Marguerite Linke

From:	Reddick, Ernest L. < Ernest.Reddick@DOS.MyFlorida.com>
Sent:	Friday, January 13, 2017 2:07 PM
То:	Marguerite Linke
Cc:	County Ordinances
Subject:	Emailing - Hernando20170113_Ordinance2017_01_Ack.pdf
Attachments:	Hernando20170113_Ordinance2017_01_Ack.pdf

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FLORIDA DEPARTMENT Of STATE

RICK SCOTT Governor **KEN DETZNER** Secretary of State

January 13, 2017

Honorable Don Barbee Jr. Hernando County Clerk's Office 20 North Main Street, Rm. 3621 Brooksville, Florida 34601

Attention: Marguerite Linke, Administrative Services

Dear Mr. Barbee:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Hernando County Ordinance No. 2017-01, which was filed in this office on January 13, 2017.

Sincerely,

Ernest L. Reddick Program Administrator

ELR/lb

1	ORDINANCE NO.: 2017-
2	
3	AN ORDINANCE AMENDING THE HERNANDO COUNTY COMPREHENSIVE
4	PLAN BY AMENDING SECTION E RELATING TO THE FUTURE LAND USE
5	MAP; APPROVING AND ADOPTING CPAM-16-03; PROVIDING FOR
6	TRANSMITTAL TO THE STATE REVIEW AGENCIES; PROVIDING FOR
7	APPLICABILITY; PROVIDING FOR SEVERABILITY; PROVIDING FOR
8	CONFLICTING PROVISIONS; PROVIDING FOR FILING WITH THE
9	DEPARTMENT OF STATE AND PROVIDING FOR AN EFFECTIVE DATE.
10	
11	WHEREAS, in 1985, the Florida Legislature adopted the Local Government
12	Comprehensive Planning and Land Development Regulation Act as set forth in §§ 163.3161
13	through 163.3215 Florida Statutes (the "Act"); and,
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15	WHEREAS, on June 7, 1989, the Board of County Commissioners adopted Ordinance
16	89-9 which adopted the Hernando County Comprehensive Plan, as such Plan or portions thereof
17	have been subsequently amended ("Comprehensive Plan"); and,
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19	WHEREAS, the Hernando County Board of County Commissioners ("BOCC"), following
20	a public hearing on October 11 2016, approved amending Section E of the County's adopted
21	Comprehensive Plan relating to the Future Land Use Map (a complete copy of the amendment is
22	attached as Exhibit "A" hereto and made a part hereof) and referred to as CPAM-16-03; and,
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24	WHEREAS, the County subsequently transmitted CPAM-16-03 to the State Land
25	Planning Agency for review pursuant to the Act, and was assigned Hernando County 16-2ESR;
26	and,
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28	WHEREAS, the State Land Planning Agency and the Review Agencies reviewed
29	CPAM-16-03 and, thereafter, comments concerning same were submitted to the County; and,
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31	WHEREAS, the BOCC finds and determines that CPAM 16-03 is internally consistent
32	with other Elements and Policies of the Hernando County Comprehensive Plan, and is now ready
33	for final adoption by the BOCC; and,
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35	WHEREAS, the BOCC conducted a second public hearing on January 10, 2017, in
36	connection with final adoption of the CPAM-16-03, as an amendment to the County's adopted
37	Comprehensive Plan.
38	
39	WHEREAS, CPAM-16-03 will be transmitted to State Land Planning Agency and
40	Review Agencies.
41	NOW THEREFORE BE IT ORDANIES BU THE BOARD OF CONSTRU
42	NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY
43	COMMISSIONERS OF HERNANDO COUNTY, FLORIDA:
44 45	SECTION I. Recitals. The recitals set forth above are true and correct and
45 46	
40 47	incorporated herein by this reference; and
ч/	
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	011017.Docx

SECTION II. Adopting CPAM-16-03 (Hernando County 16-2ESR). CPAM-16-03
(Hernando County 16-2ESR), attached as Exhibit "A" hereto and incorporated herein by this
reference, is hereby approved and adopted and the Hernando County Comprehensive Plan is
amended accordingly, subject to the Effective Date provision (Section X) below.

