

ORDINANCE NO. 2024-002

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, AMENDING ORDINANCE 97-19, AS AMENDED, CODIFIED AS APPENDIX A – LAND DEVELOPMENT CODE, ARTICLE 3 - ADMINISTRATION, SPECIFICALLY SECTION 3.04 – PLANNING AND ZONING BOARD, TO MODIFY TERMS OF THE BOARD MEMBERS; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Nassau County, Florida has found it necessary to amend Article 3, Section 3.04 to specifically amend the terms of the Planning and Zoning Board members; and

WHEREAS, the Board of County Commissioners finds that this amendment is in the best interests of the citizens of Nassau County, Florida.

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

SECTION 1. Appendix A – Land Development Code, Article 3 - Administration, Section 3.04 – Planning and Zoning Board shall be amended to hereafter read as follows:

Section 3.04. Planning and ~~z~~Zoning ~~b~~Board.

The ~~p~~Planning and ~~z~~Zoning ~~b~~Board shall act as the Local Planning Agency (LPA) which serves as an advisory body to the ~~b~~Board of ~~e~~County ~~e~~Commissioners on planning and zoning related matters as required by state law, local regulation, or as otherwise directed by the ~~b~~Board of ~~e~~County ~~e~~Commissioners.

Additions = red underline
Deletions = ~~red strikethrough~~
Relocated = green double underline

(A) *Establishment of the pPlanning and zZoning bBoard:* The bBoard of eCounty eCommissioners shall appoint the members of the pPlanning and zZoning bBoard. The pPlanning and zZoning bBoard shall be composed of seven (7) members. The members shall be appointed as follows:

- (1)a. One (1) member shall be appointed, when possible, from each of the five (5) county commission districts. Each county commissioner shall recommend one (1) individual who resides in their commission district, when possible, for consideration by the full bBoard of eCounty eCommissioners for appointment to the pPlanning and zZoning bBoard. Members shall serve ~~three~~ four (34) year staggered terms;
- (2)b. One (1) member shall serve as the appointment from the Nassau County School Board, pursuant to F.S. §163.3174(1), with said member being appointed annually by the sSchool bBoard, and granted voting status;
- (3)e. One (1) member shall serve at-large and be appointed by the full bBoard of eCounty eCommissioners, ~~after~~ sStaff shall review ~~of~~ all candidate applications received and make a recommendation for appointment. The at-large member shall serve, for a ~~three~~ four (34) year term from date of appointment; and
- (4)d. All appointed members shall be full-time residents of Nassau County, as verified by a valid homestead exemption in his/her name maintained throughout their r term in office.

All ~~p~~Planning and ~~z~~Zoning ~~b~~Board members' terms, with the exception of the Nassau County School Board member and the appointed at-large member, shall expire on December 31st, ~~run~~ concurrent with the recommending county commissioner's term in office. ~~Planning and zoning board member terms shall expire December 31 concurrent with the recommending county commissioner term.~~

All members serve at the pleasure of the ~~b~~Board of ~~e~~County ~~e~~Commissioners and are subject to removal at any time during their term by a simple majority of the ~~b~~Board of ~~e~~County ~~e~~Commissioners.

~~Existing at-large member appointments shall expire December 31, 2023. The board of county commissioners shall appoint one (1) at large member from staff recommendation after review of all applications received prior to December 31, 2023. The one (1) at large member shall become effective January 1, 2024 for a three (3) year term expiring December 31, 2026. The at large member will serve three (3) year staggered terms thereafter.~~

SECTION 2. CODIFICATION.

It is the intent of the Board of County Commissioners for Nassau County that the provisions of this Ordinance shall become and shall be made part of the Code of Ordinances of Nassau County, Florida. The sections of this Ordinance may be re-numbers or re-lettered and the words may be changed to section, article or other such appropriate word or phrase in order to accomplish such intention. The Nassau County Clerk of Courts will ensure that this Ordinance is codified into, and published, as part of the Nassau County Code of Ordinances.

SECTION 3. CONFLICTING PROVISIONS.

All ordinances, or parts of ordinances, in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION 4. SEVERABILITY.

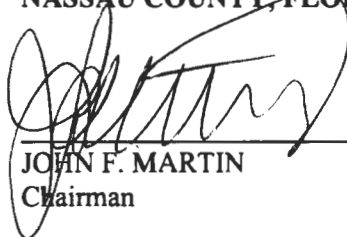
It is the intent of the Board of County Commissioners of Nassau County, Florida, and is hereby provided, that if any section, subsection, sentence, clause, phrase, or provision of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality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

SECTION 5. EFFECTIVE DATE.

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

ADOPTED THIS 25th DAY OF March, 2024 BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA.

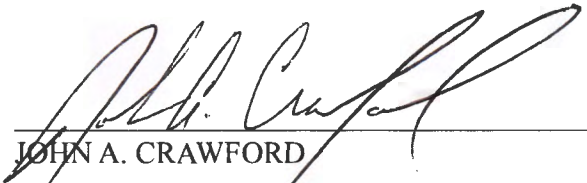
**BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA**



JOHN F. MARTIN
Chairman

Additions = red underline
Deletions = ~~red strikethrough~~
Relocated = green double underline

ATTEST AS TO CHAIRMAN'S SIGNATURE:



JOHN A. CRAWFORD
Its: Ex-Officio Clerk

Approved as to form by the Nassau County Attorney:



DENISE C. MAY

Additions = red underline
Deletions = ~~red strikethrough~~
Relocated = green double underline