

**CITY OF LABELLE
ORDINANCE 2017-12
DEREK BECK
SMALL SCALE COMPREHENSIVE PLAN AMENDMENT**

AN ORDINANCE OF THE CITY OF LABELLE, FLORIDA, PROVIDING FOR A SMALL SCALE COMPREHENSIVE PLAN AMENDMENT TO THE FUTURE LAND USE MAP FOR PROPERTY LOCATED AT 80 OKLAHOMA AVENUE, BETWEEN COLLEGE AVENUE AND HALL STREET, CITY OF LABELLE, HENDRY COUNTY, FLORIDA, AMENDING THE CITY COMPREHENSIVE PLAN DESIGNATION FOR THE PROPERTY FROM RESIDENTIAL TO CITY COMPREHENSIVE PLAN DESIGNATION OUTLYING MIXED USE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City has considered the owner's application for small scale comprehensive plan amendment with regard to the real property described as: LaBelle College View Subdivision Lot 16 and LaBelle Court House Subdivision Lots 1 to 5, in Hendry County, Florida, "the property," and heard staff reports and considered public comment on the same; and,

WHEREAS, in the exercise of its authority pursuant to Sections 163.3187 and 1643.3184, Florida Statutes, the City has determined it necessary and desirable to amend the City Comprehensive Plan Future Land Use Map so that the property for comprehensive planning and zoning purposes is changed from comprehensive plan designation "Residential" to comprehensive plan designation "Outlying Mixed Use"; and,

WHEREAS, amending the City Comprehensive Plan Future Land Use Map designation from "Residential" to "Outlying Mixed Use" as applied to the property, will promote, protect and improve the general health, safety, comfort good order, appearance, convenience, morals and general welfare of the public and will help accomplish the goals and objectives of the City Comprehensive Plan.

NOW THEREFORE be it enacted by the City Commission of the City of LaBelle, Florida, that:

1. After being read by title at a public meeting on May 11, 2017, and after a duly advertised public hearing on June 8, 2017, Ordinance No. 2017-12 is hereby adopted, amending the City Comprehensive Plan Future Land Use Map so that the Comprehensive Plan designation for the property is hereby changed from "Residential" to City comprehensive plan designation "Outlying Mixed Use".
2. The City Commission has determined that the comprehensive plan designation of "Outlying Mixed Use" as shown in the proposed amended City Comprehensive Plan Future Land Use Map attached hereto as Exhibit "A," is the most appropriate comprehensive plan designation for the affected property and that that such comprehensive plan designation will promote, protect and improve the general health, safety, comfort, good order, appearance, convenience, morals and general welfare of the public and will help accomplish the goals and objectives of the City Comprehensive Plan.
3. The small scale comprehensive plan amendment shall apply to the real property as described herein.

4. If any Court of competent jurisdiction shall determine any portion or provision of this ordinance unconstitutional or invalid, that portion shall be severed and the remainder of the ordinance shall remain in full force and effect and given its ordinary meaning.
4. This Ordinance shall be codified within The City of LaBelle Code.
5. This Ordinance shall become effective upon the date of passage.
6. Any language within the City of LaBelle Code in conflict with the language or provisions contained herein is hereby declared null and void.

PASSED AND ADOPTED in open session this 8th day of June, 2017.

THE CITY OF LABELLE, FLORIDA

By: _____
David A. Lyons, Mayor

Attest:

Thomas A. Smith, Clerk-Commissioner

