

- A G E N D A -

HEARING OFFICER  
Manatee County Government Administrative Center  
1112 Manatee Avenue West  
1<sup>st</sup> Floor Chambers  
Bradenton, Florida 34205

4:00 P.M.

March 21, 2001

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES:

SWEARING IN BY CLERK'S OFFICE:

All Staff/Public Wishing to Speak

**PUBLIC HEARING APPLICATIONS (INDIVIDUAL CONSIDERATION)**

\* **SP-00-02 - WHISENANT-SHORE, INC. /SPRINT COM, INC. TELECOMMUNICATION TOWER** (Dorothy Rainey, Planner)  
(Continued from 09/20/00, 10/18/00, and 11/15/00) (to be continued to April 5, 2001)

Approval of a Special Permit to construct a 250 ft. tall lattice telecommunications structure in the A (General Agriculture, 1 dwelling unit per 5 acres) zoning district. The site is located at 19755 S.R. 62, approximately 1,120 feet south of S.R. 62 and 5 miles east of Parrish (±46.32 acre parent parcel and a ±0.14 acre lease parcel).

**VA-00-15 - ROBERT J & NATALIE ZONIES** (Aris Shinas, Principal Planner)  
(To be Continued to March 29, 2001)

Approval of a variance to allow a reduction of the minimum flood elevation requirement for a new home constructed on Lot 146 of River Wilderness, Phase II B within the Coastal Evacuation Area Overlay District in an AE (Elevation 9.5') Flood Zone from the required 10.5' flood protection elevation to an existing finished floor elevation of 9.9', a reduction of 7.2". The property is zoned PDR/CH (Planned Development Residential/Coastal High Hazard Area Overlay District). The Future Land Use category is UF-3/CSVA/CEA (Urban Fringe-3 dwelling units per acre/Coastal Storm Vulnerability and Coastal High Hazard Overlay Designations). Located at 2350 Little County Road, Parrish Florida (Lot Area = 21,717 sq. ft.).

PUBLIC NOTICE

Within 21 calendar days of today's public hearing, the Hearing Officer shall issue a written report detailing the findings of fact, conclusions of law and recommendations regarding approval or denial of an application for development approval (LDC Section 502.6.6.7).

If you wish to receive notice of the final decision or recommendation of the Hearing Officer, you must supply the Planning Department with two stamped, self-addressed envelopes for that purpose (LDC Section 502.6.6.8).

Rules of Procedure for this public hearing are in effect pursuant to Sections 502.6.6 and 505 of the Manatee County Land Development Code. Copies of these sections of the Code are available for review, or purchase at cost, at the Planning Department, 4th Floor, Manatee County Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida.

According to Florida Statutes, Section 286.0105, any person desiring to appeal any decision made by a Hearing Officer with respect to any matter considered at this Public Hearing will need a record of the proceedings, and for such purposes he 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.

Hearing Officers of Manatee County, Florida, do not discriminate upon the basis of any individual's disability status. This non-discrimination policy involves every aspect of the Hearing Officer'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 Dralus at 742-5800; TDD ONLY 742-5802 and wait 60 seconds; FAX 745-3790.

H02 001032100C001 6

# BRADENTON HERALD

www.bradenton.com  
P.O. Box 921  
Bradenton, FL 34206-0921  
102 Manatee Avenue West  
Bradenton, FL 34205-8894  
941/748-0411 ext. 7065

Bradenton Herald  
Published Daily  
Bradenton, Manatee, Florida

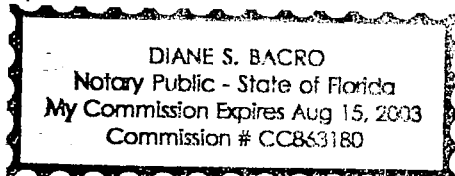
STATE OF FLORIDA  
COUNTY OF MANATEE;

Before the undersigned authority personally appeared Sheila Dalesio, who on oath says that she is a Legal Advertising Representative of the Bradenton Herald, a daily newspaper published at Bradenton in Manatee County, Florida; that the attached copy of the advertisement, being a Legal Advertisement in the matter of NOTICE OF ESTABLISHMENT OR CHANGE OF REGULATION in the Court, was published in said newspaper in the issues of MARCH 9, 2001.

