ORDINANCE NO. 13-2015

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, REZONING TWENTY-ONE PARCELS OF REAL PROPERTY GENERALLY LOCATED EAST OF 10th STREET, BETWEEN SILVER BEACH ROAD AND NORTHERN DRIVE FROM RESIDENTIAL-2 TO COMMERCIAL-1; PROVIDING FOR THE AMENDMENT OF THE TOWN'S OFFICIAL ZONING MAP TO REFLECT THE ASSIGNMENT OF THE COMMERCIAL-1 ZONING DISTRICT TO THE TWENTY-ONE PARCELS; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town's Community Development Department has recommended that eight parcels of land (collectively referred to as the "subject properties") which are generally located south of Northern Drive, east of 10th Street and north of Silver Beach Road within the Town of Lake Park (Town) should be rezoned to Commercial-1 (C-1); and,

WHEREAS, the subject property is legally described in Exhibit "A"; and

WHEREAS, the general location of the subject properties are as shown on Exhibit "B"; and,

WHEREAS, the current zoning designation of the subject properties is Residential-2 (R-2); and,

WHEREAS, the existing future land use assigned to the subject properties is Commercial; and

WHEREAS, the Commission's rezoning of the subject properties from R-2 to C-1 would be consistent with the future land use designation of the subject properties.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA:

Ordinance No. 13-2015 Page 2 of 5

Section 1. The whereas clauses are incorporated herein as the legislative

findings of the Commission

The Town Commission hereby assigns the zoning classification of Section 2.

Commercial-1 to the subject properties, the legal descriptions of which are shown in

Exhibit A, which is attached hereto and incorporated herein.

Section 78-32 of the Town's Code of Ordinances, which Section 3.

incorporates by reference the Town's Official Zoning Map and generally shows the

assignment of the various zoning districts assigned to properties in the Town, is hereby

amended to reflect the assignment of the Commercial-1 Zoning District to the subject

properties.

Section 4. Severability. If any section, paragraph, sentence, clause, phrase or

word of this Ordinance is for any reason held by a Court to be unconstitutional,

inoperative, or void, such holding shall not affect the remainder of this ordinance.

Section 5. Repeal of Laws in Conflict. All ordinances or part of ordinances in

conflict herewith are hereby repealed to the extent of such conflict.

The provisions of this Ordinance shall become effective upon Section 6.

adoption.

Attachment: Exhibit "A" – Legal Descriptions

Exhibit "B" - Location Map

Upon First Reading thisday of	comber	_, 2015, the
foregoing Ordinance was offered by Comm	ussioner &	apaja
who moved its approval. The motion was seconde	d by Commis	sioner O'Ronke
and being put to a vote, the result was as follows:		
	AYE	NAY
MAYOR JAMES DUBOIS		
VICE-MAYOR KIMBERLY GLAS-CASTRO		
COMMISSIONER ERIN FLAHERTY		
COMMISSIONER MICHAEL O'ROURKE		
COMMISSIONER KATHLEEN RAPOZA		
PUBLISHED IN THE PALM BEACH POST T	HIS 27DAY OF DO	200 cm box 2015
appendix and the second		
Upon Second Reading this 6 day of		2016, the
foregoing Ordinance, was offered by Comme		Kerty,
who moved its adoption. The motion was seconded	d by Comme	siner Rapoza
and being put to a vote, the result was as follows:		, ,
	AYE	NAY
MAYOR JAMES DUBOIS	_/	
VICE-MAYOR KIMBERLY GLAS-CASTRO	_/	
COMMISSIONER ERIN FLAHERTY		
COMMISSIONER MICHAEL O'ROURKE	Absent	
COMMISSIONER KATHLEEN RAPOZA		
COMMISSIONER RATTLEEN RATOLA		
The Mayor thereupon declared Ordinance No. _/ passed and adopted this day of		duly
The Mayor thereupon declared Ordinance No.	73 - 2015 	
The Mayor thereupon declared Ordinance No. _/passed and adopted this day of	0	CLORIDA
The Mayor thereupon declared Ordinance No. passed and adopted this day of TOW BY:	N OF LAKE PARK, F Mayor, James DuBo	FLORIDA Pre-
The Mayor thereupon declared Ordinance No. passed and adopted this day of TOW BY:	'N OF LAKE PARK, F	FLORIDA Pre-

Exhibit "A" Legal Descriptions

36-43-42-20-01-047-0090 KELSEY CITY LTS 9, 10, 11 & 12 BLK 47

36-43-42-20-01-047-0130 KELSEY CITY LTS 13 TO 16 INC BLK 47

36-43-42-20-01-047-0170 KELSEY CITY LTS 17 & 18 BLK 47

36-43-42-20-01-047-0190 KELSEY CITY LTS 19 TO 21 INC BLK 47

36-43-42-20-01-047-0220 KELSEY CITY LTS 22, 23 & 24 BLK 47

36-43-42-20-01-047-0250 KELSEY CITY LTS 25 TO 28 INC BLK 47

36-43-42-20-01-047-0290 KELSEY CITY LTS 29, 30, 31 & 32 BLK 47

36-43-42-20-16-000-0211; 36-43-42-20-16-000-210; 36-43-42-20-16-000-0029; 36-43-42-20-16-000-0028; 36-43-42-20-16-000-0027; 36-43-42-20-16-000-0026; 36-43-42-20-16-000-0025; 36-43-42-20-16-000-0024; 36-43-42-20-16-000-0023; 36-43-42-20-16-000-0022; 36-43-42-20-16-000-0021; 36-43-42-20-16-000-0016; 36-43-42-20-16-000-0015; 36-43-42-20-16-000-0014; 36-43-42-20-16-000-0013; 36-43-42-20-16-000-0012; 36-43-42-20-16-000-0011 NEW WORLD TOWNHOUSE COND

