



Brevard County Board of County Commissioners

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Legislation Text

File #: 6505, **Version:** 1

Subject:

Resolution setting forth the findings and conclusions of the Board of County Commissioners re: the denial of a request for a change of zoning classification from RR-1 to AU on property owned by FL & NC Investment Properties LLC.

Fiscal Impact:

N/A

Dept/Office:

County Attorney's Office

Requested Action:

Approve the proposed resolution setting forth the findings of fact and conclusions of the Board pertaining to the denial of a request for a change of zoning classification from RR-1 to AU on property owned by FL & NC Investment Properties LLC.

Summary Explanation and Background:

On November 2, 2023, the Board of County Commissioners held a public hearing and considered a request for a change of zoning classification from RR-1 to AU on property owned by FL & NC Investment Properties LLC, application number 23Z00066. The Board of County Commissioners continued the request to its December 7, 2023 meeting, and asked the applicant to work with staff on a binding development plan to mitigate the impacts of the requested zoning change on nearby properties. On December 7, 2023, the Board unanimously denied the request after a public hearing and directed the County Attorney's Office to prepare findings of fact. The requested Resolution setting forth proposed findings of fact, conclusions of law, and the action taken is attached.

Pursuant to BCC-51, when the Board directs the County Attorney to develop a resolution setting forth proposed findings of fact, the resolution is to be scheduled for approval as a consent agenda item at a subsequent regular meeting of the Board. If the Board removes the resolution and findings of fact from the consent agenda for discussion at a regular meeting, the discussion shall not constitute a reopening of the public hearing, nor shall the Board hear any new evidence from the public. However, nothing in this section shall be construed to prevent the Board from continuing a public hearing to a time-certain and reopening the public hearing at that time. In the event the Board wishes to reopen the public hearing, the item shall be readvertised.

Please note the record was sent electronically to each Board member and a paper copy of the full record will be available in the Clerk's files at the meeting.

Clerk to the Board Instructions:

Return a signed copy of the resolution to the County Attorney's Office.