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**ORDINANCE NO.: 05-03**

An Ordinance of the Board of County Commissioners of Liberty County, Florida, amending and updating the Liberty County 5-Year Schedule of Capital Improvements of the 2000-2010 Liberty Comprehensive Plan, pursuant to the Local Government Comprehensive Planning and Land Development Regulation Act (Chapter 163, Part II, Florida Statutes), Providing for Purpose and Intent, Providing the addition of Specific Infrastructure Capital Improvements; Providing for Applicability and Effect, and Severability, and a Copy on File. and Providing for an Effective Date.

**BE IT ORDAINED** by the Board of County Commissioners of Liberty County, Florida:

**WHEREAS**, Chapter 125, Florida Statutes empowers the Board of County Commissioners of Liberty County to prepare and enforce comprehensive plans for the development of the County; and,

**WHEREAS**, Sections 163.3161 through 163.3215, Florida Statutes, The Local Government Comprehensive Planning and Land Development Regulation Act, empowers and requires the Board of County Commissioners to (a) plan for the County's future development and growth; (b) adopt and amend comprehensive plans, or elements or portions thereof, to guide the future growth and development of the County; and,

**WHEREAS**, pursuant to Section 163.317(1), Florida Statutes, the Board of County Commissioners of Liberty County have designated themselves as the Local Planning Agency for the unincorporated area of Liberty County; and,

**WHEREAS**, supporting data and analysis documentation was prepared as background and justification for the revised Capital Improvements Schedule amendment; and

**WHEREAS**, the Liberty County Local Planning Agency has prepared the proposed amendment and recommended approval of the amendment to the Board of County Commissioners; and

**WHEREAS**, pursuant to Section 163.31 77(3)(b), Florida Statutes, the Board of County Commissioners of Liberty County, Florida, held a public hearing on August 4th, 2005, at 7:00 P.M., on the proposed amendments to the Capital Improvements Schedule, with due public notice having been provided, to obtain public comment; and

**WHEREAS**, in exercise of its authority the Board of County Commissioners of Liberty County, Florida, has determined it necessary and desirable to adopt the amended

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Capital Improvements Schedule to encourage the most appropriate use of land, water and resources, consistent with the public interest; and deal effectively with future issues that may result from the use and development of land within Liberty County.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of County Commissioners of Liberty County, Florida, as follows:

Section 1. Purpose and Intent.

This Ordinance is enacted to carry out the purpose and intent of, and exercise the authority set out in the Local Government Comprehensive Planning and Land Development Regulation Act, Sections 163.31,61 through 163.3215, Florida Statutes, and Chapter 125, Florida Statutes, as amended;

Section 2. The Liberty County 5-Year Schedule of Capital Improvements of the 2000-2010 Liberty County Comprehensive Plan is hereby amended and updated to include the following projects:

**5-YEAR SCHEDULE OF CAPITAL IMPROVEMENTS**

Project List (All the following are subject to Funding becoming available):

YEAR 2005:

Project Name: C.R. 12 South- six miles of widening, resurfacing and culvert extensions

Anticipated Construction Year: 2005-2006

Funding Amount: \$1,191,258.00

Potential Funding Source: 2005 Small County Outreach Program

Project Name: Resurfacing of C.R. 67A

Anticipated Construction Year: 2005-2006

Funding Amount: \$422,400

Potential Funding Source: 2005 Small County Road Assistance Program

Project Name: Resurfacing of C.R. 2224/Blue Creek Road

Anticipated Construction Year: 2005-2006

Funding Amount: \$2,027,520.00

Potential Funding Source: Small County Road Assistance Program

Project Name: Resurfacing, crack relief and shoulder stabilization project for C.R. 270/271- beginning at S.R.12 South and extending to Liberty-Gadsden line

Anticipated Construction Year: 2005-2006

Funding Amount: \$1,823,534.00

Potential Funding Source: Florida Department of Transportation -2005 County Incentive Grant Program

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Project Name: Bristol Boat Landing- removal and replacement of material  
Anticipated Construction Year: 2005-2006  
Funding Amount: \$123,745  
Potential Funding Source: Federal Emergency Management Agency

