

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

WHEREAS, VAW of America, Inc. filed application for clarification of zoning on lands hereinafter described and subsequently requested rezoning to IW with conditions, and after required notice was published, a public hearing was held on May 24, 1988 at 2:00 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 IW with conditions 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 IW with conditions 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 VAW of America, Inc. zoning classification on the following described lands:

Legal Description:

See attached Schedule A

is hereby changed to IW subject to the following condition:

1. All uses permitted under the IW zoning classification shall be permitted, excluding fertilizer manufacturing and pulp and paper mill operations.

which condition 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 Department 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 24th DAY OF May, 1988

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

BY: Lawrence O. Hartley

Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Carl Bud Markel

Adopted regular meeting May 24, 1988

Effective JUNE 2, 1988

SCHEDULE "A"

Legal Description

A parcel of land lying in and being a part of the F. J. FATIO Grant, being SECTION 44, TOWNSHIP 8 SOUTH, RANGE 30 EAST, St. Johns County, Florida,

being more particularly described as follows:

BEGIN at the southwest corner of said Section 44; run thence North 01°10'28" East, along the west boundary line thereof, a distance of 1040.00 feet; thence, leaving said section line, run North 88°10'28" East a distance of 140.00 feet; thence run North 01°49'32" West a distance of 210.00 feet; thence run North 88°10'28" East a distance of 240.00 feet; thence run South 01°49'32" East a distance of 210.00 feet; thence run North 88°10'28" East a distance of 430.00 feet; thence run South 26°49'32" East a distance of 720 feet; thence run South 01°06'16" East a distance of 454.37 feet to a point on the south boundary line of said Section 44; thence run North 88°27'52" West, along said south boundary line, a distance of 1165.00 feet to the Point of Beginning.

Containing 26.98 acres, more or less.

VERIFIED BY
JML

FILED IN PUBLIC RECORDS
ST. JOHNS COUNTY, FLORIDA

1938 JUN -2 PM 2:37

Carl ...
CLERK OF COUNTY COURT

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 _____
LINDA MURRAY who on oath says that he is
ACCOUNTING 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 _____
NOTICE OF PUBLIC HEARING
 _____ in the matter of _____
V.A.W. OF AMERICA
 _____ in the _____ Court,
 was published in said newspaper in the issues of _____
APRIL 18, 1988

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 17th day of MAY
 A.D. 19 88

 (SEAL) **Notary Public**

COPY OF ADVERTISEMENT

NOTICE IS HEREBY GIVEN THAT THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AT ITS REGULAR MEETING ON THE 24 DAY OF MAY 1988 AT 2:00 O'CLOCK PM, IN THE COUNTY AUDITORIUM, BUILDING LEWIS SPEEDWAY (COUNTY ROAD 16-A) AND U.S. #1 NORTH, ST. AUGUSTINE, FLORIDA, WILL CONSIDER THE 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 IW/PUD TO IW 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 VAW of America, Inc. owners of the following described land, zoning classification of IW/PUD on the following described lands:

A parcel of land lying in and being a part of the F.J. Falio Grant Section 44 Township 8 South, Range 30 East, St. Johns County, Florida, being more particularly described as follows:

Commence at the Southwest corner of said Section 44 for the Point of Beginning of the herein described parcel; thence run North of degrees 10 minutes 28 seconds East along the West line of said Section 44 a distance of 1250.19 feet; thence leaving said section line, run North 88 degrees 10 minutes 28 seconds East a distance of 923.82 feet; thence run South 25 degrees 49 minutes 48 seconds East a distance of 901.44 feet; thence run South 01 degrees 07 minutes 08 seconds East a distance of 511.98 feet to the South line of said Section 44; thence run North 88 degrees 28 minutes 34 seconds West along said south line a distance of 1375.28 feet to the Point of Beginning. Containing 36.26 acres of land, more or less.

is hereby changed to IW 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 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: s/ Carl "Bud" Markel clerk

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.
 L.365 April 18, 1988



RECEIVED
ST. JOHNS COUNTY, FLORIDA

FLORIDA DEPARTMENT OF STATE

Jim Smith
Secretary of State
DIVISION OF ELECTIONS
Room 1802, The Capitol
Tallahassee, Florida 32399-0250
(904) 488-8427

'88 JUN -2 AIO:10

Carl Bud Markel
CLERK, COUNTY COMMISSION

May 31, 1988

Honorable Carl "Bud" Markel
Clerk of Circuit Court
St. Johns County - Post Office Drawer 300
St. Augustine, Florida 32085

Attention: Connie E. McDaniel, D. Clerk

Dear Mr. Markel:

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

1. Receipt of letter/s of May 27, 1988
and certified copy/ies of St. Johns
County Ordinance(s) No. 88-24 and 88-25
2. Receipt of _____ County Ordinance(s)
relative to:
(a) _____
which we have numbered _____
(b) _____
which we have numbered _____
3. We have filed ~~this~~/these ordinances in this office
on May 31, _____ 1988.
4. The original/duplicate copy/ies showing the filing date
is/are being returned for your records.

Sincerely,

Liz Cloud

Liz Cloud, Chief
Bureau of Administrative Code

LC/ mb