36-43-42-20-01-075-0130 KELSEY CITY LOTS 13 TO 15 INC BLK 75

36-43-42-20-01-076-0130 KELSEY CITY LTS 13 TO 17 INC BLK 76

36-43-42-20-01-076-0320 KELSEY CITY LTS 32 TO 36 INC BLK 76

36-43-42-20-01-077-0130 KELSEY CITY LTS 13 THRU 36 BLK 77

36-43-42-20-01-078-0130 KELSEY CITY LTS 13 TO 17 & 32 TO 36 INC BLK 78

36-43-42-20-01-079-0130 KELSEY CITY LOTS 13 TO 17 INC & 32 TO 36 INC BLK 79

36-43-42-20-06-003-0010

CITY SQUARE TH PT OF TR C LYG S OF WEST ILEX ST (LESS NLY 155.06 FT OFWLY 297 FT, ELY 78 FT OF NLY 283.06 FT & ELY 100 FT OF SLY 270 FT)

36-43-42-20-06-003-0040 CITY SQUARE NLY 155.06 FT OF WLY 297 FT OF TR C LYG S OF WEST ILEX ST

> 36-43-42-20-06-003-0090 CITY SQUARE ELY 100 FT OF SLY 100 FT OF TRACT C

36-43-42-20-06-003-0130CITY SQUARE W 125 FT OF ELY 375 FT OF NLY 125 FT OF TR C

36-43-42-20-06-003-0060 CITY SQUARE ELY 90 FT OF NLY 110 FT OF SLY 270 FT OF TRACT C

36-43-42-20-06-003-0070CITY SQUARE ELY 100 FT OF NLY 30 FT OF SLY 160 FT OF TRACT C

 ${\it 36-43-42-20-06-003-0080}$ CITY SQUARE NLY 30 FT OF SLY 130 FT OF ELY 100 FT OF TRACT C

Exhibit "B" Location Map



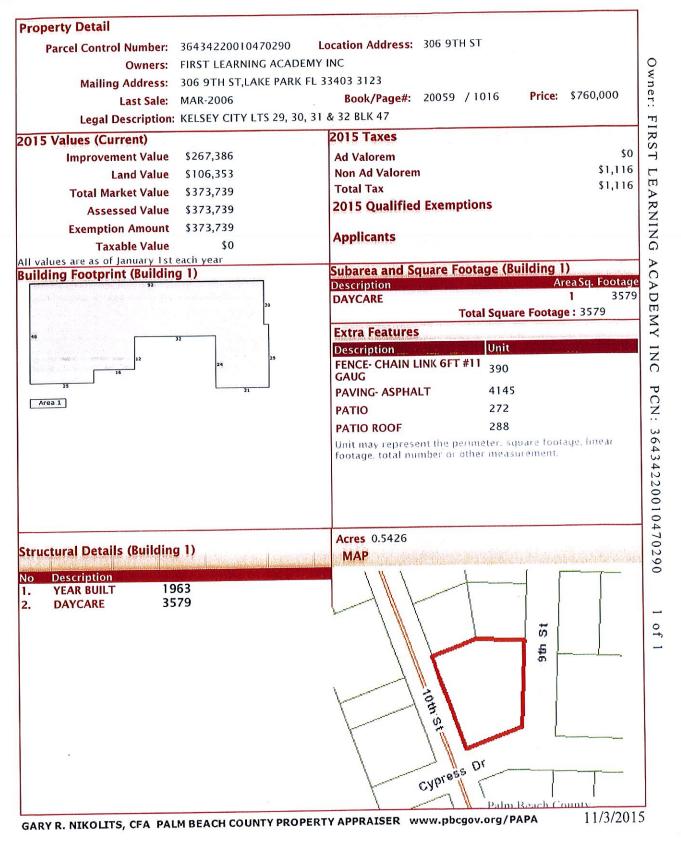
EXHIBIT "A" PARCEL INFORMATION AND IMAGE

