



Legislation Details (With Text)

File #: 11745
Type: Agenda Item **Status:** Adopted
File created: 1/17/2023 **In control:** Board of County Commissioners
On agenda: 2/14/2023 **Final action:** 2/14/2023
Enactment date: **Enactment #:**
Title: Rezoning Petition Submitted by Oak Development Group, LLC, on Behalf of Lesa Bruger, Trustee of Land Trust No. One U/A/D February 2001 (H2276)

Sponsors:

Indexes:

Code sections:

Attachments: 1. H-22-76 BOCC Action, 2. H-22-76 Staff Report 12-27-22, 3. H-22-76 Application Packet, 4. H-22-76 Maps, 5. H-22-76 Site Plan, 6. H-22-76 Non-Binding Capacity Analysis, 7. H-22-76 Petitioners Email, 8. H-22-76 P&Z Action, 9. H-22-76 Petitioners P&Z Exhibit, 10. H-22-76 Approval Resolution, 11. Affidavit of Publication of Legal Ad PD-22-54

Date	Ver.	Action By	Action	Result
2/14/2023	1	Board of County Commissioners	adopted	Pass

TITLE

Rezoning Petition Submitted by Oak Development Group, LLC, on Behalf of Lesa Bruger, 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 January 9, 2022, the Planning and Zoning Commission voted 3-2 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) and PDP(SU)/Planned Development Project (Special Use) with deviations and unmodified performance conditions. Commissioners Kierzynski and McDonald were the dissenting votes.

Hearing Detail:

This petition was continued from the January 9, 2023, Board hearing to a date and time certain of February 14, 2023, hearing at 9:00 a.m.

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 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) and PDP (SU)/Planned Development Project (Special Use) with deviations and unmodified performance conditions. It is further recommended that the Board authorize the Chairman's signature on the attached, associated resolution.