

Jim

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

WHEREAS, SOUTHGATE INVESTMENTS, INC. has requested a Small Scale Plan Amendment (15S.09) from NC (Neighborhood Commercial) and Residential 15 to CC (Community Commercial), and a change of classification from RU-2-15 (High Density Multi-Family Residential) and RU-1-11 (Single-Family Residential) to BU-1 (General Retail Commercial), on property described as: SEE ATTACHED EXHIBIT "A"

Section 14, 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/Local Planning Agency recommended that the application be approved; 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 limiting the uses of the property so that none of the uses shown and crossed through in a ~~struck through~~ manner on the attached Exhibit "B" shall be allowed as a permitted use, accessory building, or use, or conditional use on the property, but instead each of those uses shown in a struck through manner shall be prohibited as a use on the property; now therefore,

BE IT RESOLVED by the Board of County Commissioners of Brevard County, Florida, that the requested Small Scale Plan Amendment (15S.09) from NC and Residential 15 to CC, and a change of classification from RU-2-15 and RU-1-11 to BU-1, be APPROVED with a Binding Development Plan, recorded in ORB 7620, Pages 1574 through 1583, dated 05/20/16, limiting the uses of the property so that none of the uses shown and crossed through in a ~~struck through~~ manner on the attached Exhibit "B" shall be allowed as a permitted use, accessory building, or use, or conditional use on the property, but instead each of those uses shown in a ~~struck through~~ manner shall be prohibited as a use on the property, 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 May 20, 2016.

BOARD OF COUNTY COMMISSIONERS
Brevard County, Florida

Jim Barfield
by Jim Barfield, Chairman
Brevard County Commission

As approved by Brevard County Commission on March 3, 2016. ✓

ATTEST:

Scott Ellis

SCOTT ELLIS, CLERK
(SEAL)

(P&Z/LPA Hearing – January 4, 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.