

**CITY OF HOLMES BEACH  
ORDINANCE 24-03**

**# 7.c**

**AN ORDINANCE OF THE CITY OF HOLMES BEACH, FLORIDA, MODIFYING THE CITY OF HOLMES BEACH COMPREHENSIVE PLAN, AS AMENDED, TO UPDATE THE FIVE-YEAR CAPITAL IMPROVEMENTS SCHEDULE INCLUDING MODIFYING POLICY 2.13 REFERENCING THE MANATEE COUNTY SCHOOL DISTRICT 2023/24 SCHOOL CAPACITY PROGRAM; MODIFYING POLICY 2.3.5 OF THE PUBLIC SCHOOL FACILITIES ELEMENT TO REFERENCE THE CITY'S RELIANCE UPON THE MANATEE COUNTY SCHOOL DISTRICT 2023-2024 SCHOOL CAPACITY PROGRAM; AS MANDATED BY FLORIDA STATUTES SECTION 163.3177(3)(b)(1); PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Chapters 163 and 166, Florida Statutes, empower the City of Holmes Beach, Florida to prepare and enforce Comprehensive Plans for the development of the City of Holmes Beach; and

**WHEREAS**, Section 163.3177 (3)(a), Florida Statutes, requires the City's Comprehensive Plan to contain a Capital Improvements Element designed to consider the need for the location of public facilities in order to encourage the efficient use of such facilities; and

**WHEREAS**, Section 163.3177 (3)(b), Florida Statutes, requires the Capital Improvements Element to be reviewed and updated annually; and

**WHEREAS**, the City of Holmes Beach Planning Commission, acting as the local planning agency, has conducted a public hearing on this matter and has made a recommendation to the City Commission of the City of Holmes Beach; and

**WHEREAS**, the City Commission of the City of Holmes Beach has held a public hearing on these proposed modifications to the Comprehensive Plan in which it has received the recommendation of its local planning agency along with participation from citizens and interested persons; and

**WHEREAS**, all applicable requirements of general and local law have been followed, and the proceedings have been conducted pursuant to the Community Planning Act (the "Act"); and

**WHEREAS**, the City of Holmes Beach City Commission finds that these modifications to the Comprehensive Plan are in the best interests of the public health, safety and welfare.

**NOW THEREFORE**, be it ordained by the City Commission of the City of Holmes Beach, Florida, duly assembled this day, the following:

**SECTION 1. Findings of Fact.** The above referenced "whereas" clauses consisting of the preamble to this ordinance are hereby adopted as findings of fact.

**SECTION 2. Update of the Capital Improvements Element and the Public School Facilities Element of the Comprehensive Plan for the City of Holmes Beach.**

Policy 2.1.3 on page 8-5 of the Capital Improvements Element is modified to reference the Manatee County School District 2023-2024 School Capacity Program and adoption of the Educational Facilities Work Plan.

The tables showing transportation, recreation, and drainage/stormwater related improvements for the FY 2021/22 – 2025/26 period on pages 8-7 through 8-9 of the Capital Improvements Element are deleted in their entirety and replaced by the equivalent tables for the FY 2022/23 – 2026/27 period.

Policy 2.3.5 on page 9-4 of the Public School Facilities Element is modified to reference the City's reliance upon the Manatee County School District's 2023-2024 School Capacity Program.

Page 8-5 containing revised Policy 2.1.3, the tables on pages 8-7 through 8-9 of the Capital Improvements Element, and page 9-4 containing revised Policy 2.3.5 of the Public School Facilities Element of the City of Holmes Beach Comprehensive Plan are amended and updated in their entirety and replaced by Exhibit A, attached hereto and incorporated herein.

**SECTION 3. Effective Date.** This ordinance shall be effective upon adoption by the City Commission and approval by the Mayor in accordance with the Charter of the City of Holmes Beach.

**PASSED AND ADOPTED, by the City Commission of the City of Holmes Beach, Florida, in regular session assembled, this \_\_\_\_\_ day of \_\_\_\_\_, 2024.**

**First Reading:** \_\_\_\_\_

**Publication Date:** \_\_\_\_\_

**Second Reading and Public Hearing Date:** \_\_\_\_\_

\_\_\_\_\_  
**Carol Soustek**

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**Dan Diggins**

\_\_\_\_\_  
**Greg Kerchner**

\_\_\_\_\_  
**Terry W. Schaefer**

\_\_\_\_\_  
**Pat Morton**

**APPROVED BY ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.**

\_\_\_\_\_  
**Judy Titsworth, Mayor**

\_\_\_\_\_  
**Stacey Johnston, MMC, City Clerk**

## EXHIBIT A