

AN ORDINANCE OF THE BOARD OF ST. JOHNS, STATE OF FLORIDA AMENDING ST. JOHNS COUNTY ORDINANCES 73-1, 73-4, 73-5, 74-3 and 77-6, WHICH ARE THE ORDINANCES ESTABLISHING AND ENACTING A COMPREHENSIVE ZONING CODE FOR ZONING DISTRICTS A, B, C, D AND E, BEING ALL THE UNINCORPORATED AREAS OF ST. JOHNS COUNTY, FLORIDA EXCEPTING THEREFROM THE PONTE VEDRA ZONING DISTRICT, STATE AND NATIONAL PARKS AND ALL INCORPORATED CITIES AND TOWN. THIS AMENDMENT ESTABLISHES THE PROCEDURE TO APPEAL DECISIONS OF THE PLANNING AND ZONING BOARD TO THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY AND PROVIDES FOR CIRCUIT COURT REVIEW OF COUNTY COMMISSION DECISIONS BY CERTIORARI; AND PROVIDES AN EFFECTIVE DATE.

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

Section 1. St. Johns County Ordinance No. 73-1, 73-4, 73-5, 74-3 and 77-6, which are the ordinances described in the above title, are hereby amended by deleting Section 11-9-6 and by adding and substituting the following in its stead:

"11-9-6. Review of Decisions. All decisions of the Planning and Zoning Board on appeals, exceptions, or variances shall be subject to review by the St. Johns County Board of County Commissioners by a de novo hearing, provided that a request for such review is filed with the County Planning and Zoning Office within 30 days of the date that the Planning and Zoning Board decision is signed. Review of zoning decisions of the Board of County Commissioners, including rezoning decisions and decisions concerning zoning board appeals and exceptions and variances shall be made by the circuit court of St. Johns County, which shall be initiated by filing a petition for writ of certiorari with the Clerk of Courts within 30 days of the date that the County Commission minutes reflecting such decision are signed."

Section 2. This ordinance shall take effect immediately upon receipt of official acknowledgement by the Office of the Secretary of State to the Clerk of the Board of County Commissioners of St. Johns County, Florida, that same has been filed.

PASSED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA this 10th day of September, 1985.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

BY: Nancy Waldron  
Its Chairman

ATTEST: Carl "Bud" Markel, Clerk

By: Cheryl Kerst  
Deputy Clerk

Adopted regular meeting 09/10/85

Effective September 20, 1985

**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 \_\_\_\_\_  
 Virginia L. Goodrich \_\_\_\_\_ 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 \_\_\_\_\_  
 Public Notice  
 \_\_\_\_\_ in the matter of \_\_\_\_\_  
 Amendment of Ordinance \_\_\_\_\_  
 \_\_\_\_\_ in the \_\_\_\_\_ Court,  
 was published in said newspaper in the issues of \_\_\_\_\_  
 August 19, 1985

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.

Sworn to and subscribed before me  
 this 20th day of August \_\_\_\_\_  
*Virginia L. Goodrich*

A.D. 19 85  
 \_\_\_\_\_  
 Notary Public  
 (SEAL)

Notary Public, State of Florida  
 My Commission Expires Jan. 6, 1989  
 Sunday, June 23rd, 1985

**COPY OF ADVERTISEMENT**

NOTICE IS HEREBY GIVEN THAT THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AT ITS REGULAR MEETING ON SEPTEMBER 10TH AT 10:30 O'CLOCK A.M., IN THE COUNTY AUDITORIUM, COUNTY ADMINISTRATION BUILDING, LEWIS SPEEDWAY (COUNTY ROAD 18-A) AND U.S. 91 NORTH, ST. AUGUSTINE, FLORIDA, WILL HOLD A PUBLIC HEARING TO CONSIDER THE PASSAGE OF THE FOLLOWING ORDINANCE:

An ordinance amending St. Johns County Ordinances 73-1, 73-4, 74-3, and 77-4, which are the ordinances establishing and enacting a comprehensive zoning code for zoning districts A, B, C, D, and E, being all the unincorporated areas of St. Johns County, Florida excepting therefrom the Ponte Vedra zoning district, state and national parks and all incorporated cities and towns. This Amendment establishes the procedure to appeal decisions of the Planning and Zoning Board to the Board of County Commissioners of St. Johns County and provides for Circuit Court review of County Commission decisions by certiorari; and provides an effective date.

"11-9-4. Review of Decisions. All decisions of the Planning and Zoning Board on appeals, exceptions, or variances shall be subject to review by the St. Johns County Board of County Commissioners by a de novo hearing, provided that a request for such review is filed with the Clerk of the Board of County Commissioners within 30 days of the date that the Planning and Zoning Board decision is signed. Review of zoning decisions of the Board of County Commissioners, including rezoning decisions and decisions concerning zoning board appeals and exceptions and variances shall be made by the circuit court of St. Johns County, which shall be initiated by filing a petition for writ of certiorari with the Clerk of Courts within 30 days of the date that the County Commission minutes reflecting such decision are signed."

The proposed Ordinance is on file in the office of the Clerk of Circuit Court, St. Johns County, Florida, at the County Administration Building, Lewis Speedway (County Road 18-A) and U.S. No. 1 North, St. Augustine, Florida, and may be examined by parties interested prior to said public hearing.

All parties having any interest in said Ordinance will be afforded an opportunity to be heard at the public hearing.

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  
 Carl "Bud" Merkel,  
 Its Clerk  
 By Cheryl Kent  
 Deputy Clerk  
 L472 August 19, 1985



FLORIDA DEPARTMENT OF STATE

George Firestone  
Secretary of State

RECEIVED  
ST. JOHNS COUNTY, FLORIDA

'85 SEP 20 P1:50

September 16, 1985

*Carl Bud Markel*  
CLERK, COUNTY COMMISSION

Honorable Carl "Bud" Markel  
Clerk of Circuit Court  
St. Johns County  
Post Office Drawer 300  
St. Augustine, Florida 32084

Attn: Cheryl Kent, Deputy Clerk

Dear Mr. Markel:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge:

1. Receipt of your letter/s of September 11, 1985  
and certified copy/ies of St. Johns County  
Ordinances 85-65 thru 85-71
2. Receipt of \_\_\_\_\_ County Ordinance/s  
relative to:  
(a) \_\_\_\_\_  
which we have numbered \_\_\_\_\_  
(b) \_\_\_\_\_  
which we have numbered \_\_\_\_\_
3. We have filed ~~THIS~~/these Ordinance(s) in this office  
on September 16, 1985.
4. The original/duplicate copy/ies showing the filing date  
is/are being returned for your records.

Cordially,

*Liz Cloud*

(Mrs.) Liz Cloud, Chief  
Bureau of Administrative Code

LC/mb

FLORIDA-State of the Arts