

FILED
2009 JUL 23 11:11
TALLAHASSEE FLORIDA

ORDINANCE NO.: 2009-05

AN ORDINANCE AMENDING THE HERNANDO COUNTY COMPREHENSIVE PLAN BY AMENDING SECTION E RELATING TO THE FUTURE LAND USE MAP; ADOPTING CPAM-09-03; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in 1985, the Florida Legislature adopted the Local Government Comprehensive Planning and Land Development Regulation Act as set forth in §§ 163.3161 through 163.3215 Florida Statutes (the "Act"); and,

WHEREAS, on June 7, 1989, the Board of County Commissioners adopted Ordinance 89-9 which adopted the Hernando County Comprehensive Plan, as such Plan or portions thereof have been subsequently amended ("Comprehensive Plan"); and,

WHEREAS, the instant request is for the Hernando County Board of County Commissioners ("BOCC") to amend Section E of the County's adopted Comprehensive Plan relating to the Future Land Use Map (a complete copy of the amendment is collectively attached as **Exhibit "A"** hereto and made a part hereof) and hereinafter referred to as CPAM-09-03; and,

WHEREAS, CPAM-09-03 is an amendment to the County's Future Land Use Map involving land that is ten (10) acres or less in size and which has been determined by the Hernando County Planning Department to constitute a "small scale development amendment" based upon the criteria set forth in § 163.3187(1)(c), Florida Statutes; and,

WHEREAS, small scale development amendments are exempt from state and regional review pursuant to § 163.3187, Florida Statutes; and,

WHEREAS, the BOCC conducted a public hearing on July 14, 2009 in connection with the adoption of CPAM-09-03 as an amendment to the County's adopted Comprehensive Plan.

NOW THEREFORE:

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA:

SECTION 1. Adopting CPAM-09-03. CPAM-09-03, collectively attached as **Exhibit "A"** hereto, is hereby approved and adopted and the Hernando County Comprehensive Plan Future Land Use Map is amended accordingly, subject to Section 6 below.

SECTION 2. Execution. The Chairman of the Hernando County Board of County Commissioners is hereby authorized to execute this ordinance.

SECTION 3. Transmittal to Florida Department of Community Affairs. The County shall transmit an executed copy of this ordinance to the Florida Department of Community Affairs (DCA) as required by Rule Chapter 9J-11, Florida Administrative Code.

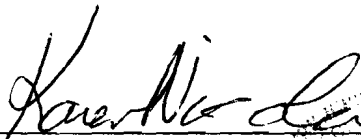
1 SECTION 4. **Publication.** This ordinance shall be published in accordance with law.
2

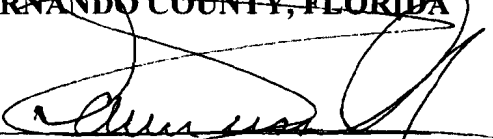
3 SECTION 5. **Severability.** It is declared to be the intent of the Board of County
4 Commissioners that if any section, subsection, clause, sentence, phrase, or provision of this
5 ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the
6 validity of the remaining portions of this ordinance.
7

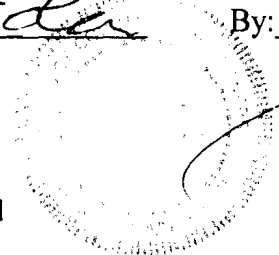
8 SECTION 6. **Effective date.** This Ordinance shall take effect upon filing with the Florida
9 Secretary of State; however, pursuant to 163.3187(3)(c), Florida Statutes, CPAM-09-03 shall not
10 become effective until 31 days after adoption by the BOCC (the date below), unless challenged
11 within 30 days from the date hereof. In the event of any timely challenge, CPAM-09-03 shall not
12 become effective until the state land planning agency (DCA) or the Administration Commission,
13 respectively, issues a final order determining that this adopted small scale development amendment
14 is in compliance.
15

16 BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
17 HERNANDO COUNTY in Regular Session this 14th day of July, 2009.
18


19 BOARD OF COUNTY COMMISSIONERS
20 HERNANDO COUNTY, FLORIDA

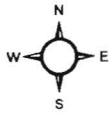
21
22
23 Attest: _____
24 KAREN NICOLAI
25 CLERK
26

