



## Zoning

Brevard County Board Of County Commissioners; Governing Board Of The Brevard Mosquito Control District; Governing Board Of The Barefoot Bay Water And Sewer District

2725 Judge Fran Jamieson Way

Viera, FL 32940

Agenda

Thursday, September 7, 2023

If you wish to speak to any item on the agenda, please fill out a speaker card. Persons addressing the Board shall have three minutes to complete his/her comments on each public hearing agenda item for which he/she has filled out a card.

The Board of County Commissioners requests that speakers appearing under the Public Comment section of the agenda limit their comments and/or presentations to matters under the Board's jurisdiction. It is the responsibility of the Chair to determine the time limit on comments under Public Comment and other agenda items that are not Quasi-Judicial Public Hearings. In Quasi-Judicial proceedings, fifteen (15) minutes shall be allowed for applicants and five (5) minutes for other speakers.

**A. CALL TO ORDER 5:00 PM**

**B. INTENTIONALLY OMITTED**

**C. PLEDGE OF ALLEGIANCE: Commissioner Jason Steele, District 5**

**D. MINUTES FOR APPROVAL:**

**E. RESOLUTIONS, AWARDS AND PRESENTATIONS**

**E.1. ITEM REMOVED**

**F. CONSENT AGENDA (The entire Consent Agenda will be passed in one motion to include everything under Section F.)**

### **Development and Environmental Services Group**

#### Planning and Development

**F.1.** Acceptance, Re: Binding Development Plan with Norfolk Parkway, LLC (District 5)

**F.2.** Acceptance, Re: Binding Development Plan with Cirrus Properties, LLC (District 4)

**F.3.** Acceptance, Re: Binding Development Plan with Ian S. Lightholder and Teylor M. Lockey (District 1)

Miscellaneous

- F.4.** Resolution proclaiming September 11, 2023 as United States Patriot Day.

**G. PUBLIC HEARINGS**

- G.1.** Charles Steven Douglas and Debra Kay Douglas, Trustees; and Sandra J. Douglas (Brittany LeCun) request a change of zoning classification from IU-1 to BU-2. (23Z00023) (Tax Account 3010512) (District 3)
- G.2.** Dick Holdings, LLC (Vaheed Teimouri) requests a change of zoning classification from AU and BU-1 to all AU. (23Z00048) (Tax Account 2317013) (District 2)
- G.3.** Robert A. Kline requests a change of zoning classification from GU to AU(L). (23Z00042) (Tax Account 2404044) (District 1)
- G.4.** SRR Property Investment, LLC (Brian Russo) requests a change of zoning classification from RU-1-7 to BU-1-A. (23Z00039) (Tax Account 2423790) (District 2)
- G.5.** Daniel A. and Lindsey E. Alf (Bruce Moia) request a change of zoning classification from BU-1 to BU-2. (23Z00045) (Tax Account 2719528) (District 4)
- G.6.** RNK Viera, Inc. (Cliff Repperger) requests a CUP for Alcoholic Beverages (beer & wine only) for On-Premises Consumption in Conjunction with a Bar, in a PUD zoning classification. (23Z00050) (Tax Account 3024416) (District 4)
- G.7.** Thomas P. and Shannon Harmony request a change of zoning classification from GU to AU (23Z00044) (Tax Account 2504668) (District 2)
- G.8.** Island Cremations, Inc. (Kent Bush) requests a Small Scale Comprehensive Plan Amendment (23S.14) to change the Future Land Use designation from RES 6 to CC. (23SS00014) (Tax Account 2427231) (District 2)
- G.9.** Island Cremations, Inc. (Kent Bush) requests a change of zoning classification form RU-1-11 to BU-1. (23Z00054) (Tax Account 2427231) (District 2)
- G.10.** Malcolm R. Kirschenbaum (Cole Oliver) requests a Small Scale Comprehensive Plan Amendment (23S.15), to change the Future Land Use designation from NC and CC to all CC. (23SS00015) (Tax Account 2501390) (District 2)
- G.11.** Malcolm R. Kirschenbaum (Cole Oliver) requests a change of zoning classification from BU-1-A with an existing BDP, to BU-2, with removal of existing BDP, and adding a new BDP. (23Z00053) (Tax Account 2501390) (District 2)
- G.12.** Colleen Mary Golub Revocable Trust (Kim Rezanka) requests a Small Scale Comprehensive Plan Amendment (23S.12), to change the Future Land Use designation from NC to CC. (23SS00012) (Tax Account 2627864) (District 4)

