

Local Record

- A G E N D A -

BOARD OF COUNTY COMMISSIONERS
PORT AUTHORITY
CIVIC CENTER AUTHORITY
MANATEE COUNTY, FLORIDA

Manatee County Government Administrative Center
1112 Manatee Avenue West
First Floor - Commission Chambers
Bradenton, Florida 34205

Pat
Missing 4 items

9:00 A.M.

DECEMBER 15, 1998

The Board of County Commissioners of Manatee County may take action on any matter during this meeting, including those items as set forth within this agenda. The chairperson at his/her option may take business out of order if he/she determines that such a change in the agenda's schedule will expedite the business of the Commission.

MEETING CALLED TO ORDER
INVOCATION:
PLEDGE OF ALLEGIANCE
SWEARING IN.

Chairman Patricia M. Glass
Manatee Ministerial Alliance

All Staff/Public Wishing to Speak

CONSENT AGENDA

ADVERTISED PUBLIC HEARING APPLICATIONS (CONSENT)

(9:00 AM or as soon thereafter as same may be heard)

(The Chairman will open the consent agenda public hearing and announce, by file number, each request. If no one indicates they wish to speak, all items in this section will be acted on in total. Those for which anyone wishes to speak will be removed from the consent agenda and placed on the regular agenda below).

PLANNING:

- ✓ 1. **PDI-98-01(Z)(P) - WEN Y. CHUNG/WHITFIELD WAREHOUSE** (Bob Pederson, Community Planning Administrator) *- see app docs*
Request: (1) Approval of a rezoning from LM (Light Manufacturing) and NC-S (Neighborhood Commercial-Small) to PDI (Planned Development Industrial), and (2) Approval of a Preliminary Site Plan to allow four (4) warehouse buildings totaling 85,000 sq. ft. Located on the west side of 15th Street East and south of Idlewild Court at 7060 15th Street East (± 8.33 acres).
- ✓ 2. **Z-98-15 - ROBERT K. CONN** (Erika Barrett, Planner) *- Remove fence (1-26-99-cont'd)*
Request: Approval of a rezoning from A-1 (Suburban Agricultural, 1 dwelling unit per acre) to NC-S (Neighborhood Commercial - Small). Located at the northwest corner of 69th Avenue East (Whitfield Avenue) and 36th Street East (Prospect Road) (± 1.11 acres).
- ✓ 3. **PDC-98-09(Z)(P) - EDWARD HURTER/RICHARD SERINO/CARPET DEPOT**
(Laure Sueess, Planning Manager)
Request: (1) Approval of a rezoning from GC (General Commercial) to PDC (Planned Development Commercial); and (2) Approval of a Preliminary Site Plan to allow a 5,900 square foot expansion to an existing carpet store. Located at 6823 14th Street West (± 1.08 acres).
- ✓ 4. **PDC-98-10(P) - DAVID CARLTON TURNER, JR./DUETTE COUNTRY STORE** (Misty Servia, Planner) *- Approved*
Request: Approval of a Preliminary Site Plan to allow a convenience store in the PDC/WP-M/ST (Planned Development Commercial/Lake Manatee Watershed Protection and Special Treatment overlays) zoning district. Located at the southwest corner of SR-62 and SR-39 (± 0.98 acres).

TRANSPORTATION:

VACATION-MANATEE RIVER PARK & MANHATTAN SUBDIVISION PLATS - Resolution R-98-264-V - Rutland Ranch Ltd.

Patricia M. Glass - Dist. #6, Chairman
Amy E. Stein - Dist. #1; Gwendolyn Y. Brown - Dist. #2, 1st Vice Chairman; Stan Stephens - Dist. #3,
Lari Ann Harris - Dist. #4; Jonathan R. Bruce - Dist. #5, 3rd Vice Chairman; Joe McClash - Dist. #7, 2nd Vice Chairman

ADMINISTRATIVE ITEMS (CONSENT)

(The following items are administrative in nature and do not require a public hearing. At the Board's discretion, any items for which comment is indicated may be placed on the regular agenda, otherwise, all items in this section will be acted on in total)

PLANNING:

