

Public Notice

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A Public Hearing will be held at the Gulf County Board of County Commissioners (BOCC) meeting on Tuesday, January 27, 2015 at 9:00 a.m. ET and on Tuesday, February 10, 2015 at 9:00 a.m. ET. The public hearings will be held in the Gulf County BOCC Meeting Room at the Robert M. Moore Administration Building, 1000 Cecil G. Costin Sr. Blvd., Port St. Joe, Florida. The public hearings will be to discuss and act on the following:

AN ORDINANCE PER THE REQUIREMENTS OF FLORIDA STATUE 163.3177(3)(b) TO YEARLY REVIEW AND UPDATE THE GULF COUNTY FIVE-YEAR CAPITAL IMPROVEMENT SHEDULE; INCORPORATING THE GULF COUNTY SCHOOL DISTRICT 2014/2015 WORK PLAN; INCORPORATING BY REFERENCE THE UPDATED CONCURRENCY TRACKING DATA; PROVIDING FOR REPEAL OF ORDINANCE IN CONFLICT THEREWITH, PROVIDING FOR SEVERABLITY AND PROVIDING FOR AN EFFECTIVE DATE.

The public is encouraged to attend and be heard on this matter. The ordinance and contents are on file with the Clerk of Court and at the Planning Department, Room 311 in the Robert M. Moore Administration Building, 1000 Cecil G. Costin, Sr. Blvd., Port St. Joe, FL.

Date: January 12, 2015

Invoice: Gulf County Planning Department

Administrative:

Ad Dates: January 12, 2015 in The News Herald

Ad #2015-02

Publish in as general advertisement and not in the legal advertisement or classified section per F.S. 125.66

Invoice: Gulf County Board of County Commissioners

Additional posting per request and direction of County Administration and County Attorney's offices: Public posting on Gulf County Courthouse, Gulf County Administration Building entrance, Gulf County Commission Website all before or on the dates provided for publication and notice.

The advertisement in the News Herald shall conform to the following specifications per Fla. Stat. 125.66 : *The required advertisement shall be no less than 2 columns wide by 10 inches long in a standard size or a tabloid size newspaper, and the headline in the advertisement shall be in a type no smaller than 18 point. The advertisement shall not be placed in that portion of the newspaper where legal notices and classified advertisements appear. The advertisement shall be placed in a newspaper of general paid circulation in the county and of general interest and readership in the community pursuant to chapter 50, not one of limited subject matter. It is the legislative intent that, whenever possible, the advertisement shall appear in a newspaper that is published at least 5 days a week unless the only newspaper in the community is published less than 5 days a week*

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ORDINANCE NO. 2015-

AN ORDINANCE PER THE REQUIREMENTS OF FLORIDA STATUE 163.3177(3)(b) TO YEARLY REVIEW AND UPDATE THE GULF COUNTY FIVE-YEAR CAPITAL IMPROVEMENT SCHEDULE; ADOPTING BY REFERENCE THE GULF COUNTY SCHOOL DISTRICT 2014/2015 WORK PLAN; INCORPORATING BY REFERENCE THE UPDATED CONCURRENCY TRACKING DATA; PROVIDING FOR REPEAL OF ORDINANCE IN CONFLICT THEREWITH, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

Whereas, Florida Statue 125.01 empowers the County Commissioners the power to carry on county government, and

Whereas, Florida Statue 163.3177(3)(a) requires each Comprehensive Plan to have a Capital Improvements Element, and

Whereas, Florida Statue 163.3177(3)(a)1 requires the Capital Improvements Element to implement a five (5) year capital improvements planning period, and

Whereas, the Gulf County Comprehensive Plan Capital Improvements Element has identified the five year capital improvements planning period as the Gulf County Five Year Capital Improvements Schedule, and

Whereas, the Gulf County Five Year Capital Improvements Schedule will be submitted for approval after the adoption of the Gulf County Annual Budget, and

Whereas, Florida Statue 163.3177(3)(b) requires a Five Year Capital Improvements Schedule to be reviewed annually and amended by ordinance as necessary, and

