



City of North Port

ORDINANCE NO. 2019-14

AN ORDINANCE OF THE CITY OF NORTH PORT, FLORIDA, RELATING TO CPAL 19-028, AMENDING THE COMPREHENSIVE PLAN, FUTURE LAND USE MAP 2-7 AND EXISTING LAND USE MAP 2-8 TO CHANGE THE DESIGNATION OF A ± 12.00 ACRE AREA LOCATED SOUTH OF U.S. 41 AND EAST OF THE STATE COLLEGE OF FLORIDA CAMPUS IN THE WEST VILLAGES FROM “PUBLIC” TO “VILLAGE”; PROVIDING FOR FINDINGS; PROVIDING FOR ADOPTION; PROVIDING FOR TRANSMITTAL OF DOCUMENTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of North Port is committed to planning and managing the future growth and development of the City; and

WHEREAS, Pursuant to Article VIII, Section 2(b) of the Constitution of the State of Florida, the North Port City Charter, and the Community Planning Act, Florida Statutes Sections 163.3161, *et. seq.*, , the City of North Port is authorized and required to adopt a Comprehensive Plan; and

WHEREAS, the City Commission of the City of North Port adopted the North Port Comprehensive Plan, Ordinance No. 89-3, as amended; and

WHEREAS, on June 14, 2010, the City Commission enacted the updated Unified Land Development Code which regulates all land uses within the City of North Port, by Ordinance No. 10-14; and

WHEREAS, on July 27, 2015, the City Commission adopted Ordinance No. 2015-12, a Large-Scale Amendment to the North Port Comprehensive Plan pertaining to the Future Land Use Map 2-7; and

WHEREAS, on June 27, 2017, the City Commission adopted the Evaluation and Appraisal Report-based Amendments to the North Port Comprehensive Plan, by Ordinance No. 16-34; and

WHEREAS, on May 2, 2019, the Planning and Zoning Advisory Board, acting as the Local Planning Agency for the City of North Port, held a duly advertised public hearing and recommended approval of the proposed Comprehensive Plan Amendment No. CPAL-19-028, to the City Commission; and

WHEREAS, on May 28, 2019, the City Commission held a duly advertised public hearing to receive public comment on the proposed amendment to the Comprehensive Plan; and

WHEREAS, following the public hearing, the City Commission approved the transmittal of the proposed Comprehensive Plan Amendment No. CPAL-19-028 to state, regional, and local agencies for review and comment; and

WHEREAS, the proposed Comprehensive Plan Amendment No. CPAL-19-028 as approved for transmittal by the City Commission, together with supporting documentation, was transmitted to the State Land Planning Agency-Florida Department of Economic Opportunity and the various agencies and governments as appropriate for review and comment in accordance with the provisions of the Act; and

WHEREAS, the State Land Planning Agency-Florida Department of Economic Opportunity reviewed the proposed Comprehensive Plan Amendment No. CPAL-19-028 for consistency with Chapter 163, Florida Statutes; and

WHEREAS, the City Commission held a duly advertised adoption public hearing to receive public comment on the proposed Comprehensive Plan Amendment No. CPAL-19-028; and

WHEREAS, the City Commission has determined that the proposed amendment serves the public health, safety, and welfare of the citizens of the City of North Port, Florida.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA, AS FOLLOWS:

SECTION 1 – FINDINGS:

1.01 The recitals outlined above are incorporated by reference as findings of fact as if expressly set forth herein.

SECTION 2 – ADOPTION:

2.01 Pursuant to and in compliance with the Community Planning Act, Florida Statutes Sections 163.3161, *et. seq.*, the City Commission hereby approves and adopts Comprehensive Plan Amendment No. CPAL-19-028 to the North Port Comprehensive Plan, as set forth herein.

2.02 The City Commission hereby approves and adopts the Proposed Future Land Use Map Amendment, amending the North Port Comprehensive Plan Future Land Use Map 2-7 to designate ± 12.00 acres from “Public” to “Village,” as shown on Exhibit A, attached hereto and incorporated as if set forth herein.

