

MAY 27, 1982

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Thursday, May 27, 1982 at 9:15 a.m.

Present were Commissioners:

Vernon E. Vickers, Chairman
Edward W. Chance, Vice-Chairman
Claude E. McGavic
Westwood H. Fletcher, Jr.
Patricia M. Glass

Also present were:

Mary Greenwood, County Attorney
Keith Roberts, Assistant County Attorney
Robert F. Fernandez, Acting County Administrator
Richard H. Ashley, Chief Deputy Clerk, representing
R. B. Shore, Clerk of Circuit Court

Representing the various news media were Greg Spears, The Bradenton Herald; Jud Magrin, Sarasota Herald-Tribune, and others who entered during the meeting.

Invocation by Father Martin F. Flynn, Our Lady Queen of Martyrs

The meeting was called to order by Chairman Vickers.

BUDGET AMENDMENTS/HUMAN SERVICES

Upon motion by Mr. McGavic, seconded by Mrs. Glass, the following resolutions were unanimously adopted amending the 1981-82 budget to provide for the receipt and appropriation of unanticipated revenues and item to item transfers:

HUMAN SERVICES

- | | | |
|-------------------------------------------|--|--------------------------|
| 1) <u>Increase Revenue:</u> | | |
| Summer Food Program Grant | | |
| <u>Increase Expenditure</u> | | |
| Summer Food Program Grant, etc. | | \$110,082.00 |
| | | <u>RECORD RESOLUTION</u> |
| | | S32-95 |
| 2) <u>Increase Revenue</u> | | |
| Title VII PSIP (From Department of Labor) | | |
| <u>Increase Expenditure</u> | | |
| Title VII PSIP OJT | | \$11,052.00 |
| | | <u>RECORD RESOLUTION</u> |
| 3) From: Title VII PSIP Manpower Services | | |
| To: Title VII PSIP Manpower Services | | \$12,181.00 |
| | | <u>RECORD RESOLUTION</u> |
| | | S32-96 |
| | | |
| | | <u>RECORD RESOLUTION</u> |
| | | S32-97 |

DRAWBRIDGE OPENING REGULATION

Regarding notice from the U.S. Coast Guard on regulating the opening of drawbridges on S.R. 64 and S.R. 684, Bob Fernandez, Acting County Administrator, advised that responses received from the Mayors of Bradenton Beach, Holmes Beach, Anna Maria, and City of Bradenton differ from recommendations by the Board of County Commissioners.

Mayor Evers, City of Bradenton, was present and concurred with recommendation that an emergency meeting should be scheduled with the Mayors and County representatives to discuss the proposed regulations in order that a uniform response can be given to the Coast Guard by June 1, 1982. He agreed to provide a time and place for the meeting.

WARD LAKE EXPANSION/CITY OF BRADENTON

In connection with request by the City of Bradenton for extension of Special Exception and Operating Permit for Ward Lake Expansion, Keith Roberts, Assistant County Attorney, and Larry Frazier, Director of Planning and Development, recommended that the Board:

- = Direct the County Administrator to place on the agenda of Tuesday, June 15, 1982 consideration of whether or not the City of Bradenton has met the requirement of the Moratorium Ordinance in the Lake Watershed that the impacts of this proposal are predictable with reasonable certainty on the basis of existing knowledge.
- = Hold a public hearing on Thursday, June 17, 1982 to consider an amendment to Moratorium Ordinance 82-4
- = Authorize the advertisement of that amendment to the Moratorium Ordinance to exclude from it reference and applicability to the Ward Lake Water shed.

Mr Fletcher moved to authorize advertisement of the public hearing for June 17, 1982 at 10 a.m. to consider the amendment of the Moratorium Ordinance. Motion was seconded by Mr McGavic and carried unanimously.

FIRE DISTRICTS - IMPACT FEES

The Planning Director explained that recent legislation allows impact fees for fire districts to be attached to the certificate of occupancy thereby providing a method of collecting unpaid fees. He indicated that, if the Board concurs, he will implement the procedure in his Department. There were no objections.

Mr. McGavic suggested that staff make research as to legislation affecting impact fees and submit recommendations to the Board prior to the next session of the State Legislature.

