

ORDINANCE NO. 1128

AN ORDINANCE AMENDING ORDINANCE NO. 812, WHICH ADOPTED THE CITY OF MARIANNA COMPREHENSIVE PLAN, AND ORDINANCE NO. 1125, WHICH AMENDED THE CITY OF MARIANNA COMPREHENSIVE PLAN AND FUTURE LAND USE MAP SERIES TO PROVIDE FOR THE ADOPTION OF A CERTAIN SMALL- SCALE FUTURE LAND USE MAP AMENDMENT (SSA-2022-02) TO THE CITY OF MARIANNA COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY AND FORREPEALER; PROVIDING FOR AN EFFECTIVE DATE.

WHEREFORE, the City Commission of Marianna, Florida has previously enacted Ordinance No. 812, which adopted the City of Marianna Comprehensive Plan, and Ordinance No. 1125, which amended the City of Marianna Comprehensive Plan and Future Land Use Map Series;

WHEREAS, Chapter 166, Florida Statutes empowers the City Commission of the City of Marianna to prepare and enforce comprehensive plans for the development of the City;

WHEREAS, Sections 163.3161 through 163.3215, Florida Statutes, the Local Government Comprehensive Planning and Land Development Regulation Act, empowers and requires the City Commission of the City of Marianna to (a) plan for the City's future development and growth; (b) adopt and amend comprehensive plans, or elements or portions thereof, to guide the future growth and development of the City' (c) implement adopted or amended comprehensive plans by the adoption of appropriate land development regulations; and (d) establish, support and maintain administrative instruments and procedures to carry out the provisions and purposes of the Act;

WHEREAS, all amendments to the Comprehensive Plan must be adopted in accordance with detailed procedures which must be strictly followed;

WHEREAS, the City of Marianna has held all duly required public hearings prior to submission of the amendments to the Comprehensive Plan to the State Department of Economic Opportunity in accordance with Chapter 163, Florida Statutes;

WHEREAS, the City Commission of the City of Marianna desires to adopt the revised amendments with its current Comprehensive Plan to guide and control the future development of the City, and preserve and protect the public's health, safety and welfare; and

WHEREAS, the City Commission of Marianna, Florida desires to amend Ordinance No. 812 and No. 1125 to adopt a future land use amendment (SSA 2022-02) to the City of Marianna Comprehensive Plan Future Land Use Map as shown on the attached Exhibit B.

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

1. **Authority and Purpose.** Ordinance No. 812 and No. 1125 (including all revisions through the effective date of this ordinance) is amended for the adoption of a certain future land use amendment (SSA-2022-02) to the City of Marianna Comprehensive Plan Future Land Use Map, to provide for a change of the land use designation on real property described in Exhibit A from Jackson County Residential (*Jackson County, Comprehensive Plan, Future Land Use Element, Policy 2.3(1)*) to City of Marianna Public/Institutional (*City of Marianna Comprehensive Plan, Future Land Use Element, Policy 1.1.4 (d)*).
2. **SEVERABILITY:** If any section, subsection, paragraph, sentence, clause or phrase of this ordinance is held for any reason, to be unconstitutional, void, or invalid, the validity of the remaining portion of the ordinance shall not be affected thereby.
3. **REPEALER:** All other ordinances or portions of ordinances in force at the time this ordinance becomes effective which are in conflict with any provisions hereof shall be deemed to have been repealed to the extent of any such conflict, otherwise to remain in full force and effect.
4. **EFFECTIVE DATE:** This ordinance shall take effect as provided by law.

PRESENTED AND READ TO THE CITY COMMISSION OF THE CITY OF MARIANNA, FLORIDA ON THE 3rd DAY OF MAY 2022.

THE FORGOING ORDINANCE WAS PASSED AND ADOPTED BY A VOTE OF _____ TO _____ BY THE CITY COMMISSION OF MARIANNA, FLORIDA ON THIS 7th DAY OF JUNE, 2022.

