

**CITY OF VENICE, FLORIDA
CITY COUNCIL
ORDER NO. 19-16PP**

AN ORDER OF THE VENICE CITY COUNCIL APPROVING AN AMENDMENT TO THE VENETIAN GOLF AND RIVER CLUB (VGRC), PHASE 5 - PALERMO PRELIMINARY PLAT, PETITION NO. 19-16PP, TO REVISE PREVIOUSLY APPROVED LANDSCAPE PLANS UNDER PETITION NO. 05-01PP; PROVIDING AN EFFECTIVE DATE; AND PROVIDING THE RIGHT TO ENFORCE DEVELOPER'S BOND.

WHEREAS, Lennar Homes, the Venetian Community Development District (VCDD), and multiple individual homeowners in the Palermo Neighborhood of VGRC, through their agent, Edward Dean, Landscape Architect, Kimley-Horn and Associates, Inc., have submitted Preliminary Plat Amendment Petition No. 19-16PP for the Venetian Golf and River Club, Phase 5 – Palermo, for property located within the VGRC PUD, generally located north of E. Laurel Road and Jacaranda Boulevard in North Venice (Parcel Identification Nos. 0373-00-1030 and 0376-07-0782), as further described in Exhibit A, comprised of the following:

- 1) **2013 Previously Approved Landscape Plan** (signed and sealed), prepared by Daniel A. Novakovich, RLA, of Novakovich Land Design, comprised of two sheets (Sheet LS-1), received by the City on **May 8, 2019**
- 2) **2019 Landscape Plan** prepared by Edward M. Dean, RLA, of Kimley-Horn and Associates, Inc., comprised of two sheets (Sheet LS-1), received by the City on **May 8, 2019**
- 3) **Planting Plans** prepared by Edward M. Dean, RLA, of Kimley-Horn and Associates, Inc., comprised of nine sheets, received by the City on **July 19, 2019**; and

WHEREAS, the Planning Commission held a noticed public hearing on October 15, 2019, during which the Planning Commission received the Petition, staff report, and testimony provided by staff, the applicant, and interested parties, and voted to recommend to City Council approval of the Petition; and,

WHEREAS, on December 10, 2019, City Council held a noticed public hearing during which the City Council received the Petition, staff report, and testimony provided by staff, the applicant, and interested parties; and,

WHEREAS, the City Council 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 is consistent with the Comprehensive Plan and,

WHEREAS, the City Council voted to approve the Petition.

NOW, THEREFORE, BE IT ORDERED BY THE CITY COUNCIL, THAT:

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

Section 2. Preliminary Plat Amendment Petition No. 19-16PP for Phase 5 - Palermo, as described above, is hereby approved.

Section 3. This Order shall become effective immediately upon adoption by City Council. The City Council or any aggrieved person may have recourse to such remedies in law and equity as may be necessary to ensure compliance with the provisions hereof.

Section 4. The City Council may enforce any required developer's bond as provided by law.

ORDERED at a meeting of the Venice City Council on 10th of December 2019.

ATTEST:

