

ORDINANCE NO. 89-14

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA,
 REZONING LANDS AS DESCRIBED HEREINAFTER FROM THE PRESENT
 ZONING CLASSIFICATION OF OR, Open Rural to
 RS-2, Single Family Residential

WITH CERTAIN CONDITIONS: REQUIRING RECORDATION: AND PROVIDING
 AN EFFECTIVE DATE.

WHEREAS, (Property Owners' names): Joseph L. Boles, Jr., Trustee
 the Fredericka L. Del Giudice Trust

filed application for change of zoning on lands hereinafter described, and after required
 notice was published, a public hearing was held on 28 day of
 MARCH at 89 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 public health, safety and general welfare, and without promise, prerequisite, or
 inducement to the enactment of this Ordinance, applicant(s) 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 limitation are for the
 benefit of the general public and not just the applicant(s), and they are reasonable and
 nondiscriminating;

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

SECTION I. Pursuant to the application of Joseph L. Boles, Jr., Trustee
 The Fredericka L. Del Giudice Trust

zoning classification of OR, Open Rural
 on the following described lands:

Lots 11 and 12, Pinewood Subdivision, according to the
 plat thereof recorded in Plat Book 2, page 22, of the public records
 of St. Johns County, Florida.
 LESS AND EXCEPT the right of way of S5-A, as described in Deed Book
 229, page 581, ALSO LESS AND EXCEPT that portion of lot 11, as
 described in Official Records Book 152, page 380, all of the public
 records of St. Johns County, Florida.

IS HEREBY CHANGED TO RS-2, Single Family Residential

SUBJECT TO THE FOLLOWING CONDITIONS:

- 1. Only one entrance/egress shall be allowed on subject property from Old Moultrie Road.**
- 2. Central Water, and fire protection in accordance with St. Johns County regulations shall be provided.**
- 3. Minimum lot size of 10,890 sq. ft., with maximum number of lots not exceeding 30.**
- 4. Development of the property shall be in compliance with St. Johns River Water Management District, Engineering Department regulations and all other jurisdictional agencies.**

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

SECTION 2. Nothin 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 St. Johns County Building Department is authorized to issue construction permits allowed by classification as rezoned and conditions 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 name(s) of the property owner(s) described in Section 1 hereof.

PASSED THIS 28th day of March 1989.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

BY: [Signature]
Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY: [Signature]
Clerk

Adopted at a regular meeting held on March 28, 1989.
Effective: April 7, 1989

FILED
CLERK OF DISTRICT COURT
89 APR 10 PM 2:49
[Signature]
CLERK OF DISTRICT COURT

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 _____
Kristi Robertson _____ 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 _____
Regular Meeting _____

RE: Joseph L. Boles, Jr. _____ in the matter of _____
Trustee _____
_____ in the _____ Court,
was published in said newspaper in the issues of _____
February 17, 1989 _____

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 Coun-
ty, 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 Kristi Robertson
this _____ 17th _____ day of February _____
A.D. 19 _____ 89

[Signature]
(SEAL) _____ Notary Public

Notary Public, State of Florida
My Commission Expires Aug. 4, 1989

NOTICE IS HEREBY GIVEN THAT THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AT ITS REGULAR MEETING ON THE 28 DAY OF MARCH 1989 AT 2:00 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 THE PASSAGE OF THE FOLLOWING ORDINANCE:

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 Joseph L. Boles, Jr., Trustee for Fredericks L. DeJ Guisada Trust owners of the following described land, zoning classification of OR, Open Rural on the following described lands: Lots 11, and 12, Pinewood Subdivision, according to the plat thereof recorded in Plat Book 2, page 22 of the public records of St. Johns County, Florida; LESS AND EXCEPT the right of way of SSA, as described in Deed Book 229, page 581, ALSO LESS AND EXCEPT that

portion of lot 11, as described in Official Records Book 132, page 380, all of the public records of St. Johns County, Fla.

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 s/Carl "Bud" Merkel
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.

L307 Feb. 17, 1989



FLORIDA DEPARTMENT OF STATE

Jim Smith
Secretary of State

DIVISION OF ELECTIONS
Room 1802, The Capitol
Tallahassee, Florida 32399-0250
(904) 488-8427

RECEIVED
ST. JOHNS COUNTY, FLORIDA

April 5, 1989

'89 APR -7 P1:16

Honorable Carl "Bud" Markel
Clerk of 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 March 29, 1989
and certified copy/ies of St. Johns
County Ordinance(s) # 89-14 (Rezoning)
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 April 5, 1989. (12:56 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