FRUITLAND PARK CITY COMMISSION
SPECIAL MEETING AGENDA Revised 09/16/14 8:00 a.m.

September 18, 2014
City Hall Commission Chambers
506 W. Berckman Street
Fruitland Park, FL 34731
6:30 p.m.

(The workshop will be held immediately following the conclusion of the special commission meeting.)

1. CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE
Pastor Aaron Hornsby, Eagle's Nest Baptist Church - Invocation
Police Chief - Pledge of Allegiance

2. ROLL CALL

3. PUBLIC COMMENTS
This section is reserved for members of the public to bring up matters of concern or opportunities for praise. Issues brought up may be discussed by the City of Fruitland Park Commission at this meeting as they have not been posted for consideration. Issues may either be referred to the proper staff for consideration or brought up at a future meeting. Comments are limited to three (3) minutes unless otherwise permitted pursuant to City Resolution 2013-023. (Resolution 2013-023 and 286.0114, F.S.)

5. LOCAL PLANNING AGENCY (revised)
As soon as practical, recess to the Local Planning Agency Meeting at 6:30 p.m.

4. REGULAR AGENDA

(a) Wreaths Across America Program
Approve the request of John Gella Memorial Unit 219 Inc., American Legion Auxiliary to hold Wreaths Across America at Shiloh Cemetery on Saturday, December 13, 2014.

(b) First Reading - Ordinance 2014-021 Rezoning to R-1 – Applicant: William Lawrence Hendry, III (Trustee) (community development director)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF FRUITLAND PARK FLORIDA IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 0.60 ± ACRES OF LAND GENERALLY LOCATED NORTH OF SHORE LINE DRIVE AND WEST OF LAKE MYRTLE

BOUELVARD; REZONING THE PROPERTY FROM LAKE COUNTY "RP" (RESIDENTIAL PROFESSIONAL DISTRICT) TO R-1 (SINGLE FAMILY LOW DENSITY DISTRICT) WITHIN THE CITY LIMITS OF FRUITLAND PARK; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. (The second reading and public hearing will be held on September 25, 2014.)

(c) First Reading - Ordinance 2014-022 Comprehensive Plan Amendment – North of Shore Line Drive and West of Lake Myrtle Boulevard - Single Family Low Density – Applicant: William Lawrence Hendry, III (Trustee) (community development director)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, PROVIDING FOR A COMPREHENSIVE PLAN AMENDMENT AMENDING THE FUTURE LAND USE DESIGNATION FROM COUNTY URBAN MEDIUM DENSITY TO SINGLE FAMILY LOW DENSITY ON THE FUTURE LAND USE MAP OF THE CITY OF FRUITLAND PARK'S COMPREHENSIVE PLAN FOR APPROXIMATELY 0.60 ± ACRES OF PROPERTY GENERALLY LOCATED NORTH OF SHORE LINE DRIVE AND WEST OF LAKE MYRTLE BOULEVARD; DIRECTING THE CITY CLERK TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. (The second reading and public hearing will be held on September 25, 2014.)

(d) First Reading – Ordinance 2014-020 Comprehensive Plan Amendment – Villages of Fruitland Park DRI - Applicant: Darrin Taylor, The Villages of Lake-Sumter, Inc. (community development director)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, PROVIDING FOR A COMPREHENSIVE PLAN AMENDMENT TO AMEND OBJECTIVE 1-11, POLICY 1-11.1, AND POLICY 1-11.11 OF THE FUTURE LAND USE ELEMENT ENTITLED 'THE VILLAGES OF FRUITLAND PARK-DRI'; PROVIDING FOR A COMPREHENSIVE PLAN AMENDMENT PURSUANT TO FLORIDA STATUTE 163.3187(1)(C); PROVIDING FOR SEVERABILITY; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE, AFTER APPROVAL, TO THE CLERK OF THE CIRCUIT

COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR AN EFFECTIVE DATE. (The second reading and public hearing will be held on September 25, 2014.)

(e) First Reading - Resolution 2014-007 – Villages of Fruitland Park DRI - Development Order First Amendment (revised) (community development director)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ADOPTING THE FIRST AMENDMENT TO THE DEVELOPMENT ORDER FOR THE VILLAGES OF FRUITLAND PARK DEVELOPMENT OF REGIONAL IMPACT; PROVIDING AN EFFECTIVE DATE. (The second reading and public hearing will be held on September 25, 2014.)

5. NEW BUSINESS

6. OFFICERS' REPORTS

(a) City Manager

(b) City Attorney

7. COMMISSIONERS' COMMENTS

(a) Vice Mayor Goldberg

(b) Commissioner Cheshire

(c) Commissioner Gunter, Jr.

(d) Commissioner Kelly

8. MAYOR'S COMMENTS

9. ADJOURNMENT

The workshop will convene immediately following the conclusion of the special commission meeting.

DATES TO REMEMBER (revised)

September 24, 2014, MPO Governing Board, 1616 South 14 Street, Leesburg, FL 34748 at 2:00 p.m.

September 25, 2014 Regular Commission Meeting Second Budget Public Hearing at 7:00 p.m.

October 8, 2014, The Lake County League of Cities Sponsor's Night, Lake Receptions, 4425 N Highway 19-A, Mount Dora, FL 32757

October 9, 2014, Regular Commission Meeting at 7:00 p.m.

October 10, 2014, Lake County League of Cities Board of Directors' Meeting, "Penny Sales Tax Renewal", Eustis Elks Lodge, 2540 Dora Avenue, Tavares, FL 32778 at 12:00 p.m.

October 10, 2014, 2014-2015 Florida League of Cities' Legislative Policy Committee, Hilton Orlando Hotel, 6001 Destination Parkway, Orlando at 10:00 a.m.

October 13, 2014, Sales Tax Oversight Committee Meeting, Lake County Commission Chambers, Round Courthouse, 15 West Main St, Tavares, FL 32778 at 9:00 a.m.

October 22, 2014, MPO Governing Board, 1616 South 14 Street, Leesburg, FL 34748 at 2:00 p.m.

October 23, 2014, Regular Commission Meeting at 7:00 p.m.

November 3, 2014, Parks, Recreation and Trails Advisory Board, Library Services Conference Room, 2401 Woodlea Road, Tavares, FL 32778 at 3:30 p.m.

November 11, 2014, Veterans Day, City Offices Closed

November 13, 2014, Regular Commission Meeting at 7:00 p.m.

November 13, 2014, 2014-2015 Florida League of Cities' Legislative Policy Committee, Hyatt Regency Orlando International Airport Hotel, 9300 Jeff Fuqua Boulevard, Orlando at time TBD

November 14, 2014, Lake County League of Cities Board of Directors' Meeting, "Roundtable Discussion", Eustis Elks Lodge, 2540 Dora Avenue, Tavares, FL 32778 at 12:00 p.m.

November 27, 2014, Regular Commission Meeting - Cancelled

November 27 and 28, 2014, Thanksgiving Holiday – City Offices Closed

Any person requiring a special accommodation at this meeting because of disability or physical impairment should contact the City Clerk's Office at City Hall (352) 360-6727 at least forty-eight (48) hours prior to the meeting. (§286.26 F.S.)

If a person decides to appeal any decision made by the City of Fruitland Park with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The city does not provide verbatim records. (§286.0105, F.S.)

PLEASE TURN OFF ELECTRONIC DEVICES OR PLACE IN VIBRATE MODE.

AGENDA ITEM NUMBER
3

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	**Public Comments**				
For the Meeting of:	September 18, 2014				
Submitted by:	Esther Coulson, City Clerk				
Date Submitted:	September 12, 2014				
Are Funds Required:			Yes	X	No
Account Number:	N/A				
Amount Required:	N/A				
Balance Remaining:	N/A				
Attachments:	None				
Description of Item:					
Action to be Taken:					
Staff's Recommendation:					
Additional Comments:					

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

a

AGENDA ITEM NUMBER
5a

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	**Wreaths Across America at Shiloh Cemetery**				
For the Meeting of:	September 18, 2014				
Submitted by:	Esther Coulson, City Clerk				
Date Submitted:	September 11, 2014				
Are Funds Required:			Yes	X	No
Account Number:	N/A				
Amount Required:	N/A				
Balance Remaining:	N/A				
Attachments:	Yes				

Description of Item: Request from American Legion John Gella Memorial, Auxiliary Unit 219 to hold Wreaths Across America at Shiloh Cemetery on December 2014.

Action to be Taken: Grant the request

Staff's Recommendation: N/A

Additional Comments: N/A

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

John Gella Memorial Unit 219, Inc.
American Legion Auxiliary
194 West Fountain Street
P O Box 904
Fruitland Park, FL 34731-0904
(352) 787-2338

The Honorable Chris Bell
City Hall
506 West Berckman Street
Fruitland Park, FL 34731

Dear Mayor Bell:

On behalf of the American Legion Auxiliary Unit 219, I would like get permission from the City of Fruitland Park to again hold Wreaths Across America at Shiloh Cemetery on December 13, 2014. Last year's program was very successful and we wish to do it again!

Please advise if there is anything further that I would need to do to obtain authorization. Thank you.

Sincerely,

Pat Maynard

Patricia A. Maynard, President
American Legion John Gella Memorial
Auxiliary Unit 219

AGENDA ITEM NUMBER
5b

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	First Reading– Ordinance 2014-021				
For the Meeting of:	September 18, 2014				
Submitted by:	Community Development Director				
Date Submitted:	September 15, 2014				
Are Funds Required:			Yes		No
Account Number:	N/A				
Amount Required:	N/A				
Balance Remaining:	N/A				
Attachments:	Yes				
Description of Item: First reading on proposed Rezoning Ordinance 2014-021, North of Shore Line Drive and west of Lake Myrtle Boulevard. Second reading will be held on September 25, 2014.					
Action to be Taken: Approval.					
Staff's Recommendation: Approval.					
Additional Comments:					

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

ORDINANCE 2014-021

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF FRUITLAND PARK FLORIDA IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 0.60 ± ACRES OF LAND GENERALLY LOCATED NORTH OF SHORE LINE DRIVE AND WEST OF LAKE MYRTLE BLVD.; REZONING THE PROPERTY FROM LAKE COUNTY "RP" (RESIDENTIAL PROFESSIONAL DISTRICT) TO R-1 (SINGLE FAMILY LOW DENSITY DISTRICT) WITHIN THE CITY LIMITS OF FRUITLAND PARK; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been submitted by William Lawrence Hendry, III, as Trustee of the William Lawrence Hendry, III Family Trust and Katherine Rae Hendry as Trustee of the Katherine Rae Hendry Family Trust, as Owners, requesting that approximately 0.60 acres of real property generally located north of Shore Line Drive and west of Lake Myrtle Blvd. (the "Property") be annexed to and made a part of the City of Fruitland Park and rezoned from Lake County "RP" (Residential Professional District) to R-1 (Single Family Low Density District) within the city limits of Fruitland Park; and

WHEREAS, the petition bears the signature of all applicable parties; and

WHEREAS, the required notice of the proposed annexation has been properly published; and

WHEREAS, the Property is contiguous to the City limits and is reasonably compact.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Fruitland Park, Florida, as follows:

Section 1. The following described property consisting of approximately 0.60 acres of land generally located north of Shore Line Drive and west of Lake Myrtle Blvd., contiguous to the City limits, is hereby incorporated into and made part of the City of Fruitland Park Florida. The property is more particularly described as follows and shown on Exhibit A:

LEGAL DESCRIPTION: Lot 14, Lake Myrtle Shores, according to the map or plat thereof as recorded in Plat Book 36, Page(s) 39, Public Records of Lake County, Florida.

The Property annexed in this section shall be assigned a zoning designation of R-1 District (Single Family Low Density).

Parcel Alternate Key No. 3670663.

Section 2. The City Clerk shall forward a certified copy of this Ordinance to the Clerk of the Circuit Court, the County Manager of Lake County, Florida, and the Secretary of State of Florida within seven (7) days after its passage on second and final reading.

Section 3. If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 4. The property annexed in this Ordinance is subject to the Land Use Plan of the Lake County Comprehensive Plan and county zoning regulations until the City adopts the Comprehensive Plan Amendments to include the property annexed in the City Comprehensive Plan.

Section 5. This Ordinance shall become effective immediately upon passage by the City Commission of the City of Fruitland Park.

PASSED AND ORDAINED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this _____ day of _____, 2014.

_____
Chris Bell, Mayor
City of Fruitland Park, Florida

ATTEST:

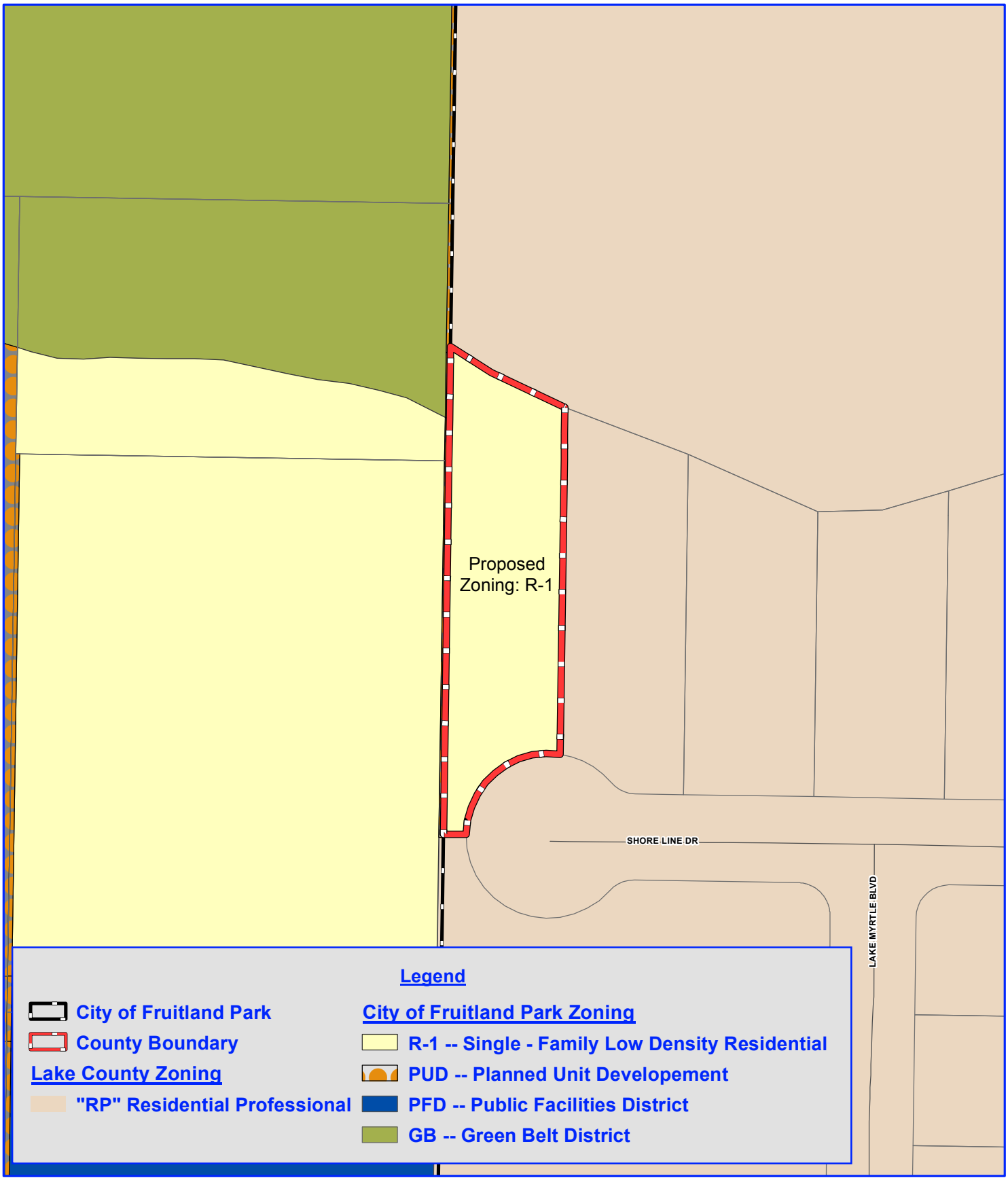
_____
Esther Coulson, CMC, City Clerk

Approved as to Form:

_____
Scott Gerken
City Attorney

Vice Mayor Goldberg	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Commissioner Cheshire	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Commissioner Gunther	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Commissioner Kelly	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Mayor Bell	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)

Passed First Reading September 18, 2014
Passed Second Reading
(SEAL)



N
W E
S

100 0 Feet

1 inch = 100 feet

City of Fruitland Park
William Hendry

Lake County, Florida
Proposed Zoning

Project: 398-14-06
File: Proposed Zoning.mxd
Name: William Hendry
PM: Sherie Lindh
Date: August 27, 2014
Created By: J.Wilson

LPG Urban & Regional Planners, Inc.
1162 Camp Avenue, Mount Dora, Florida 32757
Office: (352) 385-1940 / Fax: (352) 383-4824

Lake Myrtle Shores Sub Lot 14 PB 36 PG 39 ORB 3569 PG 935
ORB 3606 PG 2321

AGENDA ITEM NUMBER
5c

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	First Reading– Ordinance 2014-022				
For the Meeting of:	September 18, 2014				
Submitted by:	Community Development Director				
Date Submitted:	September 15, 2014				
Are Funds Required:			Yes		No
Account Number:	N/A				
Amount Required:	N/A				
Balance Remaining:	N/A				
Attachments:	Yes				

Description of Item: First reading on proposed Comprehensive Plan Ordinance 2014-022, North of Shore Line Drive and west of Lake Myrtle Boulevard. Second reading will be held on September 25, 2014.

Action to be Taken: Approval.

Staff's Recommendation: Approval.

Additional Comments:

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

ORDINANCE 2014-022

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, PROVIDING FOR A COMPREHENSIVE PLAN AMENDMENT AMENDING THE FUTURE LAND USE DESIGNATION FROM COUNTY URBAN MEDIUM DENSITY TO SINGLE FAMILY LOW DENSITY ON THE FUTURE LAND USE MAP OF THE CITY OF FRUITLAND PARK'S COMPREHENSIVE PLAN FOR APPROXIMATELY 0.60 ± ACRES OF PROPERTY GENERALLY LOCATED NORTH OF SHORE LINE DRIVE AND WEST OF LAKE MYRTLE BLVD.; DIRECTING THE CITY CLERK TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been received from William Lawrence Hendry, III, as Trustee of the William Lawrence Hendry, III Family Trust and Katherine Rae Hendry as Trustee of the Katherine Rae Hendry Family Trust, as Owners, requesting that real property within the city limits of the City of Fruitland Park be assigned a land use designation of "Single Family Low Density" under the Comprehensive Plan for the City of Fruitland Park; and

WHEREAS, the required notice of the proposed small scale comprehensive plan amendment has been properly published as required by Chapter 163, Florida Statutes; and

WHEREAS, the Planning and Zoning Commission of the City of Fruitland Park and the Local Planning Agency for the City of Fruitland Park have reviewed the proposed amendment to the Comprehensive Plan and have made recommendations to the City Commission of the City of Fruitland Park.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF FRUITLAND PARK, FLORIDA, AS FOLLOWS:

Section 1: The following described property consisting of approximately 0.60 ± acres generally located north of Shore Line Drive and west of Lake Myrtle Blvd., and more particularly described as follows:

LEGAL DESCRIPTION: Lot 14, Lake Myrtle Shores, according to the map or plat thereof as recorded in Plat Book 36, Page(s) 39, Public Records of Lake County, Florida.

Parcel Alternate Key No. 3670663.

shall be assigned a land use designation of Single Family Low Density under the City of Fruitland Park Comprehensive Plan as depicted on the map attached hereto as Exhibit "A" and incorporated herein by reference.

Section 2: A copy of said Land Use Plan Amendment is filed in the office of the City Manager of the City of Fruitland Park as a matter of permanent record of the City, matters and contents therein are made a part of this ordinance by reference as fully and completely as if set forth herein, and such copy shall remain on file in said office available for public inspection.

Section 3: The City Manager or his designee, after passage of this Ordinance, is hereby directed to indicate the changes adopted in this Ordinance and to reflect the same on the Comprehensive Land Use Plan Map of the City of Fruitland Park.

Section 4: Severability.
If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 5: This Ordinance shall become effective 31 days after its adoption by the City Commission. If this Ordinance is challenged within 30 days after its adoption, it may not become effective until the state land planning agency or Administrative Commission, respectively, issues a final order determining that this Ordinance is in compliance.

PASSED AND ORDAINED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this _____ day of _____, 2014.

_____
Chris Bell, Mayor
City of Fruitland Park, Florida

ATTEST:

_____
Esther Coulson, CMC, City Clerk

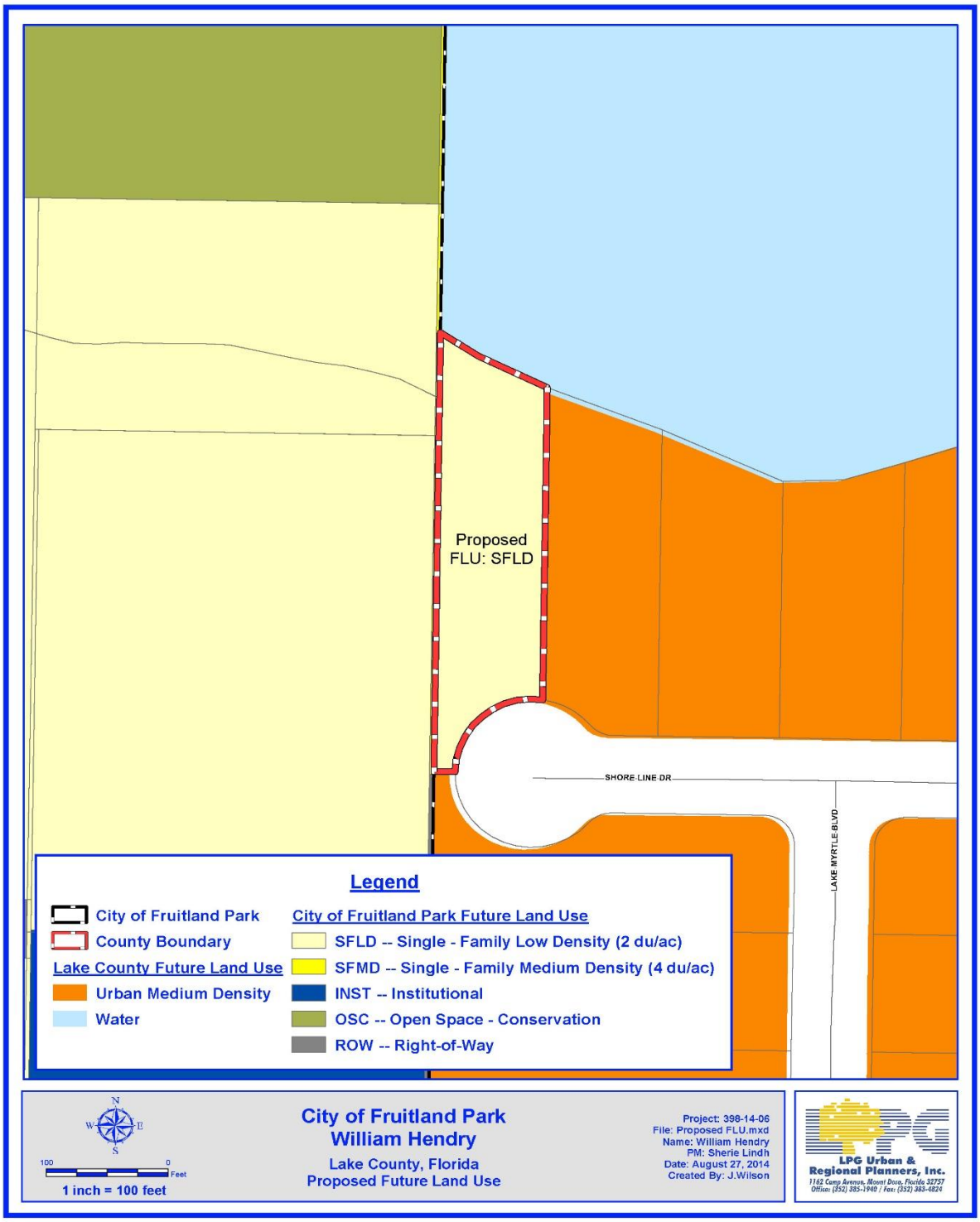
Approved as to Form:

_____
Scott Gerken
City Attorney

Vice Mayor Goldberg	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Commissioner Cheshire	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Commissioner Gunther	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Commissioner Kelly	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Mayor Bell	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)

Passed First Reading September 18, 2014
Passed Second Reading
(SEAL)

EXHIBIT A


Proposed
FLU: SFLD
SHORE LINE DR
LAKE MYRTLE BLVD
Legend
City of Fruitland Park
County Boundary
Lake County Future Land Use
Urban Medium Density
Water
City of Fruitland Park Future Land Use
SFLD -- Single - Family Low Density (2 du/ac)
SFMD -- Single - Family Medium Density (4 du/ac)
INST -- Institutional
OSC -- Open Space - Conservation
ROW -- Right-of-Way
N
W
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100
0
Feet
1 inch = 100 feet
City of Fruitland Park
William Hendry
Lake County, Florida
Proposed Future Land Use
Project: 398-14-06
File: Proposed FLU.mxd
Name: William Hendry
PM: Sherie Lindh
Date: August 27, 2014
Created By: J.Wilson
LPG Urban &
Regional Planners, Inc.
1162 Camp Avenue, Mount Dora, Florida 32757
Office: (352) 385-1940 / Fax: (352) 383-4824

AGENDA ITEM NUMBER
5d

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	First Reading– Ordinance 2014-020				
For the Meeting of:	September 18, 2014				
Submitted by:	Community Development Director				
Date Submitted:	September 15, 2014				
Are Funds Required:			Yes		No
Account Number:	N/A				
Amount Required:	N/A				
Balance Remaining:	N/A				
Attachments:	Yes				
Description of Item: First reading on proposed Comprehensive Plan Ordinance 2014-022, Villages of Fruitland Park DRI. Second reading will be held on September 25, 2014.					
Action to be Taken: Approval.					
Staff's Recommendation: Approval.					
Additional Comments:					

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

ORDINANCE 2014-020

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, PROVIDING FOR A COMPREHENSIVE PLAN AMENDMENT TO AMEND OBJECTIVE 1-11, POLICY 1-11.1, AND POLICY 1-11.11 OF THE FUTURE LAND USE ELEMENT ENTITLED 'THE VILLAGES OF FRUITLAND PARK-DRI'; PROVIDING FOR A COMPREHENSIVE PLAN AMENDMENT PURSUANT TO FLORIDA STATUTE 163.3187(1)(C); PROVIDING FOR SEVERABILITY; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE, AFTER APPROVAL, TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Darrin Taylor, as Applicant, on behalf of The Villages of Lake-Sumter, Inc. as Owner, has submitted an application requesting that the addition of 24 residential units to the property known as the Villages of Fruitland Park DRI generally located south of CR 466-A and north of Pine Ridge Dairy Road within the city limits of the City of Fruitland Park; and

WHEREAS, the City of Fruitland Park City Commission finds and determines that the City's Future Land Use Element of the City's Comprehensive Plan should be amended to accommodate the uses proposed by the Applicant, on behalf of the Owner; and

WHEREAS, the required notice of the proposed small scale comprehensive plan amendment has been properly published as required by Chapter 163, Florida Statutes; and

WHEREAS, the Planning and Zoning Commission of the City of Fruitland Park and the Local Planning Agency for the City of Fruitland Park have reviewed the proposed amendments to the Comprehensive Plan and have made recommendations to the City Commission of the City of Fruitland Park.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF FRUITLAND PARK, FLORIDA, AS FOLLOWS:

Section 1: The City of Fruitland Park Future Land Use Element of the City's Comprehensive Plan is hereby amended to include revised objectives and policies as set forth on Exhibit "A," attached hereto and incorporated herein by reference.

Section 2: A copy of said Amendment is filed in the office of the City Manager of the City of Fruitland Park as a matter of permanent record of the City, matters and contents therein are made a part of this ordinance by reference as fully and completely as if set forth herein, and such copy shall remain on file in said office available for public inspection.

Section 3: The City Manager or his designee, after passage of this Ordinance, is hereby directed to indicate the changes adopted in this Ordinance and to reflect the same on the Comprehensive Land Use Plan Map of the City of Fruitland Park.

Section 4: Severability.
If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 5: This Ordinance shall become effective 31 days after its adoption by the City Commission. If this Ordinance is challenged within 30 days after its adoption, it may not become effective until the state land planning agency or Administrative Commission, respectively, issues a final order determining that this Ordinance is in compliance.

Section 6: **T**he City Clerk shall forward a certified copy of this Ordinance to the Clerk of the Circuit Court, the County Manager of Lake County, Florida, and the Secretary of State of Florida within seven (7) days after its passage on second and final reading.

PASSED AND ORDAINED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this _____ day of _____, 2014.

_____
Chris Bell, Mayor
City of Fruitland Park, Florida

ATTEST:

_____
Esther Coulson, CMC, City Clerk

Approved as to Form:

_____
Scott Gerken
City Attorney

Vice Mayor Goldberg	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Commissioner Cheshire	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Commissioner Gunther	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Commissioner Kelly	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Mayor Bell	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)

Passed First Reading September 18, 2014
Passed Second Reading

(SEAL)

CHAPTER 1

FUTURE LAND USE ELEMENT

City of Fruitland Park Comprehensive Plan

Goals, Objectives and Implementing Policies

This section stipulates goals, objectives and policies for implementing the desired future land use of the City of Fruitland Park.

GOAL 1: LAND USE. INSURE THAT THE CHARACTER AND LOCATION OF LAND USES PROMOTE CONSERVATION OF RESOURCES, EFFICIENCY AND CONCURRENCY IN THE PROVISION OF PUBLIC FACILITIES AND SERVICES, MAXIMIZATION OF ECONOMIC BENEFITS FOR EXISTING AND FUTURE CITIZENS, AND COMPLIANCE WITH ADOPTED MINIMUM LEVELS OF SERVICE STANDARDS, AND CONCOMITANTLY MINIMIZE DETRIMENTAL IMPACTS TO HEALTH, SAFETY, AND WELFARE WHICH MAY BE JEOPARDIZED BY ENVIRONMENTAL DEGRADATION, NUISANCES AND IMCOMPATIBLE LAND USES.

