

ORDINANCE NO. CPA- 17-01

**AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF HOLMES COUNTY, FLORIDA, AMENDING THE LAND USE DESIGNATION OF CERTAIN REAL PROPERTY LOCATED WITHIN HOLMES COUNTY, FLORIDA, IN COMPLIANCE WITH HOLMES COUNTY'S CURRENT COMPREHENSIVE PLAN AND LAND USE DESIGNATIONS, AND PURSUANT TO CHAPTER 163 FLORIDA STATUTES, AND MORE SPECIFICALLY DESCRIBED AS 4.63 ACRES IN SECTION 06, TOWNSHIP 04 NORTH, RANGE 14 WEST, PARCEL ID 0606.01-000-000-001.300 FROM A COMMERCIAL TO URBAN MIXED USE DESIGNATION ; PROVIDING FOR A COPY ON FILE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, Chapter 163 Florida Statutes empowers the County Commission of Holmes County, Florida, to prepare, amend and enforce a comprehensive plan for The development of the County; and

**WHEREAS**, the Holmes County Local Planning Agency ("LPA") for the County has reviewed the proposed Comprehensive Plan Amendment after due public notice and heard public input thereon, and considered the findings and advice of all interested parties; and

**WHEREAS**, the Board of County Commissioners of Holmes County held a public hearing on March 28, 2017, to consider the Comprehensive Plan Amendment pursuant to Florida Statute 163.3184, with due public notice having been provided, and having reviewed and considered all comments received during the public hearing, and having provided for necessary revisions (if any); and

**WHEREAS**, in exercise of its authority, the Board of County Commissioners of Holmes County, Florida finds it necessary and desirable to adopt and does hereby adopt this Comprehensive Plan Amendment in order to encourage the most appropriate use of land, water and resources, consistent with the public interest; and to deal effectively with future problems that may result from the use and development of land within Holmes County, Florida.

**NOW THEREFORE**, be it ordained by the Board of County Commissioners of Holmes County, Florida as follows:

**Section 1. Purpose and Intent.**

This Ordinance is enacted to carry out the purpose and intent of, and exercise the authority as set out in, the Local Government Comprehensive Planning Act, section 163.3161 through 163.3215, Florida Statutes, and Chapter 9J-5, Florida Administrative Code.

**Section 2 Comprehensive Plan Amendment Adopted.**

This Ordinance shall approve and adopt the proposed Small Scale Amendment SSA-01-2013 relating to a Land Use Change from Commercial to Urban Mixed Use in Holmes County, Florida. The location being more specifically described as 703 East Hwy 90 Bonifay, Florida 32425 for a 4.63 acre parcel in Section 06, Township 04 North, Range 14 West, PARCEL ID: 0606.01-000-000-001.300. The advertisement associated with this land Use change is attached hereto as Exhibit "A".

**SECTION 3. Severability.**

If any provision or portion of this Ordinance is declared by any court of competent Jurisdiction to be void, unconstitutional, or unenforceable, then all remaining portions of the Ordinance shall remain in full force and effect.

**Section 4. Copy on File.**

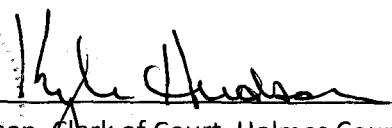
An official, true and correct copy of the Holmes County Comprehensive Plan Amendment adopted herein shall be maintained by the Board of County Commissioners of Holmes County.

**Section 5. Effective Date.**

In accord with F.S. 163.3187(c), and assuming the Comprehensive Plan Amendment is not challenged, this Amendment shall become effective 31 days after the date of adoption by the Holmes County Board of County Commissioners. If this Comprehensive Plan Amendment is challenged within 30 days of adoption date, this Amendment shall Not become effective until there is a Final Order issued from the proper administrative determining that the Comprehensive Plan Amendment is in compliance.

