

ORDINANCE NO. 93-03

DRAFT #2

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING ST. JOHNS COUNTY ORDINANCES 73-1, 73-4, 73-5, 74-3, AND 77-6, AS PREVIOUSLY AMENDED, WHICH ARE THE ORDINANCES THAT ESTABLISHED AND ENACTED 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 AND AMENDING ORDINANCES 76-5 AND 81-68, AS PREVIOUSLY AMENDED, WHICH ARE THE ORDINANCES THAT CREATED THE ST. JOHNS COUNTY PLANNING AND ZONING AGENCY. THIS AMENDMENT REDUCES THE MEMBERSHIP OF THE ST. JOHNS COUNTY PLANNING AND ZONING AGENCY FROM 9 TO 7 MEMBERS; INCREASES THE TERMS OF THE MEMBERS FROM 3 YEARS TO 4 YEARS; PROHIBITS ANY MEMBER FROM SERVING MORE THAN 2 CONSECUTIVE TERMS; MODIFIES QUORUM AND VOTE REQUIREMENTS; AND PROVIDES AN EFFECTIVE DATE.

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

Section 1. St. Johns County ordinances 76-5 and 81-68, as previously amended are hereby amended by deleting sections 1 and 2 thereof and by adding and substituting the following sections 1 and 2 in their stead:

Section 1. The St. Johns County Local Comprehensive Planning Agency is and was created by St. Johns County ordinance 76-5 and pursuant to St. Johns County ordinance 81-68 became known as the St. Johns County Planning and Zoning Agency. Effective February 9, 1993, the St. Johns County Planning and

Zoning Agency shall consist of seven (7) members, each of whom have been or shall be appointed by the Board of County Commissioners of St. Johns County, Florida.

Section 2. Effective February 9, 1993 all persons who are appointed or reappointed to the St. Johns County Planning and Zoning Agency shall be appointed or reappointed to 4 year terms. Subsequent to February 9, 1993, no person shall be appointed or reappointed to the St. Johns County planning and Zoning Agency if such appointment or reappointment results in such person serving more than 2 consecutive 4 year terms.

Section 2. St. Johns County Ordinances 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 Sections 11-7-1 and 11-7-3(b) and by adding and substituting the following Sections 11-7-1 and 11-7-3(b) in their stead:

11-7-1. It shall be within the powers of the St. Johns County Board of County Commissioners to appoint a Zoning Board to be composed of seven (7) members; said Zoning Board is hereby appointed and it shall consist of and be the same as the St. Johns County Planning and Zoning Agency that was

established by St. Johns County Ordinances 76-5 and 81-68 as such ordinances are amended from time to time.

11-7-3(b) Quorum and Votes: Four (4) members shall constitute a quorum. No recommendation of the Planning and Zoning Agency to the Board of County Commissioners pertaining to amendment of the zoning code, the rezoning of land, major modifications to PUDs, final development plans or other zoning related matters and no exceptions, zoning variances, minor modifications, decisions pertaining to appeals to the Planning and Zoning Agency or other Planning and Zoning Agency decisions shall be valid without the affirmative vote of a majority of members present. Failure to receive a majority vote of members present shall act as a denial of the application, appeal, or other matter that is before the Planning and Zoning Agency.

Section 3. This ordinance shall take effect on February 9, 1993 or upon receipt of official acknowledgment by the Office of the Department of State to the Clerk of the Board of County Commissioners that same has been filed, whichever is later.

PASSED AND ENACTED by the Board of County
Commissioners of St. Johns County, State of Florida this 26th day
of January, 1993.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Linda Balsavage
Its Chairman - Linda Balsavage

ATTEST: CARL "BUD" MARKEL, CLERK

By: Carl B. Markel
Clerk

Effective Date: February 9, 1993



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 _____

SHERRY R. FREE 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 INTENT

_____ in the matter of _____
ORDINANCE NO. 93, Draft #2

_____ in the _____ Court,
was published in said newspaper in the issues of _____
December 28, 1992

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 _____
this _____ 29th day of _____ December
A.D. 19 _____ 92

Susan Hunt Mills
Notary Public



SUSAN HUNT MILLS
MY COMMISSION # CC 177599 EXPIRES
February 3, 1996
BONDED THRU TROY FAUN INSURANCE, INC.

COPY OF ADVERTISEMENT

NOTICE OF MEETING TO CONSIDER ENACTMENT OF ORDINANCE

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, at its regular meeting on Tuesday, January 28, 1992 at 2:00 p.m. in the County Administration Building, 400 Lewis Speedway (County Road 204-40) and U.S. #1 North, St. Augustine, Florida, will hold a public hearing to consider the passage of the following ordinance:

ORDINANCE NO. 93 DRAFT #2
AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING ST. JOHNS COUNTY ORDINANCES 74-4, 75-4, 76-4, 77-4, AS PREVIOUSLY AMENDED, WHICH ARE THE ORDINANCES THAT ESTABLISHED AND ENACTED 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 AND AMENDING ORDINANCES 74-4 AND 84-4 AS PREVIOUSLY AMENDED, WHICH ARE THE ORDINANCES THAT CREATED THE ST. JOHNS COUNTY PLANNING AND ZONING AGENCY. THIS AMENDMENT REDUCES THE MEMBERSHIP OF THE ST. JOHNS COUNTY PLANNING AND ZONING AGENCY FROM 7 TO 7 MEMBERS; INCREASES THE TERMS OF THE MEMBERS FROM 3 YEARS TO 4 YEARS; PROVIDES ANY MEMBER FROM SERVING MORE THAN 3 CONSECUTIVE TERMS; MODIFIES QUORUM AND VOTE REQUIREMENTS; AND PROVIDES AN EFFECTIVE DATE.

The proposed Ordinance is on file in the office of the Clerk of the Circuit Court, St. Johns County, Florida, St. Johns County Administration Building, Lewis Speedway, 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 desires to appeal any decision made with respect to any matter considered at the meeting or hearing, he/she will need a record of the proceedings, and for such purposes he/she may need to assure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Notice to all hearing impaired persons: Persons planning to attend this meeting and needs the services of an interpreter, please contact David Halstead, ADA Coordinator, at (904) 823-2509 at least 5 days prior to the date of this hearing.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY FLORIDA
CARL "BUB" MARKEL
ITS CLERK
By: Inna Picotti
Deputy Clerk
LNS Dec. 28, 1992



FLORIDA DEPARTMENT OF STATE
Jim Smith
Secretary of State
DIVISION OF ELECTIONS
Room 2002, The Capitol, Tallahassee, Florida 32399-0250
(904) 488-8427

February 1, 1993

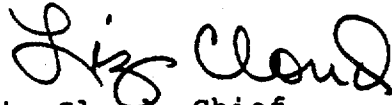
Honorable Carl "Bud" Markel
Clerk of the Circuit Court
St. Johns County Courthouse
Post Office Drawer 300
St. Augustine, Florida 32085-0300

Attention: Yvonne Carter, Deputy Clerk

Dear Mr. Markel:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge your letter of January 28, 1993, and certified copies of St. Johns County Ordinance Numbers 93-3, 93-4, 93-5 and 93-6, which were received and filed in this office on February 1, 1993.

Sincerely,


Liz Cloud, Chief
Bureau of Administrative Code

LC/mb