

ORDINANCE NO. 14-02

AN ORDINANCE OF THE CITY OF MARCO ISLAND AMENDING THE CITY OF MARCO ISLAND COMPREHENSIVE PLAN INCORPORATING BY REFERENCE THE 10-YEAR WATER SUPPLY FACILITIES WORK PLAN INTO THE CITY OF MARCO ISLAND COMPREHENSIVE PLAN; PROVIDING FOR ADOPTION; PROVIDING FOR TRANSMITTAL OF CERTIFIED COPIES OF THIS ORDINANCE TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY AND ALL OTHER UNITS OF LOCAL GOVERNMENT AND GOVERNMENTAL AGENCIES AS REQUIRED UNDER SECTION 163.3184, FLORIDA STATUTES; PROVIDING FOR INCLUSION IN THE CITY OF MARCO ISLAND COMPREHENSIVE PLAN; PROVIDING FOR REPEAL OF CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 163.3177, Florida Statutes requires each local government to address in its comprehensive plan water supply sources necessary to meet and achieve the existing and projected water use demand for an established planning period; and

WHEREAS, Section 163.3177(4)(a), Florida Statutes requires coordination of the local comprehensive plan with the water management district's regional water supply plan; and

WHEREAS, Section 163.3177, Florida Statutes requires that local governments prepare and adopt a 10-year water supply facilities work plan and amend their comprehensive plans within 18 months after the water management district approves a regional water supply plan or its update; and

WHEREAS, the South Florida Water Management District's Governing Board adopted 2012 Lower West Coast Water Supply Plan Update on November 15, 2012 ;

WHEREAS, the City of Marco Island 10-Year Water Supply Facilities Work Plan, also serves as the supporting data and analysis for the amendments proposed to the City of Marco Island Comprehensive Plan; and

WHEREAS, the City of Marco Island Planning Board, sitting as the Local Planning Agency, at a duly advertised public hearing has determined the proposed changes contained herein

are consistent with the City of Marco Island Comprehensive Plan and Florida law and recommends adoption of this Ordinance to the City Council; and

WHEREAS, after reviewing the City of Marco Island Planning Board’s recommendation, the recommendation of City staff, and comments from the public, the City Council finds the proposed amendments to the City of Marco Island Comprehensive Plan, attached as Exhibit “A” to this Ordinance, are in compliance with and consistent with Florida law and the City of Marco Island Comprehensive Plan.

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

SECTION 1. Recitals.

The foregoing “Whereas” clauses are hereby ratified and confirmed as being true, correct and reflective of the legislative intent underlying this Ordinance and are hereby made a specific part of this Ordinance.

SECTION 2. Amendment and Adoption.

The Potable Water Sub-element of the Infrastructure element, attached as Exhibit “A,” is hereby amended and adopted.

SECTION 3. Transmittal.

City staff is authorized to transmit certified copies of this Ordinance containing the proposed amendments to the City of Marco Island Comprehensive Plan and the proposed 10-Year Water Supply Facilities Work Plan to the Florida Department of Economic Opportunity, all other units of local government and governmental agencies as required by Florida law for review after a vote on first reading of this Ordinance.

SECTION 4. Inclusion in the Comprehensive Plan.

It is the intention of the City Council and it is hereby ordained that the amendments to the City of Marco Island Comprehensive Plan made by this Ordinance shall become part of the City of

Marco Island Comprehensive Plan, that the sections of this Ordinance may be renumbered and relettered as necessary.

SECTION 5. Conflicts.

All ordinances or parts of ordinances and all resolutions or parts of resolutions in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 6. Severability.

If any section, clause, sentence or phrase of this Ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, the holding shall not affect the validity of the remaining portions of this Ordinance.

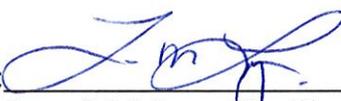
SECTION 7. Effective Date.

This Ordinance shall be effective immediately upon passage by the City Council on second reading, except that the effective date of these plan amendments approved by this Ordinance shall become effective 31 days after the Department of Economic Opportunity notifies City of Marco Island that the plan amendment package is complete, unless timely petition challenging the plan amendments is filed.

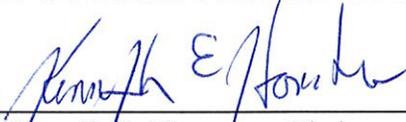
ADOPTED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND this 17th day of March, 2014.

Attest:

CITY OF MARCO ISLAND FLORIDA

By: 

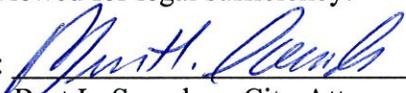
Laura M. Litzan, City Clerk

By: 

Kenneth E. Honecker, Chairman

(SEAL)

Reviewed for legal sufficiency:

By: 

Burt L. Saunders, City Attorney

CITY OF MARCO ISLAND COMPREHENSIVE PLAN



Proposed Amendments to Incorporate Ten Year Water Supply Facilities Plan

Exhibit "A"

IV. INFRASTRUCTURE ELEMENT

a. Potable Water Sub-Element

GOAL 1: ASSURE A SUFFICIENT, DEPENDABLE, AND HIGH QUALITY POTABLE WATER SUPPLY TO MEET THE NEEDS OF MARCO ISLAND ON A TIMELY BASIS, AT A REASONABLE COST, AND, AT A MINIMUM, COMPLIES WITH ALL FEDERAL AND STATE REQUIREMENTS TO PROTECT THE HEALTH AND SAFETY OF THE PUBLIC.

