

ORDINANCE NO. 92-01

AN ORDINANCE OF HOLMES COUNTY, FLORIDA, RELATING TO THE LAND DEVELOPMENT CODE; PROVIDING FOR GENERAL PROVISION; PROVIDING FOR LAND USE DISTRICTS; PROVIDING FOR CONCURRENCY; PROVIDING FOR RESOURCE PROTECTION STANDARDS; PROVIDING FOR SITE DESIGN STANDARDS; PROVIDING FOR IMPROVEMENT STANDARDS; PROVIDING FOR ACCESSORY STRUCTURES AND USES; PROVIDING FOR SIGNS; PROVIDING FOR HARDSHIP RELIEF; PROVIDING FOR ADMINISTRATION AND ENFORCEMENT; PROVIDING FOR DEFINITIONS; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HOLMES COUNTY, FLORIDA, AS FOLLOWS:

SECTION I. The Land Development Code is here by established as follows:

A. Chapter 163.3202, Florida Statutes, The Local Government Comprehensive Planning and Land Development Regulation Act (LGCPLDRA) of 1985, requires each local government to adopt or amend and enforce Land Development Regulations (LDR's) that are consistent with and implement its adopted Comprehensive Plan. It also specifies that these regulations shall be combined and compiled into a single Land Development Code.

The Statute requires that the Land Development Regulations contain specific and detailed provisions necessary or desirable to implement the adopted Comprehensive Plan and that they encompass at a minimum the following subject matter:

- (1) Regulating the subdivision of land;
- (2) Regulating the use of land and water for those land use categories included in the land use element; ensuring the compatibility of adjacent land uses; and providing for open space;
- (3) Providing for the protection of potable water wellfields;
- (4) Regulating areas subject to seasonal and periodic flooding and providing for drainage and stormwater management;
- (5) Ensuring the protection of environmentally sensitive lands designated in the Comprehensive Plan;
- (6) Regulating signage;
- (7) Providing that public facilities and services meet or exceed the standards established in the capital improvements element and are available when needed for development, or that development orders and permits are conditioned on the availability of these public facilities and services necessary to serve proposed development;
- (8) Ensuring the safe and convenient on-site traffic flow, considering needed vehicle parking.

B. The Board of County Commissioners intends, through the adoption of this Ordinance to establish the necessary Land Development Regulations (Code) as required by the LGCPLDRA and described herein. This effort includes the new land development regulations contained within the "Holmes County Land Development Regulations", a copy of which is attached hereto and made a part hereof, which are based on the goals, objectives and policies contained in the County's Comprehensive Plan as adopted in May, 1991 and as amended.

SECTION II. Severability.

Each separate provision of this Ordinance is deemed independent of all other provisions herein so that if any portion or provision of this Ordinance is declared invalid all other provisions thereof shall remain valid and enforceable.

Section III. Repealer.

All ordinances in conflict herewith are hereby repealed.

Section IV. Effective Date.

This ordinance shall take effect immediately upon adoption by the Board of County Commissioners.

PASSED AND ADOPTED by the Board of County Commissioners, in Holmes County, Florida, this 5th day of February, 1992.

HOLMES COUNTY, FLORIDA

BY: 

H.R. HARRISON, CHAIRMAN

ATTEST:


CODY TAYLOR
CLERK OF COURT