

Marguerite Linke

From: Kerce, Whitley L. <Whitley.Kerce@dos.myflorida.com>
Sent: Thursday, September 13, 2018 10:37 AM
To: Marguerite Linke
Cc: County Ordinances
Subject: Hernando20180913_Ordinance2018_15_Ack.pdf
Attachments: Hernando20180913_Ordinance2018_15_Ack.pdf

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FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

September 13, 2018

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

Attention: Marguerite Linke

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. 2018-15, which was filed in this office on September 13, 2018.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb

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ORDINANCE NO.: 2018- 15

AN ORDINANCE AMENDING THE HERNANDO COUNTY COMPREHENSIVE PLAN BY AMENDING SECTION E RELATING TO THE FUTURE LAND USE MAP AS AFFECTING 0.79 ACRES OF LAND GENERALLY LOCATED ON THE NORTH SIDE OF MARINER BOULEVARD, APPROXIMATELY 1300 FEET NORTH OF NORTHCLIFFE BOULEVARD; APPROVING AND ADOPTING CPAM1801; 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 CPAM1801; and,

WHEREAS, CPAM1801 is an amendment to the County’s Future Land Use Map involving land that is 0.79 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 September 11, 2018, in connection with the adoption of CPAM1801 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. Recitals. The above recitals are incorporated herein by reference.

SECTION 2. Adopting CPAM1801. CPAM1801, attached as Exhibit “A” hereto, is hereby approved and adopted and the Hernando County Comprehensive Plan Future Land Use Map is amended from Residential to Commercial accordingly, subject to Section 6 below.

1 **SECTION 3.** Execution. The Chairman of the Hernando County Board of County
2 Commissioners is hereby authorized to execute this ordinance.

3
4 **SECTION 4.** Transmittal to Florida Department of Economic Opportunity (DEO). The
5 County shall transmit an executed copy of this ordinance to the State Land Planning Agency
6 according to the Guidelines contained on the DEO website.

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

12
13 **SECTION 6.** Effective date. This Ordinance shall take effect upon filing with the Florida
14 Secretary of State; however, pursuant to § 163.3187(5)(c), Florida Statutes, CPAM1801 shall not
15 become effective until 31 days after adoption by the BOCC (the date below), unless challenged
16 within 30 days from the date hereof. In the event of any timely challenge, CPAM1801 shall not
17 become effective until the state land planning agency (DEO) or the Administration Commission,
18 respectively, issues a final order determining that this adopted small scale development
19 amendment is in compliance.

20
21 **BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF**
22 **HERNANDO COUNTY** in Regular Session this 11th day of September 2018.