- X6. FINAL PLAT - ANSON ACRES - Approval, Execution, & Recording ✓
- X7. FINAL PLAT - CARLYLE AT THE VILLAGES OF PALM-AIRE - Approval, Execution, & Recording ✓
- X8. FINAL PLAT - SUMMERFIELD VILLAGE, SUBPHASE C, UNIT 13 - Approval, Execution, & Recording ✓
- X9. FIRE CONTROL MANAGEMENT - Agreement w/Division of Forestry ✓
- X10. TAMPA BAY ESTUARY PROGRAM - Funding Agreement for Federal Fiscal Year 1997 ✓
- X11. SR64 PEDESTRIAN/BICYCLE ACCESS FDOT PROJECT ✓
- X12. TREE TRUST FUND - Resolution R-98-267 ✓

COMMUNITY SERVICES:

- X13. CHILDREN'S SERVICES FY98-99 FUNDING - Agreements w/Manatee Opportunity Council Inc. & Town of Longboat Key ✓
- X14. CHILDREN'S SERVICES FY98-99 FUNDING - Agreements w/Manatee County Clerk of the Circuit Court, Manatee County Health Department, Manatee Opportunity Council Inc. (Simplified Intake Operating/Admin.) & School Board of Manatee County ✓
- X15. ANNUAL TRANSPORTATION COORDINATION W/NEIGHBORLY SENIOR SERVICES - FY98-99 Agreement. ✓

FACILITIES MANAGEMENT:

- X16. NEIGHBORLY SENIOR SERVICES INC. LEASE AGREEMENT - January 1, 1999 through December 31, 1999 ✓

FINANCIAL MANAGEMENT:

- X17. MEDICAID TRANSPORTATION SERVICES - Agreement w/AMBU-VAN Inc., Sarasota, FL ✓
- X18. MARBLE RECREATION CENTER ROOF REPAIR - IFB #98-7180-DC to PDF Roofing Concepts Inc., Bradenton, FL ✓

TRANSPORTATION:

- X19. 9TH ST. E. ROAD PROJECT - R-O-W ACQUISITION - Moving Cost Reimbursement for Richards ✓

CLERK OF CIRCUIT COURT:

- CLERK'S CONSENT CALENDAR - Approval.

RECOMMENDED MOTION: I MOVE TO APPROVE THE CONSENT AGENDA INCORPORATING THE LANGUAGE AS STATED IN THE RECOMMENDED MOTIONS IN THE STAFF REPORTS AND AGENDA MEMORANDA.

[END CONSENT]

AWARDS, PRESENTATIONS, & PROCLAMATIONS

- X20. RETIREMENT AWARD - Lonnie Carrol Pierce, Field Service Worker - Public Works Department - 30 years

CITIZENS' COMMENTS (9:15 AM or as soon thereafter as possible)

Comments should be limited to two minutes per person and should concern business which may, if appropriate, be placed on a future agenda.

ADVISORY BOARD/COMMITTEE APPOINTMENTS

None Scheduled.

OK

REGULAR AGENDA**ADVERTISED PUBLIC HEARING APPLICATIONS (INDIVIDUAL CONSIDERATION)**
(9:00 AM or as soon thereafter as same may be heard)**PLANNING:**

