

ORDINANCE NO. 2012-50

AN ORDINANCE OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA; REZONING THE PROPERTY AS FOLLOWS: A PARCEL OF LAND LYING ON THE NORTH SIDE OF MALABAR ROAD, LOCATED IN TOWNSHIP 28, RANGE 38, SECTION 31, SUBDIVISION 54, PARCEL 00002.0-0037.00, ALSO KNOWN AS 2540 MALABAR ROAD, IN THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA; FROM OFFICE INSTITUTIONAL (OI) TO RESIDENTIAL LIMITED COMMERCIAL (R/LC); PROVIDING FOR AMENDMENT TO THE OFFICIAL TOWN ZONING MAP; PROVIDING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, as follows:

**Section 1.** The property described as follows is hereby rezoned from *Office Institutional (OI)* to *Residential/Limited Commercial (R/LC)* for the property described as follows:

a .37 acre site located in Township 28, Range 38, Section 31, SD 54, Parcel 00002.0-0037.00. also known as 2540 Malabar Road

**Section 2.** The Town Clerk is hereby authorized and directed to cause the revisions to the official Town Zoning Map as referenced in Article II of the Land Development code to show the zoning change set forth above.

**Section 3.** The effective date of this ordinance shall be immediately follow the effective date of Ordinance 2012-49.

The foregoing Ordinance was moved for adoption by Council Member Beatty. The motion was seconded by Council Member White and, upon being put to a vote, the vote was as follows:

Council Member Carl Beatty	<u>Aye</u>
Council Member David White	<u>Aye</u>
Council Member Steve Rivet	<u>Aye</u>
Council Member Jeff McKnight	<u>Aye</u>
Council Member Marisa Acquaviva	<u>Excused</u>

Passed and adopted by the Town Council, Town of Malabar, Brevard County, Florida this 2nd day of April, 2012.

BY:

TOWN OF MALABAR



Mayor Thomas M. Eschenberg  
Council Chair

PH at P&Z: 03/14/2012  
First Reading: 03/19/2012  
Second Reading: 04/02/12

ATTEST:

By Debby K. Franklin

Debby K. Franklin, C.M.C.

Town Clerk/Treasurer



(Seal)

Approved as to form and content:

Karl W. Bohne, Jr.

Karl W. Bohne, Jr., Town Attorney