> OBJECTIVE 1-1: <u>PLANNING FOR RESIDENTIAL QUALITY AND NEIGHBORHOOD COHESIVENESS</u>. The city shall designate and promote sufficient area on the 2010 Future Land Use Map for quality residential development and neighborhood cohesiveness, and require the availability of adequate facilities, to support demands necessitated by existing and future housing development and associated population.

Policy 1-1.1: <u>Adequate Residential Land Area</u>. The Future Land Use Map shall designate sufficient land area for residential land uses according to a pattern which promotes neighborhood cohesiveness and identity, and which enables efficient provision of public facilities and services. A minimum of 937 acres shall be allocated for allowing residential land uses on the Future Land Use Map. Residential acreage allocated on the Future Land Use Map shall be sufficient to attract development to the City rather than outside the City limits.

Policy 1-1.2: <u>Allowance for Open Space</u>. The City, incorporated within the Land Development Regulations provisions which require residential open space in new developments. Such provisions include are not limited to a minimum of 25% open space for residential land uses, maximum percentages of lot coverage for other land uses, and requiring proposed development to incorporate such requirements into all development review submittals.

Policy 1-1.3: Mitigation of Impacts from Adjacent Development. The Land Development Regulations standards require adjacent development and redevelopment to provide sufficient buffers and screening for purposes of mitigating impacts to adjacent residential land uses. Such standards are based on the type of zoning of the subject property as well as the adjacent property. The zoning districts determine the width and the amount of landscaping that is required.

The City minimizes potential adverse impacts created by non-residential land uses located adjacent to residential uses by requiring the provision of landscaping, buffering, or other appropriate screening techniques.

Policy 1-1.4: Existing Incompatible Land Use Activities Located within Residential Districts Delineated on the Future Land Use Map. The Land Development Regulations include standards for the transition of incompatible land uses located within the designated residential land districts. These standards include limitations to the expansion of such incompatible uses and provisions for discontinuing the incompatible use if that use should cease for a specified period of time.

Policy 1-1.5: Access to and Circulation within Residential Areas. Transportation systems within designated residential areas delineated on the Future Land Use Map shall be designed to accommodate traffic conditions that further public safety and limit nuisances. Access to residential areas shall comply with policies established within the Traffic Circulation Element that address access management. The design of new residential subdivisions must include the dedication of right-of-way to enable pedestrian access to adjacent residential subdivisions, unless the distance between the furthest lot from the subdivision entrance is less than 1320 feet to the nearest public entrance to the adjacent residential subdivision.

Policy 1-1.6: Transition of Residential Densities. The City shall pattern the transition of residential densities on the Future Land Use Map toward higher densities in areas accessible to employment and commercial areas and away from environmentally sensitive areas, while directing lower density residential development in areas close to environmentally sensitive areas.

Policy 1-1.7: Availability of Facilities to Support Residential Land Uses. Residential densities shall be compatible with available public facilities and their capacity to serve development. Residential areas designated on the Future Land Use Map shall be allocated according to a pattern that promotes efficiency in the provision of public facilities and services, and furthers the conservation of natural resources. Public facilities shall be required to be in place concurrent with in the impacts of new residential development.

OBJECTIVE 1.2: PLANNING FOR CONSERVATION OF ENVIRONMENTALLY SENSITIVE LANDS. OTHER NATURAL RESOURCES AND HISTORICALLY SIGNIFICANT SITES. The City shall manage and control existing and future land uses located within or adjacent to environmentally sensitive lands, other significant natural resources, and historically significant sites, by continuing to enforce protection standards within

the Comprehensive Plan and Land Development Regulations. The measure of successful management of these resources shall be the amount of land protected each year as a result of the development review process.

Policy 1-2.1: Wetlands. The City has incorporated provisions within the Land Development Regulations that require all unaltered wetlands to be placed within conservation easements with the excepting of alteration as allowed in Policy 5-2.4, Conservation element. Any such alteration shall be permitted by the appropriate jurisdictional agency and shall be mitigated with the result of no net loss of natural functional value. Wetlands placed in conservation easements may be utilized for passive recreation activities and shall include but not be limited to elevated boardwalks, nature trails, hiking, bird watching and picnicking. Wetlands are lands which are identified by being inundated or saturated by surface water or ground water at a frequency and duration sufficient to support, and that under normal circumstances do or would support, a prevalence of vegetation typically adapted for life in saturated soil conditions. The definition includes all contiguous and non contiguous or isolated wetlands to waters, water bodies and watercourses. Wetlands include but are not limited to Cypress, Hardwood Swamp, Bayhead, Hydric Hammock, Shrub Swamp, Shrub Bog, Deep Marsh, Freshwater Marsh, Shallow March and Wet Prairie. An upland buffer of sufficient width which will be determined on an individual basis based upon the wetland size, hydrologic functions, human impacts, plant diversity and integration with other ecosystems will be required.

Policy 1-2.2: Floodplains and Stormwater Management. The City has incorporated provisions within the Land Development Regulations that prohibit development within the 10 year floodplain and allow limited development within the 100 year floodplain as permitted by the St. Johns River Water Management District (SJRWMD) provided that compensating storage is provided and structures located within the 100 year floodplain shall have the first floor elevation at least 18" above the floodplain elevation. The following activities shall be prohibited within the 100 year floodplain:

- septic tanks and the storing of hazardous waste material;
- roads, bridges, and other similar public facilities should not be located within the floodplains, except where no reasonable alternative exists.

The stormwater regulations shall insure that adequate stormwater management or drainage facilities maintain pre-development conditions, provide adequate facilities as may be necessary to insure that the stormwater runoff rate and the quantity shall not be increased, nor adversely affect existing surface water flow pattern, insure that sediment from runoff will not enter natural drainageway and all systems shall be functionally independent of planned but unbuilt phases of the development project.

Policy 1-2.3: Aquifer Recharge. The City has incorporated provisions within the Land Development Regulations that prohibit non-residential land uses which are likely to generate toxic, hazardous or industrial waste in high recharge areas, unless otherwise approved by the Florida Department of Environmental Protection (FDEP), from utilizing septic tanks and where such uses are allowed, must be served by a central sanitary sewer system.

Policy 1-2.4: Sinkholes. The City has incorporated within the Land Development Regulations provisions which require setbacks from sinkholes. The setback criteria will be based on a case by case basis as determined appropriate by a geotechnical engineer and/or the Florida Sinkhole Research Institute.

Policy 1-2.5: Lake Front and Wetland Littoral Zone. The City protects lakefront and wetland littoral zones through the provisions of Policy 5-2.3, Conservation Element. Such provisions are also incorporated into the Land Development Regulations.

Policy 1-2.6: Vegetative Communities and Wildlife Habitats. The City has incorporated provisions within the Land Development Regulations that require all developments to place a percentage of the natural upland communities and native vegetation as defined in the Florida Natural Areas Inventory (FNAI) in conservation easements as specified in Policy 5-1.4.1, Conservation Element. The set aside requirement may be credited toward meeting the Open Space and Landscaping requirements.

(1) designate the area as conservation open space, precluding the encroachment or intrusion of any development other than passive recreation or conservation facilities; or

(2) provisions within the Land Development Regulations require developments to preserve portions of developable upland areas for environmental preservation. The development review process shall determine the extent to which preservation for vegetative communities and wildlife habitats shall be protected from development.

Policy 1-2.7: Historically Significant Sites. Any structure, building, or site which is deemed historically significant and is placed on the Florida Master File or the National Register of Historic Places shall be identified on the Future Land Use Map Series. There is one historically significant site within the City of Fruitland Park's Joint Planning Area (JPA), as of January 1996. (Holy Trinity Episcopal Church.)

OBJECTIVE 1.3: PLANNING FOR COMMERCIAL ACTIVITIES. The 2010 Future Land Use Map shall continue to allocate sufficient land area to accommodate commercial activities that provide goods and services demanded by local and area-wide markets, with consideration to fiscal and environmental impacts to the City of Fruitland Park.

Policy 1-3.1: Criteria for Identifying Marketable Commercial Sites. The location and distribution of commercial land use categories delineated on the Future Land Use Map shall be determined according to the following criteria:

a. Access and vicinity to U.S. 27/441; ease of access and egress to and from major thoroughfares to commercial sites; ability to achieve a functional internal circulation and off-street parking system,

b. Access to County Roads 466A and 25A; ease of access to collector thoroughfares to commercial sites; ability to achieve a functional internal circulation and off-street parking system;

c. Ability to comply with adopted performance standards for preventing or minimizing nuisance impacts, such as emission of air pollutants, noise, odor, and generation of hazardous waste of products;

d. Impact to the conservation and preservation of natural resources;

e. Demand on existing and planned public services, utilities, water resources and energy resources;

Policy 1-3.2: General Pattern of Commercial Land Use.
Commercial land use shall be permitted in three Future Land Use categories. Higher intensive commercial activities shall be confined to the Commercial Land Use category, while wholesale commercial activities shall be permitted in the Industrial Land Use category, and lower intensive commercial activities shall be permitted in the Mixed Community Land Use category designated on the Future Land Use Map. Higher intensive commercial activities shall be directed toward the existing commercial business district located along U.S. 27/441. The Commercial Land Use category shall serve to prevent high intensive commercial from dispersing throughout the rest of the City.

Policy 1-3.3: Access to Commercial Land Uses. Access to commercial sites shall utilize adjacent streets adjoining U.S. 27/441, County Road 466A and County Road 25A where such streets serve to provide safe ingress\egress to the site. Such use of existing streets shall not be designed to direct traffic into residential areas.

Commercial development pursuing access to U.S. 27/441 shall be required to obtain all access management (curb cut) permits from the FDOT, while commercial development pursuing access to County Road 466A and County Road 25A shall be required to obtain all access management (curb cut) permits from the County in accordance with the County's rules and regulations and not prior to a site plan being approved by City staff.

Policy 1-3.4: Mitigation of Impacts to Adjacent Land Uses. The Land Development Regulations require commercial developments and redevelopments to provide sufficient buffers and screening for purposes of mitigating impacts to adjacent residential or public facility land uses. These standards are based on the type of zoning of the subject property as well as the adjacent property. The zoning districts of each shall determine the width and the amount of landscaping that will be required of buffers between incompatible land uses.

Policy 1-3.5: Availability of Facilities to Support Commercial Development. The density and intensity of commercial uses, as specified on Table 1-4, Future Land Use Element, shall be compatible with the ability of public facilities to provide adequate service according to the

adopted levels of service standards. The City will not approve additional commercial land uses than those which can support adopted minimum level of service standards.

Policy 1-3.6: Provision of Open Space. New development shall be required to maintain a portion of commercial sites as open space. The Land Development Regulations specify the proportion of land which shall be retained for open space.

> OBJECTIVE 1-4: PLANNING FOR PUBLIC FACILITIES AND INSTITUTIONAL ACTIVITIES. The City shall assure that adequate public facilities are in place concurrent with the impact of new development through the designation of adequate institutional land uses on the 2010 Future Land Use Map and the Programmed Improvements in the Adopted Capital Improvements Element of the Comprehensive Plan. The criteria for meeting concurrency shall be specified in the Concurrency Management System.

Policy 1-4.1: Coordinate Public Facilities with Land Use. The City shall extend public facilities to existing and proposed land use activities, as shown on the Future Land Use Map, which shall require and demand such services. Undeveloped land shall not be designated for development without assurance through the Comprehensive Plan that public facilities shall be available concurrently with the impacts of development. The impacts of land uses, including their densities and intensities, shall be coordinated with the City's ability to finance or require provision of necessary public facilities at conditions meeting or exceeding the adopted minimum level of service standards.

Policy 1-4.2: Coordinate Public Facilities and Services with Concurrency Management System. The timing and location of public facilities shall be coordinated through the Concurrency Management System to assure that development occurs in an orderly and timely manner consistent with the availability of public facilities and services.

Policy 1-4.3: Protection of Potable Water Wellfields. The City has incorporated within the Land Development Regulations provisions that prohibit activities/land uses within the following wellfield protection zones.

- Within all zones any nonresidential land use which stores, handles, produces or uses any regulated substance is prohibited,

- The location of septic systems within two hundred (200) feet of a public water supply well, unless otherwise approved by FDEP or HRS;

- The location of stormwater areas, as defined by SJRWMD, within three hundred (300) feet of a public water supply well, unless otherwise approved by SJRWMD,

- The location of wastewater treatment plant effluent discharges including but not limited to percolation ponds, surface water discharge, spray irrigation, or drainfields within five hundred (500) feet of a public supply well, unless otherwise approved by FDEP,

- The location of a landfill and/or collection center within five hundred (500) feet of a public supply well;

- The location of feed lots or other commercial animal facilities within five hundred (500) feet of a public supply well;

- The location of mining and/or excavation of waterways of drainage facilities which intersect the water table within one thousand (1000) feet of a public supply well, unless otherwise approved by SJRWMD; and

- The location of underground or above ground stationary tanks containing regulated substances, including fuel storage tanks, within five hundred (500) feet of a public supply well.

The Land Development Regulations also include provisions for exemptions based on the following criteria:

1) The application of pesticides, herbicides, fungicides, and rodenticide if application is in strict conformity with EPA regulations and in strict conformity with Chapters 5E-2 and 5E-9 of the Florida Administrative Code;

2) the application of fertilizers containing any form of nitrogen providing that the amount of fertilizer applied shall not exceed forty (40) pounds of nitrogen per acre per month for the total area or two (2) pounds per thousand (1000) square feet per month, however, the applied fertilizer shall not exceed two hundred (200) pounds of nitrogen per acre per year;

3) retail and wholesale establishments in regulated areas provided that the establishments only store and handle regulated substances for resale in their original unopened containers;

4) regulated substances for the maintenance and cleaning of office buildings and regulated substances associated with office equipment;

5) nonresidential land uses which are determined to be exempt in consultation with the SJRWMD and/or the City's engineer. Special exemptions may also be issued subject to the written verification by a qualified Florida professional engineer of Florida certified hydrogeologist that the proposed use or activity will not result in adverse impacts to the protected wellfield potable water supply. Public supply well shall mean a potable water system which provides water to the public and has at least fifteen (15) service connections or regularly serves an average of at least twenty five (25) individuals daily for at least sixty (60) days of the year. Regulated Substances shall include but not be limited to the following:

1) Chapter 38F-41, Florida Administrative Code;

2) Title 40 of the Code of Federal Regulations Part 261 (Identification and listing of Hazardous Wastes);

3) Title 40 of the Code of Federal Regulations Part 302.4 (List of Hazardous Substances and Reportable Quantities);

4) Title 40 of the Code of Federal Regulations Part 355, Appendix A & B (List of extremely Hazardous Substances);

5) Title 49 Code of Federal Regulations Parts 172.101 and 172.102.

OBJECTIVE 1-5: PLANNING FOR INSTITUTIONAL LAND USES.
The City Shall Adequately Plan for the Land Needs of Institutional Activities.

