

**LAND USE AND ZONING COMMITTEE AMENDMENT**

The Land Use and Zoning Committee offers the following first amendment to File No. 2019-547:

- (1) On **page 1, line 5**, after "ORDINANCE" insert "DENYING";  
and
- (2) On **page 1, lines 13-16**, strike "PROVIDING A DISCLAIMER THAT THE REZONING GRANTED HEREIN SHALL NOT BE CONSTRUED AS AN EXEMPTION FROM ANY OTHER APPLICABLE LAWS;"; and
- (3) On **page 2, line 7**, strike "is consistent" and insert "is not consistent"; and
- (4) On **page 2, line 7**, strike "furthers" and insert "does not further"; and
- (5) On **page 2, line 9**, strike "is not in conflict with any portion of" and insert "is in conflict with"; and
- (6) On **page 2, lines 12-16**, strike Section 1 in its entirety and insert a new Section 1 to read as follows:

**"Section 1. Rezoning Denied.** Based on the competent substantial evidence in the record, including the Staff Report of the Planning and Development Department, and the findings of the Planning Commission and the Land Use and Zoning Committee, the Council hereby finds that the application for rezoning and reclassification of the Subject Property from Commercial Office (CO) District to Commercial Community/General-2 District does not meet the criteria for rezoning in Section 656.125, *Ordinance Code*, and that maintaining the current zoning district accomplishes a legitimate public

purpose, as defined in Section 656.125, *Ordinance Code*. Therefore, the application to rezone and reclassify the Subject Property from Commercial Office (CO) District to Commercial Community/General-2 District is hereby **denied**.

- (7) On **page 2, lines 21-31**, and on **page 3, lines 1-2**, **strike** Section 3 in its entirety; and
- (8) Renumber the remaining Section.
- (9) 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

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