

RECEIVED
JUN 11 2013
By AJ

ORDINANCE NO. 13- 41

AN ORDINANCE AMENDING ORDINANCE NO. 89-05, AS AMENDED, THE COLLIER COUNTY GROWTH MANAGEMENT PLAN FOR THE UNINCORPORATED AREA OF COLLIER COUNTY, FLORIDA, SPECIFICALLY AMENDING THE FUTURE LAND USE ELEMENT FUTURE LAND USE MAP (FLUM) TO CHANGE THE DESIGNATION OF THE GORDON RIVER GREENWAY PARK TO THE CONSERVATION DESIGNATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

2013 JUN -3 PM 1:11
FILED
OFFICE OF STATE CLERK
TALLAHASSEE, FLORIDA

WHEREAS, Collier County, pursuant to Section 163.3161, et. seq., Florida Statutes, the Community Planning Act, formerly the Florida Local Government Comprehensive Planning and Land Development Regulation Act, was required to prepare and adopt a comprehensive plan; and

WHEREAS, the Collier County Board of County Commissioners adopted the Collier County Growth Management Plan on January 10, 1989; and

WHEREAS, the Community Planning Act of 2011 provides authority for local governments to amend their respective comprehensive plans and outlines certain procedures to amend adopted comprehensive plans; and

WHEREAS, Collier County has prepared plan amendments to the Future Land Use Map (FLUM) to change the designation of the Gordon River Greenway to the conservation designation; and

WHEREAS, Collier County transmitted the Growth Management Plan amendments to the Department of Economic Opportunity for preliminary review on January 9, 2013 after public hearings before the Collier County Planning Commission and the Board of County Commissioners; and

WHEREAS, the Department of Economic Opportunity reviewed the amendments to the Future Land Use Map (FLUM) to the Growth Management Plan and transmitted its comments in writing to Collier County within the time provided by law; and

WHEREAS, Collier County has 180 days from receipt of the Comments Report from the Department of Economic Opportunity to adopt, adopt with changes or not adopt the proposed amendments to the Growth Management Plan; and

WHEREAS, Collier County has gathered and considered additional information, data and analysis supporting adoption of these amendments, including the following: the Collier County Staff Report, the documents entitled Collier County Growth Management Plan Amendments, and other documents, testimony and information presented and made a part of the record at the

Words underlined are added; words struck-through are deleted;
row of asterisks (***) denotes break in text

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public hearings of the Collier County Planning Commission held on April 4, 2013, and the Collier County Board of County Commissioners held on May 28, 2013; and

WHEREAS, all applicable substantive and procedural requirements of law have been met.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA, that:

SECTION ONE: ADOPTION OF AMENDMENTS TO THE GROWTH MANAGEMENT PLAN

The Board of County Commissioners hereby adopts these amendments to the Future Land Use Map (FLUM) in accordance with Section 163.3184, Florida Statutes. The amendment is attached hereto as Exhibit "A" and incorporated herein by reference.

SECTION TWO: SEVERABILITY.

If any phrase or portion of this Ordinance is held invalid or unconstitutional 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.

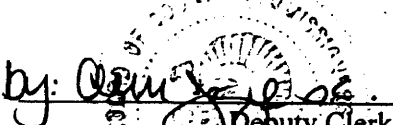
SECTION THREE: EFFECTIVE DATE.


The effective date of this plan amendment, if the amendment is not timely challenged, shall be 31 days after the state land planning agency notifies the local government that the plan amendment package is complete. If timely challenged, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this adopted amendment to be in compliance. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has become effective. If a final order of noncompliance is issued by the Administration Commission, this amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the state land planning agency.

PASSED AND DULY ADOPTED by the Board of County Commissioners of Collier County, Florida this 28th day of May, 2013.

ATTEST:
DWIGHT E. BROCK, CLERK

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

by: 
Deputy Clerk
Assistant to Chairman's
Signature only
COLLIER COUNTY, FLORIDA

BY: 
GEORGIA A. HILLER, ESQ.
Chairwoman
Tom Henning, Vice-Chairman

Approved as to form and legal sufficiency:

Heldi A Cicko
Heldi Ashton-Cicko
Managing Assistant County Attorney

CP12-CMP-00863\23 -Rev. 05/07/13

State of Florida
County of COLLIER

I HEREBY CERTIFY THAT this is a true and correct copy of a document on file in Board Minutes and Records of Collier County
WITNESS my hand and official seal this 11th day of June, 2013

DWIGHT E. BROCK, CLERK OF COURTS

Dwight E. Brock D.C.

