

ORDINANCE NO. 2021 - \_\_\_\_

**AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA AMENDING THE 2030 NASSAU COUNTY COMPREHENSIVE PLAN; AMENDING THE RECREATION AND OPEN SPACE ELEMENT POLICY ROS.01.03, TO REVISE PARKS DEFINITIONS; AMENDING POLICY ROS.01.04, TO REVISE ADOPTED LEVEL OF SERVICE STANDARDS; AMENDING AND RENUMBERING POLICY FL.01.05 TO POLICY FL.01.06; ADDING A NEW POLICY ROS.01.05, TO ESTABLISH MINIMUM DESIGN REQUIREMENTS FOR A REGIONAL PARK; ADDING A NEW POLICY ROS.01.07 TO ESTABLISH MINIMUM DESIGN STANDARD REQUIREMENTS FOR A LOCAL/NEIGHBORHOOD PARK; AMENDING POLICY ROS.01.09, REGARDING IMPACT FEES AND LAND DEDICATION; DELETING POLICY ROS.01.15; AMENDING THE FUTURE LAND USE ELEMENT POLICIES FL.01.02, AND FL.02.05, TO RELOCATE PARK LEVEL OF SERVICE REQUIREMENTS WILLIAM BURGESS MIXED USE ACTIVITY CENTER OVERLAY DISTRICT TO RECREATION AND OPEN SPACE POLICY ROS.01.06; ADDING NEW PUBLIC FACILITIES (STORMWATER MANAGEMENT SUB-ELEMENT) POLICY STM.01.06, TO ENCOURAGE JOINT USE OF STORMWATER TREATMENT FACILITIES AND LOCAL PARKS; PROVIDING FOR TRANSMITTAL; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the 2030 Nassau County Comprehensive Plan requires updates to the goals, objectives, and policies of the Plan in order to remain current in its references and in compliance with the requirements of Ch. 163 Florida Statutes; and

**WHEREAS**, the Planning and Zoning Board, acting in their capacity as Local Planning Agency for Nassau County, conducted a public hearing on this amendment on \_\_\_\_\_, 2021 and voted to recommend approval to the Board of County Commissioners and for transmittal of this application; and

**WHEREAS**, the Board of County Commissioners held a public hearing for transmittal of this amendment on \_\_\_\_\_, 2021; and

**WHEREAS**, the Florida Division of Community Planning conducted a limited interagency review of this application in accordance with the expedited review procedures pursuant to Sec. 163.3184(3)(b) and 163.3180(1)(a), Florida Statutes; and

**WHEREAS**, the Board of County Commissioners held a public hearing for adoption of this amendment on \_\_\_\_\_, 2021; and

**WHEREAS**, due public notice of all public hearings has been provided in accordance with Chapter 163, Florida Statutes.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA:**

### **SECTION 1. FINDINGS**

This action complies with Chapter 163, Part II, Florida Statutes, as amended, and is consistent with the goals, objectives and policies of the Nassau County Comprehensive Plan.

### **SECTION 2. AMENDMENTS**

- (A) Policies ROS.01.03, ROS.01.04, ROS.01.05, ROS.01.06 and ROS.01.09 of the Recreation and Open Element of the Nassau County Comprehensive Plan are amended and adopted as set forth in Exhibit "A" attached hereto and made a part hereof.
- (B) New Policies ROS.01.05 and ROS.01.07 of the Recreation and Open Element of the Nassau County Comprehensive Plan are adopted as set forth in Exhibit "A" attached hereto and made a part hereof.
- (C) Policy ROS.01.15 is rescinded and deleted as set forth in Exhibit "A" attached hereto and made a part hereof.
- (D) Policies FL.01.02 (I) and FL.02.05(E) of the Future Land Use Element of the Nassau County Comprehensive Plan are amended and adopted as set forth in Exhibit "A" attached hereto and made a part hereof.
- (E) New Policy STM.01.06 of the Public Facilities Element (Stormwater Management Sub-Element) of the Nassau County Comprehensive Plan are adopted as set forth in Exhibit "A" attached hereto and made a part hereof.
- (F) This amendment affects only those policies referenced in Exhibit "A"; all other maps, goals, objectives and policies of the adopted Nassau County Comprehensive Plan shall remain as currently adopted.

### **SECTION 3. SEVERABILITY**

It is the intent of the Board of County Commissioners of Nassau County, Florida, and is hereby provided, that if any section, subsection, sentence, clause, phrase, or provision of

this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not be so construed as to render invalid or unconstitutional the remaining provisions of this Ordinance.

#### **SECTION 4. EFFECTIVE DATE**

This Ordinance shall be filed with the Office of the Secretary of State. This Ordinance shall become effective 31 days after the state land planning agency notifies Nassau County that the plan amendment package is complete. However, if timely challenged, this Ordinance shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this amendment to be in compliance.

adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2021 by the Board of County Commissioners of Nassau County, Florida.

BOARD OF COUNTY COMMISSIONERS  
NASSAU COUNTY, FLORIDA

\_\_\_\_\_  
THOMAS FORD  
Its: Chair

ATTEST as to Chairman's Signature:

\_\_\_\_\_  
John A. Crawford  
Its: Ex-Officio Clerk

Approved as to form by the  
Nassau County Attorney

\_\_\_\_\_  
Michael S. Mullin  
County Attorney