

#5

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III. PLANNING COMMISSION RECOMMENDATIONS:

A. SPECIAL PERMIT/USE PERMIT (PUBLIC HEARING)

1. SP-84-17

NATALIE L. MORA

I. GENERAL INFORMATION

- a. Request: A Special Permit to construct three (3) commercial docks each exceeding eighty (80') feet in length.
A use permit for a commercial marina with ninety-two (92) slips and a boat livery in the Cortez Fishing Village Sub-area.
- b. Location: South end of 125th Street West on Sarasota Bay.
- c. Site Area: 1.135± Acres
- d. Zoning: M-1 (Light Industrial District)

II. SUMMARY RECOMMENDATION

Staff does not object to this request because it is located within a marine-oriented community and is consistent with the plan policies of the Cortez Fishing Village. However, staff is concerned with the intensity of this use and the increase in traffic adjacent to existing residences and recommends the following stipulations:

- 1. One hundred twenty-fifth Street West shall be upgraded to County standards.
- 2. Fair share participation in improvements to the intersection of 125th Street West and Cortez Road shall be required.
- 3. Only sixty-four (64) boat slips may be leased initially. The remaining twenty-eight (28) boat slips must be used exclusively for model boats associated with the sales office until either the number of parking spaces is increased to accomodate the additional slips or if at least one (1) year after all boat slips are occupied, the Director determines that there is adequate parking to permit expansion of the number of leased spaces.
- 4. The potential conflict between the western most dock (fuel dock) and the existing dock to the north shall be resolved to the satisfaction of the Director prior to the issuance of a building permit for the dock.
- 5. The proposed structures shall be limited to thirty-five (35') feet in height measured from existing grade.

III. SITE AND VICINITY CHARACTERISTICS

- a. Site Characteristics: The site is located 609± feet south of Cortez Road and is presently developed with several small wooden docks, a single family residence, an assortment of wood frame buildings and one trailer.
- b. Access: The site has access via 125th Street West which is an eighteen (18') foot wide, County maintained, local residential street paved to within forty (40') feet of the property. South of the end of pavement it continues as a shell surface.
- c. Vicinity Characteristics: See attached map.

- d. Zoning History: The Kepez property which borders this request on the north was rezoned from M-1 to C in 1981 and then back to M-1 in 1983. There is a small existing building on the Kepez property and a dock which extends into Sarasota Bay in a south-western direction.

The subject property has been zoned M-1 for several years.

IV. MANATEE PLAN REVIEW

- | a. Consistency: | Consistent | Inconsistent | See
Analysis |
|---------------------------|------------|--------------|-----------------|
| Sector/Corridor | [x] | [] | [] |
| Land Use Compatibility | [x] | [] | [x] |
| Development Trends/Timing | [x] | [] | [] |
| Environment | [x] | [] | [] |
| Public Facilities | | | |
| Utilities | [x] | [] | [] |
| Transportation | [x] | [] | [x] |
- b. Conclusion: This request for a Special Permit appears consistent with The Manatee Plan.
- c. Analysis:
1. Sector/Corridor: A marina is listed as a secondary use (low intensity recreation) in the Cortez Village.
 2. Land Use Compatibility: The character of the proposed marina and boat livery is compatible with the mix of restaurants, boat yards, seafood packing houses, and other marinas found along the Cortez Village shoreline. However, the only access to this parcel is via 125th Street West through a developed residential area. Staff is concerned with the proposed increase in traffic on 125th Street West.
 3. Environment: The majority of the site is in the V 17 Flood Zone. This is a velocity zone which requires structures to be elevated such that the lowest portion of the horizontal beams supporting the floor are at least twelve (12') feet above M.S.L. Any walls constructed below this elevation must be of a breakaway nature.
 4. Transportation: Due to the proposed increase in traffic intensity, the developer will be required to upgrade 125th Street West to County standards and participate in fair share improvements to the intersection of 125th Street West and Cortez Road. The existing right-of-way width on 125th Street West is only thirty-three (33') feet. This narrow right-of-way width may prevent any widening of the existing pavement.

V. SITE PLAN REVIEW

- a. Project Type: A marina and boat livery with new boat sales including:
1. A two-story 5,800 square foot sales, administrative office, and parts storage building.
 2. A 9,100 square foot building for storage of fifty (50) boats.
 3. Three (3) docks with ninety-two (92) boat slips. The proposed docks are 200 feet, 420 feet and 365 feet in length, respectively.
 4. Accessory parking and paving for employees, visitors and boat maintenance

b. Design Scheme: The sales and administrative office will be constructed on pilings adjacent to the boat storage building. Parts storage will be located above the sales and administrative offices. Parking lots will be constructed on both the east and west sides of 125th Street West.

c. Offstreet Parking:

1. Required:

One (1) space per two (2) boat slips. (46 spaces)
 One (1) space per 222 sq. feet for office. (7 spaces)
 One (1) space per 200 sq. feet for sales. (7 spaces)
 One (1) space per boat maintenance employee. (5 spaces)
 One (1) space per 1000 sq. feet of storage. (3 spaces)
 Total = 68 parking spaces required

2. Provided: Fifty-four (54) parking spaces.

3. Staff Comment: Section 205E.1e(6), Variations from Known Requirements, of the Land Development Code provides authorization for the Director to adjust parking requirements where known discrepancies occur between requirements and actual use. Live-aboards will not be allowed at this marina and twenty-eight (28) docks will be used exclusively for model boats associated with the sales office.

Accordingly, staff recommends that the applicant be allowed to lease only sixty-four (64) boat slips until additional parking can be provided or if within one (1) year after all (64) boat slips are occupied, the Director determines that there is adequate parking to permit expansion of the number of leased spaces.

d. Screening and Buffering: The submitted plan identifies landscape hedges surrounding the parking areas as required by the Land Development Code. Due to the height of the structures however, it does not appear possible to buffer the tall buildings proposed for this site from adjacent residential uses.

e. Setbacks: The Land Development Code requires that all buildings be located at least twenty-five (25') feet from the Mean High Water Line. The submitted site plan reflects this required setback.

The western most dock, as proposed, will abut the existing dock on the Kepez property. Although this may be a private legal dispute as to whether the existing dock crosses the property line, staff suggests that if the existing dock is not removed, the proposed dock should be relocated further to the south to avoid potential conflict with the existing neighbor.

VI. CORTEZ USE PERMIT

The Cortez Area Plan specifies that commercial uses (i.e. boat sales and rentals) must receive a Use Permit from the Board of County Commissioners for construction and/or operation. Policy guidelines regarding use permits as outlined in the Cortez Fishing Village Sub-area of the Cortez Area Plan are as follows:

| a. Consistency: | Consistent | Inconsistent | See Analysis |
|------------------------------|------------|--------------|--------------|
| Preserve & Enhance Village | [x] | [] | [] |
| Potential Noise & Odor | [x] | [] | [] |
| Compatible Scale & Intensity | [] | [x] | [x] |
| Support Economy of Village | [x] | [] | [] |

b. Conclusion: This request for a Use Permit appears consistent with The Manatee Plan.

c. Analysis:

1. The Cortez Fishing Village is a marine-oriented community and the establishment of this marina and boat livery is consistent with The Manatee Plan policy to preserve and enhance the vitality and character of the area. Staff wishes to point out however that this marina will be oriented toward the recreational boater and will do little to further the commercial fishing interest of the community.
2. Potential noise and odor problems normally associated with a marina may be somewhat reduced at this marina due to the recreational orientation of the business.
3. The Manatee Plan states that "The scale and intensity of development shall be compatible with existing development." Due to the developed residential character of land to the north and northeast of the property, care should be taken to mitigate the impacts of this project.
 - a. Potential Trip Generation: 438 trips/day @ 27.4 trips ends/day times 16 employees. These vehicle trips must enter and leave the site via 125th Street West through an existing residential development.
 - b. Scale of Structures: The sales office, boat storage, and maintenance building will be 130 feet wide when viewed from the north. The large size of this structure does not pose as large an impact on the community as the height.
 - c. Site Coverage: Eighty-five (85%) percent of the site will be covered with buildings, drives, and parking area. This intensive use of ground will not be a noticeable impact in the community.
 - d. Height of Buildings: The proposed building will be less than 35 feet above the existing ground. This conforms to the maximum height requirement for non-residential buildings in a residential zone. The building is to be located 20 feet from the north property line. This storage building with a length of 130 feet will be visible from the existing mobile homes just 60 feet north of the proposed marina site and other adjacent residences northeast of the proposed marina site.
 - e. Design of Structure and Site: The metal storage building will have a character distinctively different from many of the older existing structure in the area.
4. The Manatee Plan states that "Future development shall support the Area's function as an economic center and village." Staff feels that this request is consistent with this policy.

VII. PUBLIC HEARING COMMENTS AND CORRESPONDENCE

There were no public comments and no correspondence received.