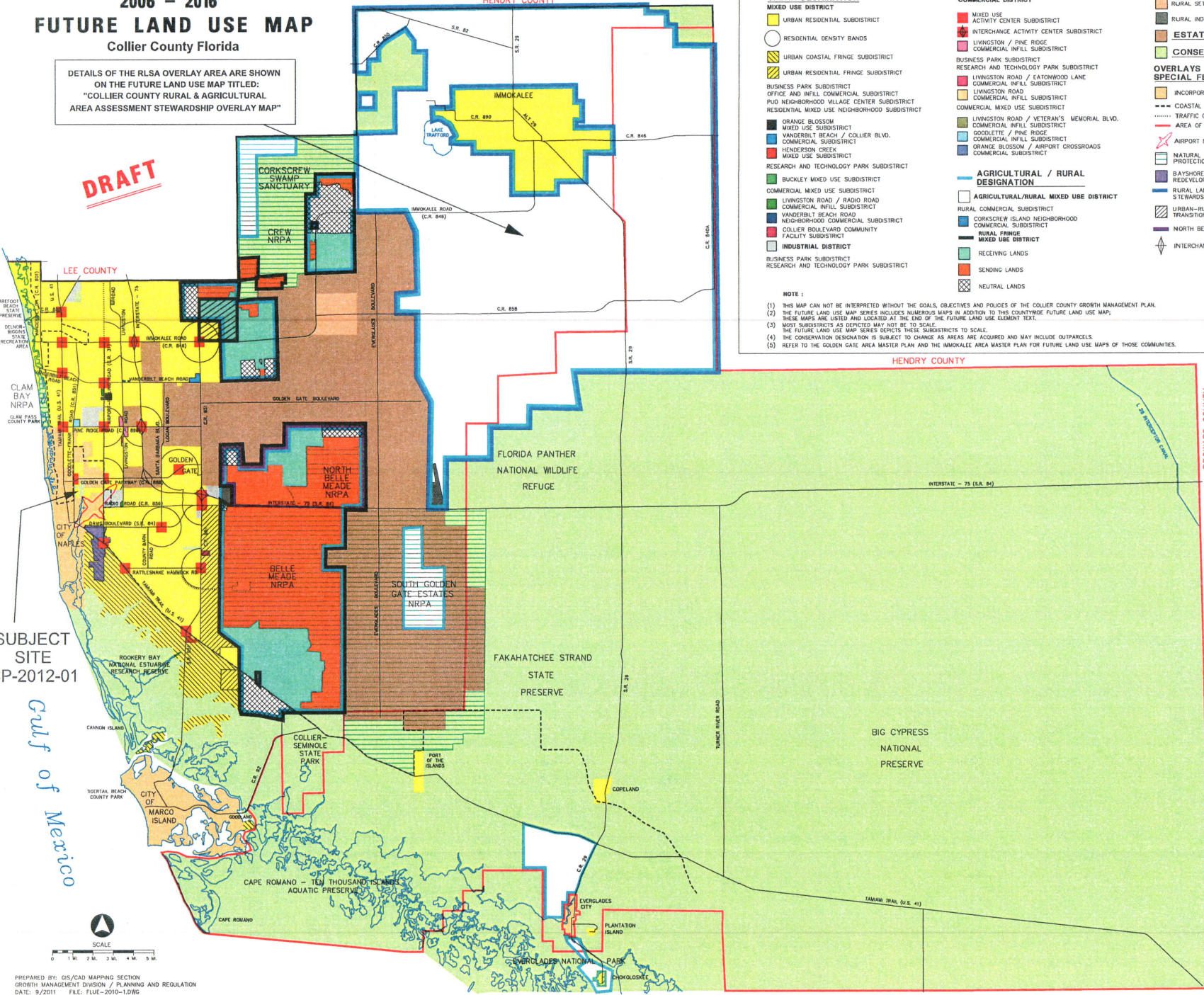
This ordinance filed with the Secretary of State's Office the 3rd day of June, 2013 and acknowledgement of that filing received this 11th day of June, 2013
By Dwight E. Brock
Deputy Clerk

