

ORDINANCE NO. 2020-54

1 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
2 OF ORLANDO, FLORIDA, AMENDING THE CITY'S
3 ADOPTED GROWTH MANAGEMENT PLAN, BY
4 UPDATING FIGURE CI-14, TO BE ENTITLED "CITY OF
5 ORLANDO 2020-2025 CAPITAL IMPROVEMENTS
6 ELEMENT CAPITAL IMPROVEMENT FUND
7 SCHEDULE"; AMENDING POLICY 2.2.30 IN THE
8 CAPITAL IMPROVEMENTS ELEMENT; PROVIDING FOR
9 SEVERABILITY, CORRECTION OF SCRIVENER'S
10 ERRORS, AND AN EFFECTIVE DATE.

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

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

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19 **WHEREAS**, the Growth Management Plan also provides that public facilities and
20 services be provided and maintained concurrent with the impacts of development; and

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

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

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32 **SECTION 1. AMENDMENT OF FIGURE CI-14.** Figure CI-14 of the Capital
33 Improvements Element of the Growth Management Plan, entitled "City of Orlando 2019-
34 2024 Capital Improvement Element Capital Improvements Fund Schedule," is replaced
35 and superseded by the new Figure CI-14, entitled "City of Orlando 2020-2025 Capital
36 Improvements Element Capital Improvement Fund Schedule," attached hereto and
37 incorporated herein as **Exhibit A**.

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39 **SECTION 2. AMENDMENT OF POLICY 2.2.30.** Policy 2.2.30 of the Capital
40 Improvements Element of the Growth Management Plan is hereby amended to read as
41 follows:

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43 Policy 2.2.30: The City hereby incorporates by reference the OCPS 10-
44 Year Capital Outlay Plan for ~~2019-2020~~ 2020-2021, adopted by the Orange
45 County School Board ~~on September 10, 2019,~~ which includes school

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capacity sufficient to meet anticipated student demands projected by OCPS.

SECTION 3. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this ordinance or attachment hereto is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion hereto.

SECTION 4. SCRIVENER'S ERROR. The city attorney may correct scrivener's errors found in this ordinance by filing a corrected copy of this ordinance with the city clerk.

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

DONE, THE FIRST READING, by the City Council of the City of Orlando, Florida, at a regular meeting, this _____ day of _____, 2020.

DONE, THE PUBLIC NOTICE, in a newspaper of general circulation in the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this _____ day of _____, 2020.

DONE, THE SECOND READING AND PUBLIC HEARING, AND ENACTED ON FINAL PASSAGE, by an affirmative vote of a majority of a quorum present of the City Council of the City of Orlando, Florida, at a regular meeting, this _____ day of _____, 2020.

BY THE MAYOR OF THE CITY OF
ORLANDO, FLORIDA:

Mayor

ATTEST, BY THE CLERK OF THE
CITY COUNCIL OF THE CITY OF
ORLANDO, FLORIDA:

City Clerk

Print Name

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APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND RELIANCE OF THE
CITY OF ORLANDO, FLORIDA:

Assistant City Attorney

Print Name

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