

NOVEMBER 19, 1986

The Board of County Commissioners, Manatee County, Florida, met in SPECIAL SESSION in the Courthouse, Bradenton, Florida, Wednesday, November 19, 1986, at 6:38 p.m.

Present were Commissioners:

Westwood H. Fletcher, Jr., Chairman
Edward W. Chance, Vice-Chairman
Kent G. Chetlain
Patricia M. Glass
James J. McGrath

Also present were:

Barbara Levin and Mark Barnebey, Assistant County Attorneys,
representing H. Hamilton Rice, Jr., County Attorney
Richard H. Ashley, Chief Deputy Clerk, representing
R. B. Shore, Clerk of Circuit Court

Representatives of the various news media were present.

Invocation by Commissioner Edward W. Chance.

The meeting was called to order by Chairman Fletcher.

All witnesses/staff giving testimony were duly sworn.

ZONING - COUNTY INITIATED

Z-86-96 VITALE & HORN - REZONE TO R-2 (CONTINUED)

Request: Rezone from R-1AB to R-2 5.53 acres on the south side of 57th Ave E, approximately 150 feet east of 12th St E. Planning Commission recommended APPROVAL.

Public hearing (notice in The Bradenton Herald 10/31/86) was opened for the purpose of considering

Z-86-96: 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-1AB TO R-2; PROVIDING AN EFFECTIVE DATE.

Barbara Levin, Assistant County Attorney, read and submitted a Joint Stipulation for Settlement, Ralph Vitale and Joe Horn vs. The County of Manatee, Florida (Case No. CA-84-1185), which states "the Defendant (County) will hold a public hearing to consider a petition to rezone the Plaintiffs' (Vitale & Horn) real property to a less restrictive zoning classification than the present R-1AB district" and "that such lesser restrictive zoning classification shall be either Two Family District (R-2) or the Single Family Townhouse District (R-1T)".

Discussion: Requesting the Judge visit the property; presenting further evidence/testimony, etc.

Alan Prather, Attorney, made a presentation on behalf of Mr. Vitale and Mr. Horn.

Tina Mackley spoke in opposition to the request. She submitted a petition with 250 signatures of people opposed to the rezone.

Motion was made by Mrs. Glass, and seconded by Mr. Chetlain, to accept the petition and letters from Katherine LeMaster, Mr. and Mrs. T. McNamara, Tina Mackley, and Mrs. A. Nebel. Motion carried unanimously.

Ms. Mackley also submitted pictures showing problems with existing duplexes in the area, drainage, traffic, etc. She stated the residents would accept single-family homes in the area, however, are opposed to additional rental units being constructed in the area.

(Depart Mr. McGrath)

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Cont'd

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

Tom Mims also spoke in opposition to the request and pointed out problems with the traffic and drainage in the area.

Recess/reconvene. All members present except Mr. McGrath.

Others speaking in opposition to the request were Carol Perano and Ralph Morley.

Ms. Levin advised that during the recess an alternate solution to the lawsuit/rezone was proposed and requested continuing this public hearing to allow the County Attorney's office to meet with the Attorney for the Plaintiffs to try to resolve the matter.

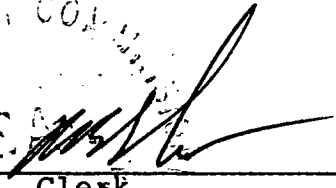
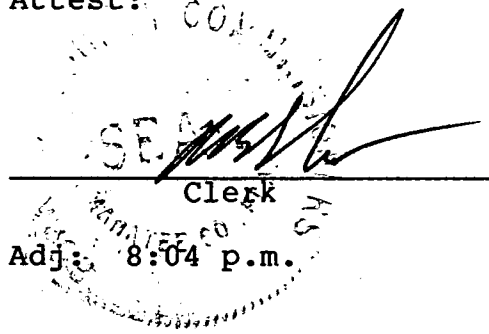
Motion was made by Mrs. Glass, and seconded by Mr. Chetlain, to continue this public hearing to December 16, 1986, at 6:00 p.m. Motion carried unanimously.

MEETING ADJOURNED

There being no further business, the meeting was adjourned.

Attest:

APPROVED:


 Clerk

 Adj. 8:04 p.m.


 Chairman 1/27/87