2.03 The City Commission hereby approves and adopts the Existing Land Use Map Amendment, amending the North Port Comprehensive Plan Existing Land Use Map 2-8 to designate ± 12.00 acres from “Public” to “Village,” as shown on Exhibit B, attached hereto and incorporated as if set forth herein.

SECTION 3 – TRANSMITTAL OF DOCUMENTS:

3.01 The City Commission approves and directs that all required documents be transmitted to the Florida Department of Economic Opportunity, pursuant to Florida Statutes Section 163.3184. The

City Manager is authorized and directed to take all necessary action to transmit these documents to the Florida Department of Economic Opportunity.

SECTION 4 – CONFLICTS:

4.01 In the event of any conflicts between the provisions of this ordinance and any other ordinance or portions thereof, the provisions of this ordinance shall prevail to the extent of such conflict.

SECTION 5 – SEVERABILITY:

5.01 If any section, subsection, sentence, clause, phase, or provision of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such provision shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

SECTION 6 – EFFECTIVE DATE:

6.01 The effective date of this Comprehensive Plan Amendment, if the amendment is not timely challenged, shall be thirty-one (31) days after the Florida Department of Economic Opportunity (“DEO”) notifies the City of North Port that the Comprehensive Plan Amendment package is complete, or if the Amendment is timely challenged, the Florida DEO or Administration Commission enters a final order determining the adopted Amendment is in compliance, as provided in Florida Statutes Section 163.3184. No development orders, development permits, or land uses dependent on this Amendment may be issued before it has become effective.

READ BY TITLE ONLY at first reading by the City Commission of the City of North Port, Florida in public session the ____ day of _____ 2019.

PASSED AND DULY ADOPTED by the City Commission of the City of North Port, Florida on the second and final reading in public session on the ____ day of _____ 2019.

CITY OF NORTH PORT, FLORIDA

CHRISTOPHER HANKS
MAYOR

ATTEST:

KATHRYN WONG
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS:

