

JUNE 10, 1963

The Board of County Commissioners of Manatee County, Florida, met in REGULAR SESSION in the Court House in Bradenton, Florida, Monday, June 10th, 1963 at 1:30 P. M.

Present were Commissioners E. A. Bibey, Chairman  
Dan P. McClure  
Irwin Klemmer  
Ralph S. Clark  
W. E. Crist, Vice Chairman  
Deputy Clerk Bruce M. Cox  
County Attorney Kenneth Cleary

The meeting was called to order by Chairman Bibey.

MINUTES APPROVED

Upon motion by Mr. Crist, seconded by Mr. McClure, Minutes of previous meetings were approved:

SPECIAL MEETING OF MAY 15, 1963  
REGULAR MEETING OF MAY 20, 1963  
REGULAR MEETING OF MAY 27, 1963  
REGULAR MEETING OF JUNE 3, 1963

BUILDINGS CONDEMNED (HARRISON INDUSTRIAL SUBDIVISION, PALMETTO)

Harold B. Jones, Director of the Manatee County Building Department, submitted photographs of structures located at

104 12th Street E., Palmetto, Florida  
(Lot 30, Block B, Harrison Industrial Subdivision)  
and  
107 11th Street Court E., Palmetto, Florida  
(Lots 19 and 20, Harrison Subdivision, Block D)

He stated these structures were in the area where a survey was being conducted in connection with Sub-Standard Housing and they were delapidated and dangerous to the health of the community and should be removed and the lots cleared.

Upon motion by Mr. McClure, seconded by Mr. Crist, the Building Director was authorized to condemn the buildings described and require them to be removed and the lots cleared in accordance with Section 103.4 of the Southern Standard Building Code.

TRAILER ESTATES SPECIAL FIRE DISTRICT  
REFERENDUM CALLED FOR JULY 30, 1963

W. K. Meade, of the Trailer Estates Fire District, requested that the Board call for an election for the purpose of establishing a Special Fire District as provided for in House Bill 474, passed by Legislature. The County Attorney advised that, according to the provisions of the Act, the Board of County Commissioners calls for an election to establish the Fire District and if carried, then the District will refund the expense of such election. (Mr. Meade requested that the election be called for July 30, 1963 so that if the District is established it will be possible to collect taxes on the current Tax Roll.)

Upon motion by Mr. McClure, seconded by Mr. Klemmer, resolution was adopted calling for Referendum to be held July 30, 1963 for the pur-

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pose of determining if a Special Fire District be established for Trailer Estates area.

RESOLUTION RECORDED C18-33

## Z O N I N G

William Vines, County Planner, submitted and explained recommendations of the Planning and Zoning Commission:

R-104 WILLIAM BRIER, et al DELAYED ONE WEEK  
Petition to rezone from "R-1AA" to "C" property located 125 feet north of Manatee Ave. W., on west side of 60th Street W., to be used for commercial purposes.

The petitioner, according to Mr. Vines, stated that it was not his intention to place a bar on this property, but to use it as additional parking and drive area for the adjoining drive-in package (liquor) store. The Planning & Zoning Commission recommended approval of the petition.

Upon recommendation, Chairman Bibey stated that action on this petition would be delayed one week.

T-21 SUNSET TRAILER VILLAGE EXPANSION PERMITTED  
Application for expansion of existing trailer park; located on east side of U.S. 41, 1/4 mile north of Cortez Road. Recommended by P & Z for approval.

Upon motion by Mr. Clark, seconded by Mr. McClure, expansion of Sunset Trailer Village was approved.

ARTERIAL HIGHWAY PLAN RECEIVED FOR STUDY  
Commission-initiated petition to consider an amendment to the Arterial Highway Plan, a portion of the Comprehensive Plan of Manatee County. (With Map)  
Mr. Vines explained that this amendment continues the Arterial Highway Plan out to the eastern portion of Manatee County. The alignment shown for the southerly extension of I-75 is the same as that prepared for the Tampa Bay Regional Planning Council.

The Board acknowledged receiving the Arterial Highway Plan and Map for consideration.

SE-53 WILBUR L. TREMAIN CHURCH PERMIT DENIED  
Application for permit for ---- a church on property consisting of 5 acres, located on south side of 26th Avenue E., 3/8 mile west of 27th Street E., next to radio station WBRD transmitter. No firm plans for church development, but desired to hold church services in existing residence. The P & Z Commission does not recommend approval of temporary church facilities until plans for church presented.

