

**TOWN OF DAVIE
TOWN COUNCIL AGENDA REPORT**

TO: Mayor and Councilmembers

FROM/PHONE: Name: Mark A. Kutney, AICP
Phone: (954) 797-1101

SUBJECT: Rezoning - 1st Reading

ZB 11-1-00 Glenn's Automotive

Location: 2685 Reese Road, generally located on the west side of Reese Road at the southwest corner of I-595 and the Turnpike.

TITLE OF AGENDA ITEM:

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM M-3, GENERAL INDUSTRIAL DISTRICT (COUNTY), TO M-3, PLANNED INDUSTRIAL PARK, OF THE TOWN OF DAVIE CODE; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

REPORT IN BRIEF: Request to rezone a 1.01 parcel of land from M-3, General Industrial District (County), to M-3, Planned Industrial Park (Town Code). The property was annexed into the Town in 1984 as part of Hacienda Village. As such, the zoning designation was never changed to reflect a Town of Davie zoning classification. Prior to site plan approval, staff is requesting that the applicant rezone to a Town zoning category and develop the site under Town regulations.

PREVIOUS ACTIONS: The Town Council approved this request, on its merits, (5-0, February 7, 2001). Additionally, the Town Council voted to table the request on a vote of 5-0, at its January 17, 2001 meeting, due to the applicant not being in attendance.

CONCURRENCES: The Planning and Zoning Board recommended approval at its January 10, 2001 meeting (motion carried 5-0).

FISCAL IMPACT:

Has request been budgeted? yes no

 If yes, expected cost: \$

 Account Name:

 If no, amount needed: \$

 What account will funds be appropriated from:

 Additional Comments:

RECOMMENDATION(S): Motion to approve.

Attachment(s): Staff Report, Survey, Conceptual Master Plan, Land Use Map, Subject Site Map, Aerial

ORDINANCE _____

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM M-3, GENERAL INDUSTRIAL DISTRICT (COUNTY), TO M-3, PLANNED INDUSTRIAL PARK, OF THE TOWN OF DAVIE CODE; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council of the Town of Davie authorized the publication of a notice of a public hearing as required by law, that the classification of certain lands within the Town be changed from M-3, General Industrial District (County), to M-3, Planned Planned Industrial Park;

WHEREAS, said notice was given and publication made as required by law, and a public hearing thereunder was held on the date of the adoption of this ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE FLORIDA:

SECTION 1. That the property herein after described be and the same is hereby rezoned and changed from M-3, General Industrial District (County), to M-3, Planned Planned Industrial Park:

a. The subject property is described in Exhibit "A", which is attached hereto and made a part hereof.

SECTION 2. That the owner has provided a conceptual master plan described in Exhibit "B", which is attached hereto and made a part hereof.

SECTION 3. That the zoning map heretofore adopted by the Town Council be and the same is hereby amended to show the property described in Section 1, herein, as M-3, Planned Industrial Park.

SECTION 4. All Ordinances or parts of Ordinances in conflict herewith are to the extent of such conflict hereby repealed.

SECTION 5. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of this Ordinance.

PASSED ON FIRST READING THIS _____ DAY OF _____,2001.

PASSED ON SECOND READING THIS _____ DAY OF _____
____,2001.

ATTEST:

MAYOR/COUNCILMEMBER

TOWN CLERK

APPROVED THIS _____ DAY OF _____, 2001.

