

TOWN OF DAVIE

TOWN COUNCIL AGENDA REPORT

TO: Mayor and Councilmembers

FROM/PHONE: Kenneth Cohen, Acting Town Administrator/954-797-1030

PREPARED BY: Barbara McDaniel, MMC, Assistant Town Clerk

SUBJECT: Ordinance - Amending Section 2-73(g) of the Town Code

AFFECTED DISTRICT: Townwide

TITLE OF AGENDA ITEM: AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING ORDINANCE NO. 2002-9; AMENDING SECTION 2-73(g) OF THE DAVIE CODE OF ORDINANCES ENTITLED, "DAVIE WATER AND ENVIRONMENTAL ADVISORY BOARD;" PROVIDING THAT THE BOARD SHALL CONSIST OF FIVE (5) MEMBERS; AND PROVIDING FOR AN EFFECTIVE DATE.

REPORT IN BRIEF: Pursuant to the direction of the Town Council at its December 21, 2005 meeting, this ordinance amends Ordinance No. 2002-9 and Section 2-73(g) of the Davie Code of Ordinances relevant to the Davie Water and Environmental Advisory Board. This ordinance amends Ordinance No. 2002-9 and Section 2-73(g) of the Davie Code of Ordinance by providing that the Board consist of five (5) members as opposed to ten (10) members. Each Councilmember shall have one (1) exclusive appointment.

On January 10, 2006, the Town Attorney's Office opined that the ordinance was found to be in acceptable legal form.

PREVIOUS ACTIONS: Ordinance No. 2002-9 was approved on March 19, 2002.

CONCURRENCES: n/a

FISCAL IMPACT: n/a

RECOMMENDATION: This ordinance is complete and suitable for transmittal to Town Council for further consideration.

ATTACHMENTS: Ordinance

ORDINANCE _____

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING ORDINANCE NO. 2002-9; AMENDING SECTION 2-73(g) OF THE DAVIE CODE OF ORDINANCES ENTITLED, "DAVIE WATER AND ENVIRONMENTAL ADVISORY BOARD;" PROVIDING THAT THE BOARD SHALL CONSIST OF FIVE (5) MEMBERS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Ordinance No. 2002-9 was adopted by the Town Council to provide a uniform policy concerning the Town's Advisory Board/Committees; and

WHEREAS, Ordinance No. 2002-9 established that the Davie Water and Environmental Advisory Board shall consist of ten (10) members with each Councilmember having two (2) exclusive appointments; and

WHEREAS, the provisions of Ordinance No. 2002-9 relating to the Davie Water and Environmental Advisory Board have been incorporated within Section 2-73 of the Davie Code of Ordinances; and

WHEREAS, the Town Council of the Town of Davie desires to amend Ordinance No. 2002-9 and Section 2-73(g) of the Code of Ordinances, entitled "Davie Water and Environmental Advisory Boards," to provide that the Board shall consist of five (5) members with each Councilmember having one (1) exclusive appointment.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA:

SECTION 1. That Section 2-73(g) of the Davie Town Code is amended to read as follows:

(g) Davie Water and Environmental Advisory Board

1. There shall be five (5) members of the Davie Water and Environmental Advisory Board.

~~12.~~ This Board provides advice to the Town Council and to the Town Administrator on matters of water quality and service level on issues affecting the preservation and protection of the environment, the Town's natural resources and its wildlife. Within the areas of the Board's charge shall be issues including, but not limited to, water conservation, water source and quality of supply, preservation of the quality of the environment and protection of wildlife. The areas of interest shall be broadly defined as they relate to the source, supply, treatment and construction of potable

water resources in the community and the preservation and protection of the Town's environment and wildlife.

- 23. Insofar as possible, one member shall be a licensed engineer.
- 34. Meetings will be held once every two (2) months on even numbered months.

SECTION 2. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of this Ordinance.

SECTION 3. This Ordinance shall take effect immediately upon its passage and adoption.

PASSED ON FIRST READING THIS _____ DAY OF _____, 2006

PASSED ON SECOND READING THIS _____ DAY OF _____, 2006

MAYOR/ COUNCILMEMBER

ATTEST:

TOWN CLERK

APPROVED THIS _____ DAY OF _____, 2006

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