

OCTOBER 9, 1986

The Board of County Commissioners, Manatee County, Florida, met in REGULAR SESSION in the Courthouse, Bradenton, Florida, Thursday, October 9, 1986, at 9:10 a.m.

Present were Commissioners:

Westwood H. Fletcher, Jr., Chairman  
 Kent G. Chetlain  
 Maxine M. Hooper  
 Patricia M. Glass  
 Edward W. Chance, Vice-Chairman, entered during the meeting

Also present were:

Ronald H. Rabun, County Administrator  
 Mark Barnabey, Assistant County Attorney  
 R. B. Shore, Clerk of Circuit Court  
 Richard H. Ashley, Chief Deputy Clerk

Representatives of the various news media were present.

Invocation by Reverend Jack Fawley, First Christian Church.

The meeting was called to order by Chairman Fletcher.

All witnesses/staff giving testimony were duly sworn.

**PROCLAMATION: ENERGY AWARENESS WEEK**

Upon motion by Mrs. Hooper, seconded by Mrs. Glass, a proclamation was unanimously adopted designating October 1986 as "Energy Awareness Month '86".

RECORD PROCLAMATION S35-755

**ADMINISTRATIVE COMPLEX**

By memorandum dated October 8, 1986, Ron Rabun, County Administrator, submitted the Bradenton Downtown Development Authority (BDDA) proposal for funding assistance for construction of the County Administrative Center, together with BDDA request that the Board formally approve the plan which would contribute to the Debt Service of the bond issue.

David Dietrich, Chairman of BDDA, referred to his letter of September 29, 1986, summarizing the assistance that BDDA is willing to offer, and specifically to Item 3 on page 2 which states:

"Beginning the first fiscal year of the BDDA in which the new Administrative Center is in service for such full fiscal year, the BDDA will provide funding (as hereinafter defined) to the County in the minimum amount of \$400,000.00."

R. B. Shore, Clerk of Circuit Court, expressed concern regarding whether the funding formula as set up may not coincide with the debt service requirements of the bond issue, which could result in the County providing the full debt service payments for one or two years.

Discussion: Certainty of date when debt service payments will commence; uncertainty of date of completion of building; methodology of financing the center; specifying a date for commencement of funding in the BDDA proposal; requirement for approval by City of Bradenton.

Upon question, Mr. Dietrich advised that the Mayor of the City of Bradenton and several Council members have reviewed the proposal and that the BDDA will request placement on the City Council agenda after approval by the Board.

Upon recommendation by the Chairman for a motion to conceptually approve the proposal as outlined in the letter of September 29, 1986 (from David Dietrich), amending Paragraph 3 on Page 2 to reflect "Beginning the fiscal year 1988 of the BDDA...", Mrs. Hooper so moved. Motion was seconded by Mr. Chetlain and carried unanimously.

**ZONING**

Public hearing (Notice in The Bradenton Herald, July 19, 1986) was held for the purpose of considering

**Z-86-30/DRI #130 SCHROEDER-MANATEE, INC/CYPRESS BANKS (CONT'D)**

Request: Rezone from A/WP/ST to PDC and PDR retaining all Watershed Protection Overlay and Special Treatment Overlay Districts on 1,790 acres south of State Road 70, approximately 2 miles east of I-75; Approval of an application for Development Approval of approximately 6,160 dwelling units, a 300-room hotel and 230,500 square feet of commercial space on said property. Planning Commission recommended CONTINUANCE to November 5, 1986.

Upon being advised by staff that the development order is still being negotiated, and request that a special hearing date be scheduled, Mr. Chetlain moved that the Schroeder-Manatee Rezone Z-86-30 and Cypress Banks DRI #130 be continued to December 4, 1986 at a special session of the Board of County Commissioners. Motion was seconded by Mrs. Glass and carried unanimously.  
(Enter Mr. Chance)

**Z-86-69 RONNIE GOFORTH AND WAYNE BECK - A-1 (APPROVED)**

Request: Rezone from A to A-1, 13.84 acres on the west side of Jim Davis Road, 550 feet south of State Road 675, Parrish. Planning Commission recommended APPROVAL.

