

1 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
2 OF ORLANDO, FLORIDA, AMENDING THE CITY'S
3 ADOPTED GROWTH MANAGEMENT PLAN TO
4 CHANGE THE FUTURE LAND USE MAP DESIGNATION
5 FOR CERTAIN LAND ASSOCIATED WITH THE L.
6 CLAUDIA ALLEN SENIOR CENTER, GENERALLY
7 LOCATED TO THE EAST AND WEST OF MABLE
8 BUTLER AVE., JUST SOUTH OF ITS INTERSECTION
9 WITH HAGE WAY, AND COMPRISED OF 0.508 ACRES
10 OF LAND, MORE OR LESS, FROM RESIDENTIAL LOW
11 INTENSITY, IN PART, AND CONSERVATION, IN PART,
12 TO PUBLIC, RECREATIONAL, AND INSTITUTIONAL;
13 CHANGING THE PROPERTY'S ZONING DESIGNATION
14 FROM THE R-1 ONE FAMILY RESIDENTIAL DISTRICT
15 TO THE PUBLIC DISTRICT; PROVIDING FOR
16 AMENDMENT OF THE CITY'S OFFICIAL FUTURE
17 LAND USE AND ZONING MAPS; PROVIDING FOR
18 SEVERABILITY, CORRECTION OF SCRIVENER'S
19 ERRORS, AND AN EFFECTIVE DATE.
20

21 **WHEREAS**, at its regularly scheduled meeting of January 20, 2015, the
22 Municipal Planning Board (the "MPB") of the City of Orlando, Florida (the "City"),
23 considered the following applications relating to land associated with the L. Claudia Allen
24 Senior Center, generally located to the east and west of Mable Butler Avenue, just south
25 of its intersection with Hage Way, and comprised of 0.508 acres of land, more or less,
26 such land being more precisely described by the legal description attached to this
27 ordinance as **Exhibit "A"** (hereinafter the "Property"):
28

- 29 1. Growth Management Plan (hereinafter the "GMP") case number GMP2014-
30 00038, requesting an amendment to the City's GMP to change the Property's
31 Future Land Use Map designation from "Residential Low Intensity," in part,
32 and "Conservation," in part, to "Public, Recreational, and Institutional"; and
33
- 34 2. Zoning case number ZON2014-00030, requesting an amendment to the
35 City's Official Zoning Map Series to change the Property's zoning map
36 designation from the "R-1 One Family Residential District" to the "Public"
37 district (together, hereinafter referred to as the "Applications"); and
38

39 **WHEREAS**, based upon the evidence presented to the MPB, including the
40 information and analysis contained in the "Staff Report to the Municipal Planning Board"
41 for the Applications (entitled "Item #5 A. & B. – L. Claudia Allen Senior Center Parking
42 Lots" and hereinafter referred to as the "Staff Report"), the MPB recommended that the
43 Orlando City Council approve said Applications and adopt an ordinance in accordance
44 therewith; and
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46 **WHEREAS**, the MPB found that application GMP2014-00038 is consistent with:
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1. The *State Comprehensive Plan* as provided at Chapter 187, Florida Statutes (the "State Comprehensive Plan"); and
2. The *East Central Florida 2060 Plan* adopted by the East Central Florida Regional Planning Council pursuant to sections 186.507 and 186.508, Florida Statutes (the "Strategic Regional Policy Plan"); and
3. The *City of Orlando Growth Management Plan*, adopted as the City's "comprehensive plan" for purposes of the Florida Community Planning Act, sections 163.3164 through 163.3217, Florida Statutes (the "GMP"); and

WHEREAS, the MPB found that application ZON2014-00030 is consistent with:

1. The *City of Orlando Growth Management Plan*, adopted as the City's "comprehensive plan" for purposes of the Florida Community Planning Act, sections 163.3164 through 163.3217, Florida Statutes (the "GMP"); and
2. The *City of Orlando Land Development Code*, Chapters 58 through 68, Code of the City of Orlando, Florida (the "LDC"); and

WHEREAS, sections 1 and 2 of this ordinance are adopted pursuant to the "process for adoption of small-scale comprehensive plan amendment" as provided by section 163.3187, Florida Statutes; and

WHEREAS, the Orlando City Council hereby finds that this ordinance is in the best interest of the public health, safety, and welfare, and is consistent with the applicable provisions of the City's GMP and LDC; and

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

SECTION 1. FLUM DESIGNATION. Pursuant to section 163.3187, Florida Statutes, the City of Orlando, Florida, adopted Growth Management Plan Future Land Use Map designation for the Property is hereby changed from "Residential Low Intensity" (denoted as "RES-LOW" on the City's official Future Land Use Maps), in part, and "Conservation" (denoted as "CONSERV" on the City's official Future Land Use Maps) in part, to "Public, Recreational, and Institutional" (denoted as "PUB-REC-INST" on the City's official Future Land Use Maps), as depicted in **Exhibit "B"** to this ordinance.

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

SECTION 3. ZONING DESIGNATION. Pursuant to the City's Land Development Code, the zoning designation for the Property is hereby changed from the

“R-1 One Family Residential District” (denoted as “R-1” on the City’s official zoning maps) to the “Public District” (denoted as “P” on the City’s official zoning maps), as depicted in **Exhibit “C”** to this ordinance.

SECTION 4. AMENDMENT OF OFFICIAL ZONING MAP. The City Zoning Official, or designee, is hereby directed to amend the City’s official zoning maps in accordance with this ordinance.

SECTION 5. SCRIVENER’S ERROR. The City Attorney may correct scrivener’s errors found in this ordinance by filing a corrected copy of this ordinance with the City Clerk.

SECTION 6. SEVERABILITY. If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

SECTION 7. EFFECTIVE DATE. This ordinance is effective upon adoption, except for sections one, two, three, and four, which take effect on the 31st day after adoption unless this ordinance is lawfully challenged pursuant to section 163.3187(5), Florida Statutes, in which case sections one, two, three, and four shall not be effective until the state land planning agency or the Administration Commission issues a final order declaring this ordinance “in compliance” as defined at sections 163.3184(1)(b) and 163.3187(5)(d), Florida Statutes.

DONE, THE FIRST READING, by the City Council of the City of Orlando, Florida, at a regular meeting, this _____ day of _____, 2015.

DONE, THE PUBLIC NOTICE, in a newspaper of general circulation in the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this _____ day of _____, 2015.

DONE, THE SECOND READING, A PUBLIC HEARING, AND ENACTED ON FINAL PASSAGE, by an affirmative vote of a majority of a quorum present of the City Council of the City of Orlando, Florida, at a regular meeting, this _____ day of _____, 2015.

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

ORDINANCE NO. 2015-10

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

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