

RESOLUTION NUMBER 22-74

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF EUSTIS, FLORIDA; PROVIDING FOR AN EXTENSION OF THE TIMELINES FOR COMPLETION OF SITE PLAN APPROVAL FOR A WISH OR TWO AGO BAKERY UNDER ORDINANCE NUMBER 22-06.

WHEREAS, The Lilliputt Company dba A Wish or Two Ago Bakery, developer of the proposed bakery at 320 S Grove Street, applied for an extension of time to complete CUP conditions as included in Ordinance 22-06, for the property, more particularly described as:

TAX ID: 11-19-27-0100-085-00700

ALT KEY NUMBER: 1189535

EUSTIS, LOTS 7, 8 BLK 85, E 1/2 OF VACATED ALLEY LYING W'LY OF LOTS PB 1 PG 79 ORB 5945 PG 2150

WHEREAS, on March 17, 2022, the City Commission approved Ordinance Number 22-06, granting a Conditional Use Permit for a Bakery in Residential Transitional (RT) Land Use District, which included completion timeframes conditions to be met including approval of a site plan for the change of use of the property, and

WHEREAS, the applicant is requesting an extension of time due to issues with obtaining professional assistance in preparing a site plan meeting the minimum requirements of City of Eustis Land Development Regulations; and

WHEREAS, the modified timelines for completion are reasonable.

NOW, THEREFORE, BE IT RESOLVED BY THE EUSTIS CITY COMMISSION AS FOLLOWS:

Section 1: That the timeframe for completing the conditions of Ordinance 22-06 shall be completed within the following timeframes.

1. Site plan approval must be obtained from Development Services no later than April 25, 2023.
2. All other conditions enumerated within Ordinance Number 22-06 shall remain and apply to all other required permitting.

Section 2. Should the owner, The Lilliput Company, fail to complete the approval steps on or before the established deadlines in this resolution, the City Commission may pursue remedies per Sec. 102-5 of the Land Development Regulations as follows:
Violations, remedies, and penalties. Should an owner or applicant violate

any provisions of these land development regulations the city commission may, in its sole discretion, pursue any or all of the below remedies:

- (1) Seek damages or injunctive relief against the violator in the Circuit Court of Lake County, Florida, with all reasonable attorney's fees incurred being awarded to the prevailing party and to be paid by the losing party,
- (2) Refer the violations to code enforcement for enforcement,
- (3) Revoke, either permanently or temporarily, any permits, site plan approval, plat approval, development orders, or any other development rights granted by the city.

Section 3. That should any section, phrase, sentence, provision, or portion of this Resolution be declared by any court of competent jurisdiction to be unconstitutional or invalid, such decision shall not affect the validity of the Resolution as a whole, or any part thereof, other than the part so declared to be unconstitutional or invalid.

Section 4. That this Resolution shall become effective upon filing.

**CITY COMMISSION OF THE
CITY OF EUSTIS, FLORIDA**

Michael L. Holland
Mayor/Commissioner

ATTEST:

Christine Halloran, City Clerk

CITY OF EUSTIS CERTIFICATION

**STATE OF FLORIDA
COUNTY OF LAKE**

The foregoing instrument was acknowledged before me this 20th day of October, 2022, by Michael L. Holland, Mayor, and Christine Halloran, City Clerk, who are personally known to me.

Notary Public - State of Florida
My Commission Expires:
Notary Serial No:

CITY ATTORNEY'S OFFICE

This document is approved as to form and legal content, but I have not performed an independent Title examination as to the accuracy of the Legal Description.

City Attorney's Office

Date

CERTIFICATE OF POSTING

The foregoing Resolution Number 22-10 is hereby approved, and I certify that I published the same by posting one (1) copy hereof at City Hall, one (1) copy hereof at the Eustis Memorial Library, and one (1) copy hereof at the Eustis Parks and Recreation Office, all within the corporate limits of the City of Eustis, Lake County, Florida.

Christine Halloran, City Clerk