

LAND USE AND ZONING COMMITTEE AMENDMENT

The Land Use and Zoning Committee offers the following first amendment to File No. 2019-430:

(1) On **page 1, line 18, after** "PUD;" **insert** "PUD SUBJECT TO CONDITIONS;"; and

(2) On **page 3, line 1½, insert** a new Section 2 to read as follows:

"Section 2. Rezoning Approved Subject to Conditions. This rezoning is approved subject to the following conditions. Such conditions shall control over the Written Description and the Site Plan and may only be amended through a rezoning.

(1) There shall be a 30 foot and 25 foot landscape setback along Atlantic Boulevard and Kernan Boulevard, respectively. The setbacks shall be composed of existing trees, planting and land berms from 1 foot to 31 feet, and a 25 foot green belt with a visual barrier along the eastern and southern property lines, subject to review and approval of the Planning and Development Department.

(2) Prior to the first final inspection within any phase of development, the owner or their agent shall submit to the Planning and Development Department for its review and approval either: (a) an affidavit documenting that all conditions to the development order have been satisfied, or (b) a detailed agreement for the completion of all conditions to the development order."; and

(3) Renumber the remaining Sections.

(4) On **page 1, line 1,** amend the introductory sentence to add that the bill was amended as reflected herein.

Form Approved:

 /s/ Shannon K. Eller

Office of General Counsel

Legislation Prepared By: Shannon K. Eller