VIII. PLANNING COMMISSION DISCUSSION

The Planning Commission found that the proposed land use would fit in with the character of the Cortez Village and that the docks and associated boat traffic would not impede the needs of the existing channel or the Coast Guard.

The applicant agreed to all the recommended stipulations. After a brief presentation by staff, a motion was made to approve the request finding it consistent with The Manatee Plan.

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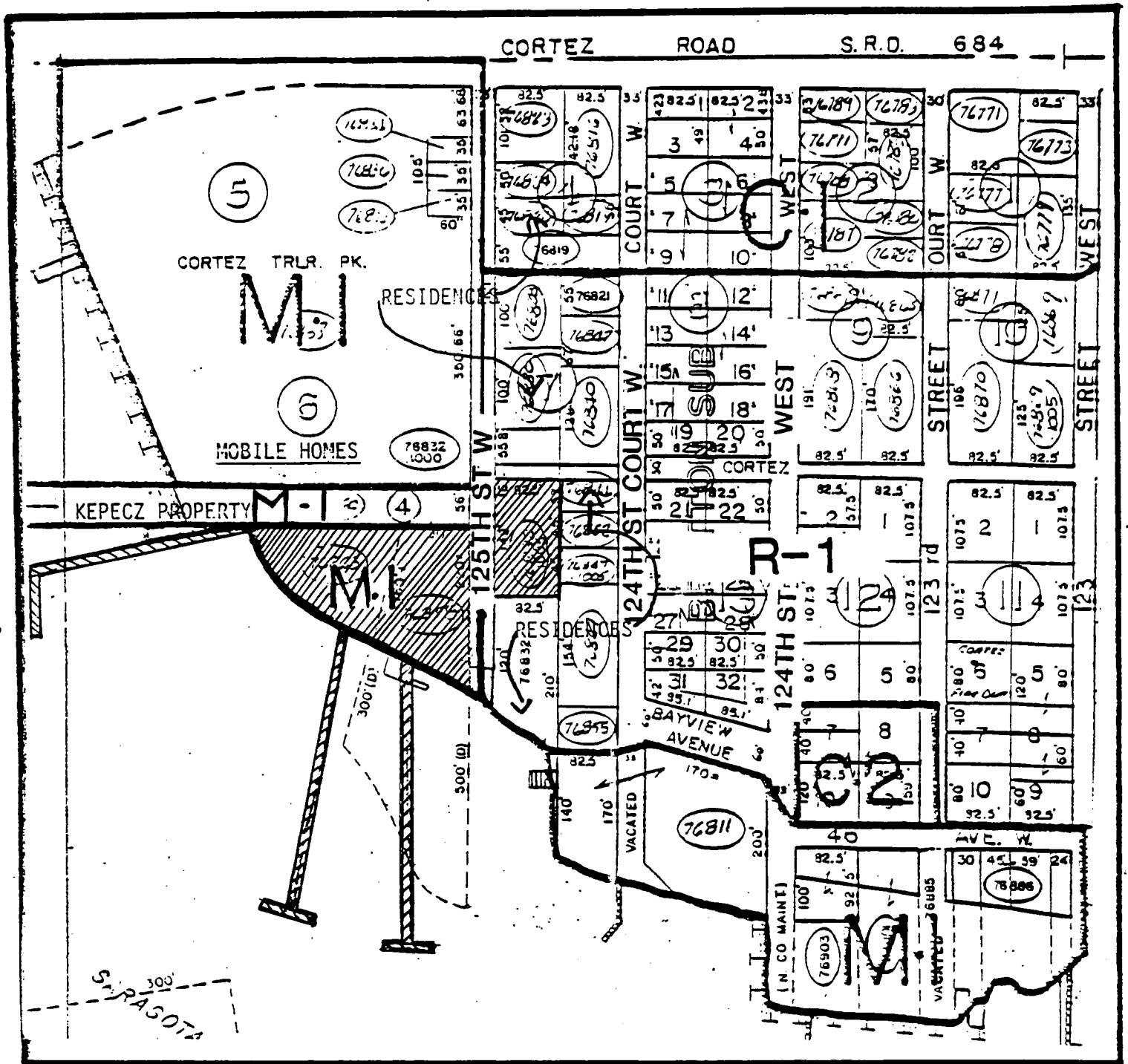
IX. PLANNING COMMISSION ACTION

(2/29/84) - APPROVAL by a vote of 9 to 0.

