

H.O. 08/21/02

PDC-98-01/SP-02-03 - Market Place West 2-COP Permit

<Cont'd from 7/17/02>

Request: Approval of a Special Permit to allow three(3) 2-COP (Beer & Wine, Consumption on Premises) Alcoholic Beverage Licenses as accessory uses to restaurants within the shopping center. Market Place West is located at the southwest corner of 34th Street West and 53rd Avenue West the PD-C (Planned Development Commercial) zoning district (16.28± acres).

App Received: 02/02/02

D.R.C.: 02/15/02

Hearing Officer: 07/17/02, 08/21/02

To be CONTINUED to No Date Set and readvertised.

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 Kyle Harper, 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 Variance No. VA-01-14 - Case Name, to be heard before the Manatee County Hearing Officer at a public hearing to be held on July 17, 2002, 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 6 feet from the front property line on the 2nd day of July, 2002.

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 10th day of July, 2002, 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.

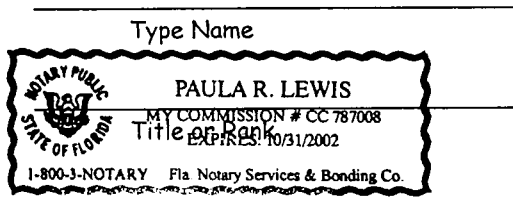
FURTHER YOUR AFFIANT SAITH NOT.

Kyle Harper
Property Owner/Agent Signature

SIGNED AND SWORN TO before me on July 9th 2002 (date) by Kyle Harper (name of affiant). He/she is personally known to me or has produced _____ (type of identification) as identification and who did take an oath.

Paula R. Lewis
Signature of Person Taking Acknowledgment

SEAL



My Commission Expires:

Serial Number, if any

Commission No.:

Parcel ID	Site Address	Owner	Mailing Address	Mailing Address2	City State Zip
1 6448900008	211 63RD AVE W	SUTTON, HAROLD S	211 63RD AVE WEST		BRADENTON FL 34207
2 6449100004	407 63RD AVE W	PERSAILS, WAYNE	407 63RD AVE W		BRADENTON FL 34207
3 6449300000	401 63RD AVE W	MEIERS, RICHARD A	401 63RD AVE W		BRADENTON FL 34207
4 6449310058	211 63RD AVE W	SUTTON, HAROLD S	211 63RD AVE WEST		BRADENTON FL 34207
5 6449700001	503 63RD AVE W	LAMB, VIRGINIA W	7230 SHEPHERD		SARASOTA FL 34243
6 6449800009	6228 5TH ST W	COUNTY OF MANATEE	P O BOX 1000		BRADENTON FL 34206
7 6449810008	6226 5TH ST W	MANATEE COUNTY	P O BOX 1000		BRADENTON FL 34206
8 6449900007	6224 5TH ST W	MANATEE COUNTY	P O BOX 1000		BRADENTON FL 34206
9 6450000002	6220 5TH ST W	POMPEY, LEE E	6220 5TH ST W		BRADENTON FL 34207
10 6450100000	6216 5TH ST W	OWENS, KELLAS L	6216 5TH ST W		BRADENTON FL 34207
11 6450200008	6212 5TH ST W	BOYETTE, HELEN M	6212 5TH ST W		BRADENTON FL 34207
12 6451300005	411 63RD AVE W	COUNTY OF MANATEE	PO BOX 1000		BRADENTON FL 34206
13 6451400003	413 63RD AVE W	COUNTY OF MANATEE	P O BOX 1000		BRADENTON FL 34206
14 6451500000	6227 5TH ST W	OYLER, RICHARD STUART	6227 5TH ST W		BRADENTON FL 34207
15 6451600008	6223 5TH ST W	STURGILL, JAMIE L	6223 5TH ST W		BRADENTON FL 34207
16 6451700055	6215 5TH ST W	MEDRANO, AUGUSTO SUAZO	6215 5TH ST W		BRADENTON FL 34207
17 6451700105	6219 5TH ST W	MANNING, GARY	5211 42ND STREET CT E		BRADENTON FL 34203
18 6451800004	6211 5TH ST W	CRIDER, HERBERT V	6211 5TH ST W		BRADENTON FL 34207

Parcel ID	Site Address	Owner	Mailing Address	Mailing Address2	City State Zip
19 6451900002	6205 5TH ST W	ARPINO, CARMEN V	3220 37TH TERRACE E		BRADENTON FL 34208 7259
20 6452000000	6203 5TH ST W	TORO, GEORGE	6203 5TH ST W		BRADENTON FL 34207 4806
21 6469400003	104 63RD AVE W	WINGRAY INC	12110 SPANISH MAIN RST TRL		THONOTOSASSA FL 33592

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 Sandy Riley, 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 A REGULATION AFFECTING THE USE OF LAND IN UNINCORPORATED MANATEE COUNTY** in the Court, was published in said newspaper in the issues of, 7/5'02 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.