INCONSISTENCIES BETWEEN ZONING MAP AND FLUM

Acreage		0.355	0.38	0.16	0.22	700	0.5426	0.2420								Approx 0.85	on worlder									1022	0.36	95.0	1 8046	1.0740	0.7904
FLUM		Commercial	Commercial		Commercial			Commercial								Commercial	Collinication							050002		Commercial	Commercial	Commercial	Collinercial	Commercial	Commercial
ZONIN		R-2	R-2		R-2		(K-7								C	N-7									0	N-2	7-4	N-2	K-2	R-2
NOTES				FLIMED Commercial	but zoned residential.										FLUMED Commercial	but zoned residential.	Condo Owners of New	Condominium													
ITE A	South of Park Avenue	359 10TH ST	351 10TH ST A	10TH ST (Vacant)	10TH ST (Vacant)	10TH ST (Vacant)	10TH ST (Vacant)	306 9TH ST	201 10TH ST	203 10TH ST	205 10TH ST	207 10TH ST	209 10TH ST	211 10TH ST	213 10TH ST	215 10TH ST	217 10TH ST	219 10TH ST	221 10TH ST	223 10TH ST	225 10TH ST	227 10TH ST	229 10TH ST	231 10TH ST	233 10TH ST	North of Park Avenue	932 W JASMINE DK	932 W KALMIA DR	933 W JASMINE DR	932 LAUREL DR	932 MAGNOLIA DR
OWNER NAME		MT ZION APOSTOLIC CHILD	GELIN CATHERINE	FRANDEVCO LLC	FRANDEVCOLLC	FRANDEVCOLLC	FRANDEVCO LLC	FIRST LEARNING ACADEMY INC	GEFFRARD MARCEL &	GROGAN CHARLES M	OCEAN PLACE HOLDINGS LLC	OCEAN PLACE HOLDINGS LLC	BEDFORD HOLDINGS LLC	BEDFORD HOLDINGS LLC	OCEAN PLACE HOLDINGS LLC	THACH JULIE LE	BEDFORD HOLDINGS LLC	HOME SAVERS OF FLORIDA LLC	OCEAN PLACE HOLDINGS LLC	OCEAN PLACE HOLDINGS LLC	BEDFORD HOLDINGS LLC	OCEAN PLACE HOLDINGS LLC	OCEAN PLACE HOLDINGS LLC	OCEAN PLACE HOLDINGS LLC	OCEAN PLACE HOLDINGS LLC		ALBERT BRIAN H	HAASTRUP MARK A	HAASTRUP MARK A	TTC	OPABOLA KASALI O
NId		36 43 43-20-01-047-0090	36 43-42-20-01-047-0030	36-43-42-20-01-047-0170	36-43-47-20-01-047-0190	36-43-42-20-01-047-0220	36-43-42-20-01-047-0250	36-43-42-20-01-047-0290	36-43-42-20-16-000-0211	36-43-42-20-16-000-0210	36-43-42-20-16-000-0029	36-43-42-20-16-000-0028	36-43-42-20-16-000-0027	36-43-42-20-16-000-0026	36-43-42-20-16-000-0025	36-43-42-20-16-000-0024	36-43-42-20-16-000-0023	36-43-42-20-16-000-0022	36-43-47-20-16-000-0021	36-43-42-20-16-000-0016	36-43-42-20-16-000-0015	36-43-42-20-16-000-0014	36-43-42-20-16-000-0013	36-43-42-20-16-000-0012	36-43-42-20-16-000-0011		9 36434220010750130	10 36434220010760130	36434220010760320	12 3643422001070130	13 36434220010780130
#		-	, ,	"	4	5	9	1									×									-				1	

INCONSISTENCIES BETWEEN ZONING MAP AND FLUM

ZIG #	OWNERNAME	SITE ADDRESS	NOTES	ZONIN	FLUM	Acreage
14 36434220010790130	OPABOLA KASALI O	938 NORTHERN DR		R-2	Commercial	0.7916
15 35434220060030010	OPABOLA KASALI O	806 9TH ST	1	R-2	Commercial	3.0637
16/36/3/220000000000000000000000000000000	KEITHI EY INC	910 W ILEX DR		R-2	Commercial	1.0572
12/3643432000000000000000000000000000000000	WILLIAMS FREDERICK P &	906 GREENBRIAR DR	L	R-2	Commercial	0.23
10 36434330060030030	MOORE III VSSES IR	931 W ILEX DR	FLUMED Commercial	R-2	Commercial	0.35
18 3043422000030130	ANDIA TARED &	810 9TH ST	but Zoned residential.	R-2	Commercial	0.23
19,50454220000050000	GOODWIN TED A	GREENBRIAR DR		R-2	Commercial	0.7
20 242422(0000)20070	GOODWIN TED A	GREENBRIAR DR	Cireeobrian Dr KOW	R-2	Commercial	0.7

