

RESOLUTION NO. 14PZ-00098

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

WHEREAS, FLORIDA RIVER RAT, LLC has applied for a change of classification from AU (Agricultural Residential) and EU-2 (Estate Use Residential), with a BDP (Binding Development Plan), to BU-1 (General Retail Commercial) on the west 400 feet (3.43 acres); and AU (Agricultural Residential) on the remaining 7.26 acres, with removal of BDP, on property described as Tax Parcel 754, as recorded in ORB 6912, Pages 2136 – 2137, Public Records of Brevard County, Florida. Section 06, Township 24, Range 36. (10.69 acres) Located on the east side of U.S.1, approx. .23 mile north of Silver Hill Lane. (No assigned address. In the Cocoa area.)

Sections 06

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 recommended that the application be approved with a Binding Development Plan limited to nursery operations and beekeeping; 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 to exclude commercial hog farms and dog kennels; now therefore,

BE IT RESOLVED by the Board of County Commissioners of Brevard County, Florida, that the requested change of classification from AU (Agricultural Residential) and EU-2 (Estate Use Residential), with a BDP (Binding Development Plan), to BU-1 (General Retail Commercial) on the west 400 feet (3.43 acres); and AU (Agricultural Residential) on the remaining 7.26 acres, with removal of BDP be APPROVED with a Binding Development Plan, recorded in ORB 7255, Pages 2273 through 2275, dated 11/26/14, excluding commercial hog farms and dog kennels, and that the zoning classification relating to the above described property be unchanged, 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 October 2, 2014.

BOARD OF COUNTY COMMISSIONERS  
Brevard County, Florida



by Mary Bolin Lewis, Chairman  
Brevard County Commission

As approved by Brevard County Commission on October 2, 2014.



ATTEST:

SCOTT ELLIS, CLERK  
(SEAL)

(P&Z Hearing – September 8, 2014)

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.