

RESOLUTION NO. 135-19

A RESOLUTION OF THE CITY OF DELRAY BEACH PROVIDING ITS SUPPORT FOR THE BEACH AND COASTAL MANAGEMENT PROGRAMS OF THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, SUBJECT TO THE CITY'S REGULATORY AUTHORITY AND CODE OF ORDINANCES; ADVISING THE STATE THAT THE CITY HAS THE ABILITY TO PROVIDE THE LOCAL FUNDING SHARE NECESSARY TO IMPLEMENT THE STATE BEACH AND COASTAL MANAGEMENT PROGRAMS IN WHICH THE CITY ELECTS TO PARTICIPATE; AND PROVIDING FOR AN EFFECTIVE DATE; AND OTHER PURPOSES.

WHEREAS, the City of Delray Beach (City) hereby supports the beach and coastal management programs of the Florida Department of Environmental Protection (FDEP), subject to the City's regulatory authority and the Code of Ordinances; and

WHEREAS, the City advises the State and the FDEP the City has the ability to provide the local funding share necessary to implement the state beach and coastal management programs in which the City elects to participate; and

WHEREAS, the City adopts, on a yearly basis, the Capital Improvement Program which appropriates the funds necessary for the continued maintenance and construction of the beach nourishment projects; and

WHEREAS, the City wishes to forward the City's intent of long-term maintenance and funding of its beach and Coastal Management Programs to the State; and

WHEREAS, the City Commission deems approval of this Resolution to be in the best interest of the health, safety, and welfare of the residents and citizens of the City of Delray Beach and the public at large.

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

Section 1. The foregoing recitals are hereby affirmed and ratified.

Section 2. That the City of Delray Beach hereby supports the beach and coastal management programs of the FDEP, subject to the City's regulatory authority and the Code of Ordinances.

Section 3. The City of Delray Beach hereby provides its support for the City's renourishment project and affirms its ability to provide the necessary local match necessary to implement any FDEP beach and coastal management program in which the City elects to participate.

Section 4. This resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED in regular session on the ____ day of _____, 2019.

ATTEST:

Shelly Petrolia, M A Y O R

Katerri Johnson, City Clerk

Approved as to form and legal sufficiency:

Lynn Gelin, City Attorney