

ORDINANCE NO. 2004- 67

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3 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LAKE  
4 COUNTY, FLORIDA; CREATING DIVISION 14, ARTICLE IV, CHAPTER 2, LAKE  
5 COUNTY CODE, TO BE ENTITLED MT. PLYMOUTH-SORRENTO PLANNING  
6 ADVISORY COMMITTEE; PROVIDING FOR FUNCTIONS, POWERS AND DUTIES;  
7 PROVIDING FOR PURPOSE; PROVIDING FOR MEMBERSHIP; PROVIDING FOR  
8 PROCEDURES; PROVIDING FOR SUNSET PROVISIONS; PROVIDING FOR  
9 SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING  
10 FOR AN EFFECTIVE DATE.

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13 WHEREAS, the Board of County Commissioners created the Mt. Plymouth-Sorrento  
14 Small Area Study Committee on November 19, 2002 by Resolution No. 2002-200; and

15 WHEREAS, the final report and recommendations of the Mt. Plymouth-Sorrento Small  
16 Area Study Committee entitled "Mt. Plymouth-Sorrento Small Area Framework Study Report"  
17 was adopted by the Board of County Commissioners on October 14, 2003; and

18 WHEREAS, the Board of County Commissioners accepted, in premise, the  
19 recommendations and findings of the report; and

20 WHEREAS, the Florida State Legislature passed into law a bill entitled the Wekiva  
21 Parkway and Protection Act incorporating the findings and recommendations of the  
22 River Basin Coordinating Committee on April 23, 2004; and

23 WHEREAS, the Wekiva Parkway and Protection Act identifies lands of highest priority  
24 to be publicly acquired for preservation within the Wekiva River basin, including certain lands  
25 within the Mount Plymouth-Sorrento Framework Study Area; and

26 WHEREAS, the Board of County Commissioners affirms its commitment to furthering  
27 objectives of the Wekiva Parkway and Protection Act, and does not wish to adversely influence  
28 the prospective acquisition of lands identified for public acquisition; and

29 WHEREAS, the Board of County Commissioners wishes to specify, for the purposes of  
30 future development and community planning, an area that most accurately describes that part of  
31 Lake County recognized as Mt. Plymouth-Sorrento which may be subject to future development;  
32 and

33 WHEREAS, the Board of County Commissioners wishes to appoint a committee to aid  
34 in the further study and implementation of the recommendations presented to the Board of  
35 County Commissioners in the "Mt. Plymouth-Sorrento Small Area Framework Study Report", to

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TALLAHASSEE, FLORIDA

1 the extent consistent with the Wekiva Parkway and Protection Act, and create an advisory body  
2 for continuing planning efforts within the Planning Area as defined within this ordinance; and

3 **WHEREAS**, the Board finds that creation of this committee is in the best interests of the  
4 citizens of Lake County, Florida.

5 **NOW, THEREFORE, BE IT ORDAINED** by the Board of County Commissioners of  
6 Lake County, Florida, as follows:

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8 **Section 1. Recitals.** The foregoing recitals are true and correct and  
9 incorporated herein by reference.

10 **Section 2. Creation.** Division 14, Article IV, Chapter 2, Lake County Code, to  
11 be entitled "Mt. Plymouth-Sorrento Planning Advisory Committee" is hereby created to read as  
12 follows:

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14 **DIVISION 14. Mt. Plymouth-Sorrento Planning Advisory Committee.**

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16 **Sec. 2-90.57 Legal Boundaries of the Mt. Plymouth-Sorrento Planning Area.** The  
17 Mt Plymouth-Sorrento Planning Area ("Planning Area") shall be defined as Sections 23, 24, 25,  
18 26, 35, and 36, Township 19 South, Range 27 East; and Sections 19, 20, 21, 28, 29, 30, 31, 32,  
19 and 33 of Township 19 South, Range 28 East; and South ½ of Section 18, Township 19 South,  
20 Range 28 East; and the Southwest ¼ of the Southwest ¼ of Section 17, Township 19 South,  
21 Range 28 East, less all lands located within the State of Florida Wekiva-Ocala Greenway Project  
22 boundary, which are publicly owned or have been identified for acquisition by the State of  
23 Florida.

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25 **Sec. 2-90.58 Functions, Powers, and Duties.** The Mt. Plymouth-Sorrento Planning  
26 Advisory Committee shall have the following functions, powers and duties as they pertain to the  
27 Planning Area:

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29 **(1) The Mt. Plymouth-Sorrento Planning Advisory Committee is hereby created to**  
30 **work with the Lake County Department of Growth Management and other Lake**  
31 **County departments to further study and make recommendations for**  
32 **implementation of the preliminary findings of the "Mt. Plymouth-Sorrento Small**  
33 **Area Framework Study Report", including the identification of funding**  
34 **mechanisms.**

35  
36 **(2) The Committee shall work with the Lake County Local Planning Agency (LPA)**  
37 **to make policy recommendations for changes to the Lake County Comprehensive**  
38 **Plan and Land Development Regulations, if warranted subsequent to further data**

