

Agenda Item 8
Meeting of 2/15/17

RESOLUTION 2017-13921

A RESOLUTION DETERMINING PARKING ALLOCATION PETITION 16-PKAL2 FOR THE ALLOCATION OF 26 PARKING SPACES IN THE FIFTH AVENUE SOUTH SPECIAL OVERLAY DISTRICT FOR PROPERTY OWNED BY WARWICK FLORIDA PROPERTIES - 505, LLC, A FLORIDA LIMITED LIABILITY COMPANY, LOCATED AT 505 5TH AVENUE SOUTH, MORE FULLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 58-1134(d) of the Code of Ordinances provides for the allocation of public parking to meet the required parking for new construction or to replace lost parking spaces due to new construction in the Fifth Avenue South Special Overlay District; and

WHEREAS, Warwick Florida Properties - 505, LLC, a Florida limited liability company, owner, has authorized John M. Passidomo, Cheffy Passidomo, to file this petition on their behalf; and

WHEREAS, the petitioner has requested approval of an allocation of 26 parking spaces from the pool of available public parking for property located at 505 5th Avenue South; and

WHEREAS, the Community Redevelopment Agency Advisory Board, following an advertised public hearing on October 24, 2016, considered the public input, the recommendation of the staff, and the standards and guidelines of Section 58-1134(d), and recommended by a vote of 4 to 2, that the parking allocation request included as part of Petition 16-PKAL2 be approved finding that the criteria have been met; and

WHEREAS, after considering the recommendation of the Community Redevelopment Agency Advisory Board and after providing the petitioner, staff and the public an opportunity to present testimony and evidence, the City Council finds that the criteria set forth in Section 58-1134(d) of the Code of Ordinances have been met and that the petition should be granted;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPLES, FLORIDA:

Section 1. That Parking Allocation Petition 16-PKAL2 is hereby approved for the allocation of 1 on-street public parking space and 25 parking spaces from the City parking garage to the property located at 505 5th Avenue South, more fully described as:

Lots 20-22, Block 16, Tier 6, Plan of Naples, according to the plat recorded in Plat Book 1, Page 8, Public Records of Collier County, Florida.

Section 2. That the approval of this Allocation of Public Parking in the Fifth Avenue South Special Overlay District is conditioned upon the payment of \$32,437 per space for 25 spaces in the garage.

Resolution 2017-13921

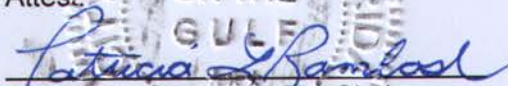
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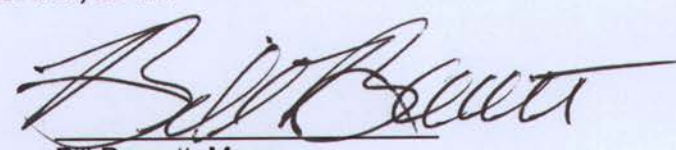
Section 3. **Disclaimer:** Issuance of a development permit by the City does not create any right to obtain a permit from a State or Federal agency and does not create any liability on the part of the City for issuance of the permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a State or Federal agency or undertakes actions that result in a violation of State or Federal law.
Permit Condition: All other State or Federal permits must be obtained before commencement of the project.

Section 4. That this resolution shall take effect immediately upon adoption.

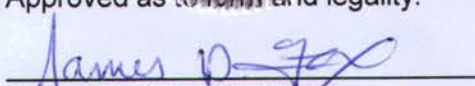
PASSED IN OPEN AND REGULAR SESSION OF THE CITY COUNCIL OF THE CITY OF
NAPLES, FLORIDA, THIS 15th DAY OF FEBRUARY, 2017.

Attest:


Patricia L. Rambosk, City Clerk


Bill Barnett, Mayor

Approved as to form and legality:


Robert D. Pritt, City Attorney

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Date filed with City Clerk: 2-22-17