

ORDINANCE NO. 2019-11

AN ORDINANCE AMENDING THE OFFICIAL ZONING ATLAS OF THE CITY OF VENICE, FLORIDA, FOR THE PROPERTY LOCATED AT 116 NORTH TAMiami TRAIL AND OWNED BY VENICE PALM, INC., PURSUANT TO REZONE PETITION NO. 18-02RZ, FROM COMMERCIAL, BUSINESS DISTRICT (CBD) AND VENETIAN THEME (VT) ARCHITECTURAL CONTROL DISTRICT TO COMMERCIAL, GENERAL (CG) AND VENETIAN THEME (VT) ARCHITECTURAL CONTROL DISTRICT; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Rezone Petition No. 18-02RZ has been filed with the City of Venice to change the official City of Venice Zoning Map designation for the property described in Section 3 below from Commercial, Business District (CBD) and Venetian Theme (VT) Architectural Control District to Commercial, General (CG) and Venetian Theme (VT) Architectural Control District; and

WHEREAS, the subject property described in Section 3 below has been found to be located within the corporate limits of the City of Venice; and

WHEREAS, the City of Venice Planning Commission has been designated as the local planning agency in accordance with F.S. 163.3174; and

WHEREAS, the Planning Commission held a noticed public hearing on February 19, 2019 regarding the petition and, based upon the evidence and public comment received at the public hearing, the staff report and discussion by the Planning Commission, voted to recommend approval of Rezone Petition No. 18-02RZ; and

WHEREAS, the Venice City Council has received and considered the report of the Planning Commission concerning Rezone Petition No. 18-02RZ; and

WHEREAS, City Council held a public hearing on Rezone Petition No. 18-02RZ in accordance with the requirements of the City's Code of Ordinances, and has considered the information received at said public hearing; and

WHEREAS, City Council finds that Rezone Petition No. 18-02RZ is in compliance with and meets the requirements of the city's Land Development Regulations and Comprehensive Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA:

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

SECTION 2. The City Council finds as follows:

A. The Council has received and considered the report of the Planning Commission recommending approval of Rezone Petition No. 18-02RZ.

