

REQUEST:

Rezoning from Residential Mid Rise Multifamily/Medium High Density District (RMM-25) to Community Facility-House of Worship (CF-H)

Case Number	9Z12
Applicant	New Mount Olive Baptist Church, Inc.
General Location	East side of NW 8 Avenue between NW 4 Street and NW 5 Street
Property Size	6,750 SF (.115 acres)
Current Zoning	Residential Mid Rise Multifamily/Medium High Density District (RMM-25)
Existing Use	Vacant
Proposed Use	Parking
Future Land Use Designation	Northwest Regional Activity Center
Applicable ULDR Sections	Sec. 47-24.4 Rezoning Criteria Sec. 47-25.2 Adequacy Criteria
Project Planner	Thomas Lodge, Planner II

PROJECT DESCRIPTION:

The applicant is requesting to rezone a 6,750 square-foot parcel of land, located on the east side of NW 8 Avenue between NW 4 Street and NW 5 Street, from Residential Mid Rise Multifamily/Medium High Density District (RMM-25) to Community Facility-House of Worship (CF-H) for a new parking lot associated with the expansion of the New Mount Olive Baptist Church, also scheduled on this agenda. The legal sketch and description is included in the plan sets.

REVIEW CRITERIA:

As per ULDR Section 47-24.4.D, an application for a rezoning shall be reviewed in accordance with the following criteria:

1. The zoning district proposed is consistent with the City's Comprehensive Plan.

The site is designated Northwest Regional Activity Center on the City's Future Land Use Map. The proposed rezoning is consistent with the City's Comprehensive Plan in that the proposed parking lot use is permitted in this Land Use category.

2. Substantial changes in the character of development in or near the area under consideration supports the proposed rezoning.

The surrounding properties to the east, west and north are zoned Residential Mid Rise Multifamily/Medium High Density District (RMM-25), the property to the south of the site is zoned Community Facility-House of Worship (CF-H). The site of the existing church is currently zoned CF-H. The parcels to be rezoned will accommodate new parking and allow the project to meet parking requirements for the expansion of the existing church and addition of the new chapel.

3. The character of the area proposed is suitable for the uses permitted in the proposed zoning district and is compatible with surrounding districts and uses.

The proposed rezoning would not represent a substantial change to the character of the surrounding area. A number of the parcels in close proximity to the site are currently vacant. The house or worship has existed at this location for the past 94 years. The rezoning will enable the house or worship use to redevelop and accommodate associated parking on the subject parcels.

The applicant has provided a narrative response to the criteria, which is attached as Exhibit 1. Adequacy criteria are attached as Exhibit 2. Staff concurs with applicant's assessment.

STAFF FINDINGS:

Staff recommends the Board approve this request consistent with:

ULDR Sec. 47-24.4 Rezoning Criteria

ULDR Sec. 47-25.2 Adequacy Criteria

PLANNING & ZONING BOARD REVIEW OPTIONS:

If the Planning and Zoning Board determines that the application meets the criteria as provided in this section, the Planning and Zoning Board shall recommend that the rezoning be approved or recommend a rezoning to a more restrictive zoning district than that requested in the application if necessary to ensure compliance with the criteria for the rezoning and if consented to by the applicant.

If the Planning and Zoning Board determines that the application does not meet the criteria provided for rezoning or if the applicant does not consent to a more restrictive zoning district, the Planning and Zoning Board shall deny the application and an appeal to the City Commission may be filed by the applicant in accordance with Section 47-26B, Appeals.