Public hearing (Notice in The Bradenton Herald September 22, 1986) was held for the purpose of considering

**ORDINANCE Z-86-69**

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 A TO A-1; PROVIDING AN EFFECTIVE DATE.

Ronnie Goforth, applicant, was present to answer any questions.

Having considered the staff report, the recommendation of the Planning Commission, comments made at the public hearing, and finding the request to be consistent with The Manatee Plan, Mr. Chance moved to approve Manatee County Ordinance No. Z-86-69. Motion was seconded by Mrs. Hooper and carried unanimously.

**RECORD ORDINANCE****Z-86-72 53RD AVENUE ASSOCIATES - C-1A (DENIED)**

Request: Rezone from R-2 to C-1A retaining the AF District on 7.8 acres on the north side of 53rd Avenue East (SR 70), approximately 1,200 feet east of New U.S. 301. Planning Commission recommended DENIAL.

Public hearing (Notice in The Bradenton Herald September 22, 1986) was held for the purpose of considering

**ORDINANCE Z-86-72**

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA. . . PROVIDING FOR THE REZONING OF CERTAIN LAND FROM R-2 TO C-1A, RETAINING THE AF DISTRICT; PROVIDING AN EFFECTIVE DATE.

Frank Arpaia, applicant, stated that the proposed use of the property is for a bowling alley, with that portion bordering on 51st Avenue East, and that he would be willing to be so restricted.

Discussion: Rezoning the property except that portion which borders on 51st Avenue East; compatibility with surrounding area; rezoning the entire parcel to PDC; etc.

Alan Prather, Attorney representing adjacent property owners, spoke in opposition to the request.

Randy Clark spoke in favor of the rezone.

Mr. Arpaia advised that if it is possible to rezone the frontage on 53rd Avenue East to C-1A and the remainder PDC, he would request continuance of the hearing. It was pointed out that such rezoning request would mandate readvertisement.

October 9, 1986

(Cont'd)

(Depart Mr. Fletcher; Mr. Chance presiding)

Having considered the staff report, the recommendation of the Planning Commission, comments made at the public hearing, and finding the request to be inconsistent with The Manatee Plan, Mrs. Hooper moved to deny Manatee County Ordinance No. Z-86-72. Motion was seconded by Mr. Chetlain and carried unanimously.

(Enter Mr. Fletcher)

**Z-86-73 CRISWELL/HUBER/WAGGONER/VINSON - PDR/CD PLAN (CONTINUED)**

Request: Rezone from PDR and R-1C to PDR and Conceptual Development Plan approval to allow 452 dwelling units (4.5 du/acre) on the north side of U.S. 19/I-275, east of Sunshine Skyway Bridge on Joe Bay (approximately 165 acres - 101 "upland" acres above the Mean High Water line).

Planning Commission recommended APPROVAL with stipulations:

1. Because of the environmental sensitivity of the site, native vegetation shall be used for landscaping.
2. Prior to submittal of a Preliminary Development Plan, all State and Federal jurisdictional areas shall be identified, and no lots shall be plotted on them.
3. The location of all roads shall be where the least disturbance of environmentally sensitive areas will occur.
4. A cross access easement to the east in a location which will align with the Terra Ceia Isles Development shall be provided with the Preliminary and Final Development Plans.
5. The developer shall conduct an archaeological survey of the site prior to preliminary plan approval. The findings shall be submitted with the preliminary development plan and, if appropriate, incorporated into the preliminary plan.
6. The project shall be limited to a density of 4.0 du/acre or a maximum of 404 total units, whichever is less, based upon the actual amount of upland acreage which is developable.
7. Septic tanks shall not be permitted. Public sewer shall be required prior to issuance of a Certificate of Occupancy.

Public hearing (Notice in The Bradenton Herald, September 22, 1986) was held for the purpose of considering

**ORDINANCE Z-86-73**

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA. . .  
PROVIDING FOR THE REZONING OF CERTAIN LAND FROM PDR AND R-1C TO PDR AND CONCEPTUAL DEVELOPMENT PLAN; PROVIDING AN EFFECTIVE DATE.

Upon being advised of request by applicant for continuation, Mr. Chetlain moved to continue the public hearing on Z-86-73 until October 23, 1986. Motion was seconded by Mr. Chance and carried unanimously.