REDLANDS CHRISTIAN MIGRANT ASSOCIATION CHILD CARE CENTER

The Planning Director referred to a Special Permit approved December 10, 1981, identified as

SP-81-45 - REDLANDS CHRISTIAN MIGRANT ASSOCIATION -
Request for Child Care Center, Oakwood Estates Subdivision
(Washington Park area)

and advised the Association is requesting the Board to adopt a resolution endorsing its participation in the State of Florida Tax Credit Program for Contribution to Community Development Projects.

Mrs. Glass moved for adoption of a resolution endorsing the concept. Motion was seconded by Mr. Chance and carried unanimously.

RECORD RESOLUTION S32-98

LOT CLEARING

The Chairman declared public hearing open for the purpose of considering Lot Clearing Petitions:

- LC-1532 Leatha McLeod alleging that property owned by Vodia Davis has not been cleared in accordance with requirements of Chapter 69-1284, Laws of Florida, Special Acts of 1969.
- LC-1545 Catherine L. Tamburino McGuire alleging that property owned by Kimball Associates has not been cleared in accordance with requirements of Chapter 69-1284, Laws of Florida, Special Acts of 1969.
- LC-1544 Edwin R. Garrison alleging that property owned by Dorothis E. McCarthy has not been cleared in accordance with requirements of Chapter 69-1284, Laws of Florida, Special Acts of 1969.
- LC-1547 Charles A. Bianchi alleging that property owned by Alvin L. & Frances M. Edwards has not been cleared in accordance with requirements of Chapter 69-1284, Laws of Florida, Special Acts of 1969.

Emil Senko said the property described in LC-1547 was not cleared.

The Planning Director indicated the two problems involved are (1) clearing weeds and (2) illegal trash dumping, a zoning violation; that staff will immediately check and submit a report on the Edwards' property.

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Cont'd

Public hearing was closed.

Action on LC-1547 was deferred pending staff report.

Motion was made by Mrs. Glass and seconded by Mr Chance to approve Lot Clearing petitions LC-1532, LC-1545, and LC-1544 (by adoption of appropriate resolutions determining that property owner has not complied with lot clearing law and demanding corrective action be taken). Motion carried unanimously.

S32-99

RECORD RESOLUTIONS

S32-100

LOT CLEARINGS - ADMINISTRATIVE PROCEDURE

S32-101

The Planning Director explained that recent legislation provides that lot clearing (petitions/complaints) may be handled administratively, without public hearings, and future petitions will not be brought before the Board.

HOUSEMOVING (DAVIS; WALTON)

Motion was made by Mrs. Glass, seconded by Mr. Chance and carried unanimously, to approve housemoving application

HM-82-11 Richard H. Davis - to move a building from 1512 38th Ave East to 4115 48th Street East, Bradenton

Motion was made by Mr. Chance, seconded by Mrs. Glass and carried unanimously, to approve housemoving application

HM-82-12 Robert Walton - to move a building from 3404 15th Street East Bradenton to 3423 17th Street East

PINE BLUFF SQUARE SUBDIVISION - VACATION OF EASEMENT

Upon motion by Mrs. Glass, seconded by Mr. McGavic, a resolution was unanimously adopted scheduling a public hearing on June 24, 1982 at 9 a.m. to consider petition

82-V-4 LUDWIG WINKLER and GERDA WINKLER to vacate a certain easement in PINE BLUFF SQUARE SUBDIVISION, (Plat Book 19, Pages 120 and 121)

RECORD RESOLUTION

S32-102

ORANGE RIDGE SUBDIVISION - PUBLIC HEARING DEFERRED

In connection with public hearing advertised for hearing on May 27, 1982 to consider application/petition

82-V-3 by Fortner, Brown & Vincent to vacate a portion of Avenue East in ORANGE RIDGE SUBDIVISION (Notice published in The Bradenton Herald 5/5-12/82)

Mr. Frazier recommended the public hearing be deferred until June 10, 1982 to provide staff additional time to review the documents.

Mrs. Glass moved to defer the public hearing on 82-V-3 until June 10, 1982. Motion was seconded by Mr. Chance and carried unanimously.