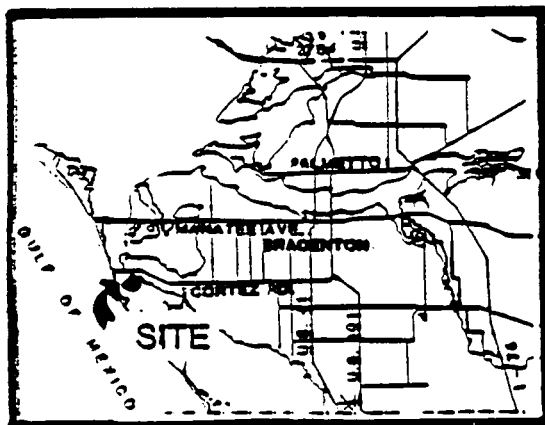
X. PLANNING COMMISSION RECOMMENDED MOTION

Having considered the staff report, the Planning Commission's recommendation, [and the comments made at the Public Hearing], and finding the request to be consistent with The Manatee Plan, I move to APPROVE Special Permit No. SP-84-17 with the stipulations recommended by the Planning Commission.

(COMMISSIONER FLETCHER)



SCALE IN FEET 1"=200



LAND USE CHARACTERISTICS:

| LAND USE: | | ZONING: | |
|-----------|---------------|---------|------|
| North: | Mobile Homes | North: | M-1, |
| South: | Sarasota Bay | South: | - |
| East: | Single Family | East: | R-1 |
| West: | Sarasota Bay | West: | - |

 AREA OF CONSIDERATION

1.135± ACREAGE (±)

SECTION, TOWNSHIP, RANGE

3-35-16

PROJECT NO: **SP-84-17**

PROPOSED USE: PROPOSED DOCK

EXISTING ZONING: M-1

PROPOSED ZONING:

REQUESTED BY: NATALIE L MORA

COMMISSIONER: MR. FLETCHER

AFFIDAVIT OF POSTING OF PUBLIC NOTICE SIGN, AND
NOTIFICATION BY MAIL TO CONTIGUOUS PROPERTY OWNERS

STATE OF Florida

COUNTY OF Manatee

BEFORE ME, the undersigned authority, personally appeared _____
Benjamin H. Dawson, who, after having been first duly
sworn and put upon oath, says as follows:

1. That he is the Agent for the Owner (owner, agent for owner,
attorney in fact for owner, etc.) of the property identified in the application for
Official Special Permit No. SP-84-17, to be heard on March 8, 1984
, and as such, is authorized to execute and make
this Affidavit and is familiar with the matters set forth herein and they are true to
the best of his knowledge, information and belief.

2. That the Affiant has caused the required public notice sign be posted
pursuant to Manatee County Ordinance No. 81-4, on the property identified in
said application and said sign was conspicuously posted 0 feet from the front
property line on the 8 day of February, 1984.

3. That the Affiant has caused the mailing of the required letter of notifi-
cation to contiguous property owners pursuant to Manatee County Ordinance 81-4,
by 1st Class Mail, on the 8 day of February, 1984,
and attaches hereto as a part of and incorporated herein, copies of said letters
of notification.

4. That Affiant is aware of and understands that failure to adhere to the
provisions of Manatee County Ordinance No. 81-4 as it relates to the above matters
may cause the above-identified application and any public hearing held thereon to
be ineffective and a nullity.

FURTHER YOUR AFFIANT SAITH NOT.

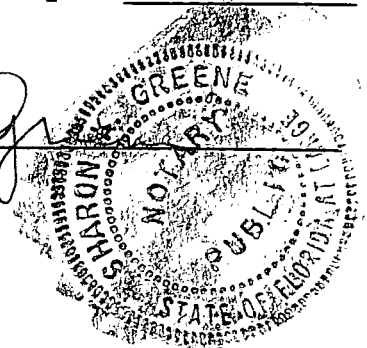
Ben H. Dawson

SWORN TO AND subscribed before me on this 9 day of _____
February, 1984.

Sharon K. Greene

My Commission Expires:

Notary Public, State Of Florida At Large
My Commission Expires Dec. 20, 1986
Bonded By SAFECO Insurance Company of America



Manatee County

#6

CLERK OF THE CIRCUIT COURT

Richard B. "Chips" Shore

ROOM 234 - MANATEE COUNTY COURTHOUSE - BRADENTON, FLORIDA 33505 - TELEPHONE (813) 748-4501

March 9, 1984

Nancy Kavanaugh, Chief
Bureau of Laws
Department of State
The Capitol, Room 1802G
Tallahassee, Florida 32301

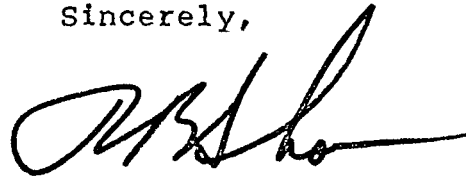
Dear Ms. Kavanaugh:

Enclosed are two certified copies of Ordinance 84-01 adopted by the Board of County Commissioners Manatee County, Florida, in open session March 8, 1984.

