

RESOLUTION NO. 2020-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VENICE, SARASOTA COUNTY, FLORIDA, APPROVING AMENDMENT NO. 4 TO THE AMENDED AND RESTATED JOINT PLANNING AND INTERLOCAL SERVICE BOUNDARY AGREEMENT (JPA/ILSBA) BETWEEN THE CITY OF VENICE AND SARASOTA COUNTY DATED OCTOBER 26, 2010, RELATING TO PROPERTIES LOCATED IN JPA AREA 6 AND LOCATED EAST OF PINEBROOK ROAD; PROVIDING FOR EXECUTION OF THE AMENDMENT BY THE MAYOR; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Venice and Sarasota County are parties to the Amended and Restated JPA/ILSBA dated October 26, 2010; and

WHEREAS, both parties wish to amend the Amended and Restated JPA/ILSBA to modify the land use and density/intensity of uses for properties east of Pinebrook Road within JPA Area 6 – Pinebrook Road Neighborhood; and

WHEREAS, allowing certain non-residential uses and an increased density east of Pinebrook Road in Area 6 will promote a more logical and efficient growth of the area.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA, as follows:

SECTION 1. The above Whereas clauses are ratified and confirmed as true and correct.

SECTION 2. Amendment No. 4 to the Amended and Restated JPA/ILSBA between the City of Venice and Sarasota County, as attached hereto and incorporated herein by reference, is hereby approved and adopted.

SECTION 3. The Mayor is hereby authorized to execute Amendment No. 4 to the Amended and Restated JPA/ILSBA between the City of Venice and Sarasota County on behalf of the City Council and to transmit the amendment to the Board of County Commissioners for their review and approval.

SECTION 4. This Resolution shall take effect upon adoption, as provided by law.

**ADOPTED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA, AT A MEETING HELD
ON THE 26TH DAY OF MAY 2020.**

Ron Feinsod, Mayor, City of Venice

ATTEST:

Lori Stelzer, MMC, City Clerk

I, Lori Stelzer, MMC, City Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of a Resolution duly adopted by the City Council of the City of Venice, Florida, at a meeting thereof duly convened and held on the 26th day of May 2020, a quorum being present.

WITNESS my hand and official seal of said City this 26th day of May 2020.

Lori Stelzer, MMC, City Clerk

(S E A L)

Approved as to form:

Kelly Fernandez, City Attorney

AMENDMENT NO. 4 TO THE AMENDED AND
RESTATED JOINT PLANNING AND INTERLOCAL
SERVICE BOUNDARY AGREEMENT BETWEEN
THE CITY OF VENICE AND SARASOTA COUNTY

This Amendment is made and entered into this ____ day of _____, 2020, by and between the City of Venice, a municipal corporation organized and existing under the laws of the State of Florida (the "City") and Sarasota County, a charter county and political subdivision of the State of Florida (the "County").

WHEREAS, the City and County are the parties to a Joint Planning and Interlocal Service Boundary Agreement dated January 9, 2007 (the "Original JPA"), which was amended on November 12, 2008, amended and restated on October 26, 2010 and further amended on March 13, 2012, July 10, 2012, and May 22, 2018 (collectively, the "JPA/ILSBA"); and

WHEREAS, the City received a request to amend the JPA/ILSBA to allow office, professional, and institutional uses on certain parcels within Area 6; and

WHEREAS, the development of a hospital adjacent to Area 6 is changing the development patterns within the entire portion of Area 6 east of Pinebrook Road; and

WHEREAS, allowing certain non-residential uses and an increased density east of Pinebrook Road in Area 6 will promote a more logical and efficient growth of the area.

NOW, THEREFORE, in consideration of the mutual covenants contained within the JPA/ILSBA and this Amendment No. 4, the City and County agree as follows:

1. Subparagraph 6.B. (7) is hereby amended to read as follows:

Area 6 – Pinebrook Road Neighborhood: The land use ~~adopted in the Venice Comprehensive Plan~~ for this Area is a maximum of 3 units per acre for all properties West of Pinebrook Road and 13 units per acre for all properties East of Pinebrook Road, calculated on a gross acreage basis. Nonresidential uses shall not be permitted in this Area, except Institutional-Professional uses are permitted for all properties East of Pinebrook Road. The square footage of any such Institutional-Professional uses shall not exceed a FAR of 0.5. Development shall be served by City water and sewer. The Party having jurisdiction over the development application shall require dedication of right of way for the future four-laning of Pinebrook Road if the City and County agree that such an improvement is necessary. The improvement shall be constructed, with appropriate contributions from the developer, consistent with the standards in the County land development regulations.

2. Exhibit B of the JPA/ILSBA ("City of Venice – Sarasota County Joint Planning Agreement Matrix") is hereby amended to read as follows:

POTENTIAL ANNEXATION AREAS (GREEN AREAS ON EXHIBIT A)							
Location	Acreage	Existing County Future Land Use	Maximum Allowable Density per City of Venice Comprehensive Plan	Transportation	Water and Sewer	Environmental	Timing of Infrastructure Availability (Years)
6 (Pinebrook Road Area)	232	County Moderate Density Residential	3 DU/Acre <u>West of Pinebrook Road, Properties East of Pinebrook Road: 13 DU/Acre or Institutional-Professional Land Uses are permitted at a maximum of 0.50 FAR.</u>	ROW for future four-laning of Pinebrook. Note: FCT environmental and funding issues with going in after-the-fact and running road further south. However, there is not a need for improvement given current traffic volumes.	City Water and Sewer	No Issues Identified	1-15

IN WITNESS WHEREOF, the CITY OF VENICE, FLORIDA has caused this Amendment No. 4 to the JPA/ILSBA to be executed by its Mayor and affixed its official seal, attested by its Clerk, pursuant to the Authorization of the Venice City Council, and SARASOTA COUNTY, FLORIDA has caused this Amendment to be executed by its Chair and affixed its official seal, attested by its Clerk, pursuant to the authorization of the Board of County Commissioners, on the day and year indicated above.

Board of County Commissioners Sarasota County, Florida,

By: _____
Chair

ATTEST:

Deputy Clerk

Approved as to Form and Execution

By: _____
County Attorney

**City Council
City of Venice, Florida**

By: _____
Mayor

ATTEST:

Lori Stelzer, City Clerk

Approved as to Form and Execution

By: _____
Kelly Fernandez, Attorney