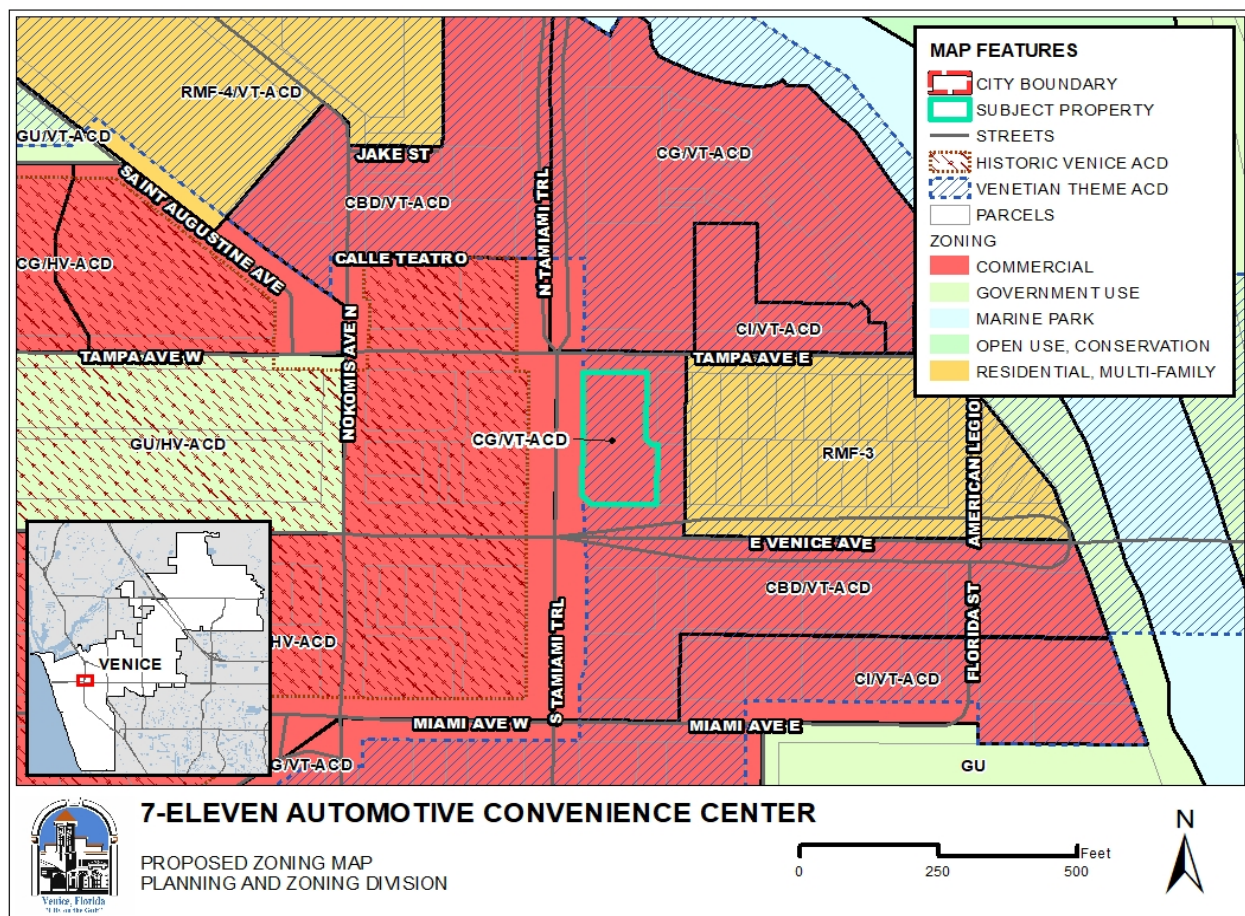
B. The Council held a public hearing on the Petition and considered the information received at said public hearing.

C. The proposed rezoning of the property described herein is in accordance with and meets the requirements of the Land Development Code and is consistent with the City of Venice Comprehensive Plan.

SECTION 3. The Official Zoning Atlas is hereby amended, by changing the zoning classification for the following described property located in the City of Venice from Commercial, Business District (CBD) and Venetian Theme (VT) Architectural Control District to Commercial, General (CG) and Venetian Theme (VT) Architectural Control District.

The subject 0.71+ acre property is designated as Parcel ID # 0408-03-0016 as depicted on the location map shown below and is further described as follows:

Lot 32, less road right-of-way as described in Official Records No. 1999151207. Lots 33, 34, 35, 36 and 37, Block 67, Gulf View Section of Venice, according to the map or Plat thereof recorded in Plat Book 2, Page 77 and 77A, Public Records of Sarasota County, Florida.



SECTION 4. All Ordinances or parts of Ordinances in conflict herewith shall be and the same are hereby repealed.

SECTION 5. If any part, section, subsection, or other portion of this ordinance or any application thereof to any person or circumstance is declared void, unconstitutional, or invalid for any reason, such part, section, subsection, or other portion, or the prescribed application thereof, shall be severable, and the remaining provisions of this ordinance, and all applications thereof not having been declared void, unconstitutional, or invalid, shall remain in full force and effect.

SECTION 6. Effective date. This ordinance shall take effect immediately upon its approval and adoption as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA, THIS 9TH DAY OF APRIL 2019.

First Reading: March 26, 2019

Final Reading: April 9, 2019

Adoption: April 9, 2019

John W. Holic, Mayor

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 an Ordinance duly adopted by the City of Venice Council, a meeting thereof duly convened and held on the 9th day of April 2019 a quorum being present.

WITNESS my hand and the official seal of said City this 9th day of April 2019.

Lori Stelzer, MMC, City Clerk

Approved as to form:

Kelly Fernandez, City Attorney