

ORDINANCE NO. 2005 – 93

A ORDINANCE OF ST. JOHNS COUNTY ADOPTING AN AMENDMENT TO THE ST. JOHNS COUNTY FIVE-YEAR CAPITAL IMPROVEMENTS SCHEDULE, 2005-2010 OF THE CAPITAL IMPROVEMENTS ELEMENT OF THE COMPREHENSIVE PLAN PURSUANT TO THE REQUIREMENTS OF THE LOCAL GOVERNMENT COMPREHENSIVE PLANNING AND LAND DEVELOPMENT REGULATION ACT, CHAPTER 163, PART II AND CHAPTER 125, FLORIDA STATUTES, AMENDING THE FIVE-YEAR CAPITAL IMPROVEMENTS OF SCHEDULE; PROVIDING FOR FINDINGS OF FACT, FINDINGS OF CONSISTENCY, SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapters 125 and 163 provide for the Board of County Commissioners to prepare, implement and enforce Comprehensive Plans and Land Development regulations for the control of development within the County; and,

WHEREAS, Section 163.3184, 163.3187 and 163.3189 Florida Statutes provides the process for the adoption of Comprehensive Plan Amendments; and,

WHEREAS, Section 163.3177 Florida Statutes provides that a Five-Year Capital Improvements Schedule shall be adopted that depicts the project improvement, general location, beginning date, ending date and the source of revenue; and,

WHEREAS, The Five-Year Capital Improvements Schedule is based upon capital improvements schedules and programs of the Florida Department of Transportation and St. Johns County Departments.

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

SECTION 1. The St. Johns County Comprehensive Plan Capital Improvements Element Five-Year Capital Improvements Schedule, 2005-2010 is hereby amended to include the improvements described on Attachment A attached hereto.

SECTION 2. The Board of County Commissioners finds the following:

- a. The amendment was fully considered in response to the Department of Community Affairs Objections, Recommendations and Comment Report on CPA# 2004-03; and,

- b. The amendment is consistent with the State Comprehensive Plan, the Northeast Florida Strategic Regional Policy Plan, and Rule 93-5, Florida Administrative Code; and,
- c. The amendment is consistent with applicable sections of St. Johns County Comprehensive Plan and the St. Johns County Land Development Code.

SECTION 3. The remaining portions of the St. Johns County Comprehensive Plan as amended which are not in conflict with the provisions of this Ordinance shall remain in full force and effect.

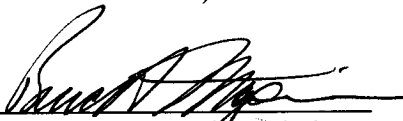
SECTION 4. Should any section, subsection, sentence, clause, phrase or portion of this Ordinance be held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and shall not effect the validity of the remaining portions.

SECTION 5. The effective date of this Comprehensive Plan amendment shall be the date a final order is issued by the Department of Community Affairs finding the amendment to be in compliance in accordance with Chapter 163.3184 Florida Statutes, or the date a final order is issued by the Administration Commission finding the amendment to be in compliance in accordance with Chapter 163.3184 Florida Statutes.

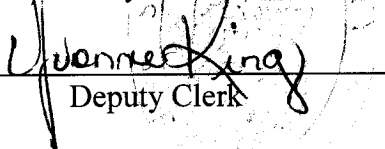
SECTION 6. This ordinance shall be recorded in a book of land use regulation ordinances kept and maintained by the Clerk of Court in accordance with Section 125.68, Florida Statutes.

PASSED AND ENACTED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, THIS 4th DAY OF OCTOBER , 2005.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

BY: 
Bruce A. Maguire, Chair

ATTEST: Cheryl Strickland, Clerk

BY: 
Deputy Clerk

RENDITION DATE 10/06/05

EFFECTIVE DATE: 12/19/05

CAPITAL IMPROVEMENT	Begin	End	2005/06	2006/07	2007/08	2008/09	2009/10	2010/11	SOURCE
TRANSPORTATION/ROADS									
* Four lane SR 16 south from entrance to Turnbull property to west entrance of outlet mall	2007	2010		\$1,850,000.00					PRI
* Northbound right turn lane from SR 16 into outlet mall at east entrance	2007	2010		\$50,000.00					PRI
* Second outbound lane from outlet malls east entrance on to SR 16	2007	2010		\$50,000.00					PRI
TOTAL				\$1,950,000.00					

Funding Source Key

- WS - Water and Sewer Enterprise Fund
- GF- General Fund
- FHIP-Florida Housing Improvement Program
- GCRF-Golf Course Revenue Fund
- TDC-Tourist Development Council
- PRI-Private/Development Funded
- DON- Donation
- IF-Impact Fees
- FDOT-Florida Department of Transportation
- FSG-Federal/State Grant
- TTF-Transportation Improvement Fund

* All of the improvements will be made at the expense of 16 Development, LLC or its successors and assigns.