

ORDINANCE NO. 2018-05

AN ORDINANCE OF POLK CITY, FLORIDA; PROVIDING FINDINGS AND INTENT; AMENDING THE OFFICIAL ZONING MAP OF POLK CITY, FLORIDA TO CHANGE THE ZONING FOR APPROXIMATELY 0.28 ACRES LOCATED AT 111 CLEARWATER COURT (PARCEL NUMBER 25-26-32-000000-041320) FROM POLK COUNTY RESIDENTIAL LOW-4 (RL-4) TO POLK CITY MIXED RESIDENTIAL USE (R-4); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COMMISSION OF POLK CITY, FLORIDA:

SECTION 1. FINDINGS AND INTENT. In adopting this Ordinance and amending the City's Future Land Use Map, the City Commission of Polk City, Florida, hereby makes the following findings:

(1) The City prepared and adopted by Ordinance No. 2018-04 an amendment to the Future Land Use Map of the Comprehensive Plan to designate certain property depicted on Exhibit "A" attached to and incorporated in this Ordinance with a Future Land Use classification of "Residential Medium."

(2) The City Commission of Polk City then held meetings and hearings regarding the parcels show on Exhibit "A", with due public notice having been provided, to obtain public comment, and considered all written and oral comments received during public hearings, including supporting documents.

(3) In the exercise of its authority, the City Commission has determined it necessary to amend the Official Zoning Map to change the City zoning classification assigned to this property so that it is consistent with the new comprehensive plan designation.

SECTION 2. ZONING AMENDMENT. The official zoning map of Polk City is amended so as to assign the City Zoning Classification of R-4 (Mixed Use Residential) to approximately 0.28 acres of the property located at 111 Clearwater Court, as shown on Exhibit "A" attached hereto.

SECTION 3. SEVERABILITY. If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

SECTION 4. EFFECTIVE DATE. This ordinance shall not take effect unless and until Ordinance No. 2018-04 adopting the companion future land use map amendment to this rezoning becomes final and non-appealable. Upon Ordinance No. 2018-04 taking effect, this Ordinance No. 2018-05 shall take effect on the same date.



**INSTR # 2018135551
BK 10528 Pgs 1093-1095 PG(s)3
RECORDED 06/26/2018 7:43:16 AM
STACY M. BUTTERFIELD.**

**CLERK OF COURT POLK COUNTY
RECORDING FEES \$27.00
RECORDED BY TINACONL**

RECORDER'S MEMO:
Legality of Writing, Typing or Printing Unat-
tested in This Document When Recorded.

SECTION 5. CODIFICATION. This Ordinance shall be codified in the Code of Ordinances of Polk City, Florida. A certified copy of this enacting ordinance shall be located in the Office of the City Clerk of Polk City. The City Clerk shall also make copies available to the public for a reasonable publication charge.

PASSED ON FIRST READING this 21st day of May, 2018.

PASSED ON SECOND READING this 18th day of June, 2018.



POLK CITY, FLORIDA

Joseph LaCascia, Mayor

ATTEST:

Patricia Jackson, City Clerk

APPROVED AS TO FORM AND LEGALITY:

Thomas A. Cloud, Esquire
City Attorney

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EXHIBIT "A"

CITY OF POLK CITY
PROPOSED ZONING MAP
Ordinance 2018 - 05

