



Zoning

Brevard County Board Of County Commissioners Governing Board Of The Brevard Mosquito Control District Governing Board Of The Barefoot Bay Water And Sewer District

2725 Judge Fran Jamieson Way

Viera, FL 32940

Agenda

Thursday, February 2, 2023

If you wish to speak to any item on the agenda, please fill out a speaker card. Persons addressing the Board shall have three minutes to complete his/her comments on each public hearing agenda item for which he/she has filled out a card.

The Board of County Commissioners requests that speakers appearing under the Public Comment section of the agenda limit their comments and/or presentations to matters under the Board's jurisdiction. It is the responsibility of the Chair to determine the time limit on comments under Public Comment and other agenda items that are not Quasi-Judicial Public Hearings. In Quasi-Judicial proceedings, fifteen (15) minutes shall be allowed for applicants and five (5) minutes for other speakers.

- A. CALL TO ORDER 5:00 PM**
- B. INTENTIONALLY OMITTED**
- C. PLEDGE OF ALLEGIANCE- Commissioner Kristine Zonka, Vice Chair, District 5**
- D. MINUTES FOR APPROVAL- December 6,2022 Regular Meeting Minutes**
- E. RESOLUTIONS, AWARDS AND PRESENTATIONS**
- F. CONSENT AGENDA (The entire Consent Agenda will be passed in one motion to include everything under Section F.)**

Development and Environmental Services Group

Planning and Development

- F.1. Approval, Re: Extension of 60 days from the 120-Day Requirement to Record a Binding Development Plan in the Public Records. (District 2)**
- G. PUBLIC COMMENTS (Individuals may not speak under both first and second public comment period.)**
- H. PUBLIC HEARINGS**

- H.1.** Robert J. Woodhouse requests a change of zoning classification from GU to AU(L). (22Z00059) (Tax Account 2441057) (District 1)
- H.2.** Michael C. McLain and Kelsey Barnes request a change of zoning classification from RR-1 to AU. (22Z00055) (Tax Account 2802103) (District 5)
- H.3.** Austin A. and Kailey R. Mahan request a Small Scale Comprehensive Plan Amendment to change the Future Land Use designation from NC to CC. (22SS00013) (Tax Accounts 2102061 & 3030132) (District 1) This item has been automatically tabled to the 04/17/23 LPA Meeting and the 05/04/23 BCC meeting, at the request of the applicant. E-mail received 12/30/22.
- H.4.** Austin A. and Kailey R. Mahan request a change of zoning classification from AU to BU-2. (22Z00054) (Tax Accounts 2102061 & 3030132) (District 1) This item has been automatically tabled to the 04/17/23 P&Z Meeting and the 05/04/23 BCC meeting, at the request of the applicant. E-mail received 12/30/22.
- H.5.** KVK Management & Remodeling Services, LLC; and JJ's Design & Construction request a change of zoning classification from RU-1-9 to RU-1-11. (22Z00061) (Tax Account 2320171) (District 1)
- H.6.** Tomas Manuel Guillen Arguelles and Elsa F. Rodriguez Arriaga request a change of zoning classification from AU to RU-1-9. (22Z00058) (Tax Account 2419383) (District 2)
- H.7.** Ronald Abbott; Abbott Manufactured Housing, Inc. (Kelly Hyvonen) requests a change of zoning classification from BU-1 with an existing BDP, to BU-2 and removal of existing BDP. (22Z00060) (Tax Account 3010400) (District 3)
- H.8.** NDA Merritt Project Zenith, LLC; and SES Merritt Project Zenith, LLC (Ross Abramson / Kim Rezanka) request a change of zoning classification from BU-1 and BU-2 with two existing BDP's, to PUD and removal of two existing BDP's. (22Z00062) (Tax Accounts 2428002, 2428157, 2428161, & 2428163) (District 2)
- H.9.** Kanes Furniture, LLC (Bruce Moia) requests a Small Scale Comprehensive Plan Amendment (22S.16), to change the Future Land Use designation from CC and RES 4, to RES 15. (22SS00012) (Tax Accounts 2800116 & 2800342) (District 5) This item has been withdrawn by the applicant. Letter received 01/24/23
- H.10.** Kanes Furniture, LLC (Bruce Moia) requests a change of zoning classification from RU-1-7 and BU-1 with an existing BDP, to RU-2-15 and removal of existing BDP. (22Z00052) (Tax Accounts 2800116 & 2800342) (District 5) This item has been withdrawn by the applicant. Letter received 01/24/23.

I. UNFINISHED BUSINESS

J. NEW BUSINESS

K. PUBLIC COMMENTS (Individuals may not speak under both first and second public comment period.)

L. BOARD REPORTS

L.1. Frank Abbate, County Manager

L.2. Morris Richardson, County Attorney

L.3. Tom Goodson, Commissioner District 2

L.4. John Tobia, Commissioner District 3

L.5. Rob Feltner, Commissioner District 4

L.6. Kristine Zonka, Commissioner District 5, Vice-Chair

L.7. Rita Pritchett, Commissioner District 1, Chair

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons needing special accommodations or an interpreter to participate in the proceedings, please notify the County Manager's Office no later than 48 hours prior to the meeting at (321) 633-2010.

Assisted listening system receivers are available for the hearing impaired and can be obtained from SCGTV staff at the meeting. We respectfully request that ALL ELECTRONIC ITEMS and CELL PHONE REMAIN OFF while the County Commission is in session. Thank You.

This meeting will be broadcast live on Space Coast Government Television (SCGTV) on Spectrum Cable Channel 499, Comcast (North Brevard) Cable Channel 51, and Comcast (South Brevard) Cable Channel 13 and AT&T U-verse Channel 99. SCGTV will also replay this meeting during the coming month on its 24-hour video server nights, weekends, and holidays. Check the SCGTV website for daily program updates at <http://www.brevardfl.gov>. The Agenda may be viewed at: <http://www.brevardfl.gov/Board Meetings>

In accordance with BCC-97 Section G.1 the agenda shall provide a section for public comment limited to thirty (30) minutes following approval of the consent agenda during each Regular County Commission Meeting. The purpose of public comment is to allow individuals to comment on any topic relating to County business which is not on the meeting agenda. Individuals delivering public comment shall be restricted to a three-minute time limit on their presentation. During this thirty (30) minute segment of public comment, speakers will be heard in the order in which they turned in a pink card asking to be heard. Any speaker not heard during the first thirty minute segment will be heard during a second public comment segment held at the conclusion of business specified on the regular Commission agenda. Individuals may not speak under both the first and second public comment period. With the exception of emergency items, the Board will take no action under the Public Comment section, but can refer the matter to another meeting agenda or request a staff report.

Any invocation that may be offered before the official start of the Commission meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Commission. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Commission, and the Commission is not allowed by law to endorse the religious beliefs or views of this, or any other speaker.