

ORDINANCE NO. 10-2012

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING THE FUTURE LAND USE MAP AND THE FUTURE LAND USE DESIGNATION OF PARCELS OF REAL PROPERTY HAVING THE PROPERTY ADDRESSES OF 711, 725 AND 761 FORESTERIA DRIVE AND OWNED BY THE TOWN'S COMMUNITY REDEVELOPMENT AGENCY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Town Commission of the Town of Lake Park, Florida (Town) , has adopted a Comprehensive Plan pursuant to Chapter 163, Part II, Florida Statutes, entitled the "Local Government Comprehensive Planning and Land Development Regulation Act" (the Act); and,

WHEREAS, the Town's Comprehensive Plan has been determined to be "in compliance" with the Act; and,

WHEREAS, the parcels of real property with the addresses of 711, 725, and 761 Foresteria Drive (the "Properties"), consisting of 1.26+/- acres of land, and which are legally described in **Exhibit "A"**, are all owned by the Town's Community Redevelopment Agency; and,

WHEREAS, the locations of the Properties are shown in **Exhibit "B"** which is also attached; and,

WHEREAS, the Properties currently have a Future Land Use Designation of "Medium Density Residential" and are depicted as such on the Town's Future Land Use Map which is contained within the Town's Comprehensive Plan; and,

WHEREAS, pursuant to the Act, the Town's Local Planning Agency (the LPA) has conducted a public hearing, as required by Section 163.3174(4)(a), Florida Statutes, to consider the Town staff's proposed amendment of the future land use designation of the Properties from Medium Density Residential to Public Buildings and Grounds, and to reflect this change on the Future Land Use Map which is contained within the Town's Comprehensive Plan.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA:

Section 1. The whereas clauses are incorporated herein as the legislative findings of the Town Commission.

Section 2. The Medium Density Residential future land use designations of the Properties which are legally described in Exhibit A and depicted in Exhibit B, both of which Exhibits are attached hereto and incorporated herein, are hereby amended to a future land use designation of Public Buildings and Grounds.

Section 3. The Future Land Use Map which is contained in the Town's Comprehensive Plan is hereby amended to reflect the change in the Properties future land use designation from Medium Density Residential to Public Buildings and Grounds.

Section 4. Severability. If any section, paragraph, sentence, clause, phrase or word of this Ordinance is for any reason held by a court to be unconstitutional, inoperative or void, such holding shall not affect the remainder of this Ordinance.

Section 5. Repeal of Laws in Conflict. All Ordinances or part of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 6. Effective Date. The provisions of this Ordinance shall become effective pursuant to Section 163.3184(3)(c)4., Florida Statutes.

**Attachments: Exhibit "A" - Legal Descriptions of the Subject Properties
Exhibit "B" - Future Land Use Map/Location Map**

Upon First Reading this 5 day of December, 2012, the foregoing Ordinance, was offered by Commissioner Hockman, who moved its approval. The motion was seconded by Commissioner Stevens and being put to a vote, the result was as follows:

	AYE	NAY
MAYOR JAMES DUBOIS	<u>/</u>	_____
VICE-MAYOR KENDALL RUMSEY	<u>/</u>	_____
COMMISSIONER STEVEN HOCKMAN	<u>/</u>	_____
COMMISSIONER JEANINE LONGTIN	<u>Absent</u>	_____
COMMISSIONER TIM STEVENS	<u>/</u>	_____

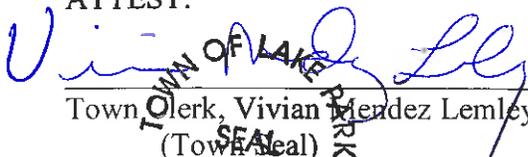
PUBLISHED IN THE PALM BEACH POST THIS 9 DAY OF December 2012

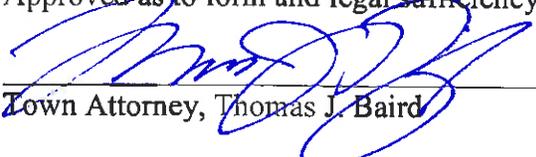
Upon Second Reading this 19 day of December, 2012, the foregoing Ordinance, was offered by Commissioner Hockman, who moved its adoption. The motion was seconded by Commissioner Stevens and being put to a vote, the result was as follows:

	AYE	NAY
MAYOR JAMES DUBOIS	<u>/</u>	_____
VICE-MAYOR KENDALL RUMSEY	<u>/</u>	_____
COMMISSIONER STEVEN HOCKMAN	<u>/</u>	_____
COMMISSIONER JEANINE LONGTIN	<u>/</u>	_____
COMMISSIONER TIM STEVENS	<u>/</u>	_____

The Mayor thereupon declared **Ordinance No.** 10-2012 duly passed and adopted this 19 day of December, 2012.

TOWN OF LAKE PARK, FLORIDA
BY: 
Mayor, James DuBois

ATTEST:

Town Clerk, Vivian Mendez Lemley
(Town Seal)

Approved as to form and legal sufficiency:

Town Attorney, Thomas J. Baird

FLORIDA