

ORDINANCE NO. 2004 - _____

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AN ORDINANCE OF ESCAMBIA COUNTY, FLORIDA AMENDING PART III OF THE ESCAMBIA COUNTY CODE OF ORDINANCES (1999), THE LAND DEVELOPMENT CODE OF ESCAMBIA COUNTY, FLORIDA, AS AMENDED; AMENDING SECTION 6.02.00 OF THE ESCAMBIA COUNTY LAND DEVELOPMENT CODE; AMENDING THE OFFICIAL ZONING MAP SHOWING THE AIRFIELD INFLUENCE PLANNING DISTRICTS, IN ADDITION TO ACCIDENT POTENTIAL ZONES AND NOISE CONTOURS FOR PENSACOLA NAVAL AIR STATION, NOLF SAUFLEY AND NOLF SITE 8 AS ESTABLISHED IN SECTION 11.01.00.C OF THE ESCAMBIA COUNTY LAND DEVELOPMENT CODE, AND REPEALING ORDINANCE NO. 2001-44; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the presence of incompatible land uses within the accident potential and noise zones surrounding the Pensacola Naval Air Station constitutes a nuisance and threatens the health and public safety of those persons using or inhabiting these areas; and

WHEREAS, the encroachment of incompatible land uses into the accident potential and noise zones surrounding Pensacola Naval Air Station will jeopardize the mission of the Pensacola Naval Air Station; and

WHEREAS, this may result in the Navy's termination of the use of Pensacola Naval Air Station for such mission and make Pensacola Naval Air Station vulnerable to closure; and

WHEREAS, closure or reduction of force on Pensacola Naval Air Station will have a negative effect on the local economy; and

WHEREAS, the Joint Land Use Study was approved for implementation by the Board of County Commissioners on October 16, 2003; and

WHEREAS, the Joint Land Use Study recommended the adoption of Airfield Influence Planning Districts around each of the Naval Aviation Installations in Escambia County to assist in the control of encroaching development,

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

Section 1. Ordinance Number 2001-44 is hereby repealed and replaced by the following:

Section 2. The official zoning map of Escambia County, Florida, as adopted by reference

1 and codified in Part III of the Escambia County Code of Ordinances (1999), the Land
2 Development Code of Escambia County, Florida, Section 6.02.00, which depicts the AICUZ
3 Overlays, including noise contours and accident potential zones, is hereby amended to
4 include the Airfield Influence Planning District Overlays, established by Section 11.01.00.C of
5 the Land Development Code, for NAS Pensacola, Navy Outlying Landing Field Saufley and
6 Navy Outlying Landing Field Site 8, and as shown on the overlay maps attached hereto as
7 Exhibit A1, A2 and A3, which are incorporated by reference herein.

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9 **Section 3. Severability.**

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11 If any section, sentence, clause or phrase of this Ordinance is held to be invalid or
12 unconstitutional by any Court of competent jurisdiction, then said holding shall in no way
13 affect the validity of the remaining portions of this Ordinance.

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15 **Section 4. Inclusion in the code.**

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17 It is the intention of the Board of County Commissioners that the provisions of this
18 Ordinance shall be codified as required by Section 125.68, Fla. Stat.; and that the sections,
19 subsections and other provisions of this Ordinance may be renumbered or relettered and the
20 word "ordinance" may be changed to "section," "article," or such other appropriate word or
21 phrase in order to accomplish such intentions.

22
23 **Section 5. Effective Date.**

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25 This Ordinance shall become effective upon filing with the Department of State.

26
27 DONE AND ENACTED by the Board of County Commissioners of Escambia County,
28 Florida this _____ day of _____, 2004.

29
30 BOARD OF COUNTY COMMISSIONERS
31 ESCAMBIA COUNTY, FLORIDA

32
33 _____
34 Marie Young, Chairman

35 ATTEST: ERNIE LEE MAGAHA
36 CLERK OF THE CIRCUIT COURT

37 _____
38 Deputy Clerk

39 (SEAL)

40 ENACTED:

41 FILED WITH DEPARTMENT OF STATE:

EFFECTIVE:

DRAFT

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