1 collection and analysis.  
2

3 (3) The Committee may, in conjunction with the Lake County LPA, make  
4 recommendation to the Board of County Commissioners for changes to the Lake  
5 County Comprehensive Plan and Land Development Regulations relating to  
6 implementation of the requirements of the Wekiva Parkway and Protection Act.  
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8 (4) The Committee may also make recommendations to the Board of County  
9 Commissioners on actions proposed or taken by an adjacent jurisdiction as  
10 covered by a Joint Planning Area Agreement with that jurisdiction.  
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12 (5) The Committee may also make recommendations to the Board of County  
13 Commissioners on any other issues involving the Mt. Plymouth-Sorrento  
14 Planning area.  
15

16 **Sec. 2-90.59 Membership** The Mt. Plymouth-Sorrento Framework Study Advisory  
17 Committee shall consist of eleven (11) members to be appointed by the Board of County  
18 Commissioners. Five (5) of the appointed members shall have an initial term of two (2) years  
19 and six (6) of the members shall have an initial term of four (4) years. Thereafter each member  
20 shall be appointed for a term of four (4) years. The members shall be residents of Lake County  
21 living within the Mt. Plymouth-Sorrento Study Area as described in Section 2-90.57. Appointed  
22 members will be expected to attend all scheduled meetings. If any member of the Committee  
23 fails to attend three (3) meetings without cause within a calendar year, or fails to attend a total of  
24 six (6) meetings with or without cause in a calendar year, the County Manager or designee shall  
25 notify the Board of County Commissioners in writing. The Board of County Commissioners  
26 shall declare the member's seat vacant and promptly fill such vacancy. Examples of absences  
27 for cause include illness, vacation, death or illness of a family member, etc. In addition, one (1)  
28 County Commissioner may be appointed by the Board of County Commissioners to serve as a  
29 non-voting liaison and shall not be considered a member of the Committee.  
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31 **Sec. 2-90.60 Procedure.**  
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33 (1) The Committee shall hold its first meeting no later than one (1) month from the  
34 date all members have been appointed,  
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36 (2) The Committee shall meet at regular intervals as determined by the Committee at  
37 their first meeting; provided, however, that meetings shall occur no less than  
38 quarterly;  
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40 (3) The Committee shall have the authority to elect a Chairman, Vice-Chairman, and  
41 Secretary from its membership to serve the needs of the Committee. Terms of all  
42 offices shall be for one (1) year, with eligibility for reelection;  
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44 (4) All meetings shall be held in a public place and shall be open to the public

1                    pursuant to Chapter 286, Florida Statutes;

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3                    (5) All meetings shall be noticed and minutes kept.

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5                    (6) Robert's Rules of Order, Newly Revised, shall be the final authority on all  
6                    questions of parliamentary procedure.

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8                    (7) A quorum for conducting regular business shall be a majority of the members.

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10                   (8) The County Manager or designee shall determine who shall serve as staff to the  
11                   Committee.

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13                   Sec. 2-90.61 Sunset Provision. The Committee shall be authorized to function for a  
14                   period of six (6) years from the date all initial members have been appointed by the Board of  
15                   County Commissioners. The term of the Committee may be terminated or extended, at any time,  
16                   by formal action of the Board of County Commissioners.

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18                   Section 3. Inclusion in Code. It is the intent of the Board of County  
19                   Commissioners that the provisions of this Ordinance shall become and be made a part of the  
20                   Lake County Code and that the sections of this Ordinance may be renumbered or relettered and  
21                   the word "ordinance" may be changed to "section", "article", or such other appropriate word or  
22                   phrase in order to accomplish such intentions.

23                   Section 4. Severability. If any section, sentence, clause, or phrase of the Ordinance  
24                   is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding  
25                   shall in no way affect the validity of the remaining portion of this Ordinance.

26                   Section 5. Effective Date. This ordinance shall become effective as provided for by  
27                   law.

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30                   Enacted this 5<sup>th</sup> day of October, 2004.

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32                   Filed with the Secretary of State October 11, 2004.

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34                   Effective October 11, 2004.  
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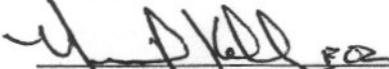
**Ordinance No. 2004-67; Mt. Plymouth Sorrento Planning Committee.**

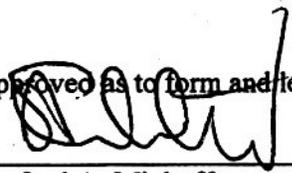
BOARD OF COUNTY COMMISSIONERS  
OF LAKE COUNTY, FLORIDA

  
Debbie Stivender, Chairman

This 6<sup>th</sup> day of Oct., 2004.

ATTEST:

  
James C. Watkins, Clerk of the  
Board of County Commissioners  
of Lake County, Florida

Approved as to form and legality:  
  
Sanford A. Minkoff  
County Attorney