

**ORDINANCE NO. 2007 – 34**

**AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA PROVIDING FOR AMENDMENT OF THE COMPREHENSIVE PLAN; PROVIDING FOR AMENDMENT OF THE INFRASTRUCTURE ELEMENT PERTAINING TO WATER SUPPLY; PROVIDING FOR AMENDMENT OF FUTURE LAND USE ELEMENT PERTAINING TO WATER SUPPLY; PROVIDING FOR AMENDMENT OF THE INTERGOVERNMENTAL COORDINATION ELEMENT PERTAINING TO WATER SUPPLY; PROVIDING FOR A BALLOT QUESTION TO BE SUBMITTED TO THE ELECTORS OF THE CITY AT A SPECIAL ELECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith, TO THE EXTENT OF SUCH CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, notice of this ordinance has been provided in accordance with applicable law;

**WHEREAS**, the City Commission has, following extensive research and public discussion, determined that amendment of the Comprehensive Plan provisions pertaining to water supply is in the best interest of the citizens of the City; and

**WHEREAS**, the City Commission has determined that this ordinance is necessary for the preservation of the health, welfare and safety of the community.

**NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, HEREBY ORDAINS:**

**Section 1.** The Comprehensive Plan of the City of St. Pete Beach, Florida, Infrastructure Element is hereby amended, as follows:

Policy 1.1.1

The level of service standards shall be:

<i>Facility</i>	<i>Level of Service Standard</i>
Sanitary Sewer	149.4 gallons per day per capita
Solid Waste	1.3 tons per person per year
Potable Water	120 gallons per day per capita by 2005

Objective 1.2

The City and Pinellas County shall continue to work together to reduce the City's potable water demand ~~and wastewater generated~~ based on use of reclaimed water and continued conservation strategies.

Policy 1.1.4

Prior to the issuance of a building permit for future development and/or redevelopment activities, the City shall consult with Pinellas County Utilities to ensure that adequate potable water supplies and facilities will be available by the anticipated issuance date of the certificate of occupancy.

**Section 2.** The Comprehensive Plan of the City of St. Pete Beach, Florida, the Intergovernmental Coordination Element, is hereby amended in accordance with the following to amend and insert the policies set forth below:

Policy 1.4.1.

~~The staff will coordinate annually, or more often as needed, with Pinellas County staff for the purpose of determining future unincorporated area needs for water and sewer within each respective unincorporated area served by the City. The City shall review and coordinate with Pinellas County's "Potable Water Supply, Wastewater and Reuse Element" and SWFWMD *Regional Water Supply Plan 2006* and their respective updates.~~

Policy 1.4.2

The City's Water Supply Facilities Work Plan shall be updated, at a minimum, every 5 years within 18 months after the SWFWMD approves an updated regional water supply plan.

Policy 1.4.23

For the purpose of obtaining comments pertaining to development expected in the County's comprehensive plan, the City will notify Pinellas County of plans to adopt construction schedules within its capital improvements element for ~~water and sewer facilities in unincorporated areas~~ within the City's service areas.

**Section 3.** The Comprehensive Plan of the City of St. Pete Beach, Florida, Future Land Use Element is hereby amended with addition of the following:

Policy 1.9.7

No development orders shall be issued unless it can be determined that adequate potable water supplies and facilities are available.

**Section 4.** The following ballot question shall be placed on the General Election ballot for the City's Special Election to be held on June 3, 2008:

BALLOT TITLE:

CITY OF ST. PETE BEACH COMPREHENSIVE PLAN AMENDMENT  
WATER SUPPLY PLANNING

BALLOT SUMMARY:

State law requires local governments to provide comprehensive plan provisions that provide for water supply planning. The City Commission has adopted Ordinance 2007-34, providing for amendment of the Comprehensive Plan pertaining to Water Supply Planning. Should this amendment be approved?

Yes \_\_\_\_\_

No \_\_\_\_\_

**Section 5.** The foregoing ballot question shall be submitted to the Supervisor of Elections for Pinellas County to be included on the City's election ballot for the General Election to be held on June 3, 2008.

**Section 6.** The city manager is authorized to submit the amendments provided for herein to the Florida Department of Community Affairs, the Pinellas Planning Council, the Tampa Bay Regional Planning Council and the Pinellas County Planning Department for review.

**Section 7.** If any portion, part or section of this Ordinance is declared invalid, the valid remainder hereof shall remain in full force and effect.

**Section 8.** All ordinances or parts of ordinances, in conflict herewith, are hereby repealed, to the extent of such conflict.

**Section 9.** This Ordinance shall become effective immediately upon final passage as required by law and approval by a majority of the electors of the City voting in the election provided for herein.

  
Mike Finnerty, MAYOR

FIRST READING : 10/9/2007  
PUBLISHED : 3/30/2008  
SECOND READING : 4/8/2008  
PUBLIC HEARING : 4/8/2008

I, Theresa B. McMaster, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this 8<sup>th</sup> day of April, 2008.

  
Theresa B. McMaster, City Clerk

### ELECTION CERTIFICATION

I, Theresa B. McMaster, City Clerk of the City of St. Pete Beach, Florida, do hereby certify the following election results for the foregoing ordinance at the City general election conducted on June 3, 2008, and said ordinance was \_\_\_\_\_ by a majority of the electors:

YES Votes: \_\_\_\_\_

NO Votes: \_\_\_\_\_

\_\_\_\_\_  
Theresa B. McMaster, City Clerk