

ORDINANCE NO. 2923-13

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING CHAPTER 58 "LAND DEVELOPMENT CODE" ARTICLE III, "ZONING" AND THE OFFICIAL ZONING MAP SO AS TO ESTABLISH COMMERCIAL (C-3) DISTRICT ZONING AND LOW DENSITY RESIDENTIAL (R-2) DISTRICT ZONING ON THE RECENTLY ANNEXED PROPERTIES AT 970, 1000, 1008, 1306 AND 1308 LOREN AVENUE; 933, 1101, 1123, 1211, 1253 AND 1313 LEWIS DRIVE; 1141 BENJAMIN AVENUE; 600, 1449, 1471, 1501 AND 1531 LEE ROAD AND AT 1175 N. ORLANDO AVENUE; MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the properties more particularly described herein have in compliance with Chapter 171, Florida Statutes, been annexed into the City of Winter Park, and

WHEREAS, the City Commission intends to establish a municipal zoning designation on this property in compliance to correspond with the establishment of a similar Comprehensive Plan future land use designation for said property, and

WHEREAS, the establishment of municipal zoning meets the criteria established by Chapter 166, Florida Statutes and pursuant to and in compliance with law, notice has been given to Orange County and to the public by publication in a newspaper of general circulation to notify the public of this proposed Ordinance and of public hearings to be held.

NOW THEREFORE BE IT ENACTED BY THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA, AS FOLLOWS:

SECTION 1. That Chapter 58 "Land Development Code", Article III, "Zoning" and the Official Zoning Map is hereby amended so as to establish Commercial (C-3) district zoning on the annexed properties at 970, 1000, 1008 Loren Avenue; at 933 Lewis Drive at 1175 N. Orlando Avenue; and at 600, 1449, 1471, 1501, 1531 Lee Road, more particularly described as follows:

970 Loren Avenue	Property Tax ID# 01-22-29-3712-03-170
1000 Loren Avenue	Property Tax ID# 01-22-29-3712-03-160
1008 Loren Avenue	Property Tax ID# 01-22-29-3712-03-150
933 Lewis Drive	Property Tax ID# 01-22-29-3712-03-060
1175 N. Orlando Avenue	Property Tax ID# 01-22-29-3712-10-011
600 Lee Road	Property Tax ID# 02-22-29-0000-00-042
1449 Lee Road	Property Tax ID# 01-22-29-3712-03-030
1471 Lee Road	Property Tax ID# 01-22-29-3712-03-010
1501 Lee Road	Property Tax ID# 01-22-29-3712-04-050
1531 Lee Road	Property Tax ID# 01-22-29-3712-04-030

SECTION 2. That Chapter 58 "Land Development Code", Article III, "Zoning" and the Official Zoning Map is hereby amended so as to establish Low Density Residential (R-2) district zoning on the annexed properties at 1306 and 1308 Loren Avenue; at 1101, 1123, 1211, 1253, 1313 Lewis Drive;; and at 1141 Benjamin Avenue, more particularly described as follows:

1306 Loren Avenue	Property Tax ID# 01-22-29-3712-16-041
1308 Loren Avenue	Property Tax ID# 01-22-29-3712-16-051
1101 Lewis Drive	Property Tax ID# 01-22-29-3712-06-170
1123 Lewis Drive	Property Tax ID# 01-22-29-3712-06-100
1211 Lewis Drive	Property Tax ID# 01-22-29-3712-12-160
1253 Lewis Drive	Property Tax ID# 01-22-29-3712-12-110
1313 Lewis Drive	Property Tax ID# 01-22-29-3712-16-131
1141 Benjamin Ave.	Property Tax ID# 01-22-29-3712-07-180

SECTION 3. This Ordinance shall become effective upon the effective date of Ordinance 2922-13. If Ordinance 2922-13 does not become effective, then this Ordinance shall be null and void.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, held in City Hall, Winter Park, on this 10th day of June, 2013.

