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ORDINANCE
NUMBER 2015 - 046

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AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; AUTHORIZING AND APPROVING MODIFICATIONS TO THE CAPITAL IMPROVEMENTS ELEMENT OF THE CHARLOTTE COUNTY COMPREHENSIVE PLAN PURSUANT TO SECTION 163.3177(3)(b), FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

RECITALS

WHEREAS, Section 163.3177(3)(b), Florida Statutes, provides that the capital improvements element of the local comprehensive plan must be reviewed by local governments on an annual basis, and any 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, pursuant to Section 163.3177(3)(b), the Charlotte County Board of County Commissioners has reviewed the capital improvements element of the local comprehensive plan and hereby finds that it is necessary to make certain modifications to the County's Capital Improvements Program (CIP) as shown in the copy of the CIP as modified, which is attached hereto as Exhibit A.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Charlotte County, Florida:

Section 1. That the Capital Improvements Program for Charlotte County, Florida, containing modifications concerning costs, revenue sources and/or the acceptance of facilities pursuant to dedications which are consistent with the local comprehensive plan, a


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1 copy of which is attached to this Ordinance, and incorporated herein, as Exhibit A, is
2 hereby authorized, approved and adopted.

3 Section 2. Severability. If any provision of this Ordinance or the application thereof
4 to any person or circumstance is held invalid, the invalidity shall not affect other provisions
5 or applications of this Ordinance which can be given effect without the invalid provision or
6 applications. To this end, the provisions of this Ordinance are declared severable.

7 Section 3. Effective Date. A certified copy of this Ordinance shall be filed with the
8 Department of State of the State of Florida within 10 days of enactment and shall take
9 effect upon filing with said department.

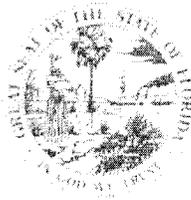
10 PASSED AND DULY ADOPTED this 27th day of October, 2015.

11 BOARD OF COUNTY COMMISSIONERS
12 OF CHARLOTTE COUNTY, FLORIDA
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15 By: William G. Truex
16 William G. Truex, Chairman
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17 ATTEST:
18 Barbara T. Scott, Clerk of
19 Circuit Court and Ex-Officio
20 Clerk to the Board of County
21 Commissioners

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24 By: Michelle DiBernardino
25 Deputy Clerk

26 APPROVED AS TO FORM
27 AND LEGAL SUFFICIENCY:
28
29
30 By: Janette S. Knowlton
31 Janette S. Knowlton, County Attorney
32 LR15-3661 - JMS
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FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

October 27, 2015

Clerk of the Circuit Court
Charlotte County
18500 Murdock Circle, Room 416
Port Charlotte, Florida 33948

Attention: Ms. Michelle DiBerardino

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Charlotte County Ordinance No. 2015-046, which was filed in this office on October 27, 2015.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb

SUN NEWSPAPERS

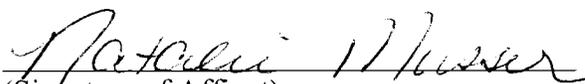
Charlotte • DeSoto • Englewood • North Port • Venice

PUBLISHER'S AFFIDAVIT OF PUBLICATION
 STATE OF FLORIDA
 COUNTY OF CHARLOTTE:

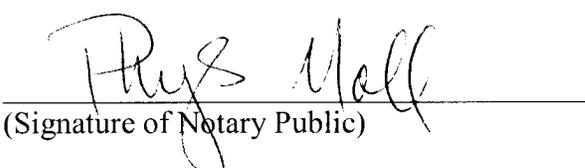
Before the undersigned authority personally appeared Natalie Musser, who on oath says that she is legal clerk of the Charlotte Sun and the Englewood Sun, each a newspaper published at Charlotte Harbor in Charlotte County, Florida; that the attached copy of advertisement, being a Notice of Public Hearing, was published in said newspaper in the issue(s) of:

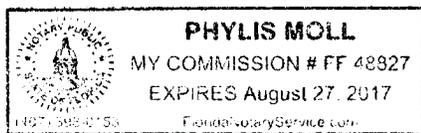
October 17, 2015

Affiant further says that the said newspaper is a newspaper published at Charlotte Harbor, in said Charlotte County, Florida, and that the said newspaper has heretofore been continuously published in said Charlotte County, Florida, Sarasota County, Florida and DeSoto County, Florida, each publication day and has been entered as periodicals matter at the post office in Punta Gorda in said Charlotte County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.


 (Signature of Affiant)

Sworn and subscribed before me this 19th day of October, 2015


 (Signature of Notary Public)



Personally Known OR Produced Identification

Type of Identification Produced _____

The Board of County Commissioners of Charlotte County proposes to adopt the following ordinance:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; AUTHORIZING AND APPROVING MODIFICATIONS TO THE CAPITAL IMPROVEMENTS ELEMENT OF THE CHARLOTTE COUNTY COMPREHENSIVE PLAN PURSUANT TO SECTION 163.3177(3)(b), FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A public hearing on this ordinance will be held at 10AM, or as soon thereafter as it may be heard, on the 27th day of October, 2015, in Room 119 of the Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida.

Copies of the proposed ordinance and the economic impact estimate, if applicable, are available for inspection by the general public in the Charlotte County Attorney's Office, 18500 Murdock Circle, Port Charlotte, Florida.

Interested parties may appear at the meeting and be heard with respect to the proposed ordinance.

Should any agency or person decide to appeal any decision made by the Board with respect to any matter considered at such meeting, he will need a record of the proceeding, and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

BOARD OF
 COUNTY COMMISSIONERS
 OF CHARLOTTE COUNTY,
 FLORIDA

Charlotte County Board of County Commissioners does not discriminate on the basis of disability. This nondiscrimination policy involves every aspect of the County's functions, including access to and participation in meetings, programs and activities. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Security Desk, Building A of the Murdock Administration Complex. Anyone needing other reasonable accommodation or auxiliary aids and services please contact our office at 941.743.1381, TDD/TTY 941.743.1234, or by email to Terri.Hendriks@

CharlotteCountyFL.gov.
 Reference No: 102715-D
 PUBLISHED: October 17, 2015
 163352 3231519