SECTION III. Execution. The Chairman of the Hernando County Board of County Commissioners is hereby authorized to execute this ordinance, and all related documents.

9 SECTION IV. Transmittal to State Land Planning Agency and Review Agencies.
10 County staff shall transmit an executed copy of this ordinance to the State Land Planning
11 Agency and Review Agencies within ten (10) days of adoption hereof pursuant to § 163.3184,
12 Florida. Statutes.

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SECTION V. Publication. This ordinance shall be published as required by law.

SECTION VI. Applicability. This Ordinance shall be applicable throughout the
unincorporated area of Hernando County.

19 SECTION VII. Severability. It is declared to be the intent of the Board of County 20 Commissioners that if any section, subsection, clause, sentence, phrase, or provision of this 21 ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect 22 the validity of the remaining portions of this ordinance.

SECTION VIII. Conflicting Provisions. Special acts of the Florida Legislature applicable only to unincorporated areas of Hernando County, Hernando County ordinances, County resolutions, or parts thereof, in conflict with this ordinance are hereby superseded by this ordinance to the extent of such conflict except for ordinances concerning either adoption or amendment of the Comprehensive Plan, pursuant to Chapter 163, part II, Florida Statutes.

SECTION IX. Filing with the Department of State. The clerk shall be and is
hereby directed forthwith to send a certified copy of this ordinance or electronically transmit the
ordinance by email to the Bureau of Administrative Code, Department of State, R.A. Gray Bldg.,
Room 101, 500 S. Bronough Street, Tallahassee, FL 32399-0250.

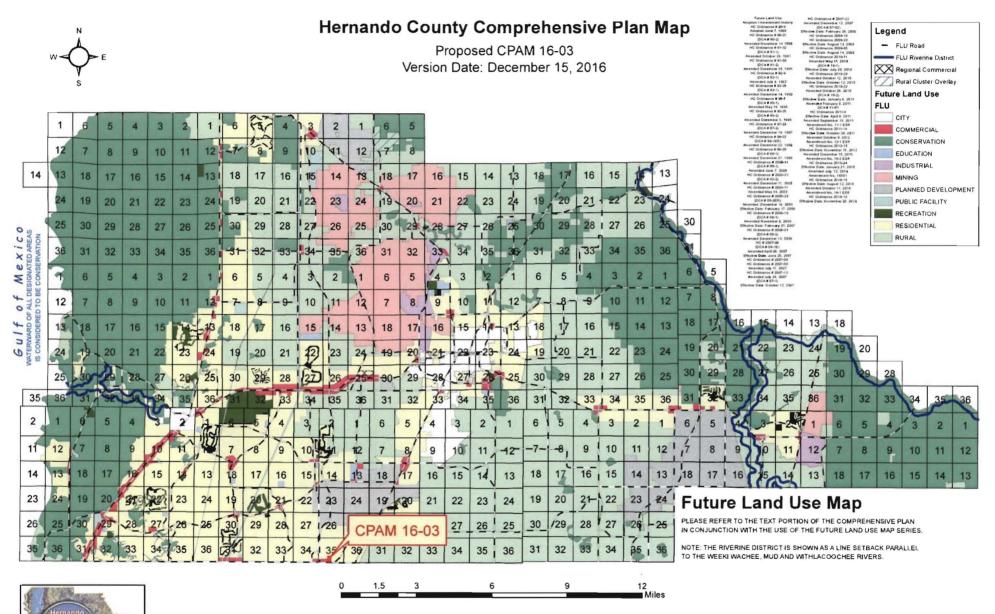
SECTION X. Effective date. This Ordinance shall take effect upon filing with the 35 Florida Secretary of State; however, the adopted amendment (CPAM-16-03) shall take effect, and 36 37 be considered an amendment to the Hernando County Comprehensive Plan, if the amendment is 38 not timely challenged, 31 days after the State Land Planning Agency notifies the local government 39 that the plan amendment package is complete or as otherwise provided in § 163.3184, Fla. Stat. If 40 timely challenged, this amendment shall become effective on the date the State Land Planning Agency or the Administration Commission enters a final order determining this adopted 41 42 amendment to be in compliance. No development orders, development permits, or land uses 43 dependent on this Amendment may be issued or commence before it has become effective. If a 44 final order of noncompliance is issued by the Administrative Commission, this amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of 45 which resolution shall be sent to the state land planning agency. 46

