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**ORDINANCE NO. 2021-06 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING THE CITY'S OFFICIAL ZONING MAP FROM THE ZONING DISTRICT OF SINGLE FAMILY RESIDENTIAL (SFR) TO PUBLIC RECREATION AND OPEN SPACE (PROS) FOR THE PROPERTY 32 SOUTH B STREET, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT A; AND PROVIDED FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE**

WHEREAS, the City Commission of the City of Lake Worth Beach, Florida, pursuant to the authority granted in Chapters 163 and 166, Florida Statutes, and the Land Development Regulations, as adopted by the City of Lake Worth Beach, is authorized and empowered to consider amending the City's Official Zoning Map; and

WHEREAS, this is a City-initiated request for a zoning map amendment to change the zoning district of the property as more particularly described in Exhibit A. attached hereto and incorporated herein by reference (the "Property"); and

WHEREAS, City staff has prepared and reviewed an amendment to the City's Official Zoning Map to change the zoning district of the property described below from Single Family Residential (SFR) to Public Recreation and Open Space (PROS), pursuant to the City of Lake Worth Beach Land Development Regulations and Comprehensive Plan; and

WHEREAS, on June 2, 2021, the City Planning and Zoning Board, sitting as the duly constituted Local Planning Agency for the City, considered a concurrent FLUM amendment to the PROS future land use; and

WHEREAS, on June 2, 2021, the City Planning and Zoning Board, sitting as the duly constituted Local Planning Agency for the City, recommended approval of the subject zoning map amendment to the City's Official Zoning Map; and

WHEREAS, the City has received public input and participation through hearings before the Local Planning Agency and the City Commission in accordance with Section 163.3181, Florida Statutes; and

WHEREAS, the City Commission has considered all of the testimony and evidence and has determined that the rezoning meets the rezoning review criteria of the Land Development Regulations, Section 23.2-36 and is consistent with the City's Comprehensive Plan and Strategic Plan.

WHEREAS, the City Commission has considered all of the testimony and evidence and has determined that the adoption of this Ordinance is in the best interest of the citizens and residents of the City of Lake Worth Beach.

50 NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE  
51 CITY OF LAKE WORTH BEACH, FLORIDA, that:

52  
53 Section 1. The foregoing recitals are hereby affirmed and ratified.

54  
55 Section 2. The parcel of land more particularly described in **Exhibit A** is hereby  
56 designated Public Recreation and Open Space (PROS) on the City's Official Zoning Map.

57  
58 Section 3. The City's zoning maps shall be updated to reflect the changes to the  
59 property described in **Exhibit A**.

60  
61 Section 4. Repeal of Laws in Conflict. All ordinances or parts of ordinances in conflict  
62 herewith are hereby repealed to the extent of such conflict.

63  
64 Section 5. Severability. If any provision of this ordinance or the application thereof is  
65 held invalid by a court of competent jurisdiction, the invalidity shall not affect other  
66 provisions of the ordinance which can be given effect without the invalid provision or  
67 application, and to this end the provisions of this ordinance are declared severable.

68  
69 Section 6. Effective Date. This ordinance shall become effective upon the same day  
70 as the concurrent Future Land Use Map amendment (Ordinance 2021-05). Per Florida  
71 Statute 163.3187. The Future Land Use Map amendment (Ordinance 2021-05) shall be  
72 effective 31 days after adoption provided there is no challenge.

73  
74  
75 The passage of this ordinance on first reading was moved by Commissioner  
76 Malega, seconded by Commissioner McVoy and upon being put to a vote, the vote was  
77 as follows:

78  
79 Mayor Betty Resch AYE  
80 Vice Mayor Herman Robinson AYE  
81 Commissioner Sarah Malega AYE  
82 Commissioner Christopher McVoy AYE  
83 Commissioner Kimberly Stokes AYE

84  
85 The Mayor thereupon declared this ordinance duly passed on first reading on the  
86 20<sup>th</sup> day of July, 2021.

87  
88 The passage of this ordinance on second reading was moved by  
89 \_\_\_\_\_, seconded by \_\_\_\_\_, and upon being put to a vote,  
90 the vote was as follows:

91  
92 Mayor Betty Resch  
93 Vice Mayor Herman Robinson  
94 Commissioner Sarah Malega  
95 Commissioner Christopher McVoy  
96 Commissioner Kimberly Stokes

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The Mayor thereupon declared this ordinance duly passed on the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

LAKE WORTH BEACH CITY COMMISSION

By: \_\_\_\_\_  
Betty Resch, Mayor

ATTEST:

\_\_\_\_\_  
Melissa Ann Coyne, City Clerk

## Exhibit A

<b>Applicant</b>	City of Lake Worth Beach Public Works Department
<b>Owner</b>	City of Lake Worth Beach
<b>General Location</b>	Northeast corner of 1 <sup>st</sup> Avenue South and South B Street
<b>Existing PCN Numbers</b>	38-43-44-21-15-003-0010
<b>Existing Land Use</b>	Neighborhood playground
<b>Current Zoning District</b>	Single Family Residential (SFR)
<b>Amended Zoning District</b>	Public Recreation and Open Space (PROS)

