

Resolution 22Z00017

On motion by Commissioner Pritchett, seconded by Commissioner Smith, the following resolution was adopted by a 3:1 vote, with Commissioner Tobia voting nay:

WHEREAS, Daniel P. and Amber N. Allen, have requested a CUP (Conditional Use Permit) for Farm Animals and Fowl (2 pot-bellied pigs) for Medical Hardship, in an RR-1 (Rural Residential) zoning classification, on property described as, Lot 19, The Ranch Unit 3, according to the map or plat thereof, as recorded in Plat Book 24, Page(s) 50, of the Public Records of Brevard County, Florida. **Section 15, Township 24, Range 35.** (1.03 acres) Located on the west side of Wagon Rd., approx. 360 ft. north of Ranchwood Dr. (2625 Wagon Rd., Cocoa); 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, limited to 2 pot-bellied pigs and 4 chickens (hens); now therefore,

BE IT RESOLVED by the Board of County Commissioners of Brevard County, Florida, that the requested CUP for Farm Animals and Fowl (2 pot-bellied pigs) for Medical Hardship, in an RR-1 zoning classification, be approved, limited to 2 pot-bellied pigs and 4 chickens (hens). 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 August 4, 2022.

BOARD OF COUNTY COMMISSIONERS
Brevard County, Florida

Kristine Zonka, Chair
Brevard County Commission

As approved by the Board on August 4, 2022.

ATTEST:

RACHEL SADOFF, CLERK

(SEAL)

P&Z Board Hearing – July 18, 2022

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.**

Resolution 22Z00024

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

WHEREAS, Evan Bales and Kelsey Godfrey, have requested a CUP (Conditional Use Permit) for a Guesthouse in an RU-1-11 (Single-Family Residential) zoning classification, on property described as Lot 7.15, Block CX, Banana River Drive Subdivision, as recorded in ORB 9338, Pages 911 - 913, of the Public Records of Brevard County, Florida. **Section 06, Township 25, Range 37.** (0.69 acres) Located on the north side of Mili Ave., approx. 150 ft. east of Newfound Harbor Dr. (1770 Mili Ave., Merritt Island); 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 with the condition that a kitchen be prohibited; now therefore,

BE IT RESOLVED by the Board of County Commissioners of Brevard County, Florida, that the requested CUP for a Guesthouse in an RU-1-11 zoning classification, be approved with the condition that a kitchen be prohibited. 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 August 4, 2022.

BOARD OF COUNTY COMMISSIONERS
Brevard County, Florida

Kristine Zonka, Chair
Brevard County Commission
As approved by the Board on August 4, 2022.

ATTEST:

RACHEL SADOFF, CLERK

(SEAL)

P&Z Board Hearing – July 18, 2022

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.**

Resolution 22Z00019

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

WHEREAS, James A. and Vikki P. Dean, have requested a change of zoning classification from AU (Agricultural Residential) to RR-1 (Rural Residential), on property described as Tax Parcel 250.2, as recorded in ORB 3310, Pages 60 - 61, of the Public Records of Brevard County, Florida. **Section 02, Township 24, Range 35.** (2.50 acres) Located on the southwest corner of Canton St. and Alan Shepard Ave., Cocoa. (3525 Canton St., Cocoa); 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; now therefore,

BE IT RESOLVED by the Board of County Commissioners of Brevard County, Florida, that the requested change of zoning classification from AU to RR-1, 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 August 4, 2022.

BOARD OF COUNTY COMMISSIONERS
Brevard County, Florida

Kristine Zonka, Chair
Brevard County Commission

As approved by the Board on August 4, 2022.

ATTEST:

RACHEL SADOFF, CLERK

(SEAL)

P&Z Board Hearing – July 18, 2022

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.**

Resolution 22Z00020

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

WHEREAS, Sunshine Petro, Inc.; Jacob Aaron Corporation; and Alice Elaine Tisthammer, have requested a change of zoning classification from GU (General Use), BU-1-A (Restricted Neighborhood Commercial), and BU-1 (General Retail Commercial), with existing BDPs (Binding Development Plan) to BU-2 (Retail, Warehousing, and Wholesale Commercial), and removal of existing BDP's (Binding Development Plan), on property described as follows: SEE ATTACHED; 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; now therefore,

BE IT RESOLVED by the Board of County Commissioners of Brevard County, Florida, that the requested change of zoning classification from GU, BU-1-A, and BU-1, with existing BDPs to BU-2, and removal of existing BDP's, 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 August 4, 2022.

