

2 AN ORDINANCE OF THE COUNTY COMMISSION OF THE
3 COUNTY OF LIBERTY FLORIDA, AMENDING THE LIBERTY
4 COUNTY/CITY OF BRISTOL COMPREHENSIVE PLAN
5 ORDINANCE WHICH CONTROLS FUTURE LAND USE,
6 GUIDES PUBLIC FACILITIES, AND PROTECTS NATURAL
7 RESOURCES PURSUANT TO THE LOCAL GOVERNMENT
8 COMPREHENSIVE PLANNING AND LAND DEVELOPMENT
9 REGULATION ACT (CHAPTER 163, PART II, FLORIDA
10 STATUTES), AND IN CONFORMANCE WITH A STIPULATED
11 SETTLEMENT AGREEMENT WITH THE STATE OF FLORIDA
12 DEPARTMENT OF COMMUNITY AFFAIRS, DOAH CASE NO.
13 92-0009GM, INCLUDING THE FUTURE LAND USE
14 ELEMENT; HOUSING ELEMENT; SANITARY SEWER, SOLID
15 WASTE, DRAINAGE, POTABLE WATER, AND NATURAL
16 GROUNDWATER AQUIFER RECHARGE ELEMENT;
17 CONSERVATION ELEMENT; AND CAPITAL IMPROVEMENTS
18 ELEMENT; PROVIDING FOR CONFLICT AND SEVERABILITY;
19 AND PROVIDING FOR AN EFFECTIVE DATE.

20 WHEREAS, Chapters 163, 125, and 166, Florida Statutes, empowers Liberty
21 County and the City of Bristol to prepare and enforce comprehensive plans for the
22 development of Liberty County and the City of Bristol; and,

23 WHEREAS, Sections 163.3161 through 163.3215, Florida Statutes, the Local
24 Government Comprehensive Planning and Land Development Regulation Act, empowers
25 and requires Liberty County and the City of Bristol to (a) plan for the County's/City's
26 future development and growth; (b) adopt and amend comprehensive plans, or elements
27 or portions thereof, to guide the future growth and development of the County/City; (c)
28 implement adopted or amended comprehensive plans by the adoption of appropriate
29 land development regulations; and (d) establish, support, and maintain administrative
30 instruments and procedures to carry out the provisions and purposes of the Act; and,

31 WHEREAS, Liberty County Ordinance No. 91-09, and City of Bristol
32 Ordinance No. 91-01, were both enacted on October 17, 1991, to adopt the Liberty
33 County/City of Bristol Comprehensive Plan for the incorporated area of Bristol and for
34 the unincorporated area of Liberty County; and,

35 WHEREAS, on or about December 11, 1991, the Department of Community
36 Affairs issued its Statement of Intent to Find the Comprehensive Plan Not in Compliance;
37 and,

1 WHEREAS, pursuant to Section 163.3184, Florida Statutes, Liberty
2 County/City of Bristol subsequently held public meetings, and public hearings on
3 proposed amendments to the Comprehensive Plan, with due public notice having been
4 provided, to obtain public comment, and having considered all written and oral
5 comments received during said public meetings and public hearings, including a
6 proposed Settlement Agreement between Liberty County/City of Bristol and the
7 Department of Community Affairs dated July 9, 1992; and,

8 WHEREAS, on July 31, 1992, Liberty County/City of Bristol and the
9 Department of Community Affairs entered into a Stipulated Settlement Agreement which
10 provides that with the remedial action of the County adopting this ordinance, the
11 Comprehensive Plan will be found to be in compliance with the Florida Statutes and
12 Florida Administrative Code; and,

13 WHEREAS, pursuant to Section 163.3184, Florida Statutes, the Liberty
14 County Commission further considered all oral and written comments received during
15 such public hearing; and,

16 FURTHER WHEREAS, in exercise of its authority the Liberty County
17 Commission/Bristol City Commission have determined it necessary and desirable to
18 adopt these amendments to the Comprehensive Plan to preserve and enhance present
19 advantages; encourage the most appropriate use of land, water and resources,
20 consistent with the public interest; overcome present handicaps; and deal effectively with
21 future problems that may result from the use and development of land within Liberty
22 County/City of Bristol, and to bring the Comprehensive Plan into accord with the
23 Settlement Agreement, and to meet all requirements of law.

24 NOW, THEREFORE, BE IT ORDAINED by the County Commission of
25 Liberty County, Florida as follows, that:

26 Section 1. Purpose and Intent.

27 This Ordinance is hereby enacted to carry out the purpose and intent of,
28 and exercise the authority set out in, the Local Government Comprehensive Planning
29 and Land Development Regulation Act, Sections 163.3161 through 163.3215, Florida
30 Statutes, as amended.

1 Section 2. Amendment.

2 This Ordinance does hereby adopt the text and maps attached hereto as
3 Exhibit "A", and made a part hereof, as amendments to Liberty County/City of Bristol
4 Comprehensive Plan, and does hereby amend the "Liberty County/City of Bristol
5 Comprehensive Plan" in accordance therewith, being amendments to the following Plan
6 elements:

7 Future Land Use Element
8 Housing Element
9 Sanitary Sewer, Solid Waste, Drainage, Potable Water, and Natural
10 Groundwater Aquifer Recharge Element
11 Conservation Element
12 Capital Improvements Element

13 Section 3. Applicability and Effect.

14 The applicability and effect of these amendments to the Comprehensive
15 Plan shall be as provided by the Local Government Comprehensive Planning and Land
16 Development Regulation Act, Section 163.3161 through 163.3215, Florida Statutes, this
17 Ordinance, and shall apply to all properties under the jurisdiction of Liberty County/City
18 of Bristol except to the extent that such properties are exempted or vested pursuant to
19 the vested rights section of the Liberty County/City of Bristol Comprehensive Plan.

20 Section 4. Conflict with Other Ordinances and Codes.

21 All ordinances or parts of ordinances of the Code of Ordinances for Liberty
22 County and the City of Bristol, Florida, in conflict with the provisions of this Ordinance
23 are hereby repealed to the extent of such conflict.

24 Section 5. Severability.

25 If any provision or portion of this Ordinance is declared by any court of
26 competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining
27 provisions and portions of this Ordinance shall remain in full force and effect.

28 Section 6. Effective Date.

29 This Ordinance shall become effective immediately upon its adoption.

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1 PASSED the County Commission on the 24th day of September,
2 1992.

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5
John T. Sanders
6 ATTEST:
7
8 Duncan Hosford, Clerk of Court

John T. Sanders, Chairman
Liberty County Commission

9 APPROVED AS TO FORM

10
11 James C. Conner, Jr., County Attorney