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2006 - 2016 FUTURE LAND USE MAP Collier County Florida

DETAILS OF THE RSA OVERLAY AREA ARE SHOWN ON THE FUTURE LAND USE MAP TITLED: "COLLIER COUNTY RURAL & AGRICULTURAL AREA ASSESSMENT STEWARDSHIP OVERLAY MAP"

DRAFT



URBAN DESIGNATION

- MIXED USE DISTRICT
 - URBAN RESIDENTIAL SUBDISTRICT
 - RESIDENTIAL DENSITY BANDS
 - URBAN COASTAL FRINGE SUBDISTRICT
 - URBAN RESIDENTIAL FRINGE SUBDISTRICT
 - BUSINESS PARK SUBDISTRICT
 - OFFICE AND INFILL COMMERCIAL SUBDISTRICT
 - PUD NEIGHBORHOOD VILLAGE CENTER SUBDISTRICT
 - RESIDENTIAL MIXED USE NEIGHBORHOOD SUBDISTRICT
 - ORANGE BLOSSOM MIXED USE SUBDISTRICT
 - VANDERBILT BEACH / COLLIER BLVD. COMMERCIAL SUBDISTRICT
 - HENDERSON CREEK MIXED USE SUBDISTRICT
 - RESEARCH AND TECHNOLOGY PARK SUBDISTRICT
 - BUCKLEY MIXED USE SUBDISTRICT
 - COMMERCIAL MIXED USE SUBDISTRICT
 - LIVINGSTON ROAD / RADIO ROAD COMMERCIAL INFILL SUBDISTRICT
 - VANDERBILT BEACH ROAD NEIGHBORHOOD COMMERCIAL SUBDISTRICT
 - COLLIER BOULEVARD COMMUNITY FACILITY SUBDISTRICT
 - INDUSTRIAL DISTRICT
 - BUSINESS PARK SUBDISTRICT
 - RESEARCH AND TECHNOLOGY PARK SUBDISTRICT

COMMERCIAL DISTRICT

- MIXED USE ACTIVITY CENTER SUBDISTRICT
- INTERCHANGE ACTIVITY CENTER SUBDISTRICT
- LIVINGSTON / PINE RIDGE COMMERCIAL INFILL SUBDISTRICT
- BUSINESS PARK SUBDISTRICT
- RESEARCH AND TECHNOLOGY PARK SUBDISTRICT
- LIVINGSTON ROAD / EATONWOOD LANE COMMERCIAL INFILL SUBDISTRICT
- LIVINGSTON ROAD COMMERCIAL INFILL SUBDISTRICT
- COMMERCIAL MIXED USE SUBDISTRICT
- LIVINGSTON ROAD / KETTERMAN MEMORIAL BLVD. COMMERCIAL INFILL SUBDISTRICT
- DOODLETTE / PINE RIDGE COMMERCIAL INFILL SUBDISTRICT
- COMMERCIAL / AIRPORT CROSSROADS COMMERCIAL SUBDISTRICT

AGRICULTURAL / RURAL DESIGNATION

- AGRICULTURAL/RURAL MIXED USE DISTRICT
- RURAL COMMERCIAL SUBDISTRICT
- COMMERCIAL SUBDISTRICT
- RURAL FRINGE MIXED USE DISTRICT
- RECEIVING LANDS
- SENDING LANDS
- NEUTRAL LANDS

ESTATES DESIGNATION

- RURAL SETTLEMENT AREA DISTRICT
- RURAL INDUSTRIAL DISTRICT

CONSERVATION DESIGNATION

OVERLAYS AND SPECIAL FEATURES

- INCORPORATED AREAS
- COASTAL HIGH HAZARD AREA
- CONGESTION STUDY BOUNDARY
- AREA OF CRITICAL STATE CONCERN OVERLAY
- AIRPORT NOISE AREA OVERLAY
- NATURAL RESOURCE PROTECTION AREA (NRPA) OVERLAY
- BAYSHORE/GATEWAY TRIANGLE REDEVELOPMENT OVERLAY
- RURAL LANDS STEWARDSHIP AREA OVERLAY
- URBAN-RURAL FRINGE TRANSITION ZONE OVERLAY
- NORTH BELLE MEADE OVERLAY
- INTERCHANGE

