

ORDINANCE NO. 2008-04

AN ORDINANCE OF HOLMES COUNTY, FLORIDA, AMENDING VOLUME III OF THE HOLMES COUNTY YEAR 2010 COMPREHENSIVE PLAN FUTURE LAND USE MAP SERIES, AS AMENDED; AMENDING CHAPTER 2, "FUTURE LAND USE ELEMENT," PROVIDING FOR AN AMENDMENT TO THE YEAR 2010 FUTURE LAND USE MAP, AS AMENDED, CHANGING THE FUTURE LAND USE CATEGORY OF ONE PARCEL LOCATED AT 1600 PIRATE COVE ROAD FROM URBAN MIXED-USE TO INDUSTRIAL TOTALING 9.0 (+/-) ACRES IN SECTION 27, TOWNSHIP 4N, RANGE 17W, PARCEL NUMBER 1827.02-000-000-028.000; PROVIDING FOR A TITLE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Chapter 163, Part II, Florida Statutes, Holmes County adopted its Comprehensive Plan on August 16, 2000; and

WHEREAS, Chapter 125, Florida Statutes, empowers the Board of County Commissioners of Holmes County, Florida to prepare, amend, and enforce comprehensive plans for the development of the County; and

WHEREAS, the Holmes County Planning Commission (LPA) conducted a public hearing and forwarded a recommendation to the Board of County Commissioners, who have conducted a public hearing, reviewed, and approved the changes to the Plan and authorized the transmittal of the proposed changes to the Florida Department of Community Affairs (DCA) for adoption; and

WHEREAS, the Board of County Commissioners, Holmes County, Florida finds that the adoption of these amendments is in the best interest of the County and its citizens;

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 set out in, the Local Government Comprehensive Planning and Land Development Regulation Act, Sections 163.3161 through 163.3215, Florida Statutes, and Chapter 9J-5, Florida Administrative Code.

Section 2. Title of Comprehensive Plan Amendment

This Small Scale Comprehensive Plan Amendment for Holmes County, Florida shall be entitled – “Small Scale Amendment 2008-01.”

Section 3. Changes to the Holmes County Generalized Future Land Use Map

The Holmes County Year 2010 Comprehensive Plan Future Land Use Map Document, as amended; amending Chapter 2, ‘Future Land Use Element’, Section 2.18; and all notations, references, and information shown thereon, is further amended to include the following future land use change depicted on the map and attached hereto as Exhibit “A”:

A parcel located on Pirates Cove from Urban Mixed-Use (UMU) to Industrial (IND), totaling 9.0 (+/-) acres and recorded as Section 27, Township 4N, Range 17W, parcel number 1827.02-000-000-028.000.

Section 4. Severability

If any section, sentence, clause, or phrase of this Ordinance is declared to be invalid or unconstitutional by any Court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

Section 5. Inclusion in the Code

It is the intention of the Board of County Commissioners that the provisions of this Ordinance shall be codified as required by Section 125.68, Florida Statutes (2007); and that the sections, subsections, and other provisions of this Ordinance may be re-numbered or re-lettered and the word “ordinance” may be changed to “section,” “article,” or such other appropriate word or phrase in order to accomplish such intentions.

Section 6. Copy on File

A certified copy of the enacting ordinance, as well as certified copies of the Holmes County Comprehensive Plan and Future Land Use Map as amended shall be filed with the Clerk of the Circuit Court of Holmes County, Florida, and copies shall be made available to the public for a reasonable publication charge.

(Intentionally Left Blank)

Section 7. Effective Date

The effective date of this plan amendment shall be the date a final order is issued by the DCA or Administration Commission finding the amendment in compliance in accordance with Section 163.3184(1)(b), Florida Statutes (2007), whichever is applicable.

DONE AND ENACTED this 29th day of July, 2008.

BOARD OF COUNTY COMMISSIONERS
OF HOLMES COUNTY, FLORIDA

By: 
Raymon Thomas, Chairman

ATTEST: CODY TAYLOR
CLERK OF THE COURT

By: 
Deputy Clerk

(SEAL)