

Sponsored by: Puto
Planning Commission Public Hearing Date: October 15, 2007
City Council Public Hearing Date: October 23, 2007
November 13, 2007
Enactment Date: November 13, 2007

**CITY OF MARATHON, FLORIDA
ORDINANCE 2007-34**

**AN ORDINANCE OF THE CITY OF MARATHON, FLORIDA
AMENDING THE CITY'S COMPREHENSIVE PLAN TABLE 6-1
"CAPITAL IMPROVEMENT PROGRAM"; PROVIDING FOR
SEVERABILITY; PROVIDING FOR REPEAL OF CONFLICTING
PROVISIONS; PROVIDING FOR TRANSMITTAL OF THIS
ORDINANCE TO THE STATE DEPARTMENT OF COMMUNITY
AFFAIRS; AND PROVIDING FOR AN EFFECTIVE DATE UPON
THE APPROVAL OF THIS ORDINANCE BY THE STATE
DEPARTMENT OF COMMUNITY AFFAIRS**

WHEREAS, the City of Marathon (the "City") has adopted a Comprehensive Plan which has been found to be in compliance by the State Department of Community Affairs ("DCA"), pursuant to Chapter 163, Florida Statutes; and

WHEREAS, the City is located within the Florida Keys Area of Critical State Concern (the "FKACSC"), as established pursuant to Chapter 380, Florida Statutes; and

WHEREAS, Section 380.552, Florida Statutes, establishes Principal for Guiding Development in the FKACSC; and

WHEREAS, the City finds it appropriate to amend Table 6-1 ("Comprehensive Plan Amendments") in order to further protect the health, safety, and welfare of the City of Marathon; and

WHEREAS, pursuant to Section 163.3 174, Florida Statutes, and Section 9.5-22 of the Code, the City's Planning Commission sitting as the Local Planning Agency has publicly considered the amendments to the Code set forth in this Ordinance (the "Amendments") at a properly noticed public hearing and recommended to the City Council the adoption of the Amendments; and

WHEREAS, in accordance with Sections 163.3184 and 166.041, Florida Statutes, public notice has been given of the public hearings for the adoption of this Ordinance amending the Code; and

WHEREAS, the City Council finds the adoption of this Ordinance is in the best interest of the City and complies with applicable State laws and rules: and

WHEREAS, the City Council finds that enactment of this Ordinance furthers the objectives, goals, and policies of the City's Comprehensive Plan and the Principles for Guiding Development of the FKACSC.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA THAT:

Section 1. Table 6-1 of the Comprehensive Plan of the City of Marathon, Florida is hereby amended to read as attached.

Section 2. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be declared to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 3. The provisions of this Ordinance constitute a "Land Development Regulation" as defined by State law. Accordingly, the City Clerk is authorized to forward a copy of this Ordinance to the DCA for approval pursuant to Sections 380.05(6) and (11), Florida Statutes.

Section 4. This Ordinance shall be effective immediately upon approval by the State Department of Community Affairs pursuant to Chapter 380, Florida Statutes.

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**ENACTED BY THE CITY COUNCIL OF THE CITY OF MARATHON,
FLORIDA, this 13th day of November, 2007.**

THE CITY OF MARATHON, FLORIDA



Edward P. Worthington, Mayor

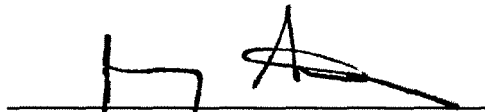
AYES: Vasil, Tempest, Cinque, Bull, Worthington
NOES: None
ABSENT: None
ABSTAIN: None

ATTEST:



Diane Clavier
City Clerk

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE AND
RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:**



