

ORDINANCE NO. 89-9

AN ORDINANCE ENACTING AND ESTABLISHING A COMPREHENSIVE PLAN FOR HERNANDO COUNTY, FLORIDA PURSUANT TO THE LOCAL GOVERNMENT COMPREHENSIVE PLANNING AND LAND DEVELOPMENT REGULATION ACT OF 1985 AND CHAPTER 9J-5, FLORIDA ADMINISTRATIVE CODE, MINIMUM CRITERIA FOR REVIEW OF LOCAL GOVERNMENT COMPREHENSIVE PLANS AND DETERMINATION OF COMPLIANCE AND WHICH CONTAINS THE FOLLOWING ELEMENTS: FUTURE LAND USE ELEMENT; TRAFFIC CIRCULATION ELEMENT; MASS TRANSIT SUBELEMENT; PORTS AND RELATED FACILITIES SUBELEMENTS; AVIATION SUBELEMENT; HOUSING ELEMENT; SANITARY SEWER SUBELEMENT; SOLID WASTE SUBELEMENT; DRAINAGE AND NATURAL GROUNDWATER AQUIFER RECHARGE SUBELEMENTS; POTABLE WATER SUBELEMENT; COASTAL MANAGEMENT ELEMENT; CONSERVATION ELEMENT; RECREATION AND OPEN SPACE ELEMENT; INTERGOVERNMENTAL COORDINATION ELEMENT; AND CAPITAL IMPROVEMENTS ELEMENT; MONITORING AND EVALUATION PROCEDURES; FUTURE LAND USE MAP MAPPING CRITERIA; REQUIRED MAPS SHOWING FUTURE CONDITIONS; PROVIDING THAT THE ORDINANCE SHALL BE CALLED THE COMPREHENSIVE PLAN; PROVIDING THAT THE COMPREHENSIVE PLAN SET OUT HEREIN SHALL SUPERSEDE ANY AND ALL PREVIOUS COMPREHENSIVE PLANS APPLICABLE TO THE UNINCORPORATED AREA OF HERNANDO COUNTY, FLORIDA; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 163, Part II, Florida Statutes also known as the Local Government Comprehensive Planning and Land Development Regulation Act of 1985 and Chapter 9J-5, Florida Administrative Code, also known as the Minimum Criteria for Review of Local Government Comprehensive Plans and Determination of Compliance requires that Hernando County prepare and adopt a new Comprehensive Plan; and

WHEREAS, Hernando County has prepared a Comprehensive Plan consisting of the following elements: Future Land Use Element; Traffic Circulation Element; Mass Transit Subelement; Ports and Related Facilities Subelement; Aviation Subelement; Housing Element; Sanitary Sewer Subelement, Solid Waste Subelement, Drainage and Natural Groundwater Aquifer Recharge Subelements; Potable Water Subelement; Coastal Management Element, Conservation Element; Recreation and Open Space Element; Intergovernmental Coordination Element; and Capital Improvements Element; Monitoring and Evaluation Procedures; Future Land Use Map Mapping Criteria; required maps showing future conditions; and

WHEREAS, Hernando County has held public hearing to provide for and encourage public participation throughout the plan preparation process; and

WHEREAS, Hernando County did submit the proposed Comprehensive Plan to the State Land Planning Agency for preliminary review on November 1, 1988; and

WHEREAS, the State Land Planning Agency did review and make written objections to certain sections of the proposed Plan and transmitted the same in writing to Hernando County within the time provided by law; and

WHEREAS, the Board of County Commissioners did take action in the manner prescribed by law and did hold a public hearing on June 7, 1989; and

WHEREAS, all applicable substantive and procedural requirements of law have been met; and

FILED
89 JUN 16 PM 3:00
TALLAHASSEE
DEPARTMENT OF
COMMUNITY DEVELOPMENT

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA:

SECTION ONE:

This Ordinance shall be known and cited as the Comprehensive Plan for Hernando County, Florida.

SECTION TWO:

The Hernando County Comprehensive Plan, attached hereto as Exhibit A, and incorporated herein by reference, shall be the Comprehensive Plan of Hernando County and shall supersede any and all previous comprehensive plans applicable to the unincorporated area of Hernando County.

SECTION THREE:

If any phrase or portion of this ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion.

SECTION FOUR:

This Ordinance shall become effective upon receipt of notice from the Secretary of State that this Ordinance has been filed with the Secretary of State.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS IN REGULAR SESSION
THIS 7th DAY OF *June*, 1989.

BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA

BY *Richard C. Killingsworth*
RICHARD C. KILLINGSWORTH, CHAIRMAN

ATTEST *Karen Nicolai*
KAREN NICOLAI, CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

Peyton B. Hyslop
PEYTON B. HYSLOP,
CHIEF ASSISTANT COUNTY ATTORNEY