Policy 1-5.2 Compliance with Concurrency Management System. All institutional land uses, both private and public, shall comply with requirements stipulated within the Concurrency Management System. Public facilities shall be available concurrent with the impacts of development. The City shall adequately plan for the land needs of institutional activities.

Policy 1-5.3. Development and Siting of School Facilities. Schools built and operated by the Lake County School Board, will be allowed throughout the city except in areas designated for Industrial or Conservation land use. The Industrial and Conservation categories are excluded in order to avoid dangerous transportation conflicts that may arise from the inter-mixing of children and heavy equipment and in the interest of environmental protection. The use of land not already designated as Institutional for schools shall require a land use change to designate the land for institutional use and the associated zoning category change. Development and siting of school facilities will meet the following conditions:

1-5.3.1: Facilities and services needed to meet the impacts of the facility are available or will be provided by the School Board in accordance with the Comprehensive Plan Elements and CIE.

1-5.3.2: Transportation facilities needed to serve access of buses are designed and constructed in a manner that can sustain the substantial impact of the school without the requirement of additional upgrades at the expense of the City.

1-5.3.3: The scale and intensity of the host land use will be respected.

1-5.3.4: The City will be allowed to contribute to the review of the site design for new facilities, in order to avoid conflict with surrounding properties and existing City land development regulations.

1-5.3.5: The School Board is expected to accommodate City concerns over the design of access and impact of traffic on residential neighborhoods and will be encouraged to provide bicycle and pedestrian access at multiple points on campus.

1-5.3.6: Non-School facilities will be sited in land use categories allowing the specific activity of the intended use.

1-5.3.7: In recognition that the siting of a new school often draws additional development into the area, the School Board will choose new sites in a manner that compliments the City's growth plans, maximizes the use of existing facilities and discourages urban sprawl.

OBJECTIVE 1-6. COORDINATE FUTURE LAND USES WITH THE CONCURRENCY MANAGEMENT SYSTEM. The City shall not approve development after the adoption of this Comprehensive Plan which cannot be served by adequate facilities at adopted levels of service. The provision of such public facilities shall be planned in an efficient manner and programmed in the Capital Improvement Element and the City's Five Year Capital Improvement Program.

Policy 1-6.1: Availability of Public Facilities The City shall not issue development orders or permits unless public facilities and services are available at adopted levels of service concurrent with the impacts of development as specified in Policy 8A-1.1.3, Concurrency Management System.

Policy 1-6.2: Efficiency in the Provision of Public Facilities.. Allocation of future land use shall occur in a manner which promotes efficient distribution and provision of public facilities. Land use allocations shall assure that future sites can be acquired for public facilities programmed within the Five-Year Schedule of Capital Improvements or determined necessary to meet demands generated by growth and development anticipated through the year 2005.

OBJECTIVE 1-7: PREVENT THE OCCURRENCE OF BLIGHTED AREAS. The City of Fruitland Park Shall Prevent the Occurrence of Blighted Areas Which Would Need Renewal by Enforcing the adopted Minimum Land Development Regulations and Building Codes.

Policy 1-7.1: Maintain and Enforce Minimum Standards for Existing and New Development. The City shall continue to enforce appropriate standards for the design and construction of development and redevelopment, including public and semi-public facilities. Code enforcement activities shall be administered to maintain such standards in existing development.

OBJECTIVE 1-8: PLANNING FOR UTILITIES. The City Shall Assure That Needed Utilities Are Provided Through the Designation of an Institutional District on the Future Land Use Map and the Provisions for Allowing those Facilities Within Public Facilities Districts Zoning Category as Stated in the Land Development Regulations.

Policy 1-8.1: Coordinate Land Use Needs for Utilities. The City shall coordinate with utility providers to assure that sufficient right of way and easements are available for utility placements and distribution lines. Utilities will be allowed in the Public Facility Land Use Category and provisions will be made to allow such facilities within the public right-of-ways and throughout

the City under conditions specified in Policy 1A-1.2, Future Land Use element which are also included in the Land Development Regulations.

Utilities shall be permitted on a conditional basis in all land use categories, with such conditions defined in the Land Development Regulations. Utilities requiring separation from other forms of development and human activity shall be designated as open space if such land use represents a potential threat to the health or safety of citizens or to the investment in development.

Policy 1-8.2: Coordinate Traffic Plans with Utilities. As utility service lines are placed within existing transportation right-of-ways, the City shall review future land use plans and transportation improvements to assure that appropriate land and air space are available to accommodate utility lines. Such land use needs shall be delineated as utility open space on the Future Land Use Map when necessary. The City shall inform the utility company of all transportation improvements scheduled within the Five-Year Schedule of Capital Improvements which require relocation of utility service lines or other ancillary facilities.

OBJECTIVE 1-9: DISCOURAGE URBAN SPRAWL. The City Shall Discourage Urban Sprawl Through the Designation of Adequate Land Uses of the 2010 Future Land Use Map to Serve the Existing and Projected Population. Such Land Uses Shall Promote Orderly Development and Provide Adequate Land for a Viable Real Estate Market.

Policy 1-9.1: Land Use Allocation. The City has designate*d* land uses on the Future Land Use Map to accommodate needs identified within the Comprehensive Plan supporting document (i.e., Data Inventory & Analysis). The City shall allocate a reasonable amount of land above identified needs to avoid economic impacts which a controlled supply of land places on land values and market potential.

Policy 1-9.2: Promote Orderly, Compact Growth. Land use patterns delineated on the Future Land Use Map shall promote orderly, compact growth. The City shall encourage growth and development in existing developed areas where public facilities and services are presently in place and in those areas where public facilities can provide the most efficient service.

Policy 1-9.3: Coordination with Lake County to Reduce Urban Sprawl. The City of Fruitland Park shall coordinate with Lake County to promote a regional development concept that directs future growth to urbanized or urban/rural transitional areas where public facilities and services are available or proposed to be available by year 2005.

Policy 1-9.4: As a condition of site plan approval, the City shall require applicants proposing to develop subdivisions, multi-family developments over 20 units in size and commercial facilities to demonstrate that the proposed development will not contribute to urban sprawl. "Urban sprawl" means urban development or uses that are located in predominately rural areas, or rural areas interspersed with generally low intensity or low density urban uses, and which are characterized by one or more of the following conditions:

a. The premature or poorly planned conversion of rural land to other uses:

b. The creation of areas of urban development or uses that are not functionally related to land uses which predominate the adjacent area: or

c. The creation or areas of urban development or uses where public services are not currently provided. Urban sprawl is typically manifested in one or more of the following land use or development patterns; leapfrog or scattered development, density, mixed community, institutional, commercial and industrial.

a. Single-Family Low Density – Development within this category shall be limited to single-family detached dwelling units and mobile home subdivisions and the density shall not exceed 2 dwelling units/acres. Planned Unit Developments (PUDs) shall be allowed as outlined in Policy 1-10.2. Public Facilities/services shall be allowed as outlined in Policy 1A-1.2. No industrial development shall be allowed within this land use category.

b. Single-Family Medium Density – Development within this category shall be limited to single-family detached dwelling units and the density shall not exceed 4 dwelling units/acres. PUDs shall be allowed as outlined Policy 1-10.2. Public facilities/services shall be allowed as outlined in Policy 1A-1.2. No industrial development shall be allowed within this land use category.

c. Multiple-Family Low Density – Development in this land use category shall be limited to single-family detached, single-family attached, two-family (duplex), multi-family homes, mobile homes however, mobile homes shall only be permitted in mobile home parks subdivisions. Density shall not exceed 8 dwelling units / acre; however, density shall be limited to 4 dwelling units/acre unless a centralized sanitary sewer system is provided. PUDs shall be allowed as outlined in Policy 1-10.2. Public facilities/services shall be allowed as outlined in Policy 1A-1.2. No industrial development shall be allowed within this land use category.

d. Multiple-Family Medium Density – Development in this land use category shall be limited to single-family detached, single-family attached, two-family (duplex), multi-family homes, mobile homes however, mobile homes shall only be permitted in mobile home parks subdivisions. Density shall not exceed 10 dwelling units / acre; however, density shall be limited to 4 dwelling units/acre unless a centralized sanitary sewer system is provided. PUDs shall be allowed as outlined in Policy 1-10.2. Public facilities/services shall be allowed as outlined in Policy 1A-1.2. No industrial development shall be allowed within this land use category.

e. Multiple-Family High Density - Development in this land use category shall be limited to single-family detached, single-family attached, two-family (duplex), multi-family homes, mobile homes however, mobile homes shall only be permitted in mobile home parks subdivisions. Density shall not exceed 15 dwelling units/acre; however, density shall be limited to 4 dwelling units/acre unless a centralized sanitary sewer system is provided. PUDs shall be allowed as outlined in Policy 1-10.2. Public facilities/services shall be allowed as outlined in Policy 1A-1.2. No industrial development shall be allowed within this land use category.

f. Commercial – High Intensity. Development in this land use category shall be limited to retail sales and service, professional services, higher intensity commercial uses and wholesale commercial uses. PUDs shall be allowed as outlined in Policy 1-10.2. Public facilities shall be allowed as outlined in Policy 1A-1.2. No industrial development shall be allowed. The Maximum intensity standard for this land use category is limited to 70% impervious surface (which includes building coverage. Building heights above 35 feet may be allowable if approved by the City Commission. Any building above 35 feet will require assurance of adequate fire protection approved by the City.

g. Mixed Community – Development in this land use category shall be limited to single family attached, single family detached, multi-family, retail sales and services, neighborhood commercial and professional services. No industrial, mobile homes, and Public facilities/services shall be allowed as outlined in Policy 1A-1.2. The maximum residential density shall not exceed 6 dwelling units/acre; however, density shall be limited to 4 units/acres unless a centralized sanitary sewer system is provided. The maximum intensity standard for commercial uses shall be limited to 70%.

h. Industrial. Development in this land use category shall be limited to wholesale commercial and light industrial development PUDs shall be allowed as outlined in Policy 1-10.2. Public facilities/services shall be allowed as outlined in Policy 1A-1.2. Heavy industrial retail sales and services, and residential development shall not be allowed. The maximum intensity standard for this land use category shall be limited to 75% impervious surface (which includes building coverage). Building heights above 35 feet may be allowable if approved by the City Commission. Any building above 35 feet will require assurance of adequate fire protection approved by the City.

i. Institutional. This land use category includes public facilities such as educational, religious, public and private utilities, and governmental land uses. Such uses shall be allowed as specified in Policy 1A-1.2, Future Land Use element. The maximum intensity standards for institutional shall be 70% impervious surface ratio (which includes building coverage). Building heights above 35 feet may be allowable if approved by the City Commission. Any building above 35 feet will require assurance of adequate fire protection approved by the City.

j. Recreation. This land use category includes private and public recreation facilities including but not limited to golf courses, parks, and other similar uses. The intensity standard for this land use category is limited to a maximum of 30% impervious surface (which includes building coverage). Building heights above 35 feet may be allowable if approved by the City Commission. Any building above 35 feet will require assurance of adequate fire protection approved by the City.

k. Open Space. This land use category consists of Conservation Open Space which includes water bodies, wetland, and environmentally sensitive areas and Utilitarian Open Space which includes cemeteries and stormwater facilities. The intensity standard for the Conservation Open Space land use category is limited to passive recreation which includes but not limited to elevated boardwalks, nature trails, bird watching, hiking and picnicking. The intensity standard

for Utilitarian Open Space is limited to a minimum of 35% impervious surface ratio. Building heights above 35 feet may be allowable if approved by the City Commission. Any building above 35 feet will require assurance of adequate fire protection approved by the City.

OBJECTIVE 1-10: PROMOTE INNOVATIVE LAND DEVELOPMENT APPLICATIONS. The City Shall Promote Innovative Land Development Applications Through the Continued Use of Variable Land Use Designations on the 2010 Future Land Use Map and by Implementing the Following Supporting Policies.

Policy 1-10.1: Application of Land Use Designations. The 2005 Future Land Use Map shall designate variable land uses which will allow the following land use categories: Single-family low and medium density residential; multiple-family low, medium and high density, commercial-high intensity, mixed community, industrial, institutional, recreation and open space.

Policy 1-10.1a: The City of Fruitland Park, recognizing the uniqueness of the property annexed through the adoption of Ordinance 2006-025 (18.78± acres) (the "468 LLC Property"), has adopted and will enforce development standards on the 468 LLC Property to ensure the discouragement of urban sprawl, coordination with public facilities, and the protection of the environmental function of this area. The 468, LLC development agreement serves as the data and analysis for the Comprehensive Plan. The area identified on the FLUM as "468, LLC" is subject to the following:

a. The maximum gross density of the project shall not exceed 7 residential dwelling units per gross acre. Connection to the City's potable water system and central waste water system shall be required for development of the 468 LLC Property. All improvements necessary to connect to the water and wastewater system, including the extension of utility lines, shall be provided at the expense of the owner/developer of the 468 LLC Property. The project must adhere substantially to the provisions set forth in the master development agreement, attached as Exhibit B to Ordinance 2006-025, adopted on April 12, 2007. All other applicable provisions set forth within the R-3A (High Density Residential/Neighborhood Commercial) zoning category of the Fruitland Park Land Development Regulations shall be adhered to. All other applicable provisions set forth within the Multi-family High Density land use category of City of Fruitland Park Comprehensive Plan shall be adhered to.

b. The approval of development orders for the 468 LLC Property shall be consistent with this policy and other comprehensive plan goals, objectives, policies and future conditions exhibits.

c. The 468, LLC development order ensures a consistency of the land use designation on the FLUM with the goals, objective, policies, and future conditions exhibits of the City's Comprehensive Plan.

Policy 1-10.1b: The City of Fruitland Park, recognizing the uniqueness of the property annexed through the adoption of Ordinance 2006-026 (21.48± acres) adopted on April 12, 2007, (the "Breeze Lane Property"), has adopted and will enforce development standards on the Breeze Lane Property to ensure the discouragement of urban sprawl, coordination with public facilities, and the protection of the environmental function of this area. The Breeze Lane development agreement serves as the data and analysis for the Comprehensive Plan. The area identified on the FLUM as "Breeze Lane" is subject to the following:

a. The maximum gross density for the project shall not exceed 10 residential dwelling units per gross acre. Connection to the City's potable water system and central waste water system shall be required for development of the Breeze Lane Property. All improvements necessary to connect to the water and wastewater system, including the extension of utility lines, shall be provided at the expense of the owner/developer of the Breeze Lane Property. The project may contain a combination of villas and townhomes and must adhere substantially to the provisions set forth in the master development agreement, attached as Exhibit B to Ordinance 2006-026. All other applicable provisions set forth within the PUD (Planned Unit Development) zoning category of the Fruitland Park Land Development Regulations shall be adhered to. All other applicable provisions set forth within the Multi-family High Density land use category of City of Fruitland Park Comprehensive Plan shall be adhered to.

b. The approval of development orders for the Breeze Lane Property shall be consistent with this policy and other comprehensive plan goals, objectives, policies and future conditions exhibits.

c. The Breeze Lane development order ensures a consistency of the land use designation on the FLUM with the goals, objective, policies, and future conditions exhibits of the City's Comprehensive Plan.