BALLENTINE MANOR, BAY HEIGHTS SECTION - STREET VACATION

Public hearing was declared open for the purpose of considering 81-V-7, application by Kerry G. and Jane S. Kirschner for vacation of approximately 195 feet of the westernmost portion of Bernard Avenue in Ballentine Manor, Bay Heights Section. (Notice published in The Bradenton Herald May 7, 14, 1982).

Mr Kirschner and Robert Beaudry, his attorney, were available to answer any questions.

Following the public hearing, motion was made by Mrs. Glass, and seconded by Mr McGavic, to adopt a

RESOLUTION VACATING A PORTION OF BERNARD AVENUE, BALLENTINE MANOR, BAY HEIGHTS SECTION (PLAT BOOK 5, PAGE 24).

Motion carried unanimously.

RECORD RESOLUTION

S32-103

PITTSBURGH PARK SUBDIVISION - VACATION CITRUS STREET

Public hearing was opened for the purpose of considering 81-V-4, application by Viola Skeet to close a portion of Citrus Street in Pittsburgh Park Subdivision. (Notice published in The Bradenton Herald May 10, 1982)

William Lambert, attorney for Mr and Mrs William H Sams, requested the western half of the right-of-way (adjacent to the Skeet property) not be vacated and to accept for the record a letter dated May 20, 1982, from Bruce Siciliano, Planning Department, to his clients Re: Building permits permitted for duplexes on two new lots on their property.

David Montgomery, Attorney representing Palm Lakes Estates Condominium, spoke in opposition to the petition.

Motion was made by Mrs. Glass, seconded by Mr. Chance, to adopt a resolution vacating the east one-half of the southernmost 164 feet of Citrus Street as depicted on the plat of Pittsburgh Park Subdivision. Motion carried unanimously.

After a brief recess, the Board reconvened with all members present, except Mr. McGavic.

Mrs. Glass referred to error in designating footage in her motion to adopt a resolution vacating a street in Pittsburgh Park, stating it should have been 247 feet instead of "164" feet, and moved for adoption of corrected

RESOLUTION CLOSING AND VACATING THE SOUTH 247 FEET
OF THE E1/2 OF CITRUS STREET AS SHOWN ON THE PLAT OF
PITTSBURGH#PARK AS RECORDED IN PLAT BOOK 5, PAGE 14, LESS
THE SOUTHERLY 3 FEET THEREOF.

Motion was seconded by Mr. Chance and carried unanimously.

RECORD RESOLUTION S32-104

LOT CLEARING - LC-1547

Mr. Frazier submitted pictures of the property owned by Alvin L. and Frances M. Edwards, and suggested LC-1547 be considered in violation until the lot is cleared.

Mr. Chance moved to give ten days to the person in violation LC-1547 to take care of the weed problem. Motion was seconded by Mr. Fletcher and carried unanimously.

ZONING

Mr. Frazier submitted recommendations of the Planning Commission.

77-S-18 SYLVAN OAKS SUBDIVISION - F/PLAT - APPROVED

Request: Final Subdivision Plat Approval on 34.8 acres south of Memphis Road, 500 ft. east of U. S. 41.

Mr. Chance moved to approve 77-S-18 Sylvan Oaks Subdivision Final Plat, to approve and accept the defect security bond (\$62,000, United States Fidelity and Guaranty Co., surety; W.G. Mills, Inc, principal) with the condition that the plat not be recorded until the joinder of mortgagee Exchange National Bank is received. Motion was seconded by Mrs. Glass, and carried unanimously.

80-T-5-F SUGAR CREEK COUNTRY CLUB T/TRAILER PARK PHASE I

Request: Final Plan approval on Travel Trailer Park plan on 9 acres on north side of 26th Avenue East at Sugarhouse Creek

Mrs. Glass moved to approve Final Travel Trailer Park Plan 80-T-5 Sugar Creek Country Club Travel Trailer Park, Phase I, with the condition that occupancy shall not be permitted until all utilities are certified complete by the Engineer of Record. Motion was seconded by Mr. Fletcher and carried unanimously.

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77-S-40 THE WOODS AT CONQUISTADOR S/D, UNIT III - F/PLAT

The Plat, together with documents (1) Subdivision Agreement (Gulf Coast Investors, Developers and Contractors, Inc.), (2) Performance Bond-Escrow Agreement (\$38,010 Barnett Bank and Gulf Coast), approved and accepted April 22, 1982, were submitted here for re-approval of Plat and recording of documents.