Affiant further says that the said publication is a newspaper published at Bradenton, in said Manatee County, Florida, and that the said newspaper has heretofore been continuously published in said Manatee County, Florida, each day and has been entered as second-class mail matter at the post office in Bradenton, in said Manatee County, Florida for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

*Sheila Dalesio*  
(Signature of Affiant)

Sworn to and subscribed before me this  
9th Day of March, 2001



*Diane S. Bacro*  
SEAL & Notary Public

Personally Known  OR Produced Identification   
Type of Identification Produced \_\_\_\_\_

## Hearing Officer/VA-00-15 NOTICE OF ESTABLISHMENT OR CHANGE OF A REGULATION AFFECTING THE USE OF LAND IN UNINCORPORATED MANATEE COUNTY.

NOTICE IS HEREBY GIVEN, that the Hearing Officer for Manatee County, will conduct a Public Hearing on **Wednesday, March 21, 2001 at 4:00 P.M.** in the Chambers of the Board of County Commissioners, located at the Manatee County Administrative Center, 1112 Manatee Avenue West, 1st Floor, Bradenton, Florida, to consider and act upon the following matter:

**VA-00-15-0001 J & Natalie Zoning**  
Approval of a variance to allow a reduction of the minimum flood elevation requirement for a new home constructed on Lot 146 of River Wilderness, Phase II B within the Coastal Evacuation Area Overlay District in an AE (Elevation 10'). Flood Zone from the required 1' flood protection elevation to an existing finished floor elevation of 9.9 feet, a reduction of 1.1 feet. The property is zoned PDR/CH (Planned Residential/Coastal High Hazard Area Overlay District). The Future Land Use category is UF-3/CSVA/CEA (Urban Fringe-3 dwelling units per acre/Coastal Storm Vulnerability and Coastal High Hazard Overlay Designations). Located at 2350 Little County Road, Parrish, Florida (Lot Acre +- 21,717 sq. ft.).

## \* SP-00-02- BLAKE & VIRGINIA WHISENANT / SPRINT COM. INC. TELECOMMUNICATION TOWER

Approval of a Special Permit to construct a 250 ft. tall lattice telecommunication structure in the A (General Agriculture, 1 dwelling unit per 5 acres) zoning district. The site is located at 19755 S.R. 62, approximately 1,120 feet south of S.R. 62 and 5 miles east of Parrish (+- 46.32 acre parent parcel and a +- 0.14 acre lease parcel).

Rules of Procedure for this public hearing are in effect pursuant to Sections 502.6.6 and 505 of the Manatee County Land Development Code. Copies of these rules of the Code are available for review at the Planning Department.

All interested parties are invited to appear at this Hearing and be heard, subject to proper rules of conduct. Additionally, any written comments filed with the Director of the Planning Department will be heard and considered by the Hearing Officer and entered into the record.

Interested parties may examine the Official Zoning Atlas, the application, related documents and may obtain assistance regarding this matter from the Manatee County Planning Department, 1112 Manatee Avenue West, 4th Floor, Bradenton, Florida, telephone number (941) 749-3070. Anyone wishing to receive a copy of the Hearing Officer's Notice of Intent and Final Order on the Special Permit must request so in writing and furnish the Planning Department with two stamped, self-addressed envelopes.

According to Florida Statutes, Section 286.0105, any person desiring to appeal any decision made by the Hearing Officer with respect to any matter considered at said Public Hearing will need a record of the proceedings, and for such purposes they 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.

**Americans With Disabilities:** The Hearing Officer of Manatee County does not discriminate upon the basis of any individual's disability status. This non-discrimination policy involves every aspect of the Hearing Officer's functions including one's access to and participation in public hearings. Anyone requiring reasonable accommodation for this meeting as provided for in the ADA, should contact Rita Dralus at 742-5800; TDD ONLY 742-5802 and wait 60 seconds, or FAX 745-3790. Page 2- 9/2/99 Hearing Officer Ad.

