

## **ORDINANCE NO. 89**

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO ITS COMPREHENSIVE DEVELOPMENT PLAN IN ACCORDANCE WITH THE MANDATES SET FORTH IN CHAPTER 163, FLORIDA STATUTES, SPECIFICALLY SECTION 163.3187(1)(c), ET SEQ., FLORIDA STATUTES, WHICH PROVIDES FOR AN AMENDMENT TO THE VILLAGE'S FUTURE LAND USE MAP DESIGNATING TWO (2) PARCELS OF REAL PROPERTY COMPRISING A TOTAL OF 5.26± ACRES, MORE OR LESS, AS "RESIDENTIAL"; WHICH PARCELS ARE LOCATED DIRECTLY SOUTH OF COUNTRY ROAD SOUTH AND ADJACENT TO ROBERT RABORN COURT, INFORMALLY KNOWN AS THE "RABORN-BOONSTRA PROPERTY"; PROVIDING FOR COMPLIANCE WITH ALL REQUIREMENTS OF CHAPTER 163, FLORIDA STATUTES; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**WHEREAS**, the State Legislature of the State of Florida has mandated that all municipalities draft and adopt comprehensive development plans to provide thorough and consistent planning with regard to land within their corporate limits; and

**WHEREAS**, all amendments to the comprehensive development plan must be adopted in accordance with detailed procedures which must be strictly followed; and

**WHEREAS**, the Village of Golf, Florida has adopted Resolution No.08-10 on November 12, 2008 which approved the plat of "Raborn Estates at Village of Golf"(the "Plat"); and

**WHEREAS**, the Plat was filed for record on November 24, 2008 with the Clerk & Comptroller for Palm Beach County, Florida at Plat Book 112, Pages 3-4 and depicted Lots 1 and 2 on the western border of the Plat adjacent to newly named Robert Raborn Court on the east side of the two (2) lots; and

**WHEREAS**, the Village of Golf has proposed a small scale amendment to the Village comprehensive development plan which meets all the requirements of a "small scale" development as defined in Section 163.3187(1)(c), Florida Statutes, to ensure that all portions of the two (2), newly created Lots 1 & 2 on the Plat are appropriately designated as "Residential" on the Future Land Use and Existing Land Use map for the Village of Golf; and

**WHEREAS**, the Village of Golf has held all duly required public hearings, in accordance

with Chapter 163, Florida Statutes, and its Code of Ordinances; and

**WHEREAS**, the Village Council desires to adopt the proposed amendment to the current comprehensive development plan to guide and control the future development of the Village, and to preserve, promote and protect the public health, safety and welfare.

**NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA, THAT:**

Section 1: The Village Council of the Village of Golf, Florida, hereby adopts an amendment to its current comprehensive development plan dated September 10, 2007; by providing for the land use designation of "Residential" for two (2) parcels of property comprising a total of approximately 5.26± acres, more or less, and amending the Village's Future Land Use Map and Existing Land Use Map accordingly; which amendment consists of changing the current maps to the ones which are attached hereto as composite Exhibit A and made a part hereof and of the current comprehensive development plan. A copy of the comprehensive development plan, as amended, is on file in the office of the Village Clerk, Village of Golf, Florida.

Section 2: The Village Manager is hereby directed to transmit one (1) copy of the amendment to the current comprehensive development plan to the State Land Planning Agency, along with a letter indicating the cumulative number of acres involved in small scale developments within the Village of Golf that the Village Council has approved during the past calendar year, a copy of the adopting ordinance, ordinance effective date and small scale development amendment application number in accordance with Rule 9J-11.015, Florida Administrative Code. A copy of the above shall also be sent to the Treasure Coast Regional Planning Council and to any other unit of local government who has filed a written request for same.

Section 3: All ordinances or parts of ordinances in conflict be and the same are hereby repealed.

Section 4: Should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of this Ordinance.

