ORDINANCE NO. 2003-_____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, CREATING SECTION 10-961 OF CHAPTER 10 OF THE CODE OF LAWS OF LEON COUNTY, PROVIDING FOR BRADFORDVILLE RURAL ROAD DESIGNATIONS, ESTABLISHING PRESERVATION CRITERIA, AND APPLICABLE DESIGN AND DEVELOPMENT STANDARDS TO IMPLEMENT THE PROVISIONS FOR RURAL ROADS AS ESTABLISHED IN THE ADOPTED BRADFORDVILLE SECTOR PLAN; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on July 11, 2000, the Board of County Commissioners of Leon County adopted Ordinance 00-31, the Bradfordville Sector Plan; and

WHEREAS, Ordinance 00-31contains certain provisions relating to rural roads in the Bradfordville Study Area, including the need to apply to certain roads additional development and regulatory standards to preserve and enhance their character as rural roads.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, that:

Section 1. Division 6 of Article X of Chapter 10 of the Leon County Code of Laws, relating to special regulatory overlay districts, is hereby amended to provide for a new subsection as follows:

Section 10-961. Bradfordville Rural Road Designations.

(a) Purpose and Intent. The Rural Road designations herein are intended to further implement the provisions of the Bradfordville Sector Plan with regard to efforts of preservation and enhancement of the visual character of roads that serve to both

delineate and reinforce the transition from urban and suburban areas to rural areas with in the Bradfordville Study Area.

(b) Designation. The following roadway segments are hereby designated as Rural Roads:

(1) Bradfordville Road, from its intersection with Velda Dairy Road to Centerville Road;

(2) Roberts Road, from its intersection with Centerville Road to its termination;

(3) Proctor Road, from its intersection with Thomasville Road to Roberts Road;

(4) Grenville Road, from its intersection with Pisgah Church Road to Proctor Road; and,

(5) Pisgah Church Road, from its intersection with Bradfordville Road to its termination at Pisgah Church.

(c) Development and regulatory requirements. The following provisions shall apply to all rural roads designated in paragraph (b):

(1) A maximum of two (2) travel lanes is allowed, except that no road lanes existing on the effective date of this ordinance shall be eliminated.

(2) No curb and gutter construction shall be allowed.

(3) All proposed dwelling units shall be set back a minimum of 75 feet from the centerline of any designated rural roads. This provision shall not apply where its application would not provide for the construction of a single family home on a legal lot of record. All proposed infrastructure, which for the purpose of this section shall include all structures or groups of structures greater than

25 square feet, and shall include structures pertaining to television, telephone, and computer, shall be allowed within the 75 foot set back if they are screened with vegetation in such a manner as to buffer or camouflage their view from the designated rural road.

(4) The County shall not remove vegetation within 75 feet of the centerline of any designated rural road, unless the County determines it is required to provide for the health, safety or welfare of the public.

(5) No new off-site or advertising signs shall be allowed within 200 feet of the centerline of any designated rural road.

(6) The Bradfordville Rural Road designation shall not prohibit the development of passive recreational uses adjacent to designated roadway segments.

Section 2. **Conflicts.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, except to the extent of any conflicts with the Tallahassee-Leon County 2010 Comprehensive Plan as amended, which provisions shall prevail over any parts of this ordinance which are inconsistent, either in whole or in part, with the said Comprehensive Plan.

Section 3. **Severability.** If any word, phrase, clause, section or portion of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion or words shall be deemed a separate and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 4. **Effective Date.** This ordinance shall have effect upon becoming law, and shall expired on January 2, 2017, at 12:01 a.m., unless reenacted by the Board of County Commissioners.

DULY PASSED AND ADOPTED BY the Board of County Commissioners of Leon County, Florida, this _____ day of _____, 2003.

LEON COUNTY, FLORIDA

BY:_____
TONY GRIPPA, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS

ATTESTED BY:
BOB INZER, CLERK OF THE COURT

BY:_____
CLERK

APPROVED AS TO FORM:
COUNTY ATTORNEY'S OFFICE
LEON COUNTY, FLORIDA

BY:_____
HERBERT W.A. THIELE, ESQ.
COUNTY ATTORNEY