

ORDINANCE NO. 3076-17

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING THE COMPREHENSIVE PLAN AND CHAPTER 58 "LAND DEVELOPMENT CODE" ARTICLE I, "COMPREHENSIVE PLAN" SO AS TO ADOPT A NEW CITY OF WINTER PARK, COMPREHENSIVE PLAN, GOALS, OBJECTIVES AND POLICIES DOCUMENT, SUBSTITUTING FOR THE CURRENT 2009 COMPREHENSIVE PLAN ADOPTED ON FEBRUARY 23, 2009 TOGETHER WITH ALL SUBSEQUENT AMENDMENTS THERETO; PROVIDING FOR TRANSMITTAL; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature has adopted Chapter 163, Florida Statutes which requires all local communities to adopt Comprehensive Plans pursuant to Chapter 163, Florida Statutes in order to provide appropriate policy guidance for growth and development: and

WHEREAS, the Winter Park City Commission adopted the existing Comprehensive Plan on February 23, 2009; and

WHEREAS, the Winter Park City Commission determined as part of the Evaluation and Appraisal of the Comprehensive Plan, to adopt an entirely new Comprehensive Plan; and

WHEREAS, the Winter Park Planning and Zoning Board, acting as the designated Local Planning Agency, has reviewed and recommended adoption of the proposed new Comprehensive Plan having held advertised public hearings on October 20, 2016, November 11, 2016 and April 24, 2017, and has provided for participation by the public in the process and rendered its recommendations to the City Commission; and

WHEREAS, the Winter Park City Commission held advertised public hearings on November 14, 2016 and December 12, 2016 which provided opportunity after city-wide notice and there required advertisements for comments and public participation in the process in accordance with the requirements of state law and the procedures adopted for public participation as approved by the City Commission; and

WHEREAS, the public hearings for this Ordinance and the comprehensive plan amendment herein have been advertised and conducted in accordance with State law.

WHEREAS, the City Commission finds that the comprehensive plan as amended herein complies with all applicable laws, is internally consistent and promotes and protects the public health, safety and welfare.

NOW THEREFORE, BE IT ENACTED BY THE CITY OF WINTER PARK as follows:

SECTION 1. Recitals. The above recitals are true and correct and incorporated herein by this reference as legislative findings of the City Commission.

SECTION 2. Adoption. The City of Winter Park Comprehensive Plan is hereby amended to be replaced in its entirety by the Comprehensive Plan - Goals, Objectives and Policies document attached hereto as **Exhibit "A"**. Exhibit "A" attached hereto shall be incorporated by reference into Section 58-1 of the Code of Ordinances.

Chapter 58 "Land Development Code", Article I "Comprehensive Plan" of the Code of Ordinances is hereby amended and modified by repealing and replacing Section 58-1 "Comprehensive Plan adopted by reference" to read as follows:

"Sec. 58-1. Comprehensive Plan adopted by reference.

Pursuant to Florida Statutes Chapter 163, Part II "Local Government Comprehensive Planning and Land Development Regulation Act", there is hereby adopted the Comprehensive Plan - Goals, Objectives and Policies document, dated April 24, 2017, supplanting and replacing the 2009 Comprehensive Plan."

SECTION 3. Transmittal. The Planning & Community Development Department staff is directed to timely transmit the comprehensive plan amendment set forth in this Ordinance and all data and analysis to the State of Florida Department of Economic Opportunity in its capacity as the State Land Planning Agency, as required by Chapter 163, Florida Statutes.

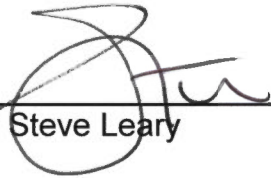
SECTION 4. Codification. The amendment to Section 58-1 of the Code of Ordinances set forth in Section 2 of this Ordinance shall be codified.

SECTION 5. Severability. If any section, sentence, clause, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

SECTION 6. Conflicts. All Ordinances or parts of Ordinances of the City in conflict with the provisions of this Ordinance are hereby superseded to the extent of such conflict.

SECTION 7. Effective Date. This Ordinance shall become effective as provided in Section 163.3184, Florida Statutes.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, held in City Hall, Winter Park, on this 24th day of April, 2017.



Mayor Steve Leary

ATTEST:



Cynthia S. Bonham, City Clerk