AMBER L. SLAYTON
CITY ATTORNEY

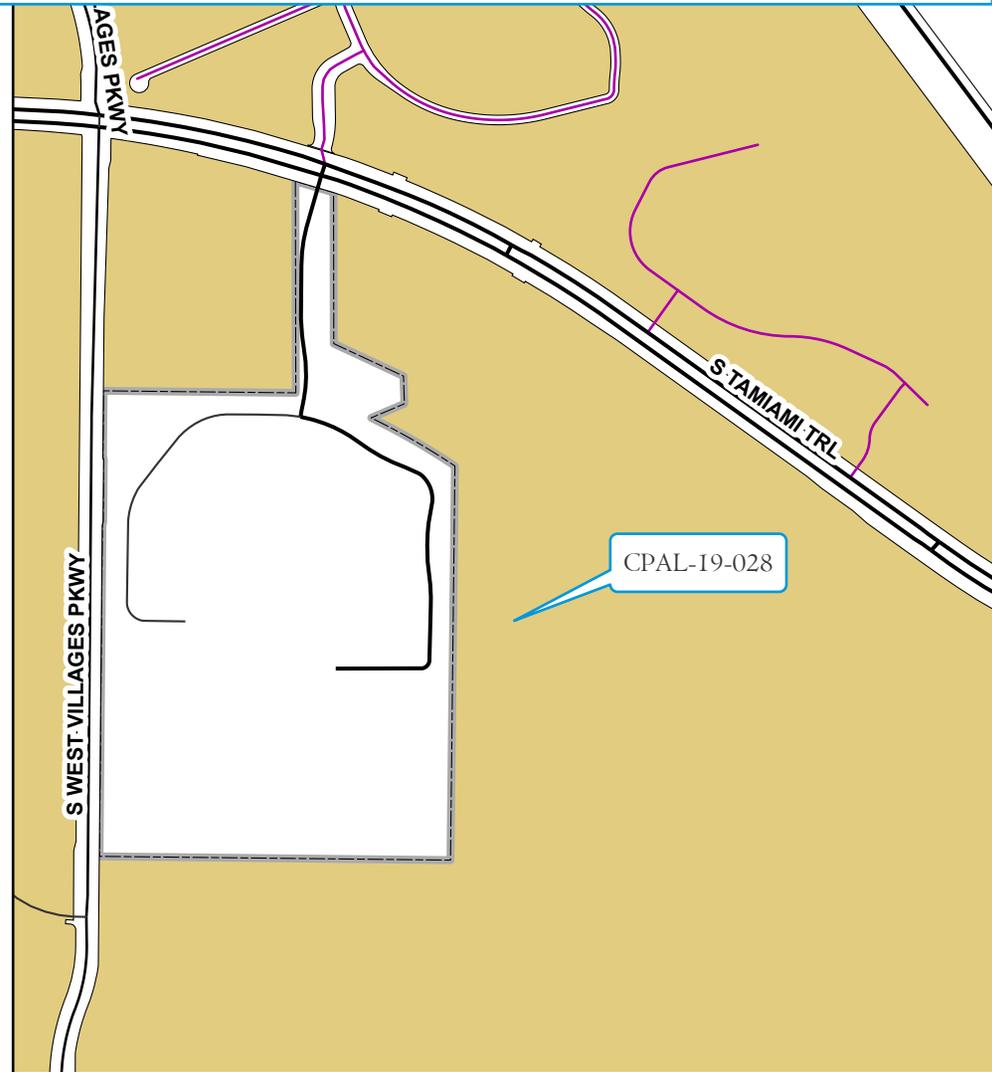
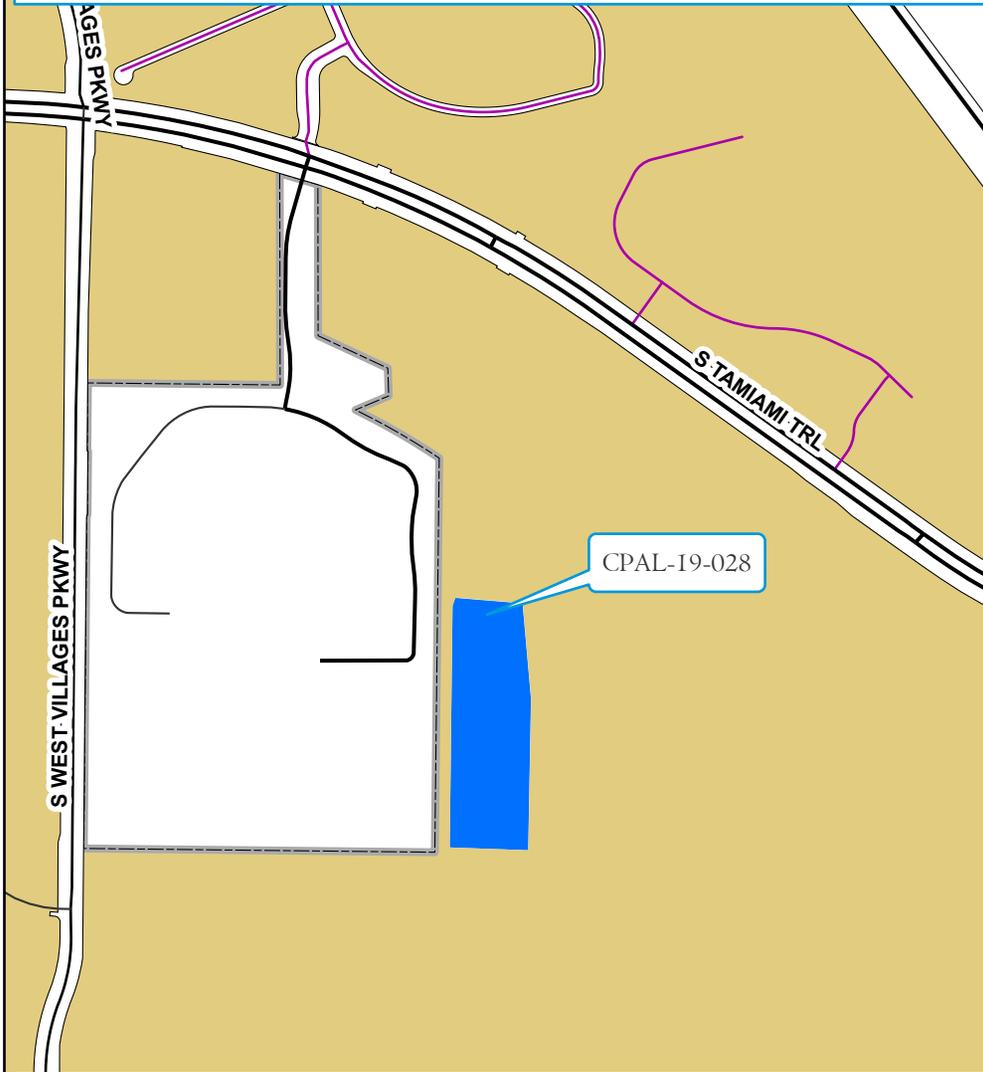
EXHIBIT A TO ORDINANCE 2019-14: PROPOSED REVISION TO MAP 2-7 FUTURE LAND USE MAP