Sandy Riley
 (Signature of Affiant)

Sworn to and subscribed before me this
 8th Day of July, 2002

DIANE S. BACRO
 Notary Public - State of Florida
 My Commission Expires Aug 15, 2003
 Commission # CC263180

Diane S. Bacro

SEAL & Notary Public
 Personally Known OR Produced Identification _____
 Type of Identification Produced _____

RECEIVED JUL 11

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, July 17, 2002 at 3:00 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:

PDC-98-01/SP-02-03 - MARKET PLACE WEST 2-COP PERMIT

Approval of a Special Permit to allow three (3) 2-COP (Beer & Wine, Consumption on Premises) Alcoholic Beverage Licenses as accessory uses to restaurants within the shopping center. Market Place West is located at the southwest corner of 34th Street West and 53rd Avenue West in a PDC (Planned Development Commercial) zoning district (±16.28 acres).

SP-01-09 - PLS PROPERTIES / ACME TOWER - FT. GREEN SITE

Approval of a Special Permit for a 280 ft. tall lattice telecommunications structure in the A/WP-M/ST (General Agriculture, 1 dwelling unit per 5 acres/Watershed Protection Manatee/Special Treatment Overlay) zoning district. The site is on the south side of S.R. 62, at 45055 S.R. 62, approximately 2.5 miles east of Duette and 1.5 miles west of the Hardee County line (± 113.4 acre parent parcel and a ± 1.11 acre lease parcel).

VA-02-01 - KENNETH WALKER

Approval of a Variance to the minimum flood elevation requirements to allow an addition to an existing historic structure to match the existing finished floor elevation of 6.36' feet. The site is in the RSF-6/CH/HA (Residential Single Family - 6 dwelling units per acre/Coastal High Hazard Overlay/Historical and Archaeological Overlay) zoning district. The existing structure is in an A-13 (El 11') flood zone. The site is at 12007 45th Avenue West, Cortez (Lot Area = ±10,902 sq. ft.).

VA-01-14 - MEIERS

Approval of a Variance to allow a six (6) foot high concrete wall along the front property line. The property is zoned RDD-6 (Residential Duplex - 6 units per acre). The Future Land Use Designation is RES-6 (Residential Single-Family-6 dwelling units per acre). Located at 401 63rd Avenue West, Bradenton Florida (Lot Area 26,000 sq. ft.).

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 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 the 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 Kaycee Ellis at 742-5800; TDD ONLY 742-5802 and wait 60 seconds, or FAX

THE PUBLIC HEARING MAY BE CONTINUED FROM TIME TO TIME PENDING ADJOURNMENTS.

MANATEE COUNTY HEARING OFFICER
 Manatee County Planning Department
 Manatee County, Florida
 7/5/02

SARASOTA HERALD TRIBUNE
PUBLISHED DAILY
SARASOTA, SARASOTA COUNTY, FLORIDA

MANATEE COUNTY GOVERNMENT
1112 MANATEE AVE W, 4TH FLOOR
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 OR CHANGE

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

JULY 5, 2002

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 5TH DAY OF
JULY A.D., 2002 BY MOYA NEVILLE WHO IS
PERSONALLY KNOWN TO ME.

(SEAL) [Signature]
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

NOTICE IS HEREBY GIVEN, that the Hearing
Officer for Manatee County, will conduct a Public
Hearing on Wednesday, July 17, 2002 at 3:00
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:

**PDC-98-01/SP-02-03 - MARKET PLACE WEST
2-COP PERMIT**
Approval of a Special Permit to allow three (3) 2-
COP (Beer & Wine, Consumption on Premises)
Alcoholic Beverage Licenses as accessory uses
to restaurants within the shopping center. Market
Place West is located at the southwest corner of
34th Street West and 53rd Avenue West in a PDC
(Planned Development Commercial) zoning
district (± 16.28 acres).

**SP-01-09 - PLS PROPERTIES/ACME TOWER -
FT. GREEN SITE**
Approval of a Special Permit for a 280 ft. tall
lattice telecommunications structure in the A/WP-
M/ST (General Agriculture, 1 dwelling unit per 5
acres/Watershed Protection Manatee/Special
Treatment Overlay) zoning district. The site is on
the south side of S.R. 62, at 45055 S.R. 62,
approximately 2.5 miles east of Duette and 1.5
miles west of the Hardee County line (± 113.4
acre parent parcel and a 1.11 acre lease parcel).

VA-02-01 - KENNETH WALKER
Approval of a Variance to the minimum flood
elevation requirements to allow an addition to an
existing historic structure to match the existing
finished floor elevation of 6.36' feet. The site is in
the RSF-6/CH/HA (Residential Single Family - 6
dwelling units per acre/Coastal High Hazard
Overlay/Historical and Archaeological Overlay)
zoning district. The existing structure is in an A-
13 (E111) flood zone. The site is at 12007 45th
Avenue West, Cortez (Lot Area = ± 10,902 sq.
ft.).

VA-01-14 - MEIERS
Approval of a Variance to allow a six (6) foot high
concrete wall along the front property line. The
property is zoned RDD-6 (Residential Duplex-
6units per acre). The Future Land Use
Designation is RES-6 (Residential Single-Family-
6 dwelling units per acre). Located at 401 63rd
Avenue West, Bradenton Florida (Lot Area
26,000 sq. ft.).

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 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 the 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
his meeting as provided for in the ADA, should
contact Kaycee Ellis at 742-5800; TDD ONLY
742-5802 and wait 60 seconds; or FAX

THE PUBLIC HEARING MAY BE CONTINUED
FROM TIME TO TIME PENDING
ADJOURNMENTS.

MANATEE COUNTY HEARING OFFICER
Manatee County Planning Department
Manatee County, Florida
Published: July 5, 2002