

SARASOTA COUNTY GOVERNMENT
Planning & Development Services Business Center

MEMORANDUM

TO: Alan Garrett
2424 Yorkshire Drive
Sarasota, FL 34231

Emergency Services, Fire Department (Rick Fulwider)
Environmental Services, Utilities (Mike Mylett)
Environmental Services, Water Resources (Joe Kraus)
Health/Human Services (Rich Cantin)
History Center (Dan Hughes)
Planning & Development Services, Code Enforcement (Jim LeGay)
Planning & Development Services, Teri Owen
Planning & Development Services, Land Dev. (Raz Alexe)
Planning & Development Services (Steve Brown)
Planning & Development Services, Res. Protection (Todd Hershfeld)
Planning & Development Services, Zoning (Brad Bailey)
Planning & Development Services, Zoning (Donna Thompson)
Property Appraiser (Jim Todora)
Public Works, Watershed (Candace Hendrickson)
Public Works, Transportation (Rick Musior)
School Board (Micki Ryan)
SCAT (Elise Cohen)

FROM: Carol McConway

SUBJECT: **RZ 07-29**

DATE: July 7, 2008

PLANNER: Kirk Crane

PID#: 0094-03-0003, 0094-03-004

ORD. #: **2008-073**

ACTION TAKEN ON ABOVE SUBJECT IS AS FOLLOWS:

On the 28th day of May, 2008, the Sarasota County Board of County Commissioners **approved** Rezone Petition No. 07-29 to rezone approximately 9.98 acres, located on the southeast corner of Ashton Road and Fielding Lane, Sarasota County, Florida, from OUE-1 (Open Use Estate, 1 unit/5 acres) to RSF-3 (Residential, Single Family, 4.5 units/acre) zone district.

A copy of **Ordinance No. 2008-073** is attached for your information.

ORDINANCE NO. 2008 - 073

AN ORDINANCE OF THE COUNTY OF SARASOTA, FLORIDA, AMENDING THE OFFICIAL ZONING ATLAS, AS PART OF SARASOTA COUNTY ORDINANCE NO. 2003-052, CODIFIED IN APPENDIX A TO THE SARASOTA COUNTY CODE RELATING TO ZONING WITHIN THE UNINCORPORATED AREA OF SARASOTA COUNTY; PROVIDING FINDINGS; PROVIDING FOR AMENDMENT OF THE ZONING ATLAS; PROVIDING RESTRICTIONS, STIPULATIONS AND SAFEGUARDS; AND PROVIDING AN EFFECTIVE DATE.

BOARD RECORDS
FILED FOR RECORD
2008 MAY 29 AM 10:45
KAREN E. RICHING
CLERK OF CIRCUIT COURT
SARASOTA COUNTY, FL

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF SARASOTA COUNTY, FLORIDA:

Section 1. Findings. The Board of County Commissioners, hereinafter referred to as the "Board," hereby makes the following findings:

A. The Board has received and considered the report of the Sarasota County Planning Commission concerning Rezoning Petition No. 07-29, requesting rezoning of the property described herein.

B. The Board has held a public hearing on the proposed rezoning of the property described herein in accordance with the requirements of Sarasota County Ordinance No. 2003-052, codified in Appendix A of the Sarasota County Code (hereinafter "the Zoning Ordinance"), and has considered the information received at said public hearing.

C. The rezoning herein granted is consistent with the Sarasota County Comprehensive Plan and meets the requirements of the Zoning Ordinance.

D. Pursuant to the provisions of Article VII of Chapter 94 of the Sarasota County Code, an evaluation has been completed of the impacts that the proposed rezoning of the property described herein will have on the levels of service for parks, drainage, solid waste, roads, mass transit and water and sewer systems. With the exception of the provisions of Section 3 of this Ordinance, adequate levels of service are anticipated to be available.

Section 2. Amendment of the Zoning Ordinance. The Official Zoning Atlas, adopted under Article 4 of the Zoning Ordinance, is hereby amended by changing the zoning district classification from District OUE-1 (Open Use Estate, 1 unit/2 acres) to District RSF-3 (Residential, Single Family, 4.5 units/acre) for the following described property located in Sarasota County, Florida:

The legal description of said property in Sarasota County, Florida, being on the southeast corner of Ashton Road and Fielding Lane and being more particularly described as follows:

02008-073

TRACT 17 WOOD RANCHES DESCRIBED AS BEGINING AT THE NW COR OF SECTION 12 THENCE S-0-03-29-W 2705.61 FT THENCE S-89-36-17-E 1340.54 FT THENCE S-0-05-25-W 15 FT TO S R/W OF ASHTON RD FOR POB THENCE S-89-36-17-E 335.22 FT THENCE S-0-06-33-W 666.6 FT THENCE N-89-41-27-W 334.99 FT THENCE N-0-05-25-E 667.1 TO POB LESS NORTHLY 15 FT FOR ASHTON RD R/W AS DESCRIBED IN OR 3014/635 CONTAINING 4.98 ACRES M/L SARASOTA VENICE CO SUBDIVISION OF SECTION 12.

TRACT 18 WOOD RANCHES DESCRIBED AS COMMENCING AT THE NW CORNER OF SECTION 12 THENCE S-0-03-29-W 2705.61 FT THENCE S-89-36-17-E 1675.75 THENCE S-0-06-33-W 15 FT FOR POB THENCE S-89-36-17-E 335.21 FT THENCE S-0-07-40-W 666.09 FT THENCE N-89-41-27 W 335 FT THENCE N-0-06-33-E 666.60 FT TO POB LESS NORTHLY 15 FT FOR ASHTON RD R/W AS DESCRIBED IN OR 2992/822 CONTAINING 4.98 AC M/L SARASOTA VENICE CO SUBDIVISION OF SECTION 12

Section 3. Restrictions, Stipulations and Safeguards. As used in the stipulations hereinafter set forth, the term "Owner" shall refer to the owner or owners of the property described in Section 2 and their successors and assigns. Upon recording in the public records of Sarasota County, these stipulations shall be covenants running with the land. The use of the property described in Section 2 of this Ordinance, in addition to the applicable restrictions imposed by the Zoning Ordinance, is hereby further limited by and subject to the following restrictions, stipulations and safeguards:

1. Prior to Construction Authorization, improvements to the Honore Avenue and Ashton Road intersection shall meet the criteria to find the transportation network has available transportation facility capacity consistent with the Concurrency Management Regulations (Chapter 94, Article VII, Exhibit A, Sarasota County Code).
2. The Master Surface Water Management Plan shall be consistent with the Phillippi Creek Basin Master Plan.
3. The developer shall connect to the central sewer system by means of a gravity sewer connection to the existing gravity sewer system on Ashton Road.

Section 4. Effective Date. This Ordinance shall take effect immediately upon receipt of official acknowledgment from the Office of the Secretary of State of Florida that this Ordinance has been filed with said office.

02008-073

PASSED AND DULY ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SARASOTA COUNTY, FLORIDA, this 28th day of May, 2008

BOARD OF COUNTY COMMISSIONERS
OF SARASOTA COUNTY, FLORIDA



Chair

ATTEST:

KAREN E. RUSHING, Clerk of
the Circuit Court and Ex-
Officio Clerk of the Board of
County Commissioners of
Sarasota County, Florida.

By: 

Deputy Clerk