**Z-86-71 ESTATE OF WILLIE L. WEST/THEDA W. SMITH - C-2 (APPROVED)**

Request: Rezone from A-1 to C-2 on 15.4 acres on the east side of U.S. 41, with frontage 1,225 feet north of Roman Road.

Planning Commission recommended APPROVAL.

Public hearing (Notice in The Bradenton Herald September 22, 1986) was held for the purpose of considering

**ORDINANCE Z-86-71**

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA. . .  
PROVIDING FOR THE REZONING OF CERTAIN LAND FROM A-1 TO C-2;  
PROVIDING AN EFFECTIVE DATE.

Alan Prather, Attorney representing the applicant, was available to answer questions.

Tom McCollum, Zoller, Najjar & Shroyer, displayed a composite drawing of the zoning in the area surrounding the site and pointed out that the request is consistent with that zoning.

(Depart Mr. Chance)

Bill Daines, adjacent property owner, spoke in opposition to the request.

Speaking in favor were Randolph Snell, 10608 U.S. 41 North (provided that drainage is adequate), and Wayne Meade, representing North Manatee County Taxpayers Association.

(Enter Mr. Chance)

Public comment portion of the hearing was closed.

Having considered the staff report, the recommendation of the Planning Commission, comments made at the public hearing, and finding the request to be consistent with the Manatee Plan, Mr. Chetlain moved to approve Manatee County Ordinance No. Z-86-71. Motion was seconded by Mrs. Glass and carried unanimously.

RECORD ORDINANCE

Public hearing (Notice in The Bradenton Herald September 22, 1986) was held for the purpose of considering

SP-86-91 ESTATE OF WILLIE L. WEST/THEA W. SMITH - (APPROVED)

Request: Special Permit to allow a Flea Market on 15.4 acres east of U.S. 41, with frontage of 1,225 feet north of Roman Road. Planning Commission recommended APPROVAL with staff stipulations 1-8, 10, 11 and 13 as presented and with 9, 12 and 14 stricken, and with correction of all Land Development Code deficiencies listed by staff:

1. An additional access must be provided satisfactory to the County Engineer prior to application for a building permit.
2. All drive areas will be a minimum of 14 feet in width.
3. Adequate trash dumpsters must be provided with screening on 3 sides.
4. No parking will be allowed along the main entrance/exit drive.
5. All fire lanes must be 20 feet in width.
6. All Florida Department of Transportation requirements must be met prior to issuance of a Certificate of Occupancy.
7. Correct all deficiencies on the site plan prior to submission of a Final Site plan.
8. A maximum of 566 booths shall be approved.
9. \* A maximum of 831 square feet of food vendors shall be allowed.
10. The owner must ensure that the package plant will meet all county, state and Federal requirements.
11. The owner will be required to tie into the extension of the central sanitary system when it becomes available.
- 12.\* No driving of trucks inside the display areas will be allowed due to the 10 foot drive provided.
13. No entrance/exit of dealer trucks during normal business hours will be permitted.
- 14.\* The hours of operation for the market will be limited to Friday, Saturday and Sunday (8:00 a.m. to 5:00 p.m.).

Land Development Code Deficiencies:

1. Section 205A.6(c)(1) requires "parking lots shall be paved with a smooth, dustless surface...."
2. Section 205A.6(c)(2) requires that "no building, parking, loading or travel lane area shall be allowed within 45 feet of any lot line abutting land zoned or used for residential purposes or any street line."
3. All parking areas shall comply with Section 205F.2 (Landscaping). Parking lot landscaping and screening and buffering shall be provided along all property lines not zoned Commercial. This shall include a 6-foot high wall with landscaping on at least the perimeter side meeting Section 205F.3d(2), Vegetative Screening.

\*Stricken from approval

Alan Prather, Attorney representing the applicant, who was available to answer questions, agreed with the stipulations recommended by the Planning Commission.

Tom McCollum, Engineer, exhibited a sketch illustrating the design of the proposed country market.

Jim Keene, principal, gave specifics on the project design stating that any drainage problems will be addressed. Upon question, Jerome Gostkowski, Engineering Department, stated that, in this instance, grassed parking would alleviate runoff into surrounding property and would provide better drainage than paved parking.

