



Legislation Details (With Text)

File #: 12435
Type: Agenda Item **Status:** Adopted
File created: 6/16/2023 **In control:** Board of County Commissioners
On agenda: 7/11/2023 **Final action:** 7/11/2023
Enactment date: 7/11/2023 **Enactment #:**
Title: Rezoning Petition Submitted by Oak Development Group, LLC, on Behalf of Lesa Bruger, as Trustee of Land Trust No. One U/A/D February 2001 (H2276)

Sponsors:

Indexes:

Code sections:

Attachments: 1. H-22-76 P&Z Action 6.12.2023, 2. H-22-76 Staff Report, 3. H-22-76 Presentation Presented to P&Z Commission, 4. H-22-76 BOCC Action, 5. H-22-76 Revised Narrative, 6. H-22-76 Presentation 6.12.2023, 7. H-22-76 Maps, 8. H-22-76 Revised Master Plan, 9. H-22-76 Non-Binding Capacity Analysis, 10. H-22-76 Application Packet, 11. H-22-76 Resolution, 12. Affidavit, 13. Affidavit of Publication of Legal Ad PD-23-13

| Date | Ver. | Action By | Action | Result |
|-----------|------|-------------------------------|---------|--------|
| 7/11/2023 | 1 | Board of County Commissioners | adopted | Pass |

TITLE

Rezoning Petition Submitted by Oak Development Group, LLC, on Behalf of Lesa Bruger, as Trustee of Land Trust No. One U/A/D February 2001 (H2276)

BRIEF OVERVIEW

Request:

Rezoning from AG (Agricultural) to PDP(SF)/Planned Development Project (Single Family) and PDP (SU)/Planned Development Project (Special Use) with deviations

General Location:

Eastern terminus of Godwit Avenue and Gyrafalcon Avenue and south of Seely Lane

P&Z Action:

On June 12, 2023, the Planning and Zoning Commission voted 5-0 to recommend the Board of County Commissioners adopt a resolution approving the petitioner’s request for a Rezoning from AG (Agricultural) to PDP(SF)/Planned Development Project (Single Family) with deviations and with revised modified performance conditions.

Hearing Detail:

On February 14, 2023, the Board of County Commissioners voted 5-0 to remand the petitioner’s request for a rezoning from AG (Agricultural) to PDP(SF)/Planned Development Project (Single Family) and PDP(SU)/Planned Development Project (Special Use) with deviations back to the Planning and Zoning Commission.

The following members were present at the June 12, 2023, Planning and Zoning Commission

meeting: Acting Chairman Mike Fulford; Kathryn Birren, Nicholas Holmes, Donald Whiting, and Gregory Arflack.

FINANCIAL IMPACT

A matter of policy. No financial impact.

LEGAL NOTE

The Board has the authority to make the requested rezoning decision pursuant to Chapters 125 and 163 Florida Statutes. The Applicable Criteria for a Zoning District Amendment are contained in Appendix A, (Zoning Code) Article VI. The Applicable Criteria for a PDP are found in Appendix A, (Zoning Code) Article VIII. The Zoning District Amendment to the Planned Development District and applicable PDP master plan must be consistent with the Comprehensive Plan.

RECOMMENDATION

It is recommended that the Board adopt a resolution approving the petitioner's request for a Rezoning from AG (Agricultural) to PDP(SF)/Planned Development Project (Single Family) with deviations and with revised performance conditions. It is further recommended that the Board approve and authorize the Chairman's signature on the attached associated resolution.