

ORDINANCE NO. 2011 – 014

AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA REDISTRICTING THE TOWN IN ACCORDANCE WITH SECTION 2.04 (b) OF THE TOWN'S CHARTER TO INCORPORATE THE RESULTS OF THE 2010 CENSUS; REPLACING RESOLUTION NO. 2001-70 BY ESTABLISHING AND ADOPTING FOUR (4) NEW RESIDENTIAL ELECTION DISTRICTS AT LEAST SIX (6) MONTHS PRIOR TO THE QUALIFYING PERIOD FOR THE MUNICIPAL ELECTION OF 2012; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE TOWN'S CODE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 2.04(b) of the Town's Charter provides for the Town to be broken into four (4) residential districts, which shall be as nearly equal in population as practicable; and

WHEREAS, these four (4) residential districts are to be reviewed and possibly redrawn based upon the results of the decennial census; and

WHEREAS, as a result of the 2000 census, on June 14, 2001, the Town adopted its first residential districts pursuant to Resolution No. 2001-70; and

WHEREAS, as a result of the 2010 census, on March 10, 2011, pursuant to Resolution No. 2011-037, the Town Council approved an Agreement with Scott Burton, d/b/a Geoweb Consulting Services to provide professional consulting services relating to the review and the analysis of the 2010 census data and the Town's four residential election districts; and

WHEREAS, to fully vet the consultant's analysis and findings, on April 14, 2011, pursuant to Resolution No. 2011-050, the Town created a Redistricting Advisory Board to; and

WHEREAS, after an extensive review of the consultant's analysis and findings, all at publicly noticed meetings, the Redistricting Advisory Board worked with the consultant to come up with four possible redistricting scenarios in response to the population changes in the Town; and

WHEREAS, after carefully examining the four possible redistricting scenarios, the Redistricting Advisory Board finds that Scenario 3, attached hereto as Exhibit "A" and incorporated herein by reference, divides the Town into four residential election districts as nearly equal in population as practicable, and is in the best interest of the health, safety, and welfare of the Town; and

WHEREAS, after reviewing the proposed district maps, at two publicly noticed meetings, the Town Council concurs with the Redistricting Advisory Board's recommendation and selects Scenario 3 to serve as the four residential districts of the Town, and similarly finds that Scenario 3 divides the Town into four residential districts as nearly equal in population as practicable, and is in the best interest of the health, safety, and welfare of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF SOUTHWEST RANCHES FLORIDA:

Section 1: Recitals. The above recitals above are true and correct and are incorporated herein by reference.

Section 2: In accordance with Section 2.04 (b) of the Town's Charter, following an extensive review of the 2010 census data, and a complete review of the Town's population changes, and residential election district options, the Town Council hereby selects Scenario 3, as attached hereto and incorporated herein by reference as Exhibit "A", to represent the defined boundaries of the four residential election districts of the Town.

Section 3: The Town hereby replaces Resolution No. 2001-070, and establishes four new residential election districts, which have been created at least six months prior to the qualifying period for the municipal election of 2012.

Section 4: Conflicts. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

Section 5: Severability. If any portion of this Ordinance is determined by any Court to be invalid, the invalid portion shall be stricken, and such striking shall not affect the validity of the remainder of this Ordinance. If any Court determines that this Ordinance, or any portion hereof, cannot be legally applied to any individual(s), group(s), entity(ies), property(ies), or circumstance(s), such determination shall not affect the applicability hereof to any other individual, group, entity, property or circumstance.

Section 6: Inclusion in Code. It is the intention of the Town Council that the provisions of this Ordinance shall become and be made a part of the Town of Southwest Ranches Code; and that the sections of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

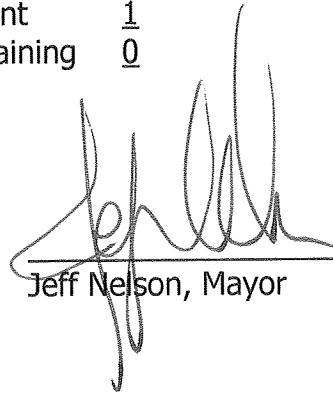
Section 7: Effective Date. This Ordinance shall be effective immediately upon its adoption.

PASSED ON FIRST READING this 7th day of September, 2011 on a motion made by Council Member McKay and seconded by Council Member Jablonski.

PASSED AND ADOPTED ON SECOND READING this 22nd day of September, 2011 on a motion made by Council Member Breitkreuz and seconded by Council Member Jablonski.

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| Nelson | <u>ABSENT</u> |
| Fisikelli | <u>YES</u> |
| Breitkreuz | <u>YES</u> |
| McKay | <u>YES</u> |
| Jablonski | <u>YES</u> |

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| Ayes | <u>4</u> |
| Nays | <u>0</u> |
| Absent | <u>1</u> |
| Abstaining | <u>0</u> |




Jeff Nelson, Mayor

Attest:



Erika Gonzalez-Santamaria, Town Clerk

Approved as to Form and Correctness:



Keith M. Poliakoff, J.D., Town Attorney
ACTIVE: 3469977_1