

ORDINANCE NO. 12-2016

AN ORDINANCE ADOPTING THE TOWN OF LAKE PARK EVALUATION AND APPRAISAL-BASED AMENDMENTS TO THE COMPREHENSIVE PLAN AS PREVIOUSLY TRANSMITTED TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park has completed its Evaluation and Notification Letter pursuant to the requirements of Chapter 163.3191(2), F.S., and;

WHEREAS, the Town of Lake Park has transmitted the Evaluation and Appraisal Notification Letter to the Department of Economic Opportunity, and;

WHEREAS, in its September 22, 2015 letter to the Town, the Department of Economic Opportunity acknowledged receipt of the Evaluation and Notification Letter and indicated that the Town has until October 1, 2016 to transmit its proposed Comprehensive Plan amendments based on the letter, and;

WHEREAS, the Town's consultant who is working through the Evaluation & Appraisal-Based Amendments has informed the Florida Department of Economic Opportunity that these Amendments would be brought to a Local Planning Agency meeting in December 2016 followed by a transmittal hearing by the Town Commission in either late December 2016 or early January 2017, and

WHEREAS, the Local Planning Agency has reviewed the proposed amendments to the Comprehensive Plan, held an advertised public hearing, provided for public participation in the process and rendered its recommendation to the Town Commission, and;

WHEREAS, the Town Commission, upon first reading of this Ordinance, authorized transmittal of the Evaluation and Appraisal-based Amendments to the Florida Department of Economic Opportunity and review agencies for the purpose of a review in accordance with Florida Statutes; and

WHEREAS, the Florida Department of Economic Opportunity, appropriate reviewing agencies, and any other local government or governmental agency have accepted the proposed amendments.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AS FOLLOWS:

Section 1. That Lake Park adopt the Evaluation and Appraisal-based amendments, attached hereto and made a part hereof as **Exhibit "A"**, and have been transmitted to the Department of Economic Opportunity and other review agencies.

Section 2. This Ordinance shall become effective upon its adoption in accordance with law.

Upon First Reading this 21 day of December, 2016, the foregoing Ordinance was offered by Commissioner Flaherty, who moved its approval. The motion was seconded by Commissioner Lynch, and being put to a vote, the result was as follows:

	AYE	NAY
MAYOR JAMES DUBOIS	<u>X</u>	_____
VICE-MAYOR KIMBERLY GLAS-CASTRO	<u>X</u>	_____
COMMISSIONER ERIN FLAHERTY	<u>X</u>	_____
COMMISSIONER ANNE LYNCH	<u>X</u>	_____
COMMISSIONER MICHAEL O'ROURKE	<u>X</u>	_____

PUBLISHED IN THE PALM BEACH POST THIS 25 DAY OF NOVEMBER, 2016

Upon Second Reading this 3 day of May, 2017, the foregoing Ordinance, was offered by Commissioner Lynch, who moved its adoption. The motion was seconded by Vice-Mayor Glas-Castro, and being put to a vote, the result was as follows:

	AYE	NAY
MAYOR MICHAEL O'ROURKE	<u>X</u>	_____
VICE-MAYOR KIMBERLY GLAS-CASTRO	<u>X</u>	_____
COMMISSIONER ERIN FLAHERTY		<u>Absent</u>
COMMISSIONER ANNE LYNCH	<u>X</u>	_____
COMMISSIONER ROGER MICHAUD	<u>X</u>	_____

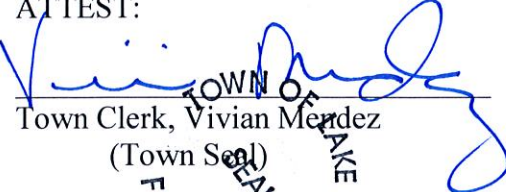
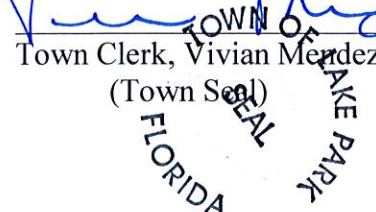
PUBLISHED IN THE PALM BEACH POST THIS 2300 DAY OF April, 2017

The Mayor thereupon declared **Ordinance No. 12-2016** duly passed and adopted this 3 day of May, 2017.

