## Darlene Christensen

From:	Reddick, Ernest L. < Ernest.Reddick@DOS.MyFlorida.com>
Sent:	Thursday, April 13, 2017 1:22 PM
То:	Darlene Christensen
Cc:	County Ordinances
Subject:	Emailing - Hernando20170413_Ordinance2017_16_Ack.pdf
Attachments:	Hernando20170413_Ordinance2017_16_Ack.pdf

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FLORIDA DEPARTMENT Of STATE

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

April 13, 2017

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

Attention: Darlene Christensen, 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. 2017-16, which was filed in this office on April 13, 2017.

Sincerely,

Ernest L. Reddick Program Administrator

ELR/lb

1	ORDINANCE NO.: 2017-16
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 CPAM1608; 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,
14	
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,
18	nave soon sussequently amenaeu ( comprenensive r tan ), and,
19	WHEREAS, the Hernando County Board of County Commissioners ("BOCC"), following
20	a public hearing on January 24, 2017, 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 <b>Exhibit "A</b> " hereto and made a part hereof) and referred to as CPAM1608; and,
23	
24	WHEREAS, the County subsequently transmitted CPAM1608 to the State Land Planning
25	Agency for review pursuant to the Act, and was assigned Hernando County 17-1ESR; and,
26	
27	WHEREAS, the State Land Planning Agency and the Review Agencies reviewed
28	CPAM1608 and, thereafter, comments concerning same were submitted to the County; and,
29	
30	WHEREAS, the BOCC finds and determines that CPAM1608 is internally consistent with
31	other Elements and Policies of the Hernando County Comprehensive Plan, and is now ready for
32	final adoption by the BOCC; and,
33	
34	WHEREAS, the BOCC conducted a second public hearing on April 11, 2017, in
35	connection with final adoption of the CPAM1608, as an amendment to the County's adopted
36	Comprehensive Plan.
37	
38	WHEREAS, CPAM1608 will be transmitted to State Land Planning Agency and Review
39	Agencies.
40	Agonolos.
41	NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY
42	COMMISSIONERS OF HERNANDO COUNTY, FLORIDA:
43	
44	SECTION I. Recitals. The recitals set forth above are true and correct and
45	incorporated herein by this reference; and
46	

1 SECTION II. Adopting CPAM1608 (Hernando County 17-1ESR). CPAM1608 2 (Hernando County 17-1ESR), attached as Exhibit "A" hereto and incorporated herein by this 3 reference, is hereby approved and adopted and the Hernando County Comprehensive Plan is amended accordingly, subject to the Effective Date provision (Section X) below. 4 5

6 SECTION III. Execution. The Chairman of the Hernando County Board of County Commissioners is hereby authorized to execute this ordinance, and all related documents. 7 8

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 Agency 11 and Review Agencies within ten (10) days of adoption hereof pursuant to § 163.3184, Florida 12 Statutes.

13 14

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

16 This Ordinance shall be applicable throughout the SECTION VI. Applicability. 17 unincorporated area of Hernando County. 18

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 the validity of the remaining portions of this ordinance.

22 23

24 SECTION VIII. Conflicting Provisions. Special acts of the Florida Legislature 25 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 26 27 ordinance to the extent of such conflict except for ordinances concerning either adoption or 28 amendment of the Comprehensive Plan, pursuant to Chapter 163, part II, Florida Statutes. 29

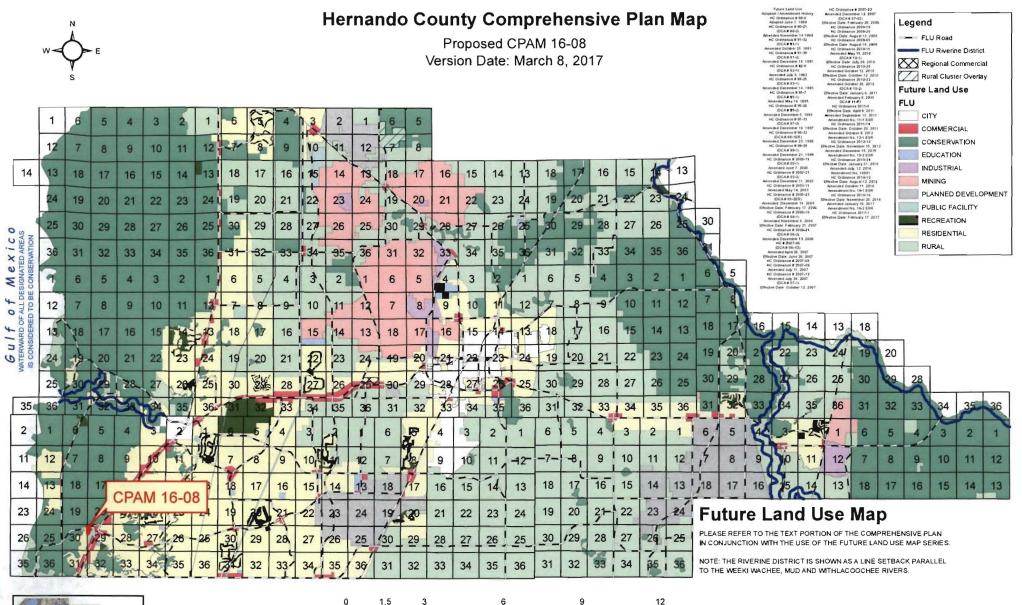
30 SECTION IX. Filing with the Department of State. The clerk shall be and is hereby 31 directed forthwith to send a certified copy of this ordinance or electronically transmit the ordinance 32 by email to the Bureau of Administrative Code, Department of State, R.A. Gray Bldg., Room 101, 33 500 S. Bronough Street, Tallahassee, FL 32399-0250. 34

