

ORDINANCE NO. 14-01

AN ORDINANCE AMENDING ORDINANCE NO. 09-36 ENTITLED "AN ORDINANCE ADOPTING THE BAY COUNTY COMPREHENSIVE PLAN", AS AMENDED; REVISING THE FUTURE LAND USE MAP; PROVIDING A SHORT TITLE; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY.

WHEREAS, the Board of County Commissioners of Bay County, Florida (the "Board"), approved Ordinance No. 09-36 (the "Bay County Comprehensive Plan") on October 20, 2009;

WHEREAS, the Board has approved other ordinances amending the Bay County Comprehensive Plan;

WHEREAS, Joan Altenpohl, (the "applicant") submitted an application to request a small-scale amendment to the Bay County Comprehensive Plan (the "application");

WHEREAS, the requested amendment was to change the land described in "Exhibit A" on the Future Land Use Map;

WHEREAS, the Planning Commission, sitting as the Local Planning Agency, conducted a public hearing on November 21, 2013, and then recommended approval of the application;

WHEREAS, the Board conducted a public hearing on January 7, 2014, to hear and consider comments from the public as well as the recommendations of the Planning Commission concerning the amendment requests;

WHEREAS, the Board found the proposed amendment to be generally consistent with the Bay County Comprehensive Plan.

NOW, THEREFORE, be it ordained by the Board of County Commissioners of Bay County:

Section 1. Short Title. This ordinance shall be known as "Bay County Small-Scale Plan Amendment PZ13-123 to the Bay County Comprehensive Plan."

Section 2. Changes to the Comprehensive Plan. The Bay County Comprehensive Plan including the Future Land Use Map (FLUM) is hereby changed as follows, and described in Exhibit A.

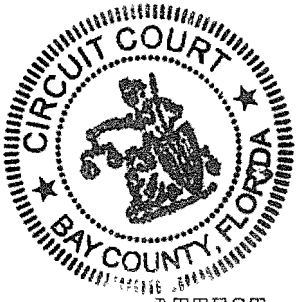
<u>Reference</u>	<u>Action Taken</u>	<u>Location</u>
PZ 13-123	Change .49 ± acres from "Residential" to "General Commercial" on the Bay County Comprehensive Plan Future Land Use Map.	See Exhibit 1

Section 3. Effective Date. The effective date of this plan amendment shall be the date a final order is issued by the Department of Community Affairs or Administration Commission finding the amendment in compliance in accordance with Section 163.3184, Florida Statutes, whichever occurs earlier. No development orders, development permits, or land uses dependant on these amendment shall be issued or commence before they have become effective. If a final order of noncompliance is issued by the Administration Commission for any of these amendments, the amendment(s) may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the Department of Economic Opportunity, 107 East Madison Street, Caldwell Building, Tallahassee, Florida 32399-4120. Any non-compliant plan amendment shall not delay or otherwise influence the effective date of any compliant plan amendments.

Section 4. Severability. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason invalid or unconstitutional by the decision of any court or regulatory body of competent jurisdiction, such decisions shall

not effect the validity of the remaining portions hereof. Further, if any individual plan amendment referenced in Section 2 is found "not in compliance" by the Department, such a finding shall not effect the validity of any other plan amendments adopted by this ordinance. The Board hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause and phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared illegal, invalid, or unconstitutional, and all ordinances and parts or ordinances in conflict with the provision of this ordinance are hereby repealed.

PASSED AND ADOPTED this 7<sup>th</sup> day of January 2014.



BOARD OF COUNTY COMMISSIONERS  
OF BAY COUNTY FLORIDA

Mike Nelson, Vice-Chairman

ATTEST:

Clerk

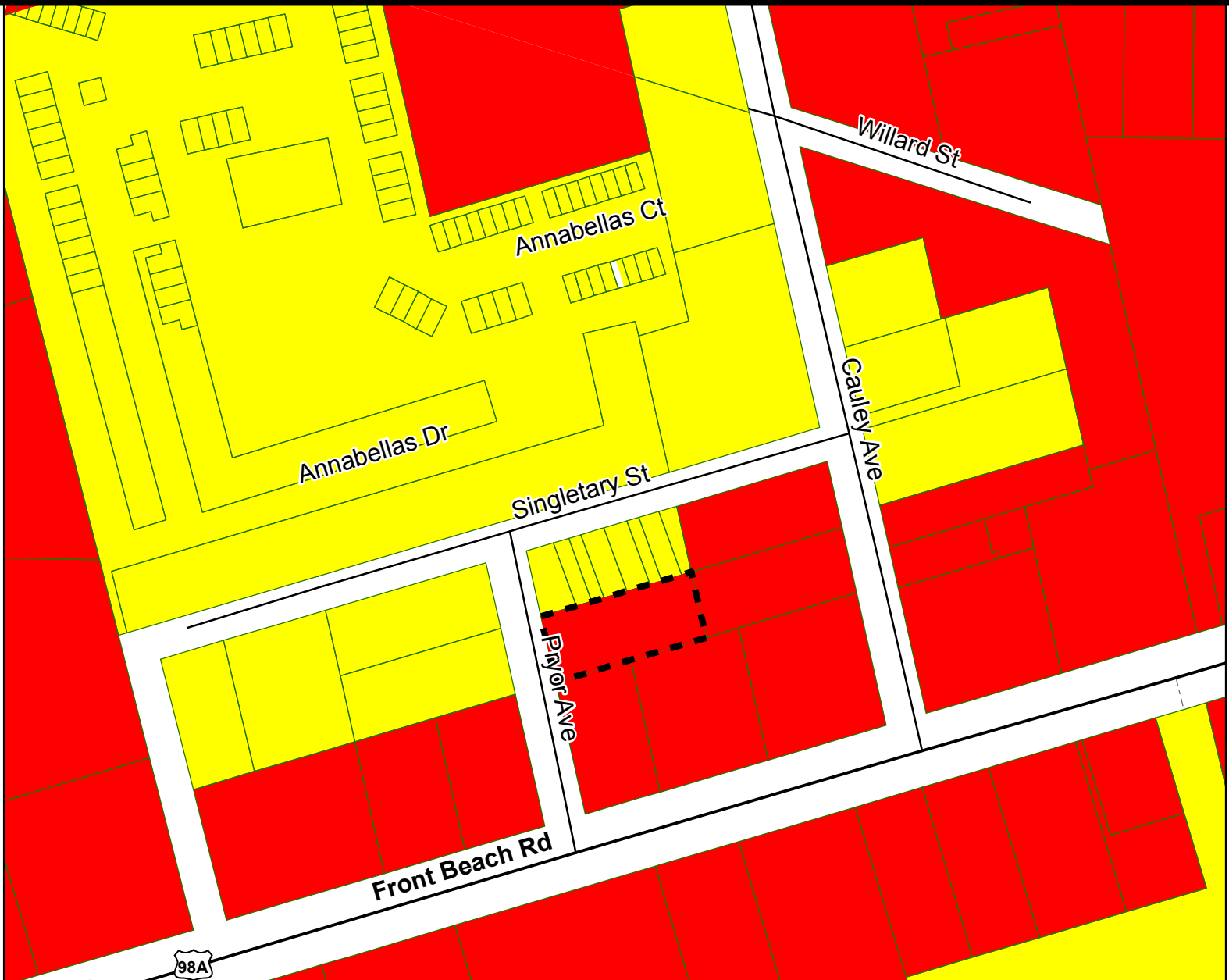
Approved as to correctness of form:

County Attorney



Cc: Property Appraiser

# Proposed Bay County Future Land Use Map



## Legend

-  Proposed Amendment
- Future Land Use**
- Bay County FLU**
-  Agriculture (AG)
-  Airport Industrial - Sector Plan (ARPT/IND)
-  Business Center - Sector Plan (BC)
-  Conservation (CSV)
-  Conservation Preservation (CSVP)
-  Conservation Recreation (CSVR)
-  General Commercial (GCOM)
-  Industrial (IND)
-  Agriculture Timberland (AGT)
-  Low Impact Residential (LIR)
-  Neighborhood Commercial (NCOM)
-  Public/institutional (P/I)
-  Recreation (REC)
-  Regional Employment Center (RE)
-  Residential (RES)
-  Rural Community Residential (R-RES)
-  Seasonal/Resort (S/R)
-  Village Center (VC)
-  West Bay Center (WBC)
-  West Bay Preservation Area (WBPA)