October 9, 1986

(Cont'd)

Wayne Meade, representing North Manatee County Taxpayers Association, spoke in favor of the request; William Daines, adjacent property owner, spoke in opposition.

Discussion: Whether Mr. Daines was given proper notice; parking, etc.  
Public hearing was closed.

Mr. Chetlain moved to reopen the public hearing in order to hear additional comments from Mr. Daines. Motion was seconded by Mrs. Hooper. Voting "Aye" were Mr. Chetlain, Mrs. Hooper, Mrs. Glass and Mr. Fletcher. Voting "No" was Mr. Chance. Motion carried.

Mr. Daines pointed out that the staff report indicates the request is inconsistent with The Manatee Plan.

Public hearing was closed.

Motion and second to approve Special Permit SP-86-91 with stipulations recommended by the Planning Commission and correction of Land Development Code deficiencies were WITHDRAWN following suggestion by Mr. Barnabey that the motion include a determination that grassed parking as allowed by Code would be adequate.

Upon request, Mr. Barnabey formulated the motion: "Having considered the staff report, the recommendation of the Planning Commission, comments made at the public hearing, and finding the request to be consistent with The Manatee Plan, move to approve Special Permit No. SP-86-91 with the stipulations recommended by the Planning Commission and correction of all Land Development Code deficiencies listed by staff; however, the applicant shall be allowed to have no more than 50 percent of the required parking to be grass, shell, or other suitable material in overflow and remote locations." Mr. Chetlain so moved. Motion was seconded by Mrs. Glass and carried unanimously.

(Depart Mr. Chetlain)

Public hearing (Notice in The Bradenton Herald September 22, 1986) was held for the purpose of considering

**SP-86-82 HARRY BELL - MOBILE HOME** (APPROVED)

Request: Special Permit to allow a mobile home as a residence on approximately 18.5 acres on the north side of SR 62 approximately 1/2 mile east of US 301.

Planning Commission recommended APPROVAL for 5 plus 5 years.

Harry Bell, applicant, was present to answer any questions.

Public hearing was closed.

Having considered the staff report, the recommendation of the Planning Commission, comments made at the public hearing, and finding the request to be consistent with The Manatee Plan, Mr. Chance moved to approve Special Permit No. SP-86-82 for five years plus five years. Motion was seconded by Mrs. Glass and carried unanimously.

Public hearing (Notice in The Bradenton Herald September 22, 1986) was held for the purpose of considering

**86-S-32 BRADENTON EAST - P/SUBDIVISION PLAT** (APPROVED)

Request: Approval of Preliminary Plat for a 5-lot subdivision, with a waiver of recreational open space requirements, on 1.3 acres at the northwest corner of 45th Street East and 55th Avenue Drive East.

Planning Commission recommended APPROVAL with a waiver of the recreational open space requirement and the stipulation recommended by staff:

1. A fire hydrant shall be installed in a location acceptable to the Oneco-Tallevast Fire District.

Having considered the staff report, the recommendation of the Planning Commission, comments made at the public hearing, and finding the request to be consistent with The Manatee Plan, Mrs. Hooper moved to approve Preliminary Subdivision Plat No. 86-S-32 with the stipulation recommended by the Planning Commission and a waiver of the recreational open space requirement.

**STORMWATER MANAGEMENT REGULATIONS**

Motion was made by Mrs. Glass, seconded by Mrs. Hooper and carried unanimously, to authorize the Chairman to sign a letter to the Southwest Florida Water Management District acknowledging their letter of September 24, 1986 concerning coordination of permitting programs (surface water management [quantity] and stormwater [quality] permitting) and agreeing to meet with them regarding stormwater management.

**HEALTH DEPARTMENT**

Motion was made by Mrs. Glass, seconded by Mr. Chance and carried unanimously, to authorize the Chairman to sign a letter to Dr. John Ambrusko, Acting Director of the Manatee County Health Department, assuring him of the Board's intent that the impasse in contract negotiations (between the County and State Health & Rehabilitative Services) will not endanger job security of Health Department employees.

