

CITY OF BONITA SPRINGS, FLORIDA

ORDINANCE NO. 20 – 03

**AN ORDINANCE OF THE CITY OF BONITA SPRINGS, FLORIDA, PROVIDING FOR ADOPTION OF A COMPREHENSIVE PLAN AMENDMENT RELATING TO THE WATER SUPPLY PLAN OF THE INFRASTRUCTURE AND CAPITAL IMPROVEMENT ELEMENTS; PROVIDING FOR INTENT; PROVIDING FOR SEVERABILITY; PROVIDING FORAN EFFECTIVE DATE.**

**Whereas**, the City Council of the City of Bonita Springs, Florida recognizes the need to plan for orderly growth and development; and

**Whereas**, Chapter 163, Florida Statutes provides for amendment to adopted Comprehensive Plan; and

**Whereas**, City Council for the City of Bonita Springs adopted the City of Bonita Springs Comprehensive Plan, as amended, in accordance with the Local Government Comprehensive Planning Act; and

**Whereas**, the Bonita Springs Comprehensive Plan provides for adoption of Plan Amendments with such frequency as may be permitted by applicable state statutes, in accordance with such administrative procedures as the City of Bonita Springs Council may adopt; and

**Whereas**, the South Florida Water Management District approved its Lower West Coast Regional Water Supply Plan on December 20, 2017; and

**Whereas**, the City is required to prepare a 1 O-year Water Supply Facilities Work Plan and adopt revisions to the City's Comprehensive Plan addressing the water supply requirements within 18 months of the regional plan's approval; and

**Whereas**, the proposed Water Supply Facilities Work Plan, attached hereto as Exhibit "A", will promote and protect public health safety and welfare and will help accomplish the goals, objectives and policies of the City Comprehensive Plan; and

**Whereas**, Florida Statutes §163.3181 further provides an opportunity for individuals to participate in the plan amendment public hearing process; and

**Whereas**, the City has received and reviewed the proposed Amendment to the City's Comprehensive Plan, and said proposed amendment being reviewed by the City's Local Planning Agency at a duly advertised meeting on January 23, 2020, and

**Whereas**, the City Council has agreed with the recommendations of the Local Planning Agency that the proposed amendment complies with the requirements of Chapter 163, Florida Statutes, Part II, and that the proposed amendments is consistent with the Comprehensive Plan and appropriate to the future land uses within the City; and

**Whereas**, the City Council of Bonita Springs adopted, pursuant to Chapter 163, Part II, Florida Statutes" after holding statutorily prescribed public hearings for the adoption of the amendment being proposed and at the February 5, 2020 hearing approved a motion to transmit said proposed amendments as more particularly set forth herein.

**THE CITY OF BONITA SPRINGS HEREBY ORDAINS:**

**Section 1. Recitals.** The forgoing recitals are hereby ratified and confirmed as being true and correct and hereby made a part of this Ordinance and adopted as legislative findings.


**Section 2. Adoption.** The City of Bonita Springs Comprehensive Plan is hereby amended, which amendment consists of revising the Potable Water Sub-Element of the Infrastructure Element and Capital Improvements Elements which is further described as Exhibit A, attached hereto and incorporated herein by reference.


**Section 3. Severability.** In the event that any portion of this Ordinance 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 portions of this Ordinance.

**Section 4. Effective Date.** This Ordinance shall become effective in accordance with Section 163.3184, F.S.

DULY PASSED AND ENACTED by the City Council of the City of Bonita Springs, Lee County, Florida, this 20<sup>th</sup> day of May, 2020.

AUTHENTICATION:

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

Vote:

Quaremba	Aye	Corrie	Aye
Purdon	Aye	Gibson	Aye
Carr	Aye	Forbes	Aye
		Simmons	Aye

Date filed with City Clerk: May 26, 2020