

RESOLUTION NO. 15-127

RESOLUTION CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 5.6 ACRES LOCATED ON THE SOUTH SIDE OF TAMPA ROAD 100 FEET WEST OF CANDY LANE AND ADJACENT TO THE PINELLAS TRAIL IN OZONA; PAGE 93 OF THE ZONING ATLAS, AS BEING IN SECTION 10 & 11, TOWNSHIP 28, RANGE 15; FROM R-4, ONE, TWO & THREE FAMILY RESIDENTIAL TO RPD-5, RESIDENTIAL PLANNED DEVELOPMENT, 5 UNITS PER ACRE AND GRANTING VARIANCES FOR A 23 FOOT SETBACK FROM RESIDENTIAL PORCHES TO THE EDGE OF A PRIVATE STREET WHERE 35 FEET IS REQUIRED, AN 8 FOOT SETBACK FROM THE POOL CABANA TO THE EDGE OF A PRIVATE STREET WHERE 35 FEET IS REQUIRED, AND AN 18 FOOT SETBACK FROM THE POOL CABANA TO THE EDGE OF A PUBLIC RIGHT-OF-WAY WHERE 25 FEET IS REQUIRED; UPON APPLICATION OF GRR OZONA, LLP THROUGH GEORGE STAMAS, PIONEER HOMES, REPRESENTATIVE, Z-26-10-15

WHEREAS, GRR Ozona, LLP, owner 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 RPD-5, Residential Planned Development, 5 units per acre and to grant variances for a 23 foot setback from residential porches to the edge of a private street where 35 feet is required, an 8 foot setback from the pool cabana to the edge of a private street where 35 feet is required, and an 18 foot setback from the pool cabana to the edge of a public right-of-way where 25 feet is required; and

WHEREAS, legal notice of public hearing on such proposed change of zone classification and variances 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, and the variances should be granted.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pinellas County in regular session duly assembled this 24th day of November 2015 that the zone classification of the following described real property in Pinellas County, Florida, to wit:

SEE ATTACHED EXHIBIT "A"

be, and the same is hereby changed from R-4, One, Two & Three Family Residential to RPD-5, Residential Planned Development, 5 units per acre and variances granted for a 23 foot setback from residential porches to the edge of a private street where 35 feet is required, and an 8 foot setback from the pool cabana to the edge of a private street where 35 feet is required, an 18 foot setback from the pool cabana to the edge of a public right-of-way where 25 feet is required, the variances being subject to the following conditions: 1) the porches shall not be enclosed; 2) the cabana shall be shielded from the adjacent public right-of-way by a six-foot perimeter wall; and 3) the development shall maintain substantial conformance with the submitted concept plan, Z-26-10-15.

Commissioner Eggers offered the change in zoning classification in the foregoing resolution and moved its adoption, which was seconded by Commissioner Gerard upon the roll call the vote was:

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

Nays: None.

Absent and not voting: None.

Commissioner Eggers offered the porch setback variance in the foregoing resolution and moved its adoption, which was seconded by Commissioner Long upon the roll call the vote was:

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

Nays: None.

Absent and not voting: None.


Commissioner Gerard offered the pool cabana setback variances in the foregoing resolution and moved their adoption, which was seconded by Commissioner Welch upon the roll call the vote was:

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

Nays: Seel and Eggers.

Absent and not voting: None.

APPROVED AS TO FORM:
OFFICE OF COUNTY ATTORNEY

By 
Attorney