

ORDINANCE NO. 2022- 011

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA AMENDING LAND DEVELOPMENT CODE SECTION 28.14(J) TO WAIVE APPLICATION FEES FOR CONDITIONAL USE PERMITS FOR MOTHER-IN-LAW DWELLINGS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Policy FL.10.05 of the Nassau County Comprehensive Plan requires the County to review existing regulations in the Land Development Code and revise as necessary in order to implement the Future Land Use Plan; and

WHEREAS, Land Development Code Section 28.14(J) sets forth standards for Mother-in-law dwellings, a supplementary use which requires conditional use permit approval from the Conditional Use and Variance Board; and

WHEREAS, a Mother-in-law dwelling allows specifically for a family member to care for aged, infirm, or impecunious parents; and

WHEREAS, application fees for Mother-in-law dwellings add to the burden of creating the new residential unit and providing caregiving for the parent; and

WHEREAS, it is the intent of the Board of County Commissioners to reduce the financial burden on Mother-In-Law applicants by eliminating or reducing the application fee; and

WHEREAS, the Board of County Commissioners has found it in the best interest of the citizens of Nassau County to amend the Land Development Code in this manner; and

WHEREAS, the Planning and Zoning Board conducted a public hearing on this Ordinance on May 3, 2022 and voted to recommend approval.

WHEREAS, the Board of County Commissioners of Nassau County, Florida conducted a public hearing on this ordinance on June 13, 2022.

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

SECTION 1. FINDINGS

The above findings are true and correct and are hereby incorporated herein by reference.

SECTION 2. AMENDMENTS

Land Development Code Article 28.14(J), Mother-in-law dwelling, is hereby amended as set forth herein:

(J) Mother-in-law dwelling: A dwelling located on a lot or parcel of land, together with the principal use structure, for the care of aged, infirm or impecunious parent(s). All yard requirements, lot size requirements, height and lot coverage requirements shall apply for the appropriate district unless otherwise waived by the conditional use and variance board. Conditional use application fees for a mother-in-law dwelling shall be waived by the County.

SECTION 3. SEVERABILITY

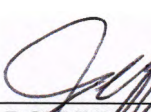

It is the intent of the Board of County Commissioners of Nassau County, Florida, and is hereby provided, that if any section, subsection, sentence, clause, phrase, or provision of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not be so construed as to render invalid or unconstitutional the remaining provisions of this Ordinance.

SECTION 4. EFFECTIVE DATE

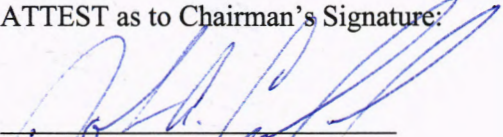
This Ordinance shall take effect upon filing with the Secretary of State as provided in Florida Statutes, Section 125.66.

PASSED and ADOPTED this 13th day of June, 2022.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA

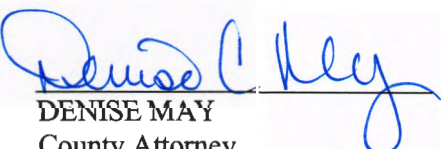
	
AARON BELL	Jeff Gray
Its: Chairman	Vice Chairman

ATTEST as to Chairman's Signature:



JOHN A. CRAWFORD
Its: Ex-Officio Clerk

Approved as to form and legality by the
Nassau County Attorney:



DENISE MAY
County Attorney