Project Name: Whittle Road- stabilization of four miles of road  
Anticipated Construction Year: 2005-2006  
Funding Amount: \$326,055  
Potential Funding Source: Federal Emergency Management Agency

Project Name: Dannie Black Road- stabilization of two miles of road  
Anticipated Construction Year: 2005-2006  
Funding Amount: \$265,927.00  
Potential Funding Source: Federal Emergency Management Agency

Project Name: Old Blue Creek Road (Blue Creek)- stabilizing culverts  
Anticipated Construction Year: 2005-2006  
Funding Amount: \$132,300  
Potential Funding Source: 2005 Natural Resource Conservation Service

Project Name: C.R. 67 (Fox Branch)- stabilizing existing headwalls  
Anticipated Construction Year: 2005-2006  
Funding Amount: \$134,600  
Potential Funding Source: 2005 Natural Resource Conservation Service

Project Name: C.R. 12 South (Rowlett Creek)- stabilizing existing culverts  
Anticipated Construction Year: 2005-2006  
Funding Amount: \$101,760  
Potential Funding Source: 2005 Natural Resource Conservation Service

Project Name: Sumatra Sidewalk project-five foot wide sidewalk from south  
end of Black Creek Bridge to 12<sup>th</sup> Street  
Anticipated Construction Year: 2005-2006  
Funding Amount: \$139,240.00  
Potential Funding Source: Florida Department of Transportation-  
Transportation Enhancement Grant

Project Name: Florida Recreation Development Assistance Grant  
Anticipated Construction Year: 2005-2006  
Funding Amount: \$200,000.00  
Potential Funding Source: Florida Department of Environmental Protection

Project Name: Preservation Grant- Hosford Wesleyan Church  
Anticipated Construction Year: 2005  
Funding Amount: \$50,000.00

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Potential Funding Source: Florida Department of State- Historic Resources Grant-in-Aid Program

YEAR 2006

Project Name: Lake Mystic water system- five mile extension  
Anticipated Construction Year: 2006-2007  
Funding Amount: \$676,594.00  
Potential Funding Source: Community Development Block Grant

Project Name: Veteran's Memorial Park addition  
Anticipated Construction Year: 2006-2007  
Funding Amount: \$668,930.00  
Potential Funding Source: Florida Department of Transportation- Transportation Enhancement Grant

Project Name: Historic Preservation Grant  
Anticipated Construction Year: 2006  
Funding Amount: \$392,000.00  
Potential Funding Source: Florida Department of State- Historic Resources Grant-in-Aid Program

YEAR 2007

None.

YEAR 2008

None.

YEAR 2009

None.

Section 3. Applicability and Effect.

The applicability and effect of the Liberty County Comprehensive Plan shall be as provided by the Local Government Comprehensive Planning and Land Development Regulation Act, Sections 163.3 161 through 163.3215, Florida Statutes, and this Ordinance.

Section 4. Severability.

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 5. Copy on File.

A certified copy of the enacting Ordinance, as well as certified copies of the 2000-2010 Liberty County Comprehensive Plan and Future Land Use Map as amended

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shall be filed with the Clerk of the Circuit Court of Liberty County, Florida, and copies shall be made available to the public for a reasonable publication charge.

Section 6. Effective Date.


Pursuant to Section 163.3184, Florida Statutes, this Ordinance and the amended version of the Liberty County 2000-2010 Comprehensive Plan shall not become effective until the Plan has been determined to be in-Compliance; the 21 day period for affected parties to file a petition has expired, and the Ordinance has been officially filed with the Secretary of State.

**PASSED AND DULY ADOPTED**, with a quorum present and voting, by the Board of County Commissioners of Liberty County, Florida, this 4<sup>th</sup> day of August 2005.

ATTEST:

  
\_\_\_\_\_  
HONORABLE ROBERT HILL  
Clerk of Liberty County Court

BOARD OF COUNTY  
COMMISSIONERS

By:   
\_\_\_\_\_  
HONORABLE JOHN T. SANDERS,  
Chairman