ATTEST:

CITY OF MARIANNA

Kimberly J. Applewhite, City Clerk

Allen Ward, 2nd, Mayor/Commissioner

Exhibit A

A 29.12 ACRE PARCEL MORE OR LESS, LYING EAST OF THE OLD GREENWOOD ROAD, IN THE NORTH ONE-HALF OF THE NORTHEAST ONE-QUARTER OF SECTION 25, TOWNSHIP 5 NORTH, RANGE 10 WEST OF JACKSON COUNTY FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT A 5/8 INCH IRON ROD AND CAP STAMPED L.B. 5106 MARKING THE NORTHEAST CORNER OF SECTION 25, TOWNSHIP 5 NORTH, RANGE 10 WEST OF JACKSON COUNTY FLORIDA, THENCE RUN S 00° 48'09" W ALONG THE EAST LINE OF SAID SECTION 25 FOR 250.23 FEET TO A 5/8 INCH IRON ROD AND CAP STAMPED L.B. 5106; THENCE CONTINUE ALONG THE EAST LINE OF SECTION 25, S 00° 47'44" W FOR 410.69 FEET TO A 1/2 INCH IRON ROD AND CAP STAMPED L.B. 7479 MARKING THE SOUTHEAST CORNER OF JACKSON COUNTY PARCEL IDENTIFICATION NUMBER 25-5N-10-0000-0040-0010 AND THE POINT OF BEGINNING; THENCE CONTINUE ALONG THE EAST LINE OF SECTION 25, S 00° 47'44" W FOR 681.42 FEET TO A 1/2 INCH IRON ROD AND CAP STAMPED L.B. 7479 MARKING THE SOUTHEAST CORNER OF THE NORTH 1/2 OF THE NORTHEAST ONE-QUARTER OF SAID SECTION 25; THENCE DEPARTING SAID EAST LINE OF AFORESAID SECTION 25, RUN N 89° 13'43" W ALONG THE SOUTH LINE OF THE NORTH ONE-HALF OF THE NORTHEAST ONE-QUARTER OF SAID SECTION 25 FOR 1505.53 FEET; THENCE RUN N 00° 47'44" E FOR 355.22 FEET TO A 3/4 INCH IRON PIPE MARKING THE NORTHEAST CORNER OF JACKSON COUNTY PARCEL IDENTIFICATION NUMBER 25-5N-10-0000-0050-0000; THENCE N 28° 48'57" W ALONG THE NORTHERLY LINE OF JACKSON COUNTY PARCEL IDENTIFICATION NUMBER 25-5N-10-0000-0050-0000 FOR 105.01 FEET TO A 3/4 INCH IRON PIPE MARKING THE EASTERLY EDGE OF MAINTENANCE OF THE OLD GREENWOOD ROAD; THENCE RUN THE FOLLOWING COURSES ALONG SAID EAST EDGE OF MAINTENANCE, N 54° 17'13" E FOR 127.63 FEET; THENCE N 58° 24'05" E FOR 163.19 FEET; THENCE N 58° 46'44" E FOR 235.86 FEET; THENCE N 59° 42'07" E FOR 207.87 FEET; THENCE N 59° 12'37" E FOR 125.37 FEET; THENCE N 59° 25'58" E FOR 204.07 FEET; THENCE N 62° 45'38" E FOR 147.41 FEET TO THE SOUTHWEST CORNER OF JACKSON COUNTY PARCEL

IDENTIFICATION NUMBER 25-5N- I 0-0000-0020-0000; THENCE RUN S 89° 51 '56" E ALONG THE SOUTH LINE OF JACKSON COUNTY PARCEL IDENTIFICATION NUMBER 25-5N-10-0000-0020-0000 FOR 310.85 FEET TO A 5/8 INCH IRON ROD AND CAP STAMPED L.B. 5106, MARKING THE NORTHWEST CORNER OF JACKSON COUNTY PARCEL IDENTIFICATION NUMBER 25-5N-10-0000-0040-0010; THENCE RUNS 00° 47'29" W ALONG THE WEST LINE OF JACKSON COUNTY PARCEL IDENTIFICATION NUMBER 25-SN- I 0-0000-0040-00 IO FOR 410.69 FEET TO A ½ INCH IRON ROD AND CAP STAMPED L.B. 7479, MARKING THE SOUTHWEST CORNER OF JACKSON COUNTY PARCEL IDENTIFICATION NUMBER 25-5N-10-0000-0040-0010; THENCE RUN N89° 57'13" E ALONG THE SOUTH LINE OF JACKSON COUNTY PARCEL IDENTIFICATION NUMBER 25-SN- I 0-0000-0040-00 IO FOR 212.13 FEET TO THE POINT OF BEGINNI G. SAID PARCEL CONTAINING 29.12 ACRES MORE OR LESS.

Exhibit B

