

**ORDINANCE 1240-A**

**AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, AMENDING THE ZONING MAP OF THE CITY OF POLK CITY, SPECIFICALLY ASSIGNING A ZONING CLASSIFICATION OF “MIXED RESIDENTIAL USE – R4” TO 128.87 ACRES; AND A ZONING CLASSIFICATION OF PUBLIC BUILDINGS AND GROUNDS (PB) TO 44.82 ACRES; TO THE JOSHUA LAND, LLC AND C.C.CALHOUN PROPERTY, LOCATED ON SMITH ROAD; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Council has been petitioned by a property owner for the zoning change; and

**WHEREAS**, the City Council has held public hearings and has adopted Ordinance 1239-A, which has assigned a future land use classification of “Residential Medium (RM)” to 128.87 acres (including 65.58 acres of wetlands - RM/Wetlands); and “Public Uses (PB)” to 44.82 acres to this property; and

**WHEREAS**, in exercise of its authority the City Council has determined that it is in the best interest of the City to assign a zoning classification “Mixed Residential Use – R4” to 128.87 acres; and a zoning classification of Public Buildings and Grounds (PB) To 44.82 acres; zoning to this property.

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLK CITY THAT:**

**SECTION 1 – ZONING MAP AMENDMENT**

The City Council of Polk City, Florida hereby amends the City of Polk City Zoning Map to include the recently annexed Joshua Land, LLC and C.C. Calhoun Property and assigns a zoning classification of “Mixed Residential” (R4) To 128.87 acres; and a zoning classification of Public Buildings and Grounds (PB) To 44.82 acres; to this property, which was subject to annexation in Ordinance 1238-A, and is further depicted in “Exhibit A”.

**SECTION 2 – SEVERABILITY**

If any word, sentence, clause, phrase or provision of this ordinance, for any reason is held to be unconstitutional, void, or invalid, the validity of the remainder of the ordinance shall not be affected thereby.

**SECTION 3 –EFFECTIVE DATE**

This Ordinance shall be effective immediately upon final passage.

**PASSED** on first reading this the 11th day of March, 2008

**PASSED AND CERTIFIED AS TO PASSAGE** on the second reading this \_\_\_\_ day of \_\_\_\_\_ 2008.

**City Council of the City of Polk City**

\_\_\_\_\_  
Donald L. Penton, Mayor

**ATTEST**

\_\_\_\_\_  
Sylvia Sims, City Clerk

**APPROVED AS TO CONTENT AND FORM**

\_\_\_\_\_  
Jeffrey Sullivan, City Attorney

# EXHIBIT "A"