- MANATEE COUNTY ORDINANCE NO. 84-01:
AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA, MAKING CERTAIN FINDINGS OF FACT; AMENDING ORDINANCE 81-4, THE MANATEE COUNTY COMPREHENSIVE ZONING AND LAND DEVELOPMENT CODE BY ADDING A NEW SECTION 205H FLOODPLAIN MANAGEMENT REGULATIONS; BY AMENDING SPECIFIC SECTIONS OF THE MANATEE COUNTY COMPREHENSIVE ZONING AND LAND DEVELOPMENT CODE IN ORDER TO INTEGRATE AND IMPLEMENT THE FLOODPLAIN REGULATIONS THEREOF; BY ADOPTING THE FLOOD INSURANCE RATE MAPS AND FLOOD BOUNDARY-FLOODWAY MAPS; AND BY REPEALING ORDINANCE 77-1, AS AMENDED BY ORDINANCE 77-4 AND PROVIDING AND EFFECTIVE DATE.

Please stamp both copies with the date filed by the Office of the Secretary of State, retain copy of Ordinance with Attachment "A" for your file and return the other copy to my office.

Sincerely,



R. B. Shore

RBS:mp
encl: (2)
cc: ✓ Board Records

CLERK CIRCUIT AND COUNTY COURT - CLERK BOARD OF COUNTY COMMISSIONERS - COUNTY COMPTROLLER, AUDITOR AND RECORDER

ORDINANCE NO. 84-01

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA, MAKING CERTAIN FINDINGS OF FACT; AMENDING ORDINANCE 81-4, THE MANATEE COUNTY COMPREHENSIVE ZONING AND LAND DEVELOPMENT CODE BY ADDING A NEW SECTION 205H FLOODPLAIN MANAGEMENT REGULATIONS; BY AMENDING SPECIFIC SECTIONS OF THE MANATEE COUNTY COMPREHENSIVE ZONING AND LAND DEVELOPMENT CODE IN ORDER TO INTEGRATE AND IMPLEMENT THE FLOODPLAIN REGULATIONS THEREOF; BY ADOPTING THE FLOOD INSURANCE RATE MAPS AND FLOOD BOUNDARY-FLOODWAY MAPS; AND BY REPEALING ORDINANCE 77-1, AS AMENDED BY ORDINANCE 77-4, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, certain canal, riverine, and coastal areas of unincorporated Manatee County are subject to periodic inundation which can result in the loss of life and property, the imposition of health and safety hazards, the disruption of commerce and governmental services, extraordinary expenditures for flood protection and relief, and impairment of the Manatee County tax base, all of which adversely affects the public health, safety and general welfare of the citizens of Manatee County; and

WHEREAS, these flood losses are caused by the cumulative effect of obstructions in floodplains causing increases in flood heights and velocities, and by the occupancy in flood hazard areas of structures, which are inadequately elevated, flood proofed, or otherwise protected from flood damages, and thus are vulnerable to floods or hazardous to other lands; and

WHEREAS, certain canal, riverine, and coastal areas of Manatee County are subject to periodic inundation and serve important functions in the regional hydrologic cycle and ecological system, and the uncontrolled development of these lands is inconsistent with their natural functions; and

*unnumbered pages
as originally submitted by Carol Clarke.*

WHEREAS, the Congress of the United States of America enacted the National Flood Insurance Act of 1968, as amended, which in effect provides for issuance of insurance and other benefits for flood hazard areas only if said areas are subject to land use and control measures adopted by local communities designed to ameliorate the affects of flooding; and

WHEREAS, the Federal Emergency Management Agency has advised Manatee County that continued participation in the National Flood Insurance Program requires adoption of the maps dated March 15, 1984, identified as Flood Insurance Rate Maps (0001-0550) and Floodway-Flood Boundary Maps, designating the unincorporated areas of Manatee County as Community No. 120153 and identifying flood hazard areas within Manatee County; and

WHEREAS, the Federal Emergency Management Agency has advised Manatee County that the continued participation in the National Flood Insurance Program requires updating of its flood management regulations; and

