

ORDINANCE NO. 2019-12

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, AMENDING THE COMPREHENSIVE PLAN TO PROVIDE FOR LD-RES (LOW-DENSITY RESIDENTIAL) LAND USE FOR A NEWLY ANNEXED PARCEL OF LAND LOCATED AT 2840 FELLWOOD LANE, AND AS MORE FULLY DESCRIBED HEREIN; ESTABLISHING AN APPROPRIATE LAND USE FOR THE PROPERTY; EXTENDING THE GOALS, OBJECTIVES, AND POLICIES AND OTHER LAND USE PLANNING REQUIREMENTS TO THE PROPERTY; PROVIDING AN EFFECTIVE DATE.

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

Section 1.

Comprehensive Plan Amendment Number 1 in 2019 (SSA-2019-01) is hereby adopted.

Section 2.

The Future Land Use Map of the Comprehensive Plan of the City is hereby amended to provide Low Density Residential future land use designation (LD-RES) for the following described property:

2840 Fellwood Lane – (5.04 acres)

*Parcel Identification Number 28-36-12-75-*8*

Lots 8 and 9, Fellwood Estates, according to the plat thereof as recorded in Plat Book 37, Page 18, of the Public Records of Brevard County, Florida.

Section 3.

The Comprehensive Plan of the City is hereby amended to establish a proper and appropriate future land use for the newly annexed property described in Section 2 of this ordinance.

Section 4.

The City's goals, objectives, and other land use planning requirements set forth in the Comprehensive Plan are hereby extended to and imposed upon the newly annexed property described in Section 2 of this Ordinance.

Section 5.

The Planning Director is hereby authorized and directed to cause the provisions of Sections 2 through 4 of this Ordinance to be incorporated into and made part of the City's Comprehensive Plan.

Section 6.

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 4th day of June 2019.

1ST READING: May 21, 2019
2ND READING: June 4, 2019

Effective date: July 5, 2019