

Ordinance No. 2018-51

AN ORDINANCE OF ST. JOHNS COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, RELATING TO REDUCING THE NUMBER OF REQUIRED MEMBERS APPOINTED TO THE CULTURAL RESOURCES REVIEW BOARD; AMENDING THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE, ORDINANCE 99-51, AS AMENDED; AMENDING ARTICLE III SPECIAL DISTRICTS, PART 3.01.01 CULTURAL RESOURCES PRESERVATION, SECTION 3.01.02 CULTURAL RESOURCES REVIEW BOARD ; PROVIDING A SAVINGS CLAUSE; AMENDING PROVIDING FOR INCLUSION AND CODIFICATION AND SCRIVENERS ERRORS INTO THE LAND DEVELOPMENT CODE; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, local land development regulations require evaluation and revision to address public health, safety and welfare issues that may occur during the implementation of land development regulations such as the provision of clear design standards for permissible uses; and

WHEREAS, the County believes that Article III of the County's current Land Development Code, Ordinance No. 99-51, as previously amended, can be further improved by modifications herein; and

WHEREAS, the County believes that provisions within the Land Development Code (LDC) which regulate the number of members required in the Cultural Resources Review Board (CRRB) should be reduced so that a quorum could be more easily attained; and

WHEREAS, it is found that the hereinafter Ordinance provisions are consistent with, and restore and implement provisions of the 2025 Comprehensive Plan Amendment of St. Johns County as adopted and enacted on August 17, 2010;

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

Section 1. St. Johns County Ordinance No. 99-51, as previously amended, Section 3.01.02 Cultural Resource Review Board (CRRB) is hereby amended to read:

Sec. 3.01.02 Cultural Resource Review Board (CRRB)

A. Membership and Procedures

1. The CRRB shall consist of ~~nine~~ five (95) regular members appointed by the Board of County Commissioners ~~including to include~~ representation from each County Commission District, if possible. ~~Additionally, Four~~ two (24) at-large alternates ~~shall~~ may be appointed. Members shall be appointed for four (4) year, staggered terms. An appointment to fill an unexpired term shall be for the remainder of the

unexpired term only. The Board of County Commissioners shall fill vacancies, including expired terms, ~~within sixty (60) calendar days, if possible.~~

- ~~2. The CRRB shall include two (2) Ex-Officio, non-voting members from each of the following organizations: the St. Augustine Historical Society, and the City of St. Augustine. These organizations shall appoint their representative members.~~
2. Appointees to the CRRB shall be residents of the county, and shall be qualified through the demonstration of special interest, experience, or education in the preservation of Cultural Resources. Members shall, when possible, have practical and professional experience in one or more of the following fields: archaeology, architecture or architectural history, curation or conservation, planning, professional engineering, real estate, history, historic preservation, or related disciplines.
3. The CRRB shall establish and adopt operating procedures that shall be in compliance with all applicable local, State and Federal laws. Such procedures shall be adopted by resolution and may be amended, as appropriate. The actions of the CRRB shall be in accordance with the guidelines and responsibilities of the State Historic Preservation Office.
4. The CRRB shall meet as needed in order to fulfill its functions in a timely manner. No less than four meetings shall be held each year. Reasonable public notice pursuant to the requirements contained in Section 9.06.00 of this Code shall be provided for all meetings of the CRRB, and all meetings shall be open to the public. The CRRB shall keep minutes of its proceedings and other official actions. A majority vote shall be required in order to provide any affirmative recommendation or action pursuant to this Section.
5. If any member fails to attend three (3) successive meetings or fails to attend four (4) total meetings during the calendar year, the CRRB may declare the member's office vacant and notify the Board of County Commissioners.

Section 2. The remaining portions of the St. Johns County Land Development Code, Ordinance 99-51, as amended, which are not in conflict with the provisions of this ordinance, shall remain in full force and effect.

Section 3. Inclusion and Codification into the Land Development Code. It is the intent of the St. Johns County Board of County Commissioners that the provisions of this Ordinance shall be codified and made part of the St. Johns County Land Development Code, Ordinance No. 99-51, as previously amended, and that the sections and attachments of this ordinance may be renumbered, reorganized, relettered, and appropriately incorporated into the Land Development Code in order to accomplish such intentions.

