

1 EXHIBIT 1

2 ORDINANCE NO. 2017-

3 AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF
4 THE CITY OF HALLANDALE BEACH, FLORIDA, AMENDING
5 THE CITY'S ADOPTED COMPREHENSIVE PLAN BY
6 ADOPTING THE EVALUATION AND APPRAISAL REPORT
7 (EAR) BASED AMENDMENTS TO INCLUDE VARIOUS
8 UPDATES OF DEFINITIONS, OBJECTIVES AND POLICIES;
9 PROVIDING FOR THE CREATION OF POLICIES AND
10 OBJECTIVES IN THE COASTAL MANAGEMENT ELEMENT
11 RELATED TO FLOODPLAIN MANAGEMENT, FLOOD
12 INSURANCE AND CLIMATE ADAPTATION; PROVIDING FOR
13 TRANSMITTAL OF THE CITY'S EAR BASED AMENDMENTS
14 PURSUANT TO CHAPTER 163, FLORIDA STATUTES, PART II,
15 ("COMMUNITY PLANNING ACT"); PROVIDING FOR
16 CONFLICT; PROVIDING FOR SEVERABILITY; AND
17 PROVIDING FOR AN EFFECTIVE DATE.
18

19 WHEREAS, the Florida Legislature intends that local planning be a continuous and
20 ongoing process; and

21 WHEREAS, Section 163.3191, Florida Statutes directs local governments to assess the
22 success or failure of the adopted Comprehensive Plan to adequately address changing conditions
23 and state policies and rules every seven (7) years; and

24 WHEREAS, Section 163.3191, Florida Statutes directs local governments to adopt
25 needed amendments to ensure that the Comprehensive Plan provides appropriate policy
26 guidance for growth and development; and

27 WHEREAS, on September 16, 2009, the City of Hallandale Beach ("City") adopted
28 Ordinance No. 2009-14, adopting the Evaluation and Appraisal Report (EAR)-based
29 amendments; and

30 WHEREAS, the City has completed its proposed EAR-based review of amendments
31 consistent with the requirements of the Community Planning Act pursuant to Chapter 163, Part II,
32 Florida Statutes; and

33 WHEREAS, the City has determined that minor amendments are required to maintain the
34 Comprehensive Plan's consistency with Chapter 163, Part II, Florida Statutes, and has prepared
35 the attached amendments ("Exhibit 1-A") for transmittal to the Department of Economic
36 Opportunity ("DEO") for review; and

37 **WHEREAS**, on August 23, 2017, the Planning and Zoning Board, serving as the Local
38 Planning Agency, considered the Comprehensive Plan Amendments and afforded all interested
39 persons an opportunity to be heard; and

40 **WHEREAS**, the Mayor and City Commission have conducted duly noticed public
41 hearings on the EAR-based amendments to the City's Comprehensive Plan, as required by
42 Chapter 163, Florida Statutes; and

43 **WHEREAS**, the Mayor and City Commission have determined that the proposed
44 amendments are in the best interest of the City of Hallandale Beach and its residents.

45 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF**
46 **HALLANDALE BEACH, FLORIDA:**

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48 **SECTION 1: Approval of EAR-Based Amendments.** The Mayor and City Commission
49 of Hallandale Beach, Florida hereby approve the Hallandale Beach EAR-based amendments, as
50 incorporated herein as part of attached "Exhibit 1-A", to include various updates of definitions,
51 objectives and policies and providing for the creation of policies and objectives in the Coastal
52 Management Element related to floodplain management, flood insurance and climate adaptation,
53 consistent with Chapter 163, Part II, Florida Statutes. The amendments include an amendment
54 to the Future Land Use Plan Map, attached as Exhibit "1-B", to depict the Coastal High Hazard
55 Area.

56 **SECTION 2: Providing for Transmittal.** The Comprehensive Plan as hereby amended
57 shall be transmitted to all appropriate reviewing agencies as provided in Section 163.3184, Florida
58 Statutes.

59 **SECTION 3: Providing for Conflict.** All ordinances or parts of ordinances and all
60 resolutions and parts of resolutions in conflict herewith are hereby repealed, to the extent of the
61 conflict.

62 **SECTION 4. Providing for Severability.** If this ordinance or any part thereof is declared
63 by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the
64 remainder of the ordinance other than the part declared to be invalid.

65 **SECTION 5. Providing for an Effective Date.** The provisions of this ordinance shall
66 become effective pursuant to Section 163.3184, Florida Statutes.

67
68 PASSED AND ADOPTED on 1st reading on September_____, 2017.

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JOY F. COOPER

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MAYOR

73 SPONSORED BY: CITY ADMINISTRATION

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75 ATTEST:

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MARIO BATAILLE, CMC

78 CITY CLERK

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80 APPROVED AS TO LEGAL SUFFICIENCY

81 FORM

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JENNIFER MERINO

85 CITY ATTORNEY