

City of Venice, Florida Notice of Appeal

Notice is hereby given in accordance with Section 86-21 of the City of Venice Land Development Code that VICTOR & PATRICIA MANNING appeals to the Venice City Council the decision rendered by the CITY OF VENICE PLANNING COMMISSION on SEPT. 7, 2021 which denied/granted VARIANCE 21-12VZ - HOENSHEID - SEE ATTACHED EXHIBIT "A" (ORDER).

S. WILLIAM MOORE (ATTORNEY FOR MANNING)

Printed Name

Signature

MOORE BOWMAN & REESE, P.A.

551 N. CATTLEMEN RD., SUITE 100
SARASOTA, FL 34232

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941.365.3800

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CITY OF VENICE, FLORIDA
PLANNING COMMISSION
ORDER NO. 21-12VZ

SEP 15 '21 PM 12:49

AN ORDER OF THE VENICE PLANNING COMMISSION APPROVING VARIANCE PETITION NO. 21-12VZ FOR 1100 SUNSET DRIVE TO ALLOW FOR CONSTRUCTION SEAWARD OF THE GULF-FRONT SETBACK LINE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Craig P. and Julie A. Hoensheid, through their agent, Jackson R. Boone, Esq., of the Boone Law Firm, (hereinafter "the Petitioner") submitted Variance Petition No. 21-12VZ for 1100 Sunset Drive, Parcel Identification No. 0178-09-0001 (further described in Exhibit A); comprised of a **Site Plan** prepared by Hall Darling Design Studio, consisting of **two sheets**, received by the City on **July 13, 2021**; and a **Survey** (signed and sealed) prepared by Michael P. Allen of Brigham/Allen Land Surveying, consisting of **one sheet**, received by the City on **June 17, 2021**; and,

WHEREAS, the Petitioner requests a variance from Section 86-260(e)(1) of the City of Venice Land Development Code to allow for construction seaward of the Gulf-Front Setback Line to the same extent as the existing structure; and,

WHEREAS, the Zoning Administrator has accepted the Petition and referred same to the city staff for review and comment; and,

WHEREAS, the Planning Commission held a noticed public hearing on September 7, 2021, during which the Planning Commission received the Petition, staff report, and testimony provided by staff and the applicant, and interested parties; and,

WHEREAS, the Planning Commission finds that there is competent substantial evidence that the Petition demonstrates compliance with the applicable standards and criteria of the City Land Development Code and consistency with the City Comprehensive Plan; and,

WHEREAS, the Planning Commission was guided in its decision and exercise of its discretion to approve, approve with conditions or to deny the Petition by the standards contained in Section 86-46(a)(4) of the Land Development Code and other applicable sections of the City Code of Ordinances; and,

WHEREAS, the Planning Commission voted for approval of Variance Petition No. 21-12VZ.

NOW, THEREFORE, BE IT ORDERED BY THE PLANNING COMMISSION, THAT:

Section 1. The above whereas clauses are ratified and confirmed as true and correct.

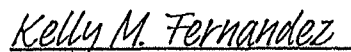
Section 2. Based on the testimony and evidence presented, Variance Petition No. 21-12VZ is hereby approved.

Section 3. This Order shall become effective immediately upon adoption. The applicant and any aggrieved person have 15 days from the date of rendition of this Order to appeal the decision of the Planning Commission to the Venice City Council by filing a written request with the City Clerk.

Section 4. This Development Order shall be null and void within **180 days** if work for which this variance was granted has not commenced.

ORDERED at a meeting of the Venice Planning Commission on the 7th day of September, 2021.

APPROVED AS TO FORM:


Kelly M. Fernandez (Sep 14, 2021 12:03 EDT)

City Attorney


Barry R. Snyder (Sep 14, 2021 12:54 EDT)

Planning Commission Chair

Exhibit A

Legal Description:

Commencing at the Northeast Corner of the South $\frac{1}{2}$ of U.S. Govt. Lot 2, Section 13, Township 39 South, Range 18 East, thence S.89°50'W. along the North Boundary line of Said South $\frac{1}{2}$ of Govt. Lot 2, 795.6 feet to the Westerly right-of-way line of a 60-foot road; thence S. 12°45' E. along said right-of-way line 617.2 feet to a Point of Beginning; thence S. 89°50'W. 537 feet, more or less, to the waters of the Gulf of Mexico; thence Northwesterly along waters of said Gulf of Mexico to the center line of a 50-foot canal; thence Easterly center line of said canal to a point on the Westerly right-of-way line of a 60-foot road (said point being N. 12°45'W. 158 feet from the Point of Beginning); thence, S. 12°45'E. along the right of way line of said road a distance of 158 feet to the Point of Beginning.

21-12VZ Development Order

Final Audit Report

2021-09-14

Created:	2021-09-14
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"21-12VZ Development Order" History

-  Document created by Lisa Olson (LOlson@venicefl.gov)
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CERTIFICATE OF SERVICE

I certify that a copy of the City of Venice Notice of Appeal, and attached Exhibit "A," (City of Venice Planning Commission Order No. 21-12vz), regarding Variance No. 21-12VZ, was e-mailed to all persons listed below, on this 15th of September, 2021.

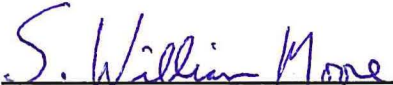
A copy of same was also sent via U.S. Mail to Lori Stelzer, MMC, City Clerk, City of Venice, 401 W. Venice Ave., Venice, FL 34285.

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