

RESOLUTION NO. ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ST. LUCIE, FLORIDA GRANTING A SPECIAL EXCEPTION USE PROVIDED FOR IN SECTION 158.124 (C)(6) OF THE GENERAL COMMERCIAL ZONING CODE TO PERMIT THE USE OF A LOUNGE FOR PROPERTY LOCATED EAST OF I-95, WEST OF PEACOCK BLVD, AND NORTH OF ST. LUCIE WEST BLVD (P21-020); PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Port St. Lucie, Florida, has been requested by OMI Investments LLC., property owner of the subject property to grant a special exception to permit the use of a lounge within property zoned General Commercial. Pursuant to Section 158.124 (C)(6); and on property legally described as attached in Exhibit “A”; and

WHEREAS, the subject application has been reviewed in accordance with Section 158.260, and meets the special exception use requirements as stipulated; and

WHEREAS, the Planning and Zoning Board held a public hearing on March 2, 2021 to review P21-020 and made a recommendation on P21-020; and

WHEREAS, the City Council held a public hearing on _____, 2021 to consider the special exception use application (P21-020), advertising of the public hearing having been made; and

WHEREAS, the City Council has considered the special exception use application (P21-020) based on substantial and competent evidence and the City Council has determined that the granting of this special exception use is authorized by Sections 158.255 through 158.262, Code of Ordinances, City of Port St. Lucie, and Section 158.124 (C)(6) General Commercial Zoning Code, and further that the granting of this special exception use will not adversely affect the public interest.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF PORT ST. LUCIE, FLORIDA:

Section 1. Ratification of Recitals. The foregoing recitals are hereby ratified and confirmed as true and correct and are hereby made a part of this Resolution.

Section 2. That the City of Port St. Lucie hereby grants a special exception use to OMI Investments LLC., to permit the use of a lounge within property zoned General Commercial, and pursuant to Sections 158.255 through 158.262, and Section

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158.124(C)(6) General Commercial Zoning Code, said special exception use legally described within Exhibit "A."

Section 3. Conflict. If any resolutions, or parts of resolutions, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

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

Section 5. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this _____ day of _____, 2021.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Gregory J. Oravec, Mayor

ATTEST:

Karen A. Phillips, City Clerk

APPROVED AS TO FORM:

James D. Stokes, City Attorney

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EXHIBIT A

1) PARCEL ID: 3323-896-0002-000-8

Legal Description: St. Lucie West Plat #84 Parcel 24 Commercial S/D Lot 1-Less That Part
MPDAF

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