

ORDINANCE NO. 2009-04

AN ORDINANCE SUPERSEDING ORDINANCE NO. 2007-39; AMENDING THE OFFICIAL ZONING ATLAS OF THE CITY OF VENICE, FLORIDA RELATING TO REZONE PETITION NO. 07-5RZ (VILLAGE AT VENICE) FOR THE REZONING OF THE PROPERTY DESCRIBED HEREIN FROM SARASOTA COUNTY OPEN USE, ESTATE (OUE-1) TO CITY OF VENICE PLANNED UNIT DEVELOPMENT (PUD); AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on October 23, 2007 City Council adopted Ordinance No. 2007-39 which changed the zoning classification of the subject property to City of Venice RMF-3; and

WHEREAS, on November 20, 2007 the Owner of the subject property presented a request for relief pursuant to the Florida Land Use and Environmental Dispute Resolution Act; and

WHEREAS, the owner of the subject property submitted a PUD Plan to the Special Magistrate and requested that the PUD Plan be recommended by the Special Magistrate and approved by the City of Venice; and

WHEREAS, on March 2, 2009 the Special Magistrate submitted his recommendation to the parties and recommended that the PUD Plan submitted by the owner be approved by the City of Venice; and

WHEREAS, on March 24, 2009 the Venice City Council accepted the Special Magistrate's recommendation and approved the PUD Plan submitted by the owner.

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

SECTION 1. The City Council finds as follows:

A. City Council received and considered Zoning Map Amendment Petition No. 07-5RZ, the PUD Plan submitted by the owner of the subject property and the Special Magistrate's recommendation.

B. City Council held a public hearing on the petition and the recommendation and considered the information received at said hearing.

C. The proposed rezoning of the subject property described herein is in accordance with the Florida Land Use and Environmental Dispute Resolution Act and meets the requirements of the Comprehensive Plan and the Joint Planning Interlocal Service Boundary Agreement.

SECTION 2. The Official Zoning Atlas is hereby amended by changing the zoning

classification for the following described property located in the City of Venice from Sarasota County Open Use, Estate (OUE-1) zoning district to City of Venice Planned Unit Development (PUD) zoning district.

Property Description:

Lots 3, 5 and 7, KENT ACRES No. 1, according to the map or plat thereof as recorded in Plat Book 21, Pages 26 and 26A, of the Public Records of Sarasota County, Florida. Being in Section 9, Township 39 South, Range 19 East.

More commonly known as The Village at Venice, a 15± acre parcel located on the north side of Hatchett Creek Boulevard, just east of Pinebrook Road adjacent to Aston Gardens, Venice, Florida.

SECTION 3. Restrictions or stipulations governing permitted uses. The use of the property described in Section 2 hereof, in addition to applicable restrictions imposed by City of Venice Code of Ordinances Chapter 86 Land Development Code, is limited by and subject to the following additional restriction or stipulation governing permitted uses:

Application for site and development plan shall include drawings of sufficient detail to show the architectural definitions for all structures, including full elevations view, roof design and materials, and material samples for wall texture, finish and color.

SECTION 4. Upon adoption, this ordinance shall supersede Ordinance No. 2007-39.

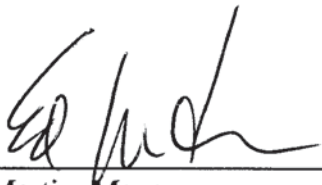
SECTION 5. This ordinance shall take effect immediately upon its approval and adoption, as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA THIS 9TH DAY OF JUNE, 2009.

First Reading: May 26, 2009


Final Reading: June 9, 2009

Adoption: June 9, 2009



Ed Martin, Mayor

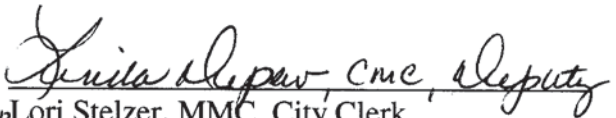
Attest:



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, at a meeting thereof duly convened and held on the 9th day of June, 2009, a quorum being present.

WITNESS my hand and the official seal of said City this 10th day of June, 2009.


For Lori Stelzer, MMC, City Clerk

Approved as to form:



Robert C. Anderson, City Attorney