

ORDINANCE 85-36

Ordinance Amending the Manatee County Comprehensive Zoning and Land Development Code

WHEREAS, the Manatee County Comprehensive Plan and the Manatee County Comprehensive Zoning and Land Development Code require periodic review of land development regulations to ensure their currency and appropriateness, and;

WHEREAS, the Manatee County Board of County Commissioners deems it necessary to make an amendment to the Manatee County Comprehensive Zoning and Land Development Code to promote orderly development in accordance with The Manatee Plan.

WHEREAS, The Board of County Commissioners has received and considered the report of the Manatee County Planning Commission concerning the application for Ordinance Amending the Manatee County Comprehensive Zoning and Land Development Code.

WHEREAS, The said Board of County Commissioners held a Public Hearing on November 21, 1985 regarding said proposed Ordinance Amending the Manatee County Comprehensive Zoning and Land Development Code, and has further considered the information received at said Public Hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE MANATEE COUNTY BOARD OF COUNTY COMMISSIONERS THAT:

1. Amend Article 7 (Definition) by adding a new term "Asphalt Processing or Manufacturing," to read as follows:

"ASPHALT PROCESSING OR MANUFACTURING means a plant utilizing sand, stone, shell, recycled asphalt or other materials, plus petroleum products, to produce asphalt to be used in roadway and other paving."

2. Amend Section 205A.11 (Conditional Earthmoving Uses) by adding a new Sub-section k, to read as follows:

"k. Asphalt Processing or Manufacturing in conjunction with Major Earthmoving of Sand and Shell
See Section 203A2b(4)(b)."

3. Amend Section 203A2b(4) by adding a new Sub-section (b), to read as follows:

"(b) Asphalt processing or manufacture in conjunction with major earthmoving of sand and shell, provided such processing or manufacturing facilities are located at least ½ mile from any residence or platted residential subdivision when installed; provided that sand and shell processing facilities are present on the site; and further provided that no noise, dust or fumes from such operation are discernible at or beyond the lot line and that the operation meets the air-pollution standards of the Manatee County Pollution Control Division. Upon installation of such plant, the developer shall submit to the Director a Certificate of Compliance, signed and sealed by a Professional Engineer registered in the State of Florida, certifying that the installation meets all the above-stated performance standards. Similar Certificates shall thereafter be submitted at yearly intervals, while the plant is in operation."

FILED FOR...
DEC 20 1985

"3" Zoning/Land Dev. Code

EFFECTIVE DATE. This Ordinance shall take effect immediately upon the receipt of the official acknowledgement from the Office of the Secretary of State, State of Florida, that same has been filed with that office.

PASSED AND DULY ADOPTED, by the Board of County Commissioners of Manatee County, Florida this 21st day of November, 1985.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

BY: Edward W. Chancia
Chairman

ATTEST: R. B. SHORE
CLERK OF THE CIRCUIT COURT
BY: Richard H. Ashley
RICHARD H. ASHLEY, CHIEF DEPUTY CLERK

STATE OF FLORIDA

COUNTY OF MANATEE

I, R. B. Shore, Clerk of Circuit Court, in and for the County of Manatee, State of Florida, do hereby certify that the foregoing is a true copy of an ORDINANCE adopted by the Board of County Commissioners of said County in session on the 21st day of November, 1985.

SUBJECT:

ORDINANCE 85-36 ORDINANCE AMENDING THE MANATEE COUNTY
COMPREHENSIVE ZONING AND LAND DEVELOPMENT CODE

WITNESS My Hand and Official Seal this the 9th day of December, 1985,
in Bradenton, Florida.

R. B. Shore, Clerk of Circuit Court
Manatee County, Florida

BY: Richard H. Ashley
RICHARD H. ASHLEY, CHIEF DEPUTY CLERK



FLORIDA DEPARTMENT OF STATE
George Firestone
Secretary of State

FILE
905 DEC 23 11 2 21

December 17, 1985

Richard H. Ashley
Chief Deputy Clerk
Manatee County Courthouse
P.O. Box 1000
Bradenton, FL 33506

Dear Sir:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge:

1. Receipt of your letter/s of December 9, 1985.
and certified copy/ies of Manatee
County Ordinances No. 85-36
2. Receipt of _____ County Ordinance/s
relative to:
(a) _____
which we have numbered _____
(b) _____
which we have numbered _____
3. We have filed this/these Ordinance/s in this office
on December 16, _____ 1985.
4. The original/duplicate copy/ies showing the filing date
is/are being returned for your records.

Cordially,

(Mrs.) Liz Cloud, Chief
Bureau of Administrative Code

LC/

Enclosure

336