

AN ORDINANCE OF THE CITY OF ORLANDO, FLORIDA, AMENDING THE CITY'S ADOPTED GROWTH MANAGEMENT PLAN, BY UPDATING FIGURE CI-14, TO BE ENTITLED "CITY OF ORLANDO 2014-2019 CAPITAL IMPROVEMENT ELEMENT CAPITAL IMPROVEMENTS FUND SCHEDULE;" AMENDING POLICY 2.2.30 IN THE CAPITAL IMPROVEMENTS ELEMENT; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City of Orlando has adopted a Growth Management Plan pursuant to Chapter 163, Florida Statutes, and such plan has been determined by the Florida Department of Economic Opportunity to be compliant with State law; and

WHEREAS, the Growth Management Plan provides for the provision of capital improvements; and

WHEREAS, the Growth Management Plan also provides for a concurrency management system; and

WHEREAS, in order to ensure consistency between the adopted Capital Improvements Program and the Capital Improvement Element, the City has reviewed the Capital Improvement Element and has determined that: (1) the dates of construction of certain facilities, funding sources and funding amounts need to be modified, (2) certain facilities need to be added, (3) certain projects need to be deleted, and (4) certain level of service standards need to be updated.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ORLANDO, FLORIDA:

SECTION ONE: Figure CI-14 of the Capital Improvement Element of the Growth Management Plan, entitled "City of Orlando 2013-2018 Capital Improvement Element Capital Improvements Fund Schedule," is replaced and superseded by the new Figure CI-14, entitled "City of Orlando 2014-2019 Capital Improvement Element Capital Improvements Fund Schedule," attached hereto and incorporated herein as Exhibit "A."

SECTION TWO: Policy 2.2.30 of the Capital Improvements Element of the Growth Management Plan is hereby amended to read as follows:

1 Policy 2.2.30: The City hereby incorporates by reference the OCPS 10-Year Capital
2 Outlay Plan for ~~2013-2014~~ 2014-2015, adopted by the Orange County School Board on
3 ~~September 10, 2013~~, September 9, 2014, which includes school capacity sufficient to meet
4 anticipated student demands projected by OCPS.

5 **SECTION THREE:** If any section, subsection, sentence, clause, phrase or portion of
6 this ordinance or attachment hereto is for any reason held invalid or unconstitutional by any
7 court of competent jurisdiction, such portion shall be deemed a separate, distinct, and
8 independent provision and such holding shall not affect the validity of the remaining portion
9 hereto.

10 **SECTION FOUR:** Pursuant to section 163.3177(3)(b), Florida Statutes, “[m]odifications
11 to update the 5-year capital improvement schedule may be accomplished by ordinance and may
12 not be deemed to be amendments to the local comprehensive plan.” Therefore, this ordinance
13 shall become effective immediately upon adoption. No development orders, development
14 permits, or land uses dependent on this amendment may be issued or commence before this
15 ordinance has become effective.

16 [REMAINDER OF PAGE INTENTIONALLY BLANK]
17
18
19
20
21
22
23
24
25

ORDINANCE NO. 2014-60

1 READ FIRST TIME: _____, 2014.

2 ADVERTISED: _____, 2014.

3 READ SECOND TIME AND ADOPTED: _____, 2014.

4 CITY OF ORLANDO, FLORIDA

6 ATTEST:

Mayor / Pro Tem

8 _____
Alana C. Brenner, City Clerk

APPROVED AS TO FORM AND LEGALITY
for the use and reliance of the
City of Orlando, Florida, only.
_____, 2014.

Assistant City Attorney

16 [SIGNATURE PAGE OF ORDINANCE]