WHEREAS, the Manatee County Board of County Commissioners has determined that participation in the National Flood Insurance Program is advantageous to Manatee County and its citizens; and

WHEREAS, the Manatee County Planning Commission held public hearings November 9, 1983, November 21, 1983, December 1, 1983 and December 14, 1983 on these regulations with due public notice as required by law; and

WHEREAS, the Manatee County Board of County Commissioners held public hearings January 24, 1984, February 7, 1984, February 16, 1984, and March 8, 1984 on these regulations with due public notice as required by law.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of the County of Manatee, Florida, as follows:

A. Ordinance 77-1, adopted by the Board of County Commissioners of Manatee County, Florida on the 24th day of May 1977^{Amended} is hereby re-pealed in its entirety, and shall no longer be of further force or effect.

B. The Flood Insurance Rate Maps and Floodway-Flood Boundary Maps dated March 15, 1984 issued by the Federal Emergency Management Agency and identified as Attachment A are hereby adopted.

C. Ordinance 81-4, the Manatee County Comprehensive Zoning and Land Development Code is amended as follows:

1. ARTICLE II, SECTION 205 - SPECIAL REGULATIONS is amended to add as a new section, Section 205H, Floodplain Management, as shown in its entirety in "Attachment B".
2. ARTICLE VII, DEFINITIONS is amended to add the definitions in "Attachment C" at appropriate locations in alphabetical order.
3. ARTICLE I, SECTION 111D 2. is amended to add "and to all other applicable requirements of this Ordinance." at the end of the phrase.
4. ARTICLE I, SECTION 111D.3. is amended to read "If a nonconforming structure is destroyed to the extent that reconstruction and repair constitutes a substantial improvement it shall not be reconstructed except in conformity with the provisions of this Ordinance."
5. ARTICLE II, SECTION 202B.4.e. is amended to add, as (5):, "No flag lot shall be permitted that would create a problem in meeting the requirements of Sec. 205H, Floodplain Management."
6. ARTICLE II, SECTION 202B.4.f. is amended to renumber Subsection (6) as Subsection (7) and to add as (6): "No flag lot shall be permitted that would create a problem in meeting the requirements of Sec. 205H, Floodplain Management."

7. ARTICLE II, SECTION 202B is amended to add as Subsection 9. the following:

"9. Minimum Floor Elevation

(a) Generally

The minimum floor elevation, where specified on the Flood Insurance Rate Maps (FIRM) shall apply to commercial, industrial, non-residential and residential buildings in accordance with the requirements of Sec. 205H, Floodplain Management. In areas not regulated by the FIRM, residential buildings shall be elevated to at least eight inches above the highest adjacent grade prior to the existing pre-construction conditions.

(b) Exclusions

1. The minimum floor elevations of this Ordinance shall not apply to flagpoles, birdhouses, flues, monuments, radio towers, television antennae or aerials, water towers, transmission towers and cables, provided, however, no such accessory freestanding structure shall be located except in strict accordance with the provisions of Sec. 204A, Accessory Uses and Sec. 205H.4, Floodplain Management.
2. Structures costing less than \$3000 are exempted from the provisions of Sec. 205H.3.b.(1) and (3)."

8. ARTICLE II, SECTION 203H, R-5 Recreational Vehicle Park Residential District, Subsection 3.c. is amended to delete "Hurricane" from the title.
9. ARTICLE II, SECTION 203H R-5 Recreational Vehicle Park Residential District, Subsection 3.c. is amended to substitute the following

for the last sentence, "To this end, all recreational vehicle sites (except those in designated camping areas) which are located in any designated flood zone shall conform to the applicable requirements of Sec. 205H, Floodplain Management."

10. ARTICLE II, SECTION 203H, R-5 Recreational Vehicle Park Residential District, Subsection 3.f.(3) is amended to add at the end of the sentence: "and Section 205H.3, Floodplain Management."
11. ARTICLE II, SECTION 203X, Watershed Protection Overlay District, Subsection 2.c. Reservoir Floodplain Requirements, is amended to add as Subsection (2) the following: "(2) Floodplain Management: All grading, clearing, earthmoving and construction activities shall be in compliance with the applicable standards of Sec. 205H, Floodplain Management."
12. ARTICLE II, SECTION 205A.10 Conditional Temporary Uses, Subsection d.(3) is amended to add "and meet any applicable Flood Protection Elevation requirements" between "Code" and "prior".
13. ARTICLE II, SECTION 205A.10 Conditional Temporary Uses, Subsection e., Model Homes, Temporary Real Estate Offices is amended to add the following: "(4) The applicant shall comply with the provisions of the Manatee County Mobile Home Installation Code prior to use of the mobile home."
14. ARTICLE II, section 205A.11 Conditional Earthmoving Uses, Subsection c. Exemptions, is amended to add "and there is no rise in the base flood elevation of an identified floodway." after the word "affected" in the introductory phrase.
15. ARTICLE II, SECTION 205A.11 Conditional Earthmoving Uses, Subsection d. is amended to add as the last sentence: "If an earthmoving operation will affect any of the characteristics of an identified floodway, then a Flood Management Permit is required."