Section 5: The effective date of this plan amendment shall be thirty-one (31) days

following adoption of this Ordinance by the Village of Golf. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has become effective. If the Ordinance is timely challenged by an "affected person" as defined in Chapter 163, Florida Statutes, the amendment does not become effective until a final order is issued finding the amendment in compliance.

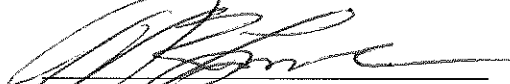
FIRST READING this 21<sup>st</sup> day of January, 2009.

SECOND AND FINAL READING this 18<sup>th</sup> day of February, 2009.

VILLAGE OF GOLF

X  
Aye

        
Nay

  
Mayor Thomas E. Lynch


        
Aye

        
Nay

        
Vice Mayor Erik E. Joh

✓  
Aye

        
Nay

  
Councilmember Michael E. Botos


✓  
Aye

        
Nay

  
Councilmember Cynthia Ottaway

✓  
Aye

        
Nay

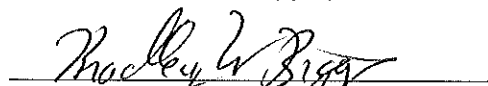
  
Councilmember William Rodlawig

ATTEST:

(SEAL)

  
Carol Marciano, Village Clerk

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY.

