

ORDINANCE NO. 13-16

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH; AMENDING SECTION 4.4.13(B), FIGURE 4.4.13-5, "CENTRAL CORE & BEACH SUB-DISTRICTS REGULATING PLAN"; PROVIDING A SAVING CLAUSE, A GENERAL REPEALER CLAUSE, AND AN EFFECTIVE DATE.

WHEREAS, recent updates to the land development regulations for the Central Business District require modifications to ensure the intent is achieved and to make those regulations understandable to the public, predictable to landowners, and easier for the city to administer; and

WHEREAS, the Planning and Zoning Board reviewed these amendments at a public hearing held on April 18, 2016 and recommended on a vote of 5 to 0 that the City Commission approve these amendments. Pursuant to Florida Statute 163.3174(4)(c), the Planning and Zoning Board, sitting as the Local Planning Agency, has determined these amendments to be consistent with the Delray Beach Comprehensive Plan; and

WHEREAS, the City Commission, at a duly noticed public hearing on _____ 2016, received and considered comments from the Planning and Zoning Board and from the public, and gave careful consideration to all aspects of this ordinance; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF DELRAY BEACH, AS FOLLOWS:

Section 1. That Section 4.4.13(B) Figure 4.4.13-5, "**Central Core & Beach Sub-Districts Regulating Plan,**" be amended to accurately properly identify the Primary Street designation along NE/SE 2nd Avenue, SE 4th Avenue, NE/SE 5th Avenue, and NE/SE 6th Avenue, as was adopted with Ordinance 02-15 and as shown in "**Exhibit A.**"

Section 2. That should any section or provision of this ordinance, or any paragraph, sentence, or word thereof, be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of this ordinance as a whole or part thereof other than the part declared to be invalid

Section 3. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. That this ordinance shall become effective upon its adoption on second and final reading.

PASSED AND ADOPTED in regular session on second and final reading on this ____ day of _____, 2016.

MAYOR

ATTEST:

City Clerk

First Reading: _____

Second Reading: _____

EXHIBIT A

Figure 4.4.13-5 – Central Core & Beach Sub-districts Regulating Plan