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1	BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
2	HERNANDO COUNTY in Regular Session this 10th day of January, 2017.
3	
4	BOARD OF COUNTY COMMISSIONERS
5	HERNANDO COUNTY, FLORIDA
6	
7	man IIII
8	Attest:By:By:
9	DONALD & BARBEE, JR., CLERK WRYNE DONES, CHAIRMAN
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11	
12	
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14	(SEAL)
15	COUNTY
16	Approved as to Form and
17	Legal Sufficiency
18	(1) (bol) $($
19	By: <u>Cph Clinton</u>
20	Assistant County Attorney

EXHIBIT A CPAM-16-03



Source: S:\Share\Planning\NewFLU\CPAM1603_8x11_Proposed.pdf Project: S:\Share\Planning\Zoning\ErikL_Workspace_S\CPAM Project\CPAM1603_8x11_Proposed.mxd Date of mapping: 12/15/2016

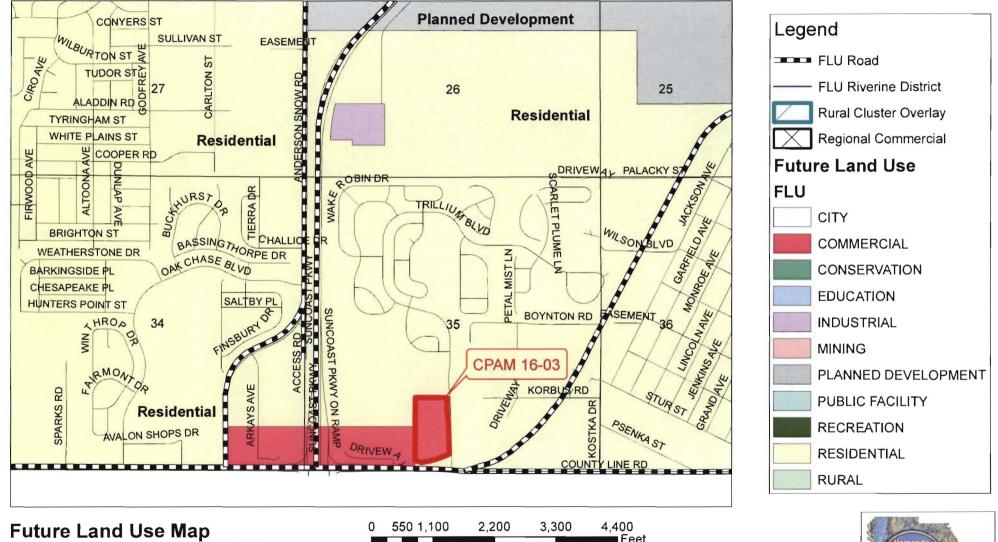
Central

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Hernando County Comprehensive Plan Map

Proposed CPAM 16-03 Version Date: September 16, 2016



PLEASE REFER TO THE TEXT PORTION OF THE COMPREHENSIVE PLAN IN CONJUNCTION WITH THE USE OF THE FUTURE LAND USE MAP SERIES. TO THE WEEKI WACHEE, MUD AND WITHLACOOCHEE RIVERS.

Source: S:\Share\Planning\NewFLU\CPAM1603b_Detail_8x11.pdf NOTE: THE RIVERINE DISTRICT IS SHOWN AS A LINE SETBACK PARALLEL Project: S:\Share\Planning\Zoning\ErikL_Workspace_S\CPAM Project\CPAM1603b_8x11_Detail.mxd Date of mapping: 9/16/2016

