

FILED FOR RECORD
R. B. SHORE

2006 FEB 13 PM 12:29

**MANATEE COUNTY ZONING ORDINANCE
Z-04-13 – WOODRUFF / LB & D PROPERTIES**

CLERK OF THE COURT
MANATEE CO. FLORIDA

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, REGARDING LAND DEVELOPMENT, AMENDING THE OFFICIAL ZONING ATLAS OF MANATEE COUNTY (ORDINANCE NO. 90-01, THE MANATEE COUNTY LAND DEVELOPMENT CODE), RELATING TO ZONING WITHIN THE UNINCORPORATED AREA OF MANATEE COUNTY; PROVIDING FOR THE REZONING OF APPROXIMATELY 5 ACRES AT 6412³³rd STREET EAST FROM A-1 (SUBURBAN AGRICULTURE, 1 DWELLING UNIT PER ACRE) ZONING DISTRICT TO THE LM (LIGHT MANUFACTURING) ZONING DISTRICT; SETTING FORTH FINDINGS; PROVIDING A LEGAL DESCRIPTION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, L. B. & D. Properties (the "Applicant") has filed a rezone application to rezone approximately 5 acres described in Exhibit "A", attached hereto, (the "Property") from the A-1 (Suburban Agriculture, 1 dwelling unit per acre) zoning district to the LM (Light Manufacturing) zoning district; and

WHEREAS, the Planning Staff recommends approval of the rezone, as described in the Planning Staff report; and,

WHEREAS, the Manatee County Planning Commission, after due public notice, held a public hearing on January 12, 2006 to consider the rezone, received the Planning staff recommendation and considered the criteria for approval in the Manatee County Comprehensive Plan and the Land Development Code; and,

WHEREAS, the Manatee County Planning Commission, as the County's Local Planning Agency, found the rezone consistent with the Manatee County Comprehensive Plan and to satisfy the criteria for approval in the Manatee County Land Development Code and recommended approval of the applications.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA:

Section 1. FINDINGS OF FACT. The recitals set forth above are true and correct and are hereby adopted as findings by the Board of County Commissioners. The Board of County Commissioners, after considering the testimony, evidence, documentation, application for amendment of the Official Zoning Atlas, the recommendation and findings of the Planning Commission, as well as all other matters presented to the Board at the public hearing hereinafter referenced, hereby makes the following findings of fact:

A. The Board of County Commissioners has received and considered the report of the Manatee County Planning Commission concerning the application for Official Zoning Atlas Amendment as it relates to the real property described in Exhibit "A" of this Ordinance from the A-1 (Suburban Agriculture, 1 dwelling unit per acre) zoning district to the LM (Light Manufacturing) zoning district.

B. The Board of County Commissioners held a public hearing on February 2, 2006 regarding the proposed Official Zoning Atlas Amendment described herein in accordance with the requirements of

Manatee County Ordinance No. 90-01 (the Manatee County Land Development Code), and has further considered the information received at the public hearing.

C. The amendment to the Official Zoning Atlas regarding the property described in Exhibit "A" herein is found to be consistent with the requirements of Manatee County Ordinance No. 89-01 (the 2020 Manatee County Comprehensive Plan).

Section 2. AMENDMENT OF THE OFFICIAL ZONING ATLAS. The Official Zoning Atlas of Manatee County, Ordinance No. 90-01 (the Manatee County Land Development Code), is hereby amended by changing the zoning district classification of the property described in Exhibit "A", incorporated by reference herein, from the A-1 (Suburban Agriculture, 1 dwelling unit per acre) zoning district to the LM (Light Manufacturing) zoning district, and the Clerk of the Circuit Court, as Clerk to the Board of County Commissioners, as well as the Planning Department, are hereby instructed to cause such amendment to the Official Zoning Atlas.

Section 3. SEVERABILITY. If any section, sentence, clause, or other provision of this Ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining sections, sentences, clauses, or provisions of this Ordinance.

Section 4. EFFECTIVE DATE. This ordinance shall take effect immediately upon filing with the Office of the Secretary of State, Florida Department of State.

PASSED AND DULY ADOPTED, by the Board of County Commissioners of Manatee County, Florida on the 2nd day of February, 2006.

**BY: BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA**


Chairman

ATTEST:

R. B. SHORE

Clerk of the Circuit Court



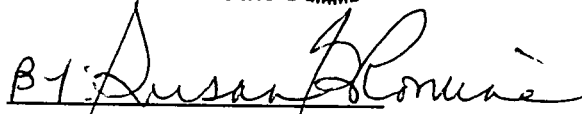

Deputy Clerk

EXHIBIT "A"

LEGAL DESCRIPTION.