Upon motion by Mr. Clark, seconded by Mr. Crist, application of Wilbur L. Tremain for Special Exception was denied.

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R-102 WEST CORTEZ LAND COMPANY - PLANNED COMMUNITY DEVELOPMENT  
REZONE TO "R-3" APPROVED TO BE SIMULTANEOUS WITH  
APPROVAL OF PLANS AND SUBDIVISION PLAT.

Petition to rezone from "R-2" and "C-1" on south side of Cortez Road and west side of 67th Street W. (40-acre parcel) and application for Special Exception to permit a planned community development.

Recommendation of Planning & Zoning Commission to approve rezone to "R-3" and grant Special Exception, with action to become effective after structural, architectural and landscaping plans and final subdivision plat approved.

Louis Schneider, architect, displayed a drawing of the planned community development and described the features of the general design, representing a new concept in "community" living.

Upon motion by Mr. Clark, seconded by Mr. McClure, the recommendation of the Planning and Zoning Commission was accepted and the rezoning to "R-3" was approved and the Special Exception authorized, both to be effective when plat and plans for the planned community development are approved. (Note: Resolution adopting zoning to be recorded at the time other conditions are met.)

ZONING

RESOLUTION R-102

TU-59 FRANK JOYNER TRAILER PERMIT APPROVED

Request for two-year permit to park a trailer on a 40-acre site located 1/2 mile north of Upper Manatee River Road, 8 miles east of Braden River Bridge. Trailer to be occupied by caretaker of petitioner's property. Recommended by P & Z for approval.

Upon motion by Mr. Crist, seconded by Mr. McClure, permit for a two-year period was approved for a trailer on the property of Frank Joyner.

ROSS, J. J.  
DENIED BUILDING PERMIT

J. J. ROSS BUILDING PERMIT IN UNRECORDED SUBDIVISION  
DENIED

Mr. Vines submitted application from J. J. Ross for a building permit in an agricultural zone for another residence in his unrecorded subdivision in Elwood Park. He stated that a number of problems involving this particular area were:

- =number of sales made by metes and bounds description from the unrecorded subdivision,
- =errors or discrepancies between legal description of roadway in deed accepted by the county and actual location of roadway,
- =that situation had passed the point of an occasional residence in the agricultural and had reached proportions of a subdivision,

and that it (area covered by unrecorded plat) needs to be properly surveyed and errors and inaccuracies corrected as relates to roadways and improvements installed in the normal manner required in all other subdivisions.

Motion was made by Mr. Clark that application of J. J. Ross for a building permit in the unrecorded subdivision be denied. Motion was seconded by Mr. McClure and carried.

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## SIGN-FREE ZONES &amp; NON-CONFORMING SIGNS

Mr. Vines explained the nature of a problem concerning sign-free areas and non-conforming signs. The sign regulations in the adopted Zoning Ordinance designate some sign-free zones, in which zones no Class B signs should be permitted, and the signs located in these zones are determined to be non-conforming and given a period of three years from date of adoption of ordinances to be removed. Since that time the county has acquired right-of-way in areas where a number of non-conforming Class B signs are located and the question arose in the sign enforcement group if, when a non-conforming sign is on land that is acquired by a public agency for right-of-way, such sign can be relocated on the same parcel, moved back from the right-of-way. It had been decided that when a non-conforming use is on a parcel which is acquired by a public agency that this use can only be relocated in a conforming location in complete compliance with rules and regulations; however, representatives of the sign industry have requested that this ruling be reconsidered, since this ruling was applied to non-conforming signs in the area where right-of-way had been acquired on State Road 41, north of Palmetto. (Notice given to sign companies that billboards would have to be removed by June 17, 1963)

He stated that inasmuch as this was essentially a policy matter it was being brought before the Board, and spokesmen from the sign industry and groups interested in community appearance and its improvement by reduction of the number of signs were present to be heard.

James Wallace, attorney, explained that in acquisition of the area along these roads where the signs are located it had been the practice of the sign to take down their signs and move them back to the remaining property at no cost to state or county; that they have leases on all of these different parcels where the signs are located and have contracts for the sale of the boards so they have a bona fide value and a bona fide right to compensation from the state and county when these signs are taken.

