

ORDINANCE NO. 13-1109

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, ADOPTING THE 2013 ANNUAL UPDATE TO THE CAPITAL IMPROVEMENTS ELEMENT WITHIN THE TOWN'S COMPREHENSIVE PLAN IN ACCORDANCE WITH SECTION 163.3177, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY AND CONFLICT; PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in 2005, the Florida Legislature passed Senate Bill 360, which required, in part, that local governments annually update the Capital Improvements Element contained in their Comprehensive Plans in order to ensure that the required level of service standard for the public facilities listed in Section 163.3180, Florida Statutes is achieved and maintained over the planning period; and

WHEREAS, pursuant to Section 163.3177, Florida Statutes, all local governments are required to adopt this update annually; and

WHEREAS, the Town Commission held its first public hearing on October 8, 2013; and

WHEREAS, the Town of Surfside Planning and Zoning Board, as the local planning agency for the Town of Surfside ("Town"), recommended approval of the proposed amendments to the 2013 Capital Improvements Element of the Town of Surfside Comprehensive Plan ("Comprehensive Plan") on October 24, 2013; and

WHEREAS, the Town Commission shall have conducted a second duly noticed public hearing on these regulations as required by law on November 8, 2013.

WHEREAS, after having received input and participation by interested members of the public and staff, and having considered the recommendation of the Town of Surfside Planning and Zoning Board and staff, the Town Commission found the proposed update to the 2013 Capital Improvements Element to be consistent with the Comprehensive Plan; and

WHEREAS, the Town Commission has conducted a first and second reading of the proposed ordinance at duly noticed public hearings as required by law and further finds the proposed changes to the Capital Improvements Element of the Comprehensive Plan necessary and in the best interest of the Town.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are made a specific part of this Ordinance.

Section 2. Adoption of the Annual Update to the Capital Improvements Element.

The Town Commission hereby adopts the annual update to the 2013 Capital Improvements Element contained in the Town of Surfside Comprehensive Plan, which is attached as Exhibit "A."

Section 3. Severability. If any section, subsection, clause or provision of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, the remainder shall not be affected by such invalidity.

Section 4. Conflict. All sections or parts of sections of the Comprehensive Plan in conflict herewith are intended to be repealed to the extent of such conflict.

Section 5. Inclusion in the Comprehensive Plan. It is the intention of the Town Commission, and it is hereby ordained that the provisions of this Ordinance shall become and made a part of the Comprehensive Plan, that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and the word "ordinance" may be changed to "Section" or other appropriate word.

Section 6. Effective Date.

This Ordinance shall be effective immediately upon passage by the Town Commission on second reading, except that the effective date of the Plan Amendment approved by this Ordinance shall be the date a final order is issued by the state land planning agency or administration commission finding the Plan Amendment in compliance in accordance with Section 163.3184, Florida Statutes, whichever occurs earlier. The state land planning agency or administration commission's notice of intent to find the Plan Amendment in compliance shall be deemed to be a final order if no timely petition challenging the Plan Amendment is filed.

PASSED and ADOPTED on First Reading the 8th day of October, 2013.

PASSED and ADOPTED on Second Reading this 10th day of December, 2013.



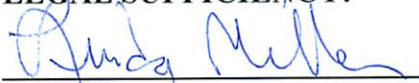
Daniel Dietch, Mayor

Attest:



Sandra Novoa
Town Clerk

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**



Linda Miller, Town Attorney

On First Reading Moved by: Mayor Dietch

On Second Reading Seconded by: Commissioner Olchyk.

Vote:

Commissioner Kligman	yes	<input checked="" type="checkbox"/>	no	_____
Commissioner Graubart	yes	<input checked="" type="checkbox"/>	no	_____
Commissioner Olchyk	yes	<input checked="" type="checkbox"/>	no	_____
Vice Mayor Karukin	yes	<u>Absent</u>	no	<u>Absent</u>
Mayor Dietch	yes	<input checked="" type="checkbox"/>	no	_____

EXHIBIT "A"

Schedule of Funded Capital Improvements by Category
 Tables 9-10A-ED make up the Town's Schedule of Capital Improvements. Funding sources are shown where applicable.

Table 9-10A
Stormwater Projects

Town Stormwater Projects								
Project Name	Location	FY2012	FY2013	FY2014	FY2015	FY2016	FY2017	Total
Stormwater Pollution Control Project	Townwide	\$668,784						\$668,784
Total Cost of Stormwater Projects		\$668,784						\$668,784

Source: Town of Surfside-Calvin Giordano and Associates, Inc.

