

**RESOLUTION NO. 2016-40**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A ONE-YEAR EXTENSION OF A SPECIAL USE EXCEPTION GRANTED TO BRICK VILLAGE 79, LLC UNDER RESOLUTION 2015-28 IN CONNECTION WITH THE DEVELOPMENT OF A 75 UNIT, 22 STORY MIXED-USE STRUCTURE AT 1601 KENNEDY CAUSEWAY, TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNATED SPECIFICALLY FOR COMPACT PARKING VEHICLES PURSUANT TO SECTIONS 152.098 AND 152.042(E) OF THE VILLAGE CODE; SETTING AN EFFECTIVE DATE.**  
*(INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)*

**WHEREAS**, the Village granted a Special Use Exception to Brick Village 79, LLC, pursuant to Sections 152.098 and 152.042(E) of the North Bay Village Code of Ordinances in connection with the development of a mixed-use structure at 1601 Kennedy Causeway to allow up to twenty percent of the development's required parking spaces to be designed specifically for compact parking vehicles in conjunction with the Site Plan application approved on February 24, 2015, under Resolution No. 2015-26; and

**WHEREAS**, pursuant to Section 152.103 of the Village Code, a Special Use Exception Variance granted by the Village Commission shall lapse after the expiration of one year, if no substantial construction has taken place in accordance with the plans for which the Special Use Exception was granted; and

**WHEREAS**, the Special Use Exception granted to Brick Village 79, LLC will expired on February 24, 2016, whereas the Site Plan will expire on February 24, 2017; and

WHEREAS, Brick Village 79, LLC has made a request to the Village to extend the Special Use Exception for one year to coincide with the Site Plan expiration.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:

**Section 1. Recitals.**

The above recitals are true and correct and incorporated into this Resolution by this reference.

**Section 2. Grant.**

The Special Use Exception granted to Brick Village 79, LLC under Resolution No. 2015-28 to allow up to twenty percent of the development's required parking spaces to be designed specifically for compact parking vehicles is hereby extended for one year, until February 24, 2017.

**Section 3. Effective Date.**

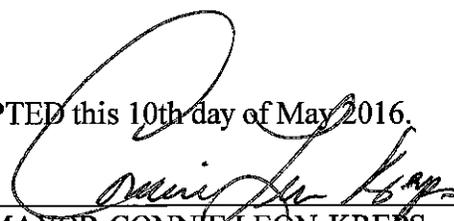
This Resolution shall become effective upon its adoption.

The foregoing Resolution was offered by \_\_\_\_\_, who moved for its adoption. This motion was seconded by \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Jorge Gonzalez	<u>Yes</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Andreana Jackson	<u>Yes</u>
Commissioner Eddie Lim	<u>Yes</u>

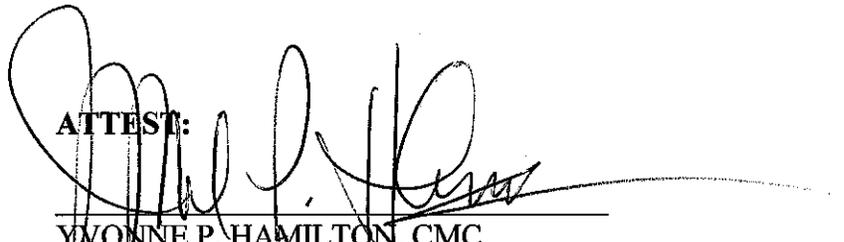
PASSED and ADOPTED this 10th day of May 2016.



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MAYOR CONNIE LEON-KREPS

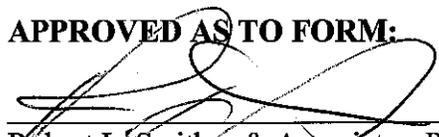
**ATTEST:**



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YVONNE P. HAMILTON, CMC  
Village Clerk

**APPROVED AS TO FORM:**



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Robert L. Switkes & Associates, P.A.

North Bay Village Resolution: Special Use Exception One-Year Extension-1601 Kennedy Causeway Development-Resolution No. 2015-28.