EXISTING FUTURE LAND USE
'Public'

CPAL-19-028 Village E Former School Property

PROPOSED FUTURE LAND USE
'Village'

CPAL-19-028 Village E Former School Property



- Legend
- North Port City Boundary
 - ACTIVITYCENTER (TDR RECEIVING ZONE-EXCEPT AC 3)
 - COMMERCIAL
 - CONSERVATION (TDR Sending Zone)
 - AGRICULTURAL, ESTATES
 - HIGH DENSITY RESIDENTIAL
 - INDUSTRIAL
 - LOW DENSITY RESIDENTIAL
 - MEDIUM DENSITY RESIDENTIAL
 - NONE
 - PROFESSIONAL OFFICE/INSTITUTIONAL
 - PUBLIC
 - RECREATION OPEN SPACE (TDR Sending Zone)
 - UTILITY INDUSTRIAL CORRIDOR
 - VILLAGE



NOTE: THIS MAP CANNOT BE CORRECTLY INTERPRETED INDEPENDENTLY OF NORTH PORT COMPREHENSIVE PLAN AS ADOPTED BY ORDINANCE NO. 97-27, AS SAME AMY BE AMENDED FROM TIME TO TIME.



Prepared by NDS/Planning Division
April 19, 2019

Disclaimer: This map is for reference purposes only and is not to be construed as a legal document. Any reliance on the information contained herein is at the user's risk. The City of North Port and its agents assume no responsibility for any use of the information contained herein or any loss resulting therefrom.

Property Data Source: Sarasota County Property Appraiser
P:\Development Review Committee\CPAL-(Comprehensive Plan Amendment, Large)\CPAL-19-028