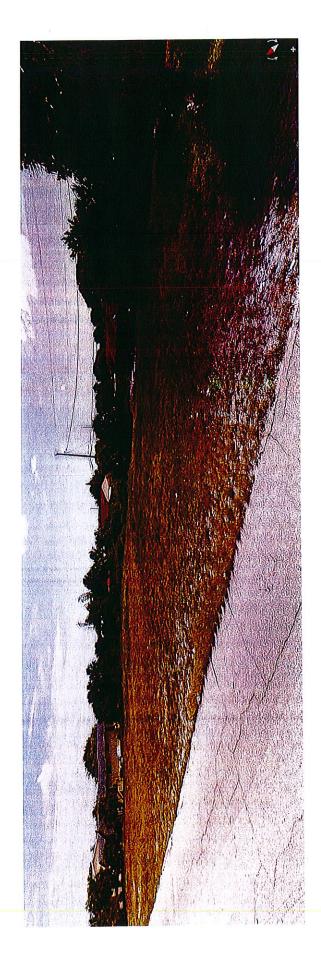




306 9th Street

View from 10th Street



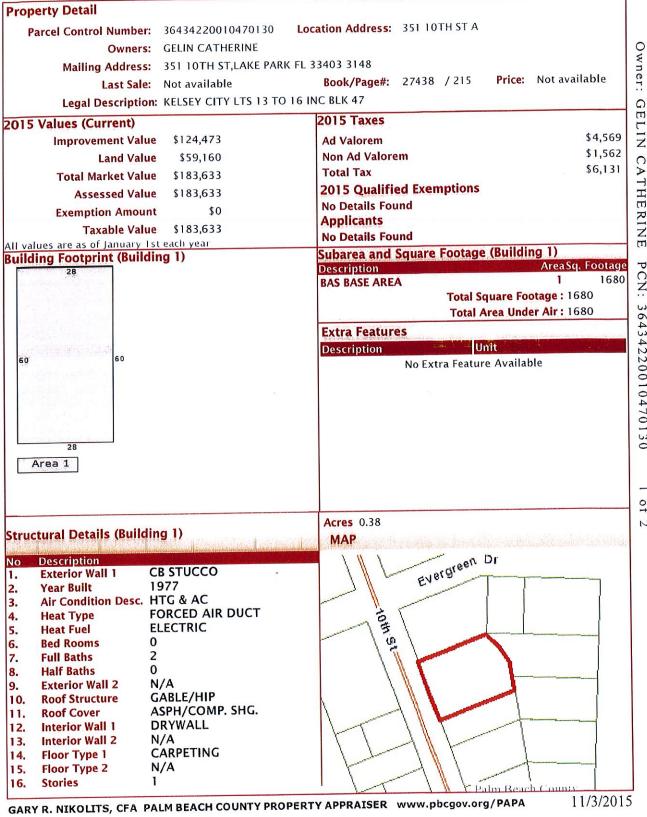


Vacant parcels on 10th Street

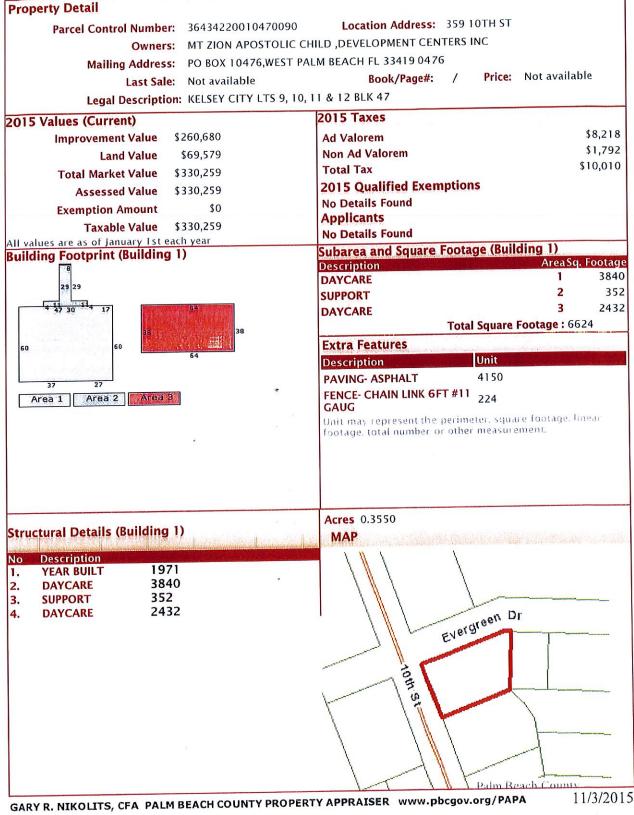
36-43-42-20-01-047-0170 36-43-42-20-01-047-0190

