(b), Florida Statutes, requires the Town to prepare an annual update to the Five Year Schedule of Capital Improvements set forth in the Capital Improvements Element of the Comprehensive Plan; and

WHEREAS, modifications to update the Five Year Schedule of Capital Improvements may be accomplished by ordinance and an may not be deemed to be amendments to the Town's Comprehensive Plan; and

WHEREAS, the Town Council wishes to amend and update the Five Year Schedule of Capital Improvements set forth in the Capital Improvements Element of the Town's Comprehensive Plan; and

WHEREAS, the Town Council determines that the adoption of this Ordinance is in the interests of the health, safety and welfare of the residents and citizens of the Town of Lake Clarke Shores.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES as follows:

Section 1. The foregoing recitals are hereby ratified as true and correct and incorporated herein.

Section 2. In accordance with the requirements of Section 163.3177(3)(b), Florida Statutes, the Town Council hereby adopts Update 13-1 to the Five Year Schedule of Capital Improvements, as set forth in the Capital Improvements Element of its Comprehensive Plan, a copy of which is attached hereto as Exhibit "A" and incorporated herein by reference.

Section 3. If any section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any reason held by a court of competent jurisdiction to be unconstitutional, inoperative or void, such holding shall not affect the remainder of the Ordinance.

Section 4. All ordinances or parts of ordinances and resolutions or parts of resolutions of the Town of Lake Clarke Shores, Florida, which are in conflict with this Ordinance, are hereby repealed to the extent of such conflict.


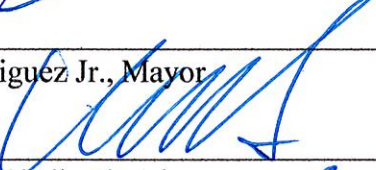

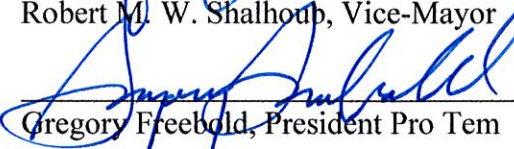

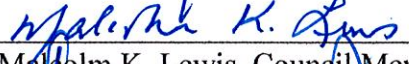

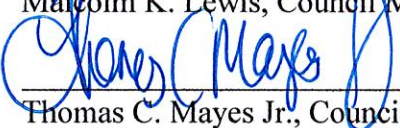

Section 5. This Ordinance shall be effective immediately upon adoption.

PASSED this 12th day of November, 2013, on first reading.

PUBLISHED this 21st day of November, 2013 in Lake Worth Herald.

PASSED AND ADOPTED this 10th day of December, 2013, on second and final reading.

TOWN OF LAKE CLARKE SHORES, FLORIDA

	FOR	AGAINST
BY: <u></u> Valentin Rodriguez Jr., Mayor	<u>X</u>	<u> </u>
<u></u> Robert M. W. Shalhoub, Vice-Mayor	<u></u>	<u> </u>
<u></u> Gregory Freebold, President Pro Tem	<u></u>	<u> </u>
<u></u> Malcolm K. Lewis, Council Member	<u></u>	<u> </u>
<u></u> Thomas C. Mayes Jr., Council Member	<u></u>	<u> </u>

ATTEST:

By: 
Mary Pinkerman, Town Clerk

EXHIBIT A
Update 13-1
Town of Lake Clarke shores
Five-Year Schedule of Capital Improvements

TABLE 10-1 – List of Capital Budget Projects

A. Lake Clarke Shores Improvements Necessary to Maintain LOS Standards

Comprehensive Plan Element	Project No. and Description	Comprehensive Plan Consistency (Goal/Objective/Policy Citation)
Infrastructure	SWM 1 – Swale Improvements/NPDES (4)	Infrastructure Goals 6.0 and 6.0.3 and Objective 6.3.
Infrastructure	SWM 2 – Storm Drain/Culvert Maintenance (4)	Infrastructure Goals 6.0 and 6.0.3 and Objective 6.3.
Infrastructure	PW 1 – North Water system improvements (1)	Infrastructure Goals 6.0 and 6.0.4 and Objective 6.4.
Infrastructure	PW 2 – North water system renewal and replacement (2/4)	Infrastructure Objective 6.4.
Infrastructure	PW3 - North water system machinery & equipment	Infrastructure Objective 6.4.
Infrastructure	PW 4– South Water system improvements (1)	Infrastructure Goals 6.0 and 6.0.4 and Objective 6.4.0
Infrastructure	PW 5 – South water system renewal and replacement(2/4)	Infrastructure Objective 6.4.
Infrastructure	PW6 – South water system machinery & equipment	Infrastructure Objective 6.4.
Infrastructure	WW 1 – South sewer system improvements (1)	Goal 6.0.1 and Policy 6.5.2
Infrastructure	WW 2 – South sewer system renewal and replacement (2/4)	Infrastructure Goals 6.0 and 6.0.1
Infrastructure	WW 3 – South sewer system machinery & equipment (2/4)	Infrastructure Goals 6.0 and 6.0.1
Transportation	Trans 1 – Bridge Improvements (2)	Transportation Objective 4.1
Transportation	Trans 2 – Street resurfacing (2/4)	Transportation Objective 4.1, Policy 4.1.2
Transportation	Trans 3 - Signage	Transportation Objective 4.1, Policy 4.1.3

1 – Existing Deficiency; 2 – Replacement Project; 3 – To Meet Future Need; 4 – Maintenance.