By: _____
27 DAVID D. RUSSELL, JR.
28 CHAIRMAN
29



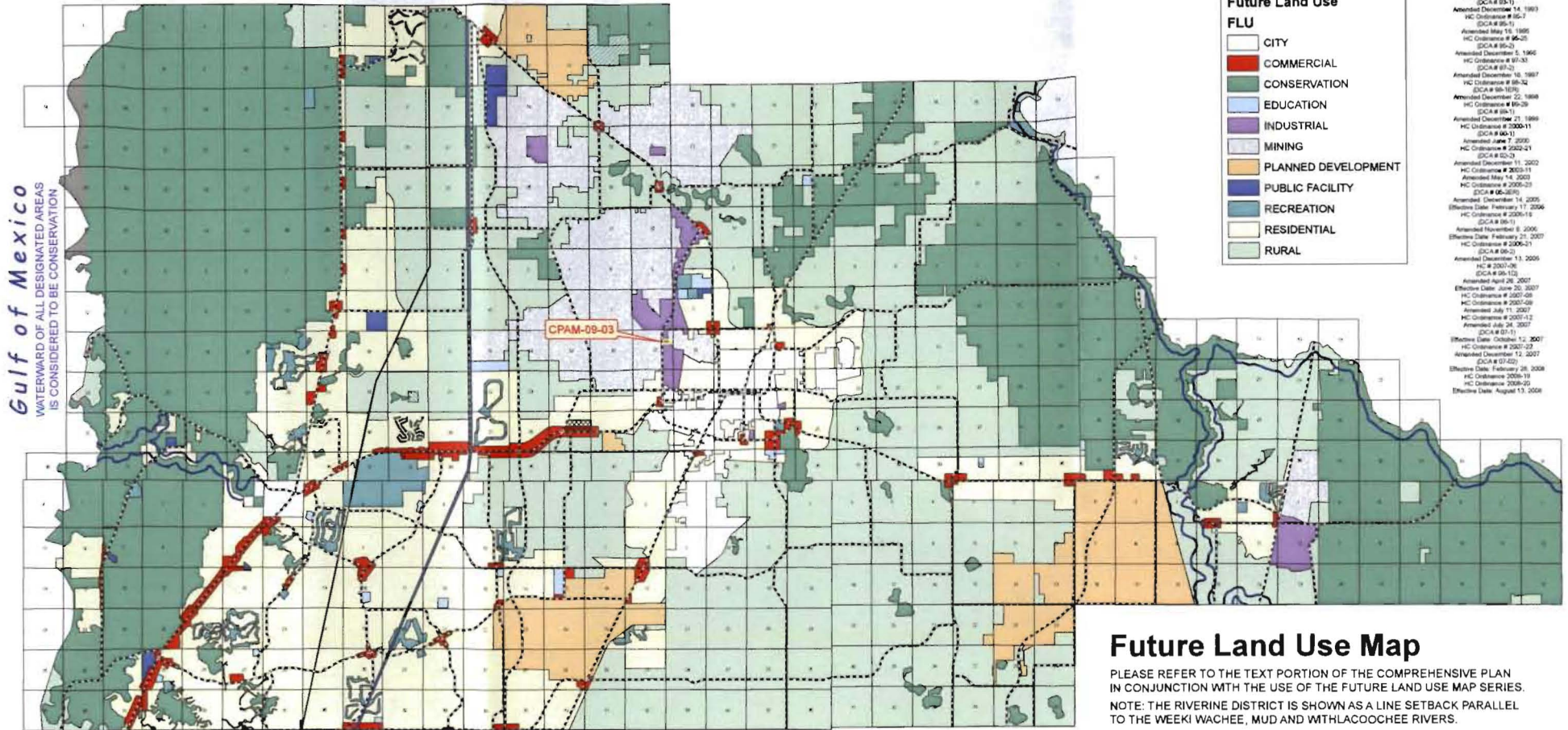
30 Approved as to Form and
31 Legal Sufficiency