Mayor Kenneth W. Bradley

Attest:

City Clerk Cynthia S. Bonham

ORDINANCE NO. 2921-13

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA VACATING AND ABANDONING CERTAIN STREETS WITHIN THE RAVAUDAGE PLANNED DEVELOPMENT AND HOME ACRES SUBDIVISION AREA INCLUDING THE RIGHT-OF-WAY OF ELVIN AVENUE LYING BETWEEN BENNETT AVENUE AND LOREN AVENUE; THE RIGHT-OF-WAY OF LOREN AVENUE LYING BETWEEN ELVIN AVENUE AND GLENDON PARKWAY AND THE RIGHT-OF-WAY OF KINDEL AVENUE LYING BETWEEN BENNETT AVENUE AND LEWIS DRIVE, MORE PARTICULARLY DESCRIBED HEREIN.

WHEREAS, the City Commission desires to foster the development of the Ravaudage Planned Development by vacating and abandoning certain platted streets within the Home Acres subdivision as platted in Plat Book "M", Page 97 of the Public Records of Orange County, Florida, so that an alternate street system can be developed to better serve the economic growth of this area, and

WHEREAS, this Ordinance meets the criteria established by Chapter 166, Florida Statutes and pursuant to and in compliance with law, notice has been given to abutting property owners and to the public by publication in a newspaper of general circulation to notify the public of this proposed Ordinance and of public hearings to be held.

WHEREAS, the city public works department has provided for participation by the public in the process by providing information as requested and has also rendered its recommendations to the City Commission; and

WHEREAS, the Winter Park City Commission has reviewed the proposed Ordinance and held advertised public hearings at which the City Commission has provided for public participation in the process in accordance with the requirements of state law.

NOW, THEREFORE, BE IT ENACTED as follows:

Section 1. The City Commission of the City of Winter Park hereby vacates and abandons the right-of-way of Elvin Avenue lying between Bennett Avenue and Loren Avenue, as more particularly described in Exhibit "A".

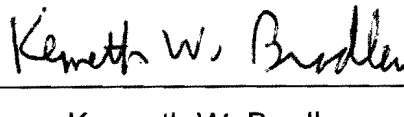
Section 2. The City Commission of the City of Winter Park hereby vacates and abandons the right-of-way of Loren Avenue lying between Elvin Avenue and Glendon Parkway, as more particularly described in Exhibit "B".

Section 3. The City Commission of the City of Winter Park hereby vacates and abandons the right-of-way of Kindel Avenue lying between Bennett Avenue and Lewis Drive, as more particularly described in Exhibit "C".

Section 4. All ordinances or portions of ordinances in conflict herewith are hereby repealed.

Section 5. This ordinance shall become effective immediately upon its final passage and adoption.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, on the 10th day of June, 2013.



Mayor Kenneth W. Bradley

ATTEST:



City Clerk Cynthia S. Bonham

SKETCH OF DESCRIPTION
 OF
 A PORTION OF ELVIN WAY
 (THIS IS NOT A SURVEY)

Exhibit "A"

LEGAL DESCRIPTION:

THAT PORTION OF ELVIN WAY LYING EAST OF BENNETT AVENUE, AND WEST OF LOREN AVENUE, HOME ACRES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK "M", PAGE 97, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:


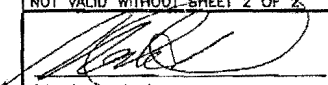
COMMENCE AT THE SOUTHWEST CORNER OF LOT 1, BLOCK "M", HOME ACRES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK "M", PAGE 97, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA; THENCE RUN N 00°39'48"E ALONG THE WEST LINE OF SAID LOT 1 A DISTANCE OF 40.18 FEET FOR A POINT OF BEGINNING; THENCE CONTINUE N 00°39'48"E A DISTANCE OF 80.01 FEET TO A POINT ON A CURVE CONCAVE NORTHEASTERLY; SAID CURVE HAVING A RADIUS OF 15.00 FEET, A CENTRAL ANGLE OF 90°39'48" AND A CHORD BEARING OF S 44°40'06"E; THENCE RUN ALONG THE ARC OF SAID CURVE A DISTANCE OF 23.74 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE RUN N 90°00'00"E ALONG THE NORTH LINE OF AFORESAID ELVIN WAY, A DISTANCE OF 205.44 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 15.00 FEET AND A CENTRAL ANGLE OF 89°54'35"; THENCE RUN ALONG THE ARC OF SAID CURVE A DISTANCE OF 23.54 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY LINE OF LOREN AVENUE, THENCE RUN S 00°05'24"W ALONG SAID WEST LINE A DISTANCE OF 64.98 FEET; THENCE RUN S 90°00'00"W ALONG THE SOUTH LINE OF AFORESAID ELVIN WAY A DISTANCE OF 221.26 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE SOUTHEASTERLY, SAID CURVE HAVING A RADIUS OF 15.00 FEET AND A CENTRAL ANGLE OF 89°20'12"; THENCE RUN ALONG THE ARC OF SAID CURVE A DISTANCE OF 23.39 FEET TO THE POINT OF BEGINNING.