36-43-42-20-01-047-0220

36-43-42-20-01-047-0250







359 10th Street

GARY R. NIKOLITS, CFA PALM BEACH COUNTY PROPERTY APPRAISER www.pbcgov.org/PAPA

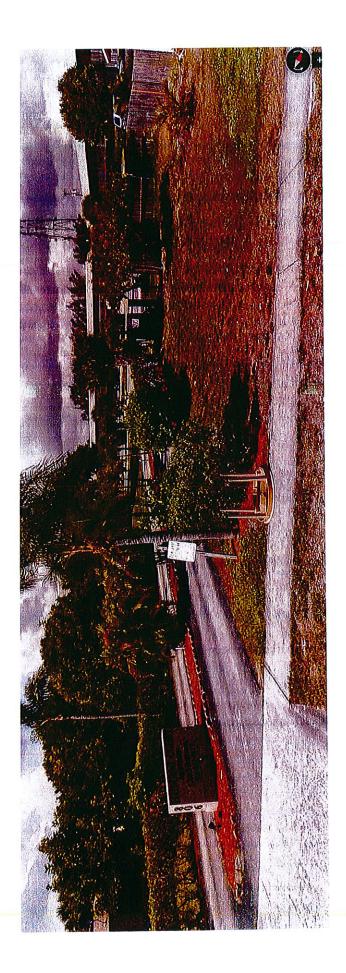
11/19/2015

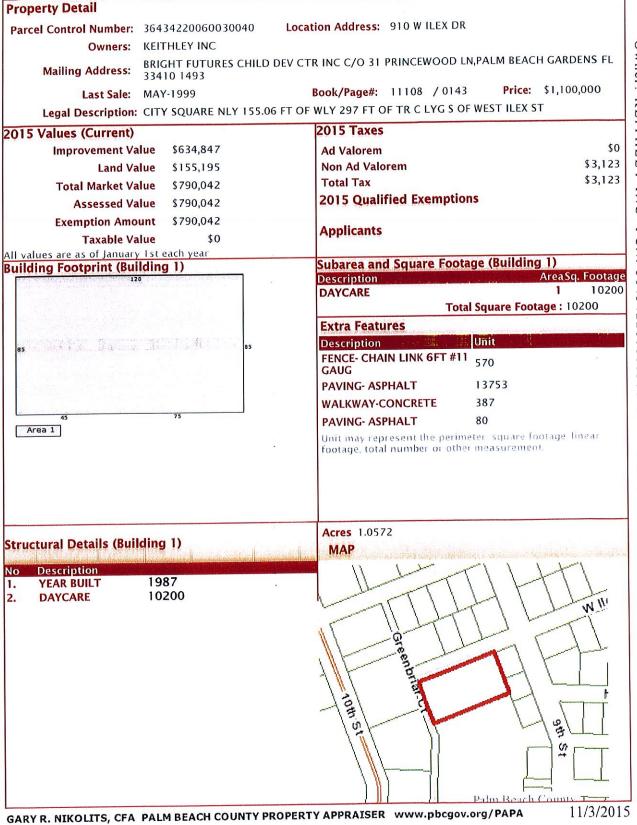
201-233 10th Street

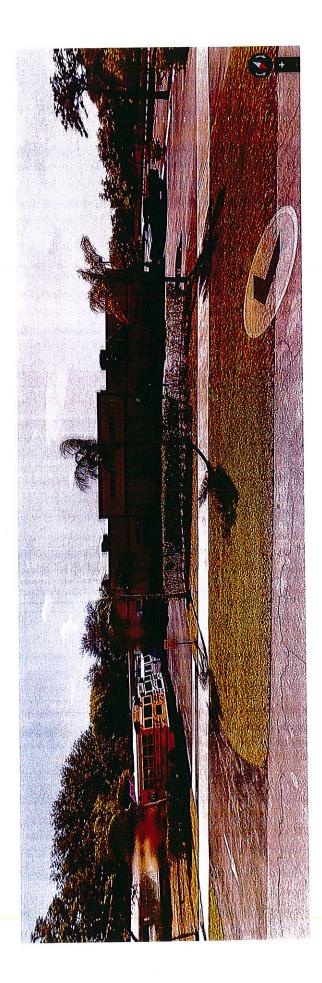
GARY R. NIKOLITS, CFA PALM BEACH COUNTY PROPERTY APPRAISER www.pbcgov.org/PAPA

