

ORDINANCE NO. 2016-07

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, REZONING 9.53 ACRES OF PROPERTY LOCATED SOUTH OF HERITAGE OAKS BOULEVARD APPROXIMATELY 500 FEET FROM THE EAST SIDE OF MINTON ROAD AND AS MORE FULLY DESCRIBED HEREIN FROM C-P (COMMERCIAL PARKWAY) TO R-2 (ONE-, TWO-, AND MULTI-FAMILY DWELLING); PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED by the City Council of the City of West Melbourne, Brevard County, Florida, that:

Section 1.

The Planning Director is hereby directed to change the Official Zoning Map of the City as referenced in Section 98-66 of the Code of Ordinances to show the zoning change set forth in Section 2 of this Ordinance.

Section 2.

The property described more particularly as follows is hereby rezoned from C-P (Commercial Parkway) to R-2 (One-, Two-, and Multi-Family Dwelling):

A portion of lands described in Official Records Book 5480, Page 6276, of the Public Records of Brevard County, Florida; being more particularly described as follows: Commence at the Southwest corner of Tract K, Brookshire at Heritage Oaks Phase 1, according to the plat thereof, as recorded in Plat Book 47, Pages 3 through 6, of the said Public Records of Brevard County; thence South 89°22'40" East along the South line of said Tract K, a distance of 107.53 Feet to the POINT-OF-BEGINNING; thence continue South 89°22'40" East along said South line, a distance of 41.25 Feet; thence South 88°47'23" East along said South line, a distance of 215.00 Feet to the point of curvature of a circular curve concave to the south, having a radius of 295.00 Feet, and a central angle of 09°31'49"; thence easterly along said South line and the arc of said curve an arc distance of 49.07 Feet to a point on the West line of Tract 1, said Brookshire at Heritage Oaks Phase 1; thence South 00°19'40" West along said West line, a distance of 1,275.70 Feet to a point on the North line of Melbourne Tillman Drainage District Canal Number 62 (92.00 foot wide right-of-way); thence North 88°47'23" West along said North line, a distance of 20.00 Feet to the east line of a portion of lands described in Official Records Book 3099, Page 1547, of the said Public Records; thence North 00°19'40" East along said East line, a distance of 175.00 Feet to the North line of said lands; thence North 88°47'23" West along said North line, a distance of 430.05 Feet; thence leaving said North line run North 89°40'20" West, a distance of 95.00 Feet; thence North 00°19'40" East, a distance of 348.31 Feet; thence South 89°40'20" East, a distance of 255.00 Feet; thence North 00°19'40" East, a distance of 569.44 Feet to the point of curvature of a circular curve concave to the west, having a radius of 75.00 Feet, and a central angle of 25°50'31"; thence northerly along the arc of said curve an arc distance of 33.83 Feet to the point of reverse curvature of a circular curve concave to the east having a radius of 75.00 Feet, and a central angle of 25°50'31"; thence northerly along the arc of said curve an arc distance of 33.83 Feet; thence North 00°19'40" East, a distance of 118.98 Feet to a point on the said South line of Tract K and the POINT-OF-BEGINNING. Containing 9.53 Acres of land more or less.

Section 3.

That this Ordinance shall become effective simultaneously with the effectivity of Ordinance No. 2016-06.

PASSED AND ADOPTED by the City Council of the City of West Melbourne, Brevard County, Florida, this 19th day of July, 2016.



Sue Frank

Sue Frank, City Clerk

Hal Rose

Hal J. Rose, Mayor

Reviewed as to form and content:

Morris Richardson

Morris Richardson, City Attorney

1st READING: June 21, 2016
2nd READING: July 19, 2016