CONTAINING 11,937 SQUARE FEET MORE OR LESS.

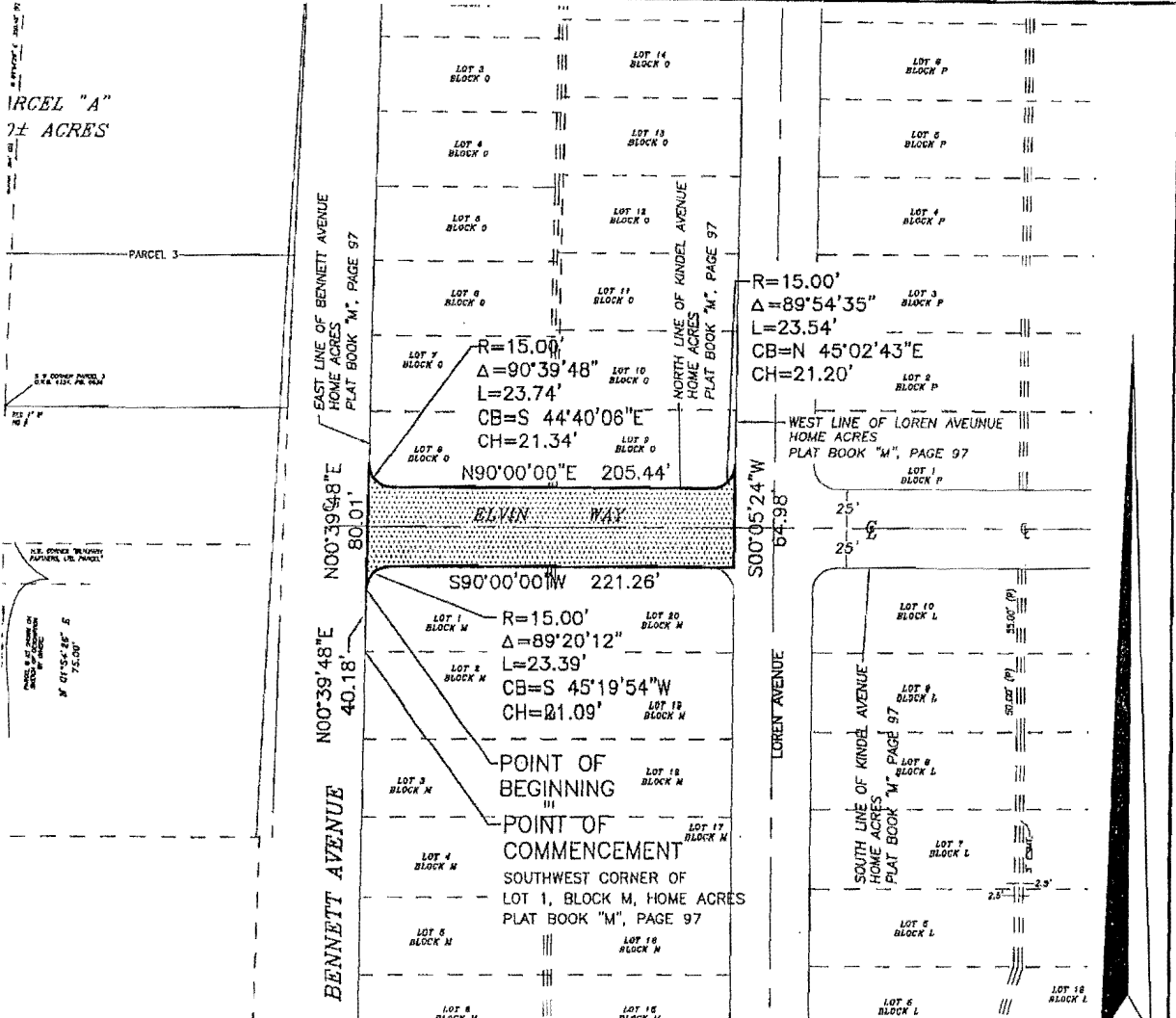
SURVEYOR'S NOTES:

1. The above described land lies within Section 1, Township 22 South, Range 29 East, Orange County, Florida.
2. Bearings shown hereon are based on the East Line of Bennett Avenue, Home Acres, having a bearing of N 00°39'48" E, (Assumed).
3. See Sketch on Sheet 2 of 2.

