ORDINANCE 2017-22

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, PINELLAS COUNTY, FLORIDA, PROVIDING FOR AN AMENDMENT TO THE OFFICIAL ZONING MAP FOR THE PROPERTY GENERALLY LOCATED AT 702 PASS-A-GRILLE WAY, LOT 17, BLOCK 6, MOREY BEACH, AND MORE SPECIFICALLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN; FROM RESIDENTIAL/OFFICE/RETAIL WITH PASS-A-GRILLE OVERLAY TO COMMUNITY REDEVELOPMENT DISTRICT-EIGHTH AVENUE; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR CONFLICTS, SEVERABILITY, CONSTRUCTION, PUBLICATION, AND AN EFFECTIVE DATE.

WHEREAS, the City has received an application for the amendment of the Official Zoning Map of the property described herein from the owners thereof; and

WHEREAS, the City's Planning Board has reviewed this ordinance, found it to be consistent with the City's adopted comprehensive plan and has recommended approval thereof; and

WHEREAS, the City Commission, as the City's local planning agency, has found this ordinance to be consistent with the City's adopted comprehensive plan; and

WHEREAS, the City Commission has found this ordinance to be in the best interest, safety and welfare of the citizens of the city; and

WHEREAS, notice of this ordinance has been provided in accordance with applicable law;

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA HEREBY ORDAINS:

SECTION 1. Recitals. The above recitals ("Whereas" clauses) are hereby adopted as legislative findings, purpose and intent of the City Commission.

SECTION 2. The Comprehensive Plan of the City of St. Pete Beach, Florida is hereby amended by amending the Official Zoning Map incorporated therein by changing the zoning district of the property generally located at 702 Pass-a-Grille Way, Lot 17, Block 6, Morey Beach, and more particularly described in Exhibit "A" attached hereto
and made a part hereof, from Residential/Office/Retail with Pass-a-Grille Overlay to Community Redevelopment District-Eighth Avenue.

SECTION 3. Conflicts. All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with the Ordinance.

SECTION 4. Severability. The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 5. Construction. This Ordinance is to be liberally construed to accomplish its objectives.

SECTION 6. Publication. This Ordinance shall be published in accordance with the requirements of law.

SECTION 7. Effective Date. This ordinance shall take effect immediately upon adoption.

First Reading: 01/09/2018
Published: 12/29/2017
Second Reading: 02/13/2018
Published: 02/02/2018
Public Hearing: 02/13/2018

Alan Johnson, Mayor

I, Rebecca C. Haynes, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this 13th day of February, 2018.

Rebecca C. Haynes, City Clerk

APPROVED AS TO LEGAL FORM AND CORRECTNESS:

Andrew Dickman, City Attorney
ORDINANCE 2017-22 EXHIBIT "A"

PASS A GRILLE CHANNEL

PASS A GRILLE WAY IRRG. R/W

LOT 1

BLOCK 6

8TH AVENUE (56’ R/W)

LOT 2

BLOCK 6

18’ ALLEY

R/W

LOT 3

BLOCK 6

172.5’ (O)

173.60’ (M)

LOT 17

BLOCK 6

10’ ALLEY

R/W

LOT 16

BLOCK 6

LOT 15

BLOCK 6

TWO STORY

FRAME

RESIDENCE

#702

A BOUNDARY SURVEY OF LOTS 1, 2 AND 17, BLOCK 6, MOREY BEACH, AS RECORDED IN PLAT BOOK 1, PAGE 102, OF THE PUBLIC RECORDS OF HILLSBOROUGH COUNTY, FLORIDA, OF WHICH PINELLS COUNTY WAS FORMERLY A PART, TOGETHER WITH THE VACATED ALLEY LYING BETWEEN SAID LOTS 1 AND 2.

JOB NUMBER: WHITWOOD

DAVID C. HARNER

FLOOD MAP DATE: 9/03/03

PROFESSIONAL LAND SURVEYOR

COMMUNITY NUMBER: 123149

5235 GULF BOULEVARD

SECTION 19 TOWNSHIP 32 SOUTH RANGE 16 EAST

OSCEOLA ISLAND, FL 33704

FLOODED RIDE: "M"

DRAWN BY: DLP

CHECKED BY: DCP

19TH TOWNSHIP 32 SOUTH RANGE 16 EAST

CERTIFIED TO: DAVID FENBERG

NOTES: UNDERGROUND FOUNDATIONS AND/OR IMPROVEMENTS, IF ANY, ARE NOT SHOWN. OTHER EASEMENTS AFFECTING THIS PROPERTY MAY EXIT IN THE PUBLIC RECORDS OF THIS COUNTY. ONLY THOSE EASEMENTS RECORDED IN THE PUBLIC RECORDS ARE SHOWN ON THE SURVEY.

I HEREBY CERTIFY TO THE HEREIN NAMED PARTY OR PARTIES, AND TO ALL OTHERS CONCERNED, THAT THIS BOUNDARY SURVEY REPRESENTED HEREIN MEETS THE MINIMUM TECHNICAL STANDARDS AS SET FORTH IN THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 55-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO FLORIDA STATUTE 472.027.

LEGEND:


"NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RASIED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER"