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Mayor and Council Members.

My name is Carol Barbieri and I am a resident of the Venetian Golf and River Club. I am very sorry I can't be at today's hearing; unfortunately, I had a prior commitment.

I have been on the Portofino Advisory Board and have attended numerous meetings with Mr. Peshkin. My role on the Advisory Board is to represent the Venetian Community Association. The Venetian Community Association is a board consisting of 13 members, which represents 500 Venetian Golf and River Club homeowners.

From the beginning, Mr. Peshkin clearly explained to the members of the Advisory Board the importance of large anchor stores to attract other tenants and to ensure the economic viability of his development. After careful consideration and Mr. Peshkin's inclusion of numerous restrictive development standards, the Advisory Board had no objections to the proposed 190,000 sq. ft. and 120,000 sq. ft. anchor stores.

We also carefully reviewed the proposed Permitted Uses and found each to be compatible with an upscale mixed-use development. None of us found drive-thru, pick-up or sales and display of goods outside of a fully enclosed building to be incompatible with the surrounding area. We want and need banks, restaurants and other retail, which rely on these uses.

As the community Association representative, I kept the Community Association Board informed about the progress of the development standards and ultimately our entire Board, less one member, supported the rezoning. In addition, our Board published and disseminated to all of our members information about Portofino. We received no objections from any residents.

I respectfully request that you approve this proposed rezoning, including the large scale retail buildings and uses approved by this Council on January 28.

Carol J. Larbrere
Carol Barbieri

City Hall

Venice, FL 34285

Dear Mr. Mayor and Members of the Council:

My name is Peter M. Phillipes, and I am an eight year resident of the Venetian Golf & River Club, where I am in my seventh year as the resident member on the Board of Directors of the Property Owners Association. For the past year, I also have served as a member of the community advisory group for the proposed Portofino mixed use development. Because I am unable to attend today's meeting due to prior commitments to two other community organizations, I respectfully request that my comments below be read into and made a part of the record of today's proceedings.

As stated in my letter of January 28, 2014, which was made a part of the record of your meeting of that date, I am very familiar with the events surrounding the Renaissance development previously planned on the same site. That project initially was met with substantial community opposition and ultimately succumbed to the recent economic recession. However, with hindsight, many of my neighbors and I now believe that the loss of that development was detrimental to the needs of our community, which today is served only by a CVS, a recently completed Publix and very little else. Unlike that experience, this development proposal has not met with significant community opposition; rather those residents with whom I have spoken have voiced enthusiasm for the prospect of a nearby retail complex with a broad range of stores. Further, the developer has worked with our Advisory Committee over the past year to seek community input and respond to our concerns.

For the purpose of this meeting, I would like to address the two issues, which I understand are currently being questioned today. First, there is the question of approval of one or more large anchor stores as part of the development. As I stated in my original letter, as someone who previously has been involved in retail developments— before moving to the Venice area, I was Executive Vice President & General Counsel of a very large retail corporation in the northeast—I am well aware that a development of the type being considered must have at least one large anchor store to attract the desired mix of tenants that will insure overall commercial success. What our community does not want is another poorly conceived retail development like the one a bit further down Laurel Road, which has no anchor and consequently has remained almost completely vacant since it was built several years ago. It would do a disservice to our residents and those at Willow Chase to lose this qualified developer and the well thought out Portofino development as a result of a decision not to approve the large anchor stores. We no longer live in an era of neighborhood grocery stores and small retail boutiques, and we must adapt to what has become the dominant style of retailing in the 21st century. What we now seek is architectural compatibility, reasonable traffic control and shopping convenience—all of which are incorporated into the Portofino plan.

As I understand it, the second issue in question relates to Permitted Uses. I have carefully revisited the proposed uses approved by this Council at the last hearing and believe they are all appropriate for an up-scale mixed-use development. To require the developer to come back before the Planning Commission to seek Special Exception for uses, which are all appropriate for the envisioned development, would put Portofino at a competitive disadvantage to other comparable properties in the greater Sarasota/Venice area. The commercial market is still very weak, and we need to do whatever we reasonably can to facilitate the success of this development for North Venice.

Based upon my work with the advisory group and my confidence in the developer's integrity and his commitment to the positive, planned growth of the area surrounding the Venetian Golf & River Club and Willow Chase, I urge the Council to approve the rezoning at this second reading without imposing new standards with respect to building size and limited uses. As our elected representatives, we the residents need you to help expedite the process of attracting future retail tenants for this much needed development.