Policy 1-10.1c: The City of Fruitland Park, recognizing the uniqueness of the property annexed through the adoption of Ordinance 2007-003 (94± acres) adopted on April 12, 2007, (the "Armentano Property"), has adopted and will enforce development standards on the Armentano Property to ensure the discouragement of urban sprawl, coordination with public facilities, and the protection of the environmental function of this area. The Armentano Property development agreement serves as the data and analysis for the Comprehensive Plan. The area identified on the FLUM as "Armentano Enterprises" is subject to the following:

a. The maximum gross density for the project shall not exceed 4 residential dwelling units per gross acre. Connection to the City's potable water system and central waste water system shall be required for development of the Armentano Property. All improvements necessary to connect to the water and wastewater system, including the extension of utility lines, shall be provided at expense of the owner/developer of the Armentano Property. The project may contain single-family residential dwelling units, townhomes and/or condominiums and must adhere substantially to the provisions set forth in the master development agreement, attached as Exhibit B to Ordinance 2007-003. All other applicable provisions set forth within the PUD (Planned Unit Development) zoning category of the Fruitland Park Land Development Regulations shall be adhered to. All other applicable provisions set forth within the Multi-family Low Density land use category of City of Fruitland Park Comprehensive Plan shall be adhered to.

b. The approval of development orders for the Armentano Property shall be consistent with this policy and other comprehensive plan goals, objectives, policies and future conditions exhibits.

c. The Armentano Enterprises, Inc. development order ensures a consistency of the land use designation on the FLUM with the goals, objective, policies, and future conditions exhibits of the City's Comprehensive Plan.

Policy 1-10.1d: The City of Fruitland Park, recognizing the uniqueness of the property annexed through the adoption of Ordinance 2007-008 (159± acres) adopted on April 12, 2007, (the "Lake Ella Property"), has adopted and will enforce development standards on the Lake Ella Property to ensure the discouragement of urban sprawl, coordination with public facilities, and the protection of the environmental function of this area. The Lake Ella Property development agreement serves as the data and analysis for the Comprehensive Plan. The area identified on the FLUM as "Lake Ella Developers II, LLC" is subject to the following:

a. The maximum gross density for the project shall not exceed 4 residential dwelling units per gross acre. Connection to the City's potable water system and central waste water system shall be required for development of the Lake Ella Property. All improvements necessary to connect to the water and wastewater system, including the extension of utility lines, shall be provided at expense of the owner/developer of the Lake Ella Property. The project may contain single-family dwelling units and townhomes and/or condominiums and must adhere substantially to the provisions set forth in the master development agreement, attached as Exhibit B to Ordinance 2007-008. All other applicable provisions set forth within the PUD (Planned Unit Development) zoning category of the

Fruitland Park Land Development Regulations shall be adhered to. All other applicable provisions set forth within the Multi-family Low Density land use category of City of Fruitland Park Comprehensive Plan shall be adhered to

b. The approval of development orders for the Lake Ella Property shall be consistent with this policy and other comprehensive plan goals, objectives, policies and future conditions exhibits.

c. The Lake Ella Developers II, LLC development order ensures a consistency of the land use designation on the FLUM with the goals, objective, policies, and future conditions exhibits of the City's Comprehensive Plan.

Policy 1-10.2: Planned Unit Developments. The City has incorporated provisions within the Land Development Regulations that allow mixed use PUD's in all land use categories of the Future Land Use Map except Recreation and Open Space. Residential PUD's will be located within residentially designated areas, Commercial PUD's will be located in commercially designated areas and Industrial PUD's will be located in industrially designated areas of the Future Land Use Map. A PUD with a mix of housing types (i.e., single family & multi-family) shall be allowed in residentially designated areas of the Future Land Use map and the percentage of distribution of each housing type shall be flexible, however, in no case shall the multi-family units within PUD's located within single family designated areas of the Future Land Use map exceed 49% of the housing stock. Commercial land uses will be allowed within PUD's located within residentially designated areas of the Future Land Use map provided that the commercial uses within the PUD are restricted to on-site day care facilities, convenience store, and personal services that are intended to serve the principal use. Commercial land uses will be allowed within PUD's located within industrial designated areas of the Future Land Use map provided that the commercial uses within the PUD are intended to serve the primary industrial users. The maximum densities and intensities allowed within each PUD will be restricted to the overlay land use category however, densities may exceed the maximum allowed up to 20% through the density bonus credits for providing affordable housing. Buffering and landscaping will be provided along the perimeter and interior boundaries of the PUD based on the type and mix of land use of the subject property and adjacent property. The minimum land requirement for PUD's shall be ten (10) acres unless it can be demonstrated that the intent and purpose of the PUD district and expressed municipal development policy would be served in such case.

Future Land Use Element Objective 1-11 - The Villages of Fruitland Park — The Villages of Fruitland Park DRI land use category (referred to under Objective 1-11 and the supporting policies as "the DRI" or "the project") is designated as such on the City of Fruitland Park's Future Land Use Map and is consistent with the supporting policies identified in this Objective. The DRI is composed of up to ~~2,050~~ 2,074 age restricted residential units with supporting golf course and recreation centers which is consistent with the Villages community design. The DRI will be linked to the larger Villages road and path system so residents will be able to access the town centers without leaving the community. The DRI

also includes the option to convert residential units to a maximum of 30,000 square feet of retail. The Villages of Fruitland Park DRI land use category is subject to the supporting policies under this Objective.

Policy 1-11.1 - The Villages of Fruitland Park DRI will include up to ~~2,050~~ 2,074 age restricted residential units, golf course and recreation centers, with the option to add up to 30,000 square feet of retail through the DRI conversion matrix, and supporting infrastructure (e.g. roads, water, sewer, etc.). The maximum residential gross density is 4 units per acre, the maximum non-residential land use intensity is 1.0 Floor Area Ratio (FAR) and an impervious surface ratio of 80%. Interim land use activities for undeveloped land may include farming, and cattle and buffalo husbandry, provided such activities are not in conflict with the Wildlife Habitat Management Plan approved by the FFWCC for the DRI.

The DRI development order contains the requirements for the land use conversion matrix. Use of the matrix does not result in any increase in public facility impacts and the matrix is limited to the conversion of residential units to a maximum of 30,000 square feet of retail. Proposed development orders for the DRI must be consistent with this policy and other policies under Objective 1-11 and future conditions maps.

Policy 1-11.2 — The Villages of Fruitland Park DRI must be consistent with Objective 1-11 and the supporting policies under this Objective. This Objective and supporting policies includes all relevant policies and standards that impact the DRI in regards to the standards for development, environmental protection and provision of public facilities. Thus, these policies restate the relevant provisions within the City's plan as it relates to the DRI, but exempts the project from all other comprehensive plan standards which do not relate to the project or have been superseded by Objective 1-11 and the supporting policies. This exemption is necessary in order to ensure that the DRI is developed consistently with the remainder of the Villages of Sumter DRI and considers those land uses that are outside of, but support, the portion within the City. The DRI must also be consistent with the City of Fruitland Park FLUM and future conditions maps.

Policy 1-11.3 — The Villages of Fruitland Park DRI will meet all applicable local, state and federal regulations as specified in the DRI development order and zoning requirements.

Policy 1-11.4 — The Villages of Fruitland Park DRI is determined to be suitable for the land uses proposed for the site and will remain compatible with the surrounding area through the design requirements including standards for buffering and landscaping. The project will also be integrated into the larger Villages development providing the benefits of a mixed use project that will encourage pedestrian activity and other modes of transportation through multi-use roadways connected to the larger Villages multi-modal transportation system.

Policy 1-11.5 — The Villages of Fruitland Park DRI as analyzed in the supporting plan amendment has determined there are approximately 77 acres of wetlands on-site. The wetlands will be protected or mitigated in accordance with the Southwest Florida Water Management District's Environmental Resource Permit (ERP) requirements. Wetlands impacted will be limited to isolated wetlands and may be mitigated off-site as provided by the conditions of the ERP. No development will be permitted within protected wetlands in

accordance with the development order. Impacted wetlands can be developed in accordance with the DRI development order as long as the wetlands are mitigated as required under the ERP.

Policy 1-11.6 — The Villages of Fruitland Park DRI as analyzed in the supporting plan amendment has identified the nesting of a Bald Eagle on the northern boundary of the property, five gopher tortoise burrows and the Southeastern Kestrel. No other listed plant or animal species or other environmental features have been identified. A habitat management plan must be developed and incorporated into the DRI development order which will direct the protection and/or mitigation of impacts to any listed species. The Habitat Management Plan also requires coordination with the Florida Game and Freshwater Fish Commission.

Policy 1-11.7— Development of the Villages of Fruitland Park DRI will require coordination between the Developer, the City of Fruitland Park and Sumter County. This may include the development of any necessary agreements between the Developer of the DRI, one or more Community Development Districts, Dependent Districts established pursuant to Chapter 189, F.S., Sumter County and the City of Fruitland Park, either through joint or separate agreements, in the provision of services. The Developer will also coordinate with the City in regards to capital improvement planning as required in Policy 1-11.11.

Policy 1-11.8 — New development within the Villages of Fruitland Park DRI must not degrade the adopted level of service for the public facilities required to serve this development. Water service will be provided by Central Sumter Utility Company pursuant to a bulk water purchasing agreement with the City of Fruitland Park. Sewer facilities will be provided by the Central Sumter Utility Company and not by the City of Fruitland Park. For transportation facilities, the DRI development order includes requirements for mitigating transportation impacts if there is a significant and adverse impact on a roadway segment. The Villages have mitigated for all transportation impacts to date. Regarding any future development above the current approved 2,050 age restricted units, if improvements are necessary, then the Developer will coordinate with the City regarding any necessary capital planning which may include agreements to ensure the impacts are mitigated.

Policy 1-11.9 — The Villages of Fruitland Park DRI will be developed in accordance with the following level of service standards and shall be used as the basis for determining the availability of facility capacity and the demand generated for the DRI. Decisions regarding the issuance of development orders and permits for the DRI will be based upon coordination of the development requirements adopted as part of Objective 1-11 and its supporting policies.

Level of Service Standards for The Villages of Fruitland Park DRI	
(These level of service standards only apply within the boundaries of The Villages of Fruitland Park DRI)	
TRANSPORTATION FACILITIES	**LEVEL OF SERVICE**
Principal Arterial	D
Minor Arterial and others	D

POTABLE WATER AND SANITARY SEWER		LEVEL OF SERVICE	
Land Use	Unit	Sanitary Sewer (GPD)	Potabl Water (GPD)
Residential	Dwelling unit/day	**45.7**	**50.3**
Retail / Service	Gross SF	0.15	0.15
Educational/ Institutional	Gross SF	0.15	0.15
DRAINAGE FACILITIES			
Stormwater facilities shall be designed to accommodate the 15-year, 24-hour design storm to meet the water quality and quantity standards below.			
WATER QUALITY and QUANTITY			
Treatment and attenuation of stormwater runoff shall be required for all development, redevelopment and, when expansion occurs, existing developed areas. Infill residential development within improved residential areas or subdivisions, which existed prior to the adoption of the comprehensive plan, must ensure that its post-development stormwater runoff will not contribute pollutants which will cause the runoff from the entire improved area to degrade receiving waters. Water quality and attenuation shall be deemed acceptable when the applicant has demonstrated compliance with Southwest Florida Water Management District Chapter 40D-4 and Chapter 40D-40, F.A.C.			
RECREATION FACILITIES			
The recreation facilities necessary for this site are provided on site and in the remainder of the Villages development. These facilities are in excess of required recreation level of service to serve the project.			

Policy 1-11.10 — The Villages of Fruitland Park DRI will include as part of this project an internal multi-use street system to ensure the project is interconnected with the remainder of The Villages.

Policy 1-11.11 — The Developer has addressed its transportation impacts for the approved ~~2,050~~ 2,074 age restricted residential units. If additional development is proposed in the future, then any transportation impacts must be addressed, in accordance with the development order. As part of any required mitigation, the Developer will coordinate with the City to ensure the mitigation can be considered as part of the City's required capital improvement planning. The Developer will also coordinate with the City in accordance with the Consumptive Use Permit to ensure that adequate water supplies are available to serve the DRI. The Villages will also coordinate with the Central Sumter Utility Company in the provision of sewer service.

Policy 1-11.12 - Amendments to the DRI through the Notice of Proposed Change process pursuant to s. 380.06(19), FS, shall not require a plan amendment provided the change does

not include the addition of land or a new use and is otherwise consistent with the comprehensive plan. Changes to a DRI Development Order adopted by the City of Fruitland Park shall be reflected in the Conceptual Master Plan and other zoning support documents as a ministerial function.

Policy 1-11.13 - The Villages of Fruitland Park DRI Development Order ensures consistency of the DRI land use designation on the FLUM with Objective 1-11 and supporting policies and future conditions maps of the Fruitland Park Comprehensive Plan.

GOAL 1A. FUTURE LAND USE MAP. ADOPT AND MAINTAIN A FUTURE LAND USE MAP SERIES WHICH SHALL DESIGNATE LAND USE ACTIVITIES TO MEET ANTICIPATED GROWTH AND DEVELOPMENT AND TO CONSERVE NATURAL RESOURCES OF FRUITLAND PARK THROUGH THE YEAR 2005.

OBJECTIVE 1A-1: <u>FUTURE LAND USE MAP SERIES.</u> The City of Fruitland Park hereby adopts the Future Land Use Map Series, Maps I-1 through I-4 to Represent City Policy for Managing the Allocation of Future Land Use through the Year 2010. The Future Land Use Map Series Is and Shall Be Supported by the Comprehensive Plan Data Inventory & Analysis Report as recommended by the EAR based Plan amendment. Land Use Designations on the Future Land Use Maps Are and Shall Be Allocated Pursuant to the following:

- Goals, Objectives and Policies Established in the Comprehensive Plan;

- Based on Anticipated Growth and Development through Year 2005, as determined within the Data Inventory & Analysis Report;

- Conservation of Natural Resources including lakes wetlands, floodplains, sinkholes, groundwater high recharge areas, endangered and threatened species and their native habitats;

- Efficiency in the Provision of Public Facilities;

- Preservation of Fiscal Resources and Maximization of Economic Benefit.

Map I-1

CITY OF FRUITLAND PARK
FUTURE LAND USE MAP SERIES
LAND USE POLICY DESIGNATION

Map I-2

CITY OF FRUITLAND PARK
FUTURE LAND USE MAP SERIES
EXISTING AND PLANNED WATER WELLS AND FLORIDAN AQUIFER RECHARGE AREAS

Map I-3

CITY OF FRUITLAND PARK
FUTURE LAND USE MAP SERIES
100 YEAR FLOODPLAIN

Map I-4

CITY OF FRUITLAND PARK
FUTURE LAND USE MAP SERIES
SOIL TYPES & TOPOGRAPHY

Policy 1A-1.2: Public Facilities Land Use Designation. Necessary Public facilities shall be permitted as Institutional Land Uses within any Future Land Use designation if such facility satisfies the following criteria: 1) serves the majority of the population; 2) located in close proximity to the main user group; 3) buffers will be provided along the perimeter property boundary and the width of such buffers shall be determined by the adjacent land use and the proposed land use; 4) landscaping will be provided based on the adjacent land use and the proposed land use. Public Facilities/Services shall include but not be limited to public and private utilities, governmental, religious, and educational land uses.

