

AN ORDINANCE AMENDING ORDINANCE NUMBER 82-2, THE COMPREHENSIVE ZONING REGULATIONS FOR THE UNINCORPORATED AREA OF COLLIER COUNTY BY AMENDING SECTION 7.8, A-1 - AGRICULTURAL DISTRICT, SUBSECTION 3, PERMITTED PROVISIONAL USES AND STRUCTURES, BY ADDING SUBSECTION 3(e), EARTH MINING AND RELATED PROCESSING AND PRODUCTION; BY PROVIDING FOR CONFLICT AND SEVERABILITY; AND BY PROVIDING AN EFFECTIVE DATE.

WHEREAS, on January 5, 1982, the Board of County Commissioners approved Ordinance Number 82-2, the Collier County Zoning Ordinance, which established the A-1 Zoning District; and

WHEREAS, Glen Simpson, representing Collier Enterprises, Inc., petitioned the Board of County Commissioners of Collier County, Florida, to amend Ordinance Number 82-2, the Collier County Zoning Ordinance, by amending Section 7.8, A-1 - Agricultural District, Subsection 3, Permitted Provisional Uses and Structures, by adding Subsection 3(e), Earth Mining and Related Processing and Production.

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

SECTION ONE: Amendments to Section 7.8, A-1 Agricultural District, Subsection 3, Permitted Provisional Uses and Structures, of Ordinance 82-2, as amended.

Section 7.8, A-1 - Agricultural District, Subsection 3, Permitted Provisional Uses and Structures, of Ordinance 82-2, the Zoning Ordinance of Collier County, Florida is hereby amended to read as follows:

- 3) Permitted Provisional Uses and Structures.
 - (a) Aquaculture of non-native or exotic species subject to State of Florida Game and Freshwater Fish Commission permits.
 - (b) Hunting cabins, subject to all building codes and permits.
 - (c) Extraction and related processing and production.
 - (d) Private landing strips for general aviation.
 - (e) Earth Mining and related processing and production, provided the following criteria are met, in addition to the standard provisional use review process.
 - (1) The excavation is incidental to the agricultural development of the property, and;

- (2) The excavated area lies within a surface water management system for agricultural use as permitted by the South Florida Water Management System.

SECTION TWO: Conflict and Severability

In the event this Ordinance conflicts with any other Ordinance of Collier County and other applicable law, the more restrictive shall apply. If any phrase or portion of the 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

This Ordinance shall become effective upon receipt of notice from the Secretary of State that this Ordinance has been filed with the Secretary of State.

PASSED AND DULY ADOPTED by the Board of County Commissioners of Collier County, Florida, this 21st day of August, 1991.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

James C. Giles, Clerk
JAMES C. GILES, CLERK

BY: Patricia Anne Goodnight
PATRICIA ANNE GOODNIGHT, CHAIRMAN

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Marjorie M. Student
MARJORIE M. STUDENT
ASSISTANT COUNTY ATTORNEY

ZO-91-15 ORDINANCE
nb/5796

This ordinance filed with the
Secretary of State's Office the
29th day of Aug, 1991
and acknowledgement of that
filing received this 3rd day
of Sept, 1991
By James Chesnis
Deputy Clerk

■ C46 PAGE 02

Words-struck-through are deleted; words underlined are added.

STATE OF FLORIDA)
COUNTY OF COLLIER)


I, JAMES C. GILES, Clerk of Courts in and for the
Twentieth Judicial Circuit, Collier County, Florida, do
hereby certify that the foregoing is a true copy of:

Ordinance No. 91-82

which was adopted by the Board of County Commissioners on
the 21st day of August, 1991, during Special Session.

WITNESS my hand and the official seal of the Board of
County Commissioners of Collier County, Florida, this 23rd
day of August, 1991.

JAMES C. GILES
Clerk of Courts and Clerk
Ex-officio to Board of
County Commissioners


By: /s/Maureen Kenyon
Deputy Clerk

