

Ordinance Number 2013-02

**AN ORDINANCE ADOPTING FUTURE LAND USE MAP AMENDMENT TO THE WALTON COUNTY COMPREHENSIVE PLAN AND FUTURE LAND USE MAP; SETTING FORTH THE AUTHORITY FOR ADOPTION; AMENDING THE FUTURE LAND USE MAP; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Legislature of the State of Florida has, in Chapter 125, F.S. delegated the responsibility to local governmental units to adopt regulations designed to promote the public health, safety, and general welfare of its citizens; and

**WHEREAS**, Chapter 163, Florida Statutes, establishes the Local Government Comprehensive Planning and Land Development Regulation Act; and

**WHEREAS**, Chapter 163, Florida Statutes, requires local governments desiring to revise their comprehensive plans to prepare and adopt comprehensive plan amendments; and

**WHEREAS**, Walton County afforded opportunity for public comments concerning the subject text amendment to the Comprehensive Plan during public hearings held before the Walton County Planning Commission and Board of County Commissioners; and

**WHEREAS**, after due public notice, the Walton County Board of County Commissioners held a transmittal hearing on November 13, 2012, and an adoption hearing January 8, 2013; and

**WHEREAS**, this ordinance shall be considered a final order as required in Section 10.03.04 of the Walton County Land Development Code;

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF WALTON COUNTY, that the Walton County Comprehensive Plan Future Land Use Map be amended as follows:**

**SECTION I: FINDINGS OF FACT: The Board of County Commissioners finds as follows:**

1. The applicants name and address is:

Walton County Board of County Commissioners

2. Large Scale Amendment Number 12-01.05: Amend the adopted Future Land Use Map designation on 70.0 +/- acres, identified by parcel number 07-3N-21-37000-001-0140, north of the Choctawhatchee Bay in the Mossy Head area, on the west side of W.T. Hulion Road approximately 1,000 feet west of the intersection of W.T. Hulion Road and Laird Road, :

FUQUA FLUM CORRECTION  
LARGE SCALE AMENDMENT 12-01.05  
LEGAL DESCRIPTION

A PARCEL OF LAND LYING IN THAT PORTION OF THE SOUTH ½ OF NW ¼ AND THAT PORTION OF THE NORTH ½ OF SW ¼ LYING EAST OF LAIRD CREEK; AND THOSE PORTIONS OF THE NW ¼ OF NE ¼, SW ¼ OF NE ¼, LYING WEST OF W. T. HULION ROAD, SECTION 7, TOWNSHIP 3 NORTH, RANGE 21 WEST, WALTON COUNTY, FLORIDA CONTAINING 70.0 ACRES, MORE OR LESS, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT THE NORTHWEST CORNER OF THE NE ¼ OF SECTION 7, TOWNSHIP 3 NORTH, RANGE 21 WEST, WALTON COUNTY, FLORIDA; THENCE SOUTH 00 DEGREES 00 MINUTES 40 SECONDS WEST, ALONG THE EAST LINE OF THE NE ¼ OF NW ¼, 1305.85 FEET; THENCE DEPARTING SAID EAST LINE ON A BEARING OF SOUTH 81 DEGREES 08 MINUTES 45 SECONDS WEST, BEING THE NORTH LINE OF THE SOUTH ½ OF THE NW ¼ OF AFORESAID SECTION, 2500.84 FEET TO THE POINT OF BEGINNING; THENCE NORTH 81 DEGREE 08 MINUTES 45 SECONDS EAST, ALONG SAID NORTH LINE OF THE SOUTH ½ OF THE NW ¼ OF AFORESAID SECTION, 2500.84 FEET TO THE EAST LINE OF NE ¼ OF NW ¼; THENCE NORTH 00 DEGREES 07 MINUTES 40 SECONDS EAST ALONG SAID EAST LINE, 445.87 FEET TO THE CENTERLINE OF HULION ROAD (COUNTY MAINTAINED); THENCE DEPARTING SAID EAST LINE ON A BEARING OF SOUTH 25 DEGREES 29 MINUTES 02 SECONDS EAST, ALONG SAID CENTERLINE, 129.99 FEET; THENCE SOUTH 30 DEGREES 58 MINUTES 32 SECONDS EAST, ALONG SAID CENTERLINE, 685.12 FEET; THENCE SOUTH 10 DEGREES 38 MINUTES 32 SECONDS EAST, ALONG SAID CENTERLINE, 538.11 FEET; THENCE DEPARTING SAID CENTERLINE, SOUTH 75 DEGREES 08 MINUTES 58 SECONDS WEST, 3099.99 FEET, MORE OR LESS, TO THE WATER'S EDGE OF LAIRD CREEK; THENCE MEANDER NORTHERLY ALONG SAID WATER'S EDGE, 1195 FEET, MORE OR LESS TO A POINT BEING SOUTH 81 DEGREES 08 MINUTES 45 SECONDS WEST AND 14 FEET FROM SAID POINT OF BEGINNING; THENCE RUN NORTH 81 DEGREES 08 MINUTES 45 SECONDS EAST AND 14.0 FEET TO THE POINT OF BEGINNING, CONTAINING 70.0 ACRES, MORE OR LESS.

3. The proposed amendment is compatible with development in the area of the subject property.
4. The property is not currently served with adequate public facilities, but is not applicable to the type of development within the proposed land use category.
5. This amendment will not create adverse impact environmentally and any development under this amendment will be required to be properly designed for retention of stormwater runoff in accordance with County Regulations.

6. The property is currently categorized as Large Scale Agriculture. This amendment will restore the previous FLUM designation to its previous FLUM designation prior to the adoption of the EAR Amendment to the Walton County Comprehensive Plan adopted March 1, 2011.
7. Upon the legally effective date of this Ordinance, the property will be categorized as Rural Residential.

**SECTION II. FUTURE LAND USE MAP AMENDMENT:**

The Future Land Use Map is amended to show the above described parcel to be within the Rural Residential category. This addition increases the Rural Residential land use category by 70.0 +/- acres.

**SECTION III. SEVERABILITY**

Should any word, phrase, sentence, or section of this ordinance be held by a court of competent jurisdiction to be illegal, void, unenforceable, or unconstitutional, then such shall be severed from this ordinance, and the remainder of the ordinance shall remain in full force and effect.

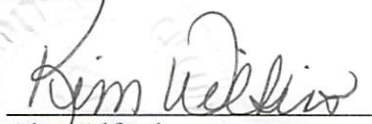
**SECTION IV. EFFECTIVE DATE**

This ordinance shall take effect as provided by law.

Duly enacted, by the Board of County Commissioners of Walton County, Florida, at a regular meeting on the 8th day of January, 2013.

BOARD OF COUNTY COMMISSIONERS  
WALTON COUNTY, FLORIDA

Attest:

  
for Alex Alford  
Clerk of Court

By:   
Chair