

## RESOLUTION 2018-09

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, AUTHORIZING A CONDITIONAL USE FOR THE EXPANSION OF THE PRIVATE CLUB LOCATED AT 2301 PASS-A-GRILLE WAY; INCORPORATING THE CONDITIONS OUTLINED HEREIN AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Commission supports independently owned businesses within the City; and,

**WHEREAS**, the St. Petersburg Yacht Club desires to construct a swimming pool on-site for the use of its member; and,

**WHEREAS**, the St. Petersburg Yacht Club (Joseph Klingel, agent) filed with the City an Application on February 09, 2018, for a Conditional Use of the existing private club located at 2301 Pass-A-Grille Way, St. Pete Beach, Florida; and,

**WHEREAS**, the application for Conditional Use was reviewed by the Technical Review Committee on March 7, 2018, and the recommended conditions appropriate to mitigate potential impacts imposed by the use were determined and are outlined in the associated staff report submitted to the City Commission; and

**WHEREAS**, the City Commission held a quasi-judicial public hearing on August 28, 2018, to consider the Conditional Use Application and reviewed the application in accordance with all the criteria listed in the City of St. Pete Beach Land Development Code.

**NOW, THEREFORE, BE IT RESOLVED** by the City Commission of the City of St. Pete Beach, that:

Section One: The above recitals are true and correct and are incorporated herein by reference.

Section Two: The City Commission hereby incorporates the following conditions into the Conditional Use permit:

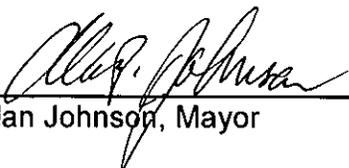
1. Plan and specifications prepared and sealed by a registered engineer must be submitted detailing how the seawall will be protected.
2. Prior to issuance of a Development Order, Applicant shall record a 10-foot wide stormwater/drainage utility easement, as indicated on the site plan, with Pinellas County in a form approved by the City.

3. Hours of Operation. The pool hours shall be permitted to operate from dawn to dusk.
4. Lighting. All exterior lighting shall be shielded and no direct source of illumination shall be visible beyond the lot line of the property
5. Applicant understands and agrees that if any of the stated conditions are violated the City Commission may revoke this Conditional Use Permit by resolution following a public hearing.
6. All construction must adhere to the approved site plan.
7. Where construction is necessary prior to the operation of the conditional use, failure to obtain a building permit within 12 months of the date of approval of an application for a conditional use permit, shall invalidate the approval. A shorter compliance period may be required by the city commission (LDC 4.3(c).
8. Demolition Permit. The dwelling located at 2307 Pass-a-Grille Way has been designated as a contributing structure to the National Register Historic District and shall not be issued a demolition permit until a Certificate of Appropriateness has been issued for the demolition.
9. The existing vegetative hedge along Pass-a-Grille Way shall be enhanced with additional plantings to buffer the sound and shield the view of the swimming pool.
10. A vegetative vine or similar planting shall be installed and maintained along the fence on the north end of the property.

Section Three: The effective date of this conditional use resolution shall be upon rendition of this resolution by the City Clerk and containing all signatures required below.

**The Conditional Use Resolution is hereby approved, subject to the conditions contained herein, this 28th day of August 2018, by the City Commission of the City of St. Pete Beach, Florida.**

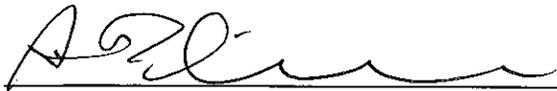
**Passed this 28th day of August, 2018, by the City Commission of the City of St. Pete Beach, Florida.**

  
\_\_\_\_\_  
Alan Johnson, Mayor

I, Rebecca C. Haynes, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Resolution was duly adopted in accordance with the provisions of applicable law this 28<sup>th</sup> day of August, 2018.

  
\_\_\_\_\_  
Rebecca C. Haynes, City Clerk

APPROVED AS TO LEGAL FORM AND CORRECTNESS:

  
\_\_\_\_\_  
City Attorney  
Andrew Dickman, Esq.