**LAWSUIT: MANATEE COUNTY VS. PAUL FIELDS**

Mrs. Glass moved that the County Attorney be authorized to voluntarily dismiss the case of Manatee County vs. Paul Fields, Case No. CL-84-229 (property damage suit pending since 1983), simultaneously upon dismissal of the pending counterclaim. Motion was seconded by Mr. Chance and carried unanimously.

**PIER POINT SUBDIVISION - FINAL PLAT**

Motion was made by Mr. Chance, and seconded by Mrs. Hooper, to approve and authorize recording of the Final Subdivision Plat for Pier Point Subdivision, together with the associated bonds and documents outlined in memorandum dated September 16, 1986, as presented by the County Attorney's office.

After it was noted that the associated documents are not yet ready for approval, motion and second were withdrawn.  
(Action taken later in the meeting.)

**RECESS/RECONVENE**

The Chairman declared the meeting recessed until 1:30 p.m.

The Board reconvened at 1:40 p.m. with all members present except Mrs. Hooper and Mr. Chance.

Public hearing (Notice in The Bradenton Herald September 22, 1986) was held for the purpose of considering

**SP-86-80 JOE UNGARELLI - CONSTRUCTION SERVICE (APPROVED)**

Request: Special Permit to allow a construction service establishment on .668 acre zoned C-1 on the west side of U.S. 41 approximately 400 feet north of 57th Avenue West.

Planning Commission recommended APPROVAL with the stipulation recommended by staff:

1. No outdoor storage of building materials will be permitted on-site,

and with an added stipulation that existing construction materials on site must be stored inside the structure within 30 days of issuance of the Certificate of Occupancy.

Rosemarie Fallon, Planning and Development, stated that staff has recommended the additional stipulation read: "existing trash and construction materials on site must be removed from the site or stored inside the structure within 30 days of issuance of the Certificate of Occupancy."

Marie Bradshaw, representing the applicant, defined a construction service establishment and requested approval of the special permit.

Tom Williams, Attorney representing a property owner to the north, and Edwin Hartman, Try Mor Mobile Village, spoke in opposition.  
(Enter Mrs. Hooper and Mr. Chance)

Discussion: Compatibility with surrounding development; adequate buffering; unsightly appearance of facility; controlling water runoff; proximity of garbage dumpster on site to adjacent property; infringement of lighting on surrounding neighborhood; traffic, etc.

October 9, 1986

(Cont'd)

Public comment portion of the hearing was closed.

During continued discussion, Jerome Gostkowski, Highway Division, stated that the proposed parking meets requirements of the (Land Development) Code.

Recess/Reconvene. All members present.

Ms. Fallon advised that the applicant had submitted a revised site plan which provides for adequate buffering.

Marie Bradshaw agreed to relocate the dumpster.

Motion and second to approve SP-86-80 with correction of deficiencies, with stipulations recommended by the Planning Commission and with added stipulation that the dumpster be located internally were WITHDRAWN following recommendation that lighting of the parking lot be installed so as not to interfere with neighbors.

Having considered the staff report, the recommendation of the Planning Commission, comments made at the public hearing, and finding the request to be consistent with The Manatee Plan, Mr. Chance moved to approve Special Permit No. SP-86-80 with correction of deficiencies and with the stipulations recommended by the Planning Commission with the additional stipulations that (1) the garbage dumpster be located at a site on the interior section of the property, and (2) the lighting installed will not have an adverse impact on the neighbors. Motion was seconded by Mr. Chetlain and carried unanimously.

**PALMETTO, CITY OF - WATER & SEWER SYSTEM**

Motion was made by Mrs. Glass, and seconded by Mrs. Hooper, to authorize the Chairman to sign a letter to Mayor Bell, City of Palmetto, responding to his letter of October 2, 1986 and complying with his request for a joint meeting to discuss water and sewer negotiations. Motion carried unanimously.

**COMPREHENSIVE PLAN AMENDMENT - PLANNED MARINA DEVELOPMENT LAND USE**

Public hearing (Notice in The Bradenton Herald October 3, 1986) was held for the purpose of considering

**PA-86-01 PLANNED MARINA DEVELOPMENT DISTRICT**

Request: Amendment to The Manatee Plan to establish Planned Marina Development as a land use type, provide criteria for its location and allow Planned Marina Development in the Palma Sola Sector, on approximately 4.4 acres, bounded on the north by the Manatee River, on the west by Anna Maria Sound, on the south by Manatee Avenue and on the east by 75th Street Northwest from Manatee Avenue West to Riverview Boulevard, then east to the western boundary of LB Buck Subdivision .