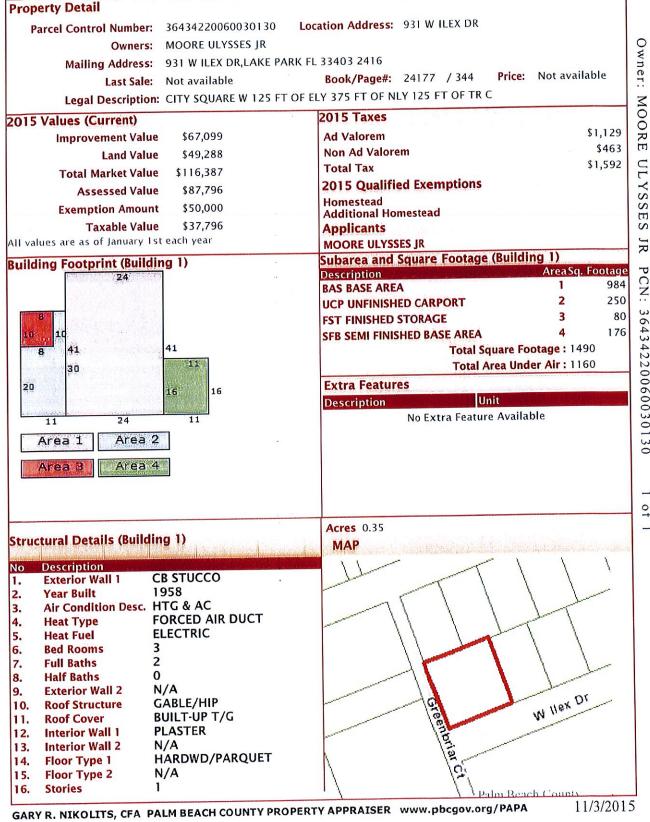
906 Greenbriar Drive

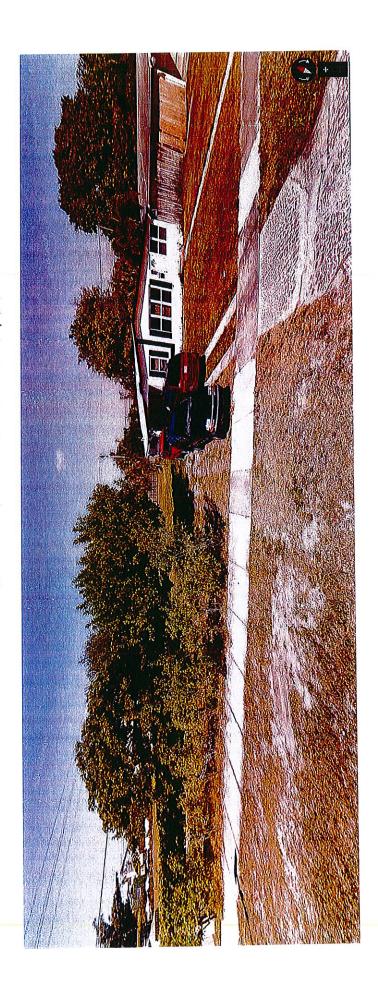


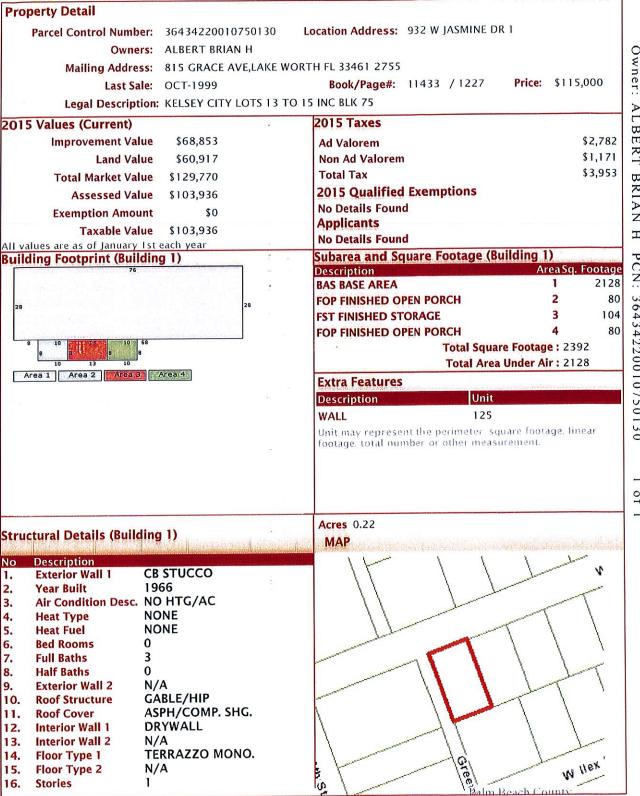










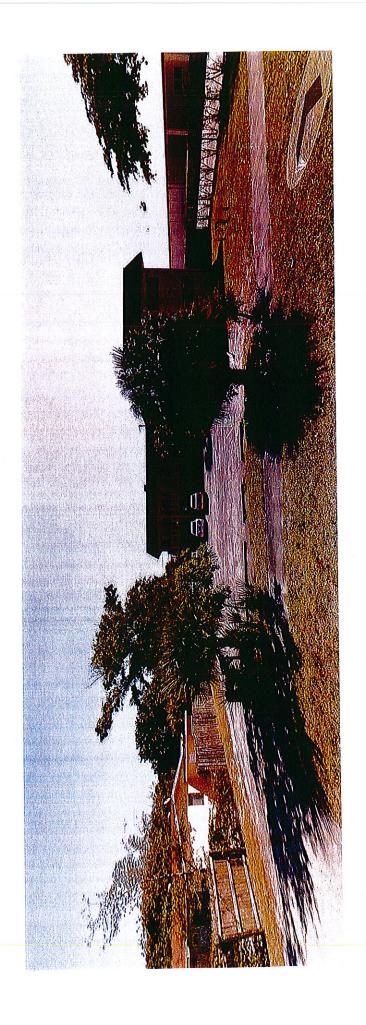


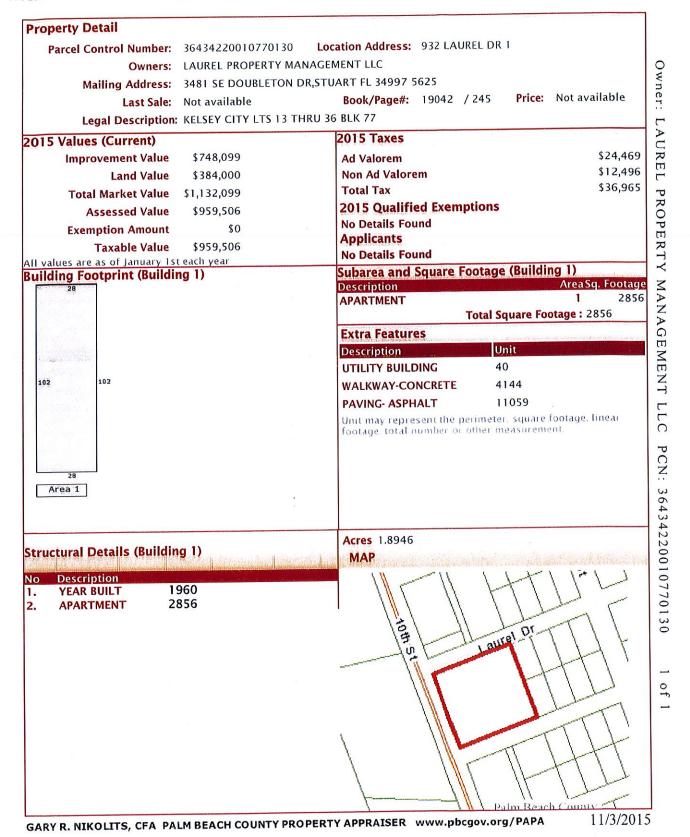
GARY R. NIKOLITS, CFA PALM BEACH COUNTY PROPERTY APPRAISER www.pbcgov.org/PAPA

