

RESOLUTION NO. 138-24

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH PROVIDING ITS SUPPORT FOR THE BEACH AND COASTAL MANAGEMENT PROGRAMS OF THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, SUBJECT TO THE CITY'S REGULATORY AUTHORITY AND CODE OF ORDINANCES; ADVISING THE STATE THAT THE CITY WILL HAVE THE ABILITY TO PROVIDE THE LOCAL FUNDING SHARE NECESSARY TO IMPLEMENT THE STATE BEACH AND COASTAL MANAGEMENT PROGRAMS IN WHICH THE CITY ELECTS TO PARTICIPATE; PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, the City of Delray Beach (the "City") desires to support the beach and coastal management programs of the Florida Department of Environmental Protection ("FDEP"), subject to the City's regulatory authority and the Code of Ordinances; and

WHEREAS, the City desires to advise the State that the City will have the ability to provide the local funding share necessary to implement the state beach and coastal management programs in which the City elects to participate; and

WHEREAS, the City adopts, on a yearly basis, the Capital Improvement Program which appropriates the funds necessary for the continued maintenance and construction of the beach nourishment projects; and

WHEREAS, the City wishes to forward the City's intent of long-term maintenance and funding of its beach and Coastal Management Programs to the State; and

WHEREAS, the City Commission deems approval of this Resolution to be in the best interest of the health, safety, and welfare of the residents and citizens of the City of Delray Beach and the public at large.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. The foregoing recitals are hereby affirmed and ratified.

Section 2. The City of Delray Beach hereby supports the beach and coastal management programs of the FDEP, subject to the City's regulatory authority and the Code of Ordinances.

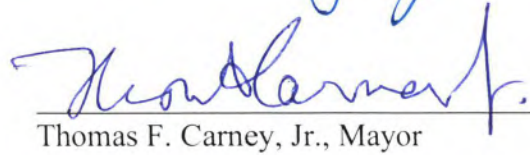
Section 3. The City of Delray Beach hereby provides its support for the City's renourishment project and affirms its ability to provide the necessary local match necessary to

implement any FDEP beach and coastal management program in which the City elects to participate.

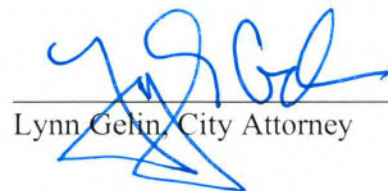
Section 4. This resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED in regular session on the 9<sup>th</sup> day of July, 2024.  
ATTEST:

  
Katerri Johnson, City Clerk

  
Thomas F. Carney, Jr., Mayor

Approved as to form and legal sufficiency:

  
Lynn Gehl, City Attorney





# Public Works Department City Commission Items Cover Sheet

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**TO:** City Clerk's Office

**FROM:** Amanda Skeberis, Business Operations Administrator

**DATE:** July 5, 2024

**RE:** Legistar File #24-845 for the July 9 City Commission Agenda

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## **ATTACHMENTS**

Documents for file #24-845:

RESOLUTION NO. 138-24 BEACH RENOURISHMENT PROGRAM

- Agenda Cover Report
- Legal Review
- Resolution No. 138-24

## **REQUEST**

Please return a scanned copy of document(s) to  
**[skeberisa@mydelraybeach.com](mailto:skeberisa@mydelraybeach.com)**

## **ADDITIONAL NOTES**

- N/A

If you have any questions, please feel free to contact me at 561-243-7329.

*Thank you!*



CITY OF DELRAY BEACH  
CITY ATTORNEY'S OFFICE  
200 NW 1<sup>ST</sup> Avenue, Delray Beach, FL 33444  
561-243-7090



## LEGAL REVIEW FORM

This form is to be used solely for the legal review of documents not including procurement agreements. Procurement Agreements are reviewed under a separate cover. This form shall only be completed by a member of the City Attorney's Office.

**Date of Review:** 06/05/2024

**Document Name:** Resolution 138-24

**Document Type:** Resolution confirming City's annual support for the Beach and Coastal Management Programs of FDEP and ability to provide the local funding share necessary to implement the State management programs.

**Submitted by:** Cynthia Buisson

☒ This document is approved as to form and legal sufficiency.

☐ This document is approved as to form and legal sufficiency; however, the undersigned made the following change(s):

☐ This document is not approved as to form and legal sufficiency for the following reason(s):

\_\_\_\_\_.

**Notes:**

s/William M. Bennett, Esq.  
Assistant City Attorney

**Copy to:**

     City Attorney's Office (with a copy of the approved document)  
  X   Other: Cynthia Buisson and Amanda Skeberis