

ORDINANCE NO. 4298-10

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, ADOPTING CHAPTER 2 (ADMINISTRATION), ARTICLE III (BOARDS, COMMITTEES AND COMMISSIONS), DIVISION 3 (SUSTAINABILITY ADVISORY COMMITTEE) OF THE CODE OF ORDINANCES, CREATING A SUSTAINABILITY ADVISORY COMMITTEE; PROVIDING A CONFLICTS CLAUSE, A CODIFICATION CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

\* \* \* \* \*

**WHEREAS**, the City Commission finds that the goal of sustainability is to "meet present needs without compromising the ability of future generations to meet their needs" and to "do unto future generations as you would have them do unto you;" and

**WHEREAS**, the City Commission wishes to reduce greenhouse gas emissions, increase energy efficiency, conserve water, reduce waste, and employ environmentally-responsible products and technologies; and

**WHEREAS**, the City Commission wishes to promote the use of methods, systems and materials that do not deplete natural land, water, and energy resources or harm natural cycles; and

**WHEREAS**, the City Commission wishes to encourage the growth of green businesses and green jobs within the City of West Palm Beach, as well as the adoption of sustainable practices by existing businesses; and

**WHEREAS**, the City Commission wishes to empower every resident of the city, regardless of social demographics or economic means, by informing city residents of practical and attainable ways to live sustainably; and

**WHEREAS**, the City Commission wishes to lead by example as a green municipality and encourage sustainability as an integral part of the future development of the city; and

**WHEREAS**, the City Commission wishes to work cooperatively with leaders in the nonprofit and academic communities, the private sector, the State of Florida, the Federal government and local governments throughout Palm Beach County and South Florida in matters relating to sustainability; and

**WHEREAS**, the City Commission wishes to create a Sustainability Advisory Committee to assist in the development and implementation of a city-wide sustainability action plan; and

All text which is added is underlined and all text which is ~~stricken~~ is deleted.

\*\*\*Asterisks indicate text not amended, but not included to save space

**WHEREAS**, the City Commission wishes to create a Sustainability Advisory Committee to advise and make recommendations to the City Commission that advance the intent of this Ordinance.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, that:**

**SECTION 1:** The City Commission of the City of West Palm Beach, Florida, hereby adopts Chapter 2 (Administration), Article III (Boards, Committees and Commissions), Division 3 (Sustainability Advisory Committee), of the Code of Ordinances, which shall read as follows:

**DIVISION 3. SUSTAINABILITY ADVISORY COMMITTEE**

**Sec. 2-111. Intent.**

The sustainability goals of the city are expressed as follows:

- (a) Reduce greenhouse gas emissions, increase energy efficiency, conserve water, reduce waste, and employ environmentally-responsible products and technologies.
- (b) Promote the use of methods, systems and materials that do not deplete natural land, water, and energy resources or harm natural cycles.
- (c) Encourage the growth of green businesses and green jobs within the city, as well as the adoption of sustainable practices by existing businesses.
- (d) Empower every resident of the city, regardless of social demographics or economic means, by informing city residents of practical and attainable ways to live sustainably.
- (e) Lead by example as a green municipality.
- (f) Work cooperatively with leaders in the nonprofit and academic communities, the private sector, the State of Florida, the Federal government and local governments throughout Palm Beach County and South Florida in matters relating to sustainability.
- (g) Encourage sustainability as an integral part of the future development of the city.
- (h) Develop and implement a city-wide sustainability action plan.

**Sec. 2-112. Established.**

The sustainability advisory committee of the city is hereby established as a permanent advisory body to the city.

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**Sec. 2-113. Composition; appointment; terms.**

The sustainability advisory committee shall be composed of nine regular members, appointed by the mayor for terms of two years, except that the members of the first committee to serve shall be appointed so that four members shall serve one-year terms, and five members shall serve two-year terms.

**Sec. 2-114. Organization.**

- (a) The mayor shall select a chair to preside at the meetings of the sustainability advisory committee. The chair shall be the official spokesperson for the sustainability advisory committee and the formal liaison between the sustainability advisory committee and the city commission.
- (b) The sustainability advisory committee may formulate rules and regulations for the conduct of its business.
- (c) The sustainability advisory committee may select a vice-chair and any other officers as the committee may deem necessary.

**Sec. 2-115. Qualifications of members; compensation; vacancies.**

- (a) Members of the sustainability advisory committee shall be residents of the city or shall have a principal place of employment located within the city.
- (b) Members of the sustainability advisory committee shall, to the greatest extent possible, have knowledge and experience in sustainability matters that advance the sustainability goals of the city, including the following professional categories: green building, energy conservation, water conservation, land planning, food issues, economic and job development, education, transportation, legislative/legal or any other sustainability focused professional category.
- (c) Members of the sustainability advisory committee shall serve without compensation.
- (d) Vacancies on the sustainability advisory committee shall be filled in the same manner as original appointments.

**Sec. 2-116. Duties and responsibilities.**

The duties and responsibilities of the sustainability advisory committee are as follows:

- (a) Advise and make recommendations to the city commission that advance the intent of this division.
- (b) Perform and carry out such duties and functions of an advisory nature as may be assigned by the city commission.

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**Sec. 2-117. Meetings.**

- (a) The sustainability advisory committee shall meet at least once every three months on a regular basis, which date shall be established by its members. The sustainability advisory committee may hold special meetings at the direction of its chair upon 24-hour notice.
- (b) All meetings of the sustainability advisory committee shall be open to the public, and the order of business and procedure to be followed shall be as determined by the sustainability advisory committee.

**SECTION 2:** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 3:** Should any section or provision of this Ordinance, or any portion thereof, or any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder thereof.


**SECTION 4:** Authority is hereby granted to codify this Ordinance.

**SECTION 5:** This Ordinance shall become effective in accordance with law.


FIRST READING THIS 20<sup>th</sup> DAY OF September, 2010.

SECOND READING AND FINAL PASSAGE THIS 4<sup>th</sup> DAY OF October, 2010.

CITY OF WEST PALM BEACH  
(CORPORATE SEAL)

BY ITS CITY COMMISSION  
  
PRESIDING OFFICER

ATTEST:  
  
Deputy CITY CLERK

CITY ATTORNEY'S OFFICE  
Approved as to form and legal sufficiency  
By:   
Date: 9/29/2010

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