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WHEREAS, Section 163.3191 of the Florida Statutes, requires each local government in the state of Florida to prepare and adopt an Evaluation and Appraisal Report (EAR) of their Comprehensive Plans every seven (7) years; and

WHEREAS the City of Oakland Park prepared an EAR of the City's Comprehensive Plan and approved it on November 3, 2021; and

WHEREAS, the City of Oakland Park is now required to prepare and adopt EAR-based amendments to the Comprehensive Plan which will incorporate items identified in the EAR including new, revised and/or updated data, text, maps, as well as Goals, Objectives and Policies into the plan within eighteen (18) months after the EAR

41 adoption that was determined to be sufficient by the Department of Commerce (DOE)
42 as defined in Subsection 163.3184 (1) (b), Florida Statutes ; and
43

44 **WHEREAS**, the City wishes to amend the Comprehensive plan in accordance
45 with the requirements of Chapter 163 of the Florida Statutes; and
46

47 **WHEREAS**, public hearings were held by the City of Oakland Park Local
48 Planning Agency (LPA) and Planning and Zoning Board to allow for public participation
49 in relation to the preparation and review of the proposed amendments to the
50 Comprehensive Plan; and
51

52 **WHEREAS**, the City Commission of the City of Oakland Park, Florida, held the
53 first public hearing on November 1st, 2023, pursuant to Chapter 163 of the Florida
54 Statutes, to consider transmittal of the proposed amendments to the Comprehensive Plan,
55 at which time the parties and interests and all other citizens and residents of Oakland
56 Park so desiring to participate had an opportunity to be and were heard; and
57

58 **WHEREAS**, the City Commission of the City of Oakland Park, Florida has
59 determined that the public has adequately participated in the planning process as required
60 by Chapter 163 of the Florida Statutes during the preparation and transmittal process;
61 and

62 **WHEREAS**, at a public hearing on November 1st, 2023, the City Commission,
63 upon first reading of this Ordinance, authorized the Broward County Planning Council
64 to transmit this local amendment and corresponding Broward County Land Use Plan
65 amendment to any other any other interested governmental agencies, and the concurrent
66 transmittal of the Oakland Park Comprehensive Plan to the Florida Department of
67 Commerce and other review agencies for the purpose of a review in accordance with
68 section 163.3184, Florida Statutes; and

69 **WHEREAS**, at a public hearing on _____, the City Commission,
70 upon second and final reading of this Ordinance, recommended adoption of the Oakland
71 Park Comprehensive Plan in accordance with section 163.3184, Florida Statutes.

72 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION**
73 **OF THE CITY OF OAKLAND PARK, FLORIDA THAT:**

74 **SECTION 1.** The foregoing "WHEREAS" clauses are hereby ratified and
75 confirmed as being true and correct and are hereby made a specific part of the Ordinance
76 upon adoption hereof; all exhibits attached hereto are incorporated herein and made a
77 specific part of this Ordinance.
78

79 **SECTION 2.** The City Commission of the City of Oakland Park, Florida, hereby
80 approves and adopts the proposed EAR-based amendments to the Comprehensive Plan
81 that includes new, revised and/or updated text, as well as goals, objectives and policies
82 in the Future Land Use Element, Housing Element, Transportation and Mobility
83 Element, Infrastructure Element, Intergovernmental Coordination Element, Recreation
84 and Open Space Element, Conservation Element, Sustainability and Resiliency Element,
85 Coastal Element, Economic Development Element, Private Property Rights Element,
86 Capital Improvements Element, Public Schools Facilities Element, Land Use
87 Implementation, Capital Improvements Implementation, and Monitoring and
88 Evaluation, and adopting the revised Oakland Park Comprehensive Plan update to the
89 Future Land Use Map Series, attached hereto and identified as exhibit “A”.
90

91 **SECTION 3.** The City Commission of the City of Oakland Park, Florida, hereby
92 authorizes the appropriate City Officials to submit the appropriate number of copies of
93 this Ordinance and the Oakland Park Comprehensive Plan to the State of Florida
94 Department of Commerce, the South Florida Regional Planning Council, the Broward
95 County Planning Council, and to any other government or governmental agency that has
96 filed a written request with the City in accordance with and pursuant to Chapter 163,
97 Florida Statutes, and to keep available copies of the Comprehensive Plan Amendments
98 for public review and examination at the City Hall of the City of Oakland Park, Florida.
99

100 **SECTION 3.** The City Commission of the City of Oakland Park, Florida, hereby
101 authorizes the appropriate City Officials to submit the adopted Ordinance for the updated
102 Oakland Park Comprehensive Plan to the Broward County Planning Council with a
103 request that the Planning Council provisional certify the updated Oakland Park
104 Comprehensive Plan.
105

106 **SECTION 5.** If any clause, section, or other part of this Ordinance shall be held
107 by any Court of competent jurisdiction to be unconstitutional or invalid, such
108 unconstitutional or invalid part shall be considered as eliminated and in no way affecting
109 the validity of the other provisions of this Ordinance.
110

111 **SECTION 6.** All Ordinances or parts of Ordinances in conflict herewith are
112 hereby repealed to the extent of such conflicts.
113

114 **SECTION 7.** This Ordinance shall not become effective until thirty-one (31)
115 days after the State of Florida Department of Commerce notifies the City that the
116 Comprehensive Plan Amendments are complete. If timely challenged, the
117 Comprehensive Plan Amendments do not become effective until the State of Florida
118 Department of Commerce, or the Administration Commission enters a final order
119 determining the Comprehensive Plan Amendments are to be in compliance.

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**PASSED BY THE CITY COMMISSION OF THE CITY OF OAKLAND PARK,
FLORIDA, ON FIRST READING, THIS DAY OF , 2023.**

M. ROSENWALD	_____
T. LONERGAN	_____
S. ARNST	_____
L. NEWBOLD	_____
A. GORDON	_____

**PASSED AND ENACTED BY THE CITY COMMISSION OF THE CITY OF
OAKLAND PARK, FLORIDA, ON SECOND READING, THIS DAY OF
2023.**

CITY OF OAKLAND PARK, FLORIDA

MAYOR AISHA GORDON	
M. ROSENWALD	_____
T. LONERGAN	_____
S. ARNST	_____
L. NEWBOLD	_____
A. GORDON	_____

ATTEST:

RENEE M. SHROUT, CMC, CITY CLERK
LEGAL NOTE:

I hereby certify that I have approved the form of this Ordinance. (O-2023-XXX)

DONALD J. DOODY, CITY ATTORNEY