TOWN OF LAKE PARK, FLORIDA

BY: 
Mayor, Michael O'Rourke

ATTEST:


Town Clerk, Vivian Mendez
(Town Seal)


Approved as to form and legal sufficiency:

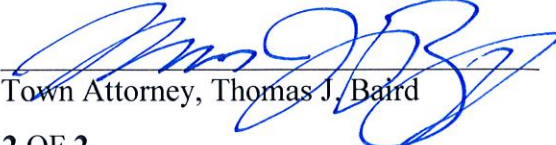

Town Attorney, Thomas J. Baird

EXHIBIT 'A'

LAKE PARK COMPREHENSIVE PLAN AMENDMENTS BASED ON THE 2015 EVALUATION AND APPRAISAL SUBMITTAL

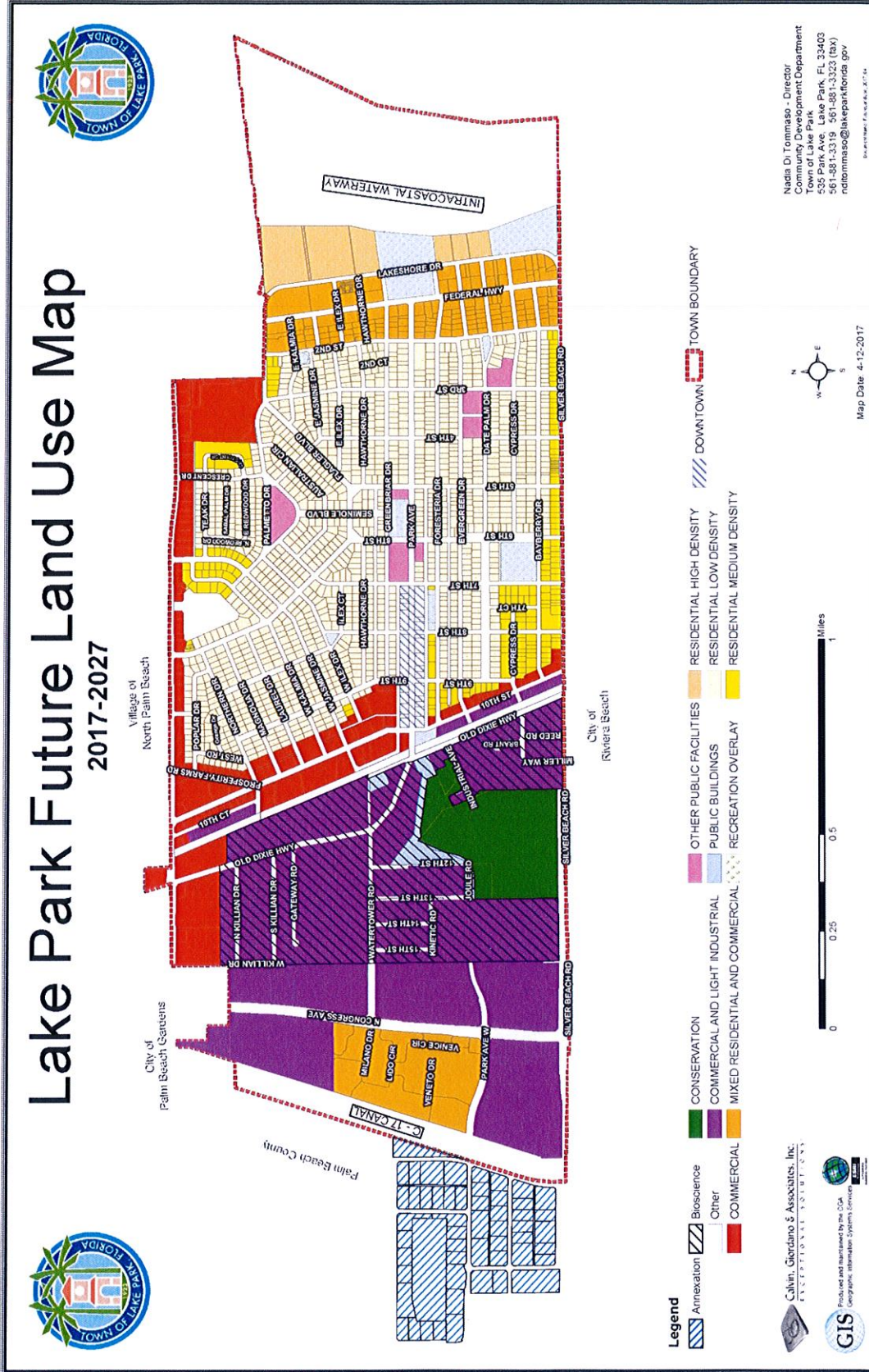
Amendment No. 1

The following lists the amendment which shall be included in the Town's adopted Comprehensive Plan.

The following revisions to these Elements are recommended. Recommended additions are denoted by underline; deletions by ~~strikethrough~~. Items highlighted in **Yellow** are proposed changes between First Reading and Adoption and are based on agency comments.

Future Land Use Element

Amend Future Land Use Map to add "2017-2027" planning horizon.



Lake Park Future Land Use Map

2017-2027



Nadia Di Tommaso - Director
 Community Development Department
 Town of Lake Park
 335 Park Ave. Lake Park, FL 33403
 561-963-3323
 nadiatommaso@lakeparkflorida.gov



- Legend**
- Annexation
 - Bioscience
 - Other
 - Commercial
 - Conservation
 - Commercial and Light Industrial
 - Mixed Residential and Commercial
 - Other Public Facilities
 - Public Buildings
 - Recreation Overlay
 - Residential High Density
 - Residential Low Density
 - Residential Medium Density
 - Downtown
 - Town Boundary

Calvin Giordano & Associates, Inc.
 CONSULTING SOLUTIONS
 Produced and maintained by the CDA
 Geographic Information Systems Committee

EXHIBIT 'A'

Amendment No. 2

The following lists the Policy which shall be included in the Town's adopted Comprehensive Plan.

The following revisions to these Elements are recommended. Recommended additions are denoted by underline; deletions by ~~strikethrough~~. Items highlighted in **Yellow** are proposed changes between First Reading and Adoption and are based on agency comments.