Motion was made by Mrs. Glass to approve the Final Plat of The Woods at Conquistador Subdivision, Unit III, for recording. Motion was seconded by Mr. Chance and carried unanimously.

RECORD AGREEMENTS S32-105

SP-82-32 - THE ABERDEEN GROUP CORP. - 2 COP - APPROVED S32-106

Request: Special Permit to allow the consumption of beer and wine at a proposed 70-seat sandwich shop called Paddies Pizza Inn in Oneco Square Shopping Center on 1,307 square feet at SW corner of U. S. 301 and 51st Street East. Planning Commission recommended APPROVAL to "Paddies Pizza Inn" (Notice published in The Bradenton Herald 4/26/82)

Russ Ladwig, representing The Aberdeen Group, clarified that there are 1600 square feet instead of 1,307 and that the establishment is a restaurant (not a sandwich shop).

Mrs. Glass moved to approve SP-82-32 subject to the conditions set forth by the Planning Commission. Motion was seconded by Mr. Fletcher and carried unanimously.

SP-82-33 SOUTHCOAST-DE SOTO ASSOCIATES - 2 COP APPROVED

Request: Special Permit to allow consumption of beer and wine at a 48-seat Pizzeria in DeSoto Center, 600 US 301 Blvd West. Planning Commission recommended APPROVAL to San Remo's Pizzeria.

(Notice published in The Bradenton Herald May 10, 1982).

Mrs Glass moved to approve SP-82-33 subject to the condition set forth by the Planning Commission. Motion was seconded by Mr. Fletcher and carried unanimously.

SP-82-31 - TROPICANA PRODUCTS - MAJOR EARTHMOVING

Request: Special Permit to allow a sand mine as major earthmoving on 1,000 acres on west side of Taylor Grade Road, south of the Hillsborough County Line.

(Notice published in The Bradenton Herald 5/3/82)

Planning Commission recomended APPROVAL subject to the following conditions:

1. The applicant shall be required to submit a detailed annual excavation phasing plan covering five (5) year increments in conjunction with the major earthmoving site plan. To prevent erosion, the phasing plan shall contain a proposal to completely reclaim a certain number of acres annually prior to excavation of the next annual phase.
2. The applicant shall provide the County with copies of all applications for and of all consumptive water use permits obtained from the Southwest Florida Water Management District.
3. A completed jurisdictional determination by the Florida Department of Environmental regulation shall be submitted in conjunction with the major earthmoving site plan to determine if additional permits are necessary.
4. Any discharges into surface drainage systems or potential impact of Moody Branch shall require an approved monitoring program to ensure that no degradation of surface water systems will occur as a result of earthmoving activities. That phase of the project which produces the discharge or impact shall not commence until one (1) year of baseline data has been collected, reviewed and appropriate mitigating measures determined.

5. The proposed ground water monitoring program shall include (1) year of baseline data. Should the applicant desire to demonstrate one (1) year of baseline data is not required, this will require review and approval by the County in conjunction with application for an operating permit.
6. A detailed description of the existing conditions of the shell easement along with a proposed maintenance program shall be required.
7. An approved maintenance plan for Bunker Hill and Taylor Grade Roads is required.
8. The fifteen (15) ton weight limit bridge on Taylor Grade Road shall be structurally improved by the applicant, to accomodate the proposed truck traffic, to the satisfaction of the County prior to the commencement of earthmoving activities.
9. An approved maintenance schedule for the fifteen (15) ton weight limit bridge on Taylor Grade Road is required.
10. An approved program to control fugitive dust particles on site and along the shell portions of the haul route shall be required. This may also include monitoring of air quality.
11. All trucks hauling sand shall be covered as required by State Law.
12. Baseline soil radiation measurements shall be required in conjunction with application for an Operating Permit to ensure reclaimed lands will not exceed radiation levels established by The Land Development Code.
13. A completed archeological and historical on-site survey shall be submitted as part of the major earthmoving site plan. The proposed earthmoving activities shall minimize any adverse impacts upon any historical or archeological sites.
14. The Special Permit shall be granted for a permanent period of time. Operating Permits shall be renewed at a maximum of every five (5) years.
15. The applicant shall demonstrate to the satisfaction of the County that the clarification pond will be constructed to ensure minimal seepage and maximum structural capacity.

