

On motion by Commissioner Fisher, seconded by Commissioner Smith, the following resolution was adopted by a unanimous vote:

WHEREAS, WAYNE D. & LINDA L. SPRACKLIN, TRUSTEES have requested a change of classification from AU (Agricultural Residential) to RR-1 (Rural Residential) on property described as follows: a tract of land comprising of a portion of Lot 8 of the Sarah MCF Porter Subdivision, according to the plat thereof as recorded in Plat Book 1, Page 32, Public Records of Brevard County, Florida, lying east of the east right-of-way line of S.R. 5, known as U.S. Hwy 1, or Dixie Highway, and located in Government Lot 1 of **Section 23, Township 25S, Range 36E**, Brevard County, Florida, more particularly described as follows: Begin at a point where the south line of Government Lot 1 of Section 23, Township 25 South, Range 36 East enters the waters of the Indian River, thence run the waters of the Indian River a general course of N16deg05'00"W 195.00 ft. to a point which is 187.35 ft. north of the south line of Government Lot 1 of Section 23, Township 25S, Range 36E; being the NE corner of Lot 8 of Sarah MCF Porter Subdivision; thence run the north line of said Lot 8 of Sarah MCF Porter Subdivision N88deg05'00"W 337.03 ft. to the east line of the right-of-way of Florida East Coast Railway; thence run S22deg14'19"E 203.50 ft.; thence run N89deg02'00"E 302.05 ft. to the waters of the Indian River, the point of beginning. (1.3 acres) Located on the west side of Rockledge Dr., approx. 0.38 mile north of Coquina Rd. (1907 Rockledge Dr., Rockledge)

Section 23, Township 25 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/Local Planning Agency recommended that the application be approved with a BDP (Binding Development Plan) to include legal description encompassing entire ownership, precluding any development on the remainder until it is rezoned; 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 Binding Development Plan to include legal description encompassing entire ownership, precluding any development on the remainder until it is rezoned; now therefore,

BE IT RESOLVED by the Board of County Commissioners of Brevard County, Florida, that the requested change of classification from AU to RR-1, be APPROVED with a Binding Development Plan, recorded in ORB 7672, Pages 2992 through 2998, dated 07/27/16, to include legal description encompassing entire ownership, precluding any development on the remainder until it is rezoned, 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 July 27, 2016.

BOARD OF COUNTY COMMISSIONERS
Brevard County, Florida


by Jim Barfield, Chairman
Brevard County Commission
As approved by Brevard County Commission on April 7, 2016.

ATTEST:

SCOTT ELLIS, CLERK
(SEAL)

(P&Z/LPA Hearing – March 7, 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.

Deborah Thomas

From: Jones, Jennifer <jennifer.jones@brevardfl.gov>
Sent: Tuesday, August 02, 2016 10:47 AM
To: Christine Mulligan; Deborah Thomas; Donna Scott; Kimberly Powell; Tammy Rowe
Subject: Zoning Resolution
Attachments: 16PZ00004 Resolution.docx

Attached is the zoning resolution for Wayne & Linda Spracklin.

Thanks!!

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