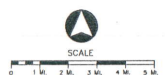
NOTE:

- THIS MAP CAN NOT BE INTERPRETED WITHOUT THE GOALS, OBJECTIVES AND POLICIES OF THE COLLIER COUNTY GROWTH MANAGEMENT PLAN.
- THE FUTURE LAND USE MAP SERIES INCLUDES NUMEROUS MAPS IN ADDITION TO THIS COUNTYWIDE FUTURE LAND USE MAP. THESE MAPS ARE LISTED AND LOCATED AT THE END OF THE FUTURE LAND USE ELEMENT TEXT.
- MOST SUBDISTRICTS AS DEPICTED MAY NOT BE TO SCALE. THE FUTURE LAND USE MAP SERIES DEPICTS THESE SUBDISTRICTS TO SCALE.
- THE CONSERVATION DESIGNATION IS SUBJECT TO CHANGE AS AREAS ARE ACQUIRED AND MAY INCLUDE OUTPARCELS.
- REFER TO THE GOLDEN GATE AREA MASTER PLAN AND THE IMMOKALEE AREA MASTER PLAN FOR FUTURE LAND USE MAPS OF THOSE COMMUNITIES.

FUTURE LAND USE MAP	
ADOPTED	- JANUARY, 1989
AMENDED	- JANUARY, 1990
AMENDED	- FEBRUARY, 1991
AMENDED	- MAY, 1992
AMENDED	- MAY, 1993
AMENDED	- APRIL, 1994
AMENDED	- OCTOBER, 1997
AMENDED	- JANUARY, 1998
AMENDED	- FEBRUARY, 1999
AMENDED	- FEBRUARY, 2000
AMENDED	- MAY, 2000
AMENDED	- DECEMBER, 2000
AMENDED	- MARCH, 2001
AMENDED	- MAY 14, 2002 (Ord. No. 2002-24)
AMENDED	- JUNE 19, 2002 (Ord. No. 2002-32)
AMENDED	- OCTOBER 22, 2002 (Ord. No. 2002-54)
AMENDED	- FEBRUARY 11, 2003 (Ord. No. 2003-7)
AMENDED	- SEPTEMBER 9, 2003 (Ord. No. 2003-43)
AMENDED	- SEPTEMBER 10, 2003 (Ord. No. 2003-44)
AMENDED	- DECEMBER 16, 2003 (Ord. No. 2003-67)
AMENDED	- OCTOBER 26, 2004 (Ord. No. 2004-7)
AMENDED	- JUNE 7, 2005 (Ord. No. 2005-25)
AMENDED	- JANUARY 25, 2007 (Ord. No. 2007-18)
AMENDED	- DECEMBER 4, 2007 (Ord. No. 2007-78,79,81)
AMENDED	- OCTOBER 14, 2008 (Ord. No. 2008-57,58,59)
AMENDED	- SEPTEMBER 13, 2011 (Ord. No. 2011-26)
AMENDED	- SEPTEMBER 13, 2011 (Ord. No. 2011-27)

SUBJECT SITE CP-2012-01

Gulf of Mexico



PREPARED BY: GIS/CAD MAPPING SECTION
GROWTH MANAGEMENT DIVISION / PLANNING AND REGULATION
DATE: 9/2011 FILE: FLUG-2010-1.DWG

STATE OF FLORIDA)

COUNTY OF COLLIER)

I, DWIGHT E. BROCK, Clerk of Courts in and for the Twentieth Judicial Circuit, Collier County, Florida, do hereby certify that the foregoing is a true and correct copy of:

ORDINANCE 2013-41

which was adopted by the Board of County Commissioners on the 28th day of May, 2013, during Regular Session.

WITNESS my hand and the official seal of the Board of County Commissioners of Collier County, Florida, this 30th day of May, 2013.

DWIGHT E. BROCK
Clerk of Courts and Clerk
Ex-officio to Board of
County Commissioners

A handwritten signature in black ink, appearing to read "Ann Jennejohn", is written over a circular official seal. The seal is partially obscured by the signature and contains some illegible text around its perimeter.

By: Ann Jennejohn,
Deputy Clerk