Whereas, Florida Statue 163.3180(1) stipulates that only sanitary sewer, solid waste, drainage and potable water are subject to concurrency on a statewide basis, and

Whereas, Gulf County under the provisions of Florida Statue 163.3180(1) and 163.3180(1)(a) has opted to continue concurrency for transportation, recreation and open space and schools, and

Whereas, Gulf County has no roadways that are operating below LOS "D" as specified in the Comprehensive Plan, and

Whereas, DOT capital projects or projects subject to DOT grant funding listed in the DOT Five Year Transportation Plan and the Gulf County Capital Improvement Schedule are subject to budget priorities by the State of Florida/DOT and projects may be advanced or delayed as necessary by DOT, and

Whereas, Gulf County has no facilities operating below LOS concurrency specified in the Comprehensive Plan, and

Whereas, the Gulf County Board of County Commissioners voted to maintain solid waste concurrency by closing the County's Five Points Land Fill and transferring solid waste operation to a commercially operated transfer station, and

Whereas, the solid waste operations and transfer station are under a five (5) year contract with an additional three (3) two (2) year extensions providing an opportunity for eleven (11) years of concurrency, and

Whereas, the existing Solid Waste Escrow account will be applied to the cost of closing and monitoring Five Points Land Fill, and

Whereas, no Gulf County project is needed to eliminate a concurrency deficit, only to maintain, improve or enhance the quality of service, and

Whereas, the updated concurrency tacking data is incorporated by reference into the yearly review, and

Whereas, Gulf County adopts by reference the Gulf County School District 2014/2015 Work Plan with no financial obligations by Gulf County, and

Whereas, the capital improvement projects of the Port of Port St. Joe are referenced as an economic benefit to Gulf County with no financial obligation by Gulf County, and

Whereas, projects in the Five Year Capital Improvement Schedule for years 1, 2 and 3 are funded and projects in years 4 and 5 can be funded or projects that are proposed pending funding, and

Whereas, the City of Port St. Joe has delayed the construction of the Sports Complex and therefore the Gulf County agreement to match the City of Port St. Joe contributions up to a maximum of \$600,000 has been delayed to the fifth year of the schedule or until the local economy and the burden on the tax payers has improved, and

Whereas, the WindMark Annexation Phase III Sewer Project for Beacon Hill by the City of Port St. Joe has delayed the construction date until additional project funding is secured, and

Whereas, the recreational projects for Beacon Hill Park, WindMark Park North, and Highland View Boart Ramp are funded by NRDA that is administered by FDEP, and

Whereas, the Indian Pass Boat Ramp project was not approved by DEP for NRDA funding and the proposed funding was moved to enhance the WindMark Park North fishing pier project, and

Whereas, a public notice for both public hearings was posted at the entrance of the Gulf County Court House and the Robert M. Moore Administration Building on January 15, 2015, and

Whereas, the two public hearings for January 27, 2015 and February 10, 2015 were duly advertised in accordance with Florida Statue Section 125.66(2)(a), and

Whereas, the Gulf County Board of County Commissioners held two public hearings with the first on January 27, 2015 and for proposed adoption on February 10, 2015, and

Whereas, the Gulf County Board of County Commissioners has made no Goals, Objections or Policy text changes to the Capital Improvements Element, and

Whereas, the Gulf County Board of County Commissioners updates the Five Year Capital Improvement Schedule to reflect the planning period of 2014/2015 through 2018/2019, and

THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF GULF COUNTY, FLORIDA AS FOLLOWS IN EXHIBIT A:

If any part of this Ordinance is held to be unconstitutionally void or invalid, the validity of the remaining part of the Ordinance shall not be affected thereby.

Any other Ordinance or portion of any Ordinance in force at the time this Ordinance becomes effective, which may be in conflict with the provisions of this Ordinance, shall be deemed to have been replaced and repealed to the extent of such conflict, otherwise, the same shall remain in full force and effect.

This Ordinance shall become effective as provided by law.

ADOPTED this 10th day of February, 2015.

GULF COUNTY BOARD OF COUNTY COMMISSIONERS

By: _____

Ward McDaniel, Chairman

ATTEST

Rebecca L. Norris, Clerk