

DECEMBER 2, 1982

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Thursday, December 2, 1982 at 9:10 a.m.

Present were Commissioners:

Vernon E. Vickers, Chairman  
Kent G. Chetlain  
Westwood H. Fletcher, Jr.  
Patricia M. Glass

Absent was Commissioner:

Edward W. Chance, Vice-Chairman

Also present were:

Keith Roberts, Assistant County Attorney  
David Rothfuss, Economics Analyst representing  
Robert F. Fernandez, County Administrator  
Richard H. Ashley, Chief Deputy Clerk, representing  
R. B. Shore, Clerk of Circuit Court

Representing the various news media were Pat Wasson, WBRD, and others who entered during the meeting.

Invocation by Mr Claude McGavic.

The meeting was called to order by Chairman Vickers.

SCHOOL BOARD/COUNTY COMMISSION JOINT POLICY STATEMENT

Larry Frazier, Planning Director, reviewed his memorandum of November 19, 1982, outlining a proposed Manatee County Board of County Commissioners and School Board Joint Policy Statement. As a recommended approach for future cooperation, the major areas of concern are identified with specific objectives given in each area and definitive methods for meeting those objectives. The Planning Commission has reviewed the Policy Statement and recommends its approval.

The Policy Statement, reviewed by the Planning Commission and recommended for approval, focuses on

- I Long Range Planning: Goals, Objectives and Policies.
- II Site Selection: Goals, Objectives and Policies.
- III Joint Use of Resources: Goal and Objective.
- IV Joint Use of Sites: Goal, Objectives and Policies.

Mr Frazier pointed out that one issue of major concern yet to be resolved is participation by the School Board in Off-Site Improvements, on which an Attorney General's Opinion is pending. Since this question is yet to be resolved, and the Policy Statement has been submitted to the School Board for review, he stated this matter will be brought back to the Commissioners at a later date.

(Exit Chairman Vickers; Commissioner Glass presides)

IMPACT ASSESSMENT WORKSHOP

Mr Frazier gave a brief report on the impact assessment workshop held November 20, 1982. No action was taken.

(Enter Chairman Vickers)

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Cont'd

OGLESBY CREEK ROAD - STREET VACATION

Public hearing (notice published in the Bradenton Herald, November 14 & 21, 1982) was open for the purpose of considering

83-V-1 W. R. GRACE COMPANY application to vacate approximately 2.1 miles of Oglesby Creek Road, north of S.R. 70 and Oglesby Creek. (T35S, R21E).

A letter was submitted from Charles W. Burnett opposing the closing of this dedicated County right of way which provided access to his property.

(Exit Chairman Vickers; Commissioner Glass presides)

Mr Fletcher, noting the findings in the Staff report, recommended stipulations be incorporated in the resolution stating that W. R. Grace should (1) execute an easement in favor of Mr Burnett, granting him a perpetual 50-foot access right-of-way, therefore not denying him access to the property, and (2) apply for a Private Street approval in Mr Burnett's behalf.

Dewey Dye, Jr, representing W.R. Grace, stated there was no objection to the stipulation.

(Enter Chairman Vickers)

Mr Fletcher moved to adopt the resolution vacating a portion of Oglesby Creek Road, 83-V-1, with the stipulation that W.R. Grace Co. execute an easement in favor of Mr Burnett granting him a perpetual 50-foot right-of-way access to preclude denying access to his property and that Grace shall apply for private street approval on Mr Burnett's behalf. Motion was seconded by Mrs Glass and carried unanimously.

RECORD RESOLUTION

S32-640

HOUSEMOVING (CUMMINGS)

Having considered the staff report and finding the request to be consistent with The Manatee Plan, Mrs Glass moved to approve application

HM-83-4 KYLE CUMMINGS to move a single family residence for use as a single family residence FROM the corner of 63rd Ave. E. and 33rd St. E. TO 2907 8th St. W.

Motion was seconded by Mr Fletcher and carried unanimously.

ZONING

PDR-81-4 AN EXCLUSIVE RESIDENTIAL COMMUNITY - EXT. APPROVED

Request: One year extension of time to receive Final Development Plan approval for an exclusive residential community in Northwest Bradenton (9th Ave. N.W.) on 40.26 acres.  
Planning Staff recommended APPROVAL.

Mr Fletcher moved to approve a one-year time extension for PDR-81-4, subject to all regulations in effect at final plan approval. Motion was seconded by Mrs Glass and carried unanimously.

