

ORDINANCE 2011- 40
LPA#11-7-7
South Lake

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LAKE COUNTY, FLORIDA, AMENDING THE LAKE COUNTY 2030 COMPREHENSIVE PLAN FUTURE LAND USE MAP AS SHOWN IN EXHIBIT A; REMOVING THE SOUTH LAKE RURAL PROTECTION AREA OVERLAY FROM THE MAP AS SPECIFIED BY OBJECTIVE I-5.5; REMOVING THE SOUTH LAKE STRATEGIC AREA PLAN OVERLAY FROM THE MAP AS SPECIFIED BY POLICY I-1.4.9; PROVIDING FOR PROOF OF PUBLICATION AS REQUIRED BY SECTION 163.3184(11), F.S.; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Community Planning Act is set forth in Chapter 163, Part II, Florida Statutes; and

WHEREAS, Chapter 125, Florida Statutes, Section 125.01(g), authorized the Board of County Commissioners of Lake County to prepare and enforce comprehensive plans for the development of the county; and

WHEREAS, Section 163.3184, Florida Statutes, sets forth the process for adoption of comprehensive plan amendments; and

WHEREAS, pursuant to Chapters 163 and 125, Florida Statutes, on the 25th day of May, 2010, the Board of County Commissioners enacted Ordinance No. 2010-25, adopting the Lake County 2030 Comprehensive Plan Amendment; and

WHEREAS, on the 23rd day of July, 2010, the State of Florida Department of Community Affairs published a Notice of Intent finding the Lake County 2030 Comprehensive Plan Amendment "In Compliance" with Chapter 163, Florida Statutes; and

WHEREAS, on the 12th day of August, 2010, Miranda F. Fitzgerald and Jennifer F. Cerasa filed a Petition for an Administrative Hearing challenging the adoption of Lake County Ordinance No. 2010-25 and the related Notice of Intent filed by the Department of Community Affairs; and

WHEREAS, on the 26th day of July, 2011, the State of Florida Department of Community Affairs, the Lake County Board of County Commissioners and the Petitioners did enter into a Compliance Agreement for Case Number DOAH 10-8961GM, as permitted by Section 163.3184(6), Florida Statutes; and

WHEREAS, on the 26th day of July, 2011, this Ordinance was heard at a public hearing before the Lake County Board of County Commissioners pursuant to Section 163.3184, Florida Statutes; and

WHEREAS, it serves the health, safety and general welfare of the residents of Lake County to adopt these amendments to the Lake County Comprehensive Plan;

NOW THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Lake County, Florida, that:

FILED
2011 JUL 29 AM 9:55
CLERK OF COUNTY COMMISSIONERS
LAKE COUNTY, FLORIDA

Section 1. Future Land Use Map Amendment. The Future Land Use Map is amended to delete the South Lake County Rural Protection Area Overlay as specified by Objective I-5.5 entitled South Lake County Rural Protection Area and subordinate policies; deleting the South Lake Strategic Area Plan Overlay as specified by Policy I-1.4.9 entitled South Lake Strategic Area Plan for South Lake County, as shown in Exhibit A, attached hereto.

Section 2. Advertisement. This Ordinance was advertised pursuant to Section 163.3184(11), Florida Statutes.

Section 3. Severability. If any section, sentence, clause, or phrase of this Ordinance is held 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.

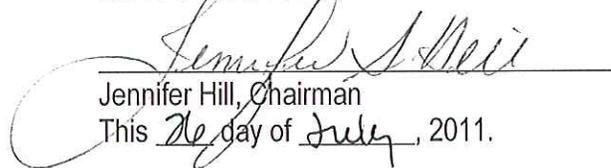
Section 4. Effective Date. This Ordinance shall become effective as provided for by law.

ENACTED this 26 day of July, 2011.

FILED with the Secretary of State July 29, 2011.

EFFECTIVE July 29, 2011

BOARD OF COUNTY COMMISSIONERS
LAKE COUNTY, FLORIDA


Jennifer Hill, Chairman
This 26 day of July, 2011.

ATTEST:


Neil Kelly, Clerk of the
Board of County Commissioners,
Lake County, Florida

Approved as to form and legality:

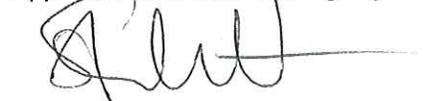

Sanford A. Minkoff
County Attorney

EXHIBIT A South Lake

