

This instrument prepared by:
 Thad Crowe, AICP
 201 North 2nd Street
 Palatka, Florida 32177

ORDINANCE NO. 12 - 16

**AN ORDINANCE OF THE CITY OF
 PALATKA, FLORIDA AMENDING ZONING
 CODE SECTION 94-119 TO PROVIDE
 PROCESS FOR RE-ESTABLISHING
 NONCONFORMING USE; PROVIDING FOR
 SEVERABILITY AND PROVIDING AN
 EFFECTIVE DATE.**

WHEREAS, application has been made by Herman and Pamela Roberts to the City for a certain amendment to the Zoning Code of the City of Palatka, Florida, and

WHEREAS, all the necessary procedural steps have been accomplished, including a public hearing before the Planning Board of the City of Palatka on February 7, 2012, and two public hearings before the City Commission of the City of Palatka on February 23, 2012, and March 8, 2012; and

WHEREAS, the City Commission of the City of Palatka has determined that said amendment should be adopted.

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

Section 1. New Zoning Code Section 94-119(j) shall be added as follows.

Sec. 94-261. - Re-establishment of nonconforming uses.
 In unusual cases where nonconforming uses are grounded in the community due to historical precedent and community support, should such uses cease to operate, their re-establishment shall be allowed within 36 months of the date the use ceased to function. Consideration of such requests shall be through the Conditional Use process.

Section 2. To the extent of any conflict between the terms of this ordinance and the terms of any ordinance previously passed or adopted, the terms of this ordinance shall supersede and prevail.

Section 3. A copy of this Ordinance shall be furnished to the Municipal Code Corporation for insertion in the Code of Ordinances for the City of Palatka, Florida.

Section 4. This Ordinance shall become effective immediately upon its final passage by the City Commission.

PASSED AND ADOPTED by the City Commission of the City of Palatka on this 8th day of March, 2012.

CITY OF PALATKA

BY: 
ITS MAYOR

ATTEST:


City Clerk