

1 RESOLUTION NO. 2017-

2 A RESOLUTION OF THE BOARD OF COUNTY
3 COMMISSIONERS OF BROWARD COUNTY, FLORIDA,
4 ADOPTING THE UPDATE OF THE
5 MULTIJURISDICTIONAL ENHANCED LOCAL MITIGATION
6 STRATEGY ("ELMS") PLAN; AND PROVIDING FOR
7 SEVERABILITY AND AN EFFECTIVE DATE.

8 WHEREAS, Federal Emergency Management Agency (FEMA) regulation
9 44 C.F.R. § 201.6(d)(3) requires local jurisdictions to review and update their Local
10 Mitigation Strategy plans (LMS) every five (5) years to reflect changes in development,
11 progress in mitigation efforts, and changes in priorities in order to maintain eligibility for
12 mitigation project grant funding; and

13 WHEREAS, these plans serve as blueprints for mitigation planning to assist local
14 governments in reducing threats from natural and man-made hazards; and

15 WHEREAS, these plans are submitted to the Florida Division of Emergency
16 Management (FDEM) for initial review and coordination, then to the FEMA for review
17 and approval; and

18 WHEREAS, on January 5, 2010, the Broward County Board of County
19 Commissioners (the "Board") adopted Resolution No. 2010-015, which approved the
20 December 2009 LMS; and

21 WHEREAS, on February 5, 2013, the Board adopted Resolution No. 2013-034,
22 which approved an Enhanced Local Mitigation Strategy (ELMS) modifying and
23 improving the previous LMS; and

24 WHEREAS, on April 26, 2016, the Board approved an Agreement between
Broward County (the "County") and FDEM for the Pre-Disaster Mitigation Grant
Program in support of an enhanced mitigation planning program; and

1 WHEREAS, on June 12, 2017, and August 17, 2017, the County's Emergency
2 Management Division (EMD) held public meetings to gather public comments prior to
3 submitting the proposed ELMS to the FDEM and FEMA for final review and
4 approval; and

5 WHEREAS, on October 18, 2017, the FDEM issued an approval of the proposed
6 ELMS pending adoption by the County; and

7 WHEREAS, FEMA's approval of the County's current ELMS will expire on
8 March 18, 2018, NOW, THEREFORE,

9
10 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
11 BROWARD COUNTY, FLORIDA:

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13 Section 1. That the foregoing clauses are hereby ratified and confirmed as
14 being true and correct and are hereby made a specific part of this Resolution upon
15 adoption hereof.

16 Section 2. That the Board hereby adopts the multijurisdictional ELMS plan
17 approved by FDEM as meeting all current requirements for such a plan.

18 Section 3. SEVERABILITY.

19 If any portion of this Resolution is determined by any Court to be invalid, the
20 invalid portion shall be stricken, and such striking shall not affect the validity of the
21 remainder of this Resolution. If any Court determines that this Resolution, or any
22 portion hereof, cannot be legally applied to any individual(s), group(s), entity(ies),
23 property(ies), or circumstance(s), such determination shall not affect the applicability
24 hereof to any other individual, group, entity, property, or circumstance.

Coding: Words in ~~struck-through~~ type are deletions from existing text. Words in
underscoring type are additions.

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Section 4. EFFECTIVE DATE.

This Resolution shall become effective upon adoption.

ADOPTED this _____ day of _____, 2017.

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

By /s/ Mark A. Journey 11/20/17
Mark A. Journey (date)
Assistant County Attorney

MAJ/mm
11/20/17
Emergency Local Mitigation Plans Reso
#17-008
#17-111

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