

ORDINANCE NO. 2023-

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CLAY COUNTY, FLORIDA, AMENDING ARTICLE III OF THE CLAY COUNTY LAND DEVELOPMENT CODE, BEING THE CODIFICATION OF ORDINANCE NO. 93-16, AS SUBSEQUENTLY AMENDED, AND COMPRISING THE ZONING AND LAND USE PROVISIONS, BY AMENDING SUBSECTION 3-5(ba) TO CHANGE THE REQUIREMENTS FOR BOAT STORAGE ON PARCELS ADJACENT TO PUBLIC OR PRIVATE MARINAS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Be It Ordained by the Board of County Commissioners of Clay County:

Section 1. As used in Section 2 of this Ordinance, the Term “Article III” shall mean and refer to Article III of the Clay County Land Development Code, (the Code), being the codification of Ordinance No. 93-16 and comprising the Zoning and Land Use provisions of the Code.

Section 2. Subsection (1) of subsection (ba) of Section 3-5, Article III, is hereby amended as follows:

(ba) *Recreational Vehicle and Boat Storage.*

- (1) The proposed site must consist of a total of at least three (3) acres and have direct access to a roadway defined in the Comprehensive Plan as major collector or above, except that within a Village Zone or Neighborhood Center in a Master Planned Community under the Branan Field Master Plan or within a Community Center under the Branan Field Master Plan or within a Village Center with the Lake Asbury Master Plan, access may be to a minor collector or a roadway within the Village Zone, Neighborhood Center, Community Center or Village Center connected directly to a major or minor collector. Only one (1) point of access shall be permitted.

The three-acre requirement does not apply if the proposed site: 1) is a parcel immediately adjacent to a public or private marina with a boat ramp(s); 2) is used only for boat storage; 3) provides access from the parcel to the marina; and 4) complies with the access requirements set forth in the paragraph above.

Section 3. If any section, phrase, sentence or portion of the ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. This Ordinance shall take effect as provided by Florida general law.

DULY ADOPTED by the Board of County Commissioners of Clay County, Florida, this
____ day of July, 2023.

**BOARD OF COUNTY COMMISSIONERS
OF CLAY COUNTY, FLORIDA**

BY:

Betsy Condon
Its Chairman

ATTEST:

By: _____
Tara S. Green, Clay County Clerk of Court
and Comptroller
Ex Officio Clerk to the Board