

RESOLUTION NO. 17-___

716-718 SOUTH STREET EXTENSION TO MAJOR DEVELOPMENT PLAN AND
LANDSCAPE WAIVER

A RESOLUTION OF THE CITY COMMISSION OF THE
CITY OF KEY WEST, FLORIDA, APPROVING AN
EXTENSION TO A MAJOR DEVELOPMENT PLAN AND
LANDSCAPE WAIVER FOR PROPERTY LOCATED AT 716-
718 SOUTH STREET (RE # 00036870-000000, AK #
1037681), KEY WEST, FLORIDA

WHEREAS, the applicant is requesting a second extension to a
Major Development Plan and Landscape Waiver located at 716-718
SOUTH STREET (RE # 00036870-000000, AK # 1037681);and

WHEREAS, the property is located within the Historic
Residential / Office (HRO) Zoning District; and

WHEREAS, pursuant to Section 108-203(b) of the Code of
Ordinances of the City of Key West, Florida; A development Plan
approval may be extended only one time for 12 months by a favorable
vote by the body that granted the original approval; and

WHEREAS, the City Commission previously passed Resolution
No.15-090, granting approval for a Major Development Plan and
Landscape Waiver at the property located at 716-718 South Street (RE
00036870-000000, AK # 1037681);and

WHEREAS, the City Commission previously passed Resolution
No.16-022, granting approval for an extension for the Major
Development Plan and Landscape Waiver at the property located at
716-718 South Street (RE # 00036870-000000, AK # 1037681);and

WHEREAS, this matter came before the City Commission at a duly noticed public hearing on May 2, 2017.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Key West, Florida that:

Section 1. That the above recitals are incorporated by reference as if fully set forth herein.

Section 2. That the second extension to a Major Development Plan and Landscape Modification/Waiver for property located at 716-718 South Street (RE # 00036870-000000, AK # 1037681) is hereby extended for an additional period of 12 months.

Section 3. This extension does not constitute a finding as to ownership or right to possession of the property, and assumes, without finding, the correctness of applicant's assertion of legal authority respecting the property.

Section 4. This resolution shall go into effect immediately upon its passage and adoption and authentication by the signatures of the presiding officer and the Clerk of the Commission.

Section 5. This resolution is subject to appeal periods as

provided by the City of Key West Code of Ordinances (including the Land Development Regulations). After the City appeal period has expired, this permit will be rendered to the Florida Department of Economic Opportunity. Pursuant to Chapter 9J-1, F.A.C., this permit is not effective for forty five (45) days after it has been properly rendered to the DEO with all exhibits and applications attached to or incorporated by reference in this approval; that within the forty five (45) day review period the DEO can appeal the permit to the Florida Land and Water Adjudicatory Commission; and that such an appeal stays the effectiveness of the permit until the appeal is resolved by agreement or order.

That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held this _____ day of _____, 2017.

Authenticated by the presiding officer and Clerk of the Commission on _____, 2017.

Filed with the Clerk _____, 2017.

Mayor Craig Cates _____

Commissioner Samuel Kaufman _____

Commissioner Clayton Lopez _____

Commissioner Richard Payne _____

Commissioner Margaret Romero _____

Commissioner Billy Wardlow _____

Commissioner Jimmy Weekley _____

CRAIG CATES, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK