

Ordinance Number 2011-72

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, Florida Statutes, establishes the Local Government Comprehensive Planning and Land Development Regulation Act; and

**WHEREAS**, Chapter 163, 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 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 having been provided, the Walton County Planning Commission held a public hearing on August 11, 2011, and the Walton County Board of County Commissioners adoption hearing on September 13, 2011 to consider the adoption of the proposed amendment to its comprehensive plan, in accordance with Section 163.3184, Florida Statutes; 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

**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, 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:  
Jerome and Christa Poelking  
4534 US Highway 331, South  
DeFuniak Springs, Florida 32435
2. Amendment Number 2011-18: Amend the adopted Future Land Use Map designation of 2.68 +/- acres in Walton County north of the Choctawhatchee Bay on parcel(s) identified as 23-2N-19-18000-011-0000. The property is located on the west side of US Highway 331, approximately 300' south of the Healthmark Regional Hospital, more particularly described as:  

**Begin at a concrete monument at the intersection of the West right-of-way line of State Road No. 83 and the North line of the South 990 feet of the N 1/2 of the W 1/2 of Section 23, Township 2 North, Range 19 West; thence South 30 degrees East along said right-of-way line a distance of 40.00 feet; thence South 71 degrees 57 minutes West a distance of 468.00 feet; thence North 35 degrees 56 minutes West a distance of 250.21 feet; thence North 71 degrees 11 minutes East a distance of 492.70 feet to a point on the aforementioned right-of-way line; thence South 30 degrees East along said right-of-way line a distance of 210 feet to the Point of Beginning, all being a part of Section 23, Township 2 North, Range 19 West, Walton County, Florida.**
3. The proposed amendment is compatible with future development in the area of the subject property.
4. The property is currently served with adequate public facilities.
5. The property is currently designated as Estate Residential.
6. Upon the legally effective date of this Ordinance, the property will be designated as Light Industrial.
7. Any future development under this amendment will be required to meet

all of the standards of the Walton County Comprehensive Plan and Land Development Code.

**SECTION III. CONFLICT WITH OTHER ORDINANCES OR CODES**

All Ordinances or parts of Ordinances of the Code of Ordinances of Walton County, Florida, in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

**SECTION IV. 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.

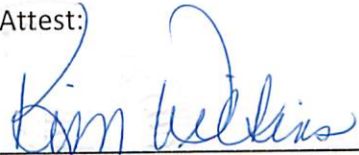
**SECTION V. EFFECTIVE DATE**

This ordinance shall take effect as provided by law.

Duly enacted, by the Board of County Commissioners of Walton County, Florida, at a regularly scheduled public hearing on the 13<sup>th</sup> day of September, 2011.

BOARD OF COUNTY COMMISSIONERS  
WALTON COUNTY, FLORIDA

Attest:

*for*  
  
Martha Ingle  
Clerk of Court

By:   
Larry Jones, Chair



Exhibit A

Total Acres: 2.68

From: Estate Residential  
To: Light Industrial



0 125 250 500 Feet



Walton County Planning and Development Services  
Project #2011-0702 and Amendment #SSA 2011-18  
The information provided in this document is for planning and  
presentation purposes only. It does not constitute an "assignment" of  
the Future Land Use Map until approved by the Walton County Board of  
County Commissioners in the method prescribed by state statute. Errors  
or omissions should be reported to the Walton County Planning and  
Development Services Division 450-267-1955.

Walton County Planning and Development Services  
Project # 2011-0702 SSA  
This data is provided with the understanding that the conclusions drawn  
from such information are solely the responsibility of the user. GIS data is not a legal representation of the features depicted, and  
any assumption of the legal status of this data is hereby disclaimed.  
Errors or omissions should be reported to the Walton County Planning  
and Development Services Division 450-267-1955.

