

RESOLUTION NO. 16-28

RESOLUTION FOR A CONDITIONAL USE TO ALLOW THE DISPENSING OF ALCOHOL BY A FRATERNAL ORGANIZATION FOR ON-PREMISES CONSUMPTION IN A P-1 ZONE CONTAINING APPROXIMATELY 1.5 ACRES LOCATED AT 490 ALTERNATE US-19 IN PALM HARBOR; PAGE 93 OF THE ZONING ATLAS, AS BEING IN SECTION 11, TOWNSHIP 28, RANGE 15; UPON APPLICATION OF SILVER MINE GIFTS, C/O RALPH W. GODDARD, CU-11-3-16

WHEREAS, Silver Mine Gifts, LLC, owner of the property at 490 Alt 19 Palm Harbor, Florida, consisting of one parcel with Parcel I. D. number 11/28/15/00000/110/000, has petitioned the Board of County Commissioners of Pinellas County for a conditional use to allow the dispensing of alcohol by a fraternal organization for on-premises consumption in a P-1 zone on the parcel of described above; and

WHEREAS, legal notice of public hearing on such proposed conditional use was duly published as required by law, as evidenced by publisher's affidavit filed with the Clerk; and

WHEREAS, said public hearing has been held on the date and at the time specified in said published notice at which citizens and interested persons have been given opportunity to be heard, and all requirements of law and of rules promulgated by this Board have been complied with; and

WHEREAS, this Board has determined that the conditional use for said property should be granted.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pinellas County in regular session duly assembled this 26th day of April, 2016, that the conditional use to allow the dispensing of alcohol by a fraternal organization for on-premises consumption in a P-1 zone for the above described real property in Pinellas County, Florida, is hereby granted in case #CU-11-3-16, with the following conditions:

1. Site plan review, as determined appropriate by staff.
2. Site development shall be in general conformance with the attached associated concept plan.
3. Appropriate licensure by the State of Florida.
4. Approval shall be for the Fraternal Order of the Eagles only. This approval is non-transferable, and any subsequent change in tenant or ownership shall require additional review and approval by Pinellas County.
5. The site's access point on Virginia Avenue shall be closed, provided the appropriate waiver is obtained from the County.
6. Outdoor lighting shall be focused upon the subject property and directed away from adjacent residential uses.
7. Any illuminated signage shall comply with the Pinellas County luminosity and message frequency standards.
8. Any special event held on the site shall comply fully with Section 138-1338 of the Pinellas County Land Development Code, as may be amended, pertaining to the permitting of temporary uses and structures.
9. No outdoor amplified music shall be allowed, unless associated with an approved temporary use permit.
10. Any changes to the conditions listed shall require approval of the Board of County Commissioners.
11. In the event any of the above conditions are not met or the conditional use becomes a nuisance, the Board of County Commissioners may rescind approval of the conditional use.

Commissioner Morrone offered the foregoing resolution and moved its adoption, which was seconded by Commissioner Gerard upon the roll call the vote was:

Ayes: Justice, Long, Welch, Eggers, Gerard, Seel and Morrone.

Nays: None.

Absent and not voting: None.

By: 
Office of the County Attorney