

**CITY OF LABELLE
ORDINANCE 2017-14
MAIN STREET EXECUTIVE SUITES, LLC
REZONE**

AN ORDINANCE OF THE CITY OF LABELLE, FLORIDA, AMENDING THE CITY OF LABELLE ZONING MAP FOR PROPERTY LOCATED AT 90 N. MAIN STREET, CITY OF LABELLE, HENDRY COUNTY, FLORIDA; AMENDING THE ZONING DESIGNATION FROM CITY OF LABELLE DESIGNATION PUBLIC TO CITY OF LABELLE ZONING DESIGNATION OF DOWNTOWN BUSINESS DISTRICT; PROVIDING FOR IDENTIFICATION OF THE SUBJECT PROPERTY; PROVIDING FOR INTENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the owner of the real property, described as: Lots 5, 6 and 7, inclusive, Block 4, Courthouse Subdivision, according to the plat thereof, recorded in Plat Book 2, Page 42 of the Public Records of Hendry County, Florida “the property”; and,

WHEREAS, after duly advertised public hearings held on May 11, 2017, before the LaBelle Local Planning Agency “LPA” and on June 8th, 2017, before the City Commission, Ordinance No. 2017-14 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 “Downtown District” as approved per Ordinance No. 2017-13 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 Downtown Business District 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 with the conditions set forth in Exhibit “A,” attached hereto and incorporated herein by reference, “the conditions”.

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 May 11, 2017 and duly advertised public hearings of the Local Planning Agency on May 11, 2017, and City Commission on June 8, 2017, hereby rezones the property from zoning designation Public to zoning designation of Downtown Business District.
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 and City of LaBelle Land Development Code.
4. This ordinance shall become effective upon the date of passage.
5. Any language within the City of LaBelle Code and/or City of LaBelle Land Development 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 8th day June, 2017.

THE CITY OF LABELLE, FLORIDA

By: _____
David A Lyons, Mayor

Attest:

Thomas A. Smith, Clerk-Commissioner