32 By:  6/18/09
33 Geoffrey T. Kirk
34 Assistant County Attorney
35



Hernando County Comprehensive Plan Map

Proposed CPAM-09-03
Version date: May 6, 2009



Gulf of Mexico
WATERWARD OF ALL DESIGNATED AREAS
IS CONSIDERED TO BE CONSERVATION

Legend

- FLU Road
- FLU Rivenne District
- Regional Commercial
- Rural Infill Overlay

Future Land Use

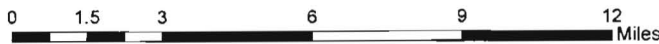
FLU

- CITY
- COMMERCIAL
- CONSERVATION
- EDUCATION
- INDUSTRIAL
- MINING
- PLANNED DEVELOPMENT
- PUBLIC FACILITY
- RECREATION
- RESIDENTIAL
- RURAL

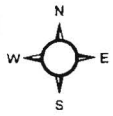
Future Land Use
Adoption / Amendment History
 HC Ordinance # 88-1
 Adopted June 7, 1988
 HC Ordinance # 90-21
 SCA # 89-2
 Amended November 14, 1990
 HC Ordinance # 91-32
 SCA # 91-1
 Amended October 26, 1991
 HC Ordinance # 91-38
 SCA # 91-2
 Amended December 18, 1991
 HC Ordinance # 92-8
 SCA # 92-1
 Amended July 6, 1992
 HC Ordinance # 93-25
 SCA # 93-1
 Amended December 14, 1993
 HC Ordinance # 95-7
 SCA # 95-1
 Amended May 16, 1995
 HC Ordinance # 96-25
 SCA # 96-2
 Amended December 5, 1996
 HC Ordinance # 97-33
 SCA # 97-2
 Amended December 10, 1997
 HC Ordinance # 98-52
 SCA # 98-10
 Amended December 22, 1998
 HC Ordinance # 99-26
 SCA # 99-1
 Amended December 23, 1999
 HC Ordinance # 2000-11
 SCA # 00-1
 Amended June 7, 2000
 HC Ordinance # 2002-21
 SCA # 02-2
 Amended December 11, 2002
 HC Ordinance # 2003-11
 Amended May 14, 2003
 HC Ordinance # 2005-21
 SCA # 05-2
 Amended December 14, 2005
 Effective Date: February 11, 2006
 HC Ordinance # 2006-18
 SCA # 06-1
 Amended November 8, 2006
 Effective Date: February 21, 2007
 SCA # 06-2
 Amended December 13, 2006
 HC # 2007-26
 SCA # 07-12
 Amended April 26, 2007
 Effective Date: June 20, 2007
 HC Ordinance # 2007-09
 HC Ordinance # 2007-09
 Amended July 11, 2007
 HC Ordinance # 2007-12
 Amended July 26, 2007
 SCA # 07-1
 Effective Date: October 12, 2007
 HC Ordinance # 2007-03
 Amended December 12, 2007
 SCA # 07-2
 Effective Date: February 26, 2008
 HC Ordinance 2008-19
 HC Ordinance 2008-02
 Effective Date: August 13, 2008

Future Land Use Map

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 WTHLACOOCHEE RIVERS.



