

AN ORDINANCE AMENDING THE PASCO COUNTY LAND DEVELOPMENT CODE SECTION 303, TABLE 303-2 TIMELINES FOR SITE DEVELOPMENT PROCESSING; SECTION 406.1.2 AUTHORIZATION FOR SIGNS; SECTION 406.1.6 TEMPORARY SIGNS; SECTION 530.14. APPLICABILITY OF THIS CODE TO THE SALE OF ALCOHOLIC BEVERAGES; SECTION 601.6 SITE DESIGN AND LAYOUT; SECTION 700.9 PLATTING; SECTION 802.3 TREE REMOVAL; SECTION 901.3 ACCESS MANAGEMENT; SECTION 901.12 TRANSPORTATION ANALYSIS; SECTION 902.1 STORMWATER QUALITY; SECTION 902.2.K LOT DRAINAGE; SECTION 907.1 ON-SITE PARKING; SECTION 1302.2.F.4 MOBILITY FEES, EXEMPTIONS AND CREDITS; APPENDIX A DEFINITIONS, AND OTHER SECTIONS, AS NECESSARY, FOR INTERNAL CONSISTENCY; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Pasco County, Florida, is authorized under Chapters 125, 162, 163, 177, and 380 Florida Statutes, to enact zoning and other land development regulations to protect the health, safety and welfare of the citizens of Pasco County; and

WHEREAS, Sections 163.3201, 163.3202, 163.3211 and 163.3213, Florida Statutes, empowers and requires the Board of County Commissioners of Pasco County, Florida, to implement adopted Comprehensive Plans by the adoption of appropriate land development regulations and specifies the scope, content and administrative review procedures for said regulations; and

WHEREAS, Section 163.3202, Florida Statutes, provides that certain specified and mandated regulations are to be combined and compiled into a single land development code for the jurisdiction; and

WHEREAS, the Board of Commissioners adopted the restated Pasco County Land Development Code on October 18, 2011, by Ord. No. 11-15; and

WHEREAS, at the time of the adoption of the restated Land Development Code, the Board of County Commissioners contemplated the need to make amendments addressing issues of implementation and internal consistency; and

WHEREAS, the Local Planning Agency conducted a public hearing on March 13, 2014, and found the proposed amendments consistent with the Pasco County Comprehensive Plan; and

WHEREAS, Board of County Commissioners conducted duly noticed public hearings on March 25, 2014, and April 9, 2014, where the Board of County Commissioners considered all oral and written comments, including staff reports and information received, during said public hearings; and

WHEREAS, the citizens of Pasco County were provided with ample opportunity for comment and participation in this amendment process through staff workshops, public meetings and public hearings; and

WHEREAS, in exercise of said authority the Board of County Commissioners of Pasco County, Florida, has determined that it is necessary and desirable to amend the restated Pasco County Land Development Code to implement policy direction and to correct internal inconsistencies.

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

SECTION 1. Authority.

This Ordinance is enacted pursuant to Chapter 125, Florida Statutes (2013), and under the home rule powers of the County.

SECTION 2. Legislative Findings of Fact.

The foregoing Whereas clauses, incorporated herein, are true and correct.

SECTION 3. Applicability and Effect on Existing Development Approvals.

The applicability and effect of this or existing development approvals and requests for substantial modifications shall be as provided for in Section 103.2 of the restated Land Development Code.

SECTION 4. Amendments

The Pasco County Land Development Code is hereby amended as shown and described in Attachment 1, attached hereto and made part hereof.

SECTION 5. Repealer.

All provisions of the Land Development Code adopted pursuant to Ord. No. 11-15, subsequently amended, in conflict herewith are hereby repealed.

SECTION 6. Severability.

It is declared to be the intent of the Board of County Commissioners of Pasco County, Florida, that if any section, subsection, sentence, clause, or provision of this Ordinance shall be declared invalid, the remainder of this Ordinance shall be construed as not having contained said section, subsection, sentence, clause, or provisions and shall not be affected by such holding.

SECTION 7. Effective Date.

A certified copy of this Ordinance shall be filed with the Florida Department of State by the Clerk to the Board within ten (10) days after adoption and shall take effect upon said filing.

ADOPTED with a quorum present and voting this 9th day of April, 2014.

(S E A L)

BOARD OF COUNTY COMMISSIONERS
OF PASCO COUNTY, FLORIDA

ATTEST:

By: _____
PAULA S O'NEIL, Ph.D., CLERK &
COMPTROLLER

By: _____
JACK MARIANO, CHAIRMAN