

ORDINANCE NO. 85-89

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

WHEREAS, (Property Owners' names): St. Augustine Airport Authority

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 November 1985 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 OR, 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 OR 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 St. Augustine Airport Authority

zoning classification of OR with conditons as stated in previous ordinance number 85-49 on the following described lands:

Legal Description:

ARCEL 1:

part of the Pablo Sabate Grant, Section 50, Township 6 South, Range 29 East, described as follows: Starting at a point being the intersection of the North line of Estrella Avenue with the East line of Espanola Avenue, and being also the Southwest corner of Lot 1, Block "M" of Araquay Park subdivision as recorded in Map Book 3, page 145, of the public records of St. Johns County, Florida; run thence North 27 degrees 15 minutes West and along the East line of said Espanola Avenue a distance of 130 feet to an iron pipe for the point of beginning; run thence North 62 degrees, 40 minutes East and along the North line of Lots 1, 2, 3 and 4 of Block "M" and said North line extended, a distance of 280.29 feet to an iron pipe; run thence North 27 degrees, 15 minutes West, a distance of 280 feet to an iron pipe, located on the South line of the Airport property; run thence South 62 degrees, 40 minutes West along the South line of said Airport property a distance of 280.29 feet to an iron pipe; run thence South 27 degrees, 15 minutes East, a distance of 280 feet to the point of beginning. AND also including the adjoining vacated portion of Espanola Avenue.

ARCEL 2:

Lots 3 and 4, Block "M", ARAQUAY PARK UNIT NO. 2, according to plat thereof recorded in Map Book 3, page 145, public records of St. Johns County, Florida.

IS HEREBY CHANGE TO OR:

SUBJECT TO THE FOLLOWING CONDITIONS:

1. 6 ft. security fence ^{shall be erected and maintained} around the property, with barbed wire at the top.

shall be within 70 feet East of U.S. highway No. 1. Access shall be paved. Card gate shall be located at least 60 feet from North right of way of Estrella Ave.
No access off Estrella Avenue, except to the office area and the card gate, ^{which access}

2. Fence to be placed separating office area from hangar area, to prohibit traffic, pedestrian and vehicle

locate
along
along
3. Buffer zone with 6 ft. hedge planted and maintained by the St. Augustine Airport Authority along southern boundary line bordering Estrella Avenue.

4. No Engine run up in area, ~~except~~ Prop Jets may be allowed in Hangar area, but shall not be allowed within 200 feet from Estrella Avenue.

5. Size of hangars limited to ~~40 feet~~ ^{22 feet} high, with 51 ft. doors. Only 1 hangar ~~may~~ ^{may} be used for multiengine turboprops.

6. These conditions shall supercede conditions found in preceeding ordinance number 85-49 and also order of Zoning Board E-84-38.

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 26 day of November, 1986.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

BY: Francis N. Boubaker
Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Cheryl Kent
Deputy Clerk

Adopted regular meeting 11/26/85

Effective December 4, 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 _____
Paula K. Allen who on oath says that he is
Legal Advertising Clerk 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 _____
Ordinance for rezoning land
 _____ in the _____ Court,
 was published in said newspaper in the issues of _____
October 25, 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 Paula K. Allen
 this 28th day of October
 A.D. 19 85

[Signature]
 Notary Public
 My Commission Expires Aug. 4, 1989
 Bonded Thru Troy Fahn - Insurance, Inc.

COPY OF ADVERTISEMENT

NOTICE IS HEREBY GIVEN THAT THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AT ITS REGULAR MEETING ON THE 26 DAY OF NOVEMBER 1985 AT 1:30 O'CLOCK P.M. IN THE COUNTY AUDITORIUM, COUNTY ADMINISTRATION BUILDING, LEWIS SPEEDWAY (COUNTY ROAD 16-A) AND U.S. #1 NORTH, 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, with conditions TO OR, With conditions, changing conditions related to use of entrance off Estrella Ave, and use of turbo-props in hangar areas.

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

Section 1. Pursuant to the application of St. Augustine Airport Authority,
 Owners of the following described land, zoning classification of OR, with conditions on the following described lands:

PARCEL 1:
 Part of the Pablo Sabete Grant, Section 50, Township 6 South, Range 29 East, described as follows: Starting at a point being the intersection of the North line of Estrella Avenue with the East line of Espanola Avenue, and being also the Southwest corner of Lot 1, Block "M" of Araquay Park Subdivision as recorded in Map Book 3, page 145, of the public records of St. Johns County, Florida; run thence North 27 degrees 15 minutes West and along the East line of said Espanola Avenue a distance of 130 feet to an iron pipe for the point of beginning; run thence North 82 degrees, 40 minutes East and along the North line of Lots 1, 2, 3 and 4 of Block "M" and said North line extended, a distance of 280.29 feet to an iron pipe; run thence North 27 degrees, 15 minutes West, a distance of 280 feet to an iron pipe located on the South line of the Airport property; run thence South 82 degrees, 40 minutes West along the South line of said airport property a distance of 280.29 feet to an iron pipe; run thence South 27 degrees, 15 minutes East, a distance of 280 feet to the point of beginning, AND also including the adjoining vacated portion of Espanola Avenue.

PARCEL 2:
 Lots 3 and 4, Block "M", ARAQUAY PARK UNIT NO. 2, according to plat thereof recorded in Map Book 3, page 145, public records of St. Johns County, Florida.

IS HEREBY CHANGED TO: OR, with changed conditions.

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

SECTION 3. The Building Department 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.

BOARD OF COUNTY COMMISSIONERS
 OF ST. JOHNS COUNTY, FLORIDA
 By: Carl "Bud" Markel its Clerk

If a person desires 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.

1367 Oct. 25, 1985