OBJECTIVE 1A-2: LAND ALLOCATIONS FOR RESIDENTIAL USES. Allocate Sufficient Land Area on the Future Land Use Map to Accommodate Anticipated Housing Needs through the Year 2010.

Policy 1A-2.1: Allocation of Residential Densities. Future land use policy, as illustrated in Map I-1, shall allocate residential density based on the following considerations:

- Past and anticipated future population and housing trends and characteristics;

- Provision and maintenance of the quality of residential neighborhoods and preservation of cohesive neighborhoods;

- Protection of Environmentally Sensitive Lands;

- Transition of densities between low, medium and, multiple family categories.

- Need to accommodate affordable housing for very low, low, and moderate income households.

Policy 1A-2.2: Interpretation of Residential Density Designations. The City, has incorporated provisions within the Land Development Regulations that define gross residential density as the maximum allowable units which may be constructed on the gross land area, determined by dividing the “maximum allowable units” by the “gross land area”. Residential densities shown on the 2005 Future Land Use Map shall be construed as the maximum gross residential density permitted for development in that residential district. Gross land area shall be construed to represent all land under common ownership proposed for residential development excluding waterbodies.

Policy 1A-2.3: Interpretation of Non-Residential Intensities. Intensity of non-residential development shall be evaluated according to a combination of impervious surface area ratio plus maximum building height as specified in Policy 1A-1.1a-i of this Comprehensive Plan.

Policy 1A-2.4: Vested Rights to Density. Where Land use densities are presented as a range, the maximum density shall not represent a guaranteed right. Subdivision, zoning and site plan review criteria and procedures within the Land Development Regulations shall assure that specific density assigned to new development is compatible and consistent with established residential development patterns and provides equitable use of the land. Criteria to be considered in allocating density shall include, but not be limited to, the following:

(a) Protect neighborhood cohesiveness and stability of residential characteristics,

(b) Assure compatible transitions between abutting low, medium, and high residential districts,

(c) Require compliance with the City's proposed tree protection and landscaping ordinance,

(d) Protect environmentally sensitive areas, particularly wetlands and floodplains and;

(e) Minimize impacts of flood hazards to development.

OBJECTIVE 1A-3: LAND ALLOCATIONS FOR INDUSTRIAL AND COMMERCIAL USE. The 2010 Future Land Use Map Shall Delineate Sufficient Land to Accommodate Industrial and Commercial Trades.

Policy 1A-3.1: Commercial Designations. The Commercial land use designation is to accommodate all types of commercial businesses. Acceptable uses intended for this district include: business and professional office buildings, retail sales and services, wholesale sales and services, and medical facilities.

In addition, this policy designation is intended for sites which:

- Possess accessibility to major thoroughfares or adjacent general commercial areas:

- Have potential to be served by a full complement of urban services:

- Contain sufficient land area to accommodate sound principles of urban design, including sufficient land area to provide landscaping and buffers to separate existing and potential adjacent residential land uses.

Policy 1A-3.2: Mixed Community Development. Lands designated for this use shall permit low intensity commercial (the maximum intensity standard for commercial uses shall be limited to 70% impervious surface ratio per acre, which includes building coverage). The Mixed

Community land use designation is to accommodate the following commercial businesses: professional office buildings, low intensive community retail sales and services, cultural and entertainment, and medical facilities.

Policy 1A-3.3: Allocation of Commercial Land. The Future Land Use Map shall designate land area at a level equal to or above indicated needs in the supporting document.

Policy 1A-3.4: Coordination with Lake County Future Land Use. To discourage urban sprawl, Lake County has oriented land use patterns in its Future Land Use Map to direct development requiring public services and facilities to urbanized or rural/urban transitional areas which already provide them. Hence, the Future Land Use Map for Fruitland Park shall dedicate more land for commercial activities than its population can support in order to meet regional market demands and to discourage urban sprawl into rural areas by development requiring facilities and services of an urban nature.

Policy 1A-3.5: Industrial Designation. Industrial land uses which are likely to generate toxic, hazardous or industrial waste must be served by a centralized sanitary sewer system.

OBJECTIVE 1A-4: LAND ALLOCATIONS FOR RECREATION ACTIVITIES. The 2010 Future Land Use Map Shall Designate Public Areas for Recreation Space and Facilities to Meet Adopted Levels of Service Standards.

Policy 1A-4.1: Designate Recreation Sites. The City shall designate the existing parks for continued recreation use. Additional land shall be acquired only if necessary to meet the adopted level of service. At any time land for recreation purposes becomes available to the City, the comprehensive plan shall be revised to establish the subject site under a designated recreation land use policy.

OBJECTIVE 1A-5: LAND ALLOCATIONS FOR INSTITUTIONAL LAND USES. The 2010 Future Land Use Map Shall Allocate Land Resources for Institutional Land Uses. Compatibility With Adjacent Land Uses Shall be Assured Through the Provisions of this Comprehensive Plan and the Land Development Regulations.

Policy 1A-5.1: Institutional Land Use Designation. The institutional land use designation shall accommodate land resource needs of existing public and semi-public services, which shall comprise: governmental administration buildings; educational facilities; utilities; and essential public services and facilities.

Policy 1A-5.2: Reduce Impacts to Adjacent Land Uses. Lands designated for institutional uses shall contain sufficient acreage and open space. Such uses shall provide screening and buffer areas, as set forth in the Land Development Regulations, to minimize potential adverse impacts to adjacent land uses.

OBJECTIVE 1A-7: LAND ALLOCATIONS FOR OPEN SPACE. The 2010 Future Land Use Map shall designate wetlands, water bodies and other

environmentally sensitive lands as Conservation Open Space and Cemeteries as Utilitarian Open space.

Policy 1A-7.1: Open Space Designations. Land qualifying as open space shall meet the below cited definitions. Where land serves as both open space and recreation uses, the latter shall be used as the land use designation for the site.

Conservation Open Space -- shall be construed to represent areas which contain significant natural or historical resources which require protection from detrimental impacts associated with the encroachment and intrusion of development. Such areas on the Future Land Use Map shall include wetlands, water bodies and areas set aside for conservation during the development review process.

Utilitarian Open Space -- shall be construed to represent areas unsuitable for development due to a potential threat to public health and safety as a result of the presence of a facility or utility, and areas unsuitable for development due to the presence of a public service which would adversely affect the value of investments constructed thereon a particular site. Such areas shall include, but are not limited to cemeteries, drainage canals, and retention ponds.

Policy 1A-7.2: Allocation of Open Space. The Future Land Use Map shall identify the following areas as open space:

Conservation: All wetlands, waterbodies, and environmentally sensitive area set aside in conservation easements.

Utilitarian: Cemeteries, stormwater facilities.

Policy 1A-7.3: Consistency with Recreation & Open Space Element and the Conservation Element. Land identified as open space on the Future Land Use Map shall be consistent with open space identified within the Recreation and Open Space Element and with conservation activities within the Conservation Element of this Comprehensive Plan.

Policy 1A-7.4 As part of the EAR based Plan amendment, the City shall review the Future Land Use Map to determine whether there are any additional wetlands, water bodies and other environmentally sensitive lands that should be designated as Conservation Open Space or Utilitarian Open Space.

GOAL 1B: IMPLEMENTATION OF FUTURE LAND USE ELEMENT AND MAP SERIES. IMPLEMENT THE FUTURE LAND USE ELEMENT, FUTURE LAND USE MAP SERIES, AND THE COMPREHENSIVE PLAN BY EVALUATING AND MONITORING EXISTING AND FUTURE GROWTH AND DEVELOPMENT WITHIN THE TOWN FOR COMPLIANCE WITH THE GOALS, OBJECTIVES AND POLICIES ESTABLISHED IN THE COMPREHENSIVE PLAN.

OBJECTIVE 1B-1: CONCURRENCY MANAGEMENT SYSTEM. The City Shall Continue to Monitor Impacts Generated by Future Growth and Development For Compliance with Minimum Levels of Service Standards and For the Availability of Public Facilities and Resources Through a Concurrency Management System. No Development Order or Permit for Development Shall Be Issued by the City Unless Criteria within the Concurrency Management System Determines that Adequate Facilities and Resources are Available Concurrent with the Impacts of Development and at Levels which Equal or Exceed Minimum Adopted Level of Service Standards Adopted in this Comprehensive Plan.

Policy 1B-1.1: Mandatory Compliance with the Concurrency Management System. The City of Fruitland Park shall issue no development order or permit for development unless the applicant demonstrates that impacts associated with the proposed development meet criteria set forth within the Concurrency Management System. Through principles established within the Concurrency Management System, an applicant shall demonstrate through narrative and graphic information that:

1) necessary facilities and resources are in place and functional concurrent with the impacts of development as specified in Policy 8A-1.1.1, Concurrency Management System; and,

2) the subject development shall not reduce the levels of service (LOS) below the minimum adopted standard established in policy for each applicable public facility.

For proposed developments which shall require public facilities or services provided by the City of Fruitland Park, no development order or permit for development shall be issued until a maximum capacity for a public facility is assigned to and reserved for the subject development. The reservation of capacity for a public facility shall be granted to an applicant of development only upon satisfactory compliance with the Concurrency Management System. All rights pertaining to the assignment and forfeit of capacity allocations shall be defined within the Concurrency Management System of the Comprehensive Plan and the Land Development Regulations.

Policy 1B-1.2: Amendments to the Comprehensive Plan. The City shall require all applicants pursuing an amendment to the Future Land Use Map to demonstrate that all facilities or service capacities are currently available, or shall be available after the implementation of scheduled capital improvements, to meet general needs of the proposed land use. An amendment to the Future Land Use Map shall not constitute the reservation of capacity for any public facility. Reservation of capacities shall only be granted to development orders or permits which demonstrate specific impacts which a development will place on public capacities.

OBJECTIVE 1B-2: MANAGEMENT AND COORDINATION OF FUTURE LAND USE DECISIONS. Management of Land and Physical Improvements Identified on the 2010 Future Land Use Map Shall Be Coordinated with Natural Systems, Including Topography, Soil Conditions, Vegetation, Natural Habitat,

Potable Water Wellfields, and Other Environmentally Sensitive Land and Water Resources. In Addition, Such Coordination Shall Analyze Future Land Use for Consistency with the Furtherance of the City's Desired Character and the Promotion of Neighborhood Cohesiveness. Land Use Decisions Shall Also Be Based on the Availability of Public Services and Infrastructure Required to Support Land Use Activities Permitted for Land Use Districts of the Future Land Use Map.

Policy 1B-2.1: Future Land Use Map and Related Policies. The Future Land Use Map and related policies pertaining to the Future Land Use Map (Map I-1) provide definitions of land use designations and qualitative standards which shall be applied in allocating future land uses.

Policy 1B-2.2: Land Development Regulations. Existing regulations governing zoning; subdivision; signage; tree protection and landscaping; floodplain management; surface water management; water conservation; septic tanks and sewage disposal; roadways and sidewalks; recreation space and facilities; health and sanitation; fire prevention and protection; building and electrical codes; excavation and erosion control; and other land and water management regulations shall be revised and/or updated as necessary to effectively regulate future land use activities and natural resources identified on the Future Land Use Map. The Land Development Regulations for the City of Fruitland Park are consistent with, and serve to implement the goals, objectives and policies established within the Comprehensive Plan. To implement the goals, objectives and policies of the Comprehensive Plan, provisions are incorporated into the Land Development Regulations pursuant to Chapter 163.3202, F.S., and contain specific and detailed provisions which as a minimum:

a. Regulate the subdivision of land;

b. Regulate the use of land and water consistent with this Element, ensure the compatibility of adjacent land uses, and provide for open space;

c. Protect the environmentally sensitive lands designated in the Comprehensive Plan, particularly those identified in the Future Land Use Map Series;

d. Regulate development within areas which experience seasonal and periodic flooding;

e. Specify drainage and stormwater management requirements;

f. Protect potable water wellfields and aquifer recharge areas;

g. Specify minimum design standards for sanitary sewer and septic tank systems;

h. Regulate signage;

i. Ensure safe and convenient on-site and off-site traffic flow and parking needs of motorized and non-motorized transportation;

j. Require that development meet all appropriate provisions of the Concurrency Management System, including level of service standards adopted by the City Commission, prior to the issuance of a development order or permit.

Policy 1B-2.3: Consistency of Zoning Districts with the Future Land Use Map. The City may elect to further regulate land use activities within land use categories shown on the Future Land Use Map through the establishment of zoning districts. Such zoning districts shall be defined within the Land Development Regulations, and a Zoning Map shall illustrate the demarcations of each district. The density and intensity of land use activities established for each zoning district shall be consistent with density and intensity qualitative standards set forth on the Future Land Use Map for the associated land use district. Land Development Regulations adopted to implement this Comprehensive Plan are based on and consistent with the densities and intensities of use established in Policy 1A-1.1.

OBJECTIVE 1B-4: PROTECTION OF ARCHAEOLOGICAL AND HISTORIC RESOURCES. The City Shall Continue to Incorporate Within the Land Development Regulations Provisions That Assure the Protection of Archaeological and/or Historic Sites.

Policy 1B-4.1: Preventing Detrimental Impacts of Development on Historic Sites. The City hereby adopts and has incorporated provisions within the Land Development Regulations that prevent detrimental impacts of development to historic sites which preclude: 1) destruction or alteration of all or part of such site: 2) transfer or sale of a site of historical significance without adequate conditions or restrictions regarding continued preservation, maintenance, or use of such property; 3) encroachment or introduction of visible, audible, or atmospheric elements which are inconsistent with the character of the property; and 4) alteration or destruction of the site's surrounding environment.

Policy 1B-4.2: Preventing Destruction of Discovered Archaeological Sites. The City hereby adopts and has incorporated within the Land Development Regulations provisions that require development to cease construction when unidentifiable artifacts are uncovered during either land preparation or construction. The developer shall notify the City of such potential discovery, and the City and/or the developer shall contact the Florida Department of State of such discovery. Construction shall not begin until the State has determined the archaeological significance of the discovery and the restrictions which shall be imposed on development. Development may continue in areas which will not impact the site of the discovery.

OBJECTIVE 1B-6: PREVENT LAND USE INCONSISTENT WITH THE CITY'S CHARACTER. Future Land Uses Shall Be Compatible with the 2010 Future Land Use Map, Land Development Regulations, and Comprehensive Plan Adopted by the City and Other Applicable Laws.

Policy 1B-6.1: Existing Non-Compatible Land Uses. The City has incorporated within the Land Development Regulations provisions for eliminating land uses which are not in conformance with the 2005 Future Land Use Map adopted along with this Comprehensive Plan. Such provisions include prohibiting expansion of non-conforming land uses and the prohibiting of such uses if they cease to exist for longer than six months.

Policy 1B-6.2: Managing Future Land Use. The Future Land Use Map and related policies together with the Land Development Regulations shall be applied as a planning and management tool in order to prevent development of land uses which do not conform to the City's characters reflected in the City's adopted Future Land Use Map, Zoning Map, and other applicable laws, ordinances, and administrative rules.

