

## **ORDINANCE NO. 9128-18**

AN ORDINANCE OF THE CITY OF CLEARWATER, FLORIDA, AMENDING THE ZONING ATLAS OF THE CITY BY ZONING CERTAIN REAL PROPERTIES LOCATED ON THE WEST SIDE OF NORTH MCMULLEN BOOTH ROAD APPROXIMATELY 500 FEET SOUTH OF UNION STREET, WHOSE POST OFFICE ADDRESSES ARE BOTH 1990 NORTH MCMULLEN BOOTH ROAD, TOGETHER WITH ONE UNADDRESSED PARCEL LOCATED ON THE SOUTH SIDE OF UNION STREET APPROXIMATELY 500 FEET WEST OF NORTH MCMULLEN BOOTH ROAD AND ONE UNADDRESSED PARCEL LOCATED ON THE WEST SIDE OF NORTH MCMULLEN BOOTH ROAD APPROXIMATELY 500 FEET SOUTH OF UNION STREET, UPON ANNEXATION INTO THE CITY OF CLEARWATER, AS MEDIUM DENSITY RESIDENTIAL (MDR); PROVIDING AN EFFECTIVE DATE.

WHEREAS, the assignment of a zoning district classification 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 following described property located in Pinellas County, Florida, is hereby zoned as indicated upon annexation into the City of Clearwater, and the zoning atlas of the City is amended, as follows:

<u>Property</u>	<u>Zoning District</u>
See attached Exhibit A for Legal Description	From: A-E Agricultural Estate Residential (Pinellas County)
	To: Medium Density Residential (MDR)

(REZ2017-09009)

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

Section 2. The City Engineer is directed to revise the zoning atlas of the City in accordance with the foregoing amendment.

Section 3. This ordinance shall take effect immediately upon adoption, contingent upon and subject to the adoption of Ordinance No. 9126-18 (annexation ordinance), and subject to the approval of the land use designation set forth in Ordinance 9127-18 by the Pinellas County Board of Commissioners, where applicable.

PASSED ON FIRST READING

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PASSED ON SECOND AND FINAL  
READING AND ADOPTED

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George N. Cretekos  
Mayor

Approved as to form:

Attest:

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Pamela K. Akin  
City Attorney

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Rosemarie Call  
City Clerk

# LEGAL DESCRIPTIONS

ANX2017-09020

No.	Parcel ID	Legal Description	Address
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1. 04-29-16-00000-220-0100

Unaddressed McMullen Booth

PARCEL 4 (per Deed Book 942, Page 185):

Beginning at a Point 539 ft. S. of N.E. Corner of NW 1/4 of NW 1/4, Section 4-29-16, Run thence South 131 ft., thence North 131 ft., thence East 333 ft. to Point of Beginning less a strip on the east side 33 ft. wide for road, all lying and being in Section 4, Township 29 South, Range 16 East.

LESS AND EXCEPT (per Official Records Book 8337, page 1422):

The West 233 ft. of the East 333 ft. of the North 569 ft. of said Northeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 4, LESS that portion thereof lying North of the South line of the North 539 ft. of said Northeast 1/4.

AND ALSO LESS (per Official Records Book 8337, Page 1422):

The East 100 ft. of the Northeast 1/4 of said Northwest 1/4 of Section 4, LESS that portion thereof lying North of the South line of the North 539 ft. of said Northeast 1/4, ALSO LESS existing right-of-way.

LESS AND EXCEPT RIGHT-OF-WAY FOR McMULLEN BOOTH ROAD AND RIGHT-OF-WAY FOR UNION STREET.

