BEFORE THE CITY COMMISSION
CITY OF STUART, FLORIDA

RESOLUTION NUMBER 44-2019

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA DECLARING "ZONING IN PROGRESS" UNDER SEC. 1.04.04, STUART LAND DEVELOPMENT CODE, FOR BUILDING PERMITS PERTAINING TO FENCES IN THE FRONT YARD WITHIN THE R-1A, R-1, R-2 AND R-3 ZONING DISTRICTS, AND PROVIDING AN EFFECTIVE DATE.

* * * * *

WHEREAS, Section 6.09.05 of the Stuart Land Development Code provides for the general requirements for all walls and fences; and

WHEREAS, the purpose of zoning in progress is to allow the city to make a text amendment or district map change to the Stuart Land Development Code, and apply that change to development applications submitted following the declaration of zoning in progress; and

WHEREAS, zoning in progress allows a temporary hold on permits, licenses and other development orders already in progress, if there is a pending change in the Land Development Code that would affect the permit, license or other development order; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA that:

SECTION 1: There is hereby declared that there is a "Zoning in Progress" as that term is

used in Section 1.04.04, Stuart Land Development Code, and such Zoning in Progress shall affect the issuance of building permits for fences in the front yards in the R-1A, R-1, R-2 and R-3 zoning districts.

SECTION 2: Except as otherwise provided herein and in Section 1.04.04, Stuart Land Development Code, no building permits for fences in the front yard shall be issued by the City, unless they comply with Section 3.01.03.C.4.b.

SECTION 3: This resolution shall be effective upon its adoption by the City Commission, and the Zoning in Progress provisions herein shall expire, without further action of the City Commission, upon the effective date of an ordinance amending the East Stuart Code District, or as otherwise provided in Section 1.04.04, Stuart Land Development Code, whichever occurs earlier.

Commissioner _____ offered the foregoing resolution and moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a roll call vote, the vote was as follows:

	YES	NO	ABSENT	ABSTAIN
BECKY BRUNER, MAYOR				
EULA R. CLARKE, VICE MAYOR				
MERRITT MATHESON, COMMISSIONER				
MIKE MEIER, COMMISSIONER				
KELLI GLASS LEIGHTON, COMMISSIONER				

ADOPTED on this _____ day of _____, 2019.

ATTEST:

_____ _____

MARY R. KINDEL, CITY CLERK

BECKY BRUNER, MAYOR

APPROVED AS TO FORM AND CORRECTNESS:

_____
MICHAEL J. MORTELL
CITY ATTORNEY