Mr. Frazier submitted a letter from John J. O'Connor, Jr., dated May 26, 1982, with a petition containing signatures of twenty-six residents and/or property owners along Bunker Hill/Taylor Grade Road requesting that Tropicana be denied the use of Bunker Hill/Taylor Grade Road as its haul route.

Dick Hampton, Attorney for the petitioner, explained the nature of the proposed activity and introduced Ron Edwards and Bob Powers, officers of Tropicana; Larry Maron and Mike Gurr, Engineers of Record.

Mr. Gurr stated that Tropicana proposes to excavate about 800 acres of the site, and that alternative routes will be evaluated.

John O'Connor, a civil engineer and Supervisor with the Manatee River Soil Conservation District, in addition to his letter and the petition, suggested Tropicana should include alternative routes in the application for permit.

Steve Lewis, resident of Bunker Hill Road, objected to the proposed use of Bunker Hill Road by Tropicana and suggested another route be used.

(Enter Mr. McGavic)

At the request of Mr. Chance, the Assistant County Attorney formulated language to add stipulation

16. Taylor Road may be used as a haul site only if all alternatives are found to be practicably unavailable and not merely impractical or economically disadvantageous.

Mr. Chance recommended that in Stipulation #10 the last sentence be reworded; delete the word "may" and substitute the word shall. The last sentence will then read: " This shall also include monitoring of air quality".

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Mr. Chance moved to approve SP-82-31 subject to the sixteen (16) conditions set forth by the Planning Commission (#1-#15) and the County Commission (#16) and the (recommended) change in Stipulation #10. Motion was seconded by Mrs. Glass and carried four to one, with Mr. Vickers voting "Nay."

RECESS/RECONVENE

The meeting was declared recessed until 1:30 p.m.

The Board reconvened at 1:45 p.m. with all members present.

DRAWBRIDGE SCHEDULES (MAYORS' MEETING)

Mr Fletcher advised that Mayor Evers, City of Bradenton, had confirmed that the Mayors of all County municipalities would hold a meeting May 28, 1982 at 10 a.m., Anna Maria Island, to discuss the new regulations on drawbridge schedules. In addition to Board members who plan to attend the meeting, Mr Fletcher requested that Bob Fernandez and Phil Davis attend, also.

ZONING (continued)Z-82-22 MICHAEL R. UNDERWOOD - (PR APPROVED)

Request: To change present zoning from R-2 to PR on .24 acre at 5110 26th St. W.

Planning Commission recommended APPROVAL.

Public Hearings:

ORDINANCE Z-82-22:

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA, AMENDING THE OFFICIAL ZONING ATLAS OF MANATEE COUNTY ORDINANCE NO. 81-4, THE MANATEE COUNTY COMPREHENSIVE ZONING AND LAND DEVELOPMENT CODE, RELATING TO ZONING WITHIN THE UNINCORPORATED AREA OF MANATEE COUNTY; PROVIDING FOR THE REZONING OF CERTAIN LAND FROM R-2 (ONE AND TWO FAMILY RESIDENTIAL DISTRICT) TO PR (PROFESSIONAL OFFICE DISTRICT); PROVIDING AN EFFECTIVE DATE.

(Notice published in the Bradenton Herald, May 10, 1982).

There were no public comments.

Mr. Fletcher moved to adopt Manatee County Ordinance No. Z-82-22. Motion was seconded by Mrs. Glass and carried unanimously.

RECORD ORDINANCEZ-82-23 - MRS. RICKIE PALEY - C-2 APPROVED

Request: To change present zoning from C-1 and M-1 to C-2 on 3.57 acres at 5803 U. S. Hwy. 301.

Planning Commission recommended APPROVAL.

ORDINANCE Z-82-23:

AMENDING ORDINANCE NO. 81-4...
PROVIDING FOR THE REZONING OF CERTAIN LAND FROM C-1 AND M-1 TO C-2; PROVIDING AN EFFECTIVE DATE.

(Notice published in the Bradenton Herald, May 7, 1982)

There were no public comments

Mrs. Glass moved to adopt Manatee County Ordinance No. Z-82-23. Motion was seconded by Mr. Fletcher and carried unanimously.

