

RESOLUTION NO. 13- _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS PROPOSING AMENDMENT TO THE COLLIER COUNTY GROWTH MANAGEMENT PLAN, ORDINANCE 89-05, AS AMENDED, SPECIFICALLY AMENDING THE FUTURE LAND USE ELEMENT TO REVISE THE BUCKLEY MIXED USE SUBDISTRICT OF THE URBAN MIXED USE DISTRICT TO REMOVE THE OFFICE AND RETAIL CAPS AND ALLOW UP TO 7,500 SQUARE FEET OF GROSS FLOOR AREA OF COMMERCIAL USES PER ACRE OR 15 RESIDENTIAL DWELLING UNITS PER ACRE, TO MAKE RESIDENTIAL DEVELOPMENT OPTIONAL, TO PROHIBIT COMMERCIAL AND RESIDENTIAL USES ON THE SAME PARCEL, TO LIMIT MULTI-TENANT COMMERCIAL BUILDINGS TO NO MORE THAN 50% OF THE COMMERCIAL SQUARE FOOTAGE, TO REVISE DEVELOPMENT STANDARDS INCLUDING THE CAP ON THE SIZE OF THE FOOTPRINT OF COMMERCIAL BUILDINGS, AND FURTHERMORE RECOMMENDING TRANSMITTAL OF THE AMENDMENT TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY. THE SUBJECT PROPERTY IS 21.70 ACRES AND LOCATED ON THE WEST SIDE OF AIRPORT ROAD AND APPROXIMATELY 330 FEET NORTH OF ORANGE BLOSSOM DRIVE IN SECTION 2, TOWNSHIP 49 SOUTH, RANGE 25 EAST, COLLIER COUNTY, FLORIDA. [PL20120002909/CP-2013-3]

WHEREAS, Collier County, pursuant to Section 163.3161, et. seq., Florida Statutes, the Florida Local Government Comprehensive Planning and Land Development Regulation Act of 1985, was required to prepare and adopt a comprehensive plan; and

WHEREAS, the Collier County Board of County Commissioners adopted the Collier County Growth Management Plan on January 10, 1989; and

WHEREAS, the Community Planning Act of 2011 provides authority for local governments to amend their respective comprehensive plans and outlines certain procedures to amend adopted comprehensive plans; and

WHEREAS, Petitioner, McGuire Development Company, has initiated this amendment to the Future Land Use Element; and

WHEREAS, on September 9, 2013, the Collier County Planning Commission considered the proposed amendment to the Growth Management Plan pursuant to the authority granted to it by Section 163.3174, F.S., and has recommended approval of said amendment to the Board of County Commissioners; and

Words underlined are additions; Words ~~struck through~~ are deletions

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WHEREAS, on November 12, 2013, the Board of County Commissioners at a public hearing approved the transmittal of the proposed amendment to the state land planning agency in accordance with Section 163.3184, F.S.; and

WHEREAS, upon receipt of Collier County's proposed Growth Management Plan Amendment, various State agencies and the Department of Economic Opportunity (DEO) have thirty (30) days to review the proposed amendment and DEO must transmit, in writing, to Collier County its comments within said thirty (30) days pursuant to Section 163.3184, F.S.; and

WHEREAS, Collier County, upon receipt of the written comments from DEO must adopt, adopt with changes or not adopt the proposed Growth Management Plan Amendment within one hundred and eighty (180) days of such receipt pursuant to Section 163.3184, F.S.; and

WHEREAS, the DEO, within five (5) days of receipt of Collier County's adopted Growth Management Plan Amendment, must notify the County of any deficiencies of the Plan Amendment pursuant to Section 163.3184(3), F.S.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA that:

The Board of County Commissioners hereby approves the proposed Growth Management Plan Amendment, attached hereto as Exhibit "A" and incorporated by reference herein, for the purpose of transmittal to the Department of Economic Opportunity and other reviewing agencies thereby initiating the required State evaluation of the Growth Management Plan Amendment prior to final adoption.

THIS RESOLUTION ADOPTED after motion, second and majority vote this _____ day of _____, 2013.

ATTEST:
DWIGHT E. BROCK, CLERK

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

Deputy Clerk

BY: _____
GEORGIA A. HILLER, ESQ.
Chairwoman

Approved as to form and legality:

DRAFT

Heidi Ashton-Cicko
Managing Assistant County Attorney

Attachment: Exhibit "A"

CP\13-CMP-00901\1 - 7/15/13

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