

Ordinance Number 2013- 18

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 May 9, 2013, and the Walton County Board of County Commissioners adoption hearing on August 27, 2013 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, 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:

Murray Blackshear
9635 Stanfield Road
Brentwood TN, 37027

2. Amendment Number 2013-011: Amend the adopted Future Land Use map designation of 1.15 +/- acres in Walton County south of the Choctawhatchee Bay on parcel(s) identified as 02-3S-20-34160-000-0700. The property is located approximately 0.5 miles south of the intersection of 30A on Seaward Drive, more particularly described as:

PARCEL A: BEGIN AT THE SOUTHEAST CORNER OF LOT 8, SUNRISE BEACH, AS RECORDED IN PLAT BOOK 9, PAGE 32, OF THE PUBLIC RECORDS OF WALTON COUNTY, FLORIDA. THENCE NORTH 88°02'22" WEST ON THE SOUTH LINE OF SAID LOT 8, A DISTANCE OF 86.57 FEET; THENCE DEPARTING SAID SOUTH LINE OF LOT 8, SOUTH 01°57'38" WEST, A DISTANCE OF 300 FEET; MORE OR LESS TO THE APPROXIMATE WATERS EDGE OF THE GULF OF MEXICO; THENCE MEANDERING SOUTHERLY ON SAID APPROXIMATE WATER'S EDGE, A DISTANCE OF 91 FEET, MORE OR LESS TO A POINT HAVING A BEARING OF SOUTH 01°57'38" WEST FROM THE POINT OF BEGINNING; THENCE NORTH 01°57'38" EAST A DISTANCE OF 328 FEET, MORE OR LESS TO THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED.

PARCEL B: COMMENCE AT THE SOUTHEAST CORNER OF LOT 8, SUNRISE BEACH, AS RECORDED IN PUT BOOK 9, PAGE 32, OF THE PUBLIC RECORDS OF WALTON COUNTY, FLORIDA. THENCE NORTH 88°02'22" WEST ON THE SOUTH LINE OF SAID LOT 8, A DISTANCE OF 86.57 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ON SAID SOUTH LINE OF LOT 8, NORTH 88°02'22" WEST A DISTANCE OF 3.05 FEET; THENCE ON THE SOUTHWESTERLY LINE OF SAID LOT 8, NORTH 77°19'52" WEST, A DISTANCE OF 50.71 FEET TO THE SOUTH RIGHT OF WAY LINE OF SUNSHINE WAY (40 FOOT RIGHT OF WAY) AND A POINT ON A CURVE CONCAVE NORTHERLY AND HAVING A RADIUS OF 256.03 FEET; THENCE ON THE ARC OF SAID CURVE. THROUGH A CENTRAL ANGLE OF 08°17'03", AN ARC DISTANCE OF 37.02 FEET (CHORD BEARING AND DISTANCE = NORTH 84°21'15" WEST, A DISTANCE OF 36.99 FEET); THENCE DEPARTING SAID RIGHT OF WAY AND CURVE AND ON THE EAST LINE OF LOT 7, OF AFORESAID SUNRISE BEACH, SOUTH 01°57'38" WEST, A DISTANCE OF 291 FEET, MORE OR LESS TO THE APPROXIMATE WATERS EDGE OF THE GULF OF MEXICO; THENCE MEANDER SOUTHEASTERLY ON SAID APPROXIMATE WATER EDGE, A DISTANCE OF 90 FEET, MORE OR LESS TO A POINT HAVING A BEARING OF SOUTH 01°57'38" WEST FROM THE POINT OF BEGINNING; THENCE NORTH 01°57'38" EAST, A DISTANCE OF 300 FEET, MORE OR LESS TO THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED.

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 Residential Preservation.
6. Upon the legally effective date of this Ordinance, the property will be designated as Low Density Residential.

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.

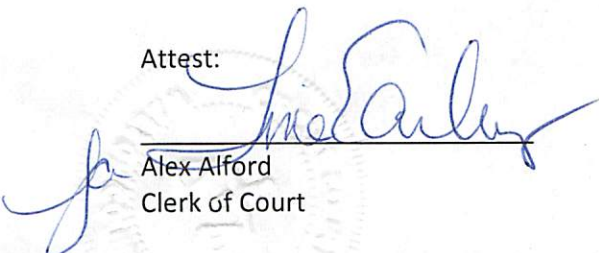
SECTION V. EFFECTIVE DATE.

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 27th day of August, 2013.

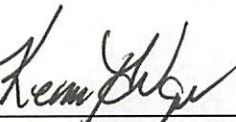
BOARD OF COUNTY COMMISSIONERS
WALTON COUNTY, FLORIDA

Attest:



Alex Alford
Clerk of Court

By:



Kenneth Pridgen, Chair



