

AN ORDINANCE OF WALTON COUNTY, FLORIDA, ADOPTING A FUTURE LAND USE MAP AMENDMENT TO THE WALTON COUNTY COMPREHENSIVE PLAN; SETTING FORTH THE AUTHORITY FOR ADOPTION; AMENDING THE FUTURE LAND USE MAP; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY AND CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Legislature of the State of Florida has, in Chapter 125, Florida Statutes, 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, Chapter 163, Part II, Florida Statutes, establishes the Local Government Comprehensive Planning and Land Development Regulation Act; and

WHEREAS, Chapter 163, Part II, Florida Statutes, requires local governments desiring to revise their comprehensive plans to prepare and adopt comprehensive plan amendments; and

WHEREAS, pursuant to Section 163.3184, Florida Statutes, the Walton County Planning Commission and Board of County Commissioners have held several public workshops, public meetings, and public hearings with due public notice and received public comments concerning the subject map amendment to the Comprehensive Plan; and

WHEREAS, after due public notice, the Walton County Board of County Commissioners held a transmittal hearing on September 28, 2010 and October 4, 2010 and transmitted the proposed amendment to the Department of Community Affairs as the State Land Planning Agency and provided a copy to other state and regional agencies as required by Chapter 163, Part II, Florida Statutes; and

WHEREAS, on December 14, 2010, the Department of Community Affairs issued its Objections, Recommendations, and Comments Report to the proposed comprehensive plan amendments for Walton County (DCA 10-1ER); and

WHEREAS, the Walton County Board of County Commissioners held an adoption hearing on March 1, 2011, for the proposed amendments to its comprehensive plan, including the subject amendment, in accordance with the requirements of Section 163.3184, Florida Statutes, with due public notice having been provided; and

WHEREAS, the Walton County Board of County Commissioners considered all oral and written comments received during such public hearings, including the data and analyses provided for this amendment, the recommendations of the Planning Commission, and the Objections, Recommendations, and Comments Report of the Department of Community Affairs, and subsequent Response by Walton County, and

WHEREAS, in the exercise of its authority, the Walton County Board of County Commissioners has determined that the adoption of this amendment is in the best interest and welfare of the residents of Walton County; and

WHEREAS, this ordinance shall be considered a final order as required in Section 10.03.03 of the Walton County Land Development Code;

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Walton County, Florida, as follows:

SECTION I: PURPOSE AND INTENT.

This Ordinance is hereby enacted to carry out the purpose and intent of, and exercise the authority set out in, the Local Government Comprehensive Planning and Land Development Regulation Act, Chapter 163, Part II, Florida Statutes, as amended.

SECTION II: FUTURE LAND USE MAP AMENDMENT.

The Board of County Commissioners hereby adopts the following amendment to the Future Land Use Map of the Walton County Comprehensive Plan, as amended, which is attached hereto as Exhibit "A", and incorporated herein by reference as a part hereof, being an amendment to the Future Land Use Map:

FINDINGS OF FACT: The Board of County Commissioners finds as follows:

1. The applicants name and address is:

Walton County Board of County Commissioners
76 North 6th Street
DeFuniak Springs, FL 32433

2. Amendment Number 351: Amend the adopted Future Land Use Map designation of 0.74 +/- acres, identified by parcel number 24-3N-21-37040-00C-0170, located in the northwest portion of the intersection of Wilderness Road and U.S. Highway 90 in Mossy Head, more particularly described as:

Commence at the Northwest corner of Section 24, Township 3 North, Range 21 West; thence North 89 degrees 25 minutes 47 seconds East 3975.58 feet; thence South 00 degrees 07 minutes 50 seconds West 1109.22 feet; thence South 71 degrees 20 minutes 59 seconds West 102.47 feet to Point of Beginning; thence continue South 71 degrees 20 minutes 59 seconds West 157.0 feet; thence North 18 degrees 39 minutes 01 seconds West 100.0 feet; thence North 71 degrees 20 minutes 59 seconds East 157.0 feet; thence South 18 degrees 39 minutes 01 seconds East 100.0 feet to a Point of Beginning, Walton County, Florida.

AND

Commence at the Northwest corner of Section 24, Township 3 North, Range 21 West; thence North 89 degrees 25 minutes 47 seconds East 3975.58 feet; thence South 00 degrees 07 minutes 50 seconds West 974.22 feet for Point of Beginning; thence continue South 00 degrees 07 minutes 50 seconds West 135.0 feet; thence South 71 degrees 20 minutes 59 seconds West 102.47 feet; thence North 18 degrees 39 minutes 01 seconds West 100.0 feet; thence North 00 degrees 07 minutes 50 seconds East 33.45 feet; thence North 71 degrees 20 minutes 59 seconds East 122.85 feet; thence North 89 degrees 25 minutes 47 seconds East 12.5 feet to Point of Beginning, Walton County, Florida. Subject to a 12.5 foot road easement along East line.

3. The proposed amendment is compatible with development in the area of the subject property.
4. The property is currently served with adequate public facilities.
5. Any development under this amendment will be required to meet all of the standards of the Walton County Comprehensive Plan and Land Development Code.
6. The property is currently designated as Rural Residential.
7. Upon the legally effective date of this Ordinance, the property will be re-designated as General Commercial.

