

## RESOLUTION 2018-15

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, AUTHORIZING THE MODIFICATION OF AN EXISTING CONDITIONAL USE APPROVAL (RESOLUTION 2002-02) TO ALLOW FOR AN EXPANSION OF A COMMERCIAL WATER SPORTS SPECIAL EXCEPTION FROM THREE (3) TO ELEVEN (11) BOATS AT 1901 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**, Speed Boat Adventures St. Pete desires to add 8 additional boats to their fleet (11 total) to provide Boat Tours for the use of its customers; and,

**WHEREAS**, KAZBO, LLC filed with the City an Application on May 14, 2018, for a Conditional Use to expand the Commercial Water Sports activity located at 1901 Pass-A-Grille Way, St. Pete Beach, Florida; and,

**WHEREAS**, the application for Conditional Use was reviewed by the Technical Review Committee on June 6, 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 October 9, 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.

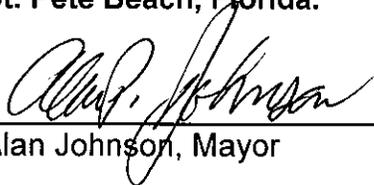
Section Two: The City Commission hereby incorporates the following conditions into the Conditional Use permit:

1. The commercial water sport conditional use shall be restricted to eleven (11) boats (three (3) from a previous resolution 2002-02 and eight (8) for the current request) each with a maximum passenger load of six (6) passengers.
2. The charter boats authorized herein shall be prohibited from running their engines during the hours of 7:00 pm to 7:00 am, and shall not be equipped with a loud-hailer (bullhorn).
3. Jet Ski rental and similar personal watercraft are not approved as part of the commercial water sport conditional use.
4. The charter boats shall not be live-aboard.
5. Where standards are not specified herein, the Land Development Code standards (or current code standards) will apply.

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.

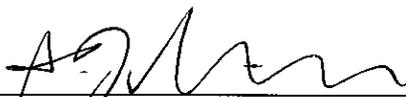
Passed this 9th day of October, 2018, by the City Commission of the City of St. Pete Beach, Florida.

  
\_\_\_\_\_  
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 9th day of October, 2018.

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

APPROVED AS TO LEGAL FORM AND CORRECTNESS:

  
\_\_\_\_\_  
Andrew Dickman, City Attorney