

## **Ordinance 2019-02**

**AN ORDINANCE OF THE CITY OF ST. PETE BEACH, PINELLAS COUNTY, FLORIDA, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, AMENDING THE CITY OF ST. PETE BEACH ZONING MAP OF THE CITY'S LAND DEVELOPMENT CODE BY REDESIGNATING APPROXIMATELY 0.316 ACRES FROM THE INSTITUTIONAL DISTRICT (INS) TO THE RESIDENTIAL MEDIUM DISTRICT (RM); PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR APPLICABILITY; PROVIDING FOR MODIFICATION THAT MAY ARISE FROM CONSIDERATION AT PUBLIC HEARINGS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Commission of the City of St. Pete Beach has received an application for the amendment of the Official Zoning Map of the property described herein from the owners thereof; and

**WHEREAS**, the City's local planning agency has reviewed this ordinance, found it to be consistent with the City's adopted comprehensive plan and has recommended approval thereof; and

**WHEREAS**, the City Commission, has found this ordinance to be consistent with the City's adopted comprehensive plan; and

**WHEREAS**, the City Commission has found this ordinance to be in the best interest, safety and welfare of the citizens of the city; and

**WHEREAS**, notice of this ordinance has been provided in accordance with applicable law.

**NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH FLORIDA, HEREBY ORDAINS:**

SECTION 1. Recitals. The above recitals ("Whereas" clauses) are hereby adopted as legislative findings, purpose and intent of the City Commission.

SECTION 2. The Land Development Code of the City of St. Pete Beach, Florida is hereby amended by amending the Official Zoning Map incorporated therein by changing the zoning district of the property generally located at 3101 Pass-a-Grille Way, Don Ce-Sar Place, Section 7, Township 32 South, from INS Institutional District to RM Residential Medium District.

SECTION 3. Conflicts. All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with the Ordinance.

SECTION 4. Severability. The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the

legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 5. Construction. This Ordinance is to be liberally construed to accomplish its objectives.

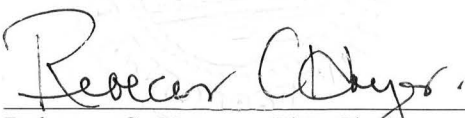
SECTION 6. Publication. This Ordinance shall be published in accordance with the requirements of law.

SECTION 7. Effective Date. This ordinance shall take effect immediately upon adoption.


FIRST READING:           **02/12/2019**  
PUBLISHED:               **01/11/2019**  
SECOND READING:       **05/14/2019**  
PUBLISHED:               **05/03/2019**  
PUBLIC HEARING:       **05/14/2019**

  
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Alan Johnson, Mayor

I, Rebecca C. Haynes, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this 14<sup>th</sup> day of May, 2019.

  
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Rebecca C. Haynes, City Clerk

APPROVED AS TO LEGAL FORM AND CORRECTNESS:

  
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Andrew Dickman, City Attorney