

ORDINANCE NO. 2889

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING ORDINANCE 2352, THE LAND DEVELOPMENT REGULATIONS, BY REZONING APPROXIMATELY 0.91 ACRES CONSISTING OF PARCELS A AND B LOCATED ON THE SOUTHWEST CORNER OF 8TH STREET AND CARSWELL AVENUE AND PARCEL C LOCATED ON THE SOUTHEAST CORNER OF 8TH STREET AND CARSWELL AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM THE CURRENT CITY ZONING OF CC-1 (COMMERCIAL CORRIDOR) TO CITY ZONING I-2 (HEAVY INDUSTRIAL); PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Holly Hill, Volusia County, Florida, has adopted a comprehensive plan pursuant to, and in compliance with 163.3161 et. Seq., Florida Statutes; and

WHEREAS, the City Commission, as authorized by 163.3202, Florida Statutes, has enacted and does enforce Ordinance 2352, the Land Development Regulations, based on, related to, and as a means to implement its adopted comprehensive plan; and

WHEREAS, the City Commission has determined that it is necessary to amend its Land Development Regulations as herein provided in order to more effectively implement and is consistent with its adopted comprehensive plan.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF HOLLY HILL, FLORIDA:

SECTION 1. The Official Zoning Map of the City of Holly Hill is hereby amended by changing the zoning classification for the property described in attached Exhibit A from City Zoning CC-1 (Commercial Corridor) to City zoning I-2 (Heavy Industrial).

SECTION 2. SEVERABILITY. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance, or application hereof, is for any reason held invalid or unconstitutional by any Court, such portion or application shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions or application hereof.

SECTION 3. EFFECTIVE DATE. That this Ordinance shall become effective immediately upon its adoption.

The within and foregoing Ordinance was introduced and read on first reading before the City Commission of the City of Holly Hill, Florida, at its regular meeting held in Commission Chambers at City Hall on the 11th day of January, 2011.

It was moved by Commissioner Glass and seconded by Commissioner Moore that said Ordinance be approved on first reading. A roll call vote of the Commission held on said motion for approval of the Ordinance resulted as follows:

ROLL CALL VOTE AS FOLLOWS: (Ordinance 2889):

Mayor Roy Johnson	<u>Yes</u>
Commissioner John Penny	<u>Yes</u>
Commissioner Rick Glass	<u>Yes</u>
Commissioner Donnie Moore	<u>Yes</u>
Commissioner Liz Towsley Patton	<u>Yes</u>

ADOPTED THIS 11th DAY OF JANUARY, 2011.

The within and foregoing Ordinance was introduced and read on the second reading before the City Commission of the City of Holly Hill, Florida, at its regular meeting held in Commission Chambers at City Hall on the 25th day of January, 2011.

It was moved by Commissioner Glass and seconded by Commissioner Patton that said Ordinance be adopted. A roll call vote of the Commission held on said motion to adopt the Ordinance resulted as follows:

ROLL CALL VOTE AS FOLLOWS: (Ordinance 2889):

Mayor Roy Johnson	<u>Yes</u>
Commissioner John Penny	<u>Yes</u>
Commissioner Rick Glass	<u>Yes</u>
Commissioner Donnie Moore	<u>Yes</u>
Commissioner Liz Towsley Patton	<u>Yes</u>

ADOPTED THIS 25th DAY OF JANUARY, 2011.

WHEREUPON, the Mayor of the City of Holly Hill, Florida, has hereunto set his official signature, duly attested by the City Clerk, and has caused the official seal of said City to be affixed, all at City Hall in the City of Holly Hill, this 25th day of January, 2011 for the purpose of authenticity as is required by law.

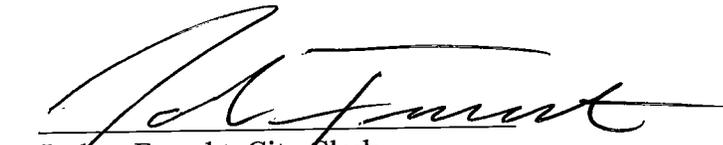
CITY OF HOLLY HILL, FLORIDA



Roy Johnson, Mayor

Mark D. Barker, Interim City Manager

Attest:



Joshua Fruecht, City Clerk

EXHIBIT A

LEGAL DESCRIPTION

LOTS 24 & 25 PINE CREST HOLLY HILL PER OR 4747 PG 2995; LOTS 22 & 23 INC PINE CREST HOLLY HILL OR 3935 PG 0557; LOTS 49 & 50 PINE CREST HOLLY HILL MB 6 PG 56 PER OR 3699 PG 1348 DIV CASE 86-307803 PER OR 3699 PG 1342 PER OR 6308 PG 2024

Volusia County Tax Parcels #5337-01-00-0240, 5337-01-00-0220 AND 5337-01-00-0240