

Resolution 24Z00004

On motion by Commissioner Steele, seconded by Commissioner Tobia, the following resolution was adopted by a unanimous vote:

WHEREAS, West Malabar Properties, LLC (Cole Oliver) requests a change of zoning classification from RP/AU (Residential Professional and Agricultural Residential) to BU-2 (Retail, Warehousing and Wholesale Commercial) with a BDP (Binding Development Plan), on property described as Lots 1, 1.01, 1.02, and 2, Block 2, Melbourne Poultry Colony, as recorded in ORB 9696, Pages 1534 – 1357, of the Public Records of Brevard County, Florida. **Section 24, Township 28, Range 36.** (4.5 acres) Located on the southwest corner of Minton Rd. and Hield Rd. (4100, 4120, & 4160 Minton Rd. and 3045 Hield Rd., Melbourne; and

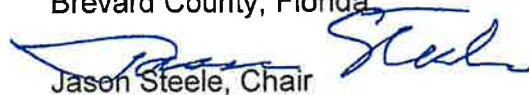
WHEREAS, a public hearing of the Brevard County Planning and Zoning Board was advertised and held, as required by law, and after hearing all interested parties and considering the adjacent areas, the Brevard County Planning and Zoning Board recommended that the application be approved; and

WHEREAS, the Board, after considering said application and the Planning and 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 as recommended; now therefore,

BE IT RESOLVED by the Board of County Commissioners of Brevard County, Florida, that the requested change of zoning classification from RP & AU to BU-2 with a BDP, be approved. The Planning and Development 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 April 4, 2024.

BOARD OF COUNTY COMMISSIONERS
Brevard County, Florida



Jason Steele, Chair

Brevard County Commission

As approved by the Board on April 4, 2024.

ATTEST:

RACHEL SADOFF, CLERK

(SEAL)



P&Z Board Hearing – March 18, 2024

Please note: A CUP (Conditional Use Permit) will generally expire on the three-year anniversary of its approval if the use is not established prior to that date. CUPs for Towers and Antennas shall expire if a site plan for the tower is not submitted within one year of approval or if construction does not commence within two years of approval. A Planned Unit Development 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.**