

ORDINANCE NO. 03-18

AN ORDINANCE OF THE TOWN OF INGLIS, FLORIDA, AMENDING THE TOWN OF INGLIS COMPREHENSIVE PLAN, RELATING TO AN AMENDMENT TO THE TEXT AND FUTURE LAND USE PLAN MAP OF THE TOWN OF INGLIS COMPREHENSIVE PLAN, PURSUANT TO AN APPLICATION, CPA 18-01, BY THE TOWN COMMISSION, UNDER THE REGULAR AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.3248, FLORIDA STATUTES; PROVIDING FOR AMENDING THE TEXT AND FUTURE LAND USE PLAN MAP OF THE COMPREHENSIVE PLAN, BASED UPON AN EVALUATION COMPLETED BY THE TOWN AND IN RESPONSE TO THE OBJECTIONS, RECOMMENDATIONS AND COMMENTS REPORT ISSUED BY THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY, TO REFLECT CHANGES IN STATE REQUIREMENTS PURSUANT TO SECTION 163.3191, FLORIDA STATUTES, AS AMENDED; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Section 166.021, Florida Statutes, as amended, empowers the Town Commission of the Town of Inglis, Florida, hereinafter referred to as the Town Commission, to prepare, adopt and implement a comprehensive plan;

WHEREAS, Sections 163.3161 through 163.3248, Florida Statutes, as amended, the Community Planning Act, empowers and requires the Town Commission to prepare, adopt and implement a comprehensive plan;

WHEREAS, an application for an amendment, as described below, has been filed with the Town;

WHEREAS, the Planning Commission of the Town of Inglis, Florida, hereinafter referred to as the Planning Commission, has been designated as the Local Planning Agency of the Town of Inglis, Florida, hereinafter referred to as the Local Planning Agency;

WHEREAS, pursuant to Section 163.3174, Florida Statutes, as amended, and the Land Development Regulations, as amended, the Planning Commission, serving also as the Local Planning Agency, held the required public hearing, with public notice having been provided, on said application for an amendment, as described below, and at said public hearing, the Planning Commission, serving also as the Local Planning Agency, reviewed and considered all comments received during said public hearing concerning said application for an amendment, as described below, and recommended to the Town Commission approval of said application for amendment, as described below;

WHEREAS, the Town Commission held the required public hearings, with public notice having been provided, under the procedures established in Sections 163.3161 to 163.3248, Florida Statutes, as amended, on said application for amendment, as described below, and at said public hearings, the Town Commission reviewed and considered all comments received during said public hearings, including the recommendation of the Planning Commission, serving also as the Local Planning Agency, concerning said application for an amendment, as described below; and

WHEREAS, the Town Commission has determined and found said application for an amendment, as described below, to be compatible with the Land Use Element objectives and policies, and those of other affected elements of the Comprehensive Plan;

WHEREAS, the Town Commission has determined and found that approval of said application for amendment, as described below, would promote the public health, safety, morals, order, comfort, convenience, appearance, prosperity or general welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF INGLIS, FLORIDA, AS FOLLOWS:

Section 1. Pursuant to an application, CPA 18-01 by the Town Commission, to amend the text and Future Land Use Plan Map of the Comprehensive Plan based upon an evaluation completed by the Town and in response to the Objections, Recommendations and Comments Report issued by the Florida Department of Economic Opportunity, to reflect changes in state requirements pursuant to Section 163.3191, Florida Statutes, as amended, amendments to the text of the Future Land Use Element, Transportation Element, Housing Element, Infrastructure Element, Conservation Element, Recreation and Open Space Element, Intergovernmental Coordination Element, Capital Improvements Element, Economic Development Element, and the Future Land Use Plan Map Series of the Comprehensive Plan entitled Comprehensive Plan Evaluation Amendments, dated October 9, 2018 and revised March 5, 2019 and the Future Land Use Plan Map 2029, are hereby incorporated by reference and adopted.

Section 2. 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 provisions and portions of this ordinance shall remain in full force and effect.

Section 3. Conflict. All ordinances or portions of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. Effective Date. This ordinance shall be effective upon adoption.

The effective date of this plan amendment, if the amendment is not timely challenged, shall be the date the Florida Department of Economic Opportunity posts a notice of intent determining that this amendment is in compliance. If timely challenged, or if the state land planning agency issues a notice of intent determining that this amendment is not in compliance, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this 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 Florida Department of Economic Opportunity.

Section 5. Authority. This ordinance is adopted pursuant to the authority granted by Section 166.021, Florida Statutes, as amended, and Sections 163.3161 through 163.3248, Florida Statutes, as amended.

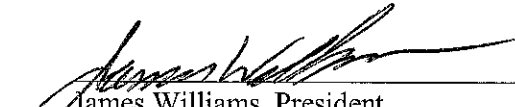
PASSED upon first reading this 6th day of November 2018.

PASSED AND DULY ADOPTED upon second read and final reading with a quorum present and voting by the Planning Commission in regular session this 5th day of March 2019.

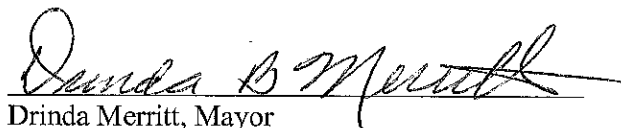
Attest:

TOWN COMMISSION
TOWN OF INGLIS, FLORIDA


Sally A. McCranie, Town Clerk


James Williams, President

READ AND APPROVED by me this 5th day of March, 2019.


Drinda Merritt, Mayor