SHEET 1 OF 2

<p>HENRICH-LUKE & SWAGGERTY, LLC <i>surveyors & mappers</i>  165 Middle Street Suite 1101 Lake Mary, Florida 32748 (407) 647-7348 FAX (407) 647-8097 Licensed Business No. 7276</p>	<p>Job No: <u>E-8974</u> Date: <u>4-2-13</u> Drawn By: <u>MIL</u> Scale: <u>1"=100'</u></p>	<p>NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. NOT VALID WITHOUT SHEET 2 OF 2.  Mark I. Luke Professional Surveyor & Mapper Florida Registration #5006</p>
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SKETCH OF DESCRIPTION
OF
A PORTION OF ELVIN WAY
(THIS IS NOT A SURVEY)



SURVEYOR'S NOTES:

1. The above described land lies within Section 1, Township 22 South, Range 29 East, Orange County, Florida.
2. Bearings shown hereon are based on the East Line of Bennett Avenue, Home Acres, having a bearing of N 00'39'48" E, (Assumed).
3. See Legal Description on Sheet 1 of 2.

SHEET 2 OF 2

HENRICH-LUKE & SWAGGERTY, LLC
surveyors & mappers
105 Middle Street
Suite 1101
Lake Mary, Florida 32746
(407) 647-7346
FAX (407) 647-8097
Licensed Business No. 7276

Job No: E-8974
Date: 4-2-13
Drawn By: MIL
Scale: 1"=100'

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
NOT VALID WITHOUT SHEET 1 OF 2

Mark I. Luke
Professional Surveyor & Mapper
Florida Registration #5006

SKETCH OF DESCRIPTION

OF
A PORTION OF LOREN AVENUE
(THIS IS NOT A SURVEY)

Exhibit "B"

LEGAL DESCRIPTION:

THAT PORTION OF LOREN AVENUE LYING NORTH OF GLENDON PARKWAY AND SOUTH OF ELVIN WAY HOME ACRES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK "M", PAGE 97, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:



BEGIN AT THE POINT OF INTERSECTION OF THE SOUTHERLY EXTENSION OF THE WEST LINE OF BLOCK "L", AND A LINE LYING 30 FEET NORTH OF THE CENTER LINE OF GLENDON PARKWAY, HOME ACRES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK "M", PAGE 97, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA; THENCE RUN N 90°00'00"W ALONG SAID LINE LYING 30 FEET NORTH OF THE CENTER LINE OF GLENDON PARKWAY A DISTANCE OF 53.80 FEET TO A POINT ON A CURVE CONCAVE WESTERLY; SAID CURVE HAVING A RADIUS OF 15.00 FEET, A CENTRAL ANGLE OF 41°43'14", AND A CHORD BEARING N 20°57'01"E, THENCE RUN ALONG THE ARC OF SAID CURVE A DISTANCE OF 10.92 FEET TO THE POINT OF TANGENCY; SAID POINT LYING ON THE WEST LINE OF AFORESAID LOREN AVENUE; THENCE RUN N 00°05'24"E, ALONG SAID WEST LINE A DISTANCE OF 490.00 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 15.00 FEET AND A CENTRAL ANGLE OF 90°05'23"; THENCE RUN ALONG THE ARC OF SAID CURVE A DISTANCE OF 23.59 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF AFORESAID ELVIN WAY; THENCE RUN S 90°00'00"E A DISTANCE OF 80.00 FEET TO A POINT ON A CURVE CONCAVE SOUTHEASTERLY, SAID CURVE HAVING A RADIUS OF 15.00 FEET, A CENTRAL ANGLE OF 89°54'37", AND A CHORD BEARING S 45°02'42"W; THENCE RUN ALONG THE ARC OF SAID CURVE A DISTANCE OF 23.54 FEET TO THE POINT OF TANGENCY; THENCE RUN S 00°05'24"W A DISTANCE OF 500.02 FEET TO THE POINT OF BEGINNING.

