

ORDINANCE NO. 3064-17

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING CHAPTER 58, "LAND DEVELOPMENT CODE", ARTICLE I "COMPREHENSIVE PLAN" FUTURE LAND USE MAP TO CHANGE FROM SINGLE FAMILY RESIDENTIAL TO MEDIUM DENSITY RESIDENTIAL ON THE ELEVEN FEET TO THE EAST OF 326 HANNIBAL SQUARE, EAST AND TO CHANGE FROM CENTRAL BUSINESS DISTRICT TO MEDIUM-DENSITY RESIDENTIAL ON THE PROPERTY AT 354 HANNIBAL SQUARE, EAST AND FROM SINGLE FAMILY RESIDENTIAL TO LOW DENSITY RESIDENTIAL ON THE PROPERTIES AT 463 AND 455 WEST LYMAN AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the Winter Park City Commission adopted its Comprehensive Plan on February 23, 2009 via Ordinance 2762-09, and

WHEREAS, Section 163.3184, Florida Statutes, establishes a process for adoption of comprehensive plans or plan amendments amending the future land use designation of property; and

WHEREAS, this Comprehensive Plan amendment meets the criteria established by Chapter 163 and 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; and

WHEREAS, the Winter Park Planning and Zoning Board, acting as the designated Local Planning Agency, has reviewed and recommended APPROVAL of the proposed Comprehensive Plan amendment after having held an advertised public hearing on January 3, 2017, and provided for participation by the public in the process, and rendered its recommendations to the City Commission; and

WHEREAS, the Winter Park City Commission has reviewed the proposed Comprehensive Plan amendment and held advertised public hearings on January 23, 2017 and February 13, 2017 and provided for public participation in the process in accordance with the requirements of state law and the procedures adopted for public participation in the planning process.

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 I, "Comprehensive Plan" future land use plan map is hereby amended so as to change the future land use map designation of single family to medium density multi-family residential on the 11 feet to the East of 326 Hannibal Square, East, more particularly described as follows:

THE WEST 11 FEET OF LOT 14, BLOCK 55 LYING DIRECTLY TO THE EAST OF LOT 11, BLOCK 55 PER THE PLAT OF THE REVISED MAP OF THE TOWN OF WINTER PARK IN PLAT BOOK "A", PAGES 67-72 OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.

SECTION 2. That Chapter 58 "Land Development Code", Article I, "Comprehensive Plan" future land use plan map is hereby amended so as to change the future land use map designation of central business district to medium density multi-family residential on the property at 354 Hannibal Square, East, more particularly described as follows:

THE SOUTH 3 FEET OF LOT 11, PLUS LOT 12 AND THE WEST 11 FEET OF LOT 14, BLOCK 55 (LESS THE SOUTH 47 FEET THEREOF) LYING DIRECTLY TO THE EAST OF THE SOUTH 3 FEET OF LOT 11 AND LOT 12, BLOCK 55 PER THE PLAT OF THE REVISED MAP OF THE TOWN OF WINTER PARK IN PLAT BOOK "A", PAGES 67-72 OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.

SECTION 3. That Chapter 58 "Land Development Code", Article I, "Comprehensive Plan" future land use plan map is hereby amended so as to change the future land use map designation of single family residential to low density residential on the properties at 455 and 463 West Lyman Avenue, more particularly described as follows:

LOTS 14, 15 AND 16, BLOCK 55 (LESS THE WEST 11 FEET OF LOT 14 THEREOF), BLOCK 55 PER THE PLAT OF THE REVISED MAP OF THE TOWN OF WINTER PARK IN PLAT BOOK "A", PAGES 67-72 OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.

SECTION 4. Severability. If any Section or portion of a Section of this Ordinance proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other Section or part of this Ordinance.

SECTION 5. Conflicts. All Ordinances or parts of Ordinances in conflict with any of the provisions of this Ordinance are hereby repealed.

SECTION 6. Effective Date. An amendment adopted under this paragraph does not become effective until 31 days after adoption. If timely challenged, an amendment may not become effective until the state land planning agency or the Administration Commission enters a final order determining that the adopted small scale development amendment is in compliance.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, held in City Hall, Winter Park, on this 13th day of February, 2017.



Mayor Steve Leary

Attest:



City Clerk Cynthia S. Bonham