Transportation Element

Add New Policy 1.6 in the Transportation Element as follows:

Policy 1.6 The Town shall allow transportation concurrency requirements to be satisfied in accordance with the provisions contained in F.S. 163.3180(5)(h).

EXHIBIT 'A'

Amendment No. 3

The following lists the Policy which shall be included in the Town's adopted Comprehensive Plan.

The following revisions to these Elements are recommended. Recommended additions are denoted by underline; deletions by ~~strikethrough~~. Items highlighted in **Yellow** are proposed changes between First Reading and Adoption and are based on agency comments.

Capital Improvements Element

Add New Policy 5.5 in the Capital Improvements Element as follows:

Policy 5.5 The Town shall allow transportation concurrency requirements to be satisfied in accordance with the provisions contained in F.S. 163.3180(5)(h).

EXHIBIT 'A'

Amendment No. 4

The following lists the Objectives, Policies and Maps which shall be included in the Town's adopted Comprehensive Plan.

The following revisions to these Elements are recommended. Recommended additions are denoted by underline; deletions by ~~strikethrough~~. Items highlighted in **Yellow** are proposed changes between First Reading and Adoption and are based on agency comments.

Coastal Management Element

Amend Policies and Add New Objectives and Policies in the Coastal Management Element as follows:

Policy 5.1: The Town shall define its coastal high hazard as the area below the elevation of the Category 1 storm surge line as established by a Sea, Lake and Overland Surges from Hurricanes (SLOSH) computerized storm surge model. **The Coastal High Hazard Area is identified on the Future Land Use Map.** ~~No part of the Town of Lake Park is in the Costal High Hazard Area Map.~~

EXHIBIT 'A'

