

ORDINANCE NO. 2003- 73

AN ORDINANCE OF ST. JOHNS COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, AMENDING ARTICLE IX OF THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE AS ADOPTED BY ORDINANCE 99-51, AS PREVIOUSLY AMENDED; THIS ORDINANCE AMENDS SECTION 9.06.04. TO REVISE THE PROCESS IN WHICH THE REQUIRED ADJACENT PROPERTY OWNERS LIST IS DEVELOPED AND OBTAINED, AND TO PROVIDE THAT ADMINISTRATIVE REZONINGS MAY BE ADVERTISED AND NOTICED AT THE MINIMUM AS REQUIRED BY FLORIDA STATUTES SECTION 120.66; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Section 1. St. Johns County Ordinance # 99-51, as previously amended, is here by amended by deleting Sections 9.06.04.B., C. and D in their entirety and by adding and substitution the following Sections 9.06.04.B., C. and D in their stead:

9.06.04.B. Mailed Notices

Not less than ten (10) days in advance of the date of the required public hearing(s) at which an application for a rezoning, Major Modification to Planned Unit Development (PUD) or Planned Rural Development (PRD), Special Use, or Variance is to be considered, the time and place of the public hearing shall be posted by United States mail to all Owners of real property within three hundred (300) feet of the boundaries of the land upon which the application is made; provided however, that where the Applicant is the Owner of land not included in such application and such land that is not included in the application is a part or adjoins the parcel upon which such request is made, the Planning and Zoning Agency may, in its discretion give mailed notice to such Owners as the Planning and Zoning Agency may determine. For the purpose of notice requirements to adjoining Owners within 300 feet, the names and addresses may be provided by the St. Johns County Administrator to the Applicant, which list shall include said information obtained from the St. Johns County Property Appraiser records within 30 days prior to the last date that such 10 day notice must be mailed. A record of the date on which the list was compiled shall be provided to and maintained by the County.

Notwithstanding the provisions of this Section, mailed notice requirements for administrative rezonings, as defined and provided in Section 9.05.01 of this Code, shall be in accordance with Florida Statutes.

9.06.04.C. Published Notice

Not less than fifteen (15) days in advance of the date of the required public hearing (s) at which an application for a rezoning, Major Modification to a PUD or PRD, Minor Modification to a PUD or PRD, Special Use, Variance, or Temporary Use Permit is to be considered, the time and place of the public hearing shall be published once in a St. Johns County Newspaper of general circulation, and others as deemed necessary by the County Administrator.

Notwithstanding the provisions of this Section, published notice requirements for administrative rezonings, as defined and provided in Section 9.05.01 of this Code, shall be in accordance with Florida Statutes.

9.06.04.D. Signs

Not less than fifteen (15) days in advance of the date of the required public hearing (s) at which an application for a rezoning, Major Modification to a PUD or PRD, Minor Modification to a PUD or PRD, Special Use, Variance, or Temporary Use Permit is to be considered, the County Administrator shall cause a Sign or Signs to be posted on the subject parcel. Such Sign (s) shall be in the form required by the County Administrator and shall be erected in full view of the public on each street side of such land. Where such land does not have view on a public street, such Signs shall be erected on the nearest street Right-of-Way.

Notwithstanding the provisions of this Section, Signage requirements for administrative rezonings, as defined and provided in Section 9.05.01 of this Code, shall be in accordance with Florida Statutes.

Section 2. Severance Clause. It is the intent of the Board of County Commissioners of St. Johns County, and is hereby provided, that if any section, subsection, sentence, clause, phrase or provision of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining provisions of this Ordinance.

Section 3. Effective date. This Ordinance shall take effect upon its being filed with the Department of State of Florida.

PASSED AND ENACTED by the Board of County Commissioners of St. Johns County, Florida, this 26th day of August, 2003.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: James E. Bryant
James E. Bryant, Chairman

ATTEST: Cheryl Strickland, Clerk of Court

RENDITION DATE 08/29/03

By: Juanne King
Deputy Clerk

Effective Date: 09/02/03



NOTICE OF A PUBLIC HEARING BY THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, will hold a public hearing on Tuesday, August 26, 2003 at 1:30 p.m. in the County Auditorium at the County Administration Complex, 4020 Lewis Speedway (County Road 16-A) and U.S. 1 North, St. Augustine, Florida, to consider adoption of the following ordinance:

AN ORDINANCE OF ST. JOHNS COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, AMENDING ARTICLE IX OF THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE AS ADOPTED BY ORDINANCE 99-51, AS PREVIOUSLY AMENDED; THIS ORDINANCE AMENDS SECTION 9.06.04 TO REVISE THE PROCESS IN WHICH THE REQUIRED ADJACENT PROPERTY OWNERS LIST IS DEVELOPED AND OBTAINED, AND TO PROVIDE THAT ADMINISTRATIVE REZONINGS MAY BE ADVERTISED AND NOTICED AT THE MINIMUM AS REQUIRED BY FLORIDA STATUTES SECTION 120.66 AND PROVIDING FOR AN EFFECTIVE DATE.

The proposed ordinance is on file in the office of the Clerk of the Board of County Commissioners at the St. Johns County Administration Complex, 4020 Lewis Speedway (CR 16A and U.S. #1), St. Augustine, Florida and may be examined by parties interested prior to the public hearing.

Interested parties may appear at the public hearing and be heard with respect to the proposed ordinance.

If a person decides to appeal any decision made by the Board of County Commissioners with respect to any matter considered at the public hearing, he/she will need a record of the proceedings, and for such purposes he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evi-

dence upon which the appeal is to be based.

NOTICE TO PERSONS NEEDING SPECIAL ACCOMMODATIONS AND TO ALL HEARING IMPAIRED PERSONS: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in the proceedings should contact ADA Coordinator, at (904) 823-2505 at the County Administration Building, 4020 Lewis Speedway, St. Augustine, FL 32084. For hearing impaired individuals: Telecommunication Device for the Deaf (TDD): Florida Relay Service: 1-800-955-8770, no later than 5 days prior to the date of the hearing.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA
CHERYL STRICKLAND,
ITS CLERK
By: Patricia DeGrande,
Deputy Clerk
L1774-3 Aug 15, 2003

COPY OF A

THE ST. AUGUSTINE RECORD

PUBLISHED EVERY MORNING 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 Y MURRAY**

who on oath says that she is an 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 **ORDINANCE # 99-51**

PROPERTY OWNERS

in the _____ Court, was published in said newspaper in the issues of

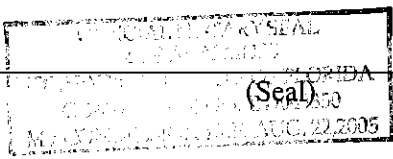
AUGUST 15, 2003

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 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, for a period of one year preceding the first publication of the 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 **15TH** day of **AUGUST** 2003

by *Linda Murray* who is personally known to me
or who has produced **PERSONALLY KNOWN** as identification.

Zoe Ann Moss
(Signature of Notary Public)



Zoe Ann Moss