

ORDINANCE 20-

AN ORDINANCE REZONING 1.46-ACRES OF PROPERTY, LOCATED ON THE SOUTH SIDE OF SE GENA ROAD FROM THE SINGLE FAMILY RESIDENTIAL (RS-1) ZONING DISTRICT TO THE MULTIPLE FAMILY RESIDENTIAL (RM-5) ZONING DISTRICT FOR PROPERTY LEGALLY DESCRIBED AS LOTS 1-3, BLOCK 109, SOUTH PORT ST. LUCIE UNIT 04 (P20-147); PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Redtail Design Group, Inc., acting agent for Gena 1905, LLC, seeks to rezone 1.46-acres of property located on the south side of SE Gena Road and within the City of Port St. Lucie, from the Single Family Residential (RS-1) Zoning District to the Multiple Family Residential (RM-5) Zoning District; and

WHEREAS, the proposed zoning is consistent with all applicable elements of the City's adopted Comprehensive Plan and complies with the City's Code of Ordinances; and

WHEREAS, the City of Port St. Lucie Planning and Zoning Board held a public hearing on October 6, 2020 to consider the rezoning application (P20-147), notice of said hearing to adjoining property owners for a radius of seven hundred and fifty (750) feet having been given and advertising of public hearing having been made; and

WHEREAS, the City Council held a public hearing on November __, 2020, to consider the rezoning application (P20-147), advertising of the public hearing having been made; and

WHEREAS, the City Council has considered the rezoning application (P20-147) based on substantial and competent evidence and the City Council has determined to rezone the property legally described as Lots 1-3, Block 109, South Port St. Lucie Unit 04, according to Plat Book 13, Pages 11A-11C, of the Public Records of St. Lucie County, Florida.

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NOW, THEREFORE, THE CITY OF PORT ST. LUCIE HEREBY ORDAINS:

Section 1. Ratification of Recitals. The City Council of the City of Port St. Lucie, Florida, hereby adopts and ratifies those matters as set forth in the foregoing recitals.

Section 2. That the property located on the south side of SE Gena Road and legally described as Lots 1-3, Block 109, South Port St. Lucie Unit 04, according to Plat Book 13, Pages 11A-11C, of the Public Records of St. Lucie County, Florida, is rezoned from the Single Family Residential (RS-1) Zoning District to Multiple Family Residential (RM-5) Zoning District.

Section 3. Conflict. If any ordinance, or parts of ordinances, or if any sections, or parts of sections, of the ordinances of the City of Port St. Lucie, Florida, are in conflict herewith, this Ordinance shall control to the extent of the conflicting provisions.

Section 4. Severability. The provisions of this Ordinance are intended to be severable. If any provision of this Ordinance is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

Section 5. Effective Date. That this Ordinance shall become effective ten (10) days after its final adoption.

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PASSED AND APPROVED by the City Council of the City of Port St. Lucie, Florida, this

_____ day of _____ 2020.

CITY OF PORT ST. LUCIE, FLORIDA

BY: _____
Gregory J. Oravec, Mayor

ATTEST:

Karen A. Phillips, City Clerk

APPROVED AS TO FORM:

BY: _____
James D. Stokes, City Attorney