- G.13.** Colleen Mary Golub Revocable Trust (Kim Rezanka) requests a Major Amendment to a PUD. (23Z00051) (Tax Account 2627864) (District 4)
- G.14.** Chelsea Lee James requests a Small Scale Comprehensive Plan Amendment (23S.13) to change the Future Land Use designation from AGRIC to RES 1. (23SS00013)) (Tax Account 2002343) (District 1)
- G.15.** Chelsea Lee James requests a change of zoning classification from GU to RRMH-1. (23Z00052) (Tax Account 2002343) (District 1)
- G.16.** Tracey C. and Teresa B. Higginbotham (Randy Rodriguez) request a change of zoning classification from GU to AU. (23Z00024) (Tax Accounts 2312731, 2319995, & 2319996) (District 1)
- G.17.** IR Tiki, LLC (Kelly Hyvonen) requests a Small Scale Comprehensive Plan Amendment (23S.08), to change the Future Land Use designation from NC and CC, to all CC. (23SS00008) (Tax Account 2605971) (District 2)
- G.18.** IR Tiki, LLC (Kelly Hyvonen) requests a change of zoning classification from RU-2-10 and BU-2 to all BU-2. (23Z00043) (Tax Account 2605971) (District 2)

**H. UNFINISHED BUSINESS**

**I. NEW BUSINESS**

**J. BOARD REPORTS**

- J.1. Frank Abbate, County Manager
- J.2. Morris Richardson, County Attorney
- J.3. Tom Goodson, Commissioner District 2, Vice-Chair
- J.4. John Tobia, Commissioner District 3
- J.5. Rob Feltner, Commissioner District 4
- J.6. Jason Steele, Commissioner District 5
- J.7. Rita Pritchett, Commissioner District 1, Chair

**K. PUBLIC COMMENTS**

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons needing special accommodations or an interpreter to participate in the proceedings, please notify the County Manager's Office no later than 48 hours prior to the meeting at (321) 633-2010.

Assisted listening system receivers are available for the hearing impaired and can be obtained from SCGTV staff at the meeting. We respectfully request that ALL ELECTRONIC ITEMS and CELL PHONE REMAIN OFF while the County Commission is in session. Thank You.

This meeting will be broadcast live on Space Coast Government Television (SCGTV) on Spectrum Cable Channel 499, Comcast (North Brevard) Cable Channel 51, and Comcast (South Brevard) Cable Channel 13 and AT&T U-verse Channel 99. SCGTV will also replay this meeting during the coming month on its 24-hour video server nights, weekends, and holidays. Check the SCGTV website for daily program updates at <http://www.brevardfl.gov>. The Agenda may be viewed at: <http://www.brevardfl.gov/Board Meetings>

In accordance with BCC-97 Section G.1 the agenda shall provide a section for public comment at the end of each regular County Commission meeting following Board Reports. The purpose of public comment is to allow individuals to comment on any topic relating to County business which is not on the meeting agenda. Individuals delivering public comment shall be restricted to a three-minute time limit on their presentation. Speakers will be heard in the order in which they turned in a pink card asking to be heard. With the exception of emergency items, the Board will take no action under the Public Comment section, but can refer the matter to another meeting agenda or request a staff report.

Any invocation that may be offered before the official start of the Commission meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Commission. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Commission, and the Commission is not allowed by law to endorse the religious beliefs or views of this, or any other speaker.