

ORDINANCE NO. 2019-25

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN TO CHANGE THE FUTURE LAND USE FOR A 1.15 ACRE PARCEL OF LAND GENERALLY LOCATED ON THE WEST SIDE OF COASTAL LANE, EAST OF I-95, AND NORTH OF U.S. 192, LYING IN SECTION 3, TOWNSHIP 28 SOUTH, RANGE 36 EAST, AND AS MORE FULLY DESCRIBED HEREIN FROM UD-RES (URBAN DENSITY RESIDENTIAL) TO INST (INSTITUTIONAL); PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED by the City Council of the City of West Melbourne, Brevard County, Florida, that:

Section 1.

Sixth Comprehensive Plan Amendment in 2019 (Case #SSA-2019-04) is hereby adopted.

Section 2.

The Future Land Use Map of the Comprehensive Plan of the City is hereby amended to change the future land use designation from Urban Density Residential (UD-RES) to City of West Melbourne Institutional (INST) for the following described property:

A portion of the Northeast Quarter of Section 03, Township 28 South, Range 36 East, Brevard County, Florida, being more particularly described as follows:

Commence at the Southeast corner of the Northeast Quarter of Section 03, Township 28 South, Range 36 East, Brevard County, Florida; thence North 00°09'14" West, a distance of 1974.21 feet along the East line of said Section 03 to a point on an Easterly projection of the South line of Parcel 112 as described in Official Records Book 5724, Page 6608, Public Records of Brevard County, Florida; thence South 89°25'39" West, a distance of 20.00 feet along said Easterly projection to the POINT OF BEGINNING; thence continue South 89°25'39" West, a distance of 145.17 feet along said Easterly projection to a point on the East line of said Parcel 112; thence along the East line of said Parcel 112 the following two (2) courses and distances: North 00°02'44" West, a distance of 240.00 feet; thence North 50°50'08" West, a distance of 125.36 feet to a point on a line that is 20.00 feet South of and parallel with the North line of said Section 03; thence North 89°24'48" East, a distance of 241.71 feet along said parallel line to a point on the West right of way line of Coastal Lane per Plat Book 2, Page 80, Public Records of Brevard County, Florida; thence South 00°09'14" East, a distance of 320.20 feet along said West right of way line to the POINT OF BEGINNING.

Containing 1.15 acres, more or less.

Section 3.

The Planning Director is hereby authorized and directed to cause the provisions of Section 2 of this Ordinance to be incorporated into and made part of the City's Comprehensive Plan.

Section 4.

The effective date of this plan amendment, if the amendment is not timely challenged, shall be 31 days after the state land planning agency notifies the local government that the plan amendment package is complete. If timely challenged, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this adopted amendment to be in compliance. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has become effective. If a final order of noncompliance is issued by the Administration Commission, this amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the state land planning agency.

PASSED AND ADOPTED by the City Council of the City of West Melbourne, Brevard County, Florida, this 5th day of November 2019.

1ST READING: October 15, 2019

2ND READING: November 5, 2019

Effective date: December 6, 2019