SECTION II. FUTURE LAND USE MAP AMENDMENT:

The Future Land Use Map is amended to show the above described parcel to be within the General Commercial category. This addition increases the General Commercial land use category by 0.74 acres.

SECTION III. 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.

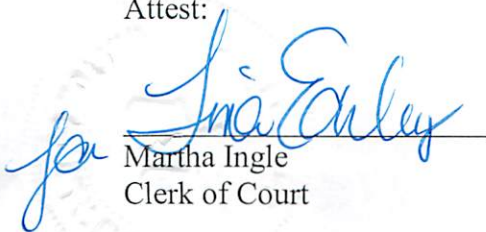
SECTION IV. EFFECTIVE DATE

This ordinance shall take effect as provided by law.

Duly enacted, by the Board of County Commissioners of Walton County, Florida, at a special meeting on the 1st day of March, 2011.

BOARD OF COUNTY COMMISSIONERS
WALTON COUNTY, FLORIDA

Attest:


Martha Ingle
Clerk of Court

By 
Larry Jones, Chair
Scott A. Brannon



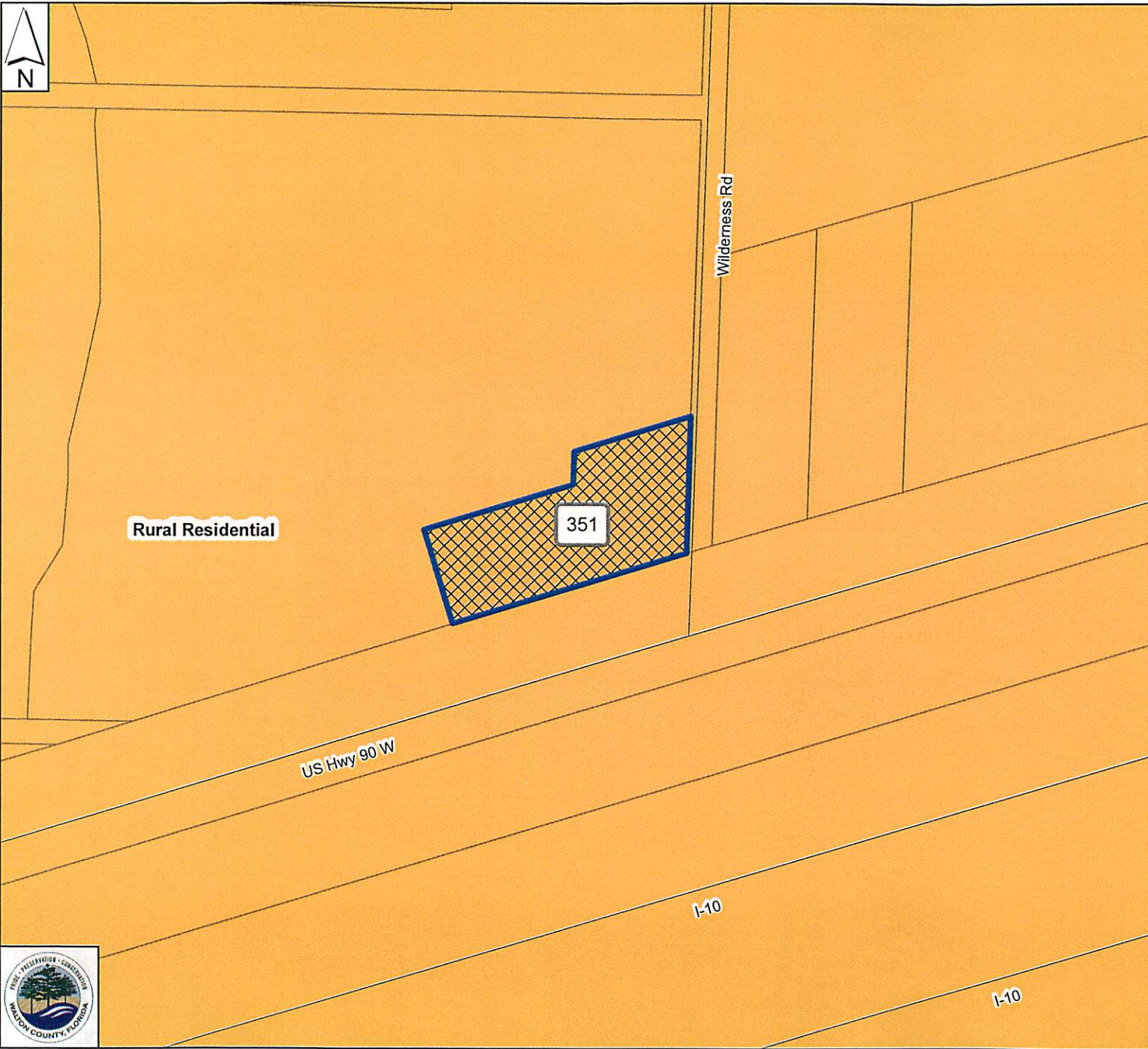


Map ID# 351

From: Rural Residential
To: General Commercial

Acreeage = 0.74

Exhibit
A



0.002005 0.01
Miles

Walton County Planning and Development Services
This GIS data is not a legal representation of the features depicted; any assumption of the legal status of this data is hereby disclaimed. Features are approximate, and are not necessarily accurate to mapping, surveying, or engineering standards.
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