OBJECTIVE 1B-7: INTERGOVERNMENTAL COORDINATION. The City Shall Continue to Coordinate Growth and Resource Management Issues with Other Applicable Local, State, and Federal Agencies According to the Intergovernmental Coordination Element.

Policy 1B-7.1: Implementing Intergovernmental Coordination. The City shall require that development applications be coordinated with Lake County, Lake County Board of Education, East Central Florida Regional Planning Council, St. Johns River Water Management District, the Florida Department of Transportation, as well as other applicable State and Federal agencies as applicable prior to final City approval of the development order. The Land Development Regulations ~~shall~~ describe all appropriate stages of a formal development review process which shall be followed to receive development approval.

OBJECTIVE 1B-8: COORDINATE TIMING AND PHASING OF DEVELOPMENT WITH THE CONCURRENCY MANAGEMENT SYSTEM. The City Shall Continue to Assure That The Location, Scale, Timing, and Design of Development Shall Be Coordinated Through the Concurrency Management System in Order to Promote Cost Effective Land Development Patterns and Direct Future Development Only to Those Areas Where Public Facilities are Available to Meet Level of Service Standards Concurrent With the Impacts of Development.

Policy 1B-8.1: Development Orders and Permitting Process. Development orders and permits for all future development shall not be approved until the Concurrency Management System has determined that adequate public facilities are available at levels consistent with adopted standards. Public facilities and infrastructure shall be available concurrent with the staging of development.

Policy 1B-8.2: Compliance of Sanitary Sewer/Septic Tank Systems with State Regulations. All developments services by sanitary sewer/septic tank systems shall be governed by applicable State laws and administrative regulations.

Policy 1B-8.3: Accommodating Requisite Infrastructure. The City shall include procedures in the development review process which apply to site plans, subdivision review, and

permitting procedures to assure that sufficient land area has been allocated for infrastructure required to support proposed development.

OBJECTIVE 1B-9: PRECEDENCE OF GROWTH MANAGEMENT CONTROLS. The City Shall Continue to Represent the Primary Mechanism That Manages Growth and Development within the City of Fruitland Park, in Accordance with Chapter 163, F.S.

Policy 1B-9.1: Precedence Over Other Land Use Control Mechanisms. Growth management and land use controls stipulated in the Comprehensive Plan through goals, objectives and policies shall take precedence over all other land use policies established in other land use control mechanisms adopted by the City of Fruitland Park, including but not limited to the Land Development Regulations and other components of the Code of Ordinances. Standards, provisions, and restrictions stated in the Land Development Regulations and the Code of Ordinances shall be consistent with the goals, objectives and policies of the Comprehensive Plan.

Policy 1B-9.3: Compliance with State and Federal Laws. The Comprehensive Plan shall not violate Statutes established in Florida Law or Administrative Rule, nor shall it violate the Constitution of the State of Florida or that of the United States of America. The City shall reserve the right to challenge State Administrative Rules or Laws which may serve to threaten the health, safety, or welfare of its residents.

AGENDA ITEM NUMBER
5e

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	First Reading– Resolution 2014-007				
For the Meeting of:	September 18, 2014				
Submitted by:	Community Development Director				
Date Submitted:	September 16, 2014				
Are Funds Required:			Yes		No
Account Number:	N/A				
Amount Required:	N/A				
Balance Remaining:	N/A				
Attachments:	Yes				
Description of Item: First reading on proposed Resolution 2014-007 to adopt the Notice of Proposed Change, Villages of Fruitland Park DRI. The second reading will be held on September 25, 2014.					
Action to be Taken: Approval.					
Staff's Recommendation: Approval.					
Additional Comments:					

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

RESOLUTION NUMBER 2014-007

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ADOPTING THE FIRST AMENDMENT TO THE DEVELOPMENT ORDER FOR THE VILLAGES OF FRUITLAND PARK DEVELOPMENT OF REGIONAL IMPACT; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on July 18, 2014 The Villages of Lake-Sumter, Inc. submitted a Notice of Proposed Change (NOPC) pursuant to 380.06 (19), Florida Statutes (F.S.), to the Villages of Fruitland Park Development of Regional Impact (DRI) Development Order (D.O.); and

WHEREAS, the Fruitland Park City Commission has conducted an advertised public hearing on September 18, 2014 for the purpose of receiving public comment and determining whether the proposed changes constitute a substantial deviation to the approved D.O.

NOW THEREFORE BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA:

SECTION 1. FINDINGS OF FACT.

A. On May 8, 2014, the City Commission of the City of Fruitland Park approved the Villages of Fruitland Park DRI D.O. The 2014 approval was for a cumulative development total of not more than 2,050 Residential Units, a maximum of 30,000 square feet of commercial (generated through a conversion matrix) community facilities, and 186 acres of related roads, wetlands, preservation, buffer area, stormwater retention and open space for a total project area of 780 acres located in the City of Fruitland Park, described in Exhibit 1.

B. On July 18, 2014, the Developer submitted an amendment to the City of Fruitland Park Comprehensive Plan and the Villages of Fruitland Park DRI. The comprehensive plan amendment proposed the following:

1. Amend Future Land Use Element Objective 1-11, Policy 1-11.1, and Policy 1-11.11, the Villages of Fruitland Park by increasing the 2,050 Age Restricted Residential Units to 2,074.

C. On July 18, 2014, the Developer submitted a NOPC that proposed to:

1. Add 24 Mixed Use Residential Units to the approved Villages of Fruitland Park DRI; and

2. Amend the Land Use Allocation Table on the Master Plan Map H-l to reflect the additional Residential Units.

None of these changes will create any additional impacts.

D. On September 18, 2014, the City Commission of the City of Fruitland Park has conducted a public hearing and adopted an amendment to the City of Fruitland Park Comprehensive Plan Future Land Use Element Objective 1-11 and Policy 1-11.1, the Villages of Fruitland Park by increasing the 2,050 Age Restricted Residential Units to 2,074.

SECTION 2. CONCLUSIONS OF LAW.

Based on the Findings of Fact adopted above, the City Commission of the City of Fruitland Park hereby adopts the following Conclusions of Law.

1. The City of Fruitland Park is the governing body having jurisdiction over the review and approval of the NOPC, pursuant to Chapter 380, F.S., and is authorized and empowered to issue this amendment to The Villages of Fruitland Park DRI D.O.

2. The property does not lie within an Area of Critical State Concern.

3. The proposed amendment is consistent with the applicable local comprehensive plan as amended and is consistent with the applicable local land development regulations.

4. The proposed development is consistent with the East Central Florida Regional Planning Council Policy Plan.

5. The provisions of this amendment to the D.O. shall not be construed as a waiver of or exception to any local, state or federal law or regulation.

6. The impacts of this amendment are adequately addressed pursuant to the requirements of Chapter 380, F.S., and the changes as approved by the City do not constitute a substantial deviation to the D.O. or subsequent amendments or create additional adverse local impacts.

7. To the extent that the Application for the NOPC, or any other document is inconsistent with the terms and conditions of this Amendment to the D.O., this Amendment to the D.O. shall prevail.

SECTION 3. GENERAL CONDITIONS.

The City of Fruitland Park, having made the aforementioned Findings of Fact and Conclusions of Law, hereby approves the following proposed changes contained in the NOPC:

1. Add 24 Mixed Use Residential Units to the approved Villages of Fruitland Park DRI; and

2. Amend the Land Use Allocation Table on the Master Plan Map H-1 to reflect the additional Residential Units.

None of these changes will create any additional regional impacts.

3. Final Approval of Development Entitlements This Amendment to the D.O. constitutes final approval to develop in the City of Fruitland Park, not more than 2,074 Residential Units on approximately 517 acres, a maximum of 30,000 square feet of commercial (generated through a conversion matrix) community facilities, and 186 acres of related roads, wetlands, preservation, buffer area, stormwater retention and open space for a total project area of 780 acres on the property as depicted in Map H and H-1 Master Plan and the Land Use Allocation and Phasing Charts (Revised July, 2014) attached as **Exhibit 2.**

BE IT FURTHER RESOLVED BY THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, THAT THE FOLLOWING SHALL APPLY:

1. Final Order. That this Amendment to the D.O. shall constitute the final order of THE City of Fruitland Park in response to the DRI NOPC filed by the Developer.

2. Definitions. That the definitions found in Chapter 380, F.S. (2011) shall apply to this amendment to the D.O.

3. Assignability: Persons Bound. That this Amendment to the D.O. shall be binding upon the Developer and its heirs, assignees, or successors in interest including community development districts created pursuant to Ch. 190, F.S.

4. Severability. That in the event any portion or section of this amendment to the D.O. is determined to be invalid, illegal or unconstitutional by a court of competent jurisdiction, such decision shall in no manner affect the remaining portions or sections of this amendment to the D.O., which shall remain in full force and effect.

5. Recordation of Notice of Adoption. Within 15 working days of rendition of the corresponding 1st Amendment to the D.O. by the City of Fruitland Park, the Developer shall cause a Notice of Adoption of this amendment to be recorded among the Public Records of Lake County in accordance with Section 380.06 (15), F.S., and shall provide a copy of the recorded Notice to the City of Fruitland Park, Sumter County, the WRPC, the ECFRPC and the DEO.

6. Restriction on Downzoning. Density Reduction or Intensity Reduction. That the City of Fruitland Park agrees that the approved DRI shall not be subject to down zoning, density reduction, or intensity reduction after the effective date of this amendment to the D.O., unless the City of Fruitland Park can demonstrate that substantial changes in the conditions underlying the approval of the amendment to the D.O. have occurred, or that the amendment to the D.O. was based on substantially inaccurate information provided by the Developer, or that the change is clearly established by the City of Fruitland Park to be essential to the public health, safety or welfare.

7. Impact Fees. That approval of this amendment to the D.O. shall not exempt any portion or unit of the Villages of Fruitland Park development from any future impact fees imposed by Lake County and/or the City of Fruitland Park.

8. Effective Date. That upon adoption, this Amendment to the D.O. shall be transmitted to ECFRPC, the FDEO and the Developer, and shall become effective upon the effective date of the City of Fruitland Park Comprehensive Plan Amendment adopted to provide for the addition of these 24 Residential Units to the Villages of Fruitland Park DRI, provided, however, the filing of an appeal pursuant to Section 380.07, F.S. will stay the effectiveness of this Amendment to the D.O.

9. Transmittal of Amendment. That copies of this Amendment to the D.O. shall be transmitted immediately by certified mail to the ECFRPC, FDEO and the Developer, by the City of Fruitland Park.

PASSED AND RESOLVED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this _____ day of _____, 2014.

_____
Chris Bell, Mayor
City of Fruitland Park, Florida

ATTEST:

_____
Esther Coulson, CMC, City Clerk

Approved as to Form:

_____
Scott Gerken
City Attorney

Vice Mayor Goldberg	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Commissioner Cheshire	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Commissioner Gunther	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Commissioner Kelly	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)
Mayor Bell	_____ (Yes),	_____ (No),	_____ (Abstained),	_____ (Absent)

Passed First Reading _____
(SEAL)

EXHIBIT 1

LEGAL DESCRIPTION – VILLAGES OF FRUITLAND PARK

THAT LAND LYING IN SECTIONS 5, 6, 7, 8 AND 18, TOWNSHIP 19 SOUTH, RANGE 24 EAST, LAKE COUNTY, FLORIDA, DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWEST CORNER OF THE SOUTHWEST 1/4 OF SAID SECTION 6, RUN N00°42'56"E, ALONG THE WEST LINE THEREOF A DISTANCE OF 1,327.16 FEET TO THE NORTHWEST CORNER OF THE SOUTH 1/4 OF SAID SECTION 6; THENCE DEPARTING SAID WEST LINE, RUN S89°13'33"E, ALONG THE NORTH LINE OF SAID SOUTH 1/4 A DISTANCE OF 852.36 FEET TO A POINT ON THE BOUNDARY OF THE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 4271, PAGE 1960 OF THE PUBLIC RECORDS OF LAKE COUNTY, FLORIDA, ALSO BEING A POINT ON THE ARC OF A CURVE CONCAVE NORTHERLY, HAVING A RADIUS OF 1,489.39 FEET AND A CHORD BEARING AND DISTANCE OF S80°18'19"E, 468.53 FEET; THENCE ALONG SAID LINE THE FOLLOWING TWO COURSES: EASTERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 18°05'57", A DISTANCE OF 470.48 FEET; THENCE S89°21'18"E, 675.67 FEET; THENCE CONTINUE ALONG THE EASTERLY EXTENSION THEREOF, DEPARTING SAID BOUNDARY, S89°21'18"E, 663.90 FEET TO THE EAST LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 6; THENCE ALONG SAID EAST LINE, S00°44'25"W, 8.38 FEET; THENCE DEPARTING SAID EAST LINE, N89°21'10"W 22.00 FEET TO THE WEST LINE OF THE EAST 22.00 FEET OF THE SOUTHWEST 1/4 OF SAID SECTION 6; THENCE ALONG SAID WEST LINE S00°44'25"W, 287.58 FEET TO THE WESTERLY EXTENSION OF THE SOUTHERLY BOUNDARY OF THE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 3202, PAGE 129, PUBLIC RECORDS OF LAKE COUNTY, FLORIDA; THENCE ALONG SAID WESTERLY EXTENSION AND THE BOUNDARY OF SAID LANDS THE FOLLOWING TWO COURSES: S89°18'58"E, 727.40 FEET; THENCE N00°38'44"E, 295.93 FEET TO A POINT ON SAID SOUTHERLY BOUNDARY OF THE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 4271, PAGE 1960; THENCE DEPARTING THE BOUNDARY OF SAID LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 3202, PAGE 129, RUN S89°14'18"E, ALONG SAID BOUNDARY LINE, THE EASTERLY EXTENSION THEREOF AND AGAIN ALONG SAID BOUNDARY LINE A DISTANCE OF 2179.52 FEET TO A POINT ON THE EAST LINE OF THE WEST 210.00 FEET OF THE SOUTHWEST 1/4 OF SAID SECTION 5; THENCE DEPARTING SAID BOUNDARY LINE, RUN S00°42'41"W, ALONG SAID EAST LINE A DISTANCE OF 1,271.43 FEET TO THE NORTHEAST CORNER OF THE WEST 210.00 FEET OF THE NORTHWEST 1/4 OF SAID SECTION 8; THENCE S00°47'54"W, ALONG THE EAST LINE OF THE WEST 210.00 OF THE NORTHWEST 1/4 OF SAID SECTION 8 A DISTANCE OF 595.02 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 595.00 FEET OF THE NORTHWEST 1/4 OF SAID SECTION 8; THENCE DEPARTING SAID EAST LINE, N89°39'50"W, ALONG SAID SOUTH LINE A DISTANCE OF 10.00 FEET TO THE EAST LINE OF THE WEST 200.00 FEET OF THE NORTHWEST 1/4 OF SAID SECTION 8; THENCE DEPARTING SAID SOUTH LINE, S00°47'54"W, ALONG SAID EAST LINE A DISTANCE OF 589.01 FEET TO A POINT ON THE NORTH LINE OF THE SOUTH 160.00 FEET OF THE NORTHWEST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 8; THENCE DEPARTING SAID EAST LINE, S89°40'49"E, ALONG SAID NORTH LINE A DISTANCE OF 611.54 FEET; THENCE DEPARTING SAID NORTH LINE, S00°46'30"W, 425.68 FEET; THENCE S31°15'56"W, 733.08 FEET; THENCE S00°47'54"W, 35.45 FEET; THENCE S43°54'50"E, 75.41 FEET; THENCE S49°19'38"E, 80.87 FEET; THENCE S45°31'17"E, 45.42 FEET; THENCE S57°57'35"E, 31.06 FEET; THENCE S27°16'42"E, 46.23 FEET; THENCE S36°00'06"E, 62.89 FEET; THENCE S26°28'20"E, 49.91 FEET; THENCE S32°28'21"E, 80.27 FEET; THENCE S29°57'55"E, 60.93 FEET; THENCE S75°47'10"E, 99.18 FEET; THENCE S07°22'59"E, 55.03 FEET; THENCE S04°58'53"E, 28.31 FEET; THENCE S03°51'23"E, 57.52 FEET; THENCE S03°23'32"W, 15.26 FEET; THENCE S75°48'45"W, 38.64 FEET; THENCE S12°05'00"W, 92.40 FEET; THENCE S24°08'42"W, 41.93 FEET; THENCE S11°20'47"W, 21.80 FEET; THENCE S00°21'45"W, 90.73 FEET; THENCE S40°46'06"W, 53.01 FEET; THENCE S53°05'55"W, 104.34 FEET; THENCE S49°53'36"W, 70.59 FEET; THENCE S48°18'47"W, 37.84 FEET; THENCE S61°43'23"W, 48.54 FEET; THENCE S62°49'12"W, 50.56 FEET; THENCE S59°14'26"W, 52.64 FEET; THENCE S70°58'32"W, 38.87 FEET; THENCE S35°38'27"W, 2,364.05 FEET TO A POINT ON THE SOUTH

LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 7; THENCE ALONG SAID SOUTH LINE, N89°06'25"W, 425.00 FEET TO THE NORTHEAST CORNER OF THE NORTH 1/2 OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 18; THENCE DEPARTING SAID SOUTH LINE, RUN S00°39'15"W, ALONG THE EAST LINE OF SAID NORTH 1/2 A DISTANCE OF 663.97 FEET TO THE SOUTHEAST CORNER OF SAID NORTH 1/2; THENCE DEPARTING SAID EAST LINE, RUN N89°07'29"W, ALONG THE SOUTH LINE OF SAID NORTH 1/2 A DISTANCE OF 1,339.21 FEET TO THE SOUTHWEST CORNER OF SAID NORTH 1/2; THENCE DEPARTING SAID SOUTH LINE, RUN N00°38'09"E, ALONG THE WEST LINE OF SAID NORTH 1/2 A DISTANCE OF 664.81 FEET TO THE SOUTHWEST CORNER OF THE SOUTHEAST 1/4 OF SAID SECTION 7: THENCE DEPARTING THE WEST LINE OF SAID NORTH 1/2, RUN N00°46'30"E, ALONG THE WEST LINE OF SAID SOUTHEAST 1/4 A DISTANCE OF 1,320.73 FEET TO THE SOUTH LINE OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 OF SAID SECTION 7; THENCE DEPARTING SAID WEST LINE, RUN N88°56'57"W, ALONG THE SOUTH LINE OF SAID NORTH 1/2 A DISTANCE OF 2,644.70 FEET TO THE SOUTHWEST CORNER OF SAID NORTH 1/2; THENCE DEPARTING SAID SOUTH LINE, RUN N00°36'09"E, ALONG THE WEST LINE OF SAID SECTION 7 A DISTANCE OF 1,329.81 FEET TO THE SOUTHWEST CORNER OF THE NORTHWEST 1/4 OF SAID SECTION 7; THENCE ALONG THE WEST LINE OF THE NORTHWEST 1/4, N00°40'16"E, 2,658.38 FEET TO THE POINT OF BEGINNING.
CONTAINING 777.60 ACRES±

EXHIBIT 2

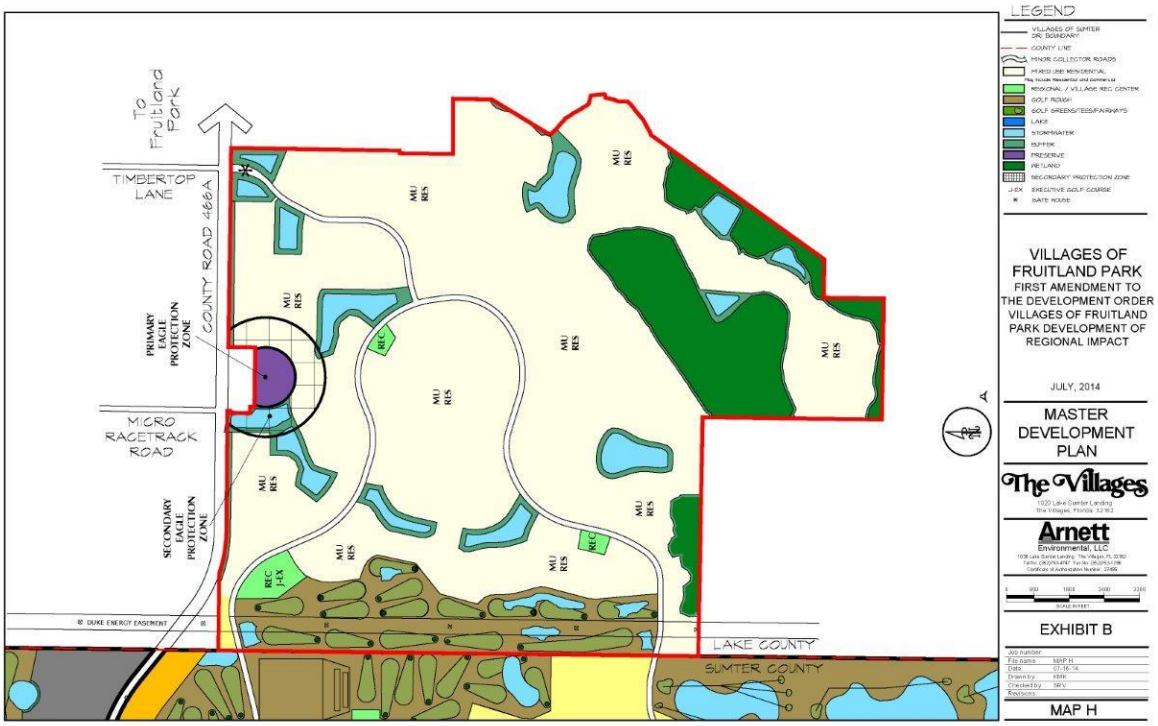
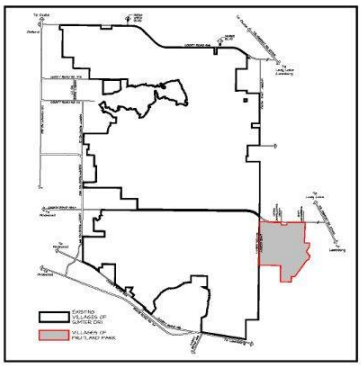

To Fruitland Park
TIMBERTOP LANE
COUNTY ROAD 466A
PRIMARY EAGLE PROTECTION ZONE
MICRO RACETRACK ROAD
SECONDARY EAGLE PROTECTION ZONE
MU RES
REC
REC FLEX
DUKE ENERGY EASEMENT
LAKE COUNTY
SUMTER COUNTY
LEGEND
VILLAGES OF FRUITLAND PARK
FIRST AMENDMENT TO THE DEVELOPMENT ORDER VILLAGES OF FRUITLAND PARK DEVELOPMENT OF REGIONAL IMPACT
JULY, 2014
MASTER DEVELOPMENT PLAN
The Villages
Arnett Environmental, LLC
EXHIBIT B
MAP H

EXHIBIT 2 (Continued)



Villages of Fruitland Park - Land Use Allocation

LAND USE	VILLAGES OF FRUITLAND PARK					
	ACREAGE	UNITS	NON-RESIDENTIAL GROSS SQUARE FEET	OTHER	NET DENSITY D.U./AC. AMENDED VOS	PERCENT OF TOTAL ACRES
MIXED USE RESIDENTIAL	517	2,050			4.0	66.2
CLUBHOUSES / VILLAGE REC. CENTERS	6					0.8
GOLF COURSES	69					8.9
HOLES				15		
CONSERVATION (WILDLIFE / PRESERVATION & MANAGEMENT AREAS)	6					0.8
WETLANDS	77					9.9
COLLECTOR ROADS	19					2.4
PARKS / OPEN SPACE/ BUFFERS	43					5.5
STORMWATER	43					5.5
TOTAL	780					100

NOTE: ACREAGES SHOWN ARE ROUNDED TO THE NEAREST WHOLE NUMBER AND SUBJECT TO CHANGE BASED ON SURVEY AND ENGINEERING.
INDIVIDUAL ACRE PERCENTAGES ARE ROUNDED AND MAY NOT TOTAL 100%.

VILLAGES OF FRUITLAND PARK
EIGHTH AMENDMENT TO THE SECOND AMENDED AND RESTATED DEVELOPMENT ORDER VILLAGES OF SUMTER DEVELOPMENT OF REGIONAL IMPACT

JANUARY, 2014

MASTER DEVELOPMENT PLAN

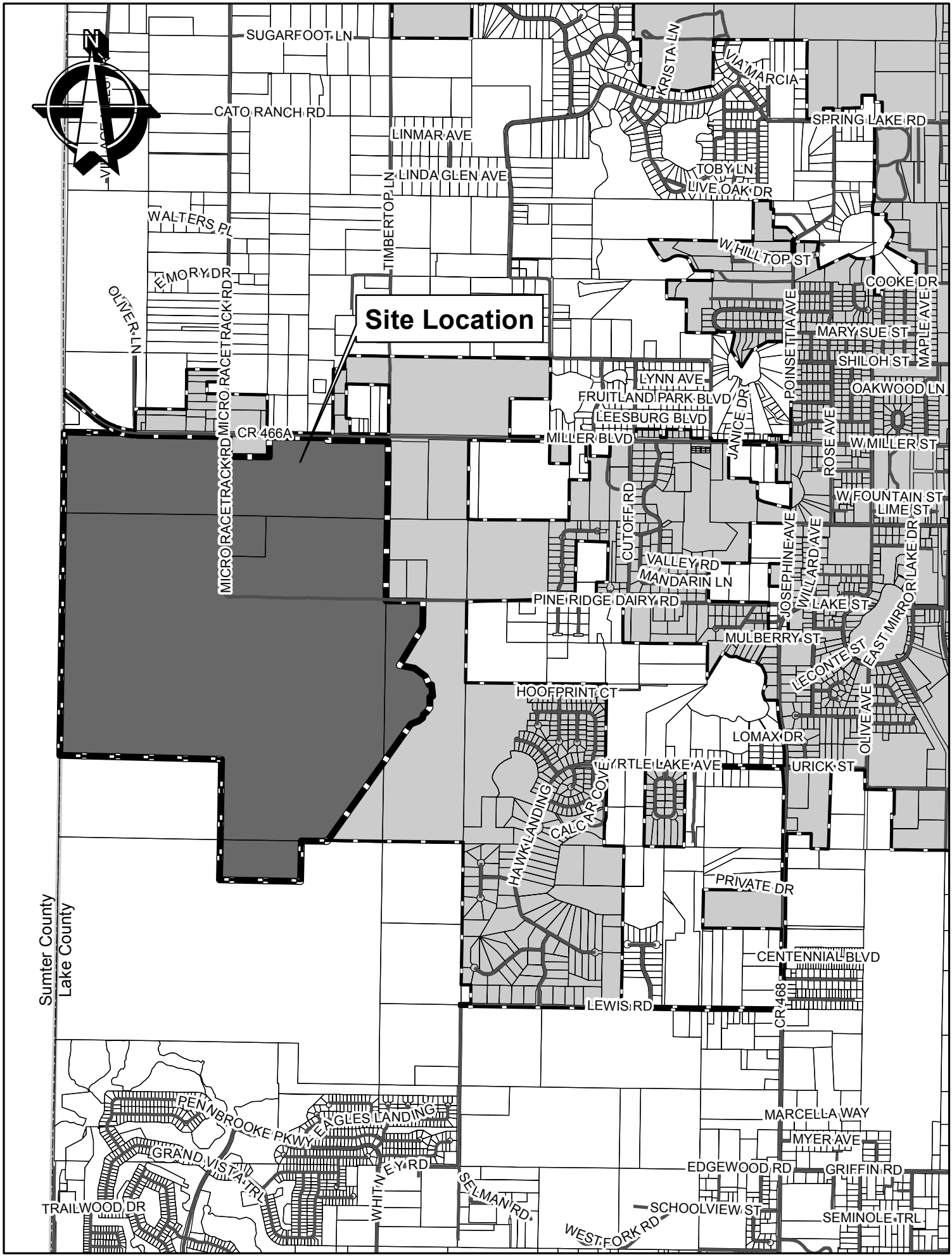
The Villages
1020 Lake Sumter Landing
The Villages, Florida 32162

Arnett Environmental, LLC
1008 Lake Sumter Landing The Villages, FL 32162
Tel No. (352)753-6747 Fax No. (352)753-1214
Certificate of Authorization Number 27496

EXHIBIT B

Job number	
File name	MAP H-1
Date	01-29-14
Drawn by	JHM
Checked by	SRV
Revisions	

MAP H-1


N
Site Location
SUGARFOOT LN
CATO RANCH RD
LINMAR AVE
LINDA GLEN AVE
TIMBERTOP LN
WALTERS PL
EMORY DR
OLIVER LN
MICRO RACETRACK RD
CR 466A
KRISTA LN
VIA MARCIA
SPRING LAKE RD
TOBY LN
LIVE OAK DR
W HILLTOP ST
COOKE DR
POINSETTIA AVE
MAPLE AVE
MARY SUE ST
SHILOH ST
OAKWOOD LN
LYNN AVE
FRUITLAND PARK BLVD
LEESBURG BLVD
MILLER BLVD
JANICE DR
ROSE AVE
W MILLER ST
W FOUNTAIN ST
LIME ST
CUTOFF RD
VALLEY RD
MANDARIN LN
PINE RIDGE DAIRY RD
JOSEPHINE AVE
WILLARD AVE
LAKE ST
EAST MIRROR LAKE DR
MULBERRY ST
LECONTE ST
OLIVE AVE
HOOFPRINT CT
LOMAX DR
MYRTLE LAKE AVE
URICK ST
HAWK LANDING
CALCAR COVE
PRIVATE DR
CENTENNIAL BLVD
CR 468
LEWIS RD
Sumter County
Lake County
PENNBROOKE PKWY
EAGLES LANDING
GRAND VISTA TRL
WHITNEY RD
SELMAN RD
TRAILWOOD DR
MARCELLA WAY
MYER AVE
EDGEWOOD RD
GRIFFIN RD
SCHOOLVIEW ST
SEMINOLE TRL
WEST FORK RD