BOARD OF COUNTY COMMISSIONERS
Brevard County, Florida

Kristine Zonka, Chair
Brevard County Commission

As approved by the Board on August 4, 2022.

ATTEST:

RACHEL SADOFF, CLERK

(SEAL)

P&Z Board Hearing – July 18, 2022

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.**

22Z00020 (cont.)

Legal Description:

Tax Parcel 31, as recorded in ORB 5963, Pages 2896 - 2897, of the Public Records of Brevard County, Florida; Tax Parcel 91, as recorded in ORB 3116, Pages 4917 - 4923, of the Public Records of Brevard County, Florida; Tax Parcels 33 & 43, as recorded in ORB 3450, Pages 4286 - 4289, of the Public Records of Brevard County, Florida; Tax Parcel 47, as recorded in ORB 5484, Pages 2372, of the Public Records of Brevard County, Florida; Tax Parcel 45, as recorded in ORB 3043, Page 425, of the Public Records of Brevard County, Florida; Tax Parcel 75, as recorded in ORB 3025, Page 29, of the Public Records of Brevard County, Florida; Tax Parcel 76, as recorded in ORB 3025, Page 32, of the Public Records of Brevard County, Florida; Tax Parcels 55 & 56, as recorded in ORB 3116, Pages 4915 - 4916, of the Public Records of Brevard County, Florida. **Section 27, Township 23, Range 35.** (17.70 +/- acres) Located on the north side of Port St. John Parkway, approx. 570 ft. west of Grissom Parkway. (No assigned address. In the Cocoa area.)

Resolution 22Z00027

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

WHEREAS, Jacob Aaron Corporation; GIGI II, LLC; The BDM Financial Corporation; and Michael P. and Lori L. Melzer, have requested a change of zoning classification from GU (General Use), BU-1 (General Retail Commercial), and TU-2 (Transient Tourist Commercial), with an existing BDP (Binding Development Plan), to RU-2-15 (Medium Density Multi-Family Residential), and removal of the existing BDP, on property described as SEE ATTACHED; 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; now therefore,

BE IT RESOLVED by the Board of County Commissioners of Brevard County, Florida, that the requested change of zoning classification from GU, BU-1, and TU-2, with an existing BDP, to RU-2-15, and removal of the existing 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 August 4, 2022.

BOARD OF COUNTY COMMISSIONERS
Brevard County, Florida

Kristine Zonka, Chair
Brevard County Commission

As approved by the Board on August 4, 2022.

ATTEST:

RACHEL SADOFF, CLERK

(SEAL)

P&Z Board Hearing – July 18, 2022

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.**

Legal Description:

Parcel 1: Tract 97W: The west $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida, except ORB 4013, Page 1957; Parcel 2: Tract 97E: The east $\frac{1}{2}$ of the following described tract: The NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida; Parcel 3: Tract 96W: The west $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida; Parcel 4: Tract 96E: The east $\frac{1}{2}$ of the following described tract: The NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida; Parcel 5: Tract 95W: The west $\frac{1}{2}$ of the following described tract: The NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida; Parcel 6: Tract 110E: The east $\frac{1}{2}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida; Parcel 7: Tract 95E: The east $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida; Parcel 8: Tract 110W: The west $\frac{1}{2}$ of the following tract of land, to wit: The SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida; Parcel 9: Tract 109W: The west $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida; Parcel 10: Tract 108E: The east $\frac{1}{2}$ of the following described tract: The SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida; Parcel 11: Tract 109E: The east $\frac{1}{2}$ of the following described tract: The SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida; Parcel 12: Tract 108W: The west $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida, except ORB 4013, Page 1957; Parcel 13: Tract 94W: The west $\frac{1}{2}$ of the following described tract: The NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida; Parcel 14: Tract 94E: The east $\frac{1}{2}$ of the following described tract: The NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida; Parcel 15: Tract 93: The NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 27, Township 23S, Range 35E, Brevard County, Florida; Parcel 16: Tract 111: A parcel of land lying in Section 27, Township 23S, Range 35E, Brevard County, Florida, being more fully described as follows: The SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 27; together with Tract 112: The SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 27; less and except therefrom: the south 75 ft., as measured by right angle measurement; Parcel 17: Tract 113: The SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 27, Township 23S, Range 35E, Brevard County, Florida. (20.88 acres) Located on the north side of Port St. John Parkway, approx. .30 mile west of Grissom Parkway. (No assigned address. In the Port St. John area.)