

RESOLUTION NO. 07-2009

A RESOLUTION OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA; GRANTING A VARIANCE REQUEST TO RONALD F. DEVITTO AND DONNA M. ROBSON; ALLOWING A VARIANCE TO THE PARENT PARCEL MINIMUM REQUIREMENT AS PER DIVISION 1, SECTION 1.1 (b) (2) b.4 OF THE TOWN OF GRANT-VALKARIA ORDINANCE NO. 2008-01 FOR THE CONSTRUCTION OF AN INGRESS/EGRESS ON THE PROPERTY DESCRIBED HEREIN; PROVIDING FOR CONDITIONS; PROVIDING FOR REVOCATION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Ronald F. DeVitto and Donna M. Robson owners of the following described real property in the Town of Grant-Valkaria:

PROPERTY DESCRIBED AS FOLLOWS:

Parcel ID: 29-37-25-00-00350.0-0000.00

Physical location: 5005 Corey Road

(COMPLETE LEGAL DESCRIPTION ON FILE AT TOWN HALL)

(hereinafter referred to as the "Property"); and

WHEREAS, Ronald F. DeVitto and Donna M. Robson request the following Variance for the Property:

WHEREAS, the Property is currently zoned AU; and

WHEREAS, the Council has determined that reasonable conditions may be imposed on the variance.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA, that:

Section 1. Ronald L. DeVitto and Donna M. Robson are hereby granted a 1.15 acre variance to the required 2.5 acre (total lot size is 1.35 acres) requirement of the parent parcel in order to obtain an ingress/egress easement along property for adjacent Parcel 351 to Corey Road Division 1, Section 1.1 (b) (2) b.4 of Town of Grant-Valkaria Ordinance No. 2008-01 subject to the following conditions:

- A. Ingress/Egress shall be constructed according to an approved survey.
- B. Applicants shall apply to the Council for an amendment to the variance in the event of future expansion of the Property and any improvements requiring a permit located thereon;
- C. The Applicant shall comply with all requirements as set forth in applicable Brevard County ordinances and codes and future codes and ordinances of the Town;

D. The variance shall only be allowed for this applicant at 5005 Corey Road, and is non-transferable to any other person, firm, corporation or other entity or to any other property without permission from the Town Council.

Section 2. Any violation of any of the conditions set forth in Section 1 of this Resolution may result in a revocation, change in conditions set forth in Section 1 or other action the Council deems appropriate with respect to any variance granted herein. Before the Council takes any action on variance due to an alleged violation of any condition in Section 1, the Council will provide the owner a notice of hearing and an opportunity to be heard at the scheduled hearing.

Section 3. This Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA, ON THIS 13th DAY OF May, 2009.

TOWN OF GRANT-VALKARIA
BREVARD COUNTY, FLORIDA

(signature on file)

Del Yonts, Mayor

ATTEST:

(signature on file)

Susanne Krueger, Town Clerk