

ORDINANCE NO. 83-33

INTRODUCED BY COMMISSIONER PARKS

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM THE PRESENT ZONING CLASSIFICATION OF OR TO RS-2 WITH CERTAIN CONDITIONS; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, (Property Owners' names):
Luther W. Strickland, Trustee

filed application for change of zoning on lands hereinafter described, and after required notice was published, a public hearing was held on 26th day of July, 1983 at 1:30 o'clock P .m. on said application; and,

WHEREAS, the BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, found, as to the requested rezoning classification of RS-2 , as follows: (a) the proposed rezoning promotes the public welfare and complements the St. Johns County Comprehensive Plan; (b) the requested change of zoning is justifiable or fairly debatable without special conditions; (c) the proposed rezoning is desirable at this time and in this general location; (d) prior to the enactment of this Ordinance and in the interest of the public health, safety and general welfare, and without promise, prerequisite, or inducement to the enactment of this Ordinance, applicants agreed to limit their use of said lands and have consented to restrictions or limitations on the applied for rezoning of RS-2 as hereinafter provided; and (e) such restrictions or limitations are for the benefit of the general public and not just the applicants, and they are reasonable and nondiscriminating;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA:

SECTION 1. Pursuant to the application of Luther W. Strickland, Trustee

zoning classification of OR

on the following described lands:

Legal Description:

Being part of Government Lots 3 & 6, Section 11, Township 8 South, Range 29 East, St. Johns County, Florida and described as follows:

All of said Government Lot 6 less the following described parcel:
Commence at the S.E. corner of said Government Lot 6, thence run South 89 degrees 4 minutes 42 seconds West along the South line of said Government Lot 6, a distance of 150 feet more or less to the center of Wildwood Creek; thence meandering said creek, run North 62 degrees 40 minutes 20 seconds West, for the point of beginning; 650 feet, thence South 49 degrees 49 minutes 40 seconds West, 230 feet; thence North 73 degrees 10 minutes 20 seconds West, 460 feet more or less to the West line of said Government Lot 6; thence South zero degrees one minute 35 seconds West, 355 feet; thence North 89 degrees 4 minutes 22 seconds East, 1160.06 feet to the Point of Beginning. Together with the East 60 feet of Government Lot 3, Section 11, Township 8 south, Range 29 East, of said County, as lying south of Wildwood Drive.

is hereby changed to RS-2

subject to the following conditions:

- 1) minimum lot size 1/3 acre
- 2) general layout of development as defined on attached exhibit "A" as to location of roadways, open space, etc.
- 3) the parcel of land 60' wide running from Wildwood Drive to the northeast corner will be a paved access road to the property, of a minimum width of 22' for joined pavement and 12' for separate pavement (two lanes of 12' each) with acceleration and deceleration lanes onto Wildwood Drive.
- 4) water system

which conditions shall remain in full force and effect at all times until amended or changed by further ordinance of this Body.

SECTION 2. Nothing herein contained shall be deemed to impose conditions, limitations, or requirements not applicable to all other land in the zoning district wherein said lands are located, except as provided in Section 1 above.

SECTION 3. The Zoning Inspector is authorized to issue construction permits allowed by classification as rezoned and conditioned hereby.

SECTION 4. This Ordinance shall take effect immediately upon receipt of official acknowledgement from the Office of the Secretary of State to the Clerk of the Board of County Commissioners that same has been filed.

SECTION 5. This Ordinance shall be recorded by the Clerk of the Board of County Commissioners of St. Johns County, Florida, in the official public records of St. Johns County, Florida, and indexed under the names of the property owners described on page one hereof.

PASSED this 26th day of July, 1983,

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

BY: Robert E. Cantan
Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Marie Hudson
Deputy Clerk

Adopted regular meeting 07/26/83
Effective 8-11-83

EXHIBIT "A" (page 1 of 2)