CONTAINING 28,859 SQUARE FEET MORE OR LESS.

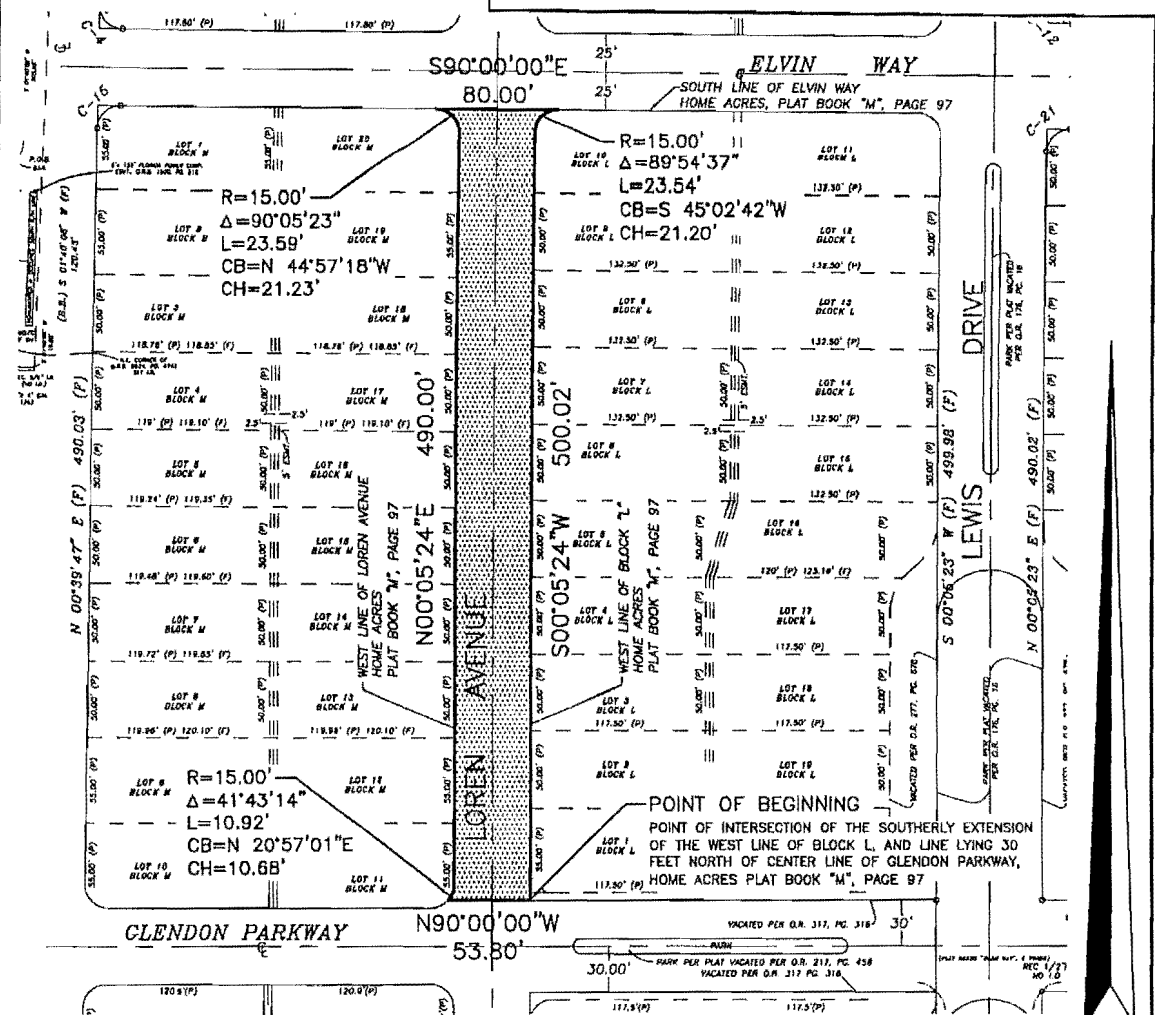
SURVEYOR'S NOTES:

1. The above described land lies within Section 1, Township 22 South, Range 29 East, Orange County, Florida.
2. Bearings shown hereon are based on the East Line of Loren Avenue, Home Acres, having a bearing of S 00°05'24" W, (Assumed).
3. See Sketch on Sheet 2 of 2.

