

ORDINANCE 81- 15A

AN ORDINANCE OF THE COUNTY OF NASSAU, STATE OF FLORIDA, THAT ADOPTS THE LAND USE ELEMENT OF THE NASSAU COUNTY COMPREHENSIVE PLAN: THAT PROVIDES DEFINITIONS AND GUIDES FOR THE INTERPRETATION OF CERTAIN WORDS AND PHRASES THEREIN: THAT PERMITS DEVIATIONS FROM THE PLAN BY ORDINANCE, RESOLUTION OR MOTION: AND THAT PROVIDES SEVERABILITY, AND AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA:

Section 1. Pursuant to Florida Statutes 163.3161, et. seq. (the Local Government Comprehensive Planning Act of 1975), hereinafter called "the act", the Land Use Element of the Nassau County Comprehensive Plan, hereinafter called "the land use plan", as amended, and as filed with the Clerk June 23, 1981, is hereby adopted by reference as though it were copied fully herein and it is and shall be in effect in Nassau County, Florida, to the extent required by "the act".

Section 2. All language in "the land use plan" that indicates a finding or determination of "need" is to be interpreted and used as an expression of possible long term future needs and not as a determination or finding or an immediate need.

Section 3. "The land use plan" is to be construed as a guide and not as a rigid regulation. Words in "the land use plan" such as "should", "will", "must", and "shall" are to be deemed expressions of guidance and as such are to be read as permissive in nature and not as mandatory or obligatory commands.

Section 4. Unless prohibited by "the act", deviations from the land use plans, policies, intent, directions, maps or charts may be made by the Board of County Commissioners of Nassau County, by ordinance, motion or resolution at regularly scheduled or special board meetings.

Section 5. Policies as determined in "the land use plan" are not to be considered as rigid expressions of law, but are merely guides or suggestions for future development or activity.

Section 6. Should any clause, sentence or portion of this Ordinance or "the land use plan" be held to be unconstitutional or illegal, then the remaining provisions of this ordinance and "the land use plan" shall continue in full force and effect as if said portion found unconstitutional or illegal was not a part thereof.

Section 7. This ordinance shall take effect immediately upon receipt of official acknowledgment by the Office of the Secretary of State to the Clerk of the Board of County Commissioners of Nassau County, Florida, that same has been filed.

PASSED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA this 23rd day of June, 1981.

BOARD OF COUNTY COMMISSIONERS
OF NASSAU COUNTY, FLORIDA

By: John F. Armstrong
JOHN F. ARMSTRONG Chairman

ATTEST:

T. J. Green
T. J. Green, Clerk