

Ordinance Number 2014 - 8

AN ORDINANCE OF WALTON COUNTY, FLORIDA, ADOPTING A EXISTING ROADWAY FUNCTIONAL CLASSIFICATION MAP AMENDMENT TO THE WALTON COUNTY COMPREHENSIVE PLAN; SETTING FORTH THE AUTHORITY FOR ADOPTION; 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 14, 2013, the Walton County Board of County Commissioners held a transmittal hearing on January 14, 2014 to consider the transmittal of the proposed amendment, and the Walton County Board of County Commissioners adoption hearing on April 8, 2014 to consider the adoption of the to its comprehensive plan to the Department of Economic Opportunity, 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. EXISTING ROADWAY FUNCTIONAL CLASSIFICATION MAP AMENDMENT.**

The Board of County Commissioners hereby adopts the following amendment to the Existing Roadway Functional Classification 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 Existing Roadway Functional Classification Map.

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

1. Amendment Number 2013-021 LSA: Amend the adopted Existing Roadway Functional Classification map designation West Hewitt Road between Driscoll Drive and US Highway 98, East Hewitt Road between Talon Way and US Highway 98, Churchill Bayou Road between Church Street and CR 393, and CR 393 between Chat Holly Road and US Highway 98.
3. West Hewitt Road between Driscoll Drive and US Highway 98, East Hewitt Road between Talon Way and US Highway 98, Churchill Bayou Road between Church Street and CR 393 are currently designated as Other Roadways.
4. Upon the legally effective date of this Ordinance, West Hewitt Road between Driscoll Drive and US Highway 98, East Hewitt Road between Talon Way and US Highway 98, Churchill Bayou Road between Church Street and CR 393 will be designated as Minor Collector.
5. CR 393 between Chat Holly Road and US Highway 98 is currently designated as Minor Collector.
6. Upon the legally effective date of this Ordinance, CR 393 between Chat Holly Road and US Highway 98 will be designated as Major Collector.

**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.

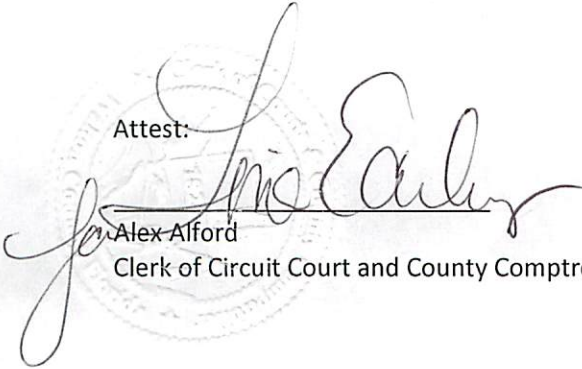
**SECTION V. EFFECTIVE DATE.**

The effective date of this plan amendment, if the amendment is not timely challenged, shall be 31 days after the state land planning agency notifies the local government that the plan amendment package is complete. If timely challenged, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this adopted amendment to be in compliance. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has become effective. If a final order of noncompliance is issued by the Administration Commission, this amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the state land planning agency."

Duly enacted, by the Board of County Commissioners of Walton County, Florida at a regularly scheduled public hearing on the 8<sup>th</sup> day of April, 2014.

BOARD OF COUNTY COMMISSIONERS  
WALTON COUNTY, FLORIDA

Attest:



Alex Alford  
Clerk of Circuit Court and County Comptroller

By:



W. N. "Bill" Chapman, Chair