SHEET 1 OF 2

<p>HENRICH-LUKE & SWAGGERTY, LLC surveyors & mappers  165 Middle Street Suite 1101 Lake Mary, Florida 32746 (407) 647-7346 FAX (407) 647-8097 Licensed Business No. 7278</p>	<p>Job No: <u>E-8974</u> Date: <u>4-2-13</u> Drawn By: <u>MIL</u> Scale: <u>1"=100'</u></p>	<p>NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. NOT VALID WITHOUT SHEET 2 OF 2</p> <p> Mark L. Luke Professional Surveyor & Mapper Florida Registration #5008</p>
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SKETCH OF DESCRIPTION
OF
A PORTION OF LOREN AVENUE
(THIS IS NOT A SURVEY)



SURVEYOR'S NOTES:

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3. See Legal Description on Sheet 1 of 2.

SHEET 2 OF 2

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NOT VALID WITHOUT SHEET 1 OF 2

Mark I. Luke
Mark I. Luke
Professional Surveyor & Mapper
Florida Registration #5006

SKETCH OF DESCRIPTION

OF
A PORTION OF KINDEL AVENUE
(THIS IS NOT A SURVEY)

Exhibit "C"

LEGAL DESCRIPTION:

THAT PORTION OF KINDEL AVENUE LYING EAST OF BENNETT AVENUE, AND WEST OF LEWIS DRIVE HOME ACRES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK "M", PAGE 97, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:


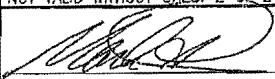
COMMENCE AT THE SOUTHWEST CORNER OF LOT 13, BLOCK "D", HOME ACRES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK "M", PAGE 97, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA; THENCE RUN N 00°39'48"E ALONG THE WEST LINE OF SAID LOT 13 A DISTANCE OF 35.74 FEET FOR A POINT OF BEGINNING; THENCE CONTINUE N 00°39'48"E A DISTANCE OF 80.00 FEET TO A POINT ON A CURVE CONCAVE NORTHEASTERLY; SAID CURVE HAVING A RADIUS OF 15.00 FEET, A CENTRAL ANGLE OF 90°39'47" AND A CHORD BEARING OF S 44°40'06"E; THENCE RUN ALONG THE ARC OF SAID CURVE A DISTANCE OF 23.74 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE RUN N 90°00'00"E ALONG THE NORTH LINE OF AFORESAID KINDEL AVENUE, A DISTANCE OF 531.85 FEET; TO THE POINT OF CURVATURE OF A CURVE CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 15.00 FEET AND A CENTRAL ANGLE OF 89°54'37"; THENCE RUN ALONG THE ARC OF SAID CURVE A DISTANCE OF 23.54 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY LINE OF LEWIS DRIVE, THENCE RUN S 00°02'43"W ALONG SAID WEST LINE A DISTANCE OF 79.95 FEET TO A POINT ON A CURVE CONCAVE SOUTHWESTERLY; SAID CURVE HAVING A RADIUS OF 15.00 FEET, A CENTRAL ANGLE OF 89°55'38" AND A CHORD BEARING OF N 45°02'11"W; THENCE RUN ALONG THE ARC OF SAID CURVE A DISTANCE OF 23.54 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE RUN S 90°00'00"W ALONG THE SOUTH LINE OF AFORESAID KINDEL AVENUE A DISTANCE OF 532.71 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE SOUTHEASTERLY, SAID CURVE HAVING A RADIUS OF 15.00 FEET AND A CENTRAL ANGLE OF 89°20'13"; THENCE RUN ALONG THE ARC OF SAID CURVE A DISTANCE OF 23.39 FEET TO THE POINT OF BEGINNING.

CONTAINING 28,305 SQUARE FEET MORE OR LESS.