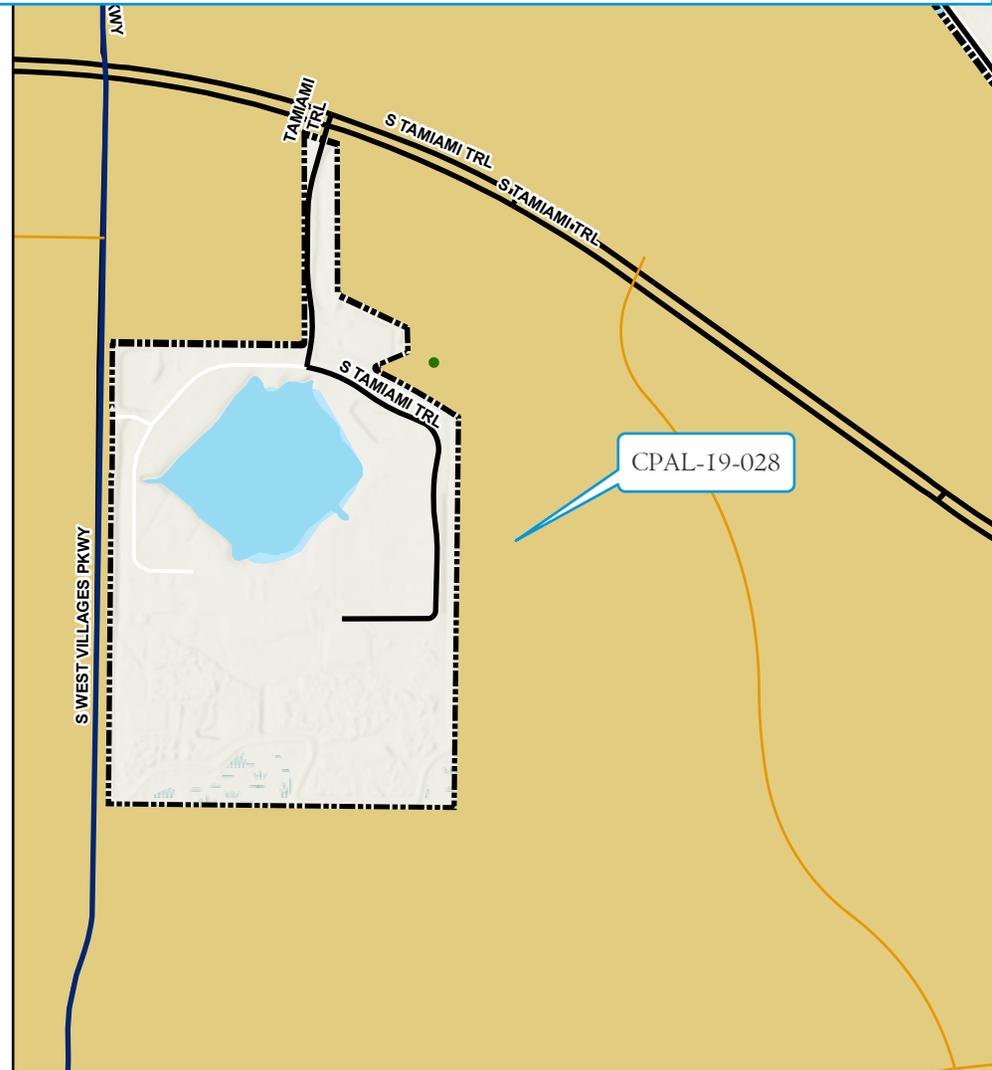
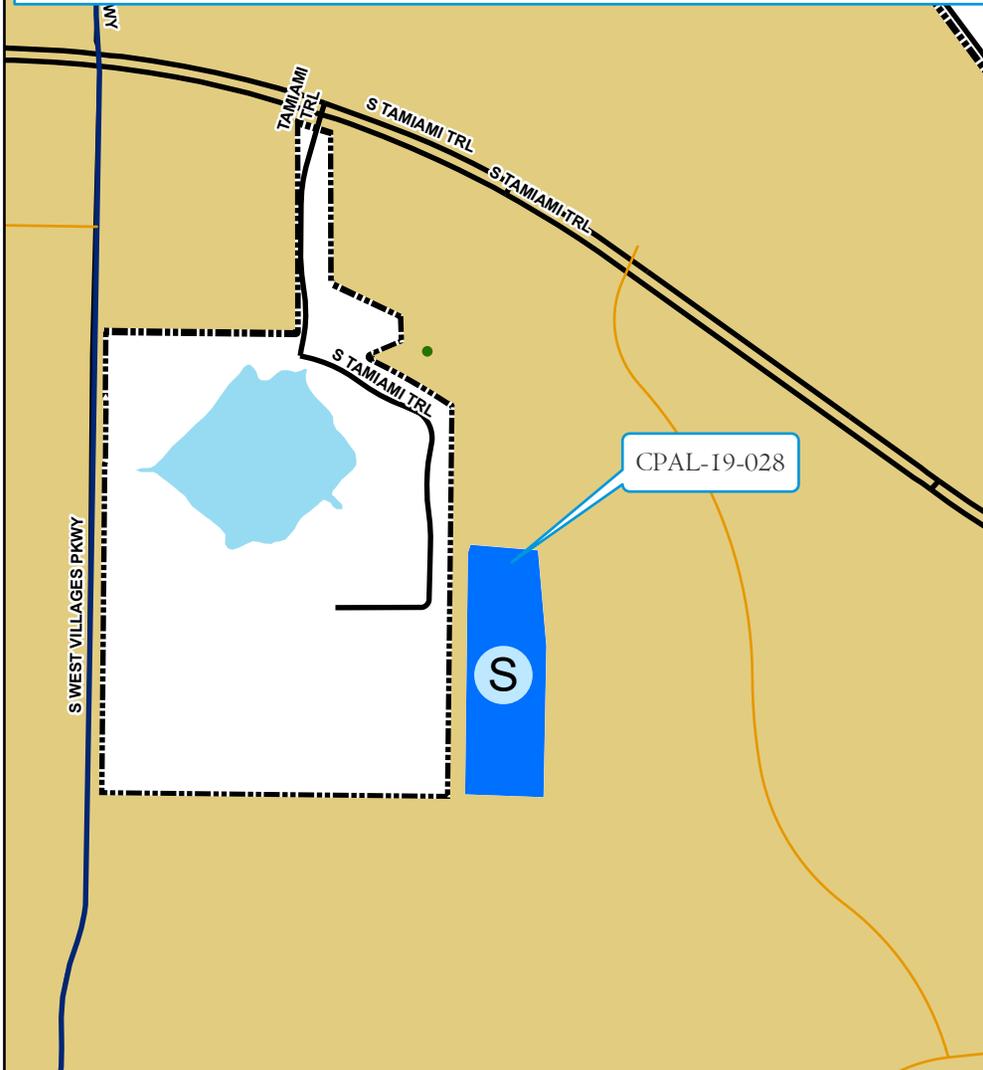
EXHIBIT B TO ORDINANCE 2019-14: PROPOSED REVISION TO MAP 2-8 EXISTING LAND USE MAP

