

ORDINANCE #92 - 03

AN ORDINANCE OF LIBERTY COUNTY, FLORIDA, ESTABLISHING TITLE II (LAND DEVELOPMENT CODE) OF THE CODE OF LIBERTY COUNTY, FLORIDA; REPEALING ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING FOR INCORPORATION INTO THE CODE OF ORDINANCES OF LIBERTY COUNTY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Liberty County, is empowered and directed to adopt a comprehensive plan for the geographical area under the jurisdiction of the County and to adopt and enforce land development regulations to implement the plan; and

WHEREAS, Chapter 163, Florida Statutes, and Administrative Rules 9J-5 and 9J-24, Florida Administrative Code, establish standards for the comprehensive plan and for the implementing land development regulations adopted pursuant to the plan; and

WHEREAS, Liberty County has adopted a comprehensive plan, which plan is currently under review for compliance with the standards of Chapter 163 and Rule 9J-5; and

WHEREAS, The County wishes to adopt a Land Development Code consistent with the requirements of Chapter 163 and Rule 9J-24 and which furthers the policies and objectives of the County's adopted comprehensive plan; and

WHEREAS, Chapter 125, Florida Statutes, gives broad authority to the County Commission to adopt legislation to protect the public health, safety, and welfare, and the interests of the citizens of the County; and

WHEREAS, the County Commission finds that the adoption of this Ordinance is consistent with the requirements of law and of the adopted comprehensive plan of the County and is necessary and beneficial for the protection of the public health, safety and welfare of the citizens of the County and furthers their interests thereby;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COMMISSION OF LIBERTY COUNTY, FLORIDA:

Section 1. Reorganize the existing Code of Ordinances of Liberty County so that the existing code is entitled, "Title I: General Ordinances."

Section 2. Create a major heading under the Code of Ordinances of Liberty County entitled "Title II: Land Development Code" as set forth in the attached document.

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Section 3. INCORPORATION INTO THE CODE. It is the intent of the County Commission that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of Liberty County, and that the sections of this Ordinance may be re-numbered to accomplish this end.

Section 4. Conflict. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 5. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 6. Effective Date. This Ordinance shall take effect as provided by law.

DULY PASSED AND ADOPTED by the Board of County Commissioners of Liberty County, Florida, this 6th day of February, 1992.

BOARD OF COUNTY COMMISSIONERS,
LIBERTY COUNTY, FLORIDA.

By: John T. Sanders
John T. Sanders, Chairman

ATTEST:

Duncan Hosford
Duncan Hosford
Clerk of the Circuit Court

APPROVED AS TO FORM:

County Attorney