

RESOLUTION NO. 17-88

RESOLUTION CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 0.8 ACRE LOCATED 135 FEET NORTH OF THE NORTHEAST CORNER OF THE FLORIDA AVENUE AND 9TH STREET INTERSECTION IN PALM HARBOR (A PORTION OF PARCEL 01/28/15/88560/088/0300); PAGE 76 OF THE ZONING ATLAS, AS BEING IN SECTION 01, TOWNSHIP 28, RANGE 15; FROM R-4, ONE, TWO & THREE FAMILY RESIDENTIAL TO M-1-CO, LIGHT MANUFACTURING & INDUSTRY-CONDITIONAL OVERLAY WITH THE CONDITIONAL OVERLAY LIMITING THE USE OF THE SUBJECT PROPERTY TO THE STORAGE AND PROCESSING OF VEHICLES FOR REPAIR AND RESTORATION OR DISPOSAL AFTER COLLISIONS, THE PROHIBITION OF THE STORAGE AND PROCESSING OF RECREATIONAL VEHICLES AND BOATS, THE PROHIBITION OF STACKING OF VEHICLES, THE STORAGE OF INVENTORY AND MATERIALS NECESSARY TO EFFECT THAT REPAIR OR RESTORATION, AS STORAGE FOR VEHICLES UTILIZED FOR LAW ENFORCEMENT PURPOSES, FOR VEHICLES REMOVED FROM PROPERTIES UNDER CONTRACT, FOR VEHICLES REMOVED FROM ROADWAYS AFTER COLLISION, RESTORATION AND OUTDOOR STORAGE OF CUSTOMER VEHICLES AND TRAILERS OF ALL TYPES AND CLASSES TOWED ONTO OR DELIVERED TO THE SUBJECT PROPERTY FOR PUBLIC/GOVERNMENTAL PURPOSES AND ON BEHALF OF PRIVATE PARTIES GENERALLY; UPON APPLICATION OF CLAY & PAM, LLC THROUGH JAN T. GOVAN, ATTORNEY AT LAW, GOVAN LAW GROUP, REPRESENTATIVE, Z/LU-03-02-17

WHEREAS, Clay & Pam, LLC, owners of the property hereinafter described, has petitioned the Board of County Commissioners of Pinellas County to change the zone classification of the real property hereinafter described from R-4, One, Two & Three Family Residential to M-1-CO, Light Manufacturing & Industry – Conditional Overlay, with the Conditional Overlay limiting the use of the subject property to the storage and processing of vehicles for repair and restoration or disposal after collisions, the storage of inventory and materials necessary to effect that repair or restoration, as storage for vehicles utilized for law enforcement purposes, for vehicles removed from properties under contract, for vehicles removed from roadways after collision, restoration and outdoor storage of customer vehicles, trailers and vessels of all types and classes towed onto or delivered to the subject property for public/governmental purposes and on behalf of private parties generally; and

WHEREAS, the Local Planning Agency recommended approval of the change of zoning and the Conditional Overlay with the addition of two conditions for the Conditional Overlay that would prohibit the stacking of vehicles, and the storage of recreational vehicles and boats; and

WHEREAS, legal notice of public hearing on such proposed change of zone classification 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 zone classification of said property should be changed.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pinellas County in regular session duly assembled this 28th day of November 2017 that the zone classification of the following described real property in Pinellas County, Florida, to wit:

LOT 4, 5, 6, 7 AND 8, TOGETHER WITH THE 10 FEET OF THE VACATED ALLEY LYING ADJACENT TO LOTS 4, 5, 6, 7 AND 8, IN BLOCK 88, TOWN OF SUTHERLAND, ACCORDING TO THE MAP FILED MARCH 29, 1888, IN THE PUBLIC RECORDS OF HILLSBOROUGH COUNTY, FLORIDA OF WHICH PINELLAS COUNTY WAS FORMERLY A PART

be, and the same is hereby changed from R-4, One, Two & Three Family Residential to M-1-CO, Light Manufacturing & Industry-Conditional Overlay with the Conditional Overlay limiting the use of the subject property to the storage and processing of vehicles for repair and restoration or disposal after collisions, the prohibition of the storage and processing of recreational vehicles and boats, the prohibition of stacking of vehicles, and the storage of inventory and materials

necessary to effect that repair or restoration, as storage for vehicles utilized for law enforcement purposes, for vehicles removed from properties under contract, for vehicles removed from roadways after collision, restoration and outdoor storage of customer vehicles and trailers of all types and classes towed onto or delivered to the subject property for public/governmental purposes and on behalf of private parties generally, subject to an amendment to the Pinellas County Future Land Use Map from Residential Medium to Employment, Z/LU-3-2-17.

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

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

Nays: None.

Absent and not voting: Long and Seel.

APPROVED AS TO FORM

By: 

Office of the County Attorney