

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE FUTURE LAND USE MAP OF PINELLAS COUNTY, FLORIDA BY CHANGING THE LAND USE DESIGNATION OF APPROXIMATELY 2 ACRES LOCATED ON THE EAST SIDE OF MCMULLEN BOOTH ROAD APPROXIMATELY 700 FEET NORTH OF CURLEW ROAD IN PALM HARBOR LOCATED IN SECTION 16, TOWNSHIP 28, RANGE 16 FROM RECREATION/OPEN SPACE TO INSTITUTIONAL

WHEREAS, the application for an amendment to the Future Land Use Map of Pinellas County, Florida, hereinafter listed, has been presented to the Board of County Commissioners of Pinellas County; and

WHEREAS, notice of public hearings and advertisements have been given as required by Florida Law; and

WHEREAS, the comments and recommendation of the Local Planning Agency have been received and considered; and

WHEREAS, this is a small scale development amendment, as defined by Section 163.3187(1), Florida Statutes.

NOW THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Pinellas County, Florida in regular meeting duly assembled this 25th day of October 2016 that:

Section 1. The Future Land Use Map of Pinellas County, Florida is amended by redesignating the property described as: Approximately 2 acres located on the east side of McMullen Booth Road approximately 700 feet north of Curlew Road in Palm Harbor. Referenced as Case Z/LU-12-5-16, and owned by Martin Rosato, from Recreation/Open Space to Institutional. Legal Description - See attached Exhibit "A".

Section 2. This amendment shall be transmitted to the Pinellas Planning Council for action to amend the Countywide Future Land Use Plan, from Recreation/Open Space to Public/Semi-Public to maintain consistency with the said Plan.

Section 3. This Ordinance shall take effect upon:

- a) Receipt of notice from the Secretary of State that the Ordinance has been filed is received; and
- b) Approval by the Countywide Planning Authority of the requisite amendment of the Countywide Future Land Use Plan submitted herein pursuant to Chapter 2012-245, Laws of Florida.
- c) Pursuant to Section 163.3187(5)(c), Florida Statutes, this amendment shall become effective upon 31 days following its adoption. If timely challenged, this amendment shall not become effective until the state land planning agency or the Administration Commission issues a final order determining the adopted small scale amendment is in compliance. No development orders, development permits, or land uses dependent on this Amendment may be issued or commence before the amendment has become effective.

APPROVED AS TO FORM

By: 

Office of the County Attorney

9-14-16
Z/LU-12-5-16

EXHIBIT "A"

Legal Description Parcel 16-001-153S (Lake Tarpon Outfall Canal)

The South 409.39 feet of that certain parcel of land as described in Official Records Book 15042 Page 180 of the Public Records of Pinellas County, Florida, lying and being in Section 16, Township 28 South, Range 16 East, Pinellas County, Florida being more particularly described as follows:

Commence at the Southeast corner of the Southwest 1/4 of the Northwest 1/4 of said Section 16; thence run along the South line of said Northwest 1/4 of Section 16, South 89°27'57" East, a distance of 227.03 feet; thence leaving said line, North 00°32'03" East, a distance of 59.00 feet to the Easterly right-of-way line of McMullen Booth Road (right-of-way width varies) and a non-tangent curve to the right; thence run Northwesterly along said East right-of-way line, 121.67 feet along the arc of said curve having a radius of 87.50 feet, central angle of 79°40'26" and a chord bearing and distance of North 49°37'45" West, 112.11 feet to a reverse curve to the left; thence run Northerly 351.71 feet along the arc of said curve, having a radius of 2,291.83 feet, central angle of 08°47'34" and a chord bearing and distance of North 14°11'18" West, 351.37 feet; thence run North 23°10'27" West, a distance of 332.96 feet to the southwest corner of the aforesaid certain parcel of land as described in Official Records Book 15042 Page 180 of the Public Records of Pinellas County, Florida, for a POINT OF BEGINNING; thence continue along said right-of-way and the West line of said certain parcel North 23°10'27" West, a distance of 146.35 feet; thence run North 18°24'07" West, a distance of 263.55 feet; thence run North 71°35'53" East, along a line 409.39 feet North of and parallel with the South line of said certain parcel of land as described in Official Records Book 15042 Page 180 of the Public Records of Pinellas County, Florida, a distance of 214.97 feet to an intersection with the East line of said certain parcel; thence run along said East line of said certain parcel South 18°24'07" East, a distance of 409.39 feet to the Southeast corner of said certain parcel; thence run South 71°35'53" West, along the South line of said certain parcel, a distance of 292.80 feet to the POINT OF BEGINNING.

The above described lands containing 2.00 acres.