Section 4. 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 5. 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 18 day of September, 2018.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

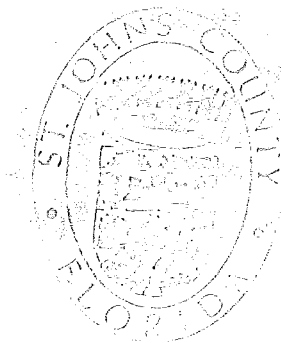
By: Paul M. Waldron
Paul M. Waldron, Vice Chair

ATTEST: Hunter S. Conrad, Clerk of Court

By: Yvonne King
Deputy Clerk

Effective Date: SEP 21 2018

REVISION DATE SEP 20 2018



THE ST. AUGUSTINE RECORD
Affidavit of Publication

**MINUTES AND RECORDS
500 SAN SEBASTIAN VIEW**

SAINT AUGUSTINE, FL 32084

ACCT: 15634
AD# 0003071696-01

PO#

PUBLISHED EVERY MORNING SUNDAY THROUGH SATURDAY
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA
COUNTY OF ST. JOHNS

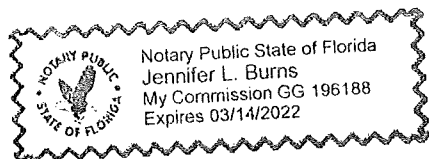
Before the undersigned authority personally appeared JAMIE WILLIAMS who on oath says he/she is an Employee of the St. Augustine Record, a daily newspaper published at St. Augustine in St. Johns County, Florida; that the attached copy of advertisement being a **SA Legal Retail** in the matter of **081618 091818 LDC BCC n PZA** was published in said newspaper on **08/02/2018, 09/04/2018.**

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in St. Johns County, Florida, and that the said newspaper heretofore has 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 preceding the first publication of the attached copy of advertisement; and affiant further says the he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission, or refund for the purpose of securing this advertisement for publication in said newspaper.

Sworn to and subscribed before me this _____ day of **SEP 04 2018**

by Jamie Williams who is personally known to me
or who has produced as identification

Jennifer L. Burns
(Signature of Notary Public)



NOTICE OF PUBLIC HEARINGS OF THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS AND PLANNING & ZONING AGENCY ON ESTABLISHMENT OF ORDINANCE/REGULATIONS AFFECTING THE USE OF LAND

NOTICE IS HEREBY GIVEN that public hearings will be held to consider adoption of the following proposed ordinance at regular meetings, as follows:

Planning & Zoning Agency
Thursday, August 16, 2018, at 1:30 p.m.

Board of County Commissioners
Tuesday, September 18, 2018, at 9:00 a.m.

All public hearings will be held in the County Auditorium at the County Administration Building, 500 San Sebastian View, St. Augustine, Florida:

AN ORDINANCE OF ST. JOHNS COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, RELATING TO REDUCING THE NUMBER OF REQUIRED MEMBERS APPOINTED TO THE CULTURAL RESOURCES REVIEW BOARD; AMENDING THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE, ORDINANCE 99-51, AS AMENDED; AMENDING ARTICLE III SPECIAL DISTRICTS, PART 3.01.01 CULTURAL RESOURCES PRESERVATION, SECTION 3.01.02 CULTURAL RESOURCES REVIEW BOARD; PROVIDING A SAVINGS CLAUSE; AMENDING PROVIDING FOR INCLUSION AND CODIFICATION AND SCRIVENERS ERRORS INTO THE LAND DEVELOPMENT CODE; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

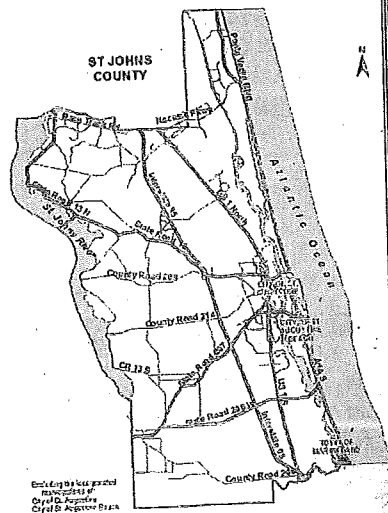
The proposed ordinance is on file in the office of the Clerk of the Board of County Commissioners at the County Administration Building, 500 San Sebastian View, St. Augustine, Florida, and may be examined by parties interested prior to said public hearings. Please take note that the proposed ordinance is subject to revision prior to hearing or adoption. All parties having any interest in said ordinance will be afforded an opportunity to be heard at the public hearings.

If a person decides to appeal any decision made with respect to any matter considered at the hearings, such person 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 evidence 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 the ADA Coordinator at (904) 209-0650 at the St. Johns County Administration Building, 500 San Sebastian View, St. Augustine, Florida 32084. For hearing impaired individuals: Florida Relay Service: 1-800-955-8770, no later than 5 days prior to the date of the meeting.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

HUNTER S. CONRAD,
ITS CLERK
By: Yvonne King,
Deputy Clerk



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0003071696 August 2, September 4, 2018



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

September 21, 2018

Honorable Hunter S. Conrad
Clerk of Court
St. Johns County
500 San Sebastian View
St. Augustine, Florida 32084

Attention: Ms. Yvonne King

Dear Mr. Conrad:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of St. Johns Ordinance No. 2018-51, which was filed in this office on September 21, 2018.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb

FILED SEP 21 2018
ST. JOHNS COUNTY
CLERK OF COURT
BY: Yvonne King
DEPUTY CLERK