

ORDINANCE NO. 18-009

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA; **REZONING** THE PROPERTY LOCATED AT **102 AVENUE A (MARINA WAY)**, FROM PUR, PLANNED UNIT REDEVELOPMENT, TO C-4, CENTRAL COMMERCIAL ZONE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS THEREOF IN CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the subject property is located at 102 Avenue A, which is also dually designated as Marina Way, within the City of Fort Pierce, Florida, representing 0.138 Acres of land; and

WHEREAS, the subject site is presently designated Planned Unit Redevelopment (PUR); and

WHEREAS, the applicant seeks rezoning a portion of the subject site, Parcel ID: 2410-503-0045-000-6, from Planned Unit Redevelopment (PUR) to Central Commercial (C-4); and

WHEREAS, the applicant has concurrently filed a proposed development plan pursuant to City Code Sections 22-32 and 22-58 to adjoin the proposed rezoning; and

WHEREAS, the proposed zoning atlas amendment (rezoning) and coupled development plan are consistent with the comprehensive plan, and will not have an adverse effect on the ability of the city to satisfy land and water use needs, and meet transportation demands and provide community facilities and services, and will promote and protect the public health, safety and general welfare as required by City Code 22-131; and

WHEREAS, the City of Fort Pierce Planning Board, at their March 13th, 2018 meeting, voted unanimously to recommend approval.

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

SECTION 1. From and after the effective date hereof, the following property legally described as:

102 Avenue A (Marina Way), Parcel ID: 2410-503-0045-000-6

LEGAL DESCRIPTION:

AARON LEE'S MAP OF FORT PIERCE BLK F THAT PART OF LOT 10 MPDAF: BEG INT OF NLY RD R/W LI OF AVE A AND SE COR OF LOT 10, TH N 18 49 16 W 120.01 FT, TH S 71 19 01 W 50 FT, TH S 18 49 16 E 120.01 FT TO NLY RD R/W LI OF AVE A, TH N 71 18 54 E ALG R/W LI 50 FT TO POB (0.138 AC - 6,001 SF) (OR 4003-2123)

Shall be and the same is hereby rezoned from PUR, Planned Unit Redevelopment, to C-4, Central Commercial Zone; said property being located at 102 Avenue A (Marina Way) in Fort Pierce, Florida.

SECTION 2. 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 shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are and the same shall be repealed and shall be of no further force or effect whatsoever.

SECTION 4. This Ordinance is and the same shall become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

James M. Messer, Esq.
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

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. 18-00x was duly advertised by title only in the St. Lucie News Tribune on April 1st, 2018; 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 April 16th, 2018; and was duly introduced, read by title only, and passed on second and final reading May 7th, 2018 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 8th day of May, 2018.

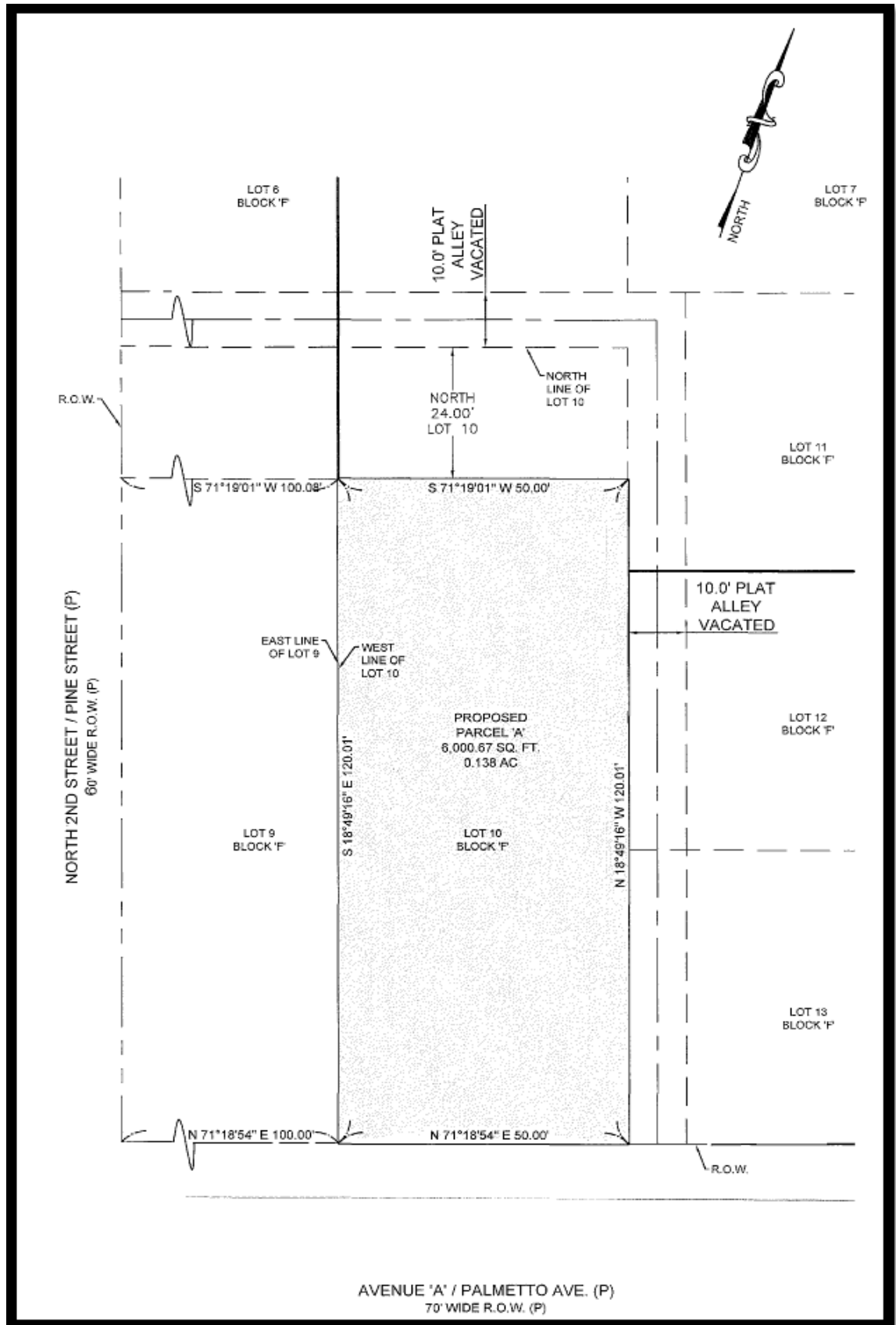
Linda Hudson
MAYOR COMMISSIONER

Linda W. Cox
CITY CLERK

(CITY SEAL)

EXHIBIT A

Sketch & Legal Description of Subject Property



Parcel ID: 2410-503-0045-000-6

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