

ORDINANCE NO. 2006-09

AN ORDINANCE OF THE CITY OF DUNNELLON, FLORIDA; RELATING TO AN AMENDMENT TO THE TEXT OF THE FUTURE LAND USE ELEMENT OF THE CITY OF DUNNELLON COMPREHENSIVE PLAN AND TO AN AMENDMENT OF MORE THAN TEN ACRES OF LAND TO THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN, REPEALING ORDINANCE NO. 2005-01 WHICH CHANGED THE FUTURE LAND USE CLASSIFICATION FROM AGRICULTURAL, RESIDENTIAL-MEDIUM, COMMERCIAL AND CONSERVATION TO RESIDENTIAL-LOW, COMMERCIAL, WETLANDS, CONSERVATION AND RECREATION ON CERTAIN LANDS WITHIN THE CORPORATE LIMITS OF THE CITY OF DUNNELLON, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on November 14, 2005, the City Council of the City of Dunnellon adopted Comprehensive Plan Amendment CPA 04-L1, by enactment of Ordinance No. 2005-01 pursuant to an application by the Rainbow River Ranch, LLC under the regular amendment procedures established in Sections 163.3161 thru 163.3215, Florida Statutes; and

WHEREAS, Rainbow River Ranch, LLC has advised City Council that it desires to withdraw such application; and

WHEREAS, the City Council has determined that in light of such withdrawal it is appropriate to repeal Ordinance No. 2005-01; and

WHEREAS, the City Council held two public hearings with public notices having been provided under the provisions of the public hearing procedures established in Chapters 163 and 166, Florida Statutes and at said public hearings the City Council reviewed and considered all comments received during the public hearings;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DUNNELLON, FLORIDA, AS FOLLOWS:

Section 1. Ordinance No. 2005-01 is hereby repealed.

Section 2. Future Land Use Designation. The Future Land Use element of the Comprehensive Plan and the Future Land Use classification for the property described below shall be Agricultural, Residential-Medium, Commercial and Conservation as existed prior to the adoption of ordinance 2005-01, on the property described and as depicted on the attached Exhibit A.

Section 3. Severability. If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 4. Conflicts Repealed. All ordinances or parts of ordinances in conflict with this Ordinance shall be repealed to the extent of such conflict. If any portion of this Ordinance is found to be invalid, then only that portion of this Ordinance shall be stricken.

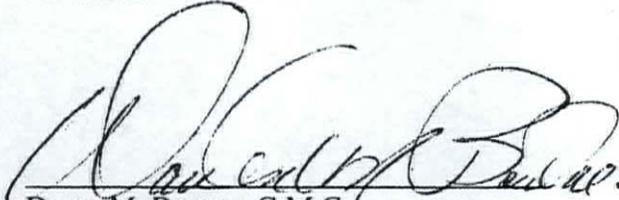
Section 5. Effective Date. This Ordinance shall become effective immediately upon adoption.

PASSED ON FIRST READING, THIS 11th DAY OF SEPTEMBER, 2006.

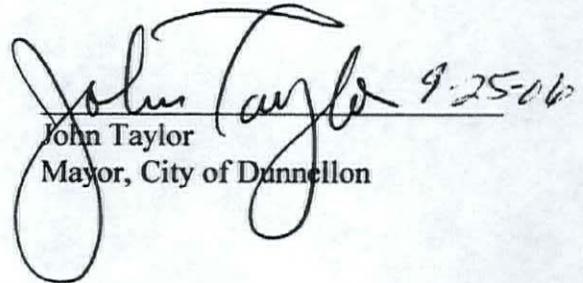
PASSED AND DULY ADOPTED, with a quorum present and voting by the City Council of the City of Dunnellon, Florida, on final reading this 25th day of September, 2006.

ATTEST:

CITY COUNCIL OF THE
CITY OF DUNNELTON, FLORIDA

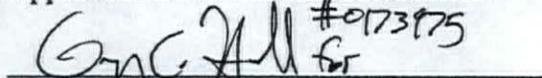


Dawn M. Bowne, C.M.C.
City Clerk



John Taylor
Mayor, City of Dunnellon

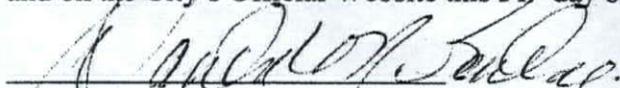
Approved as to Form and Correctness:



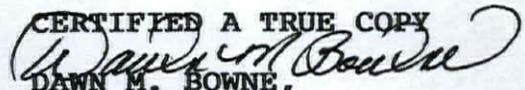
J. Theodore Schatt, City Attorney
Mateer & Harbert, P.A.
P.O. Box 3775
Ocala, FL 34478
Telephone: 352-351-8003
Facsimile: 352-351-9002

CERTIFICATE OF POSTING

I HEREBY CERTIFY that copies of the foregoing Ordinance were posted at City Hall, the Chamber of Commerce, and the Dunnellon Library, in the City of Dunnellon, Florida, and on the City's Official Website this 31st day of August 2006.



Dawn M. Bowne, C.M.C.
City Clerk

CERTIFIED A TRUE COPY

DAWN M. BOWNE,
CITY CLERK