

RECEIVED
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BY:

ORDINANCE NO. 2010- 003

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.

BE IT ORDAINED BY THE SARASOTA COUNTY COMMISSION 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. 09-08, 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 roads, drainage, solid waste, 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 OUR (Open Use Rural, 1 unit/10 acres) to District GU (Government Use) on the following described property located in Sarasota County, Florida:

The legal description of said property in Sarasota County, Florida, being east of the terminus of Fruitville Road and east of Verna Road and being more particularly described as follows:

COMMENCE AT THE NORTHWEST CORNER OF THE SOUTH ½ OF SECTION 24, TOWNSHIP 36 SOUTH, RANGE 20 EAST, SARASOTA COUNTY, FLORIDA, THE SAME BEING THE TRUE PLACE OF

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BEGINNING FOR THE TRACT HEREIN DESCRIBED; THENCE S.00°42'32"W., ALONG THE WEST LINE OF SAID SECTION 24, A DISTANCE OF 261.00 FEET; THENCE S.89°11'01"E., A DISTANCE OF 983.04 FEET; THENCE N.00°42'32"E. PARALLEL WITH THE SAID WEST LINE OF SECTION 24, TOWNSHIP 36 SOUTH, RANGE 20 EAST, A DISTANCE OF 270.74 FEET TO A POINT ON THE NORTH LINE OF THE SOUTH ½ OF SECTION 24; THENCE N.89°45'05"W. ALONG SAID NORTH LINE A DISTANCE OF 983.07 FEET TO THE POINT OF BEGINNING. ALL LYING AND BEING IN SECTION 24, TOWNSHIP 36 SOUTH, RANGE 20 EAST, SARASOTA COUNTY, FLORIDA.

SUBJECT TO A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER THE SOUTH 60 FEET OF THE ABOVE DESCRIBED PROPERTY; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF THE SOUTH ½ OF SECTION 24, TOWNSHIP 36 SOUTH, RANGE 20 EAST, SARASOTA COUNTY, FLORIDA; THENCE S.00°42'32"W., ALONG THE WEST LINE OF SAID SECTION 24, A DISTANCE OF 261.00 FEET FOR A POINT OF BEGINNING; THENCE S.89°11'01"E., A DISTANCE OF 983.04 FEET; THENCE N.00°42'32"E., A DISTANCE OF 60 FEET; THENCE N.89°11'01"W., A DISTANCE OF 983.04 FEET TO A POINT ON SAID WEST LINE OF SECTION 24; THENCE S.00°42'32"W. ALONG SAID WEST LINE, A DISTANCE OF 60.00 FEET TO THE POINT OF BEGINNING. ALL LYING AND BEING IN SECTION 24, TOWNSHIP 36 SOUTH, RANGE 20 EAST, SARASOTA COUNTY, FLORIDA.

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. Development shall comply with the Standards of the Sarasota County Green Building Program as outlined in Sarasota County Resolution No. 2005-048.
2. Development of the subject parcel shall be consistent with the Functional Goals contained in the Old Miakka Neighborhood Plan and the Old Miakka Neighborhood Plan Priorities outlined in Resolution No. 2007-042.
3. The Master Surface Water Management Plan shall be consistent with the Myakka River Basin Master Plan.
4. All stormwater treatment shall be open and above ground.

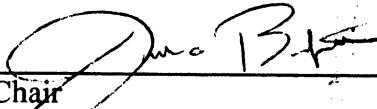
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5. Driveway Access: The Applicant shall, as part of the rezone approval, provide a 10 foot wide paved driveway to the parent parcel located to the east of the subject property. The driveway shall be an asphalt pavement surface with associated base and sub-base meeting the requirements of Sarasota County.
6. Driveway Alignment: The Applicant, as part of the rezone approval, shall provide a driveway connection to Verna Road serving the subject and parent parcels with a centerline offset of not greater than 25 feet between the centerlines of Fruitville Road and the project driveway.
7. Landscape Buffer: The Applicant shall provide a 15 foot 0.4 opacity landscape buffer along the north and south property lines. The landscape buffer located along the southern property line shall be located within the existing 60 foot easement and meet the requirements of the Zoning Ordinance.

Section 4. Effective Date. This Ordinance shall take effect upon filing with the Department of State.

PASSED AND DULY ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SARASOTA COUNTY, FLORIDA, this 27th day of JANUARY, 2010.

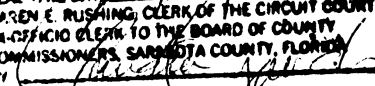
BOARD OF COUNTY COMMISSIONERS
OF SARASOTA COUNTY, FLORIDA


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

STATE OF FLORIDA
COUNTY OF SARASOTA
I HEREBY CERTIFY THAT THE FOREGOING IS A
TRUE AND CORRECT COPY OF THE ORIGINAL FILED
IN THIS OFFICE. WITNESS MY HAND AND OFFICIAL
SEAL THIS DATE 1/27/10
KAREN E. RUSHING, CLERK OF THE CIRCUIT COURT
EX-OFFICIO CLERK TO THE BOARD OF COUNTY
COMMISSIONERS, SARASOTA COUNTY, FLORIDA
BY 
DEPUTY CLERK

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