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CITY COUNCIL AGENDA ITEM REPORT

DATE: March 8, 2023

SUBMITTED BY: Robin Singer, Planning & Community Development

ITEM TYPE: Resolution

AGENDA SECTION: BUSINESS/ADVERTISING, PETITIONS, HEARINGS & COMMUNICATIONS

SUBJECT: Resolution 23-23

A RESOLUTION OF THE CITY OF BRADENTON, FLORIDA, EXTENDING A "ZONING IN PROGRESS" FOR A PERIOD OF 180 DAYS RELATED TO THE FOLLOWING USES UNDER THE CITY'S FORM-BASED CODE – SALE OF SECONDHAND MERCHANDISE, PAWN SHOPS, DRUG TREATMENT FACILITIES, DRUG TREATMENT CLINICS, HOMELESS SERVICE FACILITIES, RESIDENTIAL FACILITIES FOR HOMELESS INDIVIDUALS, INTERNET CAFES AND MASSAGE PARLORS; PROVIDING FOR OFFICIAL NOTICE OF THIS ZONING IN PROGRESS AND THE INTENT TO RETROACTIVELY APPLY REGULATIONS ADOPTED HEREUNDER; PROVIDING FOR A TEMPORARY ADMINISTRATIVE HOLD ON THE PROCESSING OF APPLICATIONS FOR THE USES DESCRIBED HEREIN; AND PROVIDING FOR AN EFFECTIVE DATE.

SUGGESTED ACTION: Approve Resolution 23-23

Is this item Quasijudicial?

No

Does this item require a public hearing?

No

EXPLANATION:

City Council approved Resolution 22-60 on September 14, 2022 to enact a zoning in progress which provided for a temporary administrative hold on process

applications for the sale of secondhand merchandise, pawn shops, drug treatment clinics, homeless services facilities, residential facilities for homeless individuals, internet cafes and massage parlors. Staff presented an Ordinance to amend the Form Based Code to the Planning Commission on December 21, 2022 and City Council on January 18, 2023. During the discussion of the amendment it was apparent that there are other sections of the Land Use Regulations that should be amended to meet the intent of the Ordinance. Because the changes to the Land Use Regulations were not part of the Ordinance that the Planning Commission reviewed or the legal advertisement, staff and the City Attorney agreed that the Ordinance should be revised and presented to the Planning Commission.

At the February 22, 2023 City Council meeting, City Council authorized staff to bring back this extension of Resolution 22-60. This extension will be for an additional 180 days from the prior expiration date of March 13, 2023, which will be September 9, 2023.

Staff intends to present the revised Ordinance to the Planning Commission at their next meeting and proceed to City Council in April, 2023.

FINANCIAL IMPACT:

No financial impact

ATTORNEY REVIEW/RECOMMENDATION:

Attorney Rudacille reviewed Resolution 23-23.

SUGGESTED MOTION:

Motion to approve Resolution 23-23.

ATTACHMENTS:

[Resolution 23-23](#)