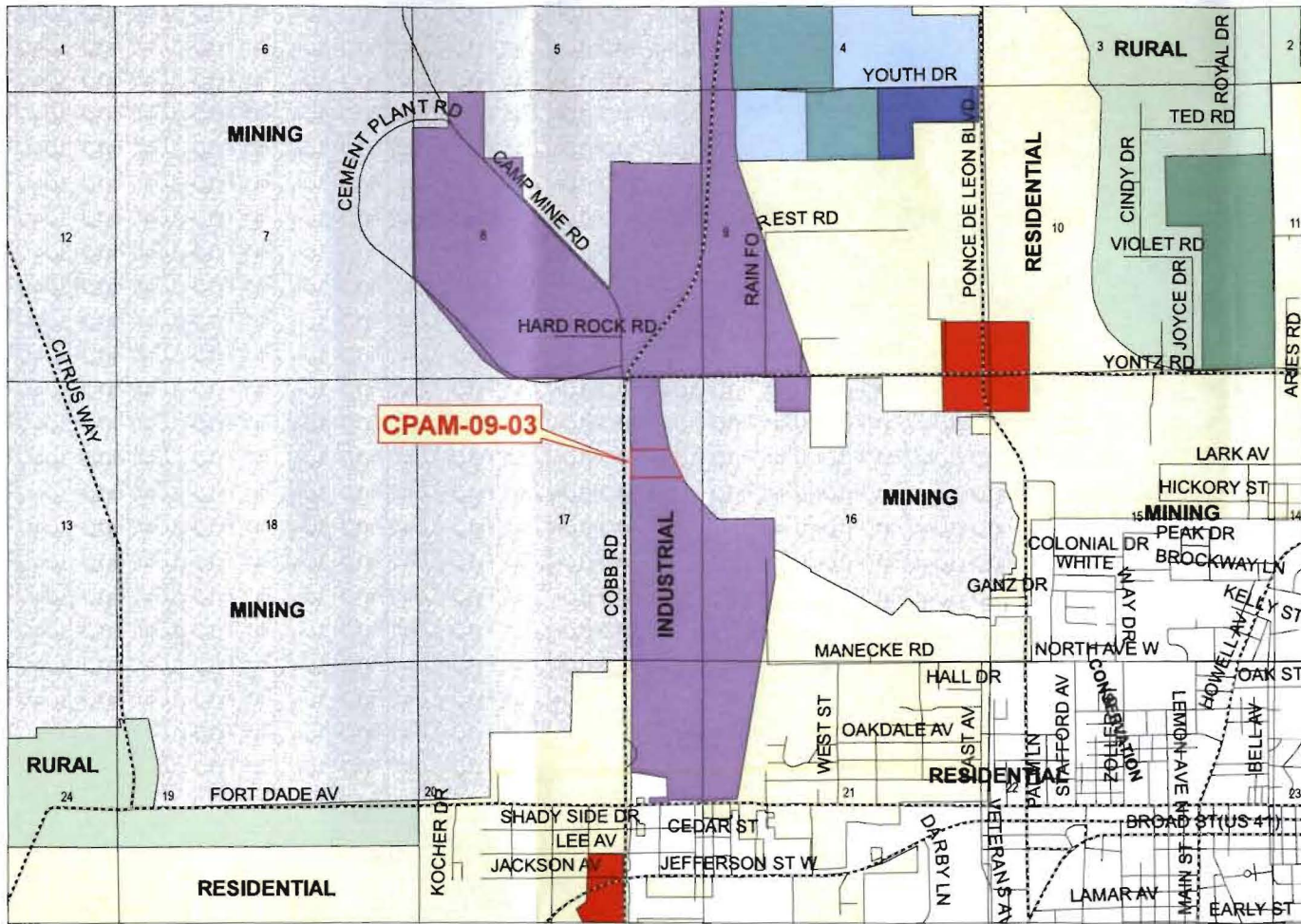
Source: R:\PLANKES\NewFlu\CPAM_0903.pdf
Date of mapping: 5/6/09



Hernando County Comprehensive Plan Map

Present / Current CPAM-09-03

Version Date: 5/6/09



Legend

- FLU Road
- FLU Riverine District
- [Hatched Box] Rural Cluster Overlay
- [Blue Box] Rural Infill Overlay
- [Cross-hatched Box] Regional Commercial

Future Land Use

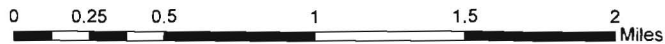
FLU

- [White Box] CITY
- [Red Box] COMMERCIAL
- [Green Box] CONSERVATION
- [Light Blue Box] EDUCATION
- [Purple Box] INDUSTRIAL
- [Grey Box] MINING
- [Orange Box] PLANNED DEVELOPMENT
- [Dark Blue Box] PUBLIC FACILITY
- [Teal Box] RECREATION
- [Yellow Box] RESIDENTIAL
- [Light Green Box] RURAL

Future Land Use Map

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.

