

RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF ADJUSTMENT OF THE CITY OF KEY WEST, FLORIDA, GRANTING/DENYING THE APPEAL BY ATTORNEY DAVID VAN LOON ON BEHALF OF PROPERTY OWNER GARY THE CARPENTER CONSTRUCTION, INC., UPHOLDING/REPEALING THE PLANNING DIRECTOR'S LAWFUL UNIT DETERMINATION FOR 1009 SIMONTON STREET #7; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, at its meeting of January 7, 2020, the City Commission, sitting as the Key West Board of Adjustment conducted a quasi-judicial hearing concerning an appeal by the property owners of the Interim Planning Director's Lawful Unit Determination signed on November 25, 2019, for property located at 1009 Simonton Street #7; and

WHEREAS, the Board of Adjustment considered the record upon which the Interim City Planning Director rendered his decision, and provided opportunity for presentation by the appellant and the City Planner; and

WHEREAS, City Code of Ordinances section 90-431(4) requires the concurring vote of no less than four members of the Board of Adjustment/City Commission to reverse or modify the order, requirement, decision or determination of the city planner.

NOW, THEREFORE, BE IT RESOLVED BY THE BY THE BOARD OF ADJUSTMENT OF THE CITY OF KEY WEST, FLORIDA, AS FOLLOWS:

Section 1: That the appeal is hereby granted/denied, based upon the following findings: _____.

Section 2: That the ruling of the Interim City Planner is repealed and denied/upheld and affirmed as consistent with the Land Development Regulations.

Section 3: 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 Board.

Passed and adopted by the Board of Adjustment at a meeting held this _____ day of _____, 2020.

Authenticated by the Presiding Officer and Clerk of the Board on _____ day of _____, 2020.

Filed with the Clerk on _____, 2020.

Mayor Teri Johnston	_____
Vice Mayor Sam Kaufman	_____
Commissioner Gregory Davila	_____
Commissioner Mary Lou Hoover	_____
Commissioner Clayton Lopez	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____

TERI JOHNSTON, CHAIRMAN

ATTEST:

CHERYL SMITH, CITY CLERK