21. **PDR-98-07(Z)(P) - DIAMOND BAR PARTNERSHIP, LTD./COVERED BRIDGE** (Bob Pederson, Community Planning Administrator) *Carried*
- Request: (1) Approval of a rezoning from RSF-4.5 (Residential Single-Family, 4.5 dwelling units per acre) and RSF-2 (Residential Single-Family, 2 dwelling units per acre) to PDR (Planned Development Residential); and (2) Approval of a Preliminary Site Plan to allow 735 dwelling units (586 single-family detached lots and 149 semi-detached or zero lot line lots) at a gross density of 2.42 dwelling units per acre and a net density of 2.94 dwelling units per acres. Located north of Mendoza Road, west of Victory Road (± 301 acres, including 271 upland acres)
22. **PDMU-97-01(Z)(G)(R) - GULF COAST FACTORY SHOPS (DRI #23)** (CONTINUED FROM 11/17/98) (Bob Pederson, Community Planning Administrator) *Carried*
- Request: Approval of a revised Zoning Ordinance for a 633,681 square foot manufacturer's outlet center to amend Transportation Conditions affecting roadway improvements to 60th Avenue East. Located on the east side of I-75, approximately 200 feet north of U.S. 301, and extending northward to 29th Street East in Ellenton. Current zoning: PDMU (Planned Development Mixed Use) (±65.03 acres)
23. **ORDINANCE 98-48 - GULF COAST FACTORY SHOPS (DRI #23)** (CONTINUED FROM 11/17/98) (Bob Pederson, Community Planning Administrator) *Carried*
- Request: Determination of whether the proposed modifications to amend Transportation Conditions affecting roadway improvements to 60th Avenue East for the Gulf Coast Factory Shops DRI Development Order constitutes a Substantial Deviation pursuant to Chapter 380.06, Florida Statutes. Located on the east side of I-75, approximately 200 feet north of U.S. 301. Present zoning PDMU (Planned Development Mixed Use) (65.03± acres)
24. **Z-84-76 (R3) - CREEKWOOD INVESTORS, LTD. (CREEKWOOD DRI #13)** (Norm Luppino, Principal Planner)
- The application is requesting approval of modifications to the Creekwood Zoning Ordinance, to amend the Master Development Plan, change an approved land use, and change the land use totals as follows:
1. Exchange land uses identified in Parcel G (General Commercial) with Parcel O-1 (Office);
 2. Increase the total commercial floor area by 69,500 square feet and land area by 2.3 acres;
 3. Decrease the total office floor area by 44,000 square feet and land area by 2.3 acres;
 4. Decrease the total residential development by 500 units;
 5. Change the land use designation for Parcels C-1 and C-2 from "Highway Tourist Oriented" General Commercial to General Commercial; and
 6. Change the designation of Parcels C-1, C-2, and O-1 and to combine them to a redesignated Parcel C.
- Parcels C-1, C-2, O-1, and G are located north of S.R. 70, between Creekwood Boulevard and I-75 and contain a total land area of 81.2 acres. Present zoning: PDC/PDR/PDI/WP-E/ST (Planned Development Commercial/Planned Development Residential/Planned Development Industrial/Evers Reservoir Watershed Protection/Special Treatment Overlay Districts) (Total Project: 818.26 ± acres) *Carried*
25. **ORDINANCE 98-49 - CREEKWOOD INVESTORS, LTD. (CREEKWOOD DRI #13)** (Norm Luppino, Principal Planner)
- Request: Determination of whether the proposed modifications to the Creekwood DRI Development Order, to amend the Master Development Plan, change an approved land use, and change land use totals as follows:
1. Exchange land uses identified in Parcel G (General Commercial) with Parcel O-1 (Office);
 2. Increase the total commercial floor area by 69,500 square feet and land area by 2.3 acres;
 3. Decrease the total office floor area by 44,000 square feet and land area by 2.3 acres;
 4. Decrease the total residential development by 500 units;
 5. Change the land use designation for Parcels C-1 and C-2 from "Highway Tourist Oriented" General Commercial to General Commercial; and
 6. Change the designation of Parcels C-1, C-2, and O-1 and to combine them to a redesignated Parcel C.
- constitute a Substantial Deviation, pursuant to Section 380.06, Florida Statutes. Parcels C-1, C-2, O-1, and G are located north of S.R. 70, between Creekwood Boulevard and I-75 and contain a total land area of 81.2 acres. Present zoning: PDC/PDR/PDI/WP-E/ST (Planned Development Commercial/Planned Development Residential/Planned Development Industrial/Evers Reservoir Watershed Protection/Special Treatment Overlay Districts) (Total Project: 818.26 ± acres) *Carried*

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Ad
(11-17)

Need Docs

ORDINANCE 98-03 (PA-98-02) - PORT MANATEE MASTER PLAN (Laurie Suess, Principal Planner)

Request: Approval of an Amendment to the Manatee County Comprehensive Plan (Ordinance 89-01, as amended), providing for text amendments to the Port Master Plan in Chapter 4, Coastal Element, to update obsolete information regarding facilities, shipping, and dredging, eliminating unnecessary cargo information, and adding more information regarding the Hendry Tract Addition to the Port, and providing for an effective date.

Carried

27
Ad
(11-17)

Carried Need Docs

ORDINANCE 98-23 (PA-98-06) - CIE UPDATE (Leon Kotecki, Principal Planner)

Request: Approval of an Amendment to the Manatee County Comprehensive Plan (Ordinance 89-01, as amended), providing for an amendment deleting Fiscal Year 1998 and applicable data, and adding Fiscal Year 2003 and applicable data to Tables 12-1, 12-2, 12-3 and 12-4, of the Capital Improvements Element, providing for an amendment to Table 12-1: Schedule of Capital Improvement Projects, FY 1998-2002, involving revisions to scope, format, timeframe, costs, funding sources, and content to Transportation Projects, Drainage Projects, Park Projects, Sanitary Sewer Projects, Solid Waste Projects, Potable Water Projects, and Mass Transit Projects, providing for counterpart amendments to Table 12-2: General Government Funding of Capital Improvements, FY 1998-2002; Table 12-3: Enterprise Operations Funding of Capital Improvements, FY 1998-2002; Table 12-4: Summary of Revenues and Expenditures for Capital Projects, FY 1998-2002 to reflect amendments to scope, format, timeframe, costs, funding sources, and content of said Table 12-1; providing for the amendment of related information necessary to implement the changes to the Capital Improvements Schedule; and providing for an effective date.

