

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ORLANDO, FLORIDA, DESIGNATING CERTAIN LAND GENERALLY LOCATED NORTH OF GATLIN AVE., EAST OF BARBER PARK, SOUTH OF LAKE GEORGE, AND WEST OF DIXIE BELLE DR., AND COMPRISED OF APPROXIMATELY 36.34 ACRES OF LAND, AS THE PUBLIC USE WITH THE AIRCRAFT NOISE OVERLAY DISTRICT ON THE CITY'S OFFICIAL ZONING MAPS; PROVIDING FOR AMENDMENT OF THE CITY'S OFFICIAL ZONING MAPS; PROVIDING FOR SEVERABILITY, CORRECTION OF SCRIVENER'S ERRORS, AND AN EFFECTIVE DATE.**

**WHEREAS**, at its regularly scheduled meeting of November 17, 2015, the Municipal Planning Board (the "MPB") of the City of Orlando, Florida (the "city"), considered zoning application case number ZON2015-00035, requesting an amendment to the City's official zoning maps for approximately 36.34 acres of land, generally located north of Gatlin Avenue, east of Barber Park, south of Lake George, and west of Dixie Belle Drive, and more precisely described by the legal description attached to this ordinance as **Exhibit A** (hereinafter the "property"), to assign the "Public Use" and "Aircraft Noise" overlay district to the property; and

**WHEREAS**, based upon the evidence presented to the MPB, including the information and analysis contained in the "Staff Report to the Municipal Planning Board" for application case number ZON2015-00035 (entitled "Item #10 – Barber Park"), the MPB recommended that the City Council of the City of Orlando, Florida (the "Orlando City Council"), approve zoning application case number ZON2015-00035 and adopt an ordinance in accordance therewith; and

**WHEREAS**, the MPB found that application case number ZON2015-00035 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"), including the property's future land use map designation of Residential Low Intensity, in part, and Residential Low Intensity with the Resource Protection Overlay Land Use Designation, in part; and
2. The *City of Orlando Land Development Code*, Chapters 58 through 68, Code of the City of Orlando, Florida (the "LDC"); 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, including the property's future land use

map designation of Residential Low Intensity, in part, and Residential Low Intensity with the Resource Protection Overlay Land Use Designation, in part; and

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

**SECTION 1. ZONING MAP DESIGNATION.** Pursuant to the LDC, the property is hereby designated as the "Public Use" along with the "Aircraft Noise" overlay district on the city's official zoning maps (denoted as the "P/AN" district on the city's zoning maps), as depicted in **Exhibit B** to this ordinance.

**SECTION 2. AMENDMENT OF OFFICIAL ZONING MAPS.** The city zoning official, or designee, is hereby directed to amend the city's official zoning maps in accordance with this ordinance.

**SECTION 3. 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 4. 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 5. EFFECTIVE DATE.** This ordinance takes effect upon adoption.

**DONE, THE FIRST READING,** by the City Council of the City of Orlando, Florida, at a regular meeting, this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

**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 \_\_\_\_\_, 2016.

**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 \_\_\_\_\_, 2016.

BY THE MAYOR OF THE CITY OF ORLANDO, FLORIDA:

\_\_\_\_\_  
Mayor

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

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

\_\_\_\_\_  
Print Name

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

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

\_\_\_\_\_  
Print Name

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