



Legislation Details (With Text)

File #: ID 2017-153 **Version:** 1 **Name:**
Type: Planning Item **Status:** Agenda Ready
File created: 3/2/2017 **In control:** Planning and Zoning Board
On agenda: 5/2/2017 **Final action:**
Title: PZ-08-17 CONSIDERATION OF AN ORDINANCE FOR REZONING OF FELLOWSHIP LIVING FACILITES INC., LOCATED AT 451, 461 & 471 BANKS ROAD
PETITIONER: CITY OF MARGATE, ECONOMIC DEVELOPMENT DEPARTMENT

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORDINANCE, 2. BACKGROUND: PZ REZONING APPLICATION, 3. BACKGROUND: MINUTES 12/23/14 DRC, 4. BACKGROUND: MINUTES 3/3/15 PZ, 5. BACKGROUND: MINUTES 3/18/15 CITY COMMISSION, 6. BACKGROUND: MINUTES 4-1-15 CITY COMMISSION, 7. BACKGROUND: MINUTES 2/14/17 DRC, 8. BACKGROUND: MINUTES 2/28/17 DRC, 9. BACKGROUND: ORDINANCE 2015-RZ-1

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

TO: Planning and Zoning Board

FROM: Benjamin J. Ziskal, AICP, CEcD, Director of Economic Development

DATE: May 2, 2017

PZ-08-17 CONSIDERATION OF AN ORDINANCE FOR REZONING OF FELLOWSHIP LIVING FACILITES INC., LOCATED AT 451, 461 & 471 BANKS ROAD
PETITIONER: CITY OF MARGATE, ECONOMIC DEVELOPMENT DEPARTMENT

BACKGROUND: The petitioner is requesting to rezone 451, 461, and 471 Banks Road from Community Facilities (CF-1) District to Multiple Family Dwelling (R-3) District. The R-3 zoning designation would thereby create a legal nonconforming status which would maintain the surrounding residential neighborhood.

At the 12-23-14 DRC meeting the petitioner, Rick Riccardi, had requested a prior rezoning of these properties from R-3 to CF-1 to allow Fellowship Living Facilities to expand its capacity as a community facility to house men and women in recovery from alcohol and drug addiction. This item was brought forward and approved at the 3-3-15 Planning and Zoning meeting, approved at 1st reading at the 3-18-15 City Commission meeting, and approved at 2nd reading at the 4-1-15 City Commission meeting via Ordinance 2015-RZ-1. Copies of the minutes from the four meetings are attached.

Subsequent to this approval, staff had advised at a 11-22-16 Reasonable Accommodation meeting that the applicant would rezone these properties back to R-3; thereby, making all three properties legal nonconforming. This legal nonconforming status will maintain the residential neighborhood and be conducive to the surrounding properties and only allow R-3 uses as stipulated in the Code of Ordinances. Because of the legal nonconforming status, any future group care facility and/or hospital use would not be allowed. At the conclusion of this meeting, staff would consider all three buildings as one facility and would be capped at 16 people when rezoned back to R-3.

This item was tabled to at the Development Review Committee (DRC) meeting held on 2-14-17 to be heard at the next regular scheduled DRC meeting. A draft copy of the meeting minutes is attached. Subsequently, the item was heard at the DRC meeting on 2-28-17 and was approved. A draft copy of those meeting minutes are also attached.