

ORDINANCE NO. 399

AN ORDINANCE OF THE CITY OF PORT ST. JOE AMENDING THE CITY OF PORT ST. JOE ORDINANCE NUMBER 356, PROVIDING FOR ADDITIONAL DENSITY LIMITS; PROVIDING THAT THE AMENDMENT FURTHERS THE ECONOMIC OBJECTIVES PURSUANT TO THE EXECUTIVE ORDER ISSUED UNDER F.S. CHAPTER 288.0656(7); PROVIDING FOR AMENDMENT TO THE FUTURE LAND USE MAP; PROVIDING FOR REPEAL OF ANY CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

NOW THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORT ST. JOE, FLORIDA:

SECTION 1.

Ordinance Number 356 of the City of Port St. Joe is hereby amended to reflect the following provisions:

Section 1 of Ordinance 356 is amended to add the following two paragraphs:

In addition to the density restrictions set forth in the High Density Residential (R-3) future land use category, the property which is described in Exhibit "A" attached to Ordinance 356, is further limited to a maximum density of 10 units per acre.

and

The small scale amendment to the Future Land Use Map for the Property furthers the economic objectives set forth in the executive order issued under Section 288.0656(7), Florida Statutes, and the property subject to the plan amendment has or shall undergo public review to ensure that all concurrency requirements and federal, state and local environmental permit requirements are met.

SECTION 2. Consistency with City of Port St. Joe Comprehensive Plan.

The Board of City Commissioners hereby finds that the amendments set forth in Section 1 are consistent with the goals, objectives and policies of the City of Port St. Joe Comprehensive Plan.

SECTION 3. Enforcement.

The City may enforce this Ordinance as authorized by law.

SECTION 4. Other Ordinances.

Except as specifically modified or changed in this Ordinance, all provisions of the Code shall apply in the same manner as throughout the City.

SECTION 5. Future Land Use Map.

This section which reads, "Upon this ordinance becoming effective, the City of Port St. Joe Future land use Map shall be amended to show the property as having a land use of Residential – High Density (R-3)..."

Is hereby amended to read,

Upon this Ordinance becoming effective, the City of Port St. Joe Future Land Use Map shall be amended to show the Property as having a land use of Residential – High Density (R-3), with a restriction limiting the maximum density to 10 residential units per acre. The City Clerk is hereby directed to revise the City of Port St. Joe Future Land Use Map to reflect this designation.

SECTION 6. Severability.

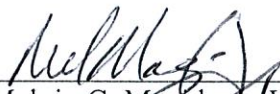
The provisions of this Ordinance are hereby declared to be severable. If any provision of this Ordinance, or the application thereof, to any person or circumstance is held to be invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application.

SECTION 7. Effective Date.

This ordinance shall become effective as provided by law.


This Ordinance was adopted in open regular meeting after its second reading this 15th day of January, 2008.

**THE CITY OF PORT ST. JOE
BOARD OF CITY COMMISSIONERS**



Melvin C. Magidson, Jr.
Mayor-Commissioner

ATTEST:



Pauline Pendarvis
City Clerk