Very truly yours,

Peter M. Phillipes

101 Terra Bella Ct.

North Venice, FL 34275

Judy Gamel

From: Lori Stelzer

Sent: Monday, February 10, 2014 4:25 PM

To: City Council; kmckeon@ci.venice.fl.us; Jeff Shrum; Scott Pickett; Edward Lavallee;

dpersson@swflgovlaw.com; jboone@boone-law.com; jcollins@boone-law.com

Cc: Judy Gamel; jcminfl@yahoo.com

Subject: FW: Portofino Project, Laurel Road and Knights Trail Rd/Rezone 1/28/14 Information.

The email below will be added to the record for the Portofino rezoning request.

Judy, please make copies and put them at the dais for council members.

Thanks.

Lori Stelzer, MMC, City Clerk 401 W. Venice Avenue Venice, FL 34285 941-486-2626, ext. 23001 941-480-3031 (fax)

From: John Moeckel [mailto:jcminfl@yahoo.com]

Sent: Sunday, February 09, 2014 3:57 PM

To: Lori Stelzer

Subject: Fw: Portofino Project, Laurel Road and Knights Trail Rd/Rezone 1/28/14 Information.

Lori,

As I sent my comments below to the Mayor and City Council on Jan 26, I would like it to be part of the record for the Portofino project.

Thank You.

John Moeckel

---- Forwarded Message -----

From: John Moeckel <jcminfl@yahoo.com>

To: Venice Mayor and Council < citycouncil@ci.venice.fl.us>

Sent: Sunday, January 26, 2014 10:32 PM

Subject: Portofino Project, Laurel Road and Knights Trail Rd/Rezone 1/28/14 Information.

Dear Mayor and City Council,

Please see below information below concerning the Portofino Rezone application that you will hear on 1/28/14. I want to make it clear that the opinions stated within are those of mine only and not those of the Venetian Golf and River Club Community Association.

Best,

John Moeckel, Citizen of Venice.

January 26, 2014

From: John Moeckel, Citizen of Venice.

Subject: Portofino Rezone

Dear Mayor and City Council,

Up front I would like to say that I support the commercial/retail/residential proposed project known as the Portofino project on Laurel Road and Knights Trail Road . I have met with Mr. Peshkin as a member of the previous advisory committee and have had several meetings with him concerning the development of the property. I found Mr. Peshkin to be open and honest about his plans for this project and have a great deal of respect, trust and confidence in him. At the end of the day I believe his project will add a lot of value to our community.

With that said, I do have a couple of concerns about the project and ask that you consider these in your decision making on Mr. Peshkin's rezone application. Additionally, Mr. Peshkin and I have discussed my concerns on several occasions.

Background: As you know back in 2007 our community had issues concerning this same piece of property known as the Renaissance property. We didn't want the property developed into a "big box" property with a 200,000 square foot Super Walmart. We had several reasons including it being a regional center drawing customers from a large geographic area.

We thought that we were really a part of the small town of Venice and wanted neighborhood style commercial/retail. The new Plaza Venezia shopping center on Laurel Road is a fine example of that style. Another great example is the Lakewood Ranch Town Center.

Shortly after 2007 the new Comprehensive Plan for the City was being developed. I and Members of our community were able to provide input for development of that plan in two key areas.

- 1. Policy 8.4, Large Scale Retail Structure Standards. In this policy it states: Ensures that large scale retail structures are sized in a manner which is architecturally, aesthetically, and operationally harmonious with the surrounding area. Large, freestanding retail structures shall be: A. Designed in individual or small structures generally not to exceed 60,000 square feet per structure.
- **2. Policy16.21**, Knights Trail Neighborhood. It states: Planning Intent: The Knights Trail Neighborhood is designed to accommodate industrial-commercial; office and **low intensity retail space**; multi-family residential properties; and conservation/open space.

The intent of these polices was to limit big box stores within Venice and especially on this property. Building a 190,000 square foot store and a 120,000 square store on the same property is a stretch from those two policies and does not comply.

Summary: Members of our community worked hard to have the above wording and intent in Policy 8.4 and Policy 16.21 as part of the new Comprehensive Plan. The policies need to be addressed thoughtfully and very carefully.

We need commercial/retail that fits the needs of our area of Venice. I believe that need can be met with **neighborhood** commercial retail. I know that the development does need one or two anchor stores; however, I believe that need can be met with stores that are not big box stores. If big box stores are allowed then the "Gateway" into North Venice will become regional and not neighborhood and change the character forever.

