



1           **WHEREAS**, The Board of County Commissioners desires to adopt a policy to  
2 reaffirm the restrictions in the 1947 deed from the United States of America recorded in  
3 Deed Book 248 at page 161 of the public records of Escambia County, Florida and to  
4 reaffirm Laws of Florida 24500 as amended; and,

5           **WHEREAS**, there is a residential building unit cap on Pensacola Beach limited to  
6 4128 units; and,

7           **WHEREAS** Escambia County desires to place restrictions on decreasing,  
8 increasing and/or transferring the 4128 units;

9           **NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY**

10 **COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA:**

11 **Section 1. Recitals.** The aforementioned recitals are true and correct and  
12 incorporated herein by reference.

13 **Section 2.** Chapter 74, Article I, Section 74-13 is hereby created as follows:

14           Section 74-13.           Policy on Santa Rosa Island

15           (1) The Board of County Commissioners hereby adopts a policy to to reaffirm the  
16           restrictions in the 1947 deed from the United States of America recorded in  
17           Deed Book 248 at page 161 of the public records of Escambia County, Florida  
18           and to reaffirm Laws of Florida 24500 as amended.

19           (2) Any increase or decrease in the residential building unit cap on Pensacola  
20           Beach of 4128 units requires the unanimous vote of the Santa Rosa Island  
21           Authority Board and the Board of County Commissioners of Escambia County,  
22           Florida.

23           (3) The transfer of any of the 4128 units under the residential building unit cap on

1 Pensacola Beach for use on any other parcel other than the parcel to which the  
2 unit was designated is prohibited.

3 **Section 3. Severability.** If any section, sentence, clause or phrase of this Ordinance is  
4 held to be invalid or unconstitutional by any court of competent jurisdiction, then the  
5 holding shall in no way affect the validity of the remaining portions of this Ordinance.

6 **Section 4. Inclusion in the Code.** It is the intention of the Board of County  
7 Commissioners that the provisions of this ordinance shall be codified as required by  
8 Section 125.68, Florida Statutes, and the sections, subsections and other provisions of  
9 this ordinance may be renumbered or re-lettered and the word "ordinance" may be  
10 changed to "section," "article," or such other appropriate word or phrase in order to  
11 accomplish such intentions.

12 **Section 5. Effective Date.** This ordinance shall become effective upon filing with the  
13 Department of State.

14 DONE AND ENACTED this \_\_\_\_ day of \_\_\_\_\_, 2019.

15 BOARD OF COUNTY COMMISSIONERS  
16 ESCAMBIA COUNTY, FLORIDA

17  
18 \_\_\_\_\_  
19 By: Lumon J. May, Chairman

20 ATTEST: PAM CHILDERS  
21 Clerk of the Circuit Court

22  
23 By: \_\_\_\_\_  
24 Deputy Clerk

25  
26 (SEAL)

27  
28 ENACTED: \_\_\_\_\_

29  
30 FILED WITH DEPARTMENT OF STATE: \_\_\_\_\_

31

1 EFFECTIVE: \_\_\_\_\_