ORDINANCE 1 2 NUMBER 2025 -3 4 5 ORDINANCE OF THE BOARD AN 6 7 8

402301476001,

402312226001;

COMMISSION

OF ADOPTED ORDINANCE.

COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, PURSUANT TO SECTION 163.3184, FLORIDA STATUTES, AMENDING THE COUNTY'S COMPREHENSIVE PLAN BY AMENDING CHARLOTTE COUNTY FLUM SERIES MAP #1: FUTURE LAND USE FROM LOW DENSITY 2030 RESIDENTIAL (LDR) (138.32± ACRES) AND COMMERCIAL (COM) (1.56± ACRES) TO MEDIUM DENSITY RESIDENTIAL (MDR) WITH AN ANNOTATION TO THE 2030 FUTURE LAND USE MAP: (1) LIMITING THE OVERALL MAXIMUM DENSITY TO 1,188 UNITS; INCREASING DENSITY FROM 135 UNITS TO 1.188 UNITS: (2) REQUIRING CENTRAL WATER AND SANITARY SEWER **SERVICES** TO SERVE RESIDENTIAL DEVELOPMENT ABOVE 691 UNITS; AND (3) PROHIBITING AN ONSITE PACKAGE PLANT; FOR PROPERTY GENERALLY LOCATED NORTH OF TURBAK DRIVE, SOUTH OF PEACE RIVER SHORES BOULEVARD, EAST OF COBALT BOULEVARD AND WEST OF DUNCAN ROAD (US 17), IN THE PUNTA GORDA AREA, CONTAINING 139.88± ACRES; WITH PARCEL ID NOS. 402301451001,

OF

402312201001,

FLORIDA,

PAL-24-02;

COUNTY,

PETITION

COUNTY

25 26 27

9

10

11

12

13

14 15

16 17

18 19

20

21 22

23

24

29 30

28

31 32 33

34

35

36

37

38

39

40

RECITALS

1;

APPLICANT, TAG LAKESIDE, LLC; PROVIDING AN

EFFECTIVE DATE; AND PROVIDING FOR TRANSMITTAL

402301476002,

CHARLOTTE

DISTRICT

WHEREAS, applicant, TAG Lakeside, LLC ("Applicant"), filed Petition PAL-24-02, seeking a large scale plan amendment to the County's Comprehensive Plan by amending Charlotte County FLUM Series Map #1: 2030 Future Land Use from Low Density Residential (LDR) (138.32± acres) and Commercial (COM) (1.56± acres) to Medium Density Residential (MDR) with an annotation to the 2030 Future Land Use Map: (1) limiting the overall maximum density to 1,188 units; increasing density from 135 units to

1,188 units; (2) requiring central water and sanitary sewer services to serve any residential development above 691 units; and (3) prohibiting an onsite package plant; for property generally located north of Turbak Drive, south of Peace River Shores Boulevard, east of Cobalt Boulevard and west of Duncan Road (US 17), in the Punta Gorda area, containing 139.88± acres, with Parcel ID Nos. 402301451001, 402301476001, 402301476002, 402312201001, and 402312226001, which is owned by Applicant, and more particularly described in Exhibit "A" attached hereto and by this reference incorporated herein; and

WHEREAS, on July 8, 2024, Petition PAL-24-02 was heard before the Charlotte County Planning and Zoning Board ("P&Z Board") and, based on the findings and analysis provided by County Staff and the evidence presented to the P&Z Board, Petition PAL-24-02 was found to be consistent with the County's Comprehensive Plan and the P&Z Board recommended approval for transmittal of Petition PAL-24-02 to the Florida Department of Commerce and other state agencies for review; and

WHEREAS, in a public hearing held on Tuesday, September 10, 2024, the Board of County Commissioners of Charlotte County, Florida ("Board") reviewed plan amendment Petition PAL-24-02 and, based on the findings and analysis provided by County Staff regarding the amendment and the evidence presented to the Board, approved transmittal of Petition PAL-24-02 to the Florida Department of Commerce and other state agencies for review and comment; and

WHEREAS, Petition PAL-24-02 was transmitted to the Florida Department of Commerce and other state agencies for review and comment; and

WHEREAS, the comments received by the reviewing agencies, if any, have been considered and addressed by the Applicant and incorporated into the findings and analysis provided by County Staff; and

WHEREAS, after due consideration regarding Petition PAL-24-02 in a public hearing held on February 25, 2025, and based on the findings and analysis presented to the Board, the Board finds that the proposed amendment is consistent with the County's Comprehensive Plan, and that the requirements of Chapter 163, Florida Statutes, as they relate to the Petition have been met, and that it is in the best interests of the County and its citizens to approve Petition PAL-24-02.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Charlotte County, Florida:

Section 1. Approval. Petition PAL-24-02 requesting a large scale plan amendment to the County's Comprehensive Plan by amending Charlotte County FLUM Series Map #1: 2030 Future Land Use from Low Density Residential (LDR) (138.32± acres) and Commercial (COM) (1.56± acres) to Medium Density Residential (MDR) with an annotation to the 2030 Future Land Use Map: (1) limiting the overall maximum density to 1,188 units, increasing density from 135 units to 1,188 units; (2) requiring central water and sanitary sewer services to serve any residential development above 691 units; and (3) prohibiting an onsite package plant; for property generally located north of Turbak Drive, south of Peace River Shores Boulevard, east of Cobalt Boulevard and west of Duncan Road (US 17), in the Punta Gorda area, containing 139.88± acres, with Parcel ID Nos. 402301451001, 402301476001, 402301476002, 402312201001, and 402312226001;

Charlotte County, Florida, Commission District I, and more particularly described in Exhibit "A" attached hereto and by this reference incorporated herein, is hereby approved.

Section 2. Effective date. The effective date of this plan amendment, if the amendment is not timely challenged, shall be 31 days after the state land planning agency notifies the local government that the plan amendment package is complete. If timely challenged, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this adopted amendment to be in compliance. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before its effective date. If a final order of noncompliance is issued by the Administration Commission, this amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the state land planning agency.

Section 3. Transmittal. County Staff is hereby directed to forward a copy of this Ordinance and its attachments to the Florida Department of Commerce, 107 East Madison Street, Tallahassee, FL 32399-4120, and to the Executive Director, Southwest Florida Regional Planning Council, 1400 Colonial Boulevard, Suite 1, Fort Myers, FL 33907.

[SIGNATURE PAGE FOLLOWS]

107	PASSED AND DULY ADOPTED this 25th day of February, 2025.	
108		
109		BOARD OF COUNTY COMMISSIONERS
110		OF CHARLOTTE COUNTY, FLORIDA
111		
112		_
113		By: Joseph M. Tiseo, Chairman
114		Joseph M. Tiseo, Chairman
115		
116		
117	ATTEST:	
118	Roger D. Eaton, Clerk of the Circuit Court	
119	and Ex-Officio Clerk of the	
120	Board of County Commissioners	
121		
122	B	
123	By:	
124	Deputy Clerk	
125		
126		APPROVED AS TO FORM
127 128		AND LEGAL SUFFICIENCY:
128		AND LEGAL SOIT IOILNOT.
130		
131		Rv.
		By:
133		M LR2024-0141
$\frac{134}{135}$		
136		
137		
139		
140		
142		
143		
145		
$\frac{146}{147}$		
148		
149 150		
įžž		
152 153		
11111111111111111111111111111111111111		
155 156		
$\bar{1}\bar{5}\bar{7}$		

