

ORDINANCE NO. 84-38

INTRODUCED BY COMMISSIONER BRUBAKER

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM THE PRESENT ZONING CLASSIFICATION OF RS-3 to CN WITH CERTAIN CONDITIONS; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, (Property Owners' names): John and Evelyn Corbett and David Arnold, purchaser

filed application for change of zoning on lands hereinafter described, and after required notice was published, a public hearing was held on 19th day of June, 1984 at 1:30 o'clock P.m. on said application; and,

WHEREAS, the BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, found, as to the requested rezoning classification of CN, as follows: (a) the proposed rezoning promotes the public welfare and complements the St. Johns County Comprehensive Plan; (b) the requested change of zoning is justifiable or fairly debatable without special conditions; (c) the proposed rezoning is desirable at this time and in this general location; (d) prior to the enactment of this Ordinance and in the interest of the public health, safety and general welfare, and without promise, prerequisite, or inducement to the enactment of this Ordinance, applicants agreed to limit their use of said lands and have consented to restrictions or limitations on the applied for rezoning of CN as hereinafter provided; and (e) such restrictions or limitations are for the benefit of the general public and not just the applicants, and they are reasonable and nondiscriminating;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA:

SECTION 1. Pursuant to the application of John/Evelyn Corbett, and David Arnold, purchaser

zoning classification of RS-3

on the following described lands:

Legal Description:

Δ portion of Government Lot 1, Section 7, Township 8 South, Range 30 East, St Johns County, Florida, being more particularly described as follows:

For a Point of Beginning (P.O.B.) start at the intersection of the Westerly right-of-way line of State Road Highway No. 1 and the Southerly right-of-way line of Creekside Drive as Shown on the Plat of Osceola Point, as recorded on Mapbook 15, pages 80 and 81, Public Records of St. Johns County, Florida; thence around the arc of the curve to the right, ± 260 feet, (said radius is 6757.65 feet) to the waters of Moultrie Creek and reference Point "A" (said curve on the Westerly right-of-way line of U.S. No. 1); thence begin again at the P.O.B. and run North $85^{\circ}52'30''$ West along the Southerly right-of-way line of Creekside Drive to the Northeast corner of Lot 1 as per Osceola Point Plat; thence South $04^{\circ}07'30''$ West ± 265 feet along the Easterly boundary of said Lot 1 to the waters of Moultrie Creek; thence Easterly along said waters ± 255 feet to reference Point "A" and the final call of this description.

is hereby changed to CN

subject to the following conditions:

Uses on this property ~~are~~ limited solely to Professional and business offices, such as, but not limited to: Doctor, Accountant, Attorney, Architect, Real Estate, and Insurance. Specifically excluded are retail sales establishments.

which conditions shall remain in full force and effect at all times until amended or changed by further ordinance of this Body.

SECTION 2. Nothing herein contained shall be deemed to impose conditions, limitations, or requirements not applicable to all other land in the zoning district wherein said lands are located, except as provided in Section 1 above.

SECTION 3. The Zoning Inspector is authorized to issue construction permits allowed by classification as rezoned and conditioned hereby.

SECTION 4. This Ordinance shall take effect immediately upon receipt of official acknowledgement from the Office of the Secretary of State to the Clerk of the Board of County Commissioners that same has been filed.

SECTION 5. This Ordinance shall be recorded by the Clerk of the Board of County Commissioners of St. Johns County, Florida, in the official public records of St. Johns County, Florida, and indexed under the names of the property owners described on page one hereof.

PASSED this 19th day of June, 1984.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

BY: Chester Binet
Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Cheryl Kent
Deputy Clerk

Adopted regular meeting 6/19/84

Effective _____

The St. Augustine Record
 PUBLISHED EVERY AFTERNOON EXCEPT SUNDAY
 ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA }
 COUNTY OF ST. JOHNS }

Before the undersigned authority personally appeared _____
Virginia L. Goodrich who on oath says that he is
Advertising Manager of the St. Augustine Record, a
 daily newspaper published at St. Augustine in St. Johns County, Florida;
 that the attached copy of advertisement, being a _____
Notice of County Commission Meeting
 _____ in the matter of _____
Proposed Rezoning, RS-3 to CN
 _____ in the _____ Court,
 was published in said newspaper in the issues of _____
May 18, 1984

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper has heretofore been continuously published in said St. Johns County, Florida, each day, except Sundays, and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me
 this 21st day of May Virginia L. Goodrich
 A.D. 19 84

Ruth M. Walker
 Notary Public

(SEAL) Notary Public, State of Florida
 My Commission Expires May 13, 1985
 Bonded New Igny form: insurance, etc.

COPY OF ADVERTISEMENT

NOTICE IS HEREBY GIVEN THAT THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AT ITS REGULAR MEETING ON THE 18 DAY OF JUNE 1984, AT 5:30 O'CLOCK P.M. IN THE COUNTY COMMISSIONERS MEETING ROOM, ST. JOHNS COUNTY COURTHOUSE, ST. AUGUSTINE, FLORIDA, WILL CONSIDER PASSAGE OF THE FOLLOWING ORDINANCE:

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM THE PRESENT ZONING CLASSIFICATION OF RS-3 TO CN WITH THE POSSIBILITY OF ADDED CONDITIONS.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,

SECTION 1. Pursuant to the application of John and Evelyn Corbett and David Arnold (parents) OWNERS of the following described land, zoning classification of RS-3 on the following described lands:

A portion of Government Lot 1, Section 7, Township 8 South, Range 30 East, St. Johns County, Florida, being more particularly described as follows:

For a Point of Beginning (P.O.B.) start at the intersection of the Westerly right-of-way line of State Road Highway No. 1 and the Southerly right-of-way line of Cranshale Drive as shown on the Plat of Cascade Point, as recorded on Mapbook 15, pages 80 and 81, Public Records of St. Johns County, Florida; thence around the arc of the curve to the right, plus/minus 280 feet (said radius is 6787.65 feet) to the waters of Moultrie Creek and reference Point "A"; (said curve on the Westerly right-of-way line of U.S. No. 1); thence begin again at the P.O.B. and run North 28° 52' 30" West along the Southerly right-of-way line of Cranshale Drive to the Northeast corner of Lot 1 as per Cascade Point Plat; thence South 84° 07' 30" West plus/minus 285 feet along the Easterly boundary of said Lot 1 to the waters of Moultrie Creek; thence Easterly along said Waters plus 255 feet to reference Point "A" and the final call of this description.

is hereby changed to CN with the possibility of added conditions.

SECTION 2. Nothing herein contained shall be deemed to impose conditions, limitations or requirements not applicable to all other land in zoning district wherein said lands are located, except as provided in Section 1 above.

SECTION 3. The Zoning Inspector is authorized to issue construction permits allowed by zoning classification as rezoned hereby.

SECTION 4. This Ordinance shall take effect immediately upon receipt of official acknowledgment of the office of the Secretary of State to the Clerk of the Board of County Commissioners, that same has been Read.

BOARD OF COUNTY COMMISSIONERS ST. JOHNS COUNTY, FLORIDA

By: /s/ Carl "Bud" Markel

Clerk

If a person decides to appeal any decision made by the Bd. of County Comm. with respect to any matter considered at the meeting or hearing, he will need a record of the proceedings, and for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

L293 May 18, 1984