

**CITY OF LABELLE
ORDINANCE 2017-03**

AN ORDINANCE OF THE CITY OF LABELLE, FLORIDA, AMENDING THE CITY OF LABELLE ZONING MAP FOR PROPERTY LOCATED AT 68 HARDEE STREET, LABELLE, FLORIDA; AMENDING THE ZONING DESIGNATION FROM CITY ZONING DESIGNATION R-1 TO CITY ZONING DESIGNATION B-1; PROVIDING FOR IDENTIFICATION OF THE SUBJECT PROPERTY; PROVIDING FOR INTENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Log Cabin Barbeque of LaBelle, Inc., is the owner, "Owner," of the real property, located at 48 Hardee Street, LaBelle, Florida "the property," more particularly described as:

The south 40 feet of Lot 18, and all of Lot 19, Block 5 of LaBelle Park, according to the plat thereof recorded in Plat Book 1, Page 25 Public Records of Hendry County, Florida.

WHEREAS, after public hearings held on February 9, 2017, before the LaBelle Local Planning Agency "LPA" and the City Commission on Ordinance No. 2017-03 is hereby adopted, for the property; and,

WHEREAS, the City Commission for the City of LaBelle has determined that the requested rezoning is in compliance with the land use designation of "Commercial" as approved per Ordinance No. 2017-02 and approval of the rezoning application will further the goals and objectives of the City of LaBelle Comprehensive Plan; and,

WHEREAS, the City Commission for the City of LaBelle has determined the requested rezone of the property to B-1 is the most appropriate use of the property and this use will promote, protect and improve the health, safety, comfort, good order, appearance, convenience and general welfare of the public.

NOW THEREFORE BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LABELLE, FLORIDA, that:

1. The City Commission, after a first reading by title on December 8, 2016 and duly advertised public hearings of the Local Planning Agency and City Commission on February 9, 2017, hereby rezones the property from City zoning designation R-1 to City zoning designation of B-1.
2. If any Court of competent jurisdiction shall determine any portion or provision of this ordinance unconstitutional or invalid, that portion shall be severed and the remainder of the ordinance shall remain in full force and effect and given its ordinary meaning.
3. This ordinance shall be codified within The City of LaBelle Code.
4. This ordinance shall become effective upon the date of passage.
5. Any language within the City of LaBelle Code in conflict with the language or provisions contained herein is hereby declared null and void.
6. The City Commission hereby directs the Deputy Clerk to forward certified copies of this adopted ordinance within seven (7) days of the effective date hereof, to the Clerk of Circuit Court of Hendry County and the County Administrator for Hendry County.
7. In addition to the above notice, and as a public service, the City Commission hereby directs the Deputy Clerk to fax, email or hand deliver notification to the Hendry County Property Appraiser's Office, Hendry County Tax Collector's Office, Postmaster, Hendry

County Sheriff's Office, E911 Office, Hendry County Supervisor of Elections and
Hendry County Planning Office.

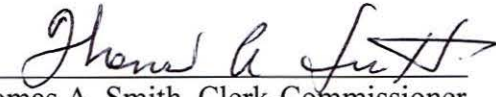
PASSED AND ADOPTED in open session this 9th day February, 2017.

THE CITY OF LABELLE, FLORIDA

By: _____


David A Lyons, Mayor

Attest:


Thomas A. Smith, Clerk-Commissioner