

RESOLUTION NO. 40-17

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ADOPTING A COMMUNITY GARDENS POLICY TO PROVIDE GUIDELINES AND STANDARDS TO ENCOURAGE COMMUNITY GARDENS IN THE CITY AND AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO ACHIEVE THE PURPOSES OF THIS POLICY

WHEREAS, Community Gardens allow for the local production of vegetables, fruits, and produce that address food needs of the local residents, mitigates food insecurity, addresses food-deserts in urban areas and fosters resiliency through self-reliance; and

WHEREAS, activities related to Community Gardens, such as planting, cultivating and harvesting educates gardeners and residents about the natural life-cycle, proper nutrition and sustainable agricultural practices; and

WHEREAS, the City Commission acknowledges that Community Gardens serve to foster community cohesiveness through the collective action of planning, planting, cultivating and harvesting vegetables, fruits and flowers; and

WHEREAS, the City formerly regulated Community Gardens in its Land Development Regulations (LDRs). However, on May 16, 2017, the City repealed LDR Section 4.3.3 (D) "Community Gardens" in order to establish a policy for Community Gardens that can be administered by the City Manager; and

WHEREAS, the City wants to establish a Community Gardens Policy to make the process and oversight for Community Gardens more efficient and timely, while still providing guidelines and standards to protect both the Community Garden and the neighboring properties; and

WHEREAS, the City Commission of the City of Delray Beach, Florida, desires to adopt the Community Gardens Policy and finds that the recommendations contained therein to be in the best interests of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, THAT:

Section 1. The City Commission of the City of Delray Beach, Florida, adopts and incorporates, as if fully set forth herein, the recitations set forth above.

Section 2. The City Commission of the City of Delray Beach, Florida, hereby adopts the Community Gardens Policy, attached hereto as Exhibit "A".

Section 3. The City Commission hereby authorizes the City Manager to promulgate additional rules, regulations, and guidelines that are consistent with and that further the goals of this Policy.

Section 4. One copy of the Community Gardens Policy as set forth herein shall be identified as an official copy and shall be kept on file with the City Clerk for public use, inspection and examination.

Section 5. All resolutions or parts of resolutions in conflict herewith shall be and hereby are repealed.

Section 6. This resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED in regular session on second and final reading on this the ____ day of _____, 2017.

MAYOR

ATTEST:

City Clerk