

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 GENERALLY LOCATED NORTH**
6 **OF GRANADA COURT, EAST OF NORTH MAGNOLIA**
7 **AVENUE, SOUTH OF EAST MARKS STREET, AND**
8 **WEST OF IRMA AVENUE AND COMPRISED OF 0.33**
9 **ACRES OF LAND, MORE OR LESS, FROM**
10 **DOWNTOWN ACTIVITY CENTER TO RESIDENTIAL-**
11 **HIGH INTENSITY ON THE CITY’S OFFICIAL FUTURE**
12 **LAND USE MAPS; PROVIDING FOR AMENDMENT OF**
13 **THE CITY’S OFFICIAL FUTURE LAND USE MAPS;**
14 **PROVIDING FOR SEVERABILITY, CORRECTION OF**
15 **SCRIVENER’S ERRORS, AND AN EFFECTIVE DATE.**

16
17 **WHEREAS**, at its regularly scheduled meeting of September 20, 2016, the
18 Municipal Planning Board (the “MPB”) of the City of Orlando, Florida (the “City”),
19 considered land development order application case number GMP2016-00013
20 requesting a change in the Future Land Use Map designation for approximately 0.33
21 acres of land being generally located north Granada Court, east of North Magnolia
22 Avenue, south of East Marks Street, and west of Irma Avenue, and being more precisely
23 described by the legal description attached to this ordinance as **Exhibit A** (the
24 “Property”), from Downtown Activity Center to Residential-High Intensity; and
25

26 **WHEREAS**, based upon the evidence presented to the MPB, including the
27 information and analysis contained in the “Staff Report to the Municipal Planning Board”
28 for application case number GMP2016-00013 (along with ZON2016-00016 and entitled
29 “Item #3A – Marks Street Townhomes PD” and hereinafter referred to as the “Staff
30 Report”), the MPB recommended that the City Council of the City of Orlando, Florida
31 (the “Orlando City Council”), approve said applications and adopt an ordinance in
32 accordance therewith; and
33

34 **WHEREAS**, the MPB found that the applications are consistent with:

- 35
36 1. The *State Comprehensive Plan* as provided at Chapter 187, Florida
37 Statutes (the “State Comprehensive Plan”); and
38
39 2. The *East Central Florida 2060 Plan* adopted by the East Central
40 Florida Regional Planning Council pursuant to sections 186.507 and
41 186.508, Florida Statutes (the “Strategic Regional Policy Plan”); and
42
43 3. The *City of Orlando Growth Management Plan*, adopted as the City’s
44 “comprehensive plan” for purposes of the Florida Community Planning
45 Act, sections 163.3164 through 163.3217, Florida Statutes; and
46

47 **WHEREAS**, the Orlando City Council hereby finds that this ordinance is in the
48 best interest of the public health, safety, and welfare, and is consistent with the
49 applicable provisions of the State Comprehensive Plan, the Strategic Regional Policy
50 Plan, and the City’s GMP; and

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

55
56 **NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY**
57 **OF ORLANDO, FLORIDA, AS FOLLOWS:**

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59 **SECTION 1. FLUM DESIGNATION.** Pursuant to subsection 163.3187, Florida
60 Statutes, the City of Orlando, Florida, adopted Growth Management Plan Future Land
61 Use Map designation for the Property is hereby changed from “Downtown Activity
62 Center” (denoted as “DT-AC” on the City’s Future Land Use Maps) to “Residential-High
63 Intensity” (denoted as “RES-HIGH” on the City’s Future Land Use Maps), as depicted in
64 **Exhibit B** to this ordinance.

65
66 **SECTION 2. AMENDMENT OF FLUM.** The City planning official, or designee,
67 is hereby directed to amend the City’s adopted Future Land Use Maps in accordance
68 with this ordinance.

69
70 **SECTION 3. SCRIVENER’S ERROR.** The city attorney may correct scrivener’s
71 errors found in this ordinance by filing a corrected copy of this ordinance with the city
72 clerk.

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

79
80 **SECTION 5. EFFECTIVE DATE.** This ordinance is effective upon adoption,
81 except for the amendment adopted by sections one and two, which, pursuant to
82 subparagraph 163.3187(5)(c), Florida Statutes, becomes effective 31 days after the
83 state land planning agency or Administration Commission issues a final order
84 determining that the adopted amendment is in compliance.

85
86 **DONE, THE FIRST PUBLISHED ADVERTISEMENT**, in a newspaper of general
87 circulation in the City of Orlando, Florida, by the city clerk of the City of Orlando, Florida,
88 this _____ day of _____, 2016.

89

DONE, THE FIRST READING AND TRANSMITTAL STAGE HEARING, by the City Council of the City of Orlando, Florida, at a regular meeting, this _____ day of _____, 2016.

DONE, THE SECOND PUBLISHED ADVERTISEMENT, 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 AND ADOPTION 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

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