RECORD ORDINANCEZ-82-20- BURNETT TRUST (M-1, M-2, R-1A APPROVED)

Request: To change present zoning from A-1 to M-1 on Parcel No. 1; to M-2 on Parcel No. 2; and to R-1A on Parcel No. 3; 149.51 acres located between 38th Ave. E. and 49th Ave. E., east of Seaboard Air Line Railroad.

Planning Commission recommended APPROVAL.

ORDINANCE Z-82-20:

AMENDING ORDINANCE NO. 81-4
PROVIDING FOR THE REZONING OF CERTAIN LAND FROM A-1 to M-1 ON PARCEL NO. 1, M-2 ON PARCEL NO. 2 AND TO R-1A ON PARCEL NO. 3; PROVIDING AN EFFECTIVE DATE.

(Notice published in The Bradenton Herald, May 10, 1982).

David Dietrich, Attorney for applicant and Southeast Bank, was present to respond to any questions concerning the rezone.

Mr. Fletcher moved to adopt Manatee County Ordinance Z-82-20. Motion was seconded by Mrs. Glass and carried unanimously.

RECORD RESOLUTION

BUDGET AMENDMENT - MANATEE MEMORIAL HOSPITAL

Upon motion by Mr. Fletcher, seconded by Mr. McGavic, a resolution was unanimously adopted amending the 1981-82 budget to provide for the receipt and appropriation of unanticipated revenues:

MANATEE MEMORIAL HOSPITAL

1) Increase Revenue: (82-175)

Hospital revenues, Loan proceeds

Increase Expenditures:

Hospital Contributions

\$2,600.00

RESOLUTION RECORDED S32-107

MANATEE MEMORIAL HOSPITAL - CAPITAL EQUIPMENT

Mr. Fernandez recommended approval of payment of a bill in the amount of \$342,514.68 for capital equipment items for Manatee Memorial Hospital (ref. letter of May 10, 1982 from C. Mark Gregson, Administrative Assistant for the Hospital).

Mr. Fletcher moved to approve payment. Motion was seconded by Mrs. Glass and carried unanimously.

RESCIND BID AWARD: EAGLES NEST LANE (ROAD CONSTRUCTION)

Based on recommendations made by the Transportation Director, due to necessity of resolving certain technicalities prior to awarding of bid, Bob Fernandez requested the Board rescind action of Tuesday May 25th, 1982 awarding BID 82-28-Z00-06 (paving of Eagles Nest Lane) to Florida West Paving, Inc., \$32,789.84.

Mr. McGavic moved the request be approved. Motion was seconded by Mr. Fletcher and carried unanimously.

ZONING

The public hearing on zoning items considered in the forenoon was closed.

The Public Hearing, opened for the purpose of considering Amendments to Ordinance 81-4, was recessed to consider an emergency item.

MANATEE MEMORIAL HOSPITAL (PROPOSED MANAGEMENT/RESTRUCTURING)

Members of the Board of Trustees, Manatee Memorial Hospital, Bill Theroux, Harry Pratt, Dan Miller and Dr. Philip Cantolino, appeared before the Board in connection with proposed management/ restructuring of the Hospital and stated the position of the Trustees as being:

- Against contract management of the Hospital;
- In favor of adoption of a resolution approving the formation of a not-for-profit leasing entity, and leasing the Hospital to such non-profit corporation.

Mr. Pratt reported that his letter of May 14, 1982, advised that the Board of Trustees in session on May 14, 1982, rejected a management proposal by Hyatt Medical Management Inc., adopted a policy statement and supported a non-profit structure.

Mr. Fletcher moved that the Board of County Commissioners approve the policy statement of the Board of Trustees and direct the Trustees to proceed with development of a corporate structure to improve the financial and management position of the Hospital. Motion was seconded by Mr. Chance. Voting "Aye" were Commissioners Fletcher, Chance and McGavic. Commissioners Glass and Vickers voted "Nay". Motion carried.

After a brief recess the Board reconvened with all members present, except Chairman Vickers. Mr. Chance presided.

