

ORDINANCE 2018-08

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF POLK CITY, FLORIDA TO CHANGE THE ZONING FOR APPROXIMATELY 17.66 ACRES LOCATED AT 0 VOYLES LOOP, 0 STATE ROAD 33, AND 9835 NORTH STATE ROAD 33 (PARCEL NUMBERS 25-26-31-000000-032140, 25-26-31-000000-032010, 25-26-31-000000-041010) FROM POLK COUNTY RESIDENTIAL SUBURBAN-X TO POLK CITY INSTITUTIONAL-2X IN THE GREEN SWAMP AREA OF CRITICAL STATE CONCERN; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; 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. 2018-07 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 INST-2X (Institutional-2X) in the Green Swamp Area of Critical State Concern to approximately 17.66 acres of the property located at 0 Voyles Loop, 0 State Road 33, and 9835 North State Road 33, 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 2018-07 adopting the companion future land use map amendment

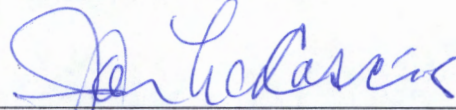
to this rezoning becomes final and non-appealable. Upon Ordinance No. 2018-07 taking effect, this Ordinance No. 2018-08 shall take effect on the same date.

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 18th day of June, 2018.

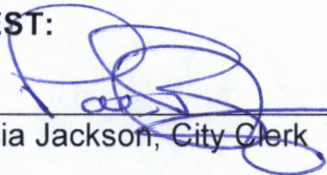
PASSED ON SECOND READING this 15th day of October, 2018.

POLK CITY, FLORIDA



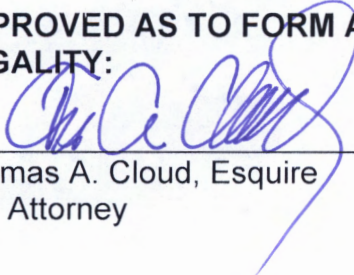
Joe LaCascia, Mayor

ATTEST:



Patricia Jackson, City Clerk

APPROVED AS TO FORM AND LEGALITY:



Thomas A. Cloud, Esquire
City Attorney

**ORDINANCE 2018-08
EXHIBIT "A"**

