

**ORDINANCE NO.: 2015-04**

**AN ORDINANCE AMENDING THE CALHOUN COUNTY COMPREHENSIVE PLAN, BY AND THROUGH PROCEDURES REQUIRED FOR LARGE-SCALE MAP AMENDMENTS PURSUANT TO AUTHORITY UNDER STATE STATUTES SECTION 163.3187, SPECIFICALLY APPROVING A NEW ECONOMIC DEVELOPMENT ELEMENT, APPROVING NEW MAP SERIES AND OTHER REVISIONS TO STREAMLINE THE COMPREHENSIVE PLAN AND PROVIDING FOR REPEAL OF ANY CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**BE IT ORDAINED** by the Board of County Commissioners of Calhoun County, Florida:

**WHEREAS**, Chapter 125, Florida Statutes empowers the Board of County Commissioners of Calhoun County to prepare and enforce comprehensive plans for the development of the County; and

**WHEREAS**, Sections 163.3161 through 163.3215, Florida Statutes, the Local Government Comprehensive Planning and Land Development regulation Act, empowers and requires the Board of County Commissioners to (a) plan for the County'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 county; and

**WHEREAS**, pursuant to Section 163.3174(1), Florida Statutes, the Board of County Commissioners of Calhoun County have designated themselves as the Local Planning Agency for the unincorporated area of Calhoun County; and

**WHEREAS**, supporting data and analysis documentation was prepared as background and justification for the revised Comprehensive Plan; and

**WHEREAS**, the Calhoun County Local Planning Agency has considered the proposed amendment to the Calhoun County Comprehensive Plan, and held a public hearing on the proposed amendment on May 26, 2015 at 5:00 p.m. and recommended approval of the amendments to the Board of County Commissioners; and

**WHEREAS**, pursuant to Section 163.3184, Florida Statutes, on May 26, 2015 at 5:00 p.m., the Board of County Commissioners of Calhoun County, Florida, acting as the Local Planning Agency, held a public hearing with due public notice having been provided, on the adoption of Comprehensive Plan amendments; and

**WHEREAS**, pursuant to Section 163.3184, Florida Statutes, the Board of County Commissioners of Calhoun County, Florida, held a public hearing on May 26, 2015, at 6:00 p.m. on the adoption of an Ordinance for the amendments to the Comprehensive Plan, with due public notice having been provided, to obtain public comment, and having considered all written and oral comments received, including the data collection and analysis packages and

recommendations of the Local Planning Agency, and having adopted and approved the proposed amendments for transmittal to the appropriate State agencies; and

**WHEREAS**, the reviewing agencies identified in Section 163.3184(1)(c), Florida Statutes, reviewed the proposed Comprehensive Plan and had no comments; and

**WHEREAS**, pursuant to Section 163.3184(3)(b)(c), Florida Statutes, the Board of County Commissioners of Calhoun County, Florida, held a public hearing on September 22, 2015, at 6:00 p.m. on the adoption of an Ordinance for the amendments to the Comprehensive Plan, with due public notice having been provided; and

**WHEREAS**, in exercise of its authority the Board of County Commissioners of Calhoun County, Florida, has determined it necessary and desirable to adopt the revised Comprehensive Plan to encourage the most appropriate use of land, water and resources, consistent with the public interest; and deal effectively with future issues that may result from the use and development of land within Calhoun County.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of County Commissioners of Calhoun County, Florida, as follows:

Section 1. Purpose and Intent.

This Ordinance is enacted to carry out the purpose and intent of, and exercise the authority set out in, the Local Government Comprehensive Planning and Land Development Regulation Act, Sections 163.3161 through 163.3215, Florida Statutes, and Chapter 125, Florida Statutes, as amended;

Section 2. Calhoun County 2012-2025 Comprehensive Plan amendments.

The Calhoun County 2012-2025 Comprehensive Plan is hereby amended to include the New Economic Development Element, the New Map Series and other revisions to streamline the Comprehensive Plan attached and incorporated herein.

Section 3. Copy on File.

A certified copy of the enacting Ordinance, as well as certified copies of Calhoun County Comprehensive Plan and the New Map Series shall be filed with the Clerk of the Circuit Court of Calhoun County, Florida, and copies shall be made available to the public for a reasonable publication charge.

Section 4. Transmittal to Department of Economic Opportunity.

Pursuant to Section 163.3184, Florida Statutes, the Calhoun County Commission hereby authorizes the transmittal of this Ordinance and the amended version of the Calhoun County 2012-2025 Comprehensive Plan to the Department of Economic Opportunity.

Section 5. Conflicts.

All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 6. Severability.

If any work, phrase, clause, section or portion of this Ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion or words shall be deemed a separate and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 7. Effective Date.

Pursuant to Section 163.3184, Florida Statutes, this Ordinance and the amended version of the Calhoun County 2012-2025 Comprehensive Plan shall become effective 31 days after the state land planning agency notifies the County that the plan amendment package is complete pursuant to Section 163.3184(3)(c)4, Florida Statutes. If the amendment is timely challenged pursuant to Section 163.3184(5), Florida Statutes, then this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this amendment to be in compliance with Chapter 163, Florida Statutes.

Section 7. Effective Date.

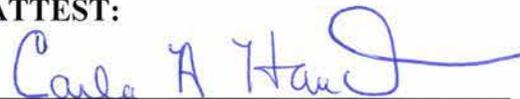
This Ordinance shall take effect upon its passage by a majority vote of the Board of County Commissioners in and for Calhoun County, Florida, after due notice and publication, in the regular Board of County Commissioners meeting on the 22nd day of September 2015.

The foregoing Ordinance was adopted by a vote of 5 to 0 by the Board of County Commissioners, Calhoun County, Florida.

**CALHOUN COUNTY BOARD OF  
COUNTY COMMISSIONERS**

BY:   
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**THOMAS FLOWERS, Chairman**

ATTEST:

  
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**CARLA HAND, Clerk of Court**