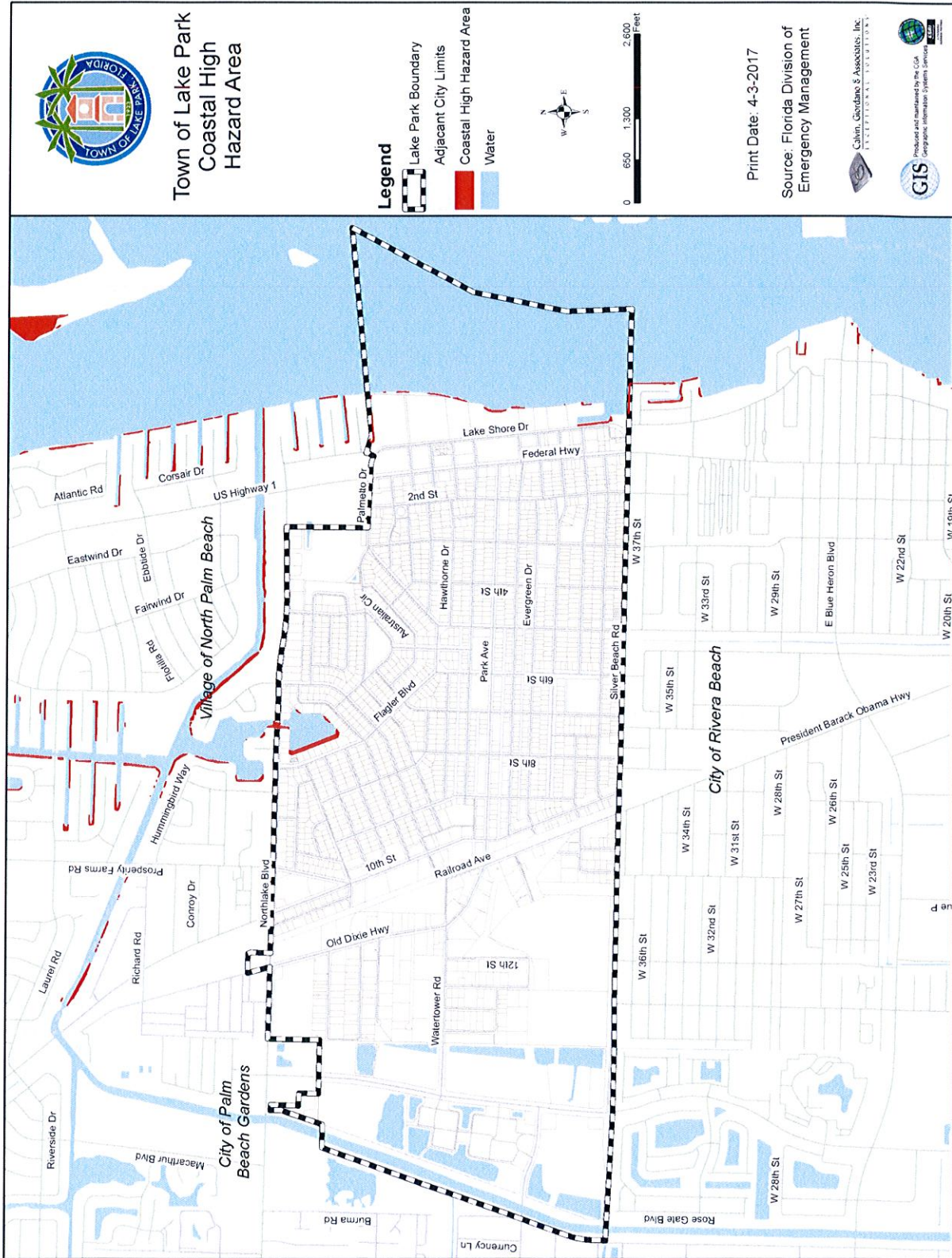


EXHIBIT 'A'

Objective 7: Eliminate unsafe and inappropriate development, and mitigate the flood risk to existing and planned development, in coastal areas that are of high risk of flooding due to storm surge, high tide events, flash flood, stormwater runoff, and sea level rise.

Policy 5.10 7.1: The Town shall require that nNew development and redevelopment in areas that are of at high risk of flooding due to storm surge, high tide events, flash flood, stormwater runoff, and sea level rise shall be required to utilize incorporate building design specifications, engineering solutions, site development techniques, and management practices (i.e. requiring higher minimum floor elevations, retrofitting buildings for increased flood risk, designing infrastructure that can withstand higher water levels such as raising seawalls and installing tidal valves, implementing natural drainage features such as bioswales) that reduce risk and losses due to flooding. Corresponding requirements for implementation shall be adopted within the Town's land development regulations by June, 2018.