The County Attorney advised that these are unrecorded leases and are not named in the condemnation suit or suits.

Others speaking for the sign industry were E. J. Vehnekamp and R. Walsh.

Arthur Miller, representing the Manatee Association of Architects, stated he was not appearing to oppose Class B signs as such, but to point out that a study of the roads in the county had been made by the architects, garden clubs, etc., and proposal made to set certain areas aside as sign-free zones; that the sign interests had submitted a counter-proposal and the Planning and Zoning Commission had come up with a compromise, which was accepted in the Zoning Ordinance.

Mr. Clark favored the signs being permitted to be set back on the parcels and allowed to remain until the end of the three years in accordance with the non-conforming clause.

Mrs. Bill Pollard ~~and Mrs. Johnson~~ representing the Manatee River

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Garden Club, stated it would be desirable for the County Commissioners to carry out the provisions of the Zoning Ordinance.

Earl Cromer, chairman of the Planning and Zoning Commission, questioned if this could be an item for the Board of Zoning Appeals.

After a short recess, the Board reconvened.

The Chairman of the Board announced that a Special Meeting would be held Tuesday, June 11, 1963, at 3:30 P.M. to decide what should be done in connection with these signs.

BOWLEE'S CREEK DREDGING

In reply to question by Mr. Clark, the County Engineer advised he was in process of preparing a report on rough estimate in connection with the dredging of Bowlee's Creek, but it would have to be determined whether this work would be done for drainage or navigation purposes.

BARTON BROTHERS TREE SERVICE  
COUNTY ENGINEER TO NOTIFY RE CONTRACT REMOVING TREES

The County Engineer was authorized to send a Special Delivery, Registered letter to the successful bidder on removing trees from county right-of-ways, Barton Brothers Tree Service, containing notice that if they did not proceed according to the terms of their contract within fifteen (15) days, this notice would constitute cancellation of contract.

PALMETTO, CITY OF  
REGISTRATION BOOKS FOR PALMETTO FIRE DISTRICT ELECTION

The County Attorney advised that the City of Palmetto, under a Special Act, was going to hold a Special Election for the purpose of establishing the Palmetto Fire District and needed to use the Registration Books.

Upon motion by Mr. Clark, seconded by Mr. McClure, the City of Palmetto was given permission to remove the Registration Books from the Court House for use in the Special Election.

SWIMMING & WATER SKIING CONTROL ON PALMA SOLA BAY  
PUBLIC HEARING TO BE HELD

The County Attorney advised that the Sheriff and Conservation Department official, Mr. King, feel that there should be some controls on Palma Sola Bay, off the causeway, where there are so many swimmers and water skiers. They offered recommendation that water skiing be limited to the north side of the causeway (water skiing and boat regattas) and swimming be limited to the south side of the causeway.

Motion was made by Mr. McClure that a public hearing be held on this subject and the Park, Beach and Recreation Commission be asked to make a recommendation on the date for such a hearing.\* Motion was seconded by Mr. Clark and carried.

\*and restrictions on swimming and boating areas to be considered.

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ROUNDTREE, ISAAC

APPLICATION TO TB HOSPITAL APPROVED

Upon motion by Mr. Clark, seconded by Mr. Crist, application of ISAAC ROUNDTREE to enter the State Tuberculosis Hospital was approved.

DEED ACCEPTED (SAUNDERS ROAD)

Upon motion by Mr. Clark, seconded by Mr. McClure, deed for right-of-way on SAUNDERS ROAD was accepted from

NORTH AMERICAN REALTY COMPANY

CONTRACTOR'S BOND APPROVED

Upon motion by Mr. Klemmer, seconded by Mr. Crist, the following bond was approved:

Building Contractor

L. A. ODERMAN

WARRANT LIST &amp; REQUISITIONS

Upon motion by Mr. Klemmer, seconded by Mr. Crist, Warrant List of June 10, 1963 and Requisitions were approved and Warrant Lists of June 14 and June 17, 1963, were authorized; warrant list of June 14, 1963 to include payrolls of that date upon condition that all employees have performed their services in accordance with established time and payroll practices of the county departments.