City Attorney

City of Marathon
Five Year Capital Improvement Program
Fiscal Year 2009-2013

CATEGORY/PROJECT TITLE	SOURCE OF FUNDING	FY 00-08	FY 09	FY 10	FY 11	FY 12	FY 13	TOTAL PROJECT ESTIMATE
<u>Buildings & Other Improvements</u>								
Fire Hydrant Program	Capital Infrastructure	100,000	50,000	50,000	50,000	50,000	50,000	350,000
Total Buildings & Other Imprvmnts		100,000	50,000	50,000	50,000	50,000	50,000	350,000
<u>Economic Development</u>								
Land Acquisition	Grants/Other	12,209,960	1,500,000	1,500,000	1,500,000	1,500,000	1,500,000	19,709,960
Total Economic Development		12,209,960	1,500,000	1,500,000	1,500,000	1,500,000	1,500,000	19,709,960
<u>Vehicles</u>								
Vehicle Replacement Program	General Fund	<i>annual</i>	-	30,000	15,000	30,000	15,000	90,000
Tanker	Vehicle Replacement Fund	300,000	-	-	-	-	-	300,000
Ambulance	Vehicle Replacement Fund	-	-	200,000	200,000	200,000	-	600,000
Telesquirt Pumper	Vehicle Replacement Fund	-	-	-	-	-	450,000	450,000
Total Vehicles		300,000	-	230,000	215,000	230,000	465,000	1,440,000
<u>Parks/Beaches</u>								
Community Park Improvements	Capital Infrastructure/Grants	-	-	200,000	-	200,000	-	400,000
Cocoplum Beach Improvements	Capital Infrastructure/Grant	150,000	-	-	-	-	-	150,000
Events Field Amenities	Capital Infrastructure/Grants	-	350,000	-	-	-	-	350,000
Sombrero Beach Improvements	Capital Infrastructure	-	20,000	-	20,000	-	20,000	60,000
Total Parks/Beaches		150,000	370,000	200,000	20,000	200,000	20,000	960,000
<u>Marina, Near Shore Waters and Boat Ramp Improvements</u>								
33rd Street Boat Ramp Improvements	Capital Infrastructure/Grants	880,000	-	-	-	-	-	880,000
City Boat Ramps	Capital Infrastructure	285,000	215,000	-	-	-	-	500,000
Marina Boardwalk	Capital Infrastructure/Grants	130,000	-	-	-	-	-	130,000
Marina Service Building	Capital Infrastructure/Grants	822,000	-	-	-	-	-	822,000
Mooring Field Boundary Markers	Capital Infrastructure	10,000	-	-	-	-	-	10,000
Mooring Service Docks	Capital Infrastructure/Grants	-	300,000	-	-	-	-	300,000
Marina Parking Improvements	Capital Infrastructure/Grants	-	200,000	-	-	-	-	200,000
Total Marina and Boat Ramp Improvements		2,127,000	715,000	-	-	-	-	2,842,000
<u>Stormwater Projects</u>								
Little Venice Project Phase I	SRF/Grants/Stormwater Fees	-	1,200,000	-	-	-	-	1,200,000
Little Venice Project Phase II	State Revolving Fund/Grants/Stormwater Fees	520,000	-	-	-	-	-	520,000
City Wide Stormwater CIP	State Revolving Fund/Grants/Stormwater Fees	9,393,848	3,607,414	1,851,678	437,940	-	-	15,290,880
Total Stormwater Projects		9,913,848	4,807,414	1,851,678	437,940	-	-	17,010,880

**City of Marathon
Five Year Capital Improvement Program
Fiscal Year 2009-2013**

CATEGORY/PROJECT TITLE	SOURCE OF FUNDING	FY 00-08	FY 09	FY 10	FY 11	FY 12	FY 13	TOTAL PROJECT ESTIMATE
<u>Street/Transportation Improvements</u>								
Avenue K Road Installation	Street Maint / Impact Fees / Assessments	300,000	-	-	-	-	-	300,000
Little Venice Project Phase I	Street Maint (Gas Taxes) / Grants	-	1,800,000	-	-	-	-	1,800,000
Little Venice Project Phase II	Street Maint (Gas Taxes) / Grants	780,000	-	-	-	-	-	780,000
Boot Key Bridge: Interim Repairs	Street Maint (Gas Taxes) / Grants	-	977,000	-	-	-	-	977,000
Boot Key Bridge Replacement	Street Maint (Gas Taxes) / Assessments	-	<i>tbd</i>	-	-	-	-	<i>tbd</i>
Total Street/Transportation Improvements		1,080,000	2,777,000	-	-	-	-	3,857,000
<u>Wastewater Projects</u>								
City-Wide Wastewater Treatment Project	MSTU/SRF/Grants/Capital Infrastructure	44,556,288	22,751,530	11,250,470	3,999,077	-	-	82,557,365
Marina Wastewater Improvements	Capital Infrastructure/Grants	-	490,820	-	-	-	-	490,820
Total Wastewater Projects		44,556,288	23,242,350	11,250,470	3,999,077	-	-	83,048,185
Grand Total		70,437,096	33,461,764	15,082,148	6,222,017	1,980,000	2,035,000	129,218,025