

RESOLUTION NO. 2011-042

RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF SARASOTA COUNTY, FLORIDA
REZONE PETITION NO. 10-13

WHEREAS, Robert Medred, agent for the owner of the hereinafter described real property, has filed Rezone Petition No. 10-13 requesting that a rezone be granted to allow the hereinafter described property to be rezoned from District **RMF-2 (Residential, Single-Family, 3.5 dwelling units/ acre)** to District **RSF-4/PUD (Residential, Single-Family, 5.5 dwelling units/ acre with a Planned Unit Development)**:

North of 10th Street, approximately 680 feet west of Gun Club Road and being more particularly described as follows:

THE SOUTHWEST QUARTER (1/4) OF THE SOUTHEAST QUARTER (1/4) OF THE SOUTHWEST QUARTER (1/4) OF SECTION 14, TOWNSHIP 36 SOUTH, RANGE 18 EAST SARASOTA COUNTY, FLORIDA;

LESS THE WEST 230 FEET THEREOF;

ALSO, LESS THE EAST 88 FEET OF THE WEST 318 FEET;

ALSO, LESS THE NORTH 52 FEET DESCRIBED AS EXHIBIT "B" IN OFFICIAL RECORDS INSTRUMENT NO. 2007151547 OF THE PUBLIC RECORDS OF SARASOTA COUNTY, FLORIDA;

ALSO, LESS THE ROAD RIGHT-OF-WAY FOR 10TH STREET ALONG THE SOUTH LINE;

AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT A PARKER-KALON (PK) NAIL AND DISK STAMPED "SARASOTA COUNTY SURVEY POINT", MARKING THE SOUTH QUARTER (1/4) CORNER OF SAID SECTION 14; THENCE N.89°16'14"W, ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER (1/4) OF THE SOUTHWEST QUARTER (1/4) OF SAID SECTION 14, SAID LINE ALSO BEING THE CENTERLINE 10TH STREET AS SHOWN ON THE MAINTAINED RIGHT-OF-WAY MAP RECORDED IN ROAD PLAT BOOK 3, PAGE 5 OF THE PUBLIC RECORDS OF SARASOTA COUNTY, FLORIDA, A DISTANCE OF 688.22 FEET TO THE INTERSECTION WITH THE EAST LINE OF THE SOUTHWEST QUARTER (1/4) OF THE SOUTHEAST QUARTER (1/4) OF SAID SECTION 14; THENCE CONTINUE N.89°16'14"W., ALONG SAID LINE, A DISTANCE OF 370.49 FEET TO THE INTERSECTION WITH THE EAST LINE OF THE

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WEST 318 FEET OF SAID SOUTHWEST QUARTER (1/4) OF THE SOUTHEAST QUARTER (1/4) OF THE SOUTHWEST QUARTER (1/4) OF SECTION 14; THENCE N.01°00'08"E., ALONG SAID EAST LINE, A DISTANCE OF 19.97 FEET (20' PER R/W MAP) TO A 5/8" IRON ROD AND CAP STAMPED "B&C SURVEYING LB #5174", MARKING THE NORTH MAINTAINED RIGHT-OF-WAY LINE OF SAID 10TH STREET AND THE POINT OF BEGINNING;

THENCE CONTINUE N.01°00'08"E., CONTINUING ALONG SAID EAST LINE, A DISTANCE OF 596.27 FEET; THENCE S.88°58'46"E., ALONG A LINE 52 FEET SOUTH AND PARALLEL WITH THE NORTH LINE OF SAID SOUTHWEST QUARTER (1/4) OF THE SOUTHEAST QUARTER (1/4) OF THE SOUTHWEST QUARTER (1/4) OF SAID SECTION 14, A DISTANCE OF 370.53 FEET (N.88°58'56"W., 370.58, PER DEED) TO SAID EAST LINE OF THE SOUTHWEST QUARTER (1/4) OF THE SOUTHEAST QUARTER (1/4) OF THE SOUTHWEST QUARTER (1/4) OF SECTION 14; THENCE S.01°00'22"W., ALONG SAID EAST LINE, A DISTANCE OF 594.45 FEET TO A 5/8" IRON ROD & CAP STAMPED "COUNTY R/W PLS #1867" MARKING SAID NORTH MAINTAINED RIGHT-OF-WAY LINE OF 10th STREET; THENCE N.89°15'36"W., ALONG SAID MAINTAINED RIGHT-OF-WAY LINE, A DISTANCE OF 370.49 FEET TO THE POINT OF BEGINNING.

SUBJECT TO THE LAND EXCHANGE DESCRIBED IN SARASOTA COUNTY RESOLUTION 2007-228 RECORDED IN OFFICIAL RECORDS INSTRUMENT NO. 2007151547 OF THE PUBLIC RECORDS OF SARASOTA COUNTY, FLORIDA.

SUBJECT TO PERTINENT EASEMENTS, RIGHT-OF-WAY AND RESTRICTIONS OF RECORD, IF ANY.

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 Sarasota County Comprehensive Plan, the Board of County Commissioners finds that the request is inconsistent with the 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 Element.

Section 2. Pursuant to Ordinance No. 75-38, as amended, and as codified in Appendix A of the Sarasota County Code of Ordinances (the Zoning Regulations), the Board of County Commissioners finds that the request for the rezone petition does not meet the criteria for approval set forth in Sections 3.12.3.a.1, 3.12.3.a.2, 3.12.3.a.4, 3.12.3.a.5, 3.12.3.a.7, 3.12.3.a.9, 3.12.3.a.10, 3.12.3.a.11, 3.14.2.c, 3.14.2.d, 3.14.2.e.2, 3.14.3.b, and 3.14.3.d of the Zoning Regulations. The petition would not be

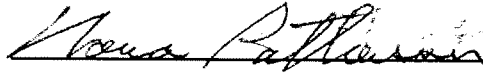
compatible with the existing land use pattern and would adversely influence living conditions in the neighborhood.

Section 3. Based on the evidence, testimony and the foregoing findings, the Board of County Commissioners hereby DENIES Rezone Petition No. 10-13.

Section 4. This Resolution shall take effect immediately upon its adoption. The Clerk shall transmit by mail a certified copy of this Resolution to the Petitioner, 10th Street Partners, L.L.C., 8134 Dukes Wood Court, University Park, FL 34201.

PASSED AND DULY ADOPTED this 22nd day of February, A.D., 2011.

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