SAID HEARING MAY BE CONTINUED FROM TIME TO TIME PENDING ADJOURNMENTS. Manatee County Hearing Officer Manatee County Planning Department Manatee County, Florida 3/9/01

SARASOTA HERALD-TRIBUNE  
PUBLISHED DAILY  
SARASOTA, SARASOTA COUNTY, FLORIDA

AD NUMBER 0136BC0280

MANATEE COUNTY GOVERNMENT  
1112 MANATEE AVE W 4TH FLR  
ATTN: KIM SPARKS  
BRADENTON FL 34206

STATE OF FLORIDA  
COUNTY OF MANATEE

BEFORE THE UNDERSIGNED AUTHORITY PERSONALLY APPEARED MOYA NEVILLE, WHO ON OATH SAYS SHE IS THE ADVERTISING DIRECTOR OF THE SARASOTA HERALD-TRIBUNE, A DAILY NEWSPAPER PUBLISHED AT SARASOTA, IN SARASOTA COUNTY FLORIDA; AND CIRCULATED IN MANATEE COUNTY DAILY; THAT THE ATTACHED COPY OF ADVERTISEMENT, BEING A NOTICE IN THE MATTER OF: NOTICE OF ESTABLISHMENT

IN THE COURT, WAS PUBLISHED IN MANATEE EDITION OF SAID NEWSPAPER IN THE ISSUES OF:

MAR 9, 2001

AFFIANT FURTHER SAYS THAT THE SAID SARASOTA HERALD-TRIBUNE IS A NEWSPAPER PUBLISHED AT SARASOTA, IN SAID SARASOTA COUNTY, FLORIDA, AND THAT THE SAID NEWSPAPER HAS THERETOFORE BEEN CONTINUOUSLY PUBLISHED IN SAID SARASOTA COUNTY, FLORIDA, EACH DAY, AND HAS BEEN ENTERED AS SECOND CLASS MAIL MATTER AT THE POST OFFICE IN BRADENTON, IN SAID MANATEE COUNTY, FLORIDA, FOR A PERIOD OF ONE YEAR NEXT PRECEDING THE FIRST PUBLICATION OF THE ATTACHED COPY OF ADVERTISEMENT; AND AFFIANT FURTHER SAYS THAT SHE HAS NEITHER PAID NOR PROMISED ANY PERSON, FIRM OR CORPORATION ANY DISCOUNT, REBATE, COMMISSION OR REFUND FOR THE PURPOSE OF SECURING THIS ADVERTISEMENT FOR PUBLICATION IN THE SAID NEWSPAPER.

SIGNED

*Moya Neville*

SWORN TO AND SUBSCRIBED BEFORE ME THIS 9TH DAY OF MARCH A.D., 2001 BY MOYA NEVILLE WHO IS PERSONALLY KNOWN TO ME.

(SEAL)

*Bobbie J Clark*  
OFFICIAL NOTARY SEAL  
BOBBIE J CLARK  
NOTARY PUBLIC STATE OF FLORIDA  
COMMISSION NO. CC968394  
MY COMMISSION EXP. OCT. 11, 2004

NOTARY PUBLIC

NOTICE OF ESTABLISHMENT OR CHANGE OF A REGULATION AFFECTING THE USE OF LAND IN UNINCORPORATED MANATEE COUNTY

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VA-00-15 - Robert J & Natalie Zonies  
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COM, INC. TELECOMMUNICATIONS TOWER**

Approval of a General Special permit to construct a 250 ft. tall lattice telecommunications structure in the A (General Agriculture, 1 dwelling unit per 5 acres) zoning district. The site is located at 19755 S.R. 62, approximately 1,120 feet south of S.R. 62 and 5 miles east of Parish ( $\pm$  46.32 acre parent parcel and  $\pm$  0.14 acre lease parcel).

