

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

**WHEREAS, RICHARD A. & JOYCE V. MARSCHALL** have requested a change of classification from GU (General Use) and SR (Suburban Residential), with a BSP (Binding Site Plan) to all SR and removal of BSP, on properties described as Tract G, Carriage Gate Subdivision, according to the plat thereof as recorded in Plat Book 35, Pages 19 – 23, inclusive, of the Public Records of Brevard County; and Lots 43 – 46, Block 110 of June Park Subdivision Addition No. 2, and adjacent vacant streets per ORB 2864, Page 1964, as recorded in Plat Book 6, Page 32, of the Public Records of Brevard County. **Section 13, Township 28, Range 36.** (0.66 acres) Located on the east side of Carriage Gate Dr., approx. 290 ft. north of Peacock Dr. (No assigned address. In the Melbourne area.)

**Section 13, Township 28 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; 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having been given to the matter, find that the application should be Approved, with the requirement to remove the BSP withdrawn by staff; now therefore,

**BE IT RESOLVED** by the Board of County Commissioners of Brevard County, Florida, that the requested change of classification from GU and SR, with a BSP to all SR and removal of BSP, be APPROVED, with the requirement to remove the BSP withdrawn by staff, and that the zoning classification relating to the above described property be changed, and the Planning & Zoning Director, or designee, is hereby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 March 3, 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 Hearing – February 8, 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.