23
24 **BOARD OF COUNTY**
25 **COMMISSIONERS**
26 **HERNANDO COUNTY, FLORIDA**

27
28
29 Attest: Susan Buens, Deputy Clerk
30 **DONALD C. BARBEE, JR., CLERK**

31
32 By: 
33 **STEVE CHAMPION, CHAIRMAN**



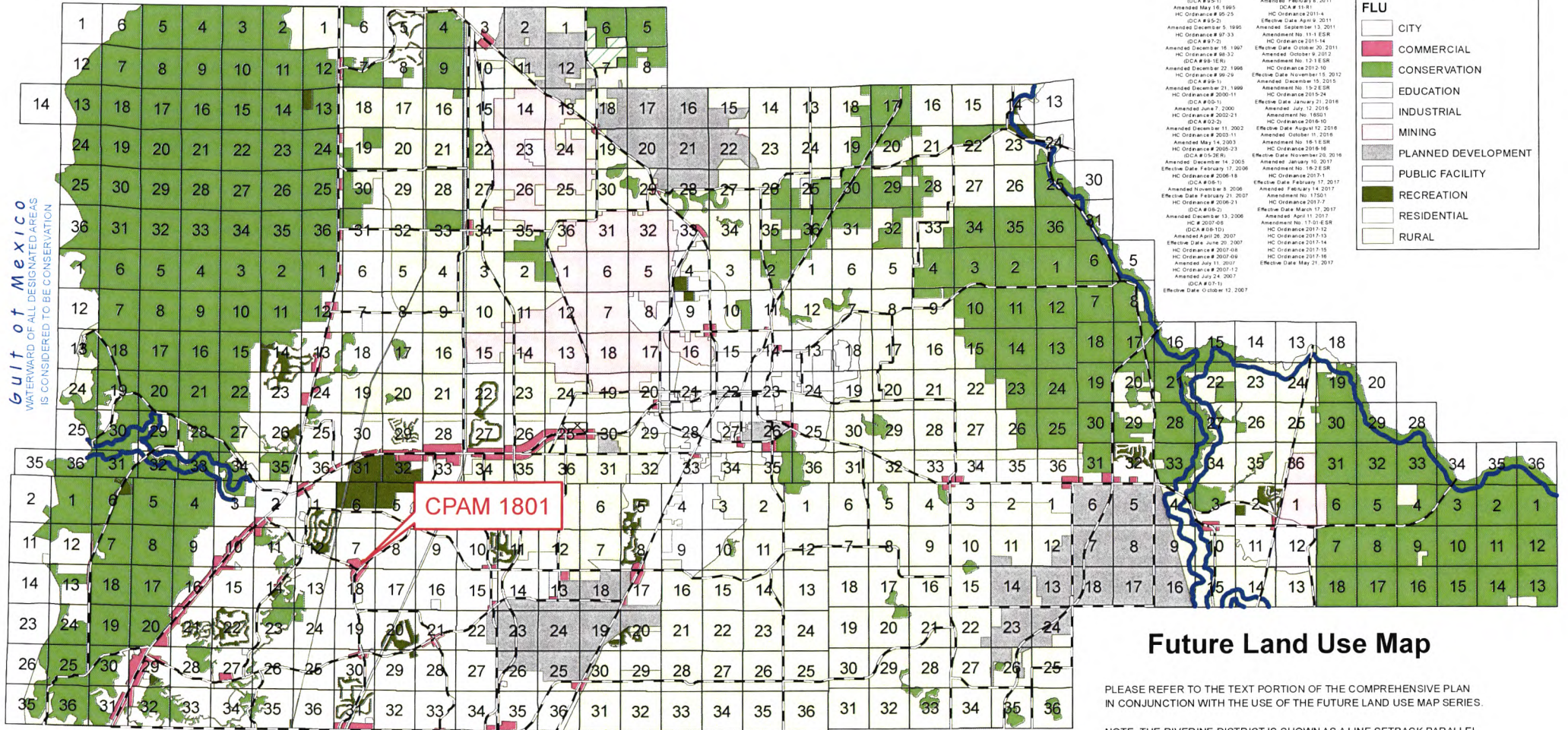
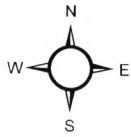
34 (SEAL)
35 Approved as to Form and
36 Legal Sufficiency
37
38 By: Joseph DiNovo
39 Joseph DiNovo
40 Assistant County Attorney
41
42

EXHIBIT A

CPAM-18-01

Hernando County Comprehensive Plan Map

Proposed CPAM 1801
Version Date: July 17, 2018



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.

Legend

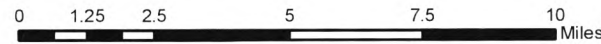
- FLU Road
- FLU Riverine District
- ⊗ Regional Commercial
- ▨ Rural Cluster Overlay

Future Land Use

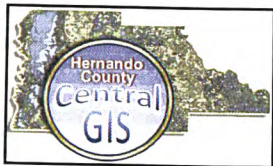
FLU

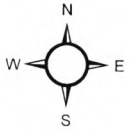
- CITY
- COMMERCIAL
- CONSERVATION
- EDUCATION
- INDUSTRIAL
- MINING
- PLANNED DEVELOPMENT
- PUBLIC FACILITY
- RECREATION
- RESIDENTIAL
- RURAL

Future Land Use	Adoption/Amendment History	Effective Date
City	HC Ordinance #89-18 Adopted June 7, 1989	February 28, 2008
Commercial	HC Ordinance #90-21 Adopted November 14, 1990	February 28, 2008
Conservation	HC Ordinance #91-32 Adopted December 18, 1991	February 28, 2008
Education	HC Ordinance #91-36 Adopted December 18, 1991	February 28, 2008
Industrial	HC Ordinance #92-23 Adopted October 23, 1991	February 28, 2008
Mining	HC Ordinance #92-31 Adopted July 9, 1992	February 28, 2008
Planned Development	HC Ordinance #93-25 Adopted December 18, 1993	February 28, 2008
Public Facility	HC Ordinance #95-7 Adopted December 18, 1995	February 28, 2008
Recreation	HC Ordinance #96-25 Adopted May 19, 1996	February 28, 2008
Residential	HC Ordinance #96-25 Adopted May 19, 1996	February 28, 2008
Rural	HC Ordinance #96-25 Adopted May 19, 1996	February 28, 2008



Source: S:\Share\Planning\NewFLU\CPAM 18-01\CPAM1801_8x11_Proposed.pdf
Project: S:\Share\Planning\Zoning\DavidN_Workspace_S\CPAM Project\CPAM1801_8x11_Proposed.mxd
Date of mapping: 07/17/2018

