

ORDINANCE NO. #1085

AN ORDINANCE OF THE CITY OF MARIANNA, FLORIDA  
AMENDING THE LAND DEVELOPMENT CODE AND  
ZONING MAP OF THE CITY OF MARIANNA CODE;  
PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN  
EFFECTIVE DATE.

**WHEREAS**, the City of Marianna Planning & Zoning Board held a Public Hearing to consider the recommending changes to the City of Marianna Land Development Code on August 26, 2019, and recommended adoption of Ordinance #1085; and

**WHEREAS**, in exercise of its authority, the City Commission of the City of Marianna finds it necessary and desirable to adopt and does hereby adopt Ordinance #1085 amending the City of Marianna Zoning Map on a parcel approximately 9 acres in size on Carter's Mill Road (#33-5N-10-0000-0570-0000) from Residential-1 to Residential-3 described as follows:

**See Exhibit A.**

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF MARIANNA,  
FLORIDA THAT:

**SECTION 1. Authority.** The authority for enactment of this ordinance is Article 1, Section 1.06 and 1.07 of the Charter of the City of Marianna. Amendment consists of the attached hereto as Exhibit A, Exhibit B and Exhibit C, and made a part hereof and which will be incorporated in the current Land Development Code of the City of Marianna.

**SECTION 2. Amendment.** The City of Marianna Zoning Map is amended to change the zoning on parcel #33-5N-10-0000-0570-0000 from Residential-1 to Residential-3 as reflected in Exhibit C.

**SECTION 3. Severability.** Each separate provision of this ordinance is deemed independent of all other provisions herein so that if any portion or provision of this ordinance is declared invalid, all other provisions there of shall remain valid and enforceable.

**SECTION 4. Effective Date.** This Ordinance shall become effective upon its adoption by the City Commission as provided by law.

PRESENTED AND READ BY TITLE TO THE CITY COMMISSION OF THE CITY OF MARIANNA, FLORIDA ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 2019.

PASSED AND ADOPTED BY THE CITY COMMISSION OF MARIANNA, FLORIDA ON THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2019.

ATTEST:

Marianna City Commissioners

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Kimberly J. Applewhite, City Clerk

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Rico Williams, Mayor/Commissioner

## EXHIBIT A

That part of the land lying North of the line fence running East and West through the following tract or parcel of land to-wit: a tract or parcel of land known as NW1/4 of SW1/4 of Section 33, Twp 5 North, Range 10 West, as lies East of the road leading from the residence of George A. Baltzell North and known as the Carter Mill Road. Also, that portion of said NW1/4 of SW1/4 of said Section 2, Twp, and Range as lies North of said road and East of the old road leading to Offie Widgeons. Being the two tracts deeded by George A. Baltzell and wife Rachel Baltzell to Susan Robinson and Sally Robinson by deed recorded September 19<sup>th</sup>, 1887 on Book N Page 275, Record of Deeds of Jackson County, Florida.

More Particularly Described As:

Description of Survey:

Begin at the Northeast corner of NW1/4 of SW1/4 of Section 33, T5N, R10W, of Jackson County, Florida; thence S00°51'48"W, along the East line of NW1/4 of SW1/4, 632.79 feet; thence departing said East line on a bearing of N88°10'42"W, 622.52 feet to a point on the Easterly Right of Way of Carters Mill Road; thence N02°13'56"W, along said Right of Way, 117.28 feet; thence N07°12'12"E, along said Right of Way, 260.32 to a point of curvature being concave Easterly, said curve having a central angle of 50°13'31", a radius of 169.42 feet and an arc of 148.51 feet to a point of compound curve; thence continue along said Right of Way through a curve concave Southerly having a central angle of 57°13'50", a radius of 230.32 feet, and an arc of 230.06 feet to a point of reverse curve; thence continue along said Right of Way through a curve concave Northerly having a central angle of 17°33'28", a radius of 644.04 feet and an arc of 197.36 feet to a point on the North line of NW1/4 of SW1/4 of said section; thence departing said Right of Way on a bearing of S87°54'45"E, 224.48 feet to the Point of Beginning, containing 8.82 acres more or less.

Exhibit B

August 16, 2019

From: Jana Lee Cook, TTE  
Jana Lee Cook Trust  
504 Cherry Street  
Panama City, Florida 32401

To: Whom It May Concern

Ref: Parcel #33-5N-10-0000-0570-000  
Carters Mill Road  
Marianna, Florida 32446

Dear Sirs;

I, Jana Lee Cook, Trustee of Jana Lee Cook Trust, authorize Arbour Valley Development, LLC, to seek rezoning of the above listed Parcel of Land on Carters Mill Road.

  
Jana Lee Cook, Trustee