

## Deborah Thomas

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**From:** Jones, Jennifer <jennifer.jones@brevardfl.gov>  
**Sent:** Tuesday, February 8, 2022 10:55 AM  
**To:** Deborah Thomas  
**Subject:** RE: RECOMMENDATIONS  
**Attachments:** 21PZ00074 Resolution.docx; 21Z00038 Resolution.docx; 21Z00019 Resolution.docx; 21Z00040 Resolution.docx; 21Z00036 Resolution.docx; 21Z00045 Resolution.docx; 21Z00041 Resolution.docx

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Thank you, Deborah. Here are the resolutions from that meeting.

I put Curt Smith as Vice Chair as the signer because he chaired the meeting. If it should still be Commissioner Zonka, let me know and I'll change them.

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**From:** Deborah Thomas <deborah.thomas@brevardclerk.us>  
**Sent:** Tuesday, February 8, 2022 8:52 AM  
**To:** Calkins, Tad <tad.calkins@brevardfl.gov>  
**Cc:** Jones, Jennifer <jennifer.jones@brevardfl.gov>; Kimberly Powell <Kimberly.Powell@brevardclerk.us>  
**Subject:** RECOMMENDATIONS

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

Good morning:

Attached, please find the Planning and Zoning Board Recommendations for February 3, 2022.

Thank you.

Deborah Thomas  
Administrative Assistant  
Clerk to the Board  
400 South Street  
Titusville, FL 32780

(321) 637-2001

Deborah.thomas@brevardclerk.us

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## Deborah Thomas

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**From:** Lively, Cathy <Cathy.Lively@brevardfl.gov>  
**Sent:** Thursday, February 3, 2022 12:53 PM  
**To:** Advanced Agenda; CGroup; CNTYATY\_Staff; CNTYMGR\_Staff; Deborah Thomas; Donna Scott; Kimberly Powell; Nicole Summers; Priyanka Patel; Samantha McDaniel  
**Cc:** Lewis, Sally A  
**Subject:** Final Agenda Package for February 8, 2022

Legistar system (Granicus) is experiencing technical issues and I am unable to upload the Final Agenda to the Brevardfl.gov website at this time. This is a system wide issue affecting many organizations. I will let you know as soon as it is live on Brevardfl.gov.

Until that time, I have gone ahead and posted the Final Agenda on to the BEACH.

Thank you,  
Cathy

~~~~~  
Cathy Lively  
County Manager's Office  
2725 Judge Fran Jamieson Way  
Viera, FL 32940  
(321) 633-2003; x52003  
[Cathy.Lively@brevardfl.gov](mailto:Cathy.Lively@brevardfl.gov)

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## Deborah Thomas

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**From:** Jones, Jennifer <jennifer.jones@brevardfl.gov>  
**Sent:** Thursday, February 3, 2022 12:30 PM  
**To:** Abbate, Frank B; Adams, Joanne L; Ball, Jeffrey; Bayne, Jessica; Calkins, Tad; Denninghoff, John P; Esseesse, Alexander; Foll, Nadia; Grivas-Pereno, Bessie; Hemenway, Logan; Iliff, Bethany; Jacobs-Kierstein, Gabriel; Jim Barfield; Jorandby, Abigail F.; Lane, Karen; Lewis, Sally A; Lively, Cathy; Liz Alward; Lober, Bryan; Luebker, Vic; Mascellino, Carol; McCullough-Wham, Lee Ann; Newell, Marcia; Prasad, Billy; Commissioner Rita Pritchett; Ritchie, George C; Rivera, Teresa; Roth, Joy; Schmadeke, Adrienne; Skambraks, Anda C; Commissioner Curt Smith; Smith, Nathan; Stern, Danielle; Commissioner John Tobia; Toro, Deanna; Van, Fritz; Walker, Don; Zonka, Kristine; Deborah Thomas; Donna Scott; Kimberly Powell; Nicole Summers; Priyanka Patel; Samantha McDaniel  
**Subject:** Attachments to 02-03-22 Zoning Agenda  
**Attachments:** H.11. Additional Public Comment 02-03-22.pdf; H.14. Additional Public Comment 02-03-22.pdf; Memo from District 2 Commissioner.pdf; D3 Disclosure .pdf

Good afternoon,

The additions to the 2/3 zoning agenda are attached:

H.11. Additional Public Comment

H.14. Additional Public Comment

H.14. Memo from District 2 Commissioner

H.14. D3 Disclosure

Jennifer Jones  
Special Projects Coordinator  
Brevard County  
Planning and Development Department  
Phone: 321-350-8300  
Extension: 58300  
[jennifer.jones@brevardfl.gov](mailto:jennifer.jones@brevardfl.gov)

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## Deborah Thomas

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**From:** Lively, Cathy <Cathy.Lively@brevardfl.gov>  
**Sent:** Thursday, February 3, 2022 1:10 PM  
**To:** Advanced Agenda; CGroup; CNTYATY\_Staff; CNTYMGR\_Staff; Deborah Thomas; Donna Scott; Kimberly Powell; Nicole Summers; Priyanka Patel; Samantha McDaniel  
**Cc:** Lewis, Sally A  
**Subject:** Final Agenda Package for February 8, 2022

Legistar has been fixed and the final agenda is now live on the Brevardfl.gov website.

I neglected to mention the change from Advanced to Final Agenda as follows:

- J.1. Language added.

Thank you,  
Cathy