**Table 9-10AB
Wastewater and Potable Water Projects**

Town Wastewater and Potable Water Projects								
Project Name	Location	FY2012	FY2013	FY2014	FY2015	FY2016	FY2017	Total
Wastewater System Rehabilitation Program	Townwide	\$900,324	\$65,000					\$965,324
Collins Avenue Southern Sanitary Force Mains Improvement Project	Entire length of Collins Avenue through Surfside	\$3,300,000						\$3,300,000
Water System Program	Townwide	\$1,067,433						\$1,067,433
Total Cost of Wastewater and Potable Water Projects		\$5,267,754	\$65,000					\$5,332,754

Source: Town of Surfside; Calvin, Giordano and Associates, Inc.

Notes: Description of Wastewater Rehabilitation Program: The Wastewater Rehabilitation Plan consists of three phases. Phase I required the placement of full dish gaskets on manhole openings and brings the Town in partial compliance with the mandates from the Miami-Dade Department of Regulatory And Economic Resources (RER) PERA. Phase II requires the repair or lining of sanitary sewer lines as detected by the recent cleaning and video project. Phase III (renovating pump stations) will complete the requirements as outlined in the Sanitary Sewer Evaluation Study (SSES).

~~Description of Collins Avenue Southern Sanitary Force Mains Improvement Project: This project involves the replacement of the force main sewer line along Collins Avenue throughout Surfside coordinated with similar work in Bal Harbour. Description of Water System Program: This project provides for the replacement of about 11 miles of water system pipe known to be in particularly poor condition.~~

~~Description of Water System Program: This project provides for the replacement of about 11 miles of water system pipe known to be in particularly poor condition.~~

**Table 9-10BC
FDOT Projects**

FDOT Projects									
Project Name	Location	Included in MPO TIP	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	Total
SR A1A/Collins Ave/Harding Ave Resurfacing FDOT Item No: 4108584 and 4108231	Northbound along Collins Avenue from 75 Street to north of 96 th Street. Southbound on Harding Avenue from Bal Harbour Shops to 94 Street.		\$3,610,593						\$3,610,593
SR922/96 th St. Resurfacing FDOT Item No. 4274211	From 163 feet east of E. Bay Harbor Drive to SR A1A/Collins Avenue	Yes		\$470,505 \$381,089	\$57,736				\$528,241 \$381,089
Total Cost of FDOT Projects			\$3,610,593	\$470,505 \$381,089	\$57,736				\$528,241 \$3,991,682

Source: Florida Department of Transportation; FY2013-FY2017FY2012-2016 Transportation Improvement Program, Miami-Dade Metropolitan Planning Organization

**Table 9-10D
Gas Tax Projects**

Gas Tax/Citizens' Independent Transportation Trust (CITT) Projects								
Project Name	Location	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	Total
Traffic Median Design and Installation	88 th Street and Byron Avenue	\$84,750						\$84,750
Traffic Study	All Town-owned Roads	\$49,550.80						\$49,550.80
Traffic Calming Device Installation (Estimated Five Devices)	Location To Be Determined By Traffic Study		\$200,000					\$200,000
Total Cost		\$134,300.80	\$200,000					\$334,300.80

Source: Town of Surfside Finance Department.

The Traffic Management Program is a program to implement various traffic calming devices throughout the Town. Traffic calming devices help lower vehicle speed and prevent cut through traffic on local roads. Traffic calming devices can include but are not limited to speed tables, roundabouts, partial road closures, road narrowing, and chicanes. Included in the funding are a traffic median design and installation project, a traffic study, and installation of an estimated five traffic calming devices.

Table 9-10C
Park Projects

<u>Town Park Projects</u>							
<u>Project Name</u>	<u>Location</u>	<u>FY2013</u>	<u>FY2014</u>	<u>FY2015</u>	<u>FY2016</u>	<u>FY 2017</u>	<u>Total</u>
Dog Park (Landscaping, fencing, and equipment)	Intersection of 93 rd Street and Byron Avenue	\$18,000					\$18,000
<u>Total Cost of Park Projects</u>		\$18,000					\$18,000

Source: Town of Surfside, Calvin, Giordano & Associates, Inc.

The Town is converting an existing Town pump station property at Byron Avenue and 93rd Street to a dog park. Improvements include landscaping, fencing, and equipment. The project will add to existing park space.

TABLE 9-10DE School Facilities Work Program
Miami-Dade Public Schools Five-Year Facilities Work Program for
2012-2013 through 2016-2017 ~~2014-12 through 2015-16~~
adopted September 5, 2012 ~~September 7, 2014~~