

**ORDINANCE NO. 2008-01**

**AN ORDINANCE OF THE TOWN OF GREENWOOD, FLORIDA, AMENDING THE TOWN OF GREENWOOD COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE ELEMENT, CONSERVATION ELEMENT AND HOUSING ELEMENT PURSUANT TO THE PROCEDURES OF THE LOCAL GOVERNMENT AND COMPREHENSIVE PLANNING ACT, CHAPTER 163, PART II, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.**

**BE IT ORDAINED BY THE TOWN OF GREENWOOD COUNCIL:**

WHEREAS, Chapter 163, Florida Statutes, empowers the Town of Greenwood to prepare and enforce comprehensive plans for the development of the Town; and

WHEREAS, the Local Government and Comprehensive Planning and Land Development Regulation Act, Sections 163.3161 - 163.3215, Florida Statutes, empowers and requires the Town of Greenwood to (a) plan for the Town's future development and growth; (b) adopt and amend comprehensive plans, or elements or portions thereof, to guide the future growth and development of the Town ; (c) implement adopted and amended comprehensive plans by the adoption of appropriate land development regulations; and (d) establish, support and maintain administrative instruments and procedures to carry out the provisions and purposes of the Act; and

WHEREAS, from June, 2007 through August, 2007, the Town of Greenwood held multiple workshops and public hearings concerning the amendments to the Town of Greenwood Comprehensive Plan, Future Land Use Element and Housing Element; and

WHEREAS, the Town of Greenwood transmitted the proposed amendments to the Florida Department of Community Affairs ("DCA") and other state and regional agencies for written comment, pursuant to 163.3184, Florida Statutes; and

WHEREAS, on October 19, 2007, DCA issued to the Town of Greenwood a report of its objections, recommendations and comments regarding the proposed amendments.; and

WHEREAS, the local planning agency held hearings on the objections presented by the Department on January 15, 2008 and February 28, 2008 and recommended at the February 28, 2008 meeting that the Town Council adopt the proposed amendments after incorporating the recommendations presented by the Department; and

WHEREAS, the Town of Greenwood Town Council has considered the objections, recommendations and comments of DCA and incorporated the recommendations and additional amendments responsive to the objections; and

WHEREAS, on March 11, 2008, the Town of Greenwood Council, with due public notice having been provided, held a public hearing on the amendments.



NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF GREENWOOD:

Section 1. Purpose and Intent.

This Ordinance is hereby enacted to carry out the purpose and intent of, and exercise the authority set out in, the Local Government Comprehensive Planning and Land Development Regulation Act, Sections 163.3161 - 163.3215, Florida Statutes, as amended.

Section 2. Amendment.

This Ordinance does hereby amend the Town of Greenwood Comprehensive Plan, to adopt the goals, policies and objectives in the attached Town of Greenwood 2020 Comprehensive Plan Future Land Use Element, Conservation Element and Housing Element which are hereby incorporated by reference, and which shall be the Town of Greenwood Comprehensive Plan Future Land Use Element, Conservation Element and Housing Element once found "in compliance" as defined by Chapter 163.

Section 3. Applicability and Effect.

The applicability and effect of these amendments to the Town of Greenwood Comprehensive Plan shall be as provided in the Local Government Comprehensive Planning and Land Development and Regulation Act, Sections 163.3161 - 163.3215, Florida Statutes. This Ordinance shall apply to all properties under the jurisdiction of the Town of Greenwood.

Section 4. Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason found invalid, unconstitutional or enforceable by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion of the Ordinance.

Section 5. Repeal of Conflicting Ordinances.

All ordinances or parts of ordinances of the Code of Ordinances of the Town of Greenwood, in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 6. Copy on File.

To make the Town of Greenwood Comprehensive Plan available to the public, a certified copy of the enacting ordinance, as well as certified copies of the Greenwood Comprehensive Plan and this amendment hereto, shall be located in the Office of Town Clerk. Copies shall be made available to the public for a reasonable publication charge.

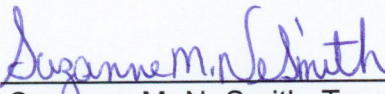


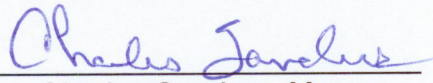
Section 7. Effective Date.

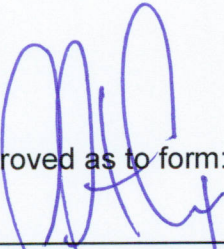
This Ordinance shall become effective as provided

PASSED AND ADOPTED in open regular meeting this 11<sup>th</sup> day of March, 2008, after public notice was provided as required by law.

THE TOWN OF GREENWOOD

Attest:   
Suzanne M. NeSmith, Town Clerk

By:   
Charles Sanders, Mayor

Approved as to form:  
  
Daniel H. Cox, Esq., Special Counsel  
for Land Use Planning