~~~~~  
Cathy Lively  
County Manager's Office  
2725 Judge Fran Jamieson Way  
Viera, FL 32940  
(321) 633-2003; x52003  
[Cathy.Lively@brevardfl.gov](mailto:Cathy.Lively@brevardfl.gov)

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## Deborah Thomas

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**From:** Jones, Jennifer <jennifer.jones@brevardfl.gov>  
**Sent:** Tuesday, February 1, 2022 8:35 AM  
**To:** Abbate, Frank B; Adams, Joanne L; Ball, Jeffrey; Bayne, Jessica; Calkins, Tad; Denninghoff, John P; Essee, Alexander; Foll, Nadia; Grivas-Pereno, Bessie; Hemenway, Logan; Iliff, Bethany; Jim Barfield; Jorandby, Abigail F.; Lane, Karen; Lewis, Sally A; Lively, Cathy; Liz Alward; Lober, Bryan; Luebker, Vic; Mascellino, Carol; McCullough-Wham, Lee Ann; Newell, Marcia; Prasad, Billy; Commissioner Rita Pritchett; Ritchie, George C; Rivera, Teresa; Roth, Joy; Schmadeke, Adrienne; Skambraks, Anda C; Commissioner Curt Smith; Smith, Nathan; Stern, Danielle; Commissioner John Tobia; Toro, Deanna; Van, Fritz; Walker, Don; Zonka, Kristine; Deborah Thomas; Donna Scott; Kimberly Powell; Nicole Summers; Priyanka Patel; Samantha McDaniel  
**Subject:** 02/03/22 Final Zoning Agenda Packet  
**Attachments:** H.11. Additional Public Comment 02-01-22.pdf; H.14. Additional Public Comment 02-01-22.pdf; Memo Identifying Scrivener's Error.pdf; Staff Report \_Adoption 2017-2.2 (2021) FINAL.pdf; Ordinance\_2017-2.2.pdf  
**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Good morning,

The final agenda packet for the February 3<sup>rd</sup> Zoning meeting is now online.

The changes/additions since the Advanced Agenda are as follows, and also attached for convenience:

- H.11. Additional Public Comment - added
- H.14. Additional Public Comment – added  
Memo Identifying Scrivener's Error – added  
Ordinance – replaced  
Staff Report - replaced

Thank you,  
Jennifer

Jennifer Jones  
Special Projects Coordinator  
Brevard County  
Planning and Development Department  
Phone: 321-350-8300  
Extension: 58300

[jennifer.jones@brevardfl.gov](mailto:jennifer.jones@brevardfl.gov)

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## Deborah Thomas

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**From:** Jones, Jennifer <jennifer.jones@brevardfl.gov>  
**Sent:** Friday, January 28, 2022 8:47 AM  
**To:** Abbate, Frank B; Adams, Joanne L; Adams, Michelle; Ball, Jeffrey; Bayne, Jessica; Prasad, Billy; Calkins, Tad; Denninghoff, John P; Elmore, Amanda T; Esseeesse, Alexander; Foll, Nadia; Grivas-Pereno, Bessie; Hemenway, Logan; Iliff, Bethany; Jorandby, Abigail F.; Lane, Karen; Lewis, Sally A; Lober, Bryan; Luebker, Vic; Mascellino, Carol; McCullough-Wham, Lee Ann; Newell, Marcia; Commissioner Rita Pritchett; Ritchie, George C; Rivera, Teresa; Roth, Joy; Skambraks, Anda C; Commissioner Curt Smith; Smith, Nathan; Stern, Danielle; Commissioner John Tobia; Toro, Deanna; Van, Fritz; Walker, Don; Zonka, Kristine; Deborah Thomas; Donna Scott; Kimberly Powell; Nicole Summers; Priyanka Patel; Samantha McDaniel  
**Subject:** February 3, 2022, Advanced Zoning Agenda

Good morning,

The Advanced Agenda for the February 3, 2022, Zoning meeting is on the beach.

Thank you,  
Jennifer

Jennifer Jones  
Special Projects Coordinator  
Brevard County  
Planning and Development Department  
Phone: 321-350-8300  
Extension: 58300  
[jennifer.jones@brevardfl.gov](mailto:jennifer.jones@brevardfl.gov)

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February 4, 2022

**M E M O R A N D U M**

**TO:** Tad Calkins, Planning and Development Director Attn: Jeffrey Ball

**RE:** Board Actions on Planning and Zoning Board Recommendations

The Board of County Commissioners, in regular session on February 3, 2022, took action on Planning and Zoning Board Recommendations.

Your continued cooperation is always appreciated.

