



Legislation Details (With Text)

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Type: Resolution **Status:** Adopted
File created: 9/15/2023 **In control:** Board of County Commissioners
On agenda: 10/10/2023 **Final action:**
Enactment date: 10/10/2023 **Enactment #:** RES-2023-212
Title: Rezoning Petition Submitted by Todd Mooney on Behalf of Clever Cow, LLC (H2329)
Sponsors:
Indexes:
Code sections:

Attachments: 1. H2329 P&Z Action, 2. H2329 Staff Report, 3. H2329 Maps, 4. H2329 Revised Master Plan, 5. H2329 Application Packet, 6. H2329 Resolution, 7. Affidavit of Publication of Legal Ad PD-23-25 REZ, 8. Approved Resolution No. 2023-212, 9. Summary of BOCC Action

Date	Ver.	Action By	Action	Result
10/10/2023	1	Board of County Commissioners	defeated	Fail
10/10/2023	1	Board of County Commissioners	adopted	Pass

TITLE

Rezoning Petition Submitted by Todd Mooney on Behalf of Clever Cow, LLC (H2329)

BRIEF OVERVIEW

Request:

Rezoning from PDP(OP)/Planned Development Project (Office Professional) and PDP(SF)/Planned Development Project (Single Family) to PDP(MF)/Planned Development Project (Multifamily) with deviations.

General Location:

South side of Cortez Boulevard, approximately 700' east of Nightwalker Road

P&Z Action:

On September 11, 2023, the Planning and Zoning Commission voted 4-1 to recommend the Board of County Commissioners adopt a resolution approving the petitioner's request to rezoning from PDP (OP)/Planned Development Project (Office Professional) and PDP(SF)/Planned Development Project (Single Family) to PDP(MF)/Planned Development Project (Multifamily) with deviations and modified performance conditions.

Hearing Detail:

The following members were present at the September 11, 2023, Planning and Zoning Commission meeting: Chairman Jonathan McDonald; Vice Chairman W. Steve Hickey; Kathryn Birren, Nicholas Holmes and Mike Fulford. Vice Chairman Hickey was the discerning vote.

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 of County Commissioners adopt a resolution approving the petitioner's request to Rezoning from PDP(OP)/Planned Development Project (Office Professional) and PDP(SF)/Planned Development Project (Single Family) to PDP(MF)/Planned Development Project (Multifamily) with Deviations and modified performance conditions. It is further recommended that the Board authorize the Chairman's signature on the attached, associated resolution.