

PROPOSED

ORDINANCE NO.

1 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD
2 COUNTY, FLORIDA, ADOPTING AN AMENDMENT TO THE BROWARD COUNTY
3 COMPREHENSIVE PLAN TEXT; AMENDING THE BROWARD COUNTY
4 COMPREHENSIVE PLAN TEXT RELATED TO THE WATER MANAGEMENT
5 ELEMENT; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

6 (Sponsored by the Board of County Commissioners)
7

8 WHEREAS, Broward County adopted the Broward County Comprehensive Plan
9 on April 25, 2017 (the Plan);

10 WHEREAS, the Department of Commerce has found the Plan in compliance with
11 the Community Planning Act;

12 WHEREAS, Broward County now wishes to propose an amendment to the Plan
13 text regarding the Water Management Element;

14 WHEREAS, the Public Works and Environmental Services Department (f/k/a the
15 Resilient Environment Department), as the local planning agency for the Broward County
16 Comprehensive Plan, held its hearing on the proposed amendment on October 8, 2025,
17 with due public notice;

18 WHEREAS, the Board of County Commissioners held its transmittal public hearing
19 on December 9, 2025, at 10:00 a.m., having complied with the notice requirements
20 specified in Subsection 163.3184(11), Florida Statutes;

21 WHEREAS, the Board of County Commissioners held an adoption public hearing
22 on March 3, 2026, at 10:00 a.m. [also complying with the notice requirements specified
23 in Section 163.3184(11), Florida Statutes] at which public comment was accepted and
24 comments of the Department of Commerce, South Florida Regional Planning Council,
25 South Florida Water Management District, Department of Environmental Protection,
26 Department of State, Department of Transportation, Fish and Wildlife Conservation
27 Commission, Department of Agriculture and Consumer Services, and Department of
28 Education, as applicable, were considered; and

29 WHEREAS, the Board of County Commissioners, after due consideration of all
30 matters, hereby finds that the following amendment to the Plan is consistent with the State
31 Plan, Regional Plan, and the Plan; complies with the requirements of the Community
32 Planning Act; and is in the best interests of the health, safety, and welfare of the residents
33 of Broward County,

34 BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
35 BROWARD COUNTY, FLORIDA:

36 Section 1. The Plan is hereby amended by Amendment 25-T1, which is a text
37 amendment related to the Water Management Element, as set forth in Exhibit A, attached
38 hereto and incorporated herein.

Section 2. Severability.

If any portion of this Ordinance is determined by any court to be invalid, the invalid portion will be stricken, and such striking will not affect the validity of the remainder of this Ordinance. If any court determines that this Ordinance, in whole or in part, cannot be legally applied to any individual, group, entity, property, or circumstance, such determination will not affect the applicability of this Ordinance to any other individual, group, entity, property, or circumstance.

Section 3. Effective Date.

(a) The effective date of the plan amendment set forth in this Ordinance shall be the later of:

- (1) Thirty-one (31) days after the Department of Commerce notifies Broward County that the plan amendment package is complete;
- (2) If the plan amendment is timely challenged, the date a final order is issued by the Administration Commission or the Department of Commerce finding the amendment to be in compliance;
- (3) If the Department of Commerce or the Administration Commission finds the amendment to be in noncompliance, pursuant to Section 163.3184(8)(b), Florida Statutes, the date the Board of County Commissioners nonetheless elects to make the plan amendment effective notwithstanding potential statutory sanctions;
- (4) If a Declaration of Restrictive Covenants is applicable, as per Exhibit B, the date the Declaration of Restrictive Covenants is recorded in the Official Records of Broward County; or

- 62 (5) If recertification of the municipal land use plan amendment is required, the
63 date the municipal amendment is recertified.
64 (b) This Ordinance is effective as of the date provided by law.

ENACTED

PROPOSED

FILED WITH THE DEPARTMENT OF STATE

EFFECTIVE

Approved as to form and legal sufficiency:
Andrew J. Meyers, County Attorney

By: /s/ Maite Azcoitia 12/18/2025
Maite Azcoitia (date)
Deputy County Attorney

MA/gmb
12/18/2025
25-T1 Water Management Element.Ord
File #80041

Coding: Words ~~stricken~~ are deletions from existing text. Words underlined are additions to existing text.

Exhibit A

POLICY WM2.1 Broward County hereby adopts by reference the 2025 Broward County Water Supply Facilities Work Plan (WSFWP), dated ~~April 21, 2020~~ and included as ~~(see Attachment A of the Water Management Element)~~, that, at a minimum:

1. Provides ~~for a~~ planning period of not less than 10 years;
2. Requires updates at least every five (5) years and/or within 18 months after the South Florida Water Management District governing board approves its Lower East Coast Water Supply Plan;
3. Addresses development and building of public, private, and regional water supply facilities, including development of alternative water supplies that are identified in the Broward County Comprehensive Plan's Water Management Element;
4. ~~The WSFWP addresses issues that pertain to~~ Guarantees ~~Addresses~~ water supply facilities and requirements needed to serve current and future development within the County's water service area;
5. ~~The County shall review and update the WSFWP at least every 5 years, within eighteen (18) months after the adoption of an update to the SFWMD LECRWSP. Any changes to occur within the first 5 years of the WSFWP shall be included in the~~ Achieves ~~annual Capital Improvements Plan update to ensure consistency between with~~ the Water Management Element and the Capital Improvements Element;
6. Endeavors to cooperatively plan with local governments, public and private utilities, regional water supply authorities, special districts, and water management districts for the development of multijurisdictional traditional and alternative water supply facilities to meet projected demands.