RECORD

Public hearing was held for the purpose of considering

SP-82-95 ELWOOD PARK BAPTIST CHURCH - APPROVED

Request: A special permit to allow expansion of the church for additional classrooms on 4.4 acres at 3520 45th Street E.  
(Notice published in The Bradenton Herald 11/12/82)  
Planning Commission recommended APPROVAL.

Having considered the staff report, Planning Commission recommendation and finding the request to be consistent with The Manatee Plan, Mrs Glass moved to approve Special Permit SP-82-95. Motion was seconded by Mr Fletcher and carried unanimously.

SP-82-96 SWIRE MANATEE, INC - 2-COP APPROVED

Request: Special permit to allow the consumption of beer and wine (2-COP) on premises of an existing restaurant, Pick of the Sea, at 3816 Manatee Ave W.  
(Notice published in The Bradenton Herald 11/12/82)  
Planning Commission recommended APPROVAL.

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Having considered the staff report, Planning Commission recommendation and finding the request to be consistent with The Manatee Plan, Mr Chetlain moved to approve Special Permit SP-82-96. Motion was seconded by Mr Fletcher and carried unanimously.

SP-83-3 THOMAS HOWZE - BEER & WINE (2-COP) APPROVED

Request: Special permit to allow the consumption of beer and wine (2-COP) in a commercial center at the northeast corner of 65th Street East and SR 64

(Notice published in The Bradenton Herald 11/12/82)

Planning Commission recommended APPROVAL with the following conditions:

1. Before beer and wine may be served, the applicant must secure administrative approval of a septic tank design and sewage flow by the Sanitation Division of the Health Department.
2. The establishment shall be limited to a seating capacity of twelve due to the limited amount of parking provided.

Ron Riggin, representing the petitioner, stated that they agree with the conditions stipulated.

Having considered the staff report, the Planning Commission recommendation, and finding the request to be consistent with The Manatee Plan, Mrs Glass moved to approve SP-83-3 with the conditions recommended by the Planning Commission. Motion was seconded by Mr Fletcher and carried unanimously.

BOYS' CLUBS OF MANATEE COUNTY, INC - CHRISTMAS TREE SALES

David Rothfuss, County Administrator's Office, relayed request from the Boys' Clubs of Manatee County, Inc. for waiver of the temporary use fee for the purpose of selling Christmas trees in the Bayshore Shopping Center, the Lakeside Shopping Plaza, Beachway Plaza and Reasoner's Tropical Nurseries, Inc.

Upon suggestion that the Planning Department look at the situation to assure there is no problem with lighting or safety hazards, etc, Mr Frazier stated that a site plan has to be submitted.

Mr Fletcher moved to waive the fee for the Boys' Clubs annual Christmas Tree Sale and request that they bring in site plans and that the staff review them. Motion was seconded by Mrs Glass and carried unanimously.

CLERK'S CONSENT CALENDAR

Upon motion by Mr Fletcher, seconded by Mrs Glass, the Clerk's Consent Calendar, dated December 2, 1982, was unanimously approved:

BILLS FOR PAYMENT:

Attorney's Fees:

General Fund:

Balance before payments:	\$444,847.53	
Balance after payments:	\$419,306.30	
Hogg, Allen, Ryce, Norton & Blue - St. dated 10/25/82	\$	8,431.87
Ross, Hardies, O'Keefe, Babcock & Parsons (10/82):		
Palacios lawsuit	6,672.29	
Plan Implementation	57.92	
SCDF	10,379.15	17,109.36
Manatee Memorial Hospital - OB Clinic		3,377.85
Manatee Memorial Hospital - Indigent Hosp.		10,420.51
L. W. Blake Mem. Hosp. - Indigent Hosp.		1,635.05
Marcus Myers - Firearms Competency (Flick)		40.00

AUTHORIZE CHAIRMAN TO SIGN:

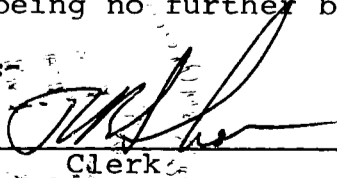
Satisfaction of Judgment - Daniel Alan Norfleet (82-105F)

Recess/reconvene. All members present except Mr Chance.

MEETING ADJOURNED

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

Attest:

  
Clerk

APPROVED:

  
Chairman 3/15/83

Adj: 10:46 a.m.