

ORDINANCE NO. 1505

AN ORDINANCE AMENDING ORDINANCE 1143, KNOWN AS "THE 2009 AMENDED AND RESTATED PANAMA CITY BEACH COMPREHENSIVE GROWTH DEVELOPMENT PLAN"; ACTING UPON THE APPLICATION OF WILLIAM CARR AND DEBORAH CARR; DESIGNATING FOR TOURIST LAND USE THAT CERTAIN PARCEL OF LAND LYING WITHIN THE CITY OF PANAMA CITY BEACH, FLORIDA, CONSISTING OF APPROXIMATELY 6.57 ACRES; PARCEL ID 34781-000-000; SAID PARCEL LOCATED AT 11220 HUTCHISON BOULEVARD, WEST OF THE INTERSECTION OF RICHARD JACKSON BOULEVARD AND HUTCHISON BOULEVARD, AS MORE PARTICULARLY DESCRIBED IN THE BODY OF THE ORDINANCE; AMENDING THE CITY'S FUTURE LAND USE MAP FOR TOURIST DESIGNATION FOR THE PARCEL; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AS PROVIDED BY LAW.

WHEREAS, the Panama City Beach Council approved Ordinance No. 1143 (the "2009 Amended and Restated Panama City Beach Comprehensive Growth Development Plan") on December 10, 2009; and

WHEREAS, the City Council desires to amend the Future Land Use Map (the "FLUM") contained within the City of Panama City Beach Comprehensive Growth Development Plan to make a land use designation for a certain parcel of land voluntarily annexed into the City; and

WHEREAS, the owners of the voluntarily annexed parcel, William Carr and Deborah Carr (together, the "Applicant"), has requested that the parcel be designated as

"Tourist;" and

WHEREAS, the Panama City Beach Planning Board reviewed the land use change request, conducted a public hearing on November 13, 2019, and recommended approval of the foregoing designation by a vote of 4-3; and

WHEREAS, the Applicant and the City have agreed that the parcel should be designated "Tourist;" and

WHEREAS, the City Council conducted a public hearing and two separate readings of the Applicant's request; and

WHEREAS, on January 9, 2020, the City Council conducted a properly noticed adoption hearing as required by Section 163.3184(11), Florida Statutes, and adopted this Ordinance in the course of that hearing;

WHEREAS, the subject parcel involves a use of ten (10) acres or less and the cumulative effect of the acreage for all small scale amendments adopted by the City this calendar year, including the subject parcel, does not involve a text change to the goals, policies and objectives of the City's Comprehensive Plan, and the subject parcel otherwise qualifies for a small scale amendment pursuant to Section 163.3187(1), Florida Statutes; and

WHEREAS, all conditions required for the enactment of this Ordinance to amend the 2009 Amended and Restated Panama City Beach Comprehensive Growth Development Plan to make the respective FLUM designations for the subject parcels have been met;

NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF PANAMA CITY BEACH, FLORIDA:

SECTION 1. The following described parcel of real property situated within the municipal limits of the City of Panama City Beach, Florida, is designated for Tourist land use under the City's Comprehensive Plan, to-wit,

SEE EXHIBIT "A" ATTACHED HERETO

and the City's Future Land Use Map is amended accordingly.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are repealed to the extent of such conflict.

SECTION 3. This ordinance shall take effect as provided by law.

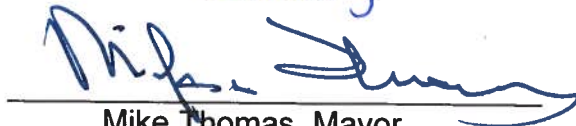
PASSED, APPROVED AND ADOPTED at the regular meeting of the City Council of the City of Panama City Beach, Florida, this 9th of January, 2020.


Mike Thomas, Mayor

ATTEST:


City Clerk

EXAMINED AND APPROVED by me this 9th day of January, 2020.


Mike Thomas, Mayor

PUBLISHED in the Panama City News-Herald on the 23rd day of December, 2019.

POSTED on pcbgov.com on the 13th day of January, 2020.

Mary Jan Bossert
City Clerk

EXHIBIT A

The land referred to herein below is situated in the County of BAY, State of Florida, and described as follows:

Northwest quarter of the Northeast quarter and the Northeast quarter of the Northwest quarter lying northeasterly of State Road No. 392-A, Section 36, Township 3 South, Range 16 West, Bay County Florida, less and except the right of way of State Road No. C-30-D and that portion East of the East right of way of State Road No. C-30-D.

LESS AND EXCEPT:

Commence at the Northeast corner of Section 36, Township 3 South, Range 16 West, Bay County Florida; thence North 89 degrees 36 minutes 42 seconds West along the North line of said Section 36 for 1321.15 feet to the Northwest corner of the Northeast 1/4 of the Northeast 1/4 of said Section 36; thence South 00 degrees 34 minutes 40 seconds West along the West line of the Northeast 1/4 of said Section 36; thence South 00 degrees 34 minutes 40 seconds West along the West line of the Northeast 1/4 of the Northeast 1/4 of said Section 36 for 482.38 feet to the West right-of-way line of County Road No. 3033 and the Point of Beginning; thence South 27 degrees 58 minutes 34 seconds West along said West right-of-way line for 568.88 feet to the North right-of-way line of County Road 392A; thence North 55 degrees 39 minutes 43 seconds West along said North right of way line for 840.00 feet; thence leaving said North right-of-way line North 27 degrees 58 minutes 34 seconds East parallel with said West right-of-way line for 650.00 feet; thence South 55 degrees 39 minutes 43 seconds East parallel with said North right-of-way line for 695.10 feet to the West line of the Northeast 1/4 of the Northeast 1/4 of said Section 36; thence South 00 degrees 34 minutes 40 seconds West along said West line for 96.97 feet to the Point of Beginning.

ALSO LESS AND EXCEPT:

Commence at the Northeast corner of Section 35, Township 3 South, Range 16 West, Bay County, Florida and run North 89°36'15" West, along the North boundary line of said Section 35, 1320.98 feet to the Northeast corner of the Northwest Quarter of the Northeast Quarter of said Section 35 and also being the Southeast corner of Lot 217 of Palm Cove Phase Three, as per map or plat thereof; as recorded in Plat Book 20, Pages 76 and 77 of the Public Records of Bay County, Florida for the POINT OF BEGINNING; thence from said Point of Beginning run South 00°34'58" West, along the East boundary line of the Northwest Quarter of the Northeast Quarter of said Section 35, 385.50 feet to the Northeast corner of the Equity One (Middle Beach) Inc. property as described in Official Record Book 2384, Page 1420 of the Public Records of said Bay County; thence run North 55°39'31" West 695.25 feet to the Northwest corner of said Equity One (Middle Beach) Inc. property; thence run South 27°59'14" West, along the Westerly boundary line of said Equity One (Middle Beach) Inc. property, 330.20 feet to a point; thence departing said Westerly boundary line run North 58°06'50" West 626.74 feet to a point on the Southerly boundary line of Palm Cove Phase Two, as per map of plat thereof, as recorded in Plat Book 19, Pages 55 and 56 of the Public Records of said Bay County; thence run South 89°36'20" East, along the Southerly boundary line of said Palm Cove Phase Two and its extension onto the Southerly boundary of Palm Cove Phase Three, as per map or plat thereof as recorded Plat Book 20, Pages 76 and 77 of said Public Records, 437.13 feet to a permanent reference monument for said Palm Cove Phase Three; thence run South 89°35'50" East, along the South boundary line of said subdivision, 733.64 feet to the Point of Beginning.