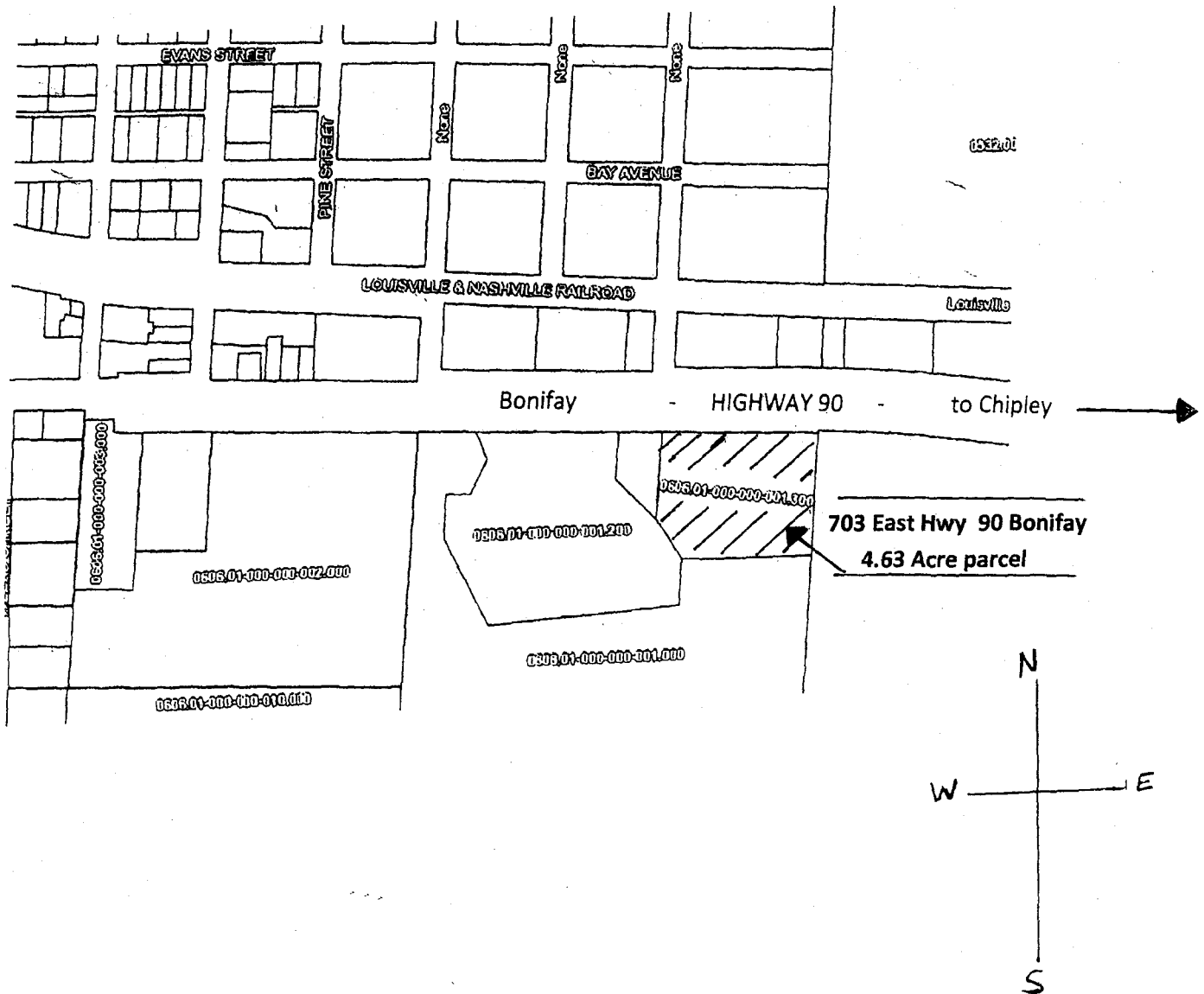
Adopted in special session, this 30 day of March 2017

  
Clint Erickson, Chairman, HCBC

Attest:   
Kyle Hudson, Clerk of Court, Holmes County, Florida

SEAL

Exhibit "A"



**NOTICE OF PUBLIC HEARINGS  
FOR A FUTURE LAND USE MAP AMENDMENT  
TO THE HOLMES COUNTY COMPREHENSIVE PLAN**

The Holmes County Local Planning Agency will conduct a public hearing in the Board of County Commissioners Meeting Room, located at 107 East Virginia Avenue, Bonifay, Florida 32425, on **Monday, March 20, 2017** at 6 pm, or as soon thereafter as the issue may be heard, to consider making a recommendation to the Board of Commissioners on the transmittal of proposed amendment to the Holmes County Comprehensive Plan Future Land Use Map and of an ordinance relating thereto, the title of which is set forth below.

The Holmes County Board of County Commissioners will conduct a public meeting, hold a reading of an ordinance, the title of which is set forth below, in the Board of County Commissioners Meeting Room, located at 107 East Virginia Avenue, Bonifay, Florida 32425, on **Tuesday, March 28, 2017**, at 6 pm, or as soon thereafter as the issue may be heard, to consider the transmittal of proposed amendment to the Holmes County Comprehensive Plan. The title of the ordinance to be considered is set forth below.

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At this hearing, Holmes County will accept public testimony and will consider the transmittal of the proposed Comprehensive Plan Amendment.

All interested parties are invited to attend the public hearing and comment upon the Plan Amendments or submit their comments in writing to the Holmes County Administration Office. Further information concerning the proposed amendments can be obtained from Wesley Adams, County Coordinator, at 107 East Virginia Avenue, Bonifay, Florida 32425, or by calling (850)547-1119, between the hours of 8 am and 4:30 pm, Monday through Friday, excluding holidays.

