

R-13-058

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, PROVIDING FOR THE APPOINTMENT OF A COUNTY HEARING OFFICER PURSUANT TO THE REQUIREMENTS OF SECTION 2-2-109 OF THE MANATEE COUNTY CODE AND SECTION 304, LAND DEVELOPMENT CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 2-2-109(a) of the Manatee County Code provides for the appointment of Hearing Officers by the Board of County Commissioners; and

WHEREAS, specifically, Section 304, Land Development Code, provides for the appointment of qualified Hearing Officers by the Board for hearing certain quasi-judicial land use matters, including applications for special permits, variances and other types of development orders; and

WHEREAS, on September 25, 2012, the Board of County Commissioners adopted a list of individuals to serve as appointed Hearing Officers for the County and such individuals are either unavailable or have a conflict of interest such that they cannot hear one or more pending land use matters for which the need to appoint a Hearing Officer is imminent; and

WHEREAS, the County Attorney's Office has solicited resumes and letters of qualification for Hearing Officer positions with the screening and interview process ongoing at this time; and

WHEREAS, due to the immediate need for a Hearing Officer, qualified in land use matters, the County Attorney's Office is recommending the appointment of the individual listed in Exhibit A, a copy attached hereto and made a part hereof by reference to serve as a Hearing Officer for land use matters pursuant to Section 2-2-109, Manatee County Code and Section 304, Land Development Code.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Manatee County, Florida:

Section 1. The attorney admitted to the Florida Bar identified in Exhibit A, a copy attached hereto, is hereby approved to act as an Hearing Officer for Manatee County, Florida and to conduct administrative hearings and issue recommended or final administrative orders of the County where authorized, in accordance with the duties and powers granted to such officers under Section 2-2-107, et seq., of the Manatee County Code as further described for land use matters in Section 304, Land Development Code.

Section 2. Nothing in this resolution shall preclude the Board of County Commissioners from appointing additional Hearing Officers or removing Hearing Officers as deemed necessary.

Section 3. Resolution No. R-12-200 remains in full force and effect as this Resolution is supplemental thereto.

Section 4. This resolution shall become effective immediately upon adoption.

PASSED AND DULY ADOPTED with a quorum present and voting this 26 day of MARCH, 2013.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

By: Larry Bustle
Larry Bustle, Chairman

ATTEST: R. B. SHORE
Clerk of the Circuit Court

By: Wabi Jessner
Deputy Clerk



MANATEE COUNTY HEARING OFFICER
FOR LAND USE MATTERS
PURSUANT TO SECTION 304, LDC

APPOINTED HEARING OFFICER	CONTACT INFORMATION	HOURLY RATE
Meg A. Wittmer Wittmer & Linehan, PLLC	941-365-2296 mawittmer1@me.com	\$150