

ORDINANCE 2022-05

AN ORDINANCE AMENDING THE WALTON COUNTY LAND DEVELOPMENT CODE, SUBSTANTIVELY AMENDING CHAPTER 9 GLOSSARY ADDING THE DEFINITION OF STORY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR LIBERAL INTERPRETATION; PROVIDING FOR MODIFICATIONS; AND PROVIDING AN EFFECTIVE DATE.

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

**WHEREAS**, the Board of County Commissioners wishes to update the Land Development Code providing for consistency with the updated Comprehensive Plan and to provide internal consistency with policy changes; and

**WHEREAS**, pursuant to Section 163.3184, Florida Statutes, the Walton County Planning Commission conducted a public hearing, with due public notice having been provided, on the proposed Land Development Code amendments on February 10, 2022 and the Walton County Board of County Commissioners held a public hearing on March 8, 2022 to consider the adoption of the proposed amendment to its Land Development Code; and

**WHEREAS**, after due public notice having been provided, the Walton County Board of County Commissioners held a public hearing on April 12, 2022 to consider the adoption of the proposed amendment to its Land Development Code, in accordance with Section 163.3184, Florida Statutes; and

**WHEREAS**, the Walton County Board of County Commissioners considered all oral and written comments received during such public hearings, including the date and analyses provided for this amendment, the recommendations of the Planning Commission; and

**NOW THEREFORE, BE IT ORDAINED** by the Board of County Commissioners of Walton County, Florida, that:

**SECTION I. PURPOSE AND INTENT.**

This Ordinance is hereby enacted to carry out the purpose and intent of, and to exercise the authority set out in the Local Government Comprehensive Planning and Land Development Regulations Act, Chapter 163, Part II, Florida Statutes, as amended.

2022-05

**SECTION II. TEXT AMENDMENTS.**

**CHAPTER 9. GLOSSARY**

*Story:* An above-grade habitable or uninhabitable floor level within a building. Specifically, that portion of a building included between the upper surface of a floor, ground level surfacing, or the ground and the upper surface of the next floor or roof above.

**SECTION III. CONFLICT WITH OTHER ORDINANCES OR CODES.**

All Ordinances or parts of Ordinances of the Code of Ordinances of Walton County, Florida, in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

**SECTION IV. SEVERABILITY.**

If any provision of this Ordinance is held to be illegal, invalid, or unconstitutional by a court of competent jurisdiction, the other provisions of this ordinance shall remain in full force and effect.

**SECTION V. SCRIVENER'S ERRORS.**

It is the intention of the Board of County Commissioners of Walton County, Florida and it is hereby provided that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of Walton County, Florida and to that end, the sections of this ordinance may be renumbered or re-lettered and the word "ordinance" may be changed to "section" or "article" or other appropriate designation. Additionally, corrections of typographical errors which do not affect the intent of this Ordinance may be authorized by the County Attorney without public hearing, by filing a corrected or re-codified copy with the Clerk of Courts.

**SECTION VI. ORDINANCE TO BE LIBERALLY CONSTRUED.**

This ordinance shall be liberally construed in order to effectively carry out the purposes hereof which are deemed not to adversely affect public health, safety, or welfare.

**SECTION VII. MODIFICATIONS.**

It is the intent of the Board of County Commissioners of Walton County, Florida, that the provisions of this ordinance may be modified as a result of considerations that may arise during a public hearing. Such modifications shall be incorporated into the final version of the ordinance adopted by the Board.

**SECTION VIII. EFFECTIVE DATE.**

The effective date shall be as provided by law.

Duly enacted by the Board of County Commissioners of Walton County, Florida, at a regularly scheduled public hearing on the \_\_\_\_ day of \_\_\_\_\_, 2022.

BOARD OF COUNTY COMMISSIONERS  
WALTON COUNTY, FLORIDA



ATTEST:

By: 

Michael Barker, Chairman  
Board of County Commissioners



Alex Alford  
Clerk of Court