

PROPOSED
ORDINANCE NO. 20-20

ORDINANCE NO. ____

AN ORDINANCE
TO BE ENTITLED:

AN ORDINANCE AMENDING ORDINANCE NO. 49-07 AS SUBSEQUENTLY AMENDED BY ORDINANCE NO. 16-08; PROVIDING A DATE CERTAIN FOR DETERMINATION OF A COASTAL HIGH-HAZARD AREA BOUNDARY; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Ordinance No. 49-07 was adopted on September 27, 2007, amending the Comprehensive Plan and Future Land Use Map of the City of Pensacola; and

WHEREAS, Ordinance No. 16-08 was adopted on February 13, 2008 amending Pensacola Ordinance No. 49-07; re-designating the Future Land Use of a portion of the subject property as Conservation (CO); amending the effective date of said Comprehensive Plan and Future Land Use Map and repeating the legal description contained therein; and

WHEREAS, it is necessary to provide a date certain for the designation of the coastal high-hazard area boundary, NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF PENSACOLA, FLORIDA:

SECTION 1. Section 1 of the City of Pensacola Ordinance No. 49-07 as amended shall read as follows:

SECTION 1. (a) Except as provided in subsection (b) of this section, the Comprehensive Plan and Future Land Use Map of the City of Pensacola, and all notations, references and information shown thereon as it relates to the following described real property in the City of Pensacola, Florida, to-wit:

LOTS 3, 4, 5 AND THE WEST 90 FEET OF LOT 26, BLOCK 201 OF THE MAXENT TRACT, AS PER THE MAP OF THE CITY OF PENSACOLA, COPYRIGHTED BY THOMAS C. WATSON IN 1906.

AND;

THE WEST 90 FEET OF LOT 11, ALL OF LOTS 12 THROUGH 25 INCLUSIVE, THE EAST 60 FEET OF LOT 26, BLOCK 201, MAXENT TRACT, ACCORDING TO THE MAP OF SAID CITY COPYRIGHTED BY THOMAS C. WATSON IN 1906; TOGETHER WITH THAT PORTION OF THE WEST 25 FEET OF "H" STREET WHICH ADJOINS LOTS 23 TO 26, AND WHICH ADJOINS THE NORTH 30 FEET OF HILLIARD STREET; AND THAT PORTION OF THE NORTH 30 FEET OF HILLIARD STREET WHICH ADJOINS LOTS 14 TO 23 INCLUSIVE, AND WHICH ADJOINS THE WEST 25 FEET OF "H" STREET.

AND;

LOTS 6 AND 7 AND THE EAST 60 FEET OF LOT 11, BLOCK 201, MAXENT TRACT IN THE CITY OF PENSACOLA, COUNTY OF ESCAMBIA, FLORIDA.

AND;

LOTS 1 AND 2, BLOCK 201 AND THE ADJOINING WEST ONE- HALF OF VACATED "H" STREET, ORDINANCES NO. 24-40 AND 23-37.

is hereby amended from the present classification of MDR (Medium Density Residential) land use to a future land use classification of HDR (High Density Residential) land use.

(b) Notwithstanding subsection (a) of this section, the Comprehensive Plan and Future Land Use Map of the City of Pensacola, and all notations, references and information shown thereon as it relates to that portion of the property described in subsection (a) which lies within the coastal high-hazard area boundary as designated, ~~and as re-designated from time to time on February 13, 2008,~~ in accordance with Section 163.3178, Florida Statutes, and as presently depicted in the map attached hereto and made a part as Exhibit 1, is hereby amended from the present classification of MDR (Medium Density Residential) land use to a future land use classification of CO (Conservation) land use.

SECTION 2. If any word, phrase, clause, paragraph, section or provision of this ordinance or the application thereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provision or applications of the ordinance which can be given effect without the invalid or unconstitutional provisions or application, and to this end the provisions of this ordinance are declared severable.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. This ordinance shall become effective on the fifth business day after adoption, unless otherwise provided pursuant to Section 4.03(d) of the City Charter of the City of Pensacola.

Passed: _____

Approved: _____
President of City Council

Attest:

City Clerk