Policy 5.11 7.2: The Town shall require that nNew development and redevelopment in areas with a high risk of flooding due to storm surge, high tide events, flash flood, stormwater runoff, and sea level rise shall meets or exceed the flood-resistant construction requirements of the Florida Building Code (i.e. requiring higher minimum floor elevations, retrofitting buildings for increased flood risk, requiring the use of flood damage-resistant materials).

Policy 7.3: Construction activities seaward of the Coastal Construction Control Line established pursuant to S. 161.053, F.S., shall be consistent with Chapter 161, F.S.

Policy 7.4: The Town shall continue to participate in and comply with National Flood Insurance Program (NFIP) regulations.

Policy 7.5: The Town shall continue to participate in the Community Rating System (CRS) program, which involves managing and documenting activities that the Town performs to gain points under FEMA's CRS Program. This voluntary program rewards communities that improve their flood protection activities with flood insurance discounts for its residents.

Policy 7.6: New development and redevelopment shall be consistent with or more stringent than the floodplain management regulations set forth in 44 C.F.R., part 60, as required by S. 163.3178(2)(f)(4).

Objective 8: The Town shall continue to reduce flood risks to persons and property.

Policy 8.1: Development within floodplains, specifically 100-year flood V and VE zones shall be prohibited.

Policy 8.2: The Town shall prioritize stormwater system upgrades within areas identified as having experienced or being prone to flood hazard to ensure that all new development(s) will meet the Town's adopted level of service standard for the drainage.

Policy 8.3: The Town shall provide adequate funding to continue to implement Town projects and programs funded by Stormwater Utility Fees to reduce hazards associated with flooding.

Policy 8.4: The Town shall continue its drainage system maintenance program which involves storm drain cleaning, mowing of Town rights-of-way, swale areas, street sweeping services, and jet vacuuming clogged drainage systems.

EXHIBIT 'A'

Policy 8.5: The Town shall continue flood inspections which are used to prioritize various drainage projects being designed for construction improvements.

Policy 8.6: The Town shall require that proven methods be utilized in the design and construction of all drainage systems that provide flood protection, add water quality improvements to the system, and reduce pollution found in stormwater runoff.

Policy 8.7: The Town will continue to participate in the Local Mitigation Strategy (LMS) program, which aids in disaster recovery. The LMS is a community-wide group that assesses a community's potential vulnerabilities in the event of a disaster, and develops activities or projects that would reduce those vulnerabilities. If a disaster does occur, the LMS has ready lists of related projects a community can implement to prevent or reduce damages from a similar disaster. The Town shall strive to complete or participate in activities or projects that proactively reduce vulnerabilities.

