LEON COUNTY ORDINANCE NO. ____

AN ORDINANCE AMENDING LEON COUNTY ORDINANCE NO. 92-11 TO PROVIDE FOR A CHANGE IN ZONE CLASSIFICATION FROM CP COMMERCIAL PARKWAY AND M-1 LIGHT INDUSTRIAL TO OS OPEN SPACE IN LEON COUNTY, FLORIDA; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA:

SECTION 1. The Official Zoning Map as adopted in Leon County Ordinance No. 92-11 is hereby amended as it pertains to the following described real property:

PRZ090015: From Commercial Parkway and M-1 Light Industrial to OS Open Space:

Commence at the Southwest corner of the East Half of Section 30, township 1 North, Range 1 West, Leon County, Florida, run thence North along the West boundary oif the East Half of said Section 30 a distance of 1320 feet to the Southwest corner of the Northwest Quarter of the Southeast Quarter of said Section 30; thence North 00 degrees 28 minutes 31 seconds West along the West boundary of the East half of said Section 30, a distance of 1320.99 feet to a point of intersection with the Southerly right of way boundary of State Road 10, US Highway 90, (said point lying on a curve concave to the Northwesterly); thence Northeasterly along said right of way cure with a radius of 5829.65 feet through a central angle of 11 degrees 25 minutes 03 seconds an arc distance of 1161.69 feet (to the Point of Tangency), thence North 69 degrees 03 minutes 15 seconds East along said Southerly right of way boundary a distance of 437.85 feet to a found concrete monument#1254 for the POINT OF BEGINNING. Thence from said POINT OF BEGINNING RUN South 00 degrees 53 minutes 20 seconds West to a found 4 inch by 4 inch concrete monument (1254), a distance of 320.29 feet; thence run North 69 degrees 16 minutes 12 seconds East to a found 4 inch by 4 inch concrete monument (1254), a distance of 369.31 feet; thence run South 00 degrees 16 minutes 54 seconds West to a found 2 inch iron pipe, a distance of 586.07 feet; thence run North 89 degrees 33 minutes 18 seconds West to a found ¾ inch iron pipe, a distance of 797.73 feet; thence run North 00 degree 33 minutes 28 seconds West to a found 4 inch by 4 inch concrete monument (1254); a distance of 351.75 feet; thence run North 89 degrees 35 minutes 02 seconds East to a found 4 inch by 4 inch concrete monument (1254), a distance of 51.63 feet; thence run North 00 degree 26 minutes 17 seconds West to a found 4 inch by 4 inch concrete monument (1254), a distance of 259.05 feet; (said monument being a point in a curve of State Road No. 10); thence run North 71 degrees 05 minutes 20 seconds East along the chord of said curve to a POINT OF TANGENCY, a chord distance of 5.01 feet; thence run North 68 degrees 35 minutes 10 seconds East along the southern right of way boundary of State Road No. 10, to a found 4 inch by 4 inch concrete monument, a distance of 38.13 feet; thence run South 00 degrees 29 minutes 04 seconds East to a found 4 inch by 4 inch plain top concrete monument, a distance of 150.24 feet; thence run North 69 degrees 02 minutes 01 second East to a found 4 inch by 4 inch plain top concrete monument, a distance of 149.84 feet; thence run North 00 degree24 minutes 29 seconds West to a found 4 inch by 4 inch plain top concrete monument, a

distance of 150.06 feet (said monument marking a point on the southern right of way boundary of State Road No. 10); thence run North 69 degrees 05 minutes 01 second East along said southern right of way boundary of State Road 10 back to the POINT OF BEGINNING, a distance of 249.75 feet. Containing 10.502 acres, more or less.

ALSO: Commence at an iron bar at the Southeast corner of Section 30, Township 1 North, Range 1 West, Leon County, Florida, and thence run South 88 degrees 08 minutes 19 seconds West along the South boundary of said Section 30 a distance of 1330.91 feet to a set concrete monument, thence South 88 degrees 08 minutes 19 seconds West along said South boundary of Section 30, a distance of 1305.76 feet to a found axle, thence run North 00 degree 51 minutes 08 seconds West 1393.62 feet to a found iron pip thence run North 89 degrees 01 minute 21 seconds East 37.16 feet to a set concrete monument, thence run North 01 degree 08 minutes 46 seconds West 1326 feet to a found concrete monument on the Southerly right of way of US Highway 90, thence run Northeasterly along a curve to the left having a radius of 5829.65 feet an arc distance of 68.06 feet (chord North 79 degrees20 minutes 10 seconds East 68.06 feet) to a concrete monument, thence run South 00 degree 00 minutes 38 seconds East 671.66 feet to a set concrete monument, thence run North 89 degrees 59 minutes 18 seconds East 972 feet to a found concrete monument, thence run North 89 degrees 59 minutes 18 seconds East 972 feet to a found concrete monument and the POINT OF BEGINNING, thence run North 00 degrees 18 seconds 15 minutes West 354.01 feet to a found concrete monument at the Southwest corner of the W. M. Bennett property, thence run North 89 degrees 54 minutes 58 seconds East 797.52 feet along the Southerly line of said property as described in Official Records Book 2273, Page 335 of the Public Records of Leon County, Florida, to a found 2 inch iron pipe, thence run south 00 degrees 18 minutes 15 seconds East 723.92 feet to a found iron pipe on the Northerly line of Shuler Road (private road), thence run South 89 degrees 41 minutes 56 seconds West 797.51 feet along said Northerly line of Shuler road and the Westerly extension thereof, to a found 4 inch concrete monument (stamped LB 7245), thence North 00 degrees 18 minutes 15 seconds West 372.93 feet to the POINT OF BEGINNING, containing 13.2 acres, more or less.

SECTION 2. All Ordinance or parts of Ordinance in conflict with the provisions this ordinance are hereby repealed to the extent of such conflict, except to the extent of any conflicts with the Tallahassee-Leon County 2010 Comprehensive Plan as amended which provisions shall prevail over any parts of this ordinance which are inconsistent, either in whole or in part, with the said Comprehensive Plan.

SECTION 3. If any word, phrase, clause, section or portion of this Ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion or words shall be deemed a separate and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 4. The effective date of this ordinance shall be the effective date of comprehensive plan amendment PCM 090207.

DULY PASSED AND ADOPTED by the Board of County Commissioners of Leon County, Florida, on this th__ day of November, 2009.

LEON COUNTY, FLORIDA

_____
Bryan Desloge, Chairman
Board of County Commissioners

ATTEST:
Bob Inzer, Clerk of the Court

By: _____

APPROVED AS TO FORM:
County Attorney's Office
Leon County, Florida

By: _____
Herbert W. A. Thiele, Esq.
County Attorney