  
for Trela J. White, Village Attorney

Y:\docs\Village of Golf\Ordinances\SSCPA-Lots 1-2-RabornEsts-09

# FUTURE LAND USE

FIGURE

A MAP OF THE  
VILLAGE OF

## GOLF

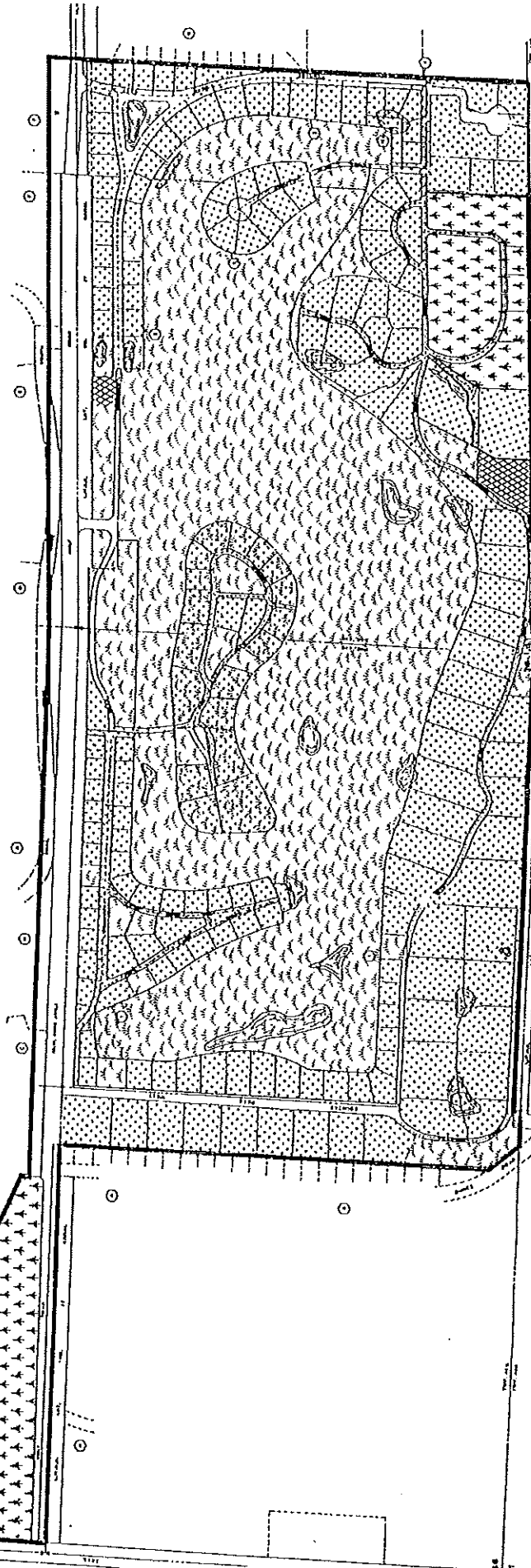
AND VICINITY  
HALL COUNTY, ALABAMA

DATE : November 2006

SOURCE : VILLAGE OF GOLF

### LEGEND

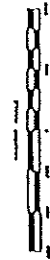
RESIDENTIAL	CONSERVATION	0
COMMERCIAL	AGRICULTURAL	▲ ▲ ▲
RECREATION OPEN SPACE	VACANT LAND	□
PUBLIC BUILDINGS FACILITY	ROAD RIGHT-OF-WAY	□



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Holloway  
O'Mahoney  
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vision for the future.



# EXISTING LAND USE

FIGURE 4

A MAP OF THE  
VILLAGE OF

## GOLF

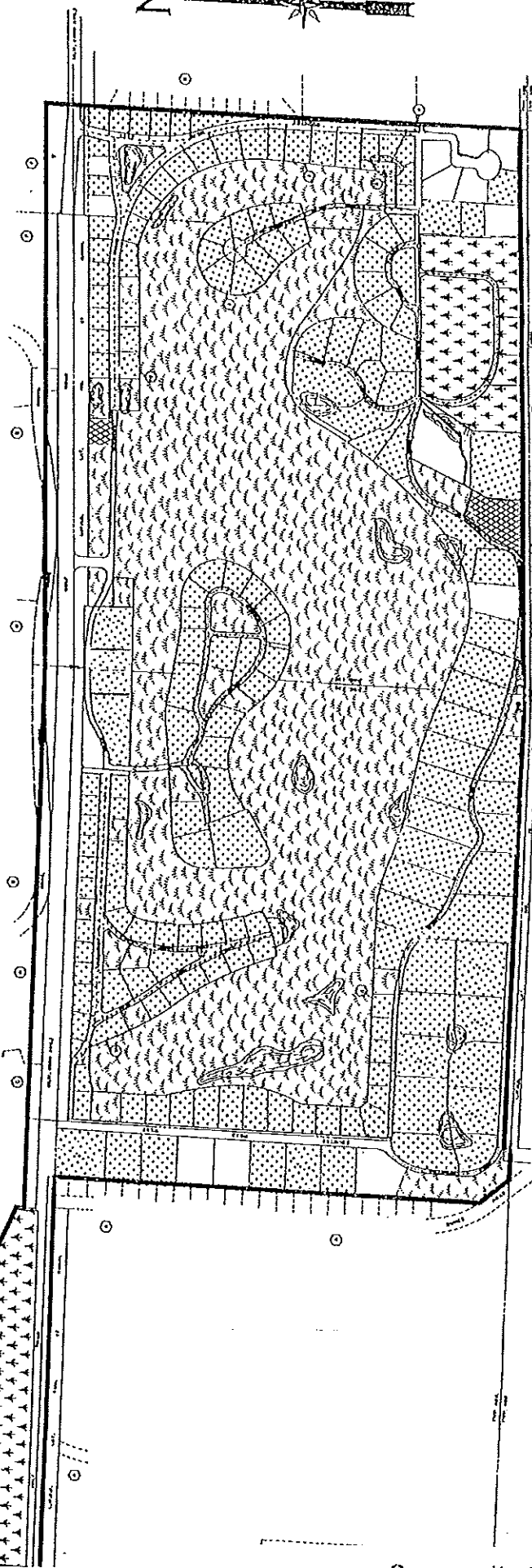
AND VICINITY

DATE : November 2006

SOURCE : VILLAGE OF GOLF

### LEGEND

RESIDENTIAL	CONSERVATION	0
COMMERCIAL	AGRICULTURAL	▲ ▲ ▲
RECREATION OPEN SPACE	VACANT LAND	□
PUBLIC BUILDINGS FACILITY	ROAD RIGHT-OF-WAY	□



Let us help you find a  
better way to live.



