

ORDINANCE NO. 2021-04

**AN ORDINANCE PERTAINING TO COMPREHENSIVE
PLANNING IN ORANGE COUNTY, FLORIDA; AMENDING
THE ORANGE COUNTY COMPREHENSIVE PLAN,
COMMONLY KNOWN AS THE “2010-2030
COMPREHENSIVE PLAN,” AS AMENDED, BY
AMENDING ORDINANCE NO. 2018-23 THAT CREATED
THE ROCKING HORSE RURAL RESIDENTIAL
ENCLAVE; AND PROVIDING AN EFFECTIVE DATE**

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
ORANGE COUNTY:**

Section 1. Legislative Findings, Purpose, and Intent.

a. On January 26, 2021, the Board of County Commissioners approved a Settlement Agreement in the State of Florida Division of Administrative Hearing case relating to the Rocking Horse Rural Residential Enclave, styled *1182/3526S Rouse LLC, and 1185/3626N Rouse LLC vs. Orange County*, Case No. 18-5985GM;

b. The Settlement Agreement calls for the BCC to now consider whether to adopt the amendment to the Comprehensive Plan, as described in the approved Settlement Agreement and this ordinance;

c. On January 26, 2021, the Board of County Commissioners held a public hearing on the adoption of the proposed amendment to the Comprehensive Plan, as described in this ordinance.

Section 2. Authority. This ordinance is adopted in compliance with and pursuant to Part II of Chapter 163, Florida Statutes.

Section 3. Amendment to Future Land Use Map. The Comprehensive Plan is hereby

amended by amending Ordinance No. 2018-23 that created the Rocking Horse Rural Residential Enclave, by repealing Map 25(d) of the Future Land Use Map Series for the Rocking Horse Rural Residential Enclave, as described in Ordinance No. 2018-23, including its **Appendix “A,”** and replacing it with a new Map 25(d), as shown in **Appendix “A”** attached hereto and incorporated herein. In all other respects, the Rocking Horse Rural Residential Enclave and Ordinance No. 2018-23 shall remain unchanged.

Section 4. Effective Dates for Ordinance and Amendment.

- (a) This ordinance shall become effective as provided by general law.
- (b) In accordance with Section 163.3184(3)(c)4., Florida Statutes, the plan amendment adopted under this ordinance shall not become effective until 31 days after the DEO notifies the County that the plan amendment package is complete. However, if the amendment is timely challenged, the amendment shall not become effective until the DEO or the Administration Commission issues a final order determining the challenged amendment to be in compliance.
- (c) No development orders, development permits, or land uses dependent on this amendment may be issued or commence before the amendment has become effective.

[THE REMAINDER OF THIS PAGE HAS BEEN INTENTIONALLY LEFT BLANK.]

ADOPTED THIS 26th DAY OF JANUARY, 2021.

ORANGE COUNTY, FLORIDA

By: Board of County Commissioners

By: *Jerry L. Demings*
for Jerry L. Demings
Orange County Mayor

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk to the Board of County Commissioners

By: *Katie Smith*
Deputy Clerk



APPENDIX “A”

Map 25(d) of Future Land Use Map Series Rocking Horse Rural Residential Enclave