Sincerely,

**BOARD OF COUNTY COMMISSIONERS  
RACHEL M. SADOFF, CLERK**

*Kimberly Powell*  
Kimberly Powell, Clerk to the Board

/sm

Encl. (1)

**cc:** Jennifer Jones, Zoning  
County Attorney

## PLANNING AND ZONING BOARD RECOMMENDATIONS

- Item H.1. Scott Minnick. Pritchett/Lober. Tabled to the March 3, 2022 Zoning meeting. (21Z00025) (Tax Account 2102550)
- Item H.2. Robert Griffith. Pritchett/Lober. Tabled to the March 3, 2022 Zoning meeting. (21Z00035) (Tax Account 2102136)
- Item H.3. Sunil Rajan, Sudhir Rajan, and Suresh Rajan. Lober/Pritchett. Tabled to the March 3, 2022 Zoning meeting. (21PZ00082) (Tax Account 2412234)
- Item H.4. KJ Group FL, LLC. Pritchett/Lober. Approved a CUP for alcoholic beverages (full liquor) for on-premises consumption in conjunction with a private club, in a BU-1 zoning classification. (21PZ00074) (Tax Account 2315967)
- Item H.5. Steven H. Long. Pritchett/Lober. Approved a change of zoning classification from GU to AU. (21Z00038) (Tax Account 2538150)
- Item H.6. Bruce Fernandez. Pritchett/Lober. Adopted Ordinance 22-02, small scale comprehensive plan amendment (21S.07) to change the future land use designation from RES 1:2.5 to RES 1. (21PZ00032) (Tax Account 2005100)
- Item H.7. Bruce Fernandez. Pritchett/Lober. Approved a change of zoning classification from RRMH-2.5 to RRMH-1. (21Z00019) (Tax Account 2005100)
- Item H.8. Cobb 192, LLC. Zonka/Lober. Approved a change of zoning classification from BU-1 to BU-2. (21Z00040) (Tax Account 2800098)
- Item H.9. David C. and Cynthia R. Ramage. Pritchett/Lober. Approved a change of zoning classification from AU to RR-1. (21Z00036) (Tax Accounts 2101027 and 3020477)
- Item H.10. Howard Gasman. Pritchett/Lober. Approved a change of zoning classification from GU to AU. (21Z00045) (Tax Account 2402174)
- Item H.11. Carter and Jessica Hayes. Lober/Pritchett with nay from Tobia. Approved a change of zoning classification from AU to RU-2-4 with a BDP to include conditions: no short-term rentals, mandatory connection to sewer, limit to two duplexes, 160 foot natural buffer on the westernmost portion of the property which includes the wetlands, and removal of Brazilian pepper trees in the buffer. (21Z00042) (Tax Accounts 2318403 and 2318404)
- Item H.12. Justin M. Falscroft. Pritchett/Lober. Approved a change of zoning classification from RR-1 to AU-L with a BDP restricting agri-tourism. (21Z00039) (Tax Account 2404081)
- Item H.13. Edic and Ashley Moreno. Pritchett/Lober. Approved a change of zoning classification from GU to RR-1. (21Z00041) (Tax Account 2423907)
- Item H.14. Public hearing, re: adoption of EAR based amendments, 2017-2.2 DEO #17-3ER. Lober/Pritchett. Adopted Ordinance No. 22-03, amending Article III, Chapter 62 of the Code of Ordinance of Brevard County, entitled, "The Comprehensive Plan", setting forth Plan Amendment 2017-2.2; approved staff's recommendations of Chapter 10: Coastal Management Element, adding a new objective for new policies 14.1 through 14.13, developed specifically to comply with Section 163.3178(2)(f), F.S. (Perils of Flood); and approved the following changes to Policy 14.6 and 14.9 of the EAR-based Amendments:

Policy 14.6 The County must develop mechanisms to evaluate and recommend new

design and development standards for public and private infrastructure projects that consider future climate conditions, and amend Land Development Regulations to reduce obstacles that hinder nature-based design standards and/or Low Impact Development unless it can be clearly demonstrated that:

- a. Strict application will be contrary to the public interest;**
- b. The public values being protected are insignificant and strict application will result in an excessive hardship to the project;**
- c. Strict application will place an excessive hardship on the project, and an alternative action is available which is equal to or superior than the original requirements in reaching the policy's objective, or;**
- d. The activity is not financially feasible for the local government.**

Policy 14.9 Based on the 2021 Resilient Brevard Community Survey, completed by the ECFRPC, the County **must** encourage nature-based design standards and/or Low Impact Development design for development and redevelopment within areas vulnerable to current and future flooding impacts **unless it can be clearly demonstrated that:**

- a. Strict application will be contrary to the public interest;**
- b. The public values being protected are insignificant and strict application will result in an excessive hardship to the project;**
- c. Strict application will place an excessive hardship on the project, and an alternative action is available which is equal to or superior than the original requirements in reaching the policy's objective, or;**
- d. The activity is not financially feasible for the local government.**

Such adaptation strategies may include:

- a. Multi-use stormwater parks,
- b. Bioswales as stormwater management techniques,
- c. Green streets,
- d. Reduced impervious areas,
- e. Florida-friendly landscaping/xeriscaping, and
- f. Ecological asset preservation (e.g., tree canopy, natural areas, mangroves, wetlands, dunes, aquifer recharge areas).