BEFORE THE CITY COMMISSION
CITY OF STUART, FLORIDA

ORDINANCE NUMBER 2453-2021

AN ORDINANCE OF THE CITY OF STUART, FLORIDA, AMENDING SECTION 6.03.00. OF THE LAND DEVELOPMENT CODE ENTITLED "STORMWATER MANAGEMENT" OF CHAPTER VI ENTITLED "ON-SITE AND OFF-SITE DEVELOPMENT STANDARDS" IN RESPECT OF STANDARDS FOR RESIDENTIAL SINGLE FAMILY AND DUPLEX INFILL DEVELOPMENT; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

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WHEREAS, the purpose of this Land Development Code amendment is to support Objective B1 of the City's Comprehensive Plan Future Land Use Element to discourage urban sprawl by facilitating urban redevelopment and infill development of properties and planning for urban infill and redevelopment of lands located within Stuart in order to achieve a compact urban form.

WHEREAS, the purpose of this Land Development Code amendment is to support Policy 7.1 of the City's Comprehensive Plan Infrastructure Element to encourage residential infill development and redevelopment which will maximize the use of existing facilities and discourage urban sprawl.

WHEREAS, the purpose of this Land Development Code amendment is to support Policy 2.5 of the City's Comprehensive Plan Conservation Element to ensure that stormwater management shall be designed to

maximize the quality of water being recharged as well as that being discharged off-site and to require new residential infill development to address off-site watershed issues related to water quality impacts due to on-site stormwater management designs.

WHEREAS, the purpose of this Land Development Code amendment is to establish minimum standards for stormwater management for single-family and duplex residential infill developments; and

WHEREAS, the Land Planning Agency reviewed the proposed amendments to the Land Development Code at a public hearing on October 8th, 2020; and

WHEREAS, the City Commission duly scheduled, advertised, and held a public hearing on October 26th, 2020, to consider this ordinance and provide for full public participation in the Land Development Code amendment process.

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NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, that:

SECTION 1: The Stuart Land Development Code is hereby amended as attached at **Exhibit A** to this ordinance.

SECTION 2: All ordinances or parts of ordinances herewith are hereby repealed to the extent of such conflict.

SECTION 3: If any word, clause, sentence, paragraph, section or part thereof contained in this Ordinance is declared to be unconstitutional, unenforceable, void or inoperative by a court of competent jurisdiction, such declaration shall not affect the validity of the remainder of this Ordinance.

SECTION 4: The provision of Sections 1 of this ordinance shall be codified.

SECTION 5: This ordinance shall take effect upon adoption

Passed on first reading the 26th day of October, 2020.

Commissioner _____ offered the foregoing Ordinance and moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a roll call vote, the vote was as follows:

	YES	NO	ABSENT	ABSTAIN
EULA R. CLARKE, MAYOR				
MERRITT MATHESON, VICE MAYOR				
BECKY BRUNER, COMMISSIONER				
TROY MCDONALD, COMMISSIONER				
MIKE MEIER, COMMISSIONER				

ADOPTED on second and final reading this _____day of _____, 2021.

ATTEST:

_____ _____

MARY R. KINDEL EULA R. CLARKE

CITY CLERK MAYOR

APPROVED AS TO FORM

AND CORRECTNESS:

_____

MICHAEL J. MORTELL, ESQ

CITY ATTORNEY