THE W 170 FT OF LOT 5 BLK 20 ONECO PARK (NOW VACATED PER R-88-47-V) DESC IN OR 1215 P 2935 PRMCF PI#18756.0000/7

W ½ OF LOTS 1 & 3, LOTS 5, 7 & 8 BLK 19; LOTS 1,2,3, & 4 LESS LAND AS DESC IN OR 1189 P 2097, LOT 5 LESS THE W 170 FT, LOTS 6 & 8 BLK 20; LOTS 2, 4, 6, & 8 BLK 21; LOTS 1, 2, 3, 4, 5, 6, 7, & 8 LESS RR R/W OFF THE W, BLK 22 ONECO PARK (THIS PORTION NOW VACATED PER R-88-47-V) TOGETHER WITH VAC STREETS & ALLEYS LYING WITHIN THE ABOVE AS DESC IN OR 1215 P 2935 PRMCF. LESS THE W1/2 OF VACATED 30TH ST LYING E OF AND ADJACENT TO LOTS 1 & 3 BLK 19. LESS THAT PART FOR WOODRUFF INDUSTRIAL PARK PH I DESC AS FOLLOWS: A TRACT OF LAND IN SEC 20, LYING IN BLKS 19 AND 20 OF ONECO PARK SUBD REC IN PB 1 P 217 PRMCF, DESC AS THE FOLLOWING TWO PARCELS: BEG AT THE SW COR OF LOT 8 BLK 20 OF AFORESAID ONECO PARK SUBD; TH N 00 DEG 36 MIN 47 SEC E ALG THE W LN OF SD BLK 20 A DIST OF 649.55 FT; TH N 89 DEG 28 MIN 15 SEC W A DIST OF 30 FT TO THE SE COR OF LOT 3 BLK 19 OF AFORESAID ONECO PARK SUBD; TH N 00 DEG 36 MIN 47 SEC E ALG THE E LN OF SD BLK 19 A DIST OF 634.53 FT TO THE SLY MAINTAINED R/W/L OF 63RD AVE E; TH S 89 DEG 28 MIN 24 SEC E ALG SD R/W/L A DIST OF 377.71 FT TO THE W LN OF THE PARCEL OF LAND AS DESC IN OR 1189 P 2097 PRMCF; TH ALG THE BOUNDARY OF SD PARCEL THE FOLLOWING TWO COURSES; S 00 DEG 36 MIN 27 SEC W A DIST OF 634.62 FT; TH S 89 DEG 27 MIN 39 SEC E A DIST OF 313.96 FT TO THE NW COR OF LOT 5 BLK 20 OF SD ONECO PARK SUB; TH S 00 DEG 28 MIN 55 SEC W A DIST OF 649.68 FT TO THE SW COR OF LOT 7 OF SD BLK 20; TH N 89 DEG 26 MIN 55 SEC W A DIST OF 663.23 FT TO THE POB. TOGETHER WITH AND INCLUDING THE FOLLOWING DESC PARCEL: FROM THE NW COR OF LOT 5 BLK 20 OF SD ONECO PARK SUBD, RUN S 89 DEG 27 MIN 39 SEC E ALG THE N LN OF SD LOT 5 A DIST OF 311.04 FT TO THE SELY MOST COR OF THE PARCEL OF LAND AS DESC IN OR 1189 P 2097 PRMCF FOR THE POB; TH N 00 DEG 36 MIN 27 SEC E ALG THE E LN OF SD PARCEL A DIST OF 634.76 FT TO THE SLY MAINTAINED R/W/L OF 63RD AVE E; TH S 89 DEG 28 MIN 24 SEC E ALG SD R/W/L A DIST OF 317.86 FT TO THE WLY MAINTAINED R/W/L OF 33RD ST E; TH S 00 DEG 21 MIN 04 SEC W ALG SD R/W/L A DIST OF 634.83 FT TO THE N LN OF SD LOT 5; TH N 89 DEG 27 MIN 39 SEC W A DIST OF 320.70 FT TO THE POB; LESS: BEG AT THE SW COR OF LOT 8 BLK 20 ONECO PARK SUB AS REC IN PB 1 P 217; TH N 89 DEG 26 MIN 55 SEC W ALG THE N R/W LINE OF 65TH AVE E A DIST OF 290 FT; TH N 00 DEG 36 MIN 47 SEC E A DIST OF 405 FT; TH S 89 DEG 26 MIN 55 SEC E A DIST OF 290 FT TO THE W LINE OF LOT 6 BLK 20 OF SD ONECO PARK SUB; TH S 00 DEG 36 MIN 47 SEC W ALG THE W LINE OF SD LOT 6 & SD LOT 8 A DIST OF 405 FT TO THE POB (SURVEY PARCEL 1) PI#18759.0010/0



STATE OF