

ORDINANCE NO. 2018-09

AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE VI, OVERLAY DISTRICTS, SECTION 2-71, HISTORIC DISTRICTS AND LANDMARKS, OF THE *LAND DEVELOPMENT CODE* BY REMOVING THE PROPERTY LOCATED AT 76 CENTRAL AVENUE (THE HATTEN HOME HOME) FROM THE ORMOND BEACH HISTORIC LANDMARKS LIST; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

WHEREAS, the City’s planning staff has proposed that the City of Ormond Beach *Land Development Code* (“the *LDC*”) be amended to remove one historic resource to the list of Ormond Beach Historic Landmarks, and

WHEREAS, the local planning agency, being the Planning Board of the City of Ormond Beach, has reviewed the recommended amendment and has made recommendations thereon to the City Commission, and

WHEREAS, all applicable notice requirements of Section 166.041(3)(c)(2), *Florida Statutes*, have been complied with, and

WHEREAS, the City Commission finds the recommended amendment to be consistent with the provisions of the *Comprehensive Plan* of the City of Ormond Beach, and in the overall best interest of the public health, safety and welfare, now therefore,

BE IT ENACTED BY THE PEOPLE OF THE CITY OF ORMOND BEACH, FLORIDA, THAT:

SECTION ONE. Subparagraph K, Ormond Beach Historic Landmarks, of Section 2-71, Historic Districts and Landmarks, of Chapter 2, District and General Regulations, of Article VI, Overlay District, of the *LDC* is hereby amended to read as follows:

K. Ormond Beach Historic Landmarks list.

- (1) 25 Riverside Drive, the Casements.
- (2) 150 South Beach Street, the Lippincott Mansion.
- (3) 42 North Beach Street, the Anderson-Price Memorial Library.
- (4) 110 North Beach Street, the Corbin Family Estate.
- (5) 104 South Beach Street, the Clements House.
- (6) 173 South Beach Street, the Ames House.
- (7) 186 South Beach Street, the Last Straw or Oaks Ames House.
- ~~(8) 76 Central Avenue, the Hatten Home.~~
- (9 ~~8~~) 160 East Granada Boulevard, the Old Fire Station No. 91.
- ~~(10 9)~~ 11-23 West Granada Boulevard, the Buschman Building.
- ~~(12 10)~~ 57 West Granada Boulevard, the Hanson Building.
- ~~(12 11)~~ 174 Grove Street, the Wilmer Home.
- ~~(13 12)~~ 253 John Anderson Drive, the Lisnaroe/"By the Water" Estate.
- ~~(14 13)~~ Reserved.
- ~~(15 14)~~ 31 Lincoln Avenue, the Lawson House.
- ~~(16 15)~~ 61 Lincoln Avenue, the George Cusack Home.
- ~~(17 16)~~ 75 Lincoln Avenue, the Pearson Home.
- ~~(18 17)~~ 156 New Britain Avenue, the American Legion Hall.
- ~~(19 18)~~ 143 Ocean Shore Boulevard, the Treasure Trove.
- ~~(20 19)~~ 71 Orchard Lane, the Bracken Cabin.
- ~~(21 20)~~ 175 Orchard Lane, the Delaney Cottage House.
- ~~(22 21)~~ 127 Riverside Drive, the Rockefeller House.
- ~~(23 22)~~ 63 Seville Street, the Barbie House.
- ~~(24 23)~~ 115 South Yonge Street, the New Bethel AME Church.
- ~~(25 24)~~ 44 South Halifax Drive, the original St. James Episcopal Church.
- ~~(26 25)~~ 48 Lincoln Avenue, the Ross House.
- ~~(27 26)~~ 195 Riverside Drive, the Bosarve Site.
- ~~(28 27)~~ 70 Highland Avenue, the Jacobson House.

- (~~29~~ 28) 41 North Beach Street, the Village Improvement Gardens.
(~~30~~ 29) 215 Seton Trail, the Hillside Cemetery.
(~~31~~ 30) 528 South Beach Street, the Ruth House.
(~~32~~ 31) 2 John Anderson Drive, the Hotel Ormond Cupola.
(~~33~~ 32) 38 East Granada Boulevard, the MacDonald House.
(~~34~~ 33) 196 South Beach Street, the Indian Mound Park.
(~~35~~ 34) 208 Central Avenue, the former Rigby Elementary School.
(~~36~~ 35) 195 South Beach Street, the Whim Gardens at Ames Park.
(~~37~~ 36) 54 South Ridgewood Avenue, the Wardwell and Penfield Gravesites.
(~~38~~ 37) 33 Ocean Shore Boulevard, the Prettyman House.
(~~39~~ 38) 791 West Granada Boulevard, the Pilgrim's Rest Cemetery.
(~~40~~ 39) 140 S. Orchard Street, the Gethsemane Cemetery.
(~~41~~ 40) 106 Marvin Road, the Fagen-Marvin Cemetery.
(~~42~~ 41) 380 Tymber Run, the Groover Creek Cemetery.
(~~43~~ 42) 242 Tomoka Avenue, the former St. John Missionary Baptist Church.
(~~44~~ 43) 63 North Beach Street, the Ormond Yacht Club.
(~~45~~ 44) 103 Lincoln Avenue, the site of the first Ormond Beach School.
(~~46~~ 45) 39 North Ridgewood Avenue.
(~~47~~ 46) 100 Corbin Avenue, the Ormond Elementary School.
(~~48~~ 47) 101 Corbin Avenue, the Ormond Elementary School Stone Wall.
(~~49~~ 48) 1 North Beach Street, the Pilgrim's Rest Primitive Baptist Church.
(~~50~~ 49) 1 Sanchez Avenue, two (2) Coquina Monuments.
(~~51~~ 50) 45 South Halifax Drive, the Emmons Cottage.
(~~52~~ 51) 56 North Beach Street, the Ormond Beach Union Church.
(~~53~~ 52) 715 West Granada Boulevard, the Three Chimneys.

SECTION TWO. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION THREE. In the event any word, phrase, clause, sentence, paragraph, term, or provision of this Ordinance shall be held to be invalid by a court of competent jurisdiction, such judicial determination shall not affect any other word, clause, phrase, sentence,

paragraph, term or provision, of this Ordinance, and the remainder of this Ordinance shall remain in full force and effect.

SECTION FOUR. This Ordinance shall take effect immediately upon its adoption.

PASSED UPON at the first reading of the City Commission, this 20th day of March, 2018.

PASSED UPON at the second and final reading of the City Commission, this 3rd day of April, 2018.

BILL PARTINGTON
Mayor

ATTEST:

J. SCOTT McKEE
City Clerk