

# **TOWN COMMISSION MEETING AGENDA ITEM TOWN OF LADY LAKE, FLORIDA**

## **AGENDA ITEM TITLE**

Ordinance 2019-09 (Second and Final Reading) — Providing for a Corrective Legal Description for Ordinance 2018-49, Ordinance 2018-50, and Ordinance 2018-51, for Approximately 8.94 Acres of Property Owned by the First Baptist Church of Lady Lake, Inc. Referenced by Alternate Key Number 1454701

## **AGENDA ITEM ID**

2019136

## **DEPARTMENT**

Growth Management

## **STAFF RECOMMENDED MOTION**

Staff recommends approval of Ordinance 2019-09 which provides for a corrective legal description for Ordinance 2018-49, Ordinance 2018-50, and Ordinance 2018-51.

## **SUMMARY**

On February 4, 2019, the Town Commission of the Town of Lady Lake adopted Ordinance 2018-49, providing for annexation of approximately 8.94 acres of property owned by the First Baptist Church of Lady Lake, Inc. from unincorporated Lake County, Florida into the Town of Lady Lake. In addition, on that same date, the Town Commission adopted Ordinance 2018-50, amending the future land use designation of the same property, and Ordinance 2018-51, which amended the zoning designation of the property.

The Town of Lady Lake conducted the public hearings, correctly posted the subject property, notified the adjacent property owners within 150 feet of the subject property, and provided advertising of the prior ordinances in a newspaper of public circulation as required by law. All three ordinances were approved by a vote of 5 to 0 by the Town Commission on that evening. However, after the executed ordinances were recorded, it was brought to staff's attention by the Lake County Property Appraiser's Office that the legal descriptions in the exhibits of the ordinances did not describe the subject property that was described in the headers of the ordinances. The subject property described in the exhibits was the property just north of the subject property, the Lady Lake Lee and Stevens Addition Subdivision Lot 3, which was already incorporated within the Town of Lady Lake. The correct legal description of all three ordinances should have described Lots 13 and 14 of the Lee and Stevens Addition Subdivision.

Once recorded, the attached Ordinance 2019-09 will provide a corrective legal description for the aforementioned ordinances. The land use and zoning entitlements that were granted to the subject property through the adoption of Ordinance 2018-49, Ordinance 2018-50; and Ordinance 2018-51 remain fully vested and unchanged by the adoption of Ordinance 2019-09.

Ordinance 2019-09 has been reviewed and approved as to form by Town Attorney Derek Schroth.

**FISCAL IMPACT**

Not applicable.

**FUNDING ACCOUNT**

Not applicable.

**PAST ACTIONS**

The Technical Review Committee (TRC) members individually reviewed the application for Ordinance 2019-09 and determined it to be complete and ready for transmittal to the Town Commission.

Ordinance 2019-09 was not required to go before the Planning and Zoning Board for their recommendation.

At the July 1, 2019 meeting, the Town Commission voted 5 to 0 for approval of Ordinance 2019-09 upon first reading.

TC/nvs