B. Other Required Public-Funded Improvements

Public Agency	Project No. and Description	Comprehensive Plan Consistency (Objective/Policy Citation)
Palm Beach County School District	SD 1 – Palm Beach County School District FY 2014 Work Plan (1/2/3) <u>Adopted by reference</u>	Capital Improvements Objective 10.6
Florida Department of Transportation	None	NA

1 – Existing Deficiency; 2 – Replacement Project; 3 – To Meet Future Need.

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C. Other Required Private-Funded Improvements Necessary to Maintain Level-Of-Service Standards

Private Entity	Project No. and Description	Comprehensive Plan Consistency (Objective/Policy Citation)
NA	No Additional Improvements	NA

1 – Existing Deficiency; 2 – Replacement Project; 3 – To Meet Future Need; 4 – Maintenance.

D. Improvements to Implement Non-LOS Comprehensive Plan Directives

Comprehensive Plan Element	Project No. and Description	Comprehensive Plan Consistency (Objective/Policy Citation)
Recreation & Open Space	ROS 1 – General parks Improvements (4)	Recreation/Open Space Objective 8.2; Recreation/Open Space Policy 8.2.6
Recreation & Open Space	ROS 2 – Phase IV Community Park Improvements (3)	Recreation/Open Space Objective 8.2; Recreation/Open Space Objective 8.4

1 – Existing Deficiency; 2 – Replacement Project; 3 – To Meet Future Need; 4 – Maintenance.

TABLE 10-2 – Schedule and Cost of Capital Improvements Projects

Project Number*	Fiscal Year Cost (\$)					Total Cost (Dollars)
	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	
SWM-1	0	17,000	17,000	17,000	17,000	68,000
SWM-2	15,000	20,000	20,000	20,000	20,000	95,000
Trans-1	0	20,000	20,000	20,000	20,000	80,000
Trans-2	0	0	0	0	0	0
Trans-3	0	8,000	8,000	8,000	8,000	32,000
ROS-1	7,000	10,000	10,000	10,000	10,000	47,000
ROS-2	0	50,000	0	0	0	50,000
PW-1	0	0	0	0	0	0
PW-2	20,000	20,000	120,000	70,000	70,000	300,000
PW-3	33,130	0	0	0	23,130	56,260
PW-4	155,000	100,000	100,000	15,000	15,000	385,000
PW-5	0	55,000	0	50,000	40,000	145,000
PW-6	60,630	0	0	0	23,130	83,760
WW-1	110,800	115,000	115,000	110,400	112,200	563,400
WW-2	0	160,800	160,800	165,400	165,000	652,000
WW-3	60,630	35,000	35,000	35,000	58,130	223,760
Totals	462,190	610,800	605,800	520,800	581,590	2,781,180

* - Refer to Table 10-1.

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TABLE 10-3 – Revenue Sources for Capital Improvements Projects

Project Number*	Revenue Source	Fiscal Year Budget (\$)					Total Cost (Dollars)
		FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	
SWM-1	5	0	17,000	17,000	17,000	17,000	68,000
SWM-2	5	15,000	20,000	20,000	20,000	20,000	95,000
Trans-1	5	0	20,000	20,000	20,000	20,000	80,000
Trans-2	5	0	0	0	0	0	0
Trans-3	5	0	8,000	8,000	8,000	8,000	32,000
ROS-1	5	7,000	10,000	10,000	10,000	10,000	47,000
ROS-2	1	0	50,000	0	0	0	50,000
PW-1	6	0	0	0	0	0	0
PW-2	6	20,000	20,000	120,000	70,000	70,000	300,000
PW-3	6	33,130	0	0	0	23,130	56,260
PW-4	6	155,000	100,000	100,000	15,000	15,000	385,000
PW-5	6	0	55,000	0	50,000	40,000	145,000
PW-6	6	60,630	0	0	0	23,130	83,760
WW-1	6	110,800	115,000	115,000	110,400	112,200	563,400
WW-2	6	0	160,800	160,800	165,400	165,000	652,000
WW-3	6	60,630	35,000	35,000	35,000	58,130	223,760
Totals		462,190	610,800	605,800	520,800	581,590	2,781,180

* - Refer to Table 10-1.

1 – Proposed FRDAP grant; 2 – State loan; 3 – Palm Beach County School District; 4 – FDOT sources per Transportation Improvement Program; 5 – Town General Fund; 6 – Town Water and Sewer Fund.

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