

**ORDINANCE NO. 9864-26**

AN ORDINANCE OF THE CITY OF CLEARWATER, FLORIDA, AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN OF THE CITY, TO CHANGE THE LAND USE DESIGNATION FOR CERTAIN REAL PROPERTY LOCATED ON THE NORTH SIDE OF NURSERY ROAD, APPROXIMATELY 186 FEET EAST OF ROSETREE COURT, WHOSE POST OFFICE ADDRESS IS 2446 NURSERY ROAD, CLEARWATER, FLORIDA 33764, FROM RESIDENTIAL URBAN (RU), TO RESIDENTIAL MEDIUM (RM); PROVIDING AN EFFECTIVE DATE.

WHEREAS, the amendment to the Future Land Use Element of the Comprehensive Plan of the City as set forth in this ordinance is found to be reasonable, proper and appropriate, and is consistent with the City's Comprehensive Plan; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLEARWATER, FLORIDA:

Section 1. The Future Land Use Element of the Comprehensive Plan of the City of Clearwater is changed by designating the land use category for the hereinafter described property as follows:

<u>Property</u>	<u>Land Use Category</u>
See attached Exhibit "A" for Legal Description	From: Residential Urban (RU)
(LUP2025-11004)	To: Residential Medium (RM)

The map attached as Exhibit "B" is hereby incorporated by reference.

Section 2. The City Council does hereby certify that this ordinance is consistent with the City's Comprehensive Plan.

Section 3. This ordinance shall take effect contingent upon and subject to the approval of the land use change by the Pinellas County Board of County Commissioners, where applicable, and thirty-one (31) days post-adoption. If this ordinance is appealed within thirty (30) days after adoption, then this ordinance will take effect only after approval of the land use designation by the Pinellas County Board of Commissioners and upon issuance of a final order determining this amendment to be in compliance either by the Department of Commerce or the Administration Commission, where applicable, pursuant to section 163.3187, Florida Statutes. The Community Development Coordinator is authorized to transmit to Forward Pinellas, in its role as the Pinellas Planning Council, an application to amend the Countywide Plan Map in order to achieve consistency with the Future Land Use Element of the City's Comprehensive Plan as amended by this ordinance.

PASSED ON FIRST READING

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PASSED ON SECOND AND FINAL  
READING AND ADOPTED

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Bruce Rector  
Mayor

Approved as to form:

Attest:

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Matthew J. Mytych, Esq.  
Senior Assistant City Attorney