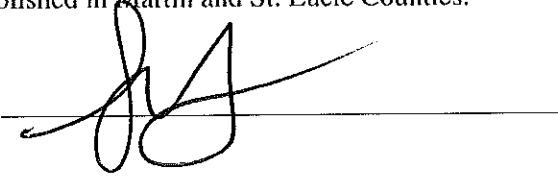
# THE PALM BEACH POST

Published Daily and Sunday  
West Palm Beach, Palm Beach County, Florida

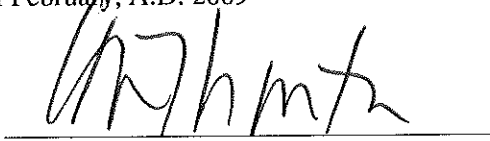
## PROOF OF PUBLICATION

STATE OF FLORIDA  
COUNTY OF PALM BEACH

Before the undersigned authority personally appeared **Janet Taylor Fisher**, who on oath says that she is **Classified Call Center Manager** of The Palm Beach Post, a daily and Sunday newspaper, published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising for a **Notice** in the matter of **Ordinance 89** was published in said newspaper in the issues of **February 7, 2009**. Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she/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. Also published in Martin and St. Lucie Counties.



Sworn to and subscribed before 9<sup>th</sup> day of February, A.D. 2009



Personally known XX or Produced Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_

NOTARY PUBLIC-STATE OF FLORIDA  
**Karen M. McLinton**  
Commission #DD832672  
Expires: NOV. 15, 2012  
BONDED THRU ATLANTIC BONDING CO., INC.

NO. 38320571

## NOTICE OF SMALL SCALE COMPREHENSIVE LAND MAP CHANGE

The Village of Golf proposes to adopt the

**ORDINANCE NO. 89**

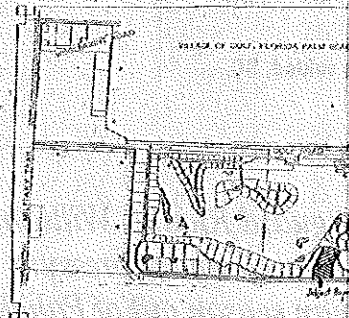
AN ORDINANCE OF THE VILLAGE OF GOLF, FLORIDA, ADOPTING AMENDMENT TO ITS COMPREHENSIVE LAND USE MAP IN ACCORDANCE WITH THE MA IN CHAPTER 163, FLORIDA STATUTES, SECTION 163.3187(1)(c), ET SEQ., WHICH PROVIDES FOR AN AMENDMENT TO THE FUTURE LAND USE MAP DESIGNATING OF REAL PROPERTY COMPRISING A TOTAL OF MORE OR LESS, AS "RESIDENTIAL", WHICH IS LOCATED DIRECTLY SOUTH OF COUNTY ROAD 1 AND ADJACENT TO ROBERT RABORN COUNTRY CLUB, KNOWN AS THE "RABORN-BOON", PROVIDING FOR COMPLIANCE WITH ALL CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR A SEVERABILITY CLAUSE; DETERMINING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

A Public Hearing for Second and Final Reading of the Ordinance referenced above adopting a small scale Comprehensive Land Use Map of the Village of Golf's comprehensive development plan by the Village Council on Wednesday, February 11, 2009, at 9:00 a.m. or as soon thereafter as this item is available, continuing from time to time and place to place at the Village Hall located at 21 Country Road, Florida.

A copy of the comprehensive development plan Ordinance which is proposed for Adoption and Final Reading is available for inspection at the Village office during normal business hours, 9:00 a.m. to 4:00 p.m., Monday through Friday. All interested parties are encouraged to come to the public hearing.

If a person decides to appeal any decision of the Village Council with respect to any matter considered at the public hearing, he or she will need to insure that a record of the proceedings is made, which record shall include testimony and evidence from which the appeal can be heard. The Village of Golf does not provide such a record.

The location of the subject property is shown on the attached map.



**PUBLISH: February 7, 2009**