

ORDINANCE NO. 533

AN ORDINANCE OF THE CITY OF MEXICO BEACH, FLORIDA, AMENDING THE FUTURE LAND USE, TRAFFIC CIRCULATION, HOUSING, GENERAL UTILITIES, COASTAL MANAGEMENT, CONSERVATION, RECREATION AND OPEN SPACE, INTERGOVERNMENTAL COORDINATION, CAPITAL IMPROVEMENT ELEMENT, AND THE ZONING MAP OF THE CITY OF MEXICO BEACH COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF MEXICO BEACH, BAY COUNTY, FLORIDA, AS FOLLOWS:

WHEREAS, Chapter 163, Florida Statutes, empowers the City of Mexico Beach City Commission to prepare and enforce comprehensive plans for the development of the City of Mexico Beach ("City");

WHEREAS, the Local Government and Comprehensive Planning and Land Development Regulation Act, Sections 163.3161 – 163.3215, Florida Statutes, empowers and requires the City of Mexico Beach City Commission to (a) plan for the City's future development and growth; (b) adopt and amend comprehensive plans, or elements or portions thereof, to guide the future growth and development of the City; (c) implement adopted and amended comprehensive plans by the adoption of appropriate land development regulations; and (d) establish, support and maintain administrative instruments and procedures to carry out the provisions and purposes of the Act;

WHEREAS, the City desires to make certain text amendments to the Future Land Use, Traffic Circulation, Housing, General Utilities, Coastal Management, Conservation, Recreation, Capital Improvement Element, AND Intergovernmental Coordination Element;

WHEREAS, the City desires to make certain zoning amendments to the City of Mexico Beach Zoning Map;

WHEREAS, on February 13, 2007 the City Commission of the City directed the transmittal of the proposed amendments to the Town Comprehensive Plan ("PA 07-01") to the Florida Department of Community Affairs ("DCA") and other state and regional agencies for written comment, pursuant to 163.3184, Florida Statutes;

WHEREAS, on **April 13, 2007**, DCA issued to the City of Mexico Beach a report of its objections, recommendations and comments regarding the proposed amendments; and

WHEREAS, on **February 13, 2007** and **June 13, 2007**, the City of Mexico Beach City Commission, with due public notice having been provided, held public hearings on the amendments to the City Comprehensive Plan including but not limited to those requested for the Property, to address the objections, recommendations and comments of DCA.

NOW THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF MEXICO BEACH, FLORIDA AS FOLLOWS:

Section 1. 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, Sections 163.3161 – 163.3215, Florida Statutes, as amended.

Section 2. Future Land Use Element Amendment. The Future Land Use Element of the City of Mexico Beach Comprehensive Plan, as amended, is amended in accordance with Exhibit “A” attached hereto and made a part hereof.

Section 3. Traffic Circulation Element Amendment. The Traffic Circulation Element of the City of Mexico Beach Comprehensive Plan, as amended, is amended in accordance with Exhibit “B” attached hereto and made a part hereof.

Section 4. Housing Element Amendment. The Housing Element of the City of Mexico Beach Comprehensive Plan, as amended, is amended in accordance with Exhibit “C” attached hereto and made a part hereof.

Section 5. General Utilities Element Amendment. The General Utilities Element of the City of Mexico Beach Comprehensive Plan, as amended, is amended in accordance with Exhibit “D” attached hereto and made a part hereof.

Section 6. Coastal Management Element Amendment. The Coastal Management Element of the City of Mexico Beach Comprehensive Plan, as amended, is amended in accordance with Exhibit “E” attached hereto and made a part hereof.

Section 7. Conservation Element Amendment. The Conservation Element of the City of Mexico Beach Comprehensive Plan, as amended, is amended in accordance with Exhibit “F” attached hereto and made a part hereof.

Section 8. Recreation and Open Space Element Amendment. The Recreation and Open Space Element of the City of Mexico Beach Comprehensive Plan, as amended, is amended in accordance with Exhibit "H" attached hereto and made a part hereof.

Section 9. Intergovernmental Coordination Element Amendment. The Intergovernmental Coordination Element of the City of Mexico Beach Comprehensive Plan, as amended, is amended in accordance with Exhibit "I" attached hereto and made a part hereof.

Section 10. Capital Improvements Element Amendment. The Capital Improvement Element of the City of Mexico Beach Comprehensive Plan, as amended, is amended in accordance with Exhibit "J" attached hereto and made a part hereof.

Section 11. Zoning Map. The Zoning Map of the City of Mexico Beach Comprehensive Plan, as amended, is amended in accordance with Exhibit "K" attached hereto and made a part hereof.

Section 12. Unaltered Provisions of Existing Comprehensive Plan. Except as amended and modified by this Ordinance, all provisions of the Comprehensive Plan, as previously amended, shall remain unaltered and in full force and effect.

Section 13. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason found invalid, unconstitutional or unenforceable by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion of the Ordinance.

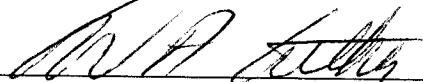
Section 14. Repeal of Conflicting Ordinances. All charter provisions, ordinances and resolutions or parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 15. Copy on File. To make the Mexico Beach Comprehensive Plan available to the public, a copy of this Ordinance, as well as copies of the other ordinances constituting PA 07-01, the Mexico Beach Comprehensive Plan and any amendment hereto, shall be located in the Office of City Clerk.

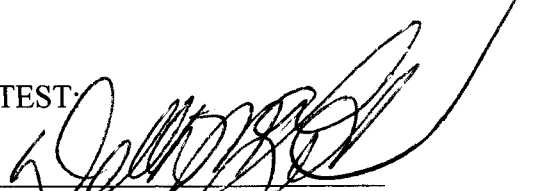
Section 16. Effective Date. This Ordinance shall become effective as provided by law.

PASSED, APPROVED AND ADOPTED at a meeting of the City Commission of the City of Mexico Beach on this 14th day of August, 2007.

CITY OF MEXICO BEACH


William A. Cathey, Mayor

ATTEST:



Deborah McLeod, City Clerk

First Reading: February 13, 2007

Final Reading: August 14, 2007