If the Circus Area on Venice Airport was approved for development, would you approve two big box stores to be built on the southern "Gateway" to our City? The same ideal should apply here.

I would also request that you consider the elements of the 20/50 Plan for Sarasota . Urban sprawl is not good and does not fit the deficiency of retail we need. We need neighborhood self supporting healthy retail that does not take away from retail in the core of the City of Venice . Additionally, there is no Master Plan for North Venice . I would like the City to create an initiative to start working on that Master Plan.

In addition, I believe that the Planning Commission got it right on the land uses being limited to the ones listed within the CMU zoning documentation.

If you approve the rezone as is I would like to see the stipulation in Mr Peshkin's application for widening Laurel Road to 4 lanes be modified. It is called "Extraordinary Traffic Exaction". I would like to see an agreement between the City, County and the developer that all three parties can agree to and that the monies be held in escrow for 5 years, instead of 3 years, the same as road impact fees are held.

Requested Action:

- 1. Approve the rezone <u>without</u> the 190,000 square foot and 120,000 square foot big box commercial retail option.
- 2. Approve the Planning Commission recommendation of limiting the land uses that are listed for CMU zoning.

Thank you for your kind consideration.

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Applicant's Proposed Permitted Uses

- (1) Governmental uses, excluding infrastructure utilities.
- (2) Community meeting rooms, community centers, recreational facilities, libraries, halls, business center, conference center, private clubs and other places of public assembly. Child care centers and kindergartens, vocational, trade or business schools, funeral homes and infant care centers.
- (3) Retail and service establishments, including department stores, home improvement centers, major appliance stores, furniture stores, with or without drive-thru facilities.

 This shall include sales, service, display or storage of goods outside of completely enclosed buildings. Athletic clubs, gymnasiums, group instruction. Restaurants with or without drive-thru or pick-up facilities. This shall include sales, service, display or storage of goods outside a completely enclosed buildings. Liquor stores with or without drive-thru or pick-up facilities. Spas, salons, beauty shops, barbershops.

 Billiard parlors, bars, nightclubs, taverns for on-premises consumption of alcoholic beverages, bowling alleys with or without drive-thru or pick-up facilities.
- (4) Art studios, antique shops. This shall include sales, service, display or storage of goods outside a completely enclosed buildings.
- (5) Parking lots and garages.
- (6) Banks and financial institutions with or without drive-thru or pick-up facilities.
- (7) Open-air cafes as accessory to restaurants and taverns.
- (8) Residential single family detached homes. Residential single family attached, paired villas, townhouses and multi-family homes. Residential assisted living/adult congregate care facilities, nurses' homes, nursing homes, rest homes, convalescent homes, homes for the aged, assisted living facilities and community residential home.
- (9) Hotels, motels.
- (10) Docks.
- (11) Business, medical, dental and professional offices and laboratories.

Applicant's Proposed Special Exception Uses

- (1) Indoor motion picture theaters, theater for live stage productions, entertainment complexes.
- (2) Arenas and auditoriums.
- (3) House of Worship.

Applicant's Proposed Prohibited Uses

- (1) Manufacturing, except for goods for sale at retail on the premises.
- (2) Warehousing and storage except as accessory to a permitted principal use.
- (3) Adult entertainment establishments.
- (4) Pain management clinic.
- (5) Infrastructure utilities.
- (6) Correctional facilities or jail.