16. ARTICLE II, SECTION 205A.11(b)(1) is amended to renumber 18 as 19 and to add the following as 18:

" 18 For all projects located in a flood insurance zone, a hydrologic study detailing the effects of the earthmoving operation on the characteristics of the 100-year regulatory floodway and 100-year floodplain shall be submitted. The technical information shall include but not be limited to the following:

- a. Existing and final topography, mapped to one foot contour intervals with elevations referenced to mean sea level datum, shown on a 25 foot grid;
- b. Hydrologic data addressing anticipated effects on any water bodies and hydrologic conditions;
- c. A complete plan of the project with cross sections and dimensions, together with a detailed map of the affected area which indicates changes in the 100-year floodplain caused by the activity;
- d. Certification by a Florida Registered Professional Engineer that the Standards of Section 205H 3.(b) (2)(a), (b), (c) and (d) have been met.

17. ARTICLE II, SECTION 205C Cluster Development, Subsection 1 is amended to add "minimize the potential for property damage and personal injury due to flooding" between "amenities" and "and".

18. ARTICLE II, SECTION 205C.1 is amended to add "minimize the potential for property damage and personal injury due to flooding" between "amenities" and "and".

19. ARTICLE II, SECTION 205C Cluster Development, Subsection 4.c. is amended to renumber sections (5), (6), (7), and (8) to (6), (7), (8) and (9) respectively and to add as (5) the following:

"(5) Hydrologic Features

Provides a design which is sensitive to the hydrologic features and is in conformance with the applicable standards of Sec. 205H, Floodplain Management."

20. ARTICLE II, SECTION 205C.5 is amended to add "for minimizing the potential for property damage and personal injury from flooding" between "facilities" and "or".
21. ARTICLE II, SECTION 205.F.5.c. Definitions is amended to substitute the following definition for "Clearing": "Clearing means the removal of trees that are greater than 4 inches in diameter. The term does not include the removal of brush or the ordinary mowing of grass."
22. ARTICLE II, SECTION 205F.5.c. Definitions is amended to add, in alphabetical order, the following definition of One Hundred Year Frequency Storm: "One Hundred Year Frequency Storm means the storm or flood having a one percent chance of being equalled or exceeded in any given year."
23. ARTICLE II, SECTION 205G.1(d) l is amended to add as item e and f the following:
 - " e In the 100-year floodplain, all new and replacement sewerage and waste disposal systems shall be located and designed to:
 - (1) Avoid impairment to them;
 - (2) Minimize contamination from them; and
 - (3) Eliminate infiltration of flood waters.
 - f In the 100-year floodplain, all new construction, including buried storage tanks, must be anchored as necessary to prevent flotation, collapse, or lateral movement of the structure."

24. ARTICLE II, SECTION 205G.1(d) 2 Water is amended to add the following as e and f:

" e In the 100-year floodplain, all new and replacement water supply systems shall be located and designed to:

(1) 1 Avoid impairment to them;

(2) 2 Minimize contamination from them; and

(3) 3 Eliminate infiltration of flood waters.

f In the 100-year floodplain, all new construction, including buried storage tanks, must be anchored as necessary to prevent flotation, collapse, or lateral movement of the structure."

25. ARTICLE III, SECTION 302A.4. is amended to add "evacuation capabilities," between "drainage" and "emergency".

26. ARTICLE III, SECTION 304B.2.c.(5) is amended to add "(at one foot intervals)" between "contours" and "based".

27. ARTICLE II, SECTION 304B.2.c. is amended to add as (6) the following: "Flood Protection Elevation data and flood zones delineated, if applicable." and to renumber the remainder of the section accordingly.

28. ARTICLE III, SECTION 304C.2.(c) is amended to add as (6) the following: "(6) Flood Protection Elevation data and flood zones delineated, if applicable." and to redesignate the remainder of the section accordingly.