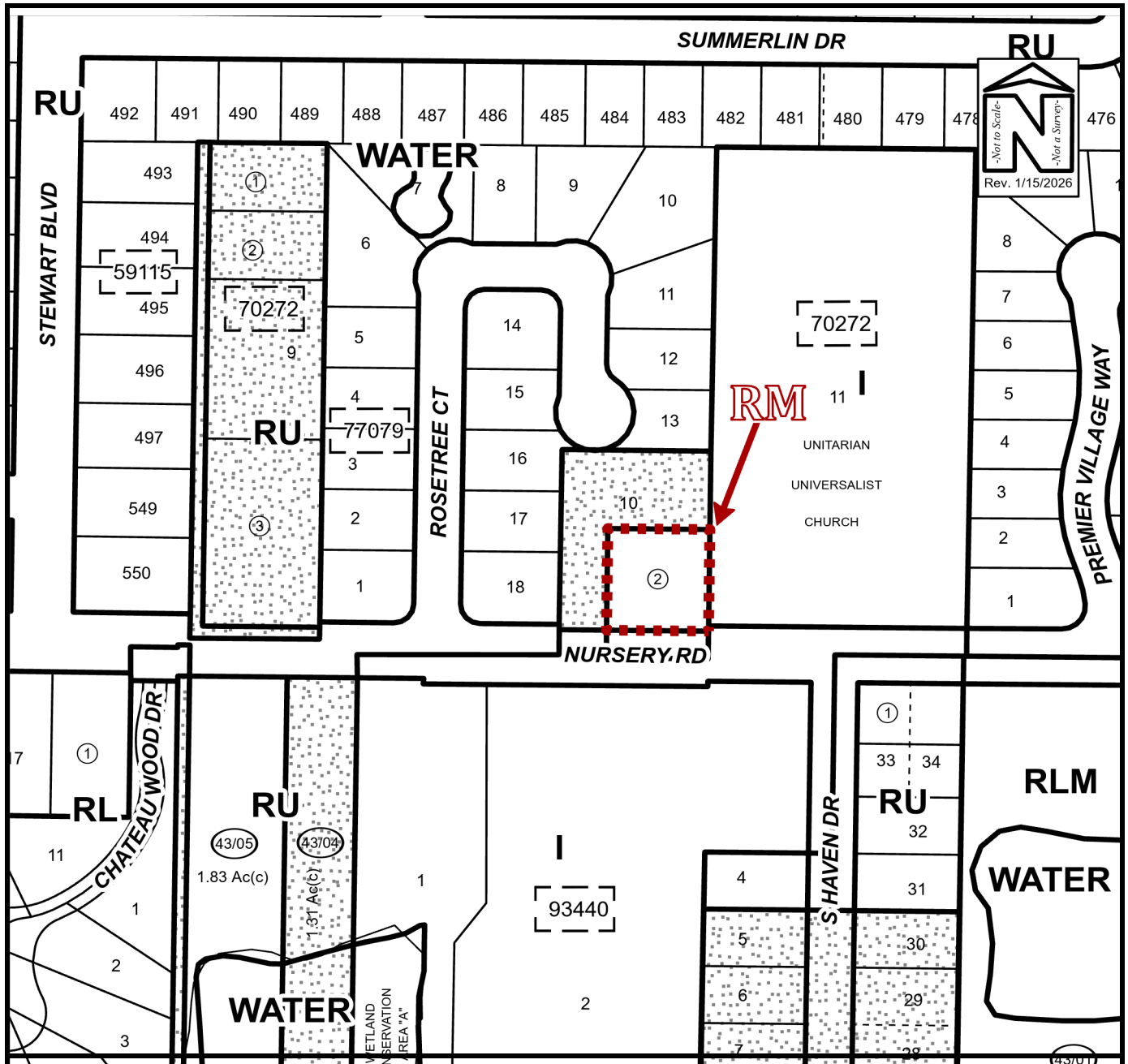
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Rosemarie Call, MPA, MMC  
City Clerk

Legal Description  
2446 Nursery Road

A portion of Lot 10 of PINELLAS GROVES SUBDIVISION, as recorded in Plat Book 1, Page 55, Public Records of Pinellas County, Florida, being more particularly described as follows:

Commence at the Southeasterly most corner of Lot 13 of ROSETREE COURT SUBDIVISION as recorded in Plat Book 79, Page 20, Public Records of Pinellas County, Florida as a point of reference; thence S. 00° 56' 52" W., 103.13 feet to a point of beginning; thence continue S. 00° 56' 52" W., 133.79 feet to a point on the Northerly right-of-way of Nursery Road (A thirty three foot half right-of-way); thence N. 89° 24' 14" W., along said right-of-way, 130.66 feet; thence leaving said right-of-way West., 00° 57' 58" E., 133.79 feet; thence S. 89° 24' 14" E., 130.61 feet to the point of beginning. Together with that certain Easement granting right-of-way as to ingress and egress to property recorded in O.R. Book 5550, Page 595 of the Public Records of Pinellas County, Florida.



### PROPOSED FUTURE LAND USE MAP

Owner(s):	Lantern Senior Care LLC	Case:	LUP2025-11004
Site:	2446 Nursery Road	Property Size(Acres):	0.40
Land Use	Zoning	PIN:	19-29-16-70272-400-1002
From:	Residential Urban (RU)		
To:	Residential Medium (RM)	Atlas Page:	317B