

**CITY OF LABELLE
ORDINANCE 2018-03
PACIFIC TOMATO GROWERS, LTD
SMALL SCALE COMPREHENSIVE PLAN MAP 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 615 WEST COWBOY WAY, CITY OF LABELLE, FLORIDA, AMENDING THE CITY COMPREHENSIVE PLAN DESIGNATION FOR THE PROPERTY FROM COMMERCIAL AND RESIDENTIAL TO CITY COMPREHENSIVE PLAN OUTLYING MIXED USE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City has considered the owner's application for a small scale comprehensive plan map amendment with regard to the real property located at 615 West Cowboy Way and further described in Exhibit A, 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" and "Commercial" to comprehensive plan designation "Outlying Mixed Use"; and,

WHEREAS, amending the City Comprehensive Plan Future Land Use Map designation from "Residential" and "Commercial" 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 January 11, 2018 and after a duly advertised public hearing on February 8, 2018, Ordinance No. 2018-03 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" and "Commercial" 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 "B," is the most appropriate comprehensive plan designation for the affected property and 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 in Exhibit A;

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.
5. This Ordinance shall become effective upon the date of passage.

PASSED AND ADOPTED in open session this 11th day of February, 2018.

THE CITY OF LABELLE, FLORIDA

By: _____
David A. Lyons, Mayor

Attest:

Thomas A. Smith, Clerk-Commissioner