28
Ad
(11-17)

Need Docs

ORDINANCE 98-19 - LDC AMENDMENTS (2nd Public Hearing) (Laurie Suess, Planning Manager)

Request: Approval of an Ordinance of the Board of County Commissioners of Manatee County, Florida, amending certain provisions of the Manatee County Land Development Code (Ordinance 90-01, as amended):

1. Adding, amending and deleting certain definitions;
2. Amending certain standards relating to the Code Enforcement Board;
3. Amending certain temporary use permit requirements;
4. Amending certain requirements regarding required access to lots;
5. Amending certain off-street parking standards;
6. Amending certain driveway standards;
7. Amending certain access and drainage requirements;
8. Amending certain stormwater management standards;
9. Amending certain floodplain management standards;
10. Amending certain wetland protection standards;
11. Amending certain habitat and species protection standards;
12. Amending certain required improvements standards;
13. Adding language regarding bonding private improvements;
14. Amending certain adverse impact standards;
15. Amending certain airport location criteria;
16. Amending certain transit facility standards;
17. Amending certain private street requirements;
18. Amending the limited access on University Parkway requirements;
19. Amending certain subdivision requirements;
20. Amending certain non-conformity standards;
21. Amending certain landscaping requirements;
22. Amending certain enforcement requirements; and providing for severability and an effective date.

Need 11/17

(11)

Need Docs - Carried

29
Ad
(11-17)

ORDINANCE 98-50 - LDC AMENDMENTS (2nd Public Hearing) (Laurie Suess, Planning Manager)

Request: Approval of an Ordinance of the Board of County Commissioners of Manatee County, Florida amending certain provisions of the Manatee County Land Development Code (Ordinance 90-01, as amended): (1) Amending certain lot size requirements; (2) amending certain requirements for bulk and dimensional standards, providing for severability, and providing an effective date.

30
Ad
(10/17)

PDR-98-12(Z) - ARRASMITH/FIFTY-EIGHT, INC. (Norm Luppino, Principal Planner) (Continued from 9/22/98 & 10/27/98)

Request: Approval of a rezoning from A (General Agriculture, 1 dwelling unit per 5 acres) to PDR (Planned Development Residential) for 8 existing lots, ranging in size from 2.89 to 6.72 upland acres, at a gross density of 0.17 dwelling units per acre. Located on the south side of County Road 675 (Rutland Road) and the west side of North Rye Road, approximately 3 miles east of Parrish (± 55.11 acres).

Cont'd

31. **RESOLUTION R-98-300 - RECISSION OF RESOLUTION R-97-63, THE REVISED DRI DEVELOPMENT ORDER FOR CYPRESS BANKS (DRI #17)** (Norm Luppino, Principal Planner)

The recission of R-97-63 will resolve an appeal filed by the Florida Department of Community Affairs on the Transportation Conditions attached to the revised Development Order for the Cypress Banks DRI (DRI #17), a project located on the south side of State Road 70, generally between the River Club Development and Lorraine Road containing ±1,790 acres. Rescinding of Resolution R-97-63 must be done in conjunction with the recission of Z-86-30(G)(R5), the Zoning Ordinance and General Development Plan approved for this DRI. If rescinded, the previous Development Order, R-95-220, for this DRI will be in full force and effect.

Need Doc
approved

32. **ORDINANCE Z-86-30(G)(R6) - RECISSION OF ORDINANCE Z-86-30(G)(R5), THE REVISED ZONING ORDINANCE AND GENERAL DEVELOPMENT PLAN APPROVAL FOR CYPRESS BANKS (DRI #17)** (Norm Luppino, Principal Planner)

The recission of Ordinance Z-86-30(G)(R5) - Cypress Banks (DRI #17) will resolve an appeal filed by the Florida Department of Community Affairs on the Cypress Banks DRI Development Order, a project located on the south side of State Road 70, generally between the River Club Development and Lorraine Road containing ±1,790 acres. Rescinding the Zoning Ordinance, Z-86-30(G)(R5), must be done in conjunction with the recission of R-97-63, the Development Order for this DRI. If rescinded, the previous Zoning Ordinance and General Development Plan approval for this development, Z-86-30(G)(R4), will be in full force and effect.