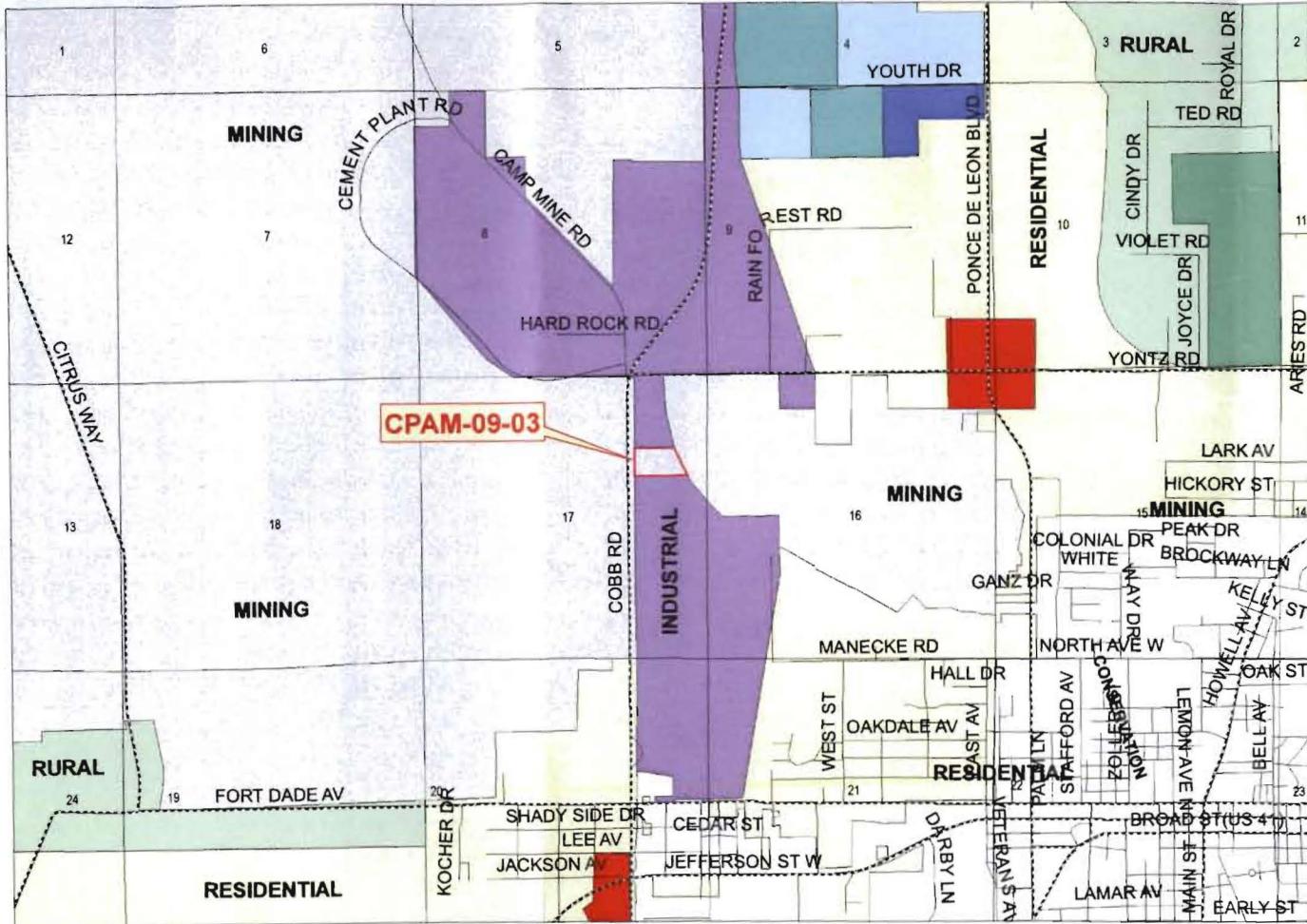


Source: R:\PLANIKES\NewFlu\CPAM0903a_Detail.pdf
Date of mapping: 5/6/09

Hernando County Comprehensive Plan Map

Proposed CPAM-09-03

Version Date: 5/6/09



Legend

- FLU Road
- FLU Riverine District
- [Light Blue Box] Rural Cluster Overlay
- [Medium Blue Box] Rural Infill Overlay
- [Dark Blue Box] Regional Commercial

Future Land Use

FLU

- [White Box] CITY
- [Red Box] COMMERCIAL
- [Green Box] CONSERVATION
- [Light Blue Box] EDUCATION
- [Purple Box] INDUSTRIAL
- [Light Grey Box] MINING
- [Orange Box] PLANNED DEVELOPMENT
- [Dark Blue Box] PUBLIC FACILITY
- [Teal Box] RECREATION
- [Yellow Box] RESIDENTIAL
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Future Land Use Map

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.



Source: R:\PLANIKESI\NewFlu\CPAM0903b_Detail.pdf
Date of mapping: 5/6/09