

**ORDINANCE
2007- 51**

**An Ordinance Amending the Walton County Land
Development Code to Establish a Height Limitation for
All of Walton County; Providing for Severability, and
Providing for an Effective Date**

WHEREAS, the Legislature of the State of Florida has, in Chapter 125, F.S. delegated the responsibility to local governmental units to adopt regulations designed to promote the public health, safety, and general welfare of its citizens; and

WHEREAS, Sections 163.3201 and 163.3202, Florida Statutes, require local governments to implement the provisions of their comprehensive plans through the adoption of land development regulations; and

WHEREAS, Walton County has adopted a Land Development Code in accordance with these statutes to ensure the County's orderly growth and development; and

WHEREAS, Walton County, to ensure the County's continued orderly growth and development, finds it prudent to amend its Land Development Code to respond to the changing needs and conditions within said county;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF WALTON COUNTY, that the Walton County Land Development Code be amended as follows:

Section 1: Section 5.00.06 of the Walton County Land Development Code is amended as follows:

5.00.06 Height Limitation, Exceptions, and Measurement Methodology

Notwithstanding any other provisions of this Code, no man-made improvements higher than four (4) stories of habitable space or fifty feet (50') in height, whichever is less, shall be permitted ~~south of the Choctawhatchee Bay and the Intracoastal Waterway in Walton County, except as noted herein in the~~ unincorporated areas of Walton County. Legitimate agricultural and industrial uses shall be exempt from this limitation.

Section 2. Severability

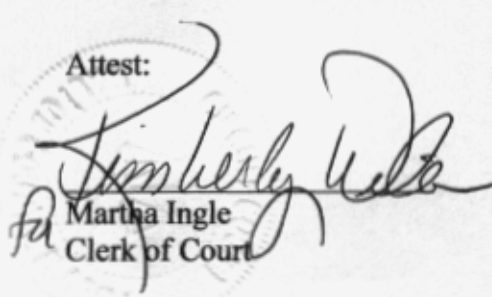
Should any word, phrase, sentence, or section of this ordinance be held by a court of competent jurisdiction to be illegal, void, unenforceable, or unconstitutional, then such shall be severed from this ordinance, and the remainder of the ordinance shall remain in full force and effect.

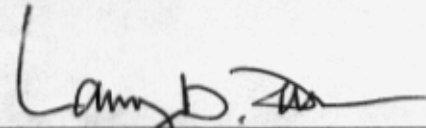
Section 3. Effective Date

This ordinance shall take effect as provided by law and shall be automatically repealed by November 27, 2008.

Duly enacted, by the Board of County Commissioners of Walton County, Florida, at a regular meeting on the 27th day of November, 2007.

BOARD OF COUNTY COMMISSIONERS
WALTON COUNTY, FLORIDA

Attest: 
Martha Ingle
Clerk of Court

By: 
Larry Jones, Chair