

Ordinance Number 2017- 02

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 December 8, 2016 and the Walton County Board of County Commissioners held a public hearing on January 10, 2017 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 "B", 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:

William J Garrett
3298 Summit Blvd., Suite 32
Pensacola, FL 32524

2. Amendment Number 2016-09: Amend the adopted Future Land Use map designation of 1.87 +/- acres in Walton County, on parcel identified as 04-2S-19-24000-002-0010. The property is located: on the southeast corner of US Highway 331 and Norris Cutoff Road. Further identified as:

DESCRIPTION (O.R. 2153/282):

COMMENCING AT THE NORTHEAST CORNER OF SECTION 4, TOWNSHIP 2 SOUTH, RANGE 19 WEST AND RUNNING SOUTH 0°20' WEST, ALONG SECTION LINE 782.6 FEET TO THE EAST RIGHT-OF-WAY LINE OF FEDERAL HIGHWAY #331 AT A CONCRETE MONUMENT; THENCE SOUTHWESTERLY ALONG SAID RIGHT-OF-WAY LINE 1,202.5 FEET FOR A POINT OF BEGINNING; THENCE CONTINUE SOUTH 44°40' WEST ALONG SAID RIGHT-OF-WAY LINE 300 FEET; THENCE SOUTH 44°10' EAST 300 FEET; THENCE NORTH 44°40' EAST 300 FEET; THENCE NORTH 44°10' WEST 300 FEET TO POINT OF BEGINNING, BEING IN THE NORTHEAST QUARTER (NE 1/4) OF SECTION 4, TOWNSHIP 2 SOUTH, RANGE 19 WEST, WALTON COUNTY, FLORIDA.

LESS AND EXCEPT:

RIGHT OF WAY ACQUISITION (O.R. 2808/832)

THE LANDS ACQUIRED BY THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AS ADDITIONAL RIGHT OF WAY ALONG FLORIDA STATE ROAD 83, AS RECORDED IN OFFICIAL RECORDS BOOK 2808, PAGE 832 OF THE PUBLIC RECORDS OF WALTON COUNTY, FLORIDA, AND SHOWN ON FDOT R/W MAP F.P. 2206791 "S.R. 83 FROM N. END OF CHOCTAWHATCHEE BAY RELIEF BRIDGE TO 0.5 MILE S. OF S.R. 20" - SHEET 8

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 Rural 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 10th of January, 2017.

BOARD OF COUNTY COMMISSIONERS
WALTON COUNTY, FLORIDA

Attest:

for Kim Walker
Alex Alford
Clerk of Court



By: Cecilia Jones
Cecilia Jones, Chair

