

1                   **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY**  
2                   **OF ORLANDO, FLORIDA, AMENDING THE CITY’S**  
3                   **ADOPTED GROWTH MANAGEMENT PLAN TO ASSIGN**  
4                   **THE FUTURE LAND USE MAP DESIGNATION OF**  
5                   **RESIDENTIAL LOW INTENSITY TO APPROXIMATELY**  
6                   **0.0995 ACRES OF LAND GENERALLY LOCATED TO**  
7                   **THE NORTH AND WEST OF THE CADY WAY TRAIL,**  
8                   **SOUTH OF BEACH BLVD., AND EAST OF BALDWIN**  
9                   **COVE WAY; PROVIDING FOR SEVERABILITY,**  
10                   **CORRECTION OF SCRIVENER’S ERRORS, AND AN**  
11                   **EFFECTIVE DATE.**

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13                   **WHEREAS**, at its regularly scheduled meeting of October 21, 2014, the  
14 Municipal Planning Board (the “MPB”) of the City of Orlando, Florida (the “City”),  
15 considered land development order application case number GMP2014-00031,  
16 requesting an amendment to the City’s adopted Growth Management Plan Future Land  
17 Use Map to assign the Residential Low Intensity future land use map designation to  
18 approximately 0.0995 acres of land generally located north and west of the Cady Way  
19 Trail, south of Beach Boulevard, and east of Baldwin Cove Way, and more precisely  
20 described by the legal description attached to this ordinance as **Exhibit “A”** (hereinafter  
21 the “Property”); and

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23                   **WHEREAS**, based upon the evidence presented to the MPB, including the  
24 information and analysis contained in the “Staff Report to the Municipal Planning Board”  
25 for application case number GMP2014-00031 (entitled “Item #8 – Baldwin Cove GMP”  
26 and hereinafter referred to as the “Staff Report”), the MPB recommended that the City  
27 Council of the City of Orlando, Florida (the “Orlando City Council”), approve said  
28 application and adopt an ordinance in accordance therewith; and

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30                   **WHEREAS**, the MPB found that the application is consistent with:

- 31  
32                   1. The *State Comprehensive Plan* as provided at Chapter 187, Florida  
33 Statutes (the “State Comprehensive Plan”); and  
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35                   2. The *East Central Florida 2060 Plan* adopted by the East Central  
36 Florida Regional Planning Council pursuant to sections 186.507 and  
37 186.508, Florida Statutes (the “Strategic Regional Policy Plan”); and  
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39                   3. The *City of Orlando Growth Management Plan*, adopted as the City’s  
40 “comprehensive plan” for purposes of the Florida Community Planning  
41 Act, sections 163.3164 through 163.3217, Florida Statutes (the  
42 “GMP”); and  
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44                   **WHEREAS**, the Orlando City Council hereby finds that this ordinance is in the  
45 best interest of the public health, safety, and welfare, and is consistent with the  
46 applicable provisions of the State Comprehensive Plan, the Strategic Regional Policy  
47 Plan, and the City’s GMP; and

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49                   **WHEREAS**, this ordinance is adopted pursuant to the “process for adoption of  
50 small-scale comprehensive plan amendment” as provided by section 163.3187, Florida  
51 Statutes; and

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53 **NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY**  
54 **OF ORLANDO, FLORIDA, AS FOLLOWS:**

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56 **SECTION 1. FLUM DESIGNATION.** Pursuant to section 163.3187, Florida  
57 Statutes, the City of Orlando, Florida, adopted Growth Management Plan Future Land  
58 Use Map designation for the Property is hereby made "Residential Low Intensity," as  
59 depicted in **Exhibit "B"** to this ordinance .

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61 **SECTION 2. AMENDMENT OF FLUM.** The City Planning Official, or designee,  
62 is hereby directed to amend the City's adopted Future Land Use Maps in accordance  
63 with this ordinance.

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65 **SECTION 3. SCRIVENER'S ERROR.** The City Attorney may correct scrivener's  
66 errors found in this ordinance by filing a corrected copy of this ordinance with the City  
67 Clerk.

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69 **SECTION 4. SEVERABILITY.** If any provision of this ordinance or its  
70 application to any person or circumstance is held invalid, the invalidity does not affect  
71 other provisions or applications of this ordinance which can be given effect without the  
72 invalid provision or application, and to this end the provisions of this ordinance are  
73 severable.

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75 **SECTION 5. EFFECTIVE DATE.** This ordinance is effective upon adoption,  
76 except for sections one and two, which take effect on the 31<sup>st</sup> day after adoption unless  
77 this ordinance is lawfully challenged pursuant to section 163.3187(5), Florida Statutes, in  
78 which case sections one and two shall not be effective until the state land planning  
79 agency or the Administration Commission issues a final order declaring this ordinance  
80 "in compliance" as defined at sections 163.3184(1)(b) and 163.3187(5)(d), Florida  
81 Statutes.

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83 **DONE, THE FIRST READING,** by the City Council of the City of Orlando,  
84 Florida, at a regular meeting, this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

85  
86 **DONE, THE PUBLIC NOTICE,** in a newspaper of general circulation in the City  
87 of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this \_\_\_\_\_ day  
88 of \_\_\_\_\_, 2014.

89  
90 **DONE, THE SECOND READING, THE PUBLIC HEARING, AND ENACTED ON**  
91 **FINAL PASSAGE,** by an affirmative vote of a majority of a quorum present of the City  
92 Council of the City of Orlando, Florida, at a regular meeting, this \_\_\_\_\_ day of  
93 \_\_\_\_\_, 2014.

BY THE MAYOR/MAYOR PRO TEMPORE  
OF THE CITY OF ORLANDO, FLORIDA:

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\_\_\_\_\_  
Mayor / Mayor Pro Tempore

ATTEST, BY THE CLERK OF THE  
CITY COUNCIL OF THE CITY OF  
ORLANDO, FLORIDA:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM AND LEGALITY  
FOR THE USE AND RELIANCE OF THE  
CITY OF ORLANDO, FLORIDA:

\_\_\_\_\_  
City Attorney

\*\*[Remainder of page intentionally left blank.]\*\*