29. ARTICLE III, SECTION 304C.2.(f)(6) is amended to add "Professional" between "Registered" and "Engineer" and to capitalize "Registered" and "Engineer".

30. ARTICLE II, SECTION 304C.2.(f) is amended to add the following as (7) "(7) If site is located in a floodway, the basic solution for the Flood Management Permit, prepared by a Florida Registered Professional Engineer in accordance with Sec. 205H 4.b., Floodplain Management." and to renumber the remainder of the section accordingly.
31. ARTICLE III, SECTION 304D.1. is amended to add "Professional" between "Registered" and "Engineer" and to capitalize "Registered" and "Engineer".
32. ARTICLE II, SECTION 304D.2.(b) is amended to add as (3) the following: "(3) Flood Protection Elevation data and flood zones delineated, if applicable.
33. ARTICLE III, SECTION 304D.2.(e)(1) is amended to add "Professional" between "Registered" and "Engineer" and to capitalize "Registered" and "Engineer".
34. ARTICLE III, SECTION 304D.2.(e) is amended to add as (2) the following: "(2) If site is located in a floodway, all calculations and descriptions, prepared and certified by a Florida Registered Professional Engineer, needed to demonstrate compliance with Sec. 205H,4.b., Floodplain Management." and to renumber the remainder of the Section accordingly.
35. ARTICLE III, SECTION 304D.2.(e)(4) is amended to add "Professional" between "Registered" and "Engineer" and to capitalize "Registered" and "Engineer."
36. ARTICLE IV, SECTION 402B.1. is amended to add the following as subsections f, g, and h.:

"f. If the project is located in the 100-year floodplain and fill will be used as the method to meet the required elevation, spot elevations of the property, the road and adjacent proper-

ties to demonstrate compliance with Sec. 205H, Floodplain Management.

- g. If the project is located in a floodway, all calculations and descriptions prepared and certified by a Florida Registered Professional Engineer, needed to demonstrate compliance with Sec. 205H 4.b., Floodplain Management.
- h. If the project is located in the 100-year floodplain, the elevation of the lowest horizontal member or floor, whichever is applicable."

and to renumber the remainder of the section accordingly.

37. ARTICLE IV, SECTION 402B 1. is amended to add as "h." the following:

"h. Flood Management Permit

An approved Flood Management Permit in accordance with Sec. 205H, Floodplain Management, as applicable."

38. ARTICLE IV, SECTION 403E.3. is amended to add "and the Flood Protection Elevation data and flood zones delineated, if applicable." at the end of the sentence.

39. ARTICLE IV, SECTION 403E.5 is amended to add the following as "f":

"f. If the site is located in a floodway, the existing site information required for a Flood Management Permit, Sec. 205H. 4.b.(2) Floodplain Management."

and to renumber the remainder of the Section.

40. ARTICLE IV, SECTION 403F.4. is amended to add as item "d." the following:

"d. If the site is located in a floodway, the existing site information required to a Flood Management Permit, Sec. 205H.4.b. (2) Floodplain Management."

and to renumber the remainder of the Section.

41. ARTICLE IV, SECTION 403G.4. is amended to add the following as "f.":

"f. Flood Protection Elevation data and flood zones delineated, if applicable."

and to redesignate the remainder of the Section accordingly.

42. ARTICLE IV, SECTION 403G.7.b. is amended to add "Professional" between "Registered" and "Engineer" and to capitalize "Registered" and "Engineer".

43. ARTICLE IV, SECTION 403G.7. is amended to add the following as "c.": "c. If proposal is located in a floodway, all calculations and descriptions prepared by a certified Florida Registered Professional Engineer, needed to demonstrate compliance with Sec. 205H.4.b.(2), Floodplain Management."

and to renumber the remainder of the Section accordingly.

44. ARTICLE IV, SECTION 405E.3.a. is amended to add "Sec. 205H, Floodplain Management," between "Conditional Use Regulations" and "and Article 1."

45. ARTICLE IV, SECTION 408D shall be redesignated Section 408E.

46. ARTICLE IV, SECTION 408 VARIANCES is amended to add in its entirety Section 408D as shown in Attachment "D".

This Ordinance shall take effect March 15, 1984 or upon receipt of the official acknowledgement from the Office of the Secretary of State of Florida that this Ordinance has been filed with said office, whichever is later.

PASSED AND DULY ADOPTED by the Board of County Commissioners of Manatee County, Florida, this ____ day of _____, 19__.

ATTEST: R.B. SHORE
Clerk of Circuit Court

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

BY: _____

BY: _____