EXISTING LAND USE
'Public'

CPAL-19-028 Village E Former School Property

PROPOSED EXISTING LAND USE
'Village'

CPAL-19-028 Village E Former School Property



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|---|---|--|--|
| <p>Legend</p> <ul style="list-style-type: none"> ACTIVITYCENTER (TDR RECEIVING ZONE-EXCEPT AC 3) COMMERCIAL CONSERVATION (TDR Sending Zone) AGRICULTURAL, ESTATES HIGH DENSITY RESIDENTIAL INDUSTRIAL LOW DENSITY RESIDENTIAL MEDIUM DENSITY RESIDENTIAL NONE | <ul style="list-style-type: none"> PROFESSIONAL OFFICE/INSTITUTIONAL PUBLIC RECREATION OPEN SPACE (TDR Sending Zone) UTILITY INDUSTRIAL CORRIDOR VILLAGE Future Annexation Overlay Water Features and Canals | <p>North Port Roads</p> <ul style="list-style-type: none"> Primary Arterial Arterial Collector <p>Future Roads</p> <ul style="list-style-type: none"> ARTERIAL COLLECTOR Existing Land Use (Built) | <ul style="list-style-type: none"> North Port City Limits Bobcat Village Non-Residential Area Historic Site Commercial Recreation Deep Injection Well Government Use Inactive Privately-Owned Landfill School Town Center |
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Prepared by NDS - Planning Division
April 19, 2019

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