General Revenue Fund  
Road & Bridge Fund  
Miscellaneous Funds

BILLS APPROVED FOR PAYMENT

Upon motion by Mr. Klemmer, seconded by Mr. Clark, the following bills were approved for payment:

Madelon Snyder	46.46
Gilbert E. Johnson	6717.80
Louis Schneider & J. Arthur Miller	572.76
Manatee County Chamber of Commerce	6165.01
Park, Beach & Recreation Comm.	501.23
Watson & Company	847.46
Southwest Tuberculosis Hospital	577.50

MANATEE VETERANS MEMORIAL HOSPITAL

Chairman Bibey stated that a report from the Manatee Veterans Memorial Hospital on the death of a mother and baby (Luna) would be issued Thursday P.M. or Friday A.M.

CORRESPONDENCE

Correspondence was read from

- 1) W. H. KENDRICK, COUNTY AGENT  
Request employment of Mrs. Florence Gayle to replace Mrs. Isabelle Williams, resigned.  
Referred to Committee

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- 2) HAROLD JONES, BUILDING DIRECTOR  
Request increase of salary of Marce Kantzler

KANTZLER, MARCE  
SALARY INCREASE AUTHORIZED

Upon motion by Mr. McClure, seconded by Mr. Klemmer, the salary of Marce Kantzler, chief plumbing inspector, was authorized increased to \$5,000.00 per annum, effective July 1, 1963.

- 3) SARASOTA COUNTY BOARD OF COUNTY COMMISSIONERS  
Re: Proposed extension of U.S. 301 from  
Sarasota to West Palm Beach.

U. S. 301 EXTENSION ENDORSED  
ALTERNATE 301, STATE ROAD 70

Motion was made by Mr. Clark that the County Attorney draw appropriate resolution endorsing the proposed extension of U. S. 301 from Sarasota to West Palm Beach, also favoring making Route 70, Oneco to Arcadia, the Alternate U. S. 301. Motion was seconded by Mr. Klemmer and carried. (See also page 156)

- 4) ANNA MARIA ISLAND EROSION PREVENTION DISTRICT  
Request levy .75 mill for operation  
.50 mill for I & S
- 5) LONGBOAT KEY, TOWN OF  
Resolution requesting Manatee & Sarasota  
Counties to improve State Road 789  
Referred to Committee
- 6) MANATEE TOURIST ASSOCIATION  
Requesting appropriation of \$3500.00 for placing  
signs on SR 64 to Gulf of Mexico.  
To be further discussed during budget  
preparation.
- 7) MADOLON L. SNYDER, CIVIL DEFENSE DIRECTOR  
Invitation to Board to attend the Florida CD  
Association quarterly meeting, June 20-21,  
1963 at Holiday Inn.  
Referred to CD Committee
- 8) JAMES A. HALEY, CONGRESSMAN, SEVENTH DISTRICT  
Acknowledging resolution re West Coast Inland  
Navigation District.

ROWLETT, COL. C. A.  
RE: ROCKY BLUFF

Col. C. A. Rowlett, retired engineer, presented his views regarding potential reservoir in Rocky Bluff area.

NATIONAL ASSOCIATION OF COUNTY OFFICIALS  
COUNTY OFFICIALS TO ATTEND CONFERENCE

Mr. Crist moved that the officials of this county be authorized, subject to the approval of the Chairman, to attend the conference of the National Association of County Officials in Denver, Colorado, July 27 - 31, 1963. Motion was seconded by Mr. Klemmer and carried unanimously.

Director  
June 14, 1963  
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ANNA MARIA, CITY OF  
NO SECONDARY FUNDS FOR NORTH LOOP ROAD

Mr. Klemmer moved that the Chairman of the Board write a letter to Mayor James O. Ferguson, City of Anna Maria, advising that this Board feels it impractical at this time to consider paving the North Loop Road (from Secondary Road Funds). Motion was seconded by Mr. Crist and carried unanimously.

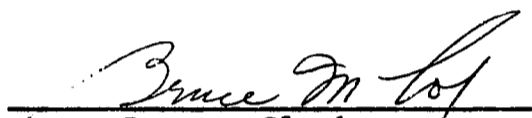
MEETING ADJOURNED

Upon motion, the meeting was adjourned until Monday, June 17, 1963 at 1:30 P. M.

ATTEST:

M. T. McInnis, Clerk

APPROVED: 17 June 1963  
24 June 1963

  
\_\_\_\_\_  
Deputy Clerk

  
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Chairman