

On motion by Commissioner Barfield, seconded by Commissioner Pritchett, the following resolution was adopted by a unanimous vote:

**WHEREAS, ALBERT HEREDIA & SUSAN KADLAC HEREDIA** has requested a change of classification from RU-1-11 (Single-Family Residential) to RU-2-4 (Low-Density Multi-Family Residential) on property described as all of Lot 15 lying west of the County Road, according to Moore & Cantine Plat, as recorded in Plat Book 1, Page 63, of the Public Records of Brevard County, Florida. (1.20 acres) Located on the west side of S. Tropical Trail, approx. 550 ft. north of Cone Rd. (110, 160, 120, and 140 Kadlac Dr., Merritt Island); and

**Section 35, Township 24 S, Range 36 E, and,**

**WHEREAS,** a public hearing of the Brevard County Planning & Zoning Board was advertised and held, as required by law, and after hearing all interested parties and considering the adjacent areas, the Brevard County Planning & Zoning Board recommended that the application be approved with a BDP (Binding Development Plan) limited to four (4) units; and,

**WHEREAS,** the Board, after considering said application and the Brevard County Planning & Zoning Board's recommendation, and hearing all interested parties, and after due and proper consideration having been given to the matter, find that the application should be Approved with a BDP limited to four (4) units; now therefore,

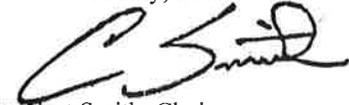
**BE IT RESOLVED** by the Board of County Commissioners of Brevard County, Florida, that the requested change of classification from RU-1-11 to RU-2-4, be APPROVED with a BDP, recorded in ORB 7797, Pages 1665 – 1668, dated January 13, 2017, limited to four (4) units, and that the zoning classification relating to the above described property be changed, and the Planning & Zoning Director, or designee, is hereby directed to make this change on the official zoning maps of Brevard County, Florida.

**BE IT FURTHER RESOLVED** that this resolution shall become effective as of January 13, 2017.

ATTEST  


SCOTT ELLIS, CLERK  
(SEAL)

BOARD OF COUNTY COMMISSIONERS  
Brevard County, Florida

  
by Curt Smith, Chairman  
Brevard County Commission

As approved by Brevard County Commission on January 10, 2017.

(P&Z Hearing – November 7, 2016)  
(BCC Hearing – December 1, 2016)

Please note: A Conditional Use Permit will generally expire on the three year anniversary of its approval if the use is not established prior to that date. Conditional Use Permits for Towers and Antennas shall expire if a site plan for the tower is not submitted within one (1) year of approval or if construction does not commence within two years of approval. A PUD Preliminary Development Plan expires if a final development plan is not filed within three years.

THE GRANTING OF THIS ZONING DOES NOT GUARANTEE PHYSICAL DEVELOPMENT OF THE PROPERTY. AT THE TIME OF DEVELOPMENT, SAID DEVELOPMENT MUST BE IN ACCORDANCE WITH THE CRITERIA OF THE BREVARD COUNTY COMPREHENSIVE PLAN AND OTHER APPLICABLE LAWS AND ORDINANCES.