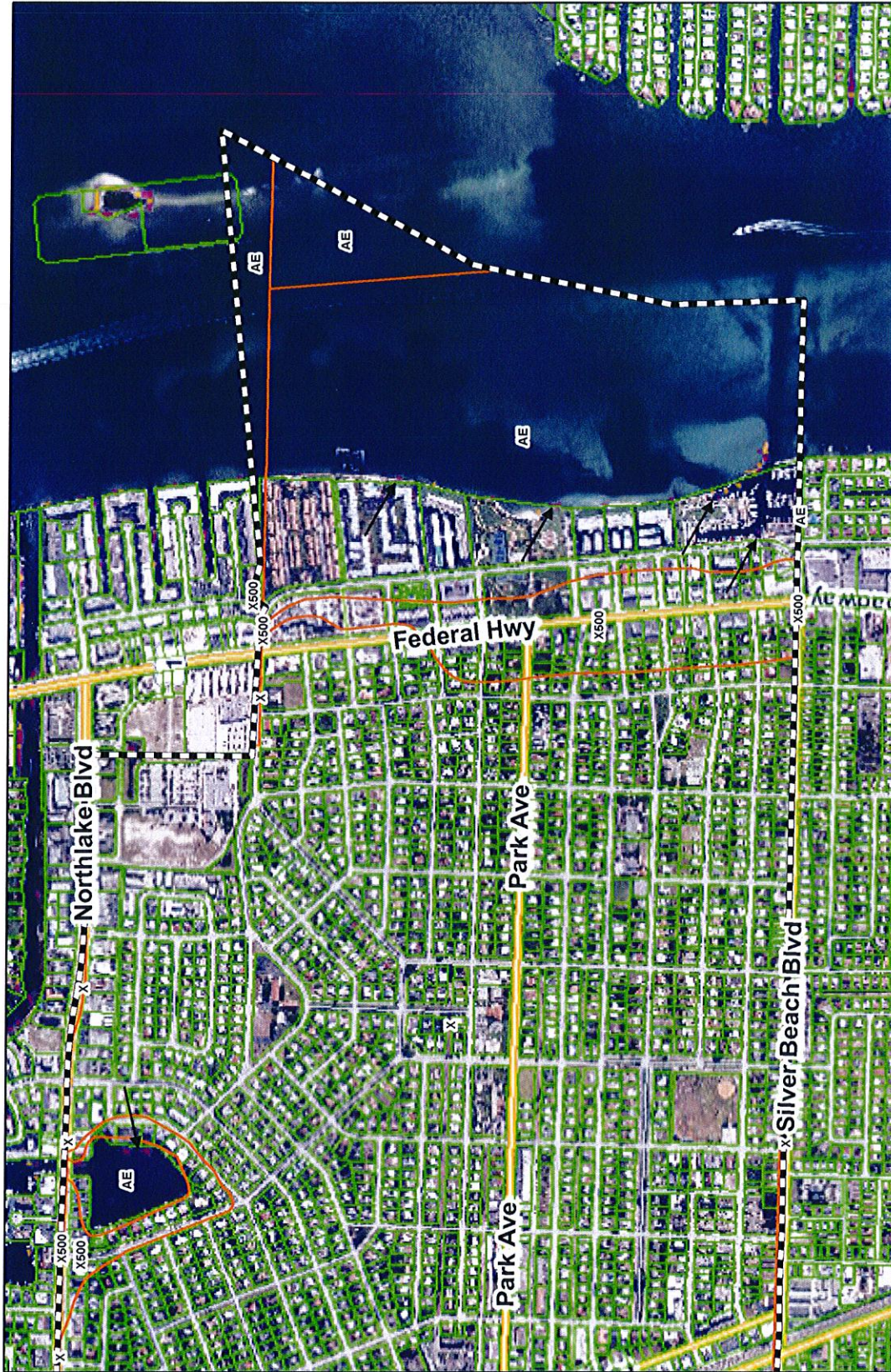
Objective 9: The Town shall continue to Promote Flood Awareness and analyze areas that are vulnerable to flooding.

Policy 9.1: The Town shall utilize the Town's floodplain regulations which include the 50% rule. This rule requires compliance with current elevation and construction requirements if any structure is damaged or improved to an amount greater than 50% of the structure's market value.

Policy 9.2: The Town shall continue to work with local, state and federal partners to target repetitive loss properties for acquisition or mitigation of flood hazard through hard and soft structural, and non-structural adaptation strategies including elevating existing structures.

Policy 9.3: The Town shall continue to prohibit development within floodplains in recognition of the important following functions they perform: allowing rainfall to drain, filtering stormwater runoff, reducing flooding, and recharging the regions drinking water supply.

EXHIBIT 'A'



Calvin, Giordano & Associates, Inc.
 PROFESSIONAL SERVICES
 GIS
 Geographical Information Systems Services

0 650 1,300 2,600 Feet
 Print: 4-24-2017



Legend
 City Boundary
 Flood Zones
 Likely to be inundated
 May be inundated

**Town of Lake Park
 Sea Level Rise -
 1 ft Affected Areas**






EXHIBIT 'A'



**Town of Lake Park
Sea Level Rise -
2 ft Affected Areas**

Legend

-  City Boundary
-  Flood Zones
Likely to be inundated
-  May be inundated



Print: 4-24-2017

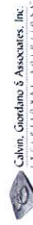


EXHIBIT 'A'



(END)