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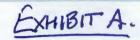
Section 86-97 Permitted Uses	Permitted Use in Portofino Rezoning Application				
(1) Governmental uses.	Governmental uses, excluding infrastructure utilities.				
(2) Community meeting rooms, halls, business center, conference center.	 Community meeting rooms, community centers, recreational facilities, libraries, halls, business center, conference center, private clubs and other places of public assembly. Child care centers and kindergartens, vocational, trade or business schools, funeral homes and infant care centers. 				
(3) Retail and service establishments such as restaurants, bars, or taverns for on-premises consumption of alcoholic beverages, spas, salons, athletic clubs or gymnasiums, and nightclubs.	 Retail and service establishments, including department stores, home improvement centers, major appliance stores, furniture stores, with or without drive-thru facilities. This shall include sales, service, display or storage of goods outside of completely enclosed buildings. Athletic clubs, gymnasiums, group instruction. Restaurants with or without drive-thru or pick-up facilities. This shall include sales, service, display or storage of goods outside of completely enclosed buildings. Liquor stores with or without drive-thru or pick-up facilities. Spas, salons, beauty shops, barbershops. Billiard parlors, bars, taverns for on-premises consumption of alcoholic beverages, bowling alleys with or without drive-thru or pick-up facilities. 				
(4) Art studios, antique shops.	 Art studios, antique shops. This shall include sales, service, display or storage of goods outside of completely enclosed buildings. 				
(5) Parking lots and garages.	Parking lots and garages.				
(6) Banks and financial institutions without drive-in facilities.	Banks and financial institutions, with or without drive-thru or pick-up facilities.				
(7) Open-air cases as accessory to restaurants and taverns.	Open-air cafes as accessory to restaurants and taverns.				
(8) Residential dwellings.	 Residential single family detached homes Residential single family attached; paired villas; townhouses and multi-family homes. Residential assisted living/adult congregate care facilities; nurses' homes; nursing homes; rest homes; convalescent homes; homes for the aged; assisted living facilities and community residential home. 				
(9) Hotels, motels and condominium hotel.	Hotel and motels.				
(10) Docks.	• Docks.				
(11) Business, medical and professional offices.	Business, medical, dental and professional offices and laboratories.				

Special Exceptions in Portofino Rezoning Application

- (1) Indoor motion picture theaters, theater for live stage productions, entertainment complexes.
- (2) Arenas and auditoriums.
- (3) House of worship.

Prohibited Uses in Portofino Rezoning Application

- (1) Manufacturing, except for goods for sale at retail on the premises.
- (2) Warehousing and storage except as accessory to a permitted principal use.
- (3) Adult entertainment establishments.
- (4) Pain management clinic.
- (5) Infrastructure utilities.
- (6) Correctional facility or jail.



	City of Venice
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February 11, 2014

Mayor and City Council Members:

My name is Georgette Morano and I have served as a member of the Portofino advisory committee as a Willow Chase resident.

As I have stated before, I have worked with Mr. Peshkin and his team on several occasions, including within my own community. From my experience, I have been very pleased with Mr. Peshkin's upfront method of conducting business and have the utmost confidence he will perform on this project in a first class manner.

From the beginning, Mr. Peshkin has advised that the flexibility for a large anchor store is important for the success of this project. Based on my observation, the large store would draw the desired mixture of retailers and restaurants, residents in my neighborhood would appreciate & utilize. The advisory committee worked with Mr. Peshkin to negotiate restrictive stipulations within this rezoning submission, such as buffer designs, architectural elements, and an extraordinary traffic exaction, to mitigate the impact should a large store select to be located on the property. Based on this and the need to spur development on this property, I do not oppose the 190,000 sq. ft. and 120,000 sq. ft. proposed building size maximums.

In addition, I have also reviewed the Permitted Uses Mr. Peshkin has proposed and find no objection to any of them. Regarding the drive thru and/or pick-up capability being permissible, I can't remember the last time I saw a bank without a drive thru or Carrabbas or Outback Steakhouse without a pick-up. These uses seem reasonable to me.

In speaking with many of the residents within Willow Chase, which is located in closest proximity to the site, I have not heard any opposition to Mr. Peshkin's proposal. With Toscana Isles to the North and East of this parcel, it is my belief Mr. Peshkin has every motivation to make this a high quality development.

In closing, it is my opinion that the Portofino rezoning proposal positively serves our neighborhood and should be approved as is requested by Mr. Peshkin.

Georgette Morano



City of Vanica

	Request to Speak (print legibly)
ity on the section	Name: MICHARL SMITH Date: 1.11-14 Address: 143 Cielo CT City: N. VENICE State: FL Zip: 34275 Telephone: 141-412-3213
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Comments at public hearing noted.	and during audience participation are limited to five minutes per speaker unless otherwise

Mayor and City Council Members,

My name is Michael Smith and I am a Willow Chase resident. It is a pleasure to speak here today. Over the past year through the Advisory Committee, I have had the opportunity to help shape the proposed Portofino rezoning application.

We need commercial development east of I-75 on Laurel Road and Mr. Peshkin's proposal is the best way to get there. I think other projects in the area have proven that commercial development without an anchor tenant will not work here. I am strongly in favor of this rezoning being approved, including the proposal for large anchor stores.