City Clerk

APPROVED AS TO FORM

Mayor

City Attorney

Exhibit A - Legal Description

PARCEL DESCRIPTIONS

TRACTS A, B, C, D, E, F & G, VENETIAN GOLF & RIVER CLUB, REPLAT OF PHASE 5, BEING SAME LANDS AS DESC IN ORI 2016069716 & 2019018647 ALL SEC 26-38-19, LESS VENETIAN GOLF & RIVER CLUB PHASES 1, 2A, 2B, 2C-D, 2E, 2F, 2H, 3A-B, 3C-D, D, 3-G,3H, 3-I, 4A, 4C, 4D & 5, LESS SAN MARCO AT VENETIAN GOLF & RIVER CLUB 1 & 2, LESS CAPPELLO I AT VENETIAN GOLF & RIVER CLUB, LESS UNPLATTED COMMON AREA AS DESC IN ORI 2004073004, LESS LAUREL RD R/W AS DESC IN ORI 2004171672, 2004171674 & 2009099416, LESS BEG AT SW COR OF LOT 79, VENETIAN GOLF & RIVER CLUB PH 3A-B, TH NWLY ALG CURVE TO LEFT 4.02 FT TH N 08-48-58 E 64.35 FT TH S 81-11-02 E 4 FT TO NW COR OF SAID LOT 79, TH S 08-48-58 W 63.95 FT TO POB, LESS BEG NELY COR OF LOT 50 TH N 57- 11-36 E 1 FT TH S 32-48-24 E 70 FT TH S 57-11-36 W 1 FT TH N 32-48-24 W 70 FT TO POB, LESS THAT PART LYING WITHIN 12.07 AC PARCEL DESC IN ORI 2007005759, LESS THAT PART LYING WITHIN 74.593 AC PARCEL DESC IN ORI 2007042419, LESS THAT PORTION OF TRACTS LABELED COMMON AREA 1, 3, 7 & 9 AS DESC IN ORI 2011123027, LESS TRACTS LABELED COMMON AREA 17, 21, 26, 32 & LAKES 18, 24, 25 & 23 AS DESC IN ORI 2011141819, TOGETHER WITH E 1/2 OF SEC 27-38-19, LESS NW 1/4 OF NE 1/4 THEREOF, ALSO LESS BEG AT SW COR OF SE 1/4 OF SAID SEC 27, TH N 1320 FT TH E 2080 FT TH S 1320 FT TH W 2080 FT TO POB, ALSO LESS LIFT STATIONS DESC IN ORI 2007152254, LESS 7.31 AC KNOWN AS THE VENETIAN RIVER CLUB PROPERTY, LESS 2.37 AC KNOWN AS VENETIAN SALES CENTER, TOGETHER WITH TRACT G, GOLF COURSE MAINTENANCE, VENETIAN GOLF & RIVER CLUB PHASE 1, LESS FUTURE VENETIAN GOLF & RIVER CLUB PHASE 6 CONTAINING 6.639 AC M/L AS DESC IN SURVEY FROM BRIGHAM SURVEYING INC DATED 8/01/2006, LESS FUTURE CAPPELLO II AT VENETIAN GOLF & RIVER CLUB CONTAINING 5.67AC M/L AS DESC IN SURVEY FROM BRIGHAM SURVEYING INC, ALSO LESS FUTURE CAPPELLO III AT VENETIAN GOLF & RIVER CLUB CONTAINING 5.42 AC M/L AS DESC IN SURVEY FROM BRIGHAM SURVEYING INC, ALSO LESS 7.51 AC TRACT DESC AS PARCEL PH 7B IN SCHAPPACHER ENGINEERING LLC SKETCH DATED 2/08/2011, ALSO LESS PORTION OF 16.65 AC TRACT LYING IN SAID SEC 26 BEING DESC AS VALENZA LOOP PARCEL IN SCHAPPACHER ENGINEERING LLC SKETCH DATED 2/23/2011, LESS COMMON AREA TRACTS 2, 4, 5, 8, 11, 13, 14, 15, 16, 20, 22, 23, 28, 30, 31, 33 AS DESC IN ORI 2012012610, TOGETHER WITH COMMON AREA TRACT 5 AS DESC IN ORI 2014055922, LESS COMMON AREA TRACTS 5-A, 5-B, 5-C, 5-D AS DESC IN ORI 2014055923, LESS TRACTS DESC IN ORI 2015149756, LESS PORTION OF COMMON AREA 4D AS DESC IN ORI 2016015127, LESS COMMON AREA TRACTS 20 A, 29-2-A & LAKE #15, VENETIAN GOLF & RIVER CLUB AS DESC IN ORI 2019018646, SUBJ TO 9.6 C-AC CONSERVATION ESMT TO CITY OF VENICE AS DESC IN ORI 2004161842, SUBJ TO 2595 C-SF UTILITY ESMT TO CITY OF VENICE AS DESC IN ORI 2008107448, SUBJ TO 7331 C-SF UTILITY ESMT TO SARASOTA COUNTY AS DESC IN ORI 2015001582, SUBJ TO 66362 SF ACCESS ESMT, 21025 C-SF UTILITY ESMT TO CITY OF VENICE AS DESC IN ORI 2015072912, OR 1911/1006, L&B IN SEC 25, 26 & 27-38-19, BEING A PORTION OF LANDS DESC IN ORI 2009113836

LOT 1, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 2, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 3, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 4, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 5, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 7, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 9, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 10, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 11, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 12, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 13, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 14, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 15, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 16, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 17, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 18, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 19, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 21, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 22, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 23, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 24, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 25, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 26, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 27, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 28, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 29, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 30, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 31, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 32, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 33, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 34, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 35, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 36, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 37, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 38, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 39, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 40, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5

LOT 41, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 42, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 43, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 44, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 45, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 46, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 47, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 48, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 49, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 50, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 51, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 52, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 53, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 54, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 55, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 56, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 57, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 58, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 59, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 60, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 61, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 64, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 65, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 66, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 67, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 68, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 69, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 70, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 71, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 72, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 73, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 74, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 75, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 76, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5
LOT 78, VENETIAN GOLF & RIVER CLUB REPLAT OF PH 5