35 SECTION X. Effective Date. This Ordinance shall take effect upon filing with the Florida Secretary of State; however, the adopted amendment (CPAM1608) 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. 40 If timely challenged, this amendment shall become effective on the date the State Land Planning 41 Agency or the Administration Commission enters a final order determining this adopted 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 final order of noncompliance is issued by the Administrative Commission, this amendment may 44 nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of 45 46 which resolution shall be sent to the state land planning agency. 47

1	BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
2	<b>HERNANDO COUNTY</b> in Regular Session this 11th day of April, 2017.
3	
4	BOARD OF COUNTY COMMISSIONERS
5	$\bigcirc$
6	Spi Doulere M. Christensen
7	DARLEWE M.C. HRUSTENSEN
8	By: Doulere M. Christensen Dariene M. Christensen Attest: DEPUTY CLOCK By: Mayne Mas
9	DONALD C. BARBEE, JR., CLERK WAYNE DUKES, CHAIRMAN
10	WWWWWWWWWWWWWWWWWWWWWWWWWWWWWWWWWWWWWW
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12	
13	
14	(SEAL)
15	
16	Approved as to Form and a count with the second sec
17	Legal Sufficiency
18	
19	By: Loh Win and
20	Assistant County Attorney

## EXHIBIT A

## **CPAM1608**



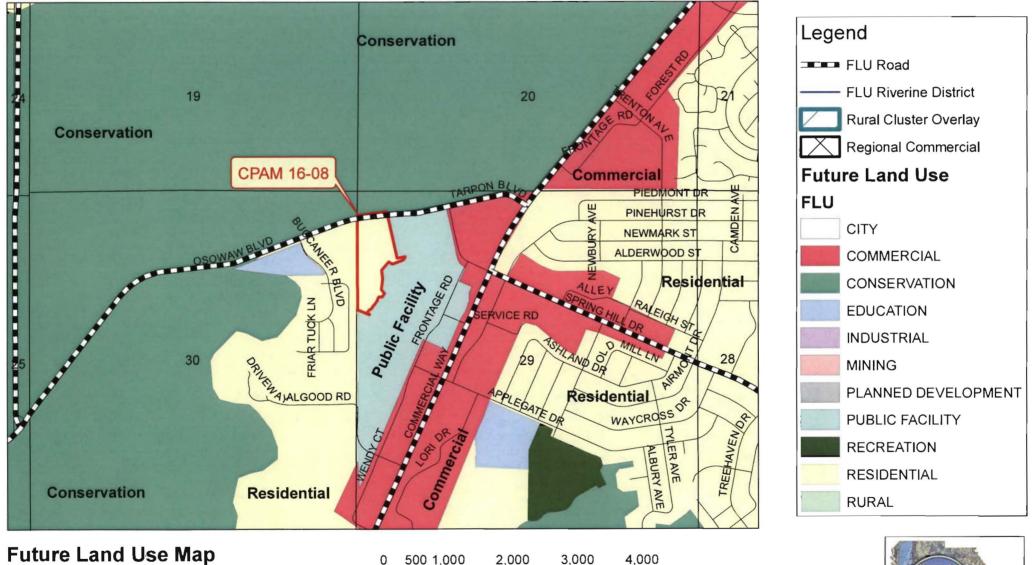


Source: S:\Share\Planning\NewFLU\CPAM1608\_8x11\_Proposed.pdf Project: S:\Share\Planning\Zoning\ErikL\_Workspace\_S\CPAM Project\CPAM1604-CPAM1608\_8x11\_Proposed.mxd Date of mapping: 03/08/2017

Miles

## Hernando County Comprehensive Plan Map

Proposed CPAM 16-08 Version Date: March 8, 2017



PLEASE REFER TO THE TEXT PORTION OF THE COMPREHENSIVE PLAN IN CONJUNCTION WITH THE USE OF THE FUTURE LAND USE MAP SERIES. NOTE: THE RIVERINE DISTRICT IS SHOWN AS A LINE SETBACK PARALLEL TO THE WEEKI WACHEE, MUD AND WITHLACOOCHEE RIVERS.

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