After a year and more than fifteen meetings with the developer, we have carefully vetted the proposed uses contained in the current rezoning submission. I fail to see how a drive thru, pick-up or outdoor sales and display is inappropriate for our area. This is the type of plan we need in place to ensure viable development of this property.

This is a well thought out unified development, which has demonstrated consistent and widespread support throughout North Venice. It's about time we have some shopping in the area. I hope my voice and the other voices in support today are heard and treated as valuable residents in the Venice community.

Michael Smith

Michael Smith



City of Mania

	City of venice
	Request to Speak (print legibly)
	Name: John MECKEL Date: 2-11-14
	Address: 185 1020150 CT
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2/11/14

Portofino Project

Points to make:

For the Record,, I'm John Moeckel and a resident of Venice.

I believe there are significant issues with the approval by City Council on Jan 28 on this project.

Let's start with the Planning Commission recommendations on land uses. They approved the 11 CMU uses. I believe the reason they did that, was that the builder was not sharing any detailed business plan for the property. In other words what is going to be there?? You have to believe that the developer has enough business contacts and would not be buying this property unless he had some pretty good ideas on what businesses that may be interested. If only the 11 uses within the CMU zoning were approved the developer would have to come back for special exceptions to the Planning Staff and Planning Commission and share a more detailed business plan with what businesses they wanted on the property. And that makes perfect sense as you wouldn't approve other projects carte blanche without knowing more detail.

The point I'm making is extremely important for our part of this City, as it should require a more detailed business plan and lets us know what is really going to be on the property. If you approve all of these other uses, then the developer can build almost anything with a few prohibited uses, and then it too late as you have granted the developer "BY RIGHT" all of those uses and the City then has no control over what can be there within all of those uses. Most control is lost by the City except for minor elements within any site and development plan.

We the citizens in the area and city government deserve better.

We all know there is a Retail Deficiently in North Venice,, But let's address that deficiency, not this huge lists of things that may not be needed, but is a profit motive for the developer. Let's see what the developer will put on the property then make the decision. And, I'll guarantee you that any reasonable plans will be approved.

I take exception with the statement that was made in the Jan 28 Council Meeting that the Planning Commission didn't do their job on reviewing the land uses in their meeting and were simply too tired after 4 ½ hours. That couldn't be further from the truth. They did review and discuss properly and made a good decision. So, why not ask the Planning Commission if they think they did their job.

The VCCD and Community Association, and I all agree with the Planning Commission recommendations. I can't tell you how much time and effort was spent on this to come to that conclusion. And in the end you ignored all of those recommendations.

How much time before the Jan 28 meeting did City Council spend reading the Portofino Application from the developer to get up to speed on this or to do other things to get educated on this project?? I know that you don't have the time to do this on every project and need to rely upon the Planning Staff and the Planning Commission. But this project is the largest commercial project, probably ever in Venice and will change our part of town forever. Forever.. It deserves a huge amount of consideration.

It appears that Mr. Boone and Mr. Black convinced you to give more consideration to what they wanted than to the recommendations of the Planning Commission.

With all due respect I think that is wrong, and the farm is being given away.

Now, I want to talk about the Comprehensive Plan:

It has clear provisions that have been ignored with almost no discussion or justification that pertain to this project.

Policy 8.4, Which is Large Retail Structures says; These structures Shall generally not exceed 60,000 square ft.

AND

Policy 16.21, states that this property is designed to have "Low Intensity Retail Space.

Both of these Comprehensive Plan Polices have bee ignored.

Why is that??

The Ordinance that you just created on this property Number 2014-04 States in the 7th Whereas, City Council finds that rezone petition no. 13-2RZ is in compliance with and meets the requirement of the City's Land Development Regulations and the Comprehensive Plan.

I don't think it does....

Later in section 2 of the Ordinance under D. a. it states it is in Compliance with all applicable elements of the comprehensive Plan.

I don't think it does, and I would like for you to show me how and where it does.

At the end of the day, I don't think the recommendation of the people who have studied this in great detail have been given credit for all of their hard work,, and I believe they got it right.

They are vested in protecting our great City, whereas the developer and his legal team may have that same interest, but their biggest motivation is Profit. Although profit is not a dirty word, it just changes the motivation..

We deserve better than this and I encourage you to re-think your position on this hugely defining project for North Venice.

Thank You!

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Comments at public hearing and during audience participation are limited to five minutes per speaker unless otherwise noted.



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City of Venice

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Comments at public hearing and during audience participation are limited to five minutes per speaker unless otherwise noted.

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