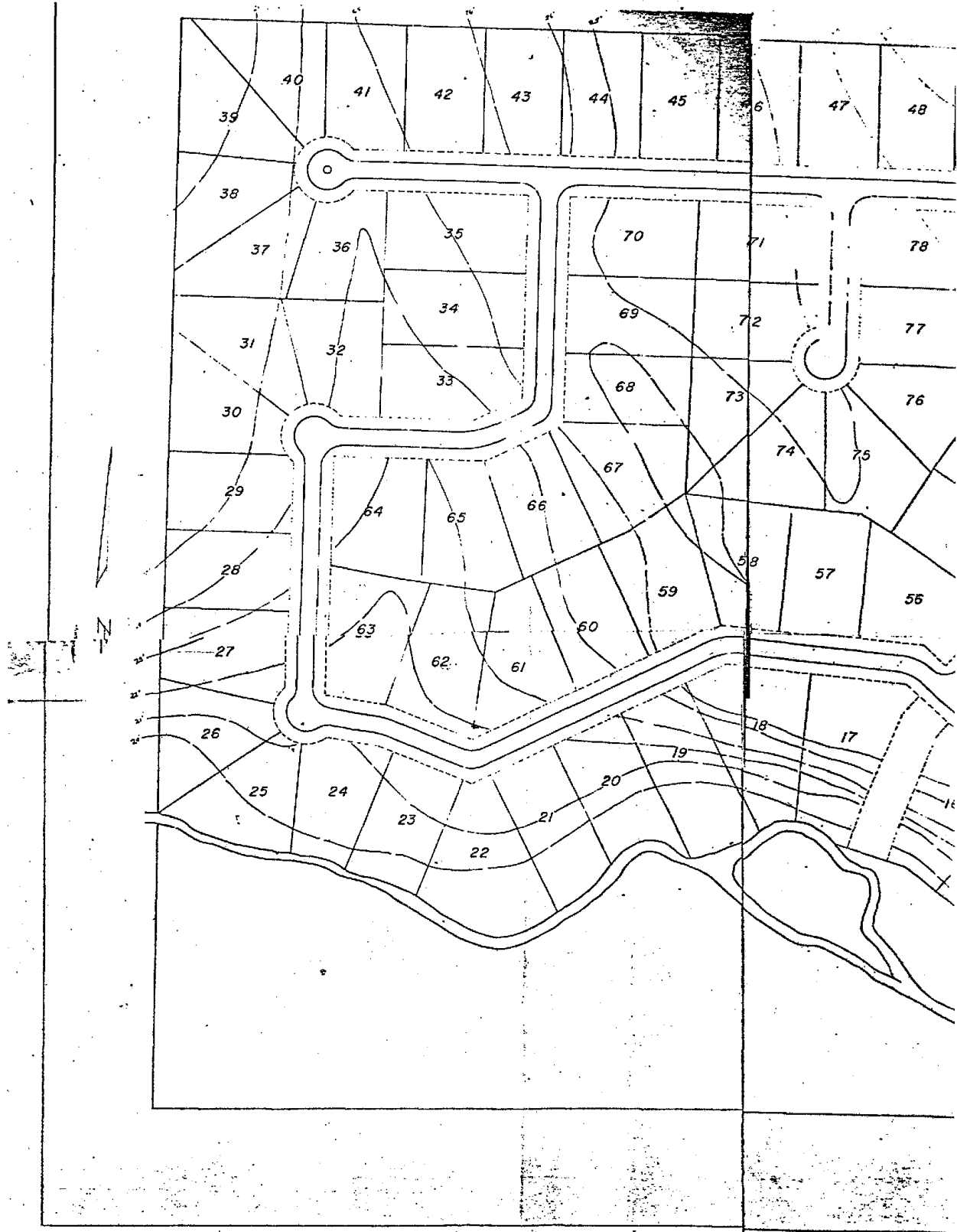


EXHIBIT "A" (page 2 of 2)



83-33

The St. Augustine Record
PUBLISHED EVERY AFTERNOON EXCEPT SUNDAY
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA, }
COUNTY OF ST. JOHNS }

Before the undersigned authority personally appeared _____
Robert E. James who on oath says that he is
Advertising Manager of the St. Augustine Record, a
daily newspaper published at St. Augustine in St. Johns County, Florida;
that the attached copy of advertisement, being a _____
Notice of County Commission Meeting
_____ in the matter of _____
Proposed Rezoning, OR to RS-2
_____ in the _____ Court,
was published in said newspaper in the issues of _____
June 24, 1983

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper has heretofore been continuously published in said St. Johns County, Florida, each day, except Sundays, and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Given to and subscribed before me
this 27th day of June _____

19 83
Ruth M. Wasku
Notary Public

(SEAL) Notary Public, State of Florida
My Commission Expires May 13, 1985
Bonded Title & Fidelity Insurance, Inc.

NOTICE IS HEREBY GIVEN THAT THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AT ITS REGULAR MEETING ON THE 28 DAY OF JULY 1983, AT 1:30 O'CLOCK, P.M. IN THE COUNTY COMMISSIONERS MEETING ROOM ST. JOHNS COUNTY COURTHOUSE, ST. AUGUSTINE, FLORIDA, WILL CONSIDER PASSAGE OF THE FOLLOWING ORDINANCE:

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM THE PRESENT ZONING CLASSIFICATION OF OR TO RS-2, WITH THE POSSIBILITY OF ADDED CONDITIONS.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA.

SECTION 1. Pursuant to the application of Luther W. Buckland, Trustee, OWNERS of the following described land, zoning classification of OR on the following described lands:

Being part of Government Lots 3 & 6, Section 11, Township 8 South, Range 29 East, St. Johns County, Florida and described as follows:

All of said Government Lot 6 less the following described parcel: Commence at the S.E. corner of said Government Lot 6, thence run South 89 degrees 4 minutes 42 seconds West along the South line of said Government Lot 6, a distance of 150 feet more or less to the center of Wildwood Creek; thence meandering said creek, run North 62 degrees 40 minutes 20 seconds West, for the point of beginning; 650 feet, thence South 49 degrees 49 minutes 40 seconds West, 230 feet; thence North 73 degrees 10 minutes 20 seconds West, 460 feet more or less to the West line of said Government Lot 6; thence South zero degrees one minute 35 seconds West, 355 feet; thence North 89 degrees 4 minutes 22 seconds East, 1100.06 feet to the Point of Beginning. Together with the East 60 feet of Government Lot 3, Section 11, Township 8 South, Range 29 East, of said County, as lying south of Wildwood Drive.

Is hereby changed to RS-2 with the possibility of added conditions.

SECTION 2. Nothing herein contained shall be deemed to impose conditions, limitations or requirements not applicable to all other land in zoning district wherein said lands are located, except as provided in Section 1 above.

SECTION 3. The Zoning Inspector is authorized to issue construction permits allowed by zoning classification as rezoned hereby.

SECTION 4. This Ordinance shall take effect immediately upon receipt of official acknowledgment of the office of the Secretary of State to the Clerk of the Board of County Commissioners, that same has been filed.

If a person decides to appeal any decision made by the Board of County Commissioners with respect to any matter considered at the meeting or hearing he will need a record of the proceedings, and for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA
By: St. Carl "Bud" Market, Clerk
1983 June 24, 1983