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ORDINANCE NO. 2017-4

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LABELLE, HENDRY COUNTY, FLORIDA; AMENDING THE CAPITAL IMPROVEMENTS ELEMENT TO UPDATE THE CITY'S 5-YEAR SCHEDULE OF CAPITAL IMPROVEMENTS; PROVIDING FOR INTENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, section 163.3177(3)(a), Florida Statutes, provides that the comprehensive plan shall contain a capital improvements element, which shall include a component that outlines certain principles for construction, extensions, and increases in capacities of public facility, as well as for correct public facility deficiencies, and that such component cover at least a five (5) year period; and

**WHEREAS**, section 163.3177(3)(a)1, Florida Statutes, provides that said capital improvements element shall be reviewed on an annual basis and modified as necessary in order to maintain a financially feasible five (5) year schedule of capital improvements; and

**WHEREAS**, section 163.3177(3)5(b), Florida Statutes, provides that modifications 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, and

**WHEREAS**, the Local Planning Agency of the City of LaBelle held a duly noticed public hearing on March 9, 2017, in accordance with the procedures in Chapter 163, Part II, Florida Statutes, on the proposed 5-year capital improvement schedule and considered findings and advice of staff, citizens, and all interested parties submitting written and oral comments; and

**WHEREAS**, the City Commission hereby finds that this Ordinance is in the best interests of the public health, safety, and welfare of the citizens of LaBelle, Florida; and

**NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF LABELLE, FLORIDA HEREBY ORDAINS AS FOLLOWS:**

**Section 1. Recitals.** The foregoing recitals are true and correct and are fully incorporated herein by this reference.

**Section 2. Authority.** This Ordinance is adopted in compliance with, and pursuant to, the Local Government Comprehensive Planning and Land Development Regulation Act, Sections 163.3167

and 163.3187, Florida Statutes.

**Section 3. Purpose and Intent.** The purpose and intent of this ordinance is to update the 5-year capital improvement schedule incorporating the revisions to the City of LaBelle Capital Improvements Element (“CIE”) as part of the City of LaBelle Comprehensive Plan, as required by section 163.3177, Florida Statutes.

**Section 4. Severability.** If any section, subsection, sentence, clause, phrase, word or provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction , whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.

**ADOPTED** by the City Commission of the City of LaBelle, Florida in a duly advertised regular meeting assembled on the 9<sup>th</sup>, March, 2017.

ATTEST:

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Mayor David A. Lyons

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Clerk Commissioner

**Table 8.I Schedule of Capital Improvements (in \$ 1,000's )**

Project	Project Name and Description	Project Funding	2016-17	2017-18	2018-19	2019-20	2021-22	5-Year Total
<b>Water/Wastewater Collection</b>								
	Recycle Water Project	DEP	\$500					\$1,812
	Crossties/ Englewood Terrace Neighborhood Revitalization (Water/Wastewater )	CDBG	\$700	\$700				\$1,400
	LaBelle Professional Center Economic Development (Water/Wastewater )	CDBG/ USDA		\$400				\$400
	Utilities Flushing Automation Program	SFWMD		\$49				\$49
	Mobile Metering Reading and Leak Detection Program	SFWMD			\$49			\$49
	Zone J Septic Tank Conversion to Central Sewer Project	DEP		\$908				\$908
	Zone A Septic Tank Conversion to Central Sewer Project	DEP		\$3,128				\$3,128
	LaBelle Water Transmission Loop to West LaBelle Project	DEP		\$1,299				\$1,299
<b>Drainage</b>								
	Master Drainage Plan Implementation	SFWMD		\$400		\$400		\$800
	Ft Thompson Ave Water Quality Project	DEP	\$100	\$100				\$200
	NE LaBelle	DEP		\$200				\$200

	Drainage Improvement Phase II							
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**Table 8.I Schedule of Capital Improvements ( in \$ 1,000's ) cont.**

Project	Project Name and Description	Project Funding	2016-17	2017-18	2018-19	2019-20	2021-22	5-Year Total
<b>Recreational Projects</b>								
	Barron Park	FRDAP		\$200		\$200		\$400
	LaBelle Golf Course	City/ County		\$50	\$5,300			\$5,350
	LaBelle Regional Sports Park Complex (Phase II & III)	FRDAP		\$50 & \$200			\$200	\$450
	LaBelle Wharf Project (Phase IV)	FWC/ FBIP		\$189				\$189
	Downtown Community Revitalization Project	DEO/ City	\$300	\$50		\$50		\$400
	Nature Park	RTP Grant				\$50		\$50
Com- munity Facilitie s	Civic Center Improvements	USDA	\$370					\$370
	Fire Station Addition	USDA		\$318				\$318
	Fire Truck	USDA			\$425			\$425