

ORDINANCE NO. 2018- _____

SEMINOLE COUNTY, FLORIDA

**AN ORDINANCE REMOVING PROPERTY FROM THE RURAL AREA;
AMENDING THE RURAL BOUNDARY; PROVIDING FOR
LEGISLATIVE FINDINGS; PROVIDING FOR EXCLUSION FROM
CODIFICATION; PROVIDING FOR NON-SEVERABILITY; AND
PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, on September 2, 2004, the Board of County Commissioners adopted Ordinance No. 2004-36 proposing to the electors an amendment to the Seminole County Home Rule Charter that would establish a Rural Area within the County (the “Charter Amendment”); and

WHEREAS, the Charter Amendment was approved by referendum vote at the general election of November 2004; and

WHEREAS, pursuant to Article V, Section 5.2B of the Seminole County Home Rule Charter, the Board of County Commissioners may remove property from the Rural Area, by County ordinance; whenever, in the opinion of the Board such a change is necessary; and

WHEREAS, on April 13, 2018, the owners of 669.4 acres of property located within the Rural Area boundary (the “River Cross Property”), authorized their contract purchaser of the property to act as owners’ agent; and

WHEREAS, contract purchaser of the River Cross Property submitted application seeking removal of the River Cross Property from the East Rural Area and inclusion of the River Cross Property in the Urban Service Area; and

WHEREAS, after due consideration of the application and input received at public hearing, the Board of County Commissioners deem that it is in the best interests of Seminole County to amend the Charter Rural Boundary to remove River Cross Property from the Rural Area and amend the Charter Rural Boundary line accordingly; and

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of

Seminole County, Florida that:

Section 1. Recitals. The above recitals are true and are incorporated herein as legislative findings.

Section 2. Removal of the Property from the Rural Area and Amendment to Rural Boundary. Pursuant to Article V, Section 5.2B of the Seminole County Home Rule Charter, the River Cross Property, as specifically set forth in Exhibit A attached hereto and incorporated fully herein by this reference, is removed from the Rural Area as of the effective date of this Ordinance, and the Rural Boundary is accordingly amended.

Section 3. Codification. This Ordinance shall not be codified.

Section 4. Non-Severability. The terms and provisions of this Ordinance are not severable and in the event any portion of this Ordinance is found to be invalid or illegal, then the entire Ordinance shall be null & void.

Section 5. Effective Date. This Ordinance shall take effect upon filing a copy of this Ordinance with the Department of State by the Clerk of the Board of County Commissioners.

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2 **BE IT ORDAINED** by the Board of County Commissioners of Seminole County, this
 _____ day of _____, 2018.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

GRANT MALOY
Clerk to the Board of
County Commissioners of
Seminole County, Florida

JOHN HORAN, Chairman

Attachments:

Exhibit A – Legal Description

Authority: Article V, Section 5.2B, Seminole County Home Rule Charter

EXHIBIT A

DESCRIPTION AS FURNISHED:

PARCEL 1:

The Southwest quarter of the Northeast quarter of the Southwest quarter; and the South half of the Northwest quarter of the Southwest quarter; and the West half of the Southeast quarter of the Southeast quarter; and the Southwest quarter of the Southeast quarter; and the South half of the Southwest quarter; and the South half of the Northeast quarter of the Southeast quarter, less road right of way thereof for S.R. No. 419; and the South half of the Northwest quarter of the Southeast quarter; and the Southeast quarter of the Northeast quarter of the Southwest quarter, of Section 32, Township 21 South, Range 32 East, Seminole County, Florida.

PARCEL 2:

That portion of the following described property Easterly of the Econlockhatchee Creek:
The South half of the North half of the South half; and the South half of the South half, of Section 31, Township 21 South, Range 32 East, Seminole County, Florida.

PARCEL 3:

The Northeast 1/4 of the Northeast 1/4 of the Southeast 1/4 of Section 32, Township 21 South, Range 32 East, Seminole County, Florida, less road right of way for S.R. No. 419.

PARCEL 4:

Parcel Thirty-Three

The East 1030.00 feet of the Southerly 1/6 of the Southeast 1/4 of the Northeast 1/4 of Section 32, Township 21 South, Range 32 East, Seminole County, Florida, less road right of way over the Easterly portion thereof for S.R. No. 419.

AND

Parcel Thirty-Four

The East 1030.00 feet of the North 1/2 of the South 1/3 of the Southeast 1/4 of the Northeast 1/4 of Section 32, Township 21 South, Range 32 East, Seminole County, Florida, less road right of way over the Easterly portion thereof for S.R. No. 419.

PARCEL 5:

Parcel Thirty-Five

The South 2/5 of the North 5/8 of Section 32, Township 21 South, Range 32 East, Seminole County, Florida, less the Northeast 1/4 of the Northeast 1/4 of the Southeast 1/4 of said Section 32; and also less the East 1030.00 feet of the South 1/3 of the Southeast 1/4 of the Northeast 1/4 of said Section 32; and also less road right of way over the Easterly portion thereof for S.R. 419.

PARCEL 6:

That portion of the Southerly 2/5 of the North 5/8 of Section 31, Township 21 South, Range 32 East, Seminole County, Florida, lying Easterly of Econlockhatchee River.