Not Done
approved

33. **PDC-98-01(P) - DAVID K. DEITRICH, AS TRUSTEE, ET AL/MARKET PLACE WEST (TIME CERTAIN 1:30 P.M.)**

(John Osborne, Planner)

Request: Approval of a Preliminary Site Plan to allow a 107,894 square feet commercial/retail shopping center. Located at the southwest corner of 53rd Avenue West and 34th Street West. The site is currently zoned PDC (Planned Development Commercial) (± 16.28 acres).

Carried

POP

ADMINISTRATIVE ITEMS (INDIVIDUAL CONSIDERATION)

PLANNING:

34. **WARES CREEK LEGISLATIVE SUPPORT**

COMMUNITY SERVICES:

35. **CHILDREN'S SERVICES DEDICATED MILLAGE** - Setting Public Hearing - Migrant Tutoring Program - Myakka City Community Center Inc. - *Deferred to 1/5/99*



CIVIC CENTER AUTHORITY

Gwendolyn Y. Brown, Chairman

Nothing Scheduled

MANATEE COUNTY PORT AUTHORITY

Lari Ann Harris, Chairman

THE CONSENT AND REGULAR AGENDA ITEMS FOR ANY PORT AUTHORITY MEETING ARE SET FORTH IN THE PORT AUTHORITY MEETING AGENDA MATERIALS NOTEBOOK. PORT STAFF ASSUMES RESPONSIBILITY FOR DISTRIBUTION OF THE AGENDA FOR THE PORT AUTHORITY MEETING AND HAS COPIES OF THE AGENDA AVAILABLE PRIOR TO AND AT THE COMMENCEMENT OF THE PORT AUTHORITY MEETING.

PUBLIC NOTICE: According to Florida Statutes, Section 286.0105, any person desiring to appeal any decision made by the Board of County Commissioners with respect to any matter considered at said Public Hearing/Meeting will need a record of the proceedings, and for such purposes may need to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is to be based.

The Board of County Commissioners of Manatee County, Florida, does not discriminate upon the basis of any individual's disability status. This non-discrimination policy involves every aspect of the Board's functions including one's access to, participation, employment, or treatment in its programs or activities. Anyone requiring reasonable accommodation for this meeting as provided for in the Americans with Disabilities Act, should contact Rita Draus at 742-5800, TDD ONLY 742-5802 and call 60 seconds FAX 745-3790.

December 10, 1998 @ 11:47 AM

* 12/14/98 9:45A Spoke to Jane Gehue re necessary agenda items she advised the LDC Amendments (#28) were given back to Maria (she's been the afternoon). The other 3 items (#31, 32, 33) she's still working on. (Rec'd #28 @ 9:50A)

* 12/14/98 9:45A Called Admin office - spoke to Brenda - Maria out sick she'll look for LDC Amendments & let me know

MANATEE COUNTY GOVERNMENT

MEMORANDUM

DATE: December 14, 1998
TO: Board Records
FROM: Maria Prieto, Administrative Agenda Coordinator
SUBJECT: **ADDITIONAL AGENDA MATERIALS FOR THE 12/15/98 BOARD MEETING** **AO98-60161**

Attached are the following materials:

- 31) **Resolution R-98-300 - Recission of Resolution R-97-63:** staff report is attached.
- 32) **Ordinance Z-86-30(G)(R6) - Recission of Ordinance Z-86-30(G)R5:** staff report is attached.
- 33) **PDC-98-01(P) - David K. Deitrich, as Trustee, et al/Market Place West:** staff report is attached.

Please insert the materials appropriately.

If you have any questions, or need any additional information, please let me know. Thank you.

/mp

Attachments (3)

cc: Board of County Commissioners
Ernie Padgett, County Administrator
Teddy N. Williams, Jr., County Attorney
James W. Seuffert, Director - Financial Management Department
Joanne Yahres, Planning Dept.
Bradenton Herald & Sarasota Herald-Tribune
Reading File, Counter Copy, Office Copy

APPROVED IN OPEN SESSION

DEC 15 1998

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA

County Administrator's Office - X3717
"To Serve With Excellence"