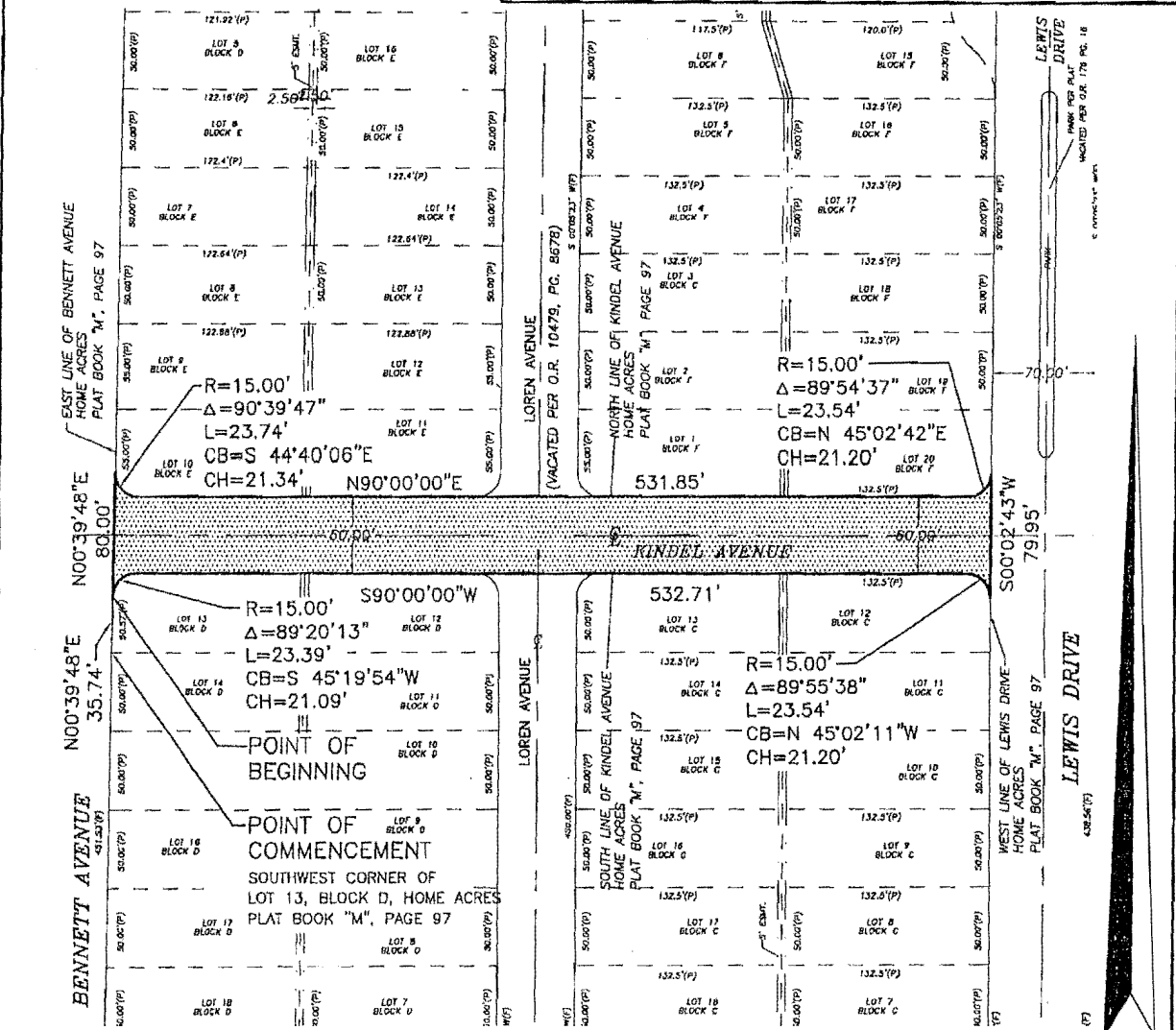
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3. See Sketch on Sheet 2 of 2.

SHEET 1 OF 2

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SKETCH OF DESCRIPTION
OF
A PORTION OF KINDEL AVENUE
(THIS IS NOT A SURVEY)



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3. See Legal Description on Sheet 1 of 2.

SHEET 2 OF 2

HENRICH-LUKE & SWAGGERTY, LLC

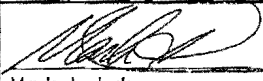


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NOT VALID WITHOUT SHEET 1 OF 2


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Professional Surveyor & Mapper
Florida Registration #5006