**ORDINANCE NO. 86-41**

AN ORDINANCE OF THE COUNTY OF MANATEE, FLORIDA, AMENDING MANATEE COUNTY ORDINANCE 80-4, THE MANATEE PLAN, TO DESIGNATE PLANNED MARINA DEVELOPMENT AS A SECONDARY LAND USE IN THE PALMA SOLA SECTOR, TO ESTABLISH CRITERIA FOR IDENTIFICATION OF APPROPRIATE SITES FOR THE PLANNED MARINA DEVELOPMENT LAND USE IN THE PALMA SOLA SECTOR AND TO DESIGNATE ONE SITE AS APPROPRIATE; PROVIDING SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Peggy Adams, Planning & Development, reviewed the proposed amendment and outlined recommended changes by the Department of Community Affairs and Tampa Bay Regional Planning Council which are contained therein.

(Depart Mr. Chance)

Gloria Raines, Manasota 88, spoke in opposition to the request; Hugh McGuire, Attorney for North Bay Harbour, Inc., spoke in favor.

Public comment portion of the hearing was closed.

Ms. Adams stated it was staff's recommendation that the word "extensive" be deleted from the definition of navigable waters on Page 4, Paragraph 6 of Ordinance No. 86-41. She noted that it was necessary to respond in writing to public comments.

Frank Buskirk, representing North Bay Harbour, Inc., responded to questions regarding marina operations in the Palma Sola sector.

Motion was made by Mrs. Hooper, and seconded by Mrs. Glass, to approve written response to public comment and adopt Ordinance 86-41 as amended (deletion of the word "extensive"). Voting "Aye" were Mrs. Hooper, Mrs. Glass, and Mr. Fletcher. Voting "No" was Mr. Chetlain. Motion carried.

RECORD ORDINANCE

S35-756

**86-S-31(P) RANCHES AT MOSSY HAMMOCK, PHASE I - P/PLAT (APPROVED)**

Request: Approval of Preliminary Plat for a 60-lot subdivision, with a waiver of recreational open space requirements, on 342 acres located in Southeast Manatee County along Clay Gully Road. Planning Commission recommended APPROVAL with a waiver of the recreational open space requirement and with the stipulations recommended by staff:

1. Clay Gully Road must be improved to Green Book Standards, a minimum of 24 feet wide with the dedication of 42 feet of right-of-way.
2. The plan must be revised providing drainage information as follows:
  - a. Location of positive outfall.
  - b. Retention of storm water.
  - c. Drainage calculations.
  - d. Swale areas may not be utilized for retention.
  - e. Where such services or facilities will not be adequate to serve a development, provision of such services and facilities, or prorata share of their costs, shall be the responsibility of the developer subject to the provisions of Policy 4-1.A(4)(C) fees and agreements.
3. All streets must be built to County standards and dedicated to the County. The Land Development Code does not allow a waiver of the dedication to the County.

Larry Lippert, project engineer, stated that Stipulation #1 was not practical since the paved access to the property is only 16-foot wide. He offered a compromise to provide right-turn deceleration lanes at the two entrances into the project. Rob McDaniel, developer, concurred and requested favorable consideration of the compromise.

Recess/Reconvene. All members present except Mr. Chance.

Mr. Chetlain reported he discussed Stipulation #1 with Jerome Gostkowski, Highway Department, who recommended the developer be required to improve Clay Gully Road to a minimum of 20 feet wide. Mr. Lippert agreed with that requirement.

Having considered the staff report, the recommendation of the Planning Commission, comments made at the public hearing, and finding the request to be consistent with The Manatee Plan, Mrs. Hooper recommended and moved approval of Preliminary Subdivision Plat No. 86-S-31 with the stipulations recommended by the Planning Commission and amended in this meeting to read in Stipulation #1:

"Clay Gully Road must be improved to a minimum of 20 feet with the dedication of 42 feet of right-of-way."

and with a waiver of recreational open space requirements. Motion was seconded by Mr. Chetlain and carried unanimously.

