

ORDINANCE NO. 88-74
INTRODUCED BY COMMISSIONER

O.R. 806 PG 0335

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

WHEREAS, (Property Owners' names): James Weinstock, as Trustee

filed application for change of zoning on lands hereinafter described, and after required notice was published, a public hearing was held on 13th day of December, 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 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 James Weinstock, as trustee

zoning classification of

OR

on the following described lands:

Legal Description:

Part of Tracts "B" and "C" lying in Section 5, Township 9 South, Range 30 East, St. Johns County, Florida, more particularly described as follows:

Commence at the Northeast Corner of said Section 5; thence South 00 degrees 19 minutes 07 seconds East along the East line of said Section 5 a distance of 124.56 feet to the intersection of said East line with the southerly right-of-way line of State Road 206 (200 foot right-of-way as now established); Thence South 89 degrees 11 minutes 38 seconds West along said southerly right-of-way line a distance of 3309.85 feet; Thence South 00 degrees 42 minutes 52 seconds East a distance of 818.94 feet to the Point-of-Beginning of the herein described parcel; Thence South 27 degrees 57 minutes 56 seconds East a distance of 99.91 feet; Thence South 57 degrees 42 minutes 23 seconds East a distance of 113.77 feet; Thence South 79 degrees 45 minutes 23 seconds East a distance of 259.25 feet; Thence South 19 degrees 52 minutes 49 seconds West a distance of 121.52 feet; Thence South 56 degrees 20 minutes 50 seconds East a distance of 92.90 feet to the South line of Tract "C"; Thence South 89 degrees 11 minutes 38 seconds West along the South line of Tracts "C" and "B" a distance of 429.62 feet; Thence North 00 degrees 42 minutes 52 seconds West a distance of 366.96 feet to the Point-of-Beginning. Containing 1.94 acres of land, more or less.

is hereby changed to Rs-2, single family residential
subject to the following conditions:

1. The minimum lot size shall be no less than 20,000 square feet.
2. All lots shall be serviced by septic tanks or aerobic units and shall be provided with central water from a common water plant on site.
3. All regulatory agencies requirements shall be met prior to the commencement of construction, and a plat shall be approved prior to development.
4. Fire protection shall be provided in compliance with St. Johns County requirements.
5. The total number of lots of this tract and the tract rezoned under Ordinance No. 88-46 shall not exceed twenty-nine (29).

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 Bldg. Dept. 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 Dept. 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 13th day of December, 1988

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

BY: Nancy Walden
Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Carl "Bud" Markel
Clerk

VERIFIED BY
T.N.

FILED AND RECORDED IN
PUBLIC RECORDS OF
ST. JOHNS COUNTY, FLA

88 DEC 22 AM 10:34

Carl "Bud" Markel
CLERK OF CIRCUIT COURT

Adopted regular meeting December 13, 1988

Effective December 21, 1988

The St. Augustine Record

PUBLISHED EVERY AFTERNOON MONDAY THROUGH FRIDAY, SATURDAY AND SUNDAY MORNING
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 she 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 Regular Meeting

_____ in the matter of _____
James Weinstock

_____ in the _____ Court,

was published in said newspaper in the issues of _____

November 3, 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 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 she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper.

Sworn to and subscribed before me Zoe Ann Johns

this 3rd day of November

A.D. 19 88

Zoe Ann Johns
(SEAL) Notary Public, State of Florida Notary Public

My Commission Expires Aug. 4, 1989

Revised This Copy Form - Insurance, Inc.

NOTICE IS HEREBY GIVEN THAT THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AT ITS REGULAR MEETING ON THE 13 DAY OF DECEMBER 1988 AT 2:00 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 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 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 James Weinstock, Trustee, owners of the following described land, zoning of the same is hereby changed to the following described lands:

Part of Tracts "B" and "C" lying in Section 5, Township 9 South, Range 30 East, St. Johns County, Florida, more particularly described as follows:

Commence at the Northeast Corner of said Section 5; thence South 00 degrees 19 minutes 07 seconds East along the East

Line of said Section 5 a distance of 124.56 feet to the intersection of said East line with the southerly right-of-way line of State Road 204 (200 foot right-of-way as now established); Thence

South 89 degrees 11 minutes 36 seconds West along said southerly right-of-way line a distance of 309.83 feet; Thence South 00 degrees 42 minutes 52 seconds East a distance of 818.94 feet to the

Point-of-Beginning of the herein described parcel; thence South 27 degrees 57 minutes 56 seconds East a distance of 99.91 feet;

Thence South 57 degrees 42 minutes 23 seconds East a distance of 113.77 feet; thence South 79 degrees 45 minutes 23 seconds East a distance of 239.25 feet;

Thence South 19 degrees 52 minutes 49 seconds West a distance of 121.52 feet; Thence South 56 degrees 20 minutes 30 seconds East a distance of 92.90 feet to the

South line of Tract "C"; thence South 89 degrees 11 minutes 36 seconds West along the

South line of Tracts "C" and "B" a distance of 429.62 feet; thence North 00 degrees 42 minutes 52 seconds West a distance of 36.84 feet to the Point-of-Beginning. Containing 1.94 acres of

land, more or less.

is hereby changed to RS-2, single family 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 ST. JOHNS COUNTY, FLORIDA

By: 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 purposes 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.

L729 Nov. 3, 1988



FLORIDA DEPARTMENT OF STATE

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

December 19, 1988

RECEIVED
ST. JOHNS COUNTY, FLORIDA

'88 DEC 21 110:45

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

Carl Bud Markel
CLERK, COUNTY COMMISSION

Attention: Connie E. McDaniel, Deputy Clerk

Dear Mr. Markel:

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

1. Receipt of letter/s of December 14, 1988
and certified copy/ies of St. Johns
County Ordinance(s) No. 88-74 and 88-75

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 December 16, 1988. (3:48 pm)

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