

ORDINANCE NO. 802

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN FUTURE LAND USE MAP OF THE CITY TO REFLECT A LAND USE DESIGNATION OF PUBLIC/INSTITUTIONAL FOR A PARCEL OF PROPERTY WITH A PARCEL ID 04186-000-000, MEXICO BEACH, FLORIDA, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 163.3184, Florida Statutes, provides for the authority and procedure for the City Council of Mexico Beach, Florida to amend its comprehensive Plan utilizing procedures applicable to Large Scale Amendments; and

WHEREAS, the Mexico Beach Planning and Zoning Board, acting as the Local Planning Agency, reviewed this large-scale amendment to the Comprehensive Plan Future Land Use Map on December 5, 2022, during a duly noticed public hearing and recommended that said amendment be approved by the Mexico Beach City Council; and

WHEREAS, pursuant to Florida Statute 163.3184(11), the Mexico Beach City Council held a public hearing on December 13, 2022, to consider the transmittal of this amendment to all required state reviewing agencies; and

WHEREAS, on March 14, 2023, the Mexico Beach City Council, after consideration of the public comments received during the public hearing, voted to approve this Ordinance; and

WHEREAS, in the exercise of its authority, the Mexico Beach City Council finds it necessary and desirable to adopt and does hereby adopt this large-scale amendment to the Future Land Use Map of the City of Mexico Beach Comprehensive Plan contained herein in order to encourage the most appropriate use of land, water and resources, consistent with the public interest; and deal effectively with future problems that may result from the use and development of land within the City of Mexico Beach; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MEXICO BEACH THAT:

SECTION 1. APPROVAL OF AMENDMENT

The Future Land Use Map of the City of Mexico Beach Comprehensive Plan is hereby amended as set forth on Exhibit "A" and is hereby amended from Bay County Future Land Use category AG-2 Agriculture/Timberland to City of Mexico Beach Future Land Use category Public/Institutional.

SECTION 2. CONSISTENCY WITH CITY OF MEXICO BEACH COMPREHENSIVE PLAN

The City Council hereby finds and determines that the approval of the Future Land Use Map amendment of the Property is consistent with the Goals, Objectives and Policies of the City of Mexico Beach Comprehensive Plan, as amended.

SECTION 3. ENFORCEMENT

The City may enforce this Ordinance as authorized by law.

SECTION 4. FUTURE LAND USE MAP

Upon this Ordinance becoming effective, the City of Mexico Beach Future Land Use Map shall be amended as depicted on Exhibit "A" to show the Property as having a land use of Public/Institutional.

SECTION 5. REPEAL

All parts of the Future Land Use Map of the City of Mexico Beach Comprehensive Plan in conflict with this ordinance are hereby repealed and shall have no further effect whatsoever.

SECTION 6. SEVERABILITY

If any section, subsection, sentence, clause, phrase or other portion of this Ordinance, or any particular application thereof shall be held void, invalid, or unconstitutional by any court, administrative agency, or other body with appropriate jurisdiction, the remaining sections, subsections, sentences, clauses, or phrases and their application shall not be affected and shall remain in full force and effect.

SECTION 7. SCRIVENER'S ERRORS

The City Attorney may correct any scrivener's errors found in this Ordinance by filing a corrected copy of the Ordinance with the Clerk. A scrivener's error may not include an amendment that changes the context or meaning of the Ordinance.

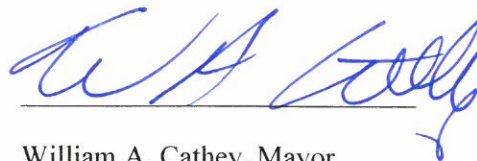
SECTION 8. EFFECTIVE DATE

If the amendment is not timely challenged, the amendment adopted under this paragraph shall become effective thirty-one (31) days after the state land planning agency notifies the City that the plan amendment package is complete. If timely challenged, an amendment does not become effective until the state land planning agency or the Administration Commission enters a final order determining the adopted amendment to be in compliance.

No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has become effective. If a final order of noncompliance is issued by the Administration Commission, this amendment may nevertheless be made effective by adoption

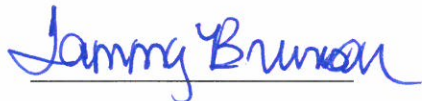
of a resolution affirming its effective status, a copy of which resolution shall be sent to the state land planning agency.

PASSED, APPROVED, AND ADOPTED at a duly noticed public hearing of the Mexico Beach City Council this 14th day of March 2023.

A handwritten signature in blue ink, appearing to read "W.A. Cathey", written over a horizontal line.

William A. Cathey, Mayor

ATTEST:

A handwritten signature in blue ink, appearing to read "Tammy Brunson", written over a horizontal line.

Tammy Brunson, City Clerk

EXHIBIT "A"

ORIGINAL LOTS 1 & 7, BEING THE EAST OF 1/2 OF THE NORTHEAST QUARTER OF SECTION 25, TOWNSHIP 6 SOUTH, RANGE 12 WEST, BAY COUNTY, FLORIDA.
 PARCEL IDENTIFICATION NUMBER: 04186-000-000