**PDR-86-1(F) PERIDIA, UNITS 1,2,3/GOLF COURSE - F/PLAN (APPROVED)**  
(Deferred from September 25, 1986)

Planning staff recommended that Stipulations 8 and 9 be amended to read as outlined in memorandum from Mark Barnabey, Assistant County Attorney dated October 8, 1986:

8. The developer, its heirs, assigns or transferees, is hereby notified that an impact fee ordinance for school facilities, when adopted by Manatee County, may require the payment of such impact fees for this development.



October 9, 1986

(Cont'd)

9. The developer, its heirs, assigns or transferees, is hereby notified that an impact fee ordinance for law enforcement facilities, when adopted by Manatee County, may require the payment of such impact fees for this development.

Having considered the staff report and finding the request to be consistent with The Manatee Plan, Mrs. Hooper moved to approve PDR-86-1(F) with the stipulations recommended by staff (listed September 25, 1986) except as proposed by memorandum from Mark Barnabey to Wayne Wells (Planning) dated October 8, 1986, as to stipulations 8 and 9. Motion was seconded by Mr. Chetlain.

Rick Ploughe, representing First Communities of Bradenton, addressed access points, area road improvements, etc.

Motion carried unanimously.  
(Depart Mrs. Glass)

#### SOLID WASTE RATES

By memorandum dated October 9, 1986, Tedd N. Williams, Chief Assistant County Attorney, requested authorization to set a public hearing on October 28, 1986 to enact amendment to Solid Waste Resolution R-85-158 and R-86-35 adopting a rate increase pursuant to the Consumer Price Index to be effective October 31, 1986. Mrs. Hooper so moved. Motion was seconded by Mr. Chetlain and carried unanimously.  
(Enter Mrs. Glass)

#### PIER POINT SUBDIVISION - FINAL PLAT

Motion was made by Mrs. Hooper, and seconded by Mrs. Glass and carried unanimously, to approve and authorize recording of the Final Subdivision Plat of Pier Point Subdivision, together with associated bonds and documents outlined in memorandum dated September 16, 1986:

Documents executed/approved/accepted:

- 1) Final Plat: Pier Point Subdivision
- 2) Improvements Agreement: N.H.J. Associates, Inc. (\$11,010.56)
- 3) Performance bond \$11,010.56: L/C No. 31169 NCNB National Bank

#### 1986-87 PLAN AMENDMENT SCHEDULE

Motion was made by Mrs. Glass to adopt the proposed schedule for consideration of amendments to The Manatee Plan for the 1986 and 1987 calendar years (outlined in memorandum dated October 9, 1986 from the Planning Director) and to rescind previous schedule adopted March 13, 1986. Motion was seconded by Mr. Chetlain and carried unanimously.

#### LAND DEVELOPMENT CODE AMENDMENTS SCHEDULE

Rosemarie Fallon submitted a proposed schedule for consideration of Land Development Code Amendments, outlined in memorandum dated October 9, 1986 from the Planning Director.

Mrs. Glass moved to approve the schedule as recommended by staff. Motion was seconded by Mrs. Hooper and carried unanimously.

#### Z-86-96 VITALIE & HORN - COUNTY INITIATED REZONE

Various correspondence was submitted requesting that the court-ordered public hearing relating to County initiated rezone Z-86-96 (Vitalie & Horn/from Single AB Family to R2 Duplex) be held in the evening.

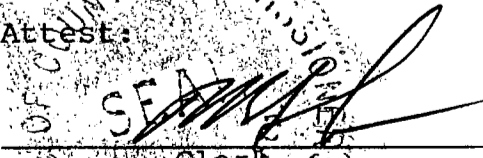
Motion was made by Mrs. Glass, seconded by Mr. Chetlain and carried unanimously, to enter the letters into the record.

The Chairman requested staff be directed to schedule the hearing during the week of November 17, 1986, after 5:00 p.m. Mrs. Hooper so moved. Motion was seconded by Mrs. Glass and carried unanimously.

#### MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest:

  
Clerk  
Adj: 08:42 P.M.

APPROVED:

  
Chairman 10/16/87