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COMPREHENSIVE ZONING & LAND DEVELOPMENT CODE AMENDMENT (ORDINANCE 82-5)

The public hearing was opened to consider Ordinance 82-5, which amends Ordinance 81-4, Comprehensive Zoning and Land Development Code. (Notice published in The Bradenton Herald May 10, 1982).

The Planning Director referred to the revised summary and text of Ordinance 81-4 (Memorandum May 19, 1982), outlining proposed changes, prepared following all required public hearings, and noticed for adoption for May 27, 1982 at 1:30 p.m.

He stated it was his understanding that some members of the public had not reviewed the material and were requesting continuation of the hearing. He suggested, if the public hearing is continued, that Bruce Siciliano be the authorized agent to answer questions in regard to the proposed amendments to the Code.

Public Comments:

Bob Warren, a developer, expressed concerns regarding:

- 1) Grandfathering of projects
- 2) what will be detrimentally affected by the proposed ordinance
- 3) the exclusion of land under the mean high water line for regard to the proposed amendments to the Code.

Avrey Gould suggested amendments to the Code be handled separately.

Jim Rhinehardt, Manatee County Utilities, spoke in regard to fire protection as stated in the Code, and the requirement of a fire hydrant which in some instances is too costly and unjust. He suggested a possible solution would be that on subdivisions of less than 10 lots, and for any commercial industrial building less than 30,000 square feet the fire hydrant may be waived by authorization of the area fire chief. This policy will apply except when a new water distribution system is proposed.

Mr. McGavic suggested the Board consider a fire hydrant installation program by the Utilities Department with appropriate increase in rates; let the utilities Department handle it, except in areas of new construction, such as developments that require plan approval or major site plan approval.

Leonard Najjar, of Zoller & Najjar Engineering, stated that due to the brief time between completion of the final draft of amendments to the Code and this public hearing, he has not had the opportunity to review the document and prepare adequate comments. He requested an extension of the public hearing.

Dan Zoller (Zoller & Najjar) referred to his letter of May 25th requesting a 45-day extension to allow adequate time for the public to review and provide constructive input on the amendment process. He requested the public hearing be continued to June 17, 1982.

(Enter Chairman Vickers)

Mr. Fletcher moved to continue the public hearing until 1:30 p.m. June 17, 1982. Motion was seconded by Mr. McGavic and carried unanimously.

BUILDING CODE AMENDMENT/ CERTIFICATE OF COMPETENCY

Public hearing was held to consider amendment to the Building Code for Certificate of Competency. (Notice published May 4/11, 1982 in The Bradenton Herald)

The Planning Director submitted a proposed

RESOLUTION AMENDING SECTION 106.2 OF THE MANATEE COUNTY BUILDING
CODE SUBSTITUTING APPROPRIATE H. H. BLOCK AND ASSOCIATES
EXAMINATIONS FOR ALL LOCAL EXAMINATIONS FOR CONTRACTORS LICENSES

The public hearing was closed.

Mr. McGavic moved for adoption of the resolution. Motion was seconded by Mrs. Glass and carried unanimously.

RECORD RESOLUTION S32-108

CLINE PROPERTY (LAKESIDE PLAZA SHOPPING CENTER)

There was discussion on a contract, approved for execution on January 26, 1982, with Robert S. Cline, Emma W. Cline and Robert M. Cline on the office building located in Lakeside Plaza Shopping Center, which contract was not executed by all parties. The County Attorney was requested to write a letter to Mr. Cline's Attorney (George Harrison) responding to Mr. Cline's questions in his recent letter to Sam Cornwell, Tax Collector.

The County Attorney will make a report to the Board at the next regular meeting (Tuesday, June 1st).

SELECTION COMMITTEE (COUNTY ADMINISTRATOR)

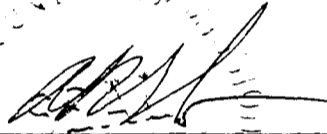
Following discussion on the deadline for advertising for the position of County Administrator and the need to short-list applicants, a Selection Committee was appointed to review resumes, eliminate ineligible applicants and submit a list of prospective candidates to be interviewed. Members appointed to the committee were: Patricia Glass, Bill Ockunzzi, Bill Davenport.

MEETING ADJOURNED

There being no further business, the meeting was declared adjourned.

Attest:

APPROVED:


Clerk


Chairman 9/28/82

Adj: 5:48 p.m.