

ORDINANCE NO. 245

AN ORDINANCE OF THE TOWN OF CINCO BAYOU, FLORIDA, AMENDING THE ADOPTED ZONING MAP AND REZONING THE PROPERTY LOCATED AT 200 IRWIN AVENUE FROM COMMERCIAL (C-2) TO PLANNED MIXED DEVELOPMENT DISTRICT(PMDD); PROVIDING FOR AUTHORITY; PROVIDING FOR PURPOSE; PROVIDING FOR LEGISLATIVE FINDINGS OF FACT; PROVIDING FOR APPROVAL OF THE REZONING AND AMENDMENT OF THE OFFICIAL ZONING MAP; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CINCO BAYOU, FLORIDA, AS FOLLOWS:

SECTION 1: AUTHORITY.

The authority for enactment of this Ordinance is Sections 166.021 and 166.041, Florida Statutes, and the Cinco Bayou Comprehensive Plan

SECTION 2: PURPOSE.

The purpose of this Ordinance is to rezone the following described property from Commercial (C-2) to Planned Mixed Development District(PMDD) and to amend the zoning Map to reflect the rezoning:

CINCO BAYOU ALL OF BLK 13 & LOTS 4-10 BLK 12 & LOTS 1,2 & E PART LOT 3 & E PART OF N1/2 LOT 10 & N1/2 LOTS 11 & 12 BLK 15 & LOTS 1-17 BLK 16 & LOTS 7 & 8 BLK 17 1089-1928 & VACATED R/W'S PER OR BK 606- PAGE 676(RESOLUTION) .

SECTION 3: LEGISLATIVE FINDINGS OF FACT.

WHEREAS, the Town Council finds that rezoning the above described property is consistent with the Town's adopted Comprehensive Plan and Future Land Use Map, and;

WHEREAS, a public hearing precedent to final adoption of this Ordinance has been duly noticed and conducted by the Town Council, and;

WHEREAS, adoption of this Ordinance is as recommended by the Town's Local Planning Agency, which was promulgated at a duly noticed public hearing, and;

WHEREAS, this Ordinance and rezoning are in the best interests of the Town and its citizens.

SECTION 4: RE-ZONING APPROVED AND ZONING MAP IS AMENDED.

The property described in Section 2, above, is hereby rezoned and shall be shown as Planned Mixed Development District(PMDD) on the official Zoning Map of the Town.

SECTION 5: SEVERABILITY.

It is declared the intent of the Town Council of the Town of Cinco Bayou that if any subsection, clause, sentence, provision, or phrase of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed so as to render invalid or unconstitutional any remaining provisions of this Ordinance.

SECTION 6: EFFECTIVE DATE.

This Ordinance shall take effect immediately upon its final passage by the Town Council and signature of the Mayor.

**PASSED AND APPROVED BY THE TOWN COUNCIL OF CINCO BAYOU, FLORIDA
ON THIS 12th DAY OF DECEMBER 2019.**

ATTEST:

THE TOWN OF CINCO BAYOU, FLORIDA

By: _____

Keith Williams, Town Manager/Clerk

By: _____

Jean Hood, Mayor

First Reading: 11/14/2019

Second Reading: 12/12/2019

The form and legal sufficiency of the
Foregoing has been reviewed and
Approved by the Town Attorney.

By: _____

C. Jeffrey McInnis, Town Attorney

