

RESOLUTION NO. 21-R

A RESOLUTION GRANTING A SPECIAL EXCEPTION USE PROVIDED FOR IN SECTION 158.124 (C) (10) TO ALLOW REPAIR AND MAINTENANCE OF VEHICLES IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT FOR JAMES J. MCGLONE JR. (P21-031); LOCATED ON THE NORTHWEST CORNER OF PORT ST. LUCIE AND DARWIN BOULEVARDS, LEGALLY DESCRIBED AS CUMBERLAND FARMS AT DARWIN AND PORT ST. LUCIE TRACT B; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Port St. Lucie, Florida, has been requested by Jake Seaton of CSC Properties, LLC, acting as agent for James J. McGlone Jr., owner, to grant a special exception use for repair and maintenance of vehicles on property presently zoned CG (General Commercial); and legally described as Cumberland Farms at Darwin and Port St. Lucie Tract B, according to the Plat thereof, as recorded in Plat Book 72, Page 14 of the Public Records of St. Lucie County, Florida; 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 hearing on December 7, 2021 and made a recommendation of approval; and

WHEREAS, the City Council held a public hearing on January 10, 2022 to consider the special exception use application (P21-031), advertising of the public hearing having been made; and

WHEREAS, the City Council has considered the special exception use application (P21-031) 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, and section 158.124 (C) (10), Code of Ordinances, City of Port St. Lucie, 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.

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Section 2. That the City of Port St. Lucie hereby grants a special exception use to James J. McGlone Jr., owner, to grant a special exception use for repair and maintenance of vehicles on property presently zoned CG (General Commercial), pursuant to Sections 158.255 through 158.262, and Section 158.124 (C) (10) of the Code of Ordinances, City of Port St. Lucie, for property legally described as Cumberland Farms at Darwin and Port St. Lucie Tract B, as recorded in Plat Book 72, Page 14 of the Public Records of St. Lucie County, Florida.

Section 3. The intent of this special exception approval is to grant a special exception use for repair and maintenance of vehicles on property presently zoned CG (General Commercial).

Section 4. Conflict. If any resolutions, or parts of resolutions, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

Section 5. 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 6. 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 _____, 2022.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Shannon M. Martin, Mayor

ATTEST:

Sally Walsh, City Clerk

APPROVED AS TO FORM:

James D. Stokes, City Attorney