

**CITY OF VENICE, FLORIDA
CITY COUNCIL
ORDER NO. 20-55SP FOR WAIVER**

AN ORDER OF THE VENICE CITY COUNCIL APPROVING A WAIVER OF THE SIDEWALK REQUIREMENTS IN SECTION 86-520 OF THE CITY OF VENICE CODE OF ORDINANCES FOR KILPATRICK ROAD FOR THE **ISLAND VILLAGE MONTESSORI CHARTER SCHOOL** LOCATED AT 2001 PINEBROOK ROAD; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Island Village Montessori Charter School, through its agent, Gregg Fisher, Fisher Engineering, has submitted a waiver request from the sidewalk requirements in section 86-520 of the City of Venice Code of Ordinances for Kilpatrick Road for Island Village Montessori Charter School, located at 2001 Pinebrook Road, Parcel Identification No. 0386-09-0002 (further described in Exhibit A); and,

WHEREAS, the applicant submitted the waiver request in conjunction with Site and Development Plan Petition No. 20-55SP; and,

WHEREAS, the Planning Commission held a noticed public hearing on April 20, 2021, during which the Planning Commission received the staff report and testimony provided by staff, the applicant, and interested parties, and voted to approve Site and Development Plan Petition No. 20-55SP and recommend approval to City Council of the request for a waiver from the sidewalk requirements in section 86-520 for Kilpatrick Road; and,

WHEREAS, on June 8, 2021, City Council held a noticed public hearing during which the City Council received the 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 waiver request 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 waiver request.

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. The waiver of sidewalk requirements for Kilpatrick Road for Island Village Montessori Charter School, 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.

ORDERED at a meeting of the Venice City Council on the 8th day of June, 2021.

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM

City Attorney

EXHIBIT "A"
LEGAL DESCRIPTION

Commence at the Northwest corner of the Southwest 1/4 of the Southeast 1/4 of Section 32, Township 38 South, Range 19 East; thence North 89°21'20"East, along the 1/4-1/4 Section line, 2,323.54 feet for a Point of Beginning; thence continuing North 89°21'20"East, 350.05 feet to the Northeast corner of the Southeast 1/4 of Southeast 1/4, said Section 32; thence South 00°15'57" West along the East boundary of said Section 32, 663.10 feet; thence South 89°30' West, 341.23 feet; thence North 00°30'00" West, 662.25 feet to the Point of Beginning; being also known as Tract 15, of the unrecorded Plat of Queenwood Farms.

Less and except right-of-way to Sarasota County for Kilpatrick Road as described in OR Book 130, Page 694; and except right-of-way for Pinebrook Road as described in OR Book 3057, Page 2243, all of the Public Records of Sarasota County, Florida