

ORDINANCE NO. 14-010

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, **AMENDING THE FUTURE LAND USE MAP** OF THE COMPREHENSIVE PLAN TO CHANGE THE DESIGNATION OF PROPERTY GENERALLY LOCATED AT **1210 SOUTH 25th STREET**, FROM OP, OFFICES – PROFESSIONAL AND BUSINESS SERVICES, TO NC, NEIGHBORHOOD COMMERCIAL; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fort Pierce has adopted a Comprehensive Plan known as the City of Fort Pierce Comprehensive Plan adopted by Ordinance No. L-136, as subsequently amended; and

WHEREAS, changing the future land use designation requires an amendment to the Comprehensive Plan, pursuant to Section 163.3184, Florida Statutes; and

WHEREAS, the Fort Pierce City Planning Board having been duly designated as the Local Planning Agency pursuant to section 163.3174 et seq., Florida Statutes, and having held a public hearing thereon, has considered this proposed amendment to the Comprehensive Plan and submitted its recommendations thereon to the City Commission; and

WHEREAS, having considered the recommendations of the Planning Board, the City of Fort Pierce City Commission has prepared this amendment to the City's Comprehensive Plan and transmitted it to the Department of Economic Opportunity and other agencies as required by Section 163.3184; and

WHEREAS, two (2) public hearings with due notice have been held by the City Commission to inform the public and receive comments and objections; and

WHEREAS, the City of Fort Pierce desires to hereby formally adopt this amendment to the City's Comprehensive Plan.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The preceding "whereas" clauses are ratified and incorporated as the legislative intent of this ordinance.

SECTION 2. The Comprehensive Plan of the City of Fort Pierce is hereby amended as follows:

From and after the effective date hereof, the following properties legally described as:

2416-602-0158-000-3: BILTMORE PARK BLK 51 LOT 1 AND LOT2-LESS S 15 FT AND LESS RD R/W- (OR 3506-137)

2416-602-0160-000-0: BILTMORE PARK S/D BLK 51 S 15 FTOF LOT 2 AND ALL LOT 3-LESS RD R/W- (OR 3506-137)

2416-602-0161-000-7: BILTMORE PARK BLK 51 LOTS 4, 5 AND 6-LESS W 14.7 FT- (OR 3506-137)

2416-602-0164-000-8: BILTMORE PARK BLK 51 LOTS 7 AND 8-LESS W 14.7 FT- (OR 3506-137)

2416-602-0166-000-2: BILTMORE PARK BLK 51 LOT 9-LESS W 14.7 FT- AND W 1/2 OF LOT 11 AND LOTS 22 AND 23-LESS NELY 150 FT- (OR 3506-137)

2416-602-0167-000-9: BILTMORE PARK BLK 51 LOT 10-LESSW 14.7 FT- (OR 3506-137)

shall be and the Future Land Use Designation is hereby changed from OP, Offices – Professional and Business Services, to NC, Neighborhood Commercial; said properties being generally located at 1210 South 25th Street in Fort Pierce, Florida.

SECTION 3. Severability. The Provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 4. Conflicts. All ordinances or parts of ordinances, resolution or parts of resolutions, in conflict herewith, are repealed to the extent of such conflict.

SECTION 5. Effective Date. This Ordinance is and the same shall become effective immediately upon final passage hereof, or as otherwise provided for by law.

**APPROVED AS TO FORM
AND CORRECTNESS:**

Robert V. Schwerer, Esq.
City Attorney

STATE OF FLORIDA)
ST. LUCIE COUNTY)^{SS}

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 14-010 was duly advertised in by title only in the St. Lucie News Tribune on March 2, 2014; copy of said ordinance was made available at the office of the City Clerk to the public upon request; said ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on March 17, 2014; and was duly introduced, read by title only, and passed on second and final reading on April 7, 2014, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this the 7th day of April 2014.

MAYOR COMMISSIONER

CITY CLERK

(CITY SEAL)