ALL BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

A PARCEL OF LAND BEING A PART OF THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 29 SOUTH, RANGE 16 EAST, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SECTION 4, TOWNSHIP 29 SOUTH, RANGE 16 EAST; THENCE N 89°59'14" E, ALONG THE NORTH BOUNDARY LINE OF THE NORTHWEST 1/4 OF SAID SECTION 4, 842.84 FEET; THENCE S 00°03'35" W, 48.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S 00°03'35" W, 521.00 FEET; THENCE N 89°59'14" E, PARALLEL TO THE NORTH BOUNDARY LINE OF THE NORTHWEST 1/4 OF SAID SECTION 4, 389.00 FEET TO THE WEST RIGHT-OF-WAY LINE OF MCMULLEN-BOOTH ROAD; THENCE S 00°03'35" W, ALONG SAID WEST RIGHT-OF-WAY LINE, 450.66 FEET; THENCE N 89°55'03" W, 565.66 FEET TO A POINT ON THE WEST BOUNDARY LINE OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 4; THENCE N 00°02'43" E, ALONG THE WEST BOUNDARY LINES OF THE SOUTHEAST 1/4 AND THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 4, 970.72 FEET; THENCE N 89°59'14" E, PARALLEL TO THE AFORESAID NORTH BOUNDARY LINE OF THE NORTHWEST 1/4 OF SECTION 4, 176.91 FEET TO THE POINT OF BEGINNING.

THE PARCEL CONTAINS 346,817.83 SQUARE FEET OR 7.96 ACRES, MORE OR LESS.

<b>No.</b>	<b>Parcel ID</b>	<b>Legal Description</b>	<b>Address</b>
<b>2.</b>	<b>04-29-16-00000-220-0210</b>		<b>Unaddressed Union Street</b>

PARCEL 2 (referred to as "Parcel 4" per Official Records Book 14116, Pages 2092–2094:

The West one-half (W 1/2) of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of Section 4, Township 29 south, Range 16 east, less a strip of land 33 feet wide on the north side for county highway, containing 4.87 acres net.

LESS AND EXCEPT (per Official Records Book 9613, Page 36)

A tract of land lying in Section 4, Township 29 South, Range 16 East, Pinellas County, Florida, being more particularly described as follows:

Commence at the Northwest corner of said Section 4; thence S 00°02'35" W, 33.00 feet to the Southerly right-of-way of C.R. 194; thence S 89°58'53" E along said Southerly right-of-way, 666.26 feet to the Point of Beginning; thence S 00°03'34" W, 15.00 feet; thence S 89°58'53" E, 176.69 feet; thence N 00°03'34" E, 33.00 feet; thence N 89°58'53" W, 176.69 feet; thence S 00°03'34" W, 18.00 feet to the Point of Beginning.

<b>No.</b>	<b>Parcel ID</b>	<b>Legal Description</b>	<b>Address</b>
<b>3.</b>	<b>04-29-16-00000-220-0310</b>		<b>1990 North McMullen Booth Road</b>

PARCEL 1 (referred to as "Parcel 2" per Official Records Book 14116, Pages 2092–2094):

The North two hundred–nine and one-half feet (209 1/2 feet) of the south–east quarter (SE 1/4) of the northwest quarter (NW 1/4) of the northwest quarter (NW 1/4), Section Four (4), Township twenty–nine, south (29S) Range sixteen east (16E) being three acres more or less, in Pinellas County, Florida.