Objective 1.1: The City of Marco Island shall locate and develop potable water supply sources to meet the future needs of the City of Marco Island, and as necessary to meet or exceed the minimum Level of Service Standards established by this Plan. The development and utilization of new potable water supply sources shall be based upon the information, guidelines and procedures identified within the City's Ten Year Water Supply Facilities Work Plan (~~FY 2008-2009 through 2017 through 2018~~ dated September 4, 2013), the City's Utility Master Plan, and the Lower West Coast Water Supply Plan prepared by the South Florida Water Management District.

Policy 1.1.1: The City of Marco Island will require that public potable water facilities and services meet or exceed adopted Level of Service (LOS) standards throughout the next five years.

Measurement: *Written verification from the City of Marco Island ~~Public Works Department~~ Utilities that public potable water facilities and services will meet or exceed the adopted LOS throughout the next five years, with annual updates.*

Policy 1.1.2: The adopted LOS standard for potable water will be 200 gallons per capita per day.

Policy 1.1.3: The City shall continue to provide potable water facilities and services sufficient to accommodate and maintain projected growth and development through build-out.

Measurement: *Annual report provided by service provider addressing items listed in policy 1.1.4.*

Policy 1.1.5 ~~4~~ The City has developed and adopted a Ten Year Water Supply Facilities Work Plan, dated ~~July, 17, 2008~~ September 4, 2013, authored by the City of Marco Island ~~Public Works Department~~ Utilities, in accordance with the Water Supply Guidelines of the South Florida Water Management District's Lower West Coast Water Supply Plan. The policies and recommendations contained in the City's Ten-Year Water Supply Facilities Work Plan, dated ~~July, 17, 2008~~ September 4, 2013, authored by the City of Marco Island ~~Public Works Department~~ Utilities is hereby incorporated by reference.

Objective 1.2: The City shall maximize the use of existing facilities and coordinate future expansion plans consistent with projected needs to accommodate development at

the densities proscribed in the Future Land Use Plan Element, and consistent with the Capital Improvements Plan and the Ten Year Water Supply Facilities Work Plan.

Measurement: Approval of Site Development Plans and issuance of Development Orders for all LOS and non-LOS based potable water system expansion projects.

Policy 1.2.1: Require that the ~~Public Works Department~~ Utilities produce an engineering report for all LOS-based potable water system expansion projects prior to the issuance of a Development Order, showing that the projects are consistent with this Objective.

Measurement: Receipt of engineering report(s) for all LOS based system expansion projects.

Policy 1.2.2: Maximize the use of existing facilities prior to the expansion of non-LOS based potable water system expansion projects.

Measurement: Number of non-LOS based expansion projects.

Policy 1.2.3: The City will thoroughly review all non-LOS based potable water system expansion project proposals to ensure that the project is designed consistent with development densities proscribed in the Future Land Use Map Plan to curtail the potential over-sizing of facilities to encourage urban sprawl.

Measurement: Number of non-LOS based potable water system expansion project proposals reviewed and approved.

Objective 1.3: The City will investigate, support and encourage efforts to reduce the use of potable water for non-household consumptive uses.

Measurement: Development of a water conservation program; Land Development Code amendments as warranted.

Policy 1.3.1: The City will consider the introduction and implementation of a conservation program, and will maintain quarterly monitoring reports to track water usage.

Measurement: Receipt of quarterly reports beginning in August, 2001.

Policy 1.3.2: Within two years of Plan adoption the City will thoroughly review and revise, as necessary, the landscape ordinance to encourage the use of native and drought tolerant plants permitted in conjunction with new development.

Measurement: Land Development Code amendments that encourage the use of native and drought tolerant plant materials.

Policy 1.3.3: Within three years of Plan adoption the City will review and revise, if necessary, the amount of lawn area required for new development.

Measurement: Land Development Code change as warranted.

Policy 1.3.4: The City will continue, to the greatest extent possible, the installation of reclaimed water facilities to be most cost effective to consumers.

Measurement: *Right-of-Way permits issued for installation of reclaimed water facilities.*

Objective 1.4: The City will ensure thoughtful, thorough, pre- and post-storm planning to ensure minimal disruption in service to customers.

Measurement: *Development by potable water service provider of detailed hurricane/emergency operation and recovery plan.*

Policy 1.4.1: To provide the public with essential information concerning plans in the event of a storm event, the Public Works Department will prepare a detailed hurricane and/or emergency operation plan.

Measurement: *Plan presentation, approval, and public distribution.*

Policy 1.4.2: The City will seek full recovery of service within two (2) weeks of any category 3 hurricane for 80% of their customers on Marco Island.

Measurement: *Progress toward the goal of two-week recovery from any category 3 hurricane.*

Objective 1.5 The City will implement and update its Ten Year Water Supply Facilities Work Plan every five (5) years consistent with water supply sources identified within and in coordination with the South Florida Water Management District's Lower West Coast Water Supply Plan.

Policy 1.5.1 The City shall participate in the planning process with South Florida Water Management District with the objective to assist in the development of a regional water supply plan that will reasonably assure adequate quantity and quality of potable water resources needed to meet future demands without creating water use conflicts or unacceptable impacts to natural resources.

