Ordinance Number 2012-37

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 November 8, 2012, and thereafter, the Board of County Commissioners held a public hearing on December 11, 2012, 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:

   Donald H. McCracken
   311 Pitts Bayshore Drive
   Freeport, Florida 32439

2. Amendment Number 2012-32: Amend the adopted Future Land Use Map designation of 10 +/- acres in Walton County north of the Choctawhatchee Bay on parcel identified as **02-3N-19-19000-005-0050**, from General Agriculture to Business Park. The subject parcel is located 0.3 miles from the south of County Road 1883 on Triple G Road, in Walton County, Florida, more particularly described as:

   Legal Description:

   Commence at the Southwest Corner of the Northwest 1/4 of the Southeast 1/4 of Section 2, Township 3 North, Range 19 West, Walton County, Florida; thence North 01 degree 22 minutes 23 seconds East for a distance of 675.93 feet to an iron rod and the Point of Beginning; thence North 01 degree 22 minutes 23 seconds East for a distance of 337.97 feet to an iron rod; thence South 88 degrees 10 minutes 11 seconds East for a distance of 1276.66 feet to an iron rod; thence South 00 degrees 45 minutes 11 seconds West for a distance of 343.30 feet to an iron rod; thence North 87 degrees 55 minutes 59 seconds West for a distance of 1280.43 feet to the Point of Beginning.

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 General Agriculture.

6. Upon the legally effective date of this Ordinance, the property will be designated as Business Park.

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 11th day of December, 2012.

BOARD OF COUNTY COMMISSIONERS
WALTON COUNTY, FLORIDA

Attest:

Martha Ingle
Clerk of Court

By: _____
Kenneth Pridgen, Chair

COUNTY COMMISSIONERS SEAL WALTON COUNTY, FLORIDA