11/3/2015



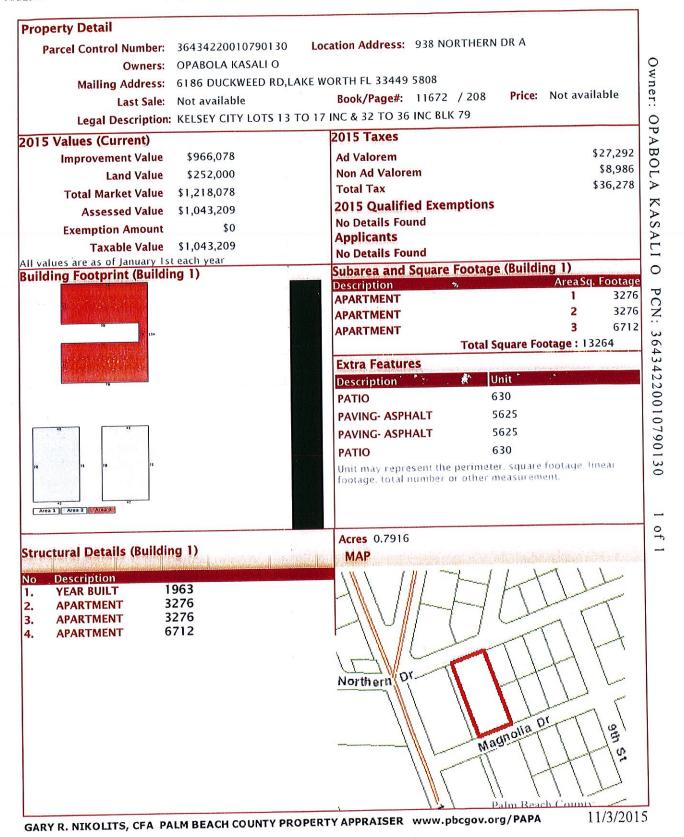
933 W Jasmine Drive











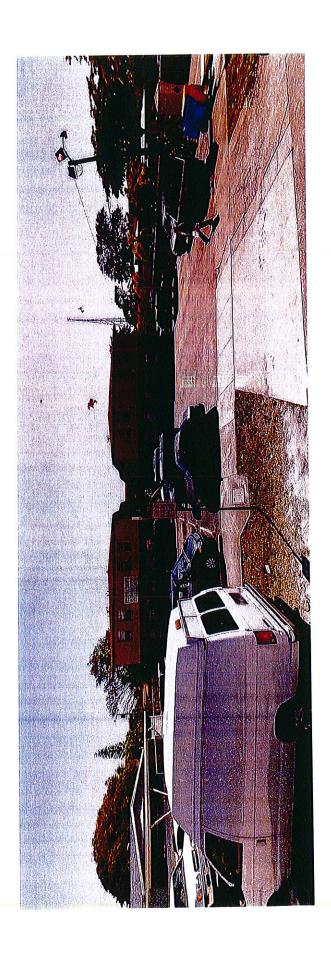
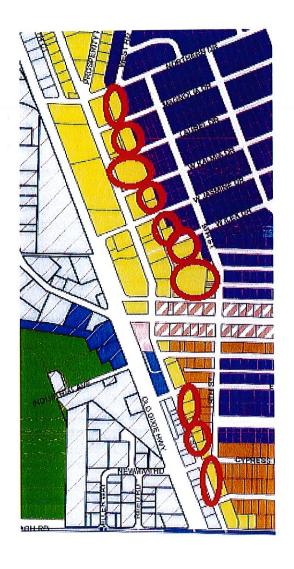


EXHIBIT "B" MAP EXCERPTS

FUTURE LAND USE MAP



Legend



Bioscience_2



Conservation



Annexation



Condo_density



Resi_Low_Density



Resi_medium



Single_Fam



Downtown



Comm_Lt_Industrial



Comm_Residential



Commercial



Lake_Park_Boundary



Pub_Bldg_Grounds

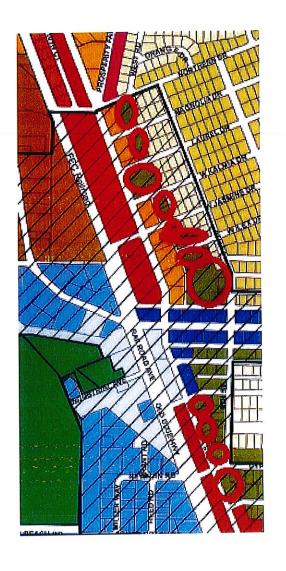


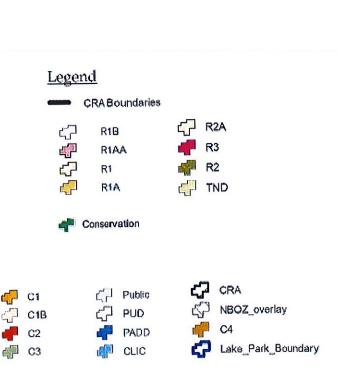
Rec_Lands



Other_Pub_Facilities

ZONING MAP





NOTICE OF REZONING CHANGE Town of Lake Park, Florida

The Town of Lake Park proposes to adopt the following Ordinance:

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, REZONING TWENTY-ONE PARCELS OF REAL PROPERTY GENERALLY LOCATED EAST OF 10th STREET BETWEEN NORTHERN DRIVE AND SILVER **FROM** ROAD BEACH TO **RESIDENTIAL-2 PROVIDING COMMERCIAL-1**; FOR THE AMENDMENT OF THE TOWN'S OFFICIAL ZONING MAP TO REFLECT THE ASSIGNMENT OF THE COMMERCIAL-1 ZONING TO TWENTY-ONE THE PARCELS: PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN FOR CONFLICT; **PROVIDING** SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

The item will be heard at a Special Call Meeting of the Planning & Zoning Board on Monday, November 23, 2015 at 6:00pm, or as soon thereafter as can be heard. A quasijudicial public hearing will be held by the Commission on Wednesday, December 16, 2015 at 6:30pm, or as soon thereafter as can be heard, to consider the Ordinance on first reading; and a second quasi-judicial hearing for adoption will be heard by the Town Commission on Wednesday, January 6, 2016 at 6:30pm, or as soon thereafter as can be heard. All meetings will be held in the Town Hall Commission Chambers located at 535 Park Avenue, Lake Park, FL, 33403.



If a person decides to appeal any decision made by the Planning & Zoning Board, or Town Commission with respect to any hearing, they will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. For additional information, please contact Vivian Mendez, Town Clerk at 561-881-3311.

Vivian Mendez, Town Clerk Town of Lake Park, Florida **PUB**: Palm Beach Post: Friday, November 13, 2015

OF TAKE PARK.

Town of Lake Park

Community Development Department

Mail Notice - You are receiving this notice because you are the legal owner of record for property that is located within the area being considered for rezoning (see map).

