

ORDINANCE NO. 49

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA, ADOPTING AN AMENDMENT TO ITS COMPREHENSIVE DEVELOPMENT PLAN IN ACCORDANCE WITH THE MANDATES SET FORTH IN SECTION 163.3184, ET SEQ., FLORIDA STATUTES, PURSUANT TO A VILLAGE INITIATED APPLICATION WHICH PROVIDES FOR AN AMENDMENT TO THE VILLAGE LAND USE ELEMENT; REVISING POLICY 1.5.1 TO DECREASE DENSITY IN THE RESIDENTIAL AND AGRICULTURAL LAND USE CATEGORIES AND AMENDING THE DEFINITION OF "SINGLE FAMILY" TO PROVIDE A MINIMUM LOT SIZE OF TWENTY THOUSAND (20,000) SQUARE FEET; PROVIDING FOR TRANSMITTAL TO THE STATE LAND PLANNING AGENCY; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the State Legislature of the State of Florida has mandated that all municipalities draft and adopt comprehensive development plans to provide thorough and consistent planning with regard to land within their corporate limits; and

WHEREAS, all amendments to the comprehensive development plan must be adopted in accordance with detailed procedures which must be strictly followed; and

WHEREAS, the Village of Golf, Florida, has carefully prepared an amendment to its comprehensive development plan to update it in conjunction with various meetings and workshops; and

WHEREAS, the Village of Golf has held all duly required public hearings; both prior to submission of the proposed amendment of the plan to the State Department of Community Affairs and after the proposed amendment of the plan was returned to the Village of Golf, in accordance with Chapter 163.3184, Florida Statutes; and

WHEREAS, the Village Council desires to adopt the amendment to the current comprehensive development plan to guide and control the future development of the Village, and to preserve, promote and protect the public health, safety and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA, THAT:

Section 1: The Village Council of the Village of Golf, Florida, hereby adopts an amendment to its current comprehensive development plan dated August 1989; which amendment consists of one (1) page which is attached hereto as Exhibit A and made a part hereof and of the current comprehensive development plan. A copy of the comprehensive development plan, as amended, is on file in the office

of the Village Clerk, Village of Golf, Florida.

Section 2: The Village Clerk is hereby directed to transmit five (5) copies of the amendment to the current comprehensive development plan to the State Land Planning Agency, along with a copy to the Treasure Coast Regional Planning Council, and to any other unit of local government who has filed a written request for a copy, within ten (10) working days after adoption, in accordance with Section 163.3184(7), Florida Statutes.

Section 3: All ordinances or parts of ordinances in conflict be and the same are hereby repealed.

Section 4: Should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of this Ordinance.

Section 5: 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 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 Department of Community Affairs, Bureau of Local Planning, 2740 Centerview Drive, Tallahassee, Florida 32399-2100.

FIRST READING this 38th day of October, 1998.


SECOND AND FINAL READING this 27th day of January, 1999.


DONALD H. GUSTAFSON, MAYOR

Aye


DOUGLAS K. RABORN, VICE-MAYOR


Aye


JOHN P. OTTAWAY, JR. TREASURER

Aye


MICHAEL E. BOTOS, COUNCILMAN

Aye


ERIK E. JOH, COUNCILMAN

Aye

ATTEST:


VILLAGE CLERK (Seal)

APPROVED AS TO FORM AND SUFFICIENCY


VILLAGE ATTORNEY

1. The Future Land Use Element of the Village of Golf Comprehensive Development Plan is hereby amended by repealing Policy 1.5.1 and adopting the following new Policy 1.5.1 which shall hereafter read as follows:

Policy 1.5.1: Land Development regulations adopted to implement the Plan shall allow new development to be permitted at densities equal to or less than the following:

(a) Single Family: Up to a maximum of two (2) dwelling units per acre, with a minimum lot size of twenty thousand (20,000) square feet.

(b) Agricultural: Up to a maximum of one (1) unit per 9.5 acres, with a minimum lot size of nine (9) acres.

2. The Future Land Use Element of the Village of Golf Comprehensive Development Plan is hereby amended at Section 2. Land Use Element. paragraph entitled "Future Land Use Classification" by repealing the existing definition of "Single Family" and adopting a new definition which shall hereafter read as follows:

Single Family: Limited to Single Family dwelling units allowing a maximum density of two (2) dwelling units per acre with a minimum lot size of twenty thousand (20,000) square feet.