

This instrument prepared by:
Jim Lee
201 North 2nd Street
Palatka, Florida 32177

ORDINANCE NO. 09 - 17

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) AS DESCRIBED HEREINAFTER, 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 December 2, 2008, and recommended approval of this amendment to the City Commission, and

WHEREAS, the City Commission conducted a public hearing on this amendment on May 14, 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>
11-10-26-0000-0120-0030	0.31	County Urban Service	City Low Density Residential

DESCRIPTION OF PROPERTY:

FROM THE POINT OF INTERSECTION BETWEEN THE SOUTHERLY RIGHT OF WAY LINE OF ST. JOHNS AVENUE (FORMERLY LEMON STREET) AS SUCH RIGHT OF WAY LINE IS DESCRIBED IN MINUTES OF CIRCUIT COURT BOOK 15, PAGE 258 WITH THE WEST LINE OF THE EAST 1/2 OF THE NORTHWEST 1/4 OF NORTHEAST 1/4 OF NORTHEAST 1/4 OF SECTION 11, TOWNSHIP 10 SOUTH, RANGE 26 EAST RUN SOUTH AND ALONG THE SAID WEST LINE A DISTANCE OF 120 FEET TO THE SOUTHWEST CORNER OF THE TRACT DESCRIBED IN OFFICIAL RECORDS BOOK 203, PAGE 599, BEING THE POINT OF BEGINNING; (1) THENCE RUN EAST AND ALONG THE SOUTH LINE OF THE SAID TRACT A DISTANCE OF 150 FEET TO THE SOUTHEAST CORNER THEREOF. RETURN TO THE POINT OF BEGINNING AND (2) CONTINUE THENCE SOUTH ALONG THE WEST LINE OF THE EAST 1/2 OF NORTHWEST 1/4 OF NORTHEAST 1/4 OF NORTHEAST 1/4 A DISTANCE OF 90 FEET TO A POINT; (3) THENCE RUN EAST AND PARALLEL TO CALL (1) A DISTANCE OF 150 FEET TO A POINT; (4) THENCE RUN NORTH AND IN A STRAIGHT LINE TO THE EASTERLY END OF CALL (1) AND TO CLOSE.

SUBJECT TO THAT CERTAIN EASEMENT GRANTED TO CITY OF PALATKA, RECORDED IN OFFICIAL RECORDS BOOK 141, PAGE 371 AND EXCEPTING THEREFROM THAT PART CONVEYED TO CITY OF PALATKA AND RECORDED IN OFFICIAL RECORDS BOOK 394, PAGE 1120, ALL OF THE ABOVE BEING IN THE PUBLIC RECORDS OF PUTNAM COUNTY, FLORIDA.

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 14th day of May, 2009.

CITY OF PALATKA

By: Karl H. Flagg
Its Mayor

ATTEST:

Betsy J. Duggan
City Clerk