

This instrument prepared by:
Debbie Banks
201 North 2nd Street
Palatka, Florida 32177

ORDINANCE NO. 09 - 36

AN ORDINANCE OF THE CITY OF PALATKA, FLORIDA, PROVIDING THAT THE FUTURE LAND USE MAP AND FUTURE LAND USE ELEMENT OF THE ADOPTED COMPREHENSIVE PLAN BE AMENDED WITH RESPECT TO ONE PARCEL OF LAND (LESS THAN 10 ACRES IN SIZE) IN SECTION 03, TOWNSHIP 10 SOUTH, RANGE 26 EAST FROM COUNTY URBAN SERVICE TO CITY INDUSTRIAL, PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 163.3187, Florida Statutes, as amended, provides for the amendment of an adopted comprehensive plan, and

WHEREAS, Section 163.3187, Florida Statutes, as amended, provides that any local government comprehensive plan amendments directly related to proposed small scale development activities may be approved without regard to statutory limits on the frequency of consideration of amendments to the local comprehensive plan, and

WHEREAS, Section 163.3187, Florida Statutes, as amended, provides that a local government may amend its adopted comprehensive plan to change the land uses of up to 80 acres by small scale amendments annually, and

WHEREAS, the Planning Board conducted a public hearing on May 5, 2009, and recommended approval of this amendment to the City Commission, and

WHEREAS, the City Commission conducted a public hearing on this amendment on September 10, 2009,

NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF PALATKA, FLORIDA:

Section 1. Adopted Small Scale Amendment

That the Future Land Use Element and Future Land Use Map of the adopted comprehensive plan of the City of Palatka is hereby amended to provide that the land uses of the parcel of land listed in Table 1 below shall be changed as designated and that the Future Land Use Map shall be amended to show the changes in land use.

**TABLE 1
ADOPTED SMALL SCALE AMENDMENTS**

<u>Property Tax Number</u>	<u>Acreage</u>	<u>Current Land Use</u>	<u>Amended Land Use</u>
03-10-26-0000-0010-0011	4.21	County	City
03-10-26-0000-0010-0013	2.49	Industrial	Industrial

DESCRIPTION OF PROPERTY:

Parcel 1:

A Parcel of land lying and being a part of Section 3, Township 10 South, Range 26 East, Putnam County, Florida, being more particularly described as follows:

Commence at a concrete monument located at the Northeast corner of said Section 3 and run South 00°58'58" East, along the Easterly boundary thereof, 991.62 feet to a

concrete monument on the Southerly boundary of the right of way of State Road 100 and the Northeast corner of a parcel described in Official Records Book 316, Page 456 of the public records of said County; thence North 69°28'30" West, along said Southerly boundary and along the Northerly boundary of said parcel (O.R. Book 316, Page 456), a distance of 1312.43 feet to a concrete monument at the Point of Beginning; thence continue North 69°28'30" West, along said Southerly boundary, and along the Northerly boundary of said parcel (O.R. Book 316, Page 456), a distance of 450.00 feet to an iron rod at the Northwest corner of said parcel (O.R. Book 316, page 456); thence South 20°31'30" West, along the Westerly boundary of said parcel (O.R. Book 316, Page 456), a distance of 500.00 feet to an iron rod at the Southwest corner of said parcel (O.R. Book 316, page 456); thence South 69°28'30" East, along the Southerly boundary of said parcel, 450.00 feet to a concrete monument; thence North 20°31'30" East, 500 feet to the Point of Beginning.

Less and Except from the above described parcel, the lands as described in Official Records Book 859, Page 283 of the public records of Putnam County, Florida.

Parcel 2:

Commence at a concrete monument located at the Northeast corner of said Section 3 and run South 00°58'58" East, along the Easterly boundary thereof, 991.62 feet to a concrete monument on the Southerly boundary of the right of way of State Road 100 and the Northeast corner of a parcel described in Official Records Book 316, Page 456 of the public records of said County; thence North 69°28'30" West, along said Southerly boundary and along the Northerly boundary of said parcel (O.R. Book 316, Page 456), a distance of 1094.63 feet to the Point of Beginning; thence (Call 1) continue North 69°28'30" West, along said Southerly boundary and along the Northerly boundary of said parcel (O.R. Book 316, Page 456), a distance of 217.8 feet to the Northeast corner of lands described in O.R. Book 619, Page 1573; thence (Call 2) run South 20°31'30" West, along the Easterly line of said lands, a distance of 500.00 feet to the Southeast corner of said lands, being on the Southerly boundary of lands described in O.R. Book 316, Page 456; thence return to the Point of Beginning and run (Call 3) thence South 20°31'30" West, parallel with the Easterly line of said lands described in O.R. Book 619, Page 1573, a distance of 500.00 feet to the Southerly boundary of said lands described in O.R. Book 316, Page 456; thence (Call 4) run North 69°28'30" West, along said Southerly boundary, a distance of 217.8 feet to the Southerly end of Call 2 and to close.

Containing 6.70 acres more or less.

Section 3. Effect on the Comprehensive Plan

The remaining portions of said adopted comprehensive plan of the City of Palatka, Florida, which are not in conflict with the provisions of this Ordinance, shall remain in full force and effect.

Section 4. Severability

Should any section, subsection, sentence, clause, phrase or portion of this Ordinance be held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and shall not affect the validity of the remaining portion.

Section 5. Effective date

This Ordinance shall become effective thirty-one (31) days after its final passage by the City Commission of the City of Palatka, Florida.

PASSED AND ADOPTED by the City Commission of the City of Palatka on this 10th day of September, 2009.

CITY OF PALATKA

By: Karl N. Slagg
Its Mayor

ATTEST:

Betsy J. Duggan
City Clerk

APPROVED AS TO FORM AND CORRECTNESS:

[Signature]
City Attorney