November 9, 2015

Re: Proposed Rezoning to a Commercial-1 (C-1) Zoning District Designation

Dear Property Owner:

As you are probably already aware, the Town re-land used your parcel approximately five years ago in order to maximize its commercial potential. In doing so, your parcel currently has a "Commercial" land use designation. In an attempt to incorporate compatible zoning to your parcel, a rezoning request will be considered by the Planning & Zoning Board at their Special Call Meeting of Monday, November 23 at 6:00 p.m., or as soon thereafter as can be The meeting will be held in the Town Hall Commission Chambers located at 535 Park Avenue, 33403. This application is being initiated by Town staff and is requesting that the zoning of your parcel is changed from Residential-2 (R-2), to Commercial-1 (C-1), since the existing land use designation which governs your property is Commercial and a residential zoning is NOT consistent with this land use designation. This initiative will allow you to better market your parcel with defined commercial zoning uses.



The Town Commission will then hold its **first quasi-judicial public hearing** on this matter on <u>Wednesday</u>, <u>December 16</u>, <u>2015</u>, <u>at 6:30 p.m.</u>, or as soon thereafter as can be heard, followed by a **second quasi-judicial public hearing** for adoption on <u>Wednesday</u>, <u>January 6</u>, <u>2016 at 6:30 p.m.</u>, or as soon thereafter as can be heard, in the Town Commission Chambers at Town Hall, located at 535 Park Avenue, Lake Park, Florida.

If you have any questions, please do not hesitate to call the Community Development Department at (561) 881-3319.

Sincerely,

Nadia Di Tommaso, Community Development Director

535 Park Avenue, Lake Park, Florida 33403 – Phone: 561-881-3319 Fax: 561-881-3323 Web Site: www.lakeparkflorida.gov Email: NDiTommaso@lakeparkflorida.gov

OF TAKE PART IN

Town of Lake Park

Community Development Department

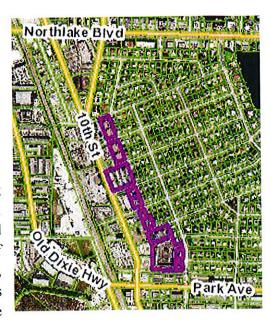
<u>Mail Notice – You are receiving this COURTESY NOTICE because you are the legal owner of record for property that is located within the area being considered for rezoning (see map).</u>

November 24, 2015

Re: Proposed Rezoning to a Commercial-1 (C-1) Zoning District Designation

Dear Property Owner:

As you are probably already aware, the Town reland used your parcel approximately five years ago in order to maximize its commercial potential. In doing so, your parcel currently has a "Commercial" land use designation THAT IS ALREADY IN PLACE. In an attempt to incorporate compatible zoning to your parcel which would allow you to appropriately redevelop in the future if you so desire, a rezoning request will be considered by the Town Commission. This application is being initiated by Town staff and is requesting that the zoning of your parcel is changed from Residential-2 (R-2), that it (C-1),SO Commercial-1 CONSISTENT with the Commercial land use



designation already in place. This initiative will allow you to better market your parcel with defined commercial zoning uses should you desire to redevelop your parcel, or introduce new uses, in the future.

The Town Commission will hold its **first quasi-judicial public hearing** on this matter on **Wednesday, December 16, 2015, at 6:30 p.m.,** or as soon thereafter as can be heard, followed by a **second quasi-judicial public hearing** for adoption on **Wednesday, January 6, 2016 at 6:30 p.m.**, or as soon thereafter as can be heard, in the Town Commission Chambers at Town Hall, located at 535 Park Avenue, Lake Park, Florida.

If you have any questions, please do not hesitate to call the Community Development Department at (561) 881-3319.

Sincerely,

A

Nadia Di Tommaso, Community Development Director

535 Park Avenue, Lake Park, Florida 33403 – Phone: 561-881-3319 Fax: 561-881-3323 Web Site: www.lakeparkflorida.gov Email: NDiTommaso@lakeparkflorida.gov

Real News Starts Here

RECEIPT

LEGAL NOTICE OF PROPOSED ORDINANCE TOWN OF LAKE PARK

Please take notice that on Wednesday, January 6, 2016 at 6:30 p.m. or soon thereafter the Town Commission, of the Town of Lake Park, Florida in a regular session to be held in the Commission Chambers, Town Hall, 535 Park Avenue, Lake Park, Florida will consider the following Ordinances on second reading and proposed adoption thereof:

ORDINANCE NO. 12-2015

AN ORDINANCE OF THE TOWN COM-MISSION OF THE TOWN OF LAKE PARK, FLORIDA, REPEALING CHAPTER 30, AR-TICLE IV RELATED TO PARKING ME-TERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFI-CATION; AND PROVIDING FOR AN EF-FECTIVE DATE.

ORDINANCE NO. 13-2015

AN ORDINANCE OF THE TOWN COM-MISSION OF THE TOWN OF LAKE PARK, FLORIDA, REZONING TWENTY-ONE PARCELS OF REAL PROPERTY GENER-ALLY LOCATED EAST OF 10th STREET, BETWEEN SILVER BEACH ROAD AND NORTHERN DRIVE FROM RESIDEN-TIAL-2 TO COMMERCIAL-1; PROVID-ING FOR THE AMENDMENT OF THE TOWN'S OFFICIAL ZONING MAP TO RE-FLECT THE ASSIGNMENT OF THE COM-MERCIAL-1 ZONING DISTRICT TO THE TWENTY-ONE PARCELS; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVER-ABILITY; AND PROVIDING FOR AN EF-FECTIVE DATE.

If a person decides to appeal any decision made by the Town Commission with respect to any hearing, they will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. For additional information, please contact Vivian Mendez, Town Clerk at 561-881-3311.

Vivian Mendez, CMC, Town Clerk Town of Lake Park, Florida

PUB: The Palm Beach Post 12-27/2015 #529476