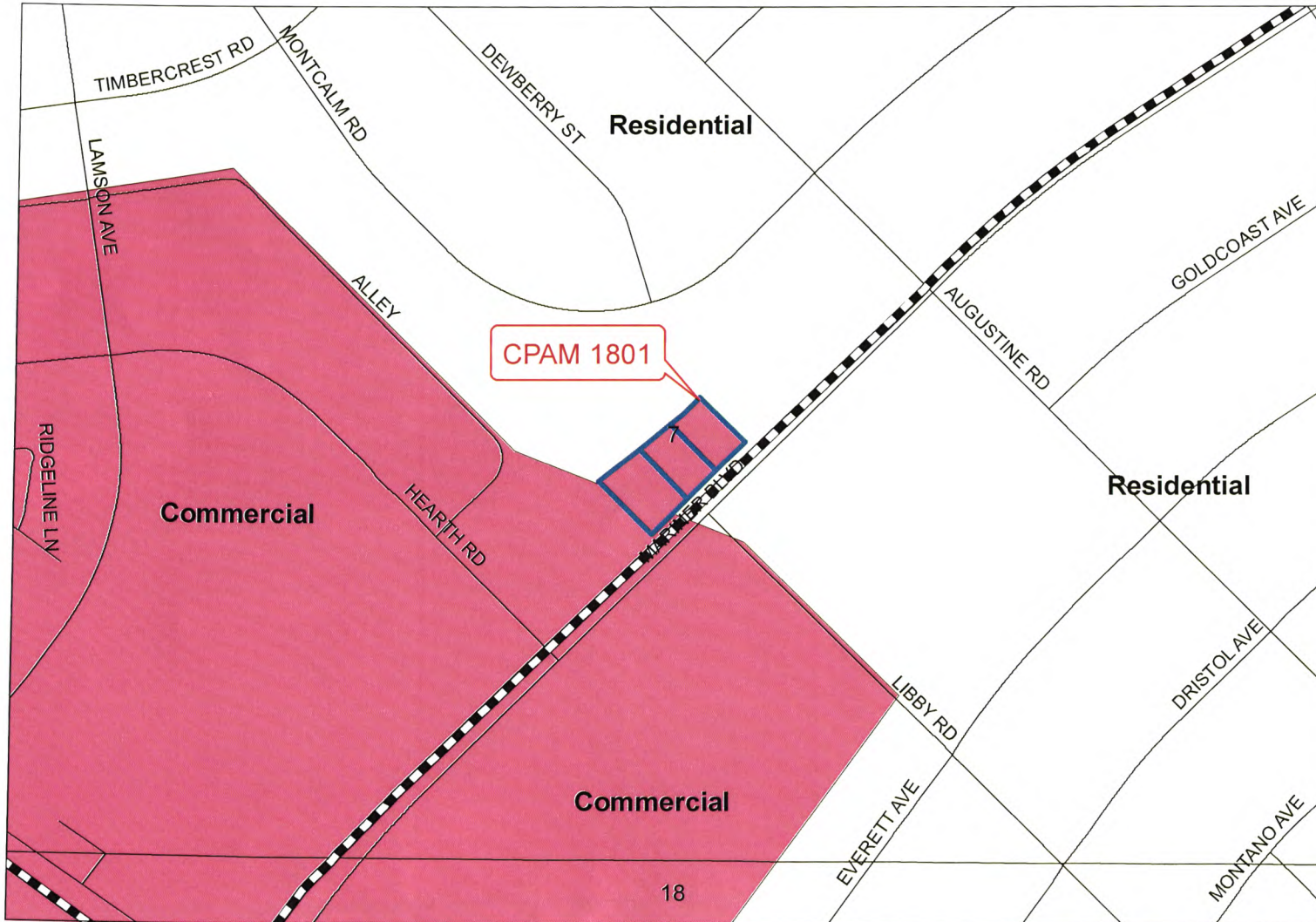




Hernando County Comprehensive Plan Map

Proposed Future Land Use CPAM 1801

Version Date: July 17, 2018



Legend

- FLU Road
- FLU Riverine District
- Rural Cluster Overlay
- Regional Commercial

Future Land Use

FLU

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

Future Land Use Map

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NOTE: THE RIVERINE DISTRICT IS SHOWN AS A LINE SETBACK PARALLEL TO THE WEEKI WACHEE, MUD AND WITHLACOOCHEE RIVERS.



Source: S:\Share\Planning\NewFLU\CPAM 18-01\CPAM1801b_Detail_8x11.pdf
Project: S:\Share\Planning\Zoning\DavidN_Workspace_S\CPAM Project\CPAM1801b_8x11_Detail.mxd
Date of mapping: 07/17/2018