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SAID HEARING MAY BE CONTINUED FROM TIME TO TIME PENDING ADJOURNMENTS.  
MANATEE COUNTY HEARING OFFICER  
Manatee County Planning Department  
Manatee County, Florida  
Publication Date: March 9, 2001

**AFFIDAVIT OF POSTING OF PUBLIC NOTICE SIGN, AND  
NOTIFICATION BY U.S. MAIL TO CONTIGUOUS PROPERTY OWNERS**

STATE OF FLORIDA

COUNTY OF MANATEE

BEFORE ME, the undersigned authority, personally appeared Ty Maxey, who, after having first been duly sworn and put upon oath, says as follows:

1. That he/she is the agent (owner, agent for owner, attorney in fact for owner, etc.) of the property identified in the application for Special Permit No. SP-00-02 - Whisenant-Shore, Inc./Sprint Com, Inc. Telecommunication Tower, to be heard before the Manatee County Hearing Officer at a public hearing to be held on March 21, 2001, 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/her knowledge, information and belief.

2. That the Affiant has caused the required public notice sign to be posted pursuant to Manatee County Ordinance No. 90-01, on the property identified in said application, and said sign was conspicuously posted 5 feet from the front property line on the 9 day of March, 2001.

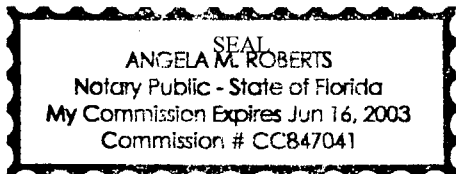
3. That the Affiant has caused the mailing of the required letter of notification to property owners within 500 feet of the project boundary pursuant to Manatee County Ordinance No. 90-01, as amended, by U.S. Mail, on the 9 day of March, 2001, and attaches hereto, as a part of and incorporated herein, a complete list of the names and addresses of the persons entitled to notice.

4. That Affiant is aware of and understands that failure to adhere to the provisions of Manatee County Ordinance No. 90-01, as it relates to the required public notice, may cause the above identified hearing to be postponed and rescheduled only upon compliance with the public notice requirements.

FURTHER YOUR AFFIANT SAITH NOT.

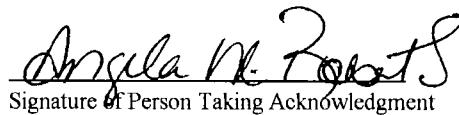
  
Property Owner/Agent Signature

SIGNED AND SWORN TO before me on 03/09/01 (date) by Ty Maxey  
(name of affiant). He/she is personally known to me or has produced NA (type of identification) as identification and who did take an oath.



My Commission Expires: 6/16/03

Commission No.: CC847041

  
Signature of Person Taking Acknowledgment

Angela M. Roberts  
Type Name

Notary  
Title or Rank

NA  
Serial Number, if any

Parcel Owners In 500 Foot Buffer Around a Parcel

Parcel ID	Site Address	Owner	Mailing Address	Mailing Address2	City State Zip
1 256600008	19050 SR 62	FLORIDA POWER & LIGHT COMPANY	P O BOX 14000		JUNO BEACH FL 33408 0420
2 256700006	19915 SR 62	WHISENANT FARMS INC	19725 HWY 62		PARRISH FL 34219
3 256710054	19735 SR 62	WHISENANT SHORE INC	BOX 207		PARRISH FL 34219
4 256711003	NO ASSIGNED ADDRESS	WHISENANT FAMILY LIMITED FAMILY	19725 SR 62		PARRISH FL 34219
5 256712001	19755 SR 62	WHISENANT FARMS INC	19725 SR 62		PARRISH FL 34219
6 257800003	20370 SR 62	FLORIDA POWER & LIGHT COMPANY	P O BOX 14000		JUNO BEACH FL 33408 0420
7 257910000	20351 SR 62	WHISENANT FAMILY LIMITED PARTNERSHIP	19725 HWY 62		PARRISH FL 34219