

RESOLUTION NO. 2010-028

RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF SARASOTA COUNTY, FLORIDA
REZONE PETITION NO. 09-01

WHEREAS, Brian Lichterman, agent for the owner of the hereinafter described real property, has filed Rezone Petition No. 09-01 requesting that a rezone be granted to allow the hereinafter described property to be rezoned from District OUE-2 (Open Use, Estate, 1 unit/2 acres) to District RMF-1/PUD (Residential, Multifamily, 6 dwelling units/ acre with a Planned Unit Development):

The southeast corner of S.R. 776, and Old Englewood Road and being more particularly described as follows:

Begin at the intersection of the North line of Pine Ridge Development, recorded in Plat Book 29, Pages 13 & 13A, Public Records of Sarasota County, Florida, and the East Right of Way line of Old Englewood Road, said R/W line being 40.0 feet East of the West line of Section 24, Township 40 South, Range 19 East, as shown on Road Plat Book 4, Page 19, Public Records of Sarasota County, Florida; thence N.0°41'56"E. along said R/W line, 879.31 feet to the P.C. of a curve to the right having a radius of 1900.0 feet; thence Northeasterly along Right of Way line, as described in O.R. Book 2700, Page 1832, Public Records of Sarasota County, Florida and along said curve, through a central angle of 45°38'12", an arc distance of 151.34 feet (chord = N.23°31'02"E., 147.37 feet), to the intersection with the S.W. 'ly Right of Way line of State Road 776; thence S.42°24'21" E. along said R/W line (as described in O.R. Book 207, Page 317, and in O.R. Book 2751, Page 1451, Public Records of Sarasota County, Florida), 158.59 feet; thence S.37°49'56"E. along said R/W line of State Road 776, a distance of 563.93 feet; thence S.52°10'04"W. along said R/W line, 40.00 feet; thence S.37°49'56"E. along said R/W line, 70.00 feet; thence N.52°10'04"E. along said R/W line, 40.00 feet; thence S.37°49'56"E. along said R/W line, 526.77 feet to its intersection with aforesaid North boundary line of Pine Ridge Development; thence N.88°44'44"W. along said North line of Pine Ridge Development, 888.61 feet to the Point of Beginning. Lying and being in the N.W.1/4 of N.W.1/4 of Section 24, Township 40 South, Range 19 East, Sarasota County, Florida. SUBJECT to Right of Way EASEMENT of 100 feet from centerline of Old Englewood Road, to Trustees of Internal Improvement Fund, as recorded in Deed Book 178, Page 113, Public Records of Sarasota County, Florida.

KAREN E. GISHING
CLERK OF THE BOARD OF COUNTY COMMISSIONERS
FILED FOR RECORD
FEB 23 AM 10:11

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Sarasota County, Florida, in public meeting assembled:

Section 1. Pursuant to Sarasota County Ordinance No. 89-18 as amended, which recognizes that the Board of County Commissioners has the authority and duty to interpret the elements of the Comprehensive Plan, the Board of County Commissioners finds that the request is inconsistent with Apoxsee, the Revised and Updated Sarasota County Comprehensive Plan. Specifically, the Board finds that the request is inconsistent with Objective 1.2, Policy 1.2.1, and Policy 2.3.4 of the Future Land Use Plan.

R7010-028

Section 2. Pursuant to Ordinance No. 2003-049, the Board of County Commissioners finds that the rezone petition does not meet Condition No. 9 of the Conditions for Development Approval of the S.R. 776 Corridor Plan which requires an average 50 foot pedestrian greenway along S.R. 776.

Section 3. Pursuant to Ordinance No. 75-38, as amended, and as codified in Appendix A of the Sarasota County Code of Ordinances, the Board of County Commissioners finds that the request for the rezone petition does not meet the criteria set forth in Sections 3.12.3.a.1, 3.12.3.a.7, 3.12.3.a.8, 3.12.a.9, and 3.12.3.a.10 of the Zoning Regulations for Sarasota County.

Section 4. Based on the evidence, testimony and the foregoing findings, the Board of County Commissioners hereby DENIES Rezone Petition No. 09-01.

Section 5. This Resolution shall take effect immediately upon its adoption. The Clerk shall transmit by mail a certified copy of this Resolution to the Petitioner, Englewood Ventures, L.L.C., 1000 5th Street, # 403, Miami Beach, FL 33139.

PASSED AND DULY ADOPTED this 17th day of February 2010.

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