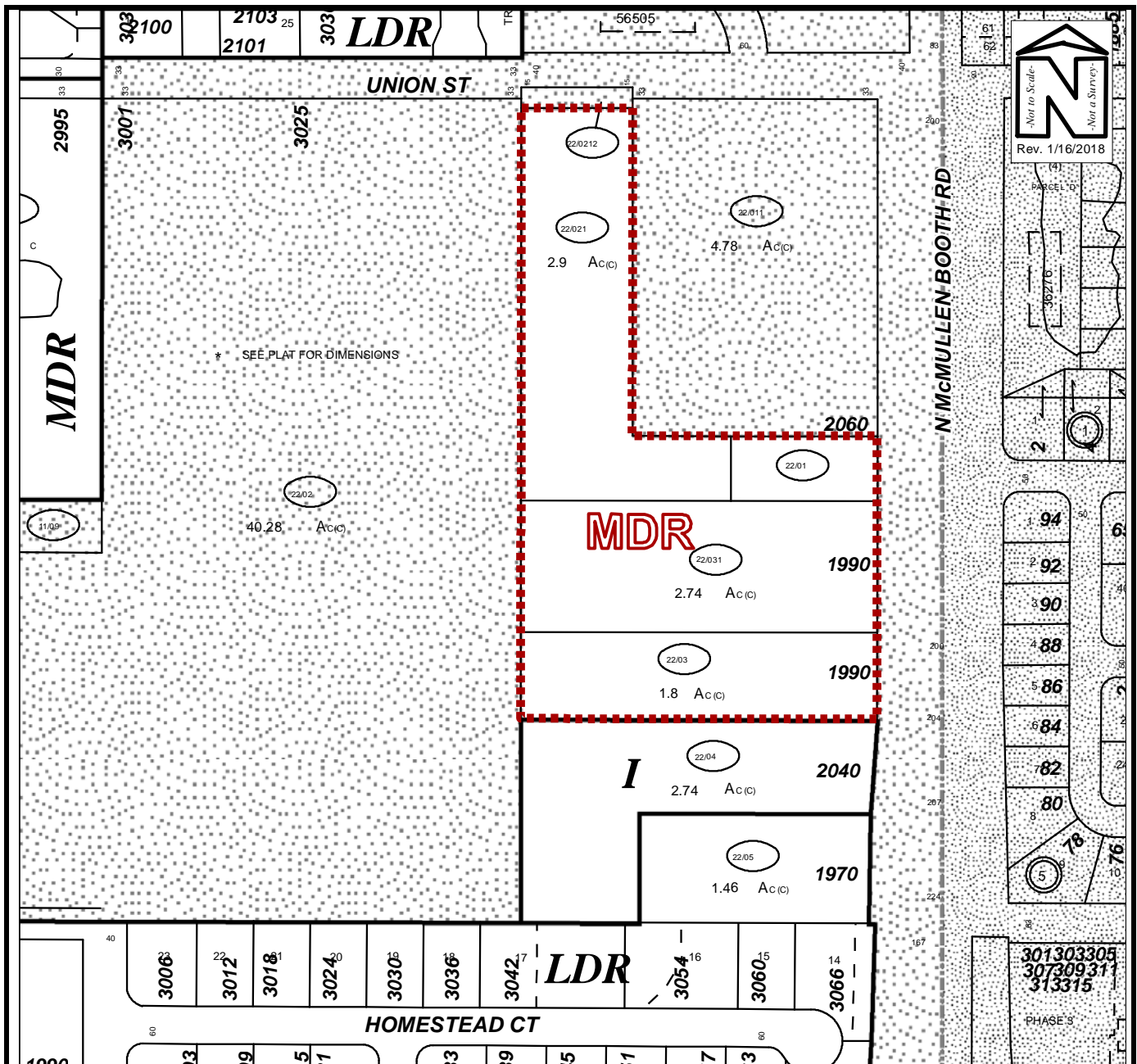
LESS AND EXCEPT (per Official Records Book 8337, Page 1422)

The North 569 ft. of the West 156 ft. of the East 489 ft. of said Northwest 1/4 of the Northwest 1/4 of Section 4, LESS existing right-of-way.

<b>No.</b>	<b>Parcel ID</b>	<b>Legal Description</b>	<b>Address</b>
<b>4.</b>	<b>04-29-16-00000-220-0300</b>		<b>1990 North McMullen Booth Road</b>

PARCEL 3 (per Official Records Book 17939, Page 626):

The South 138.25 feet of the North 347.75 feet of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of Section Four (4), Township Twenty–nine (29) Range Sixteen (16) Pinellas County, Florida.



## ZONING MAP

Owner(s): M B Investments LTD, Laura L. Weikel, Sarah M. Davidson, Paul M. McMullen Sr.		Case:	ANX2017-09020, LUP2017-09009, REZ2017-09009
Site: 1990 N McMullen Booth Road		Property Size(Acres):	7.96
		ROW (Acres):	
Land Use		Zoning	
From :	Residential Suburban (RS)	Agricultural Estate (AE)	PIN: 04-29-16-00000-220-0100 04-29-16-00000-220-0210 04-29-16-00000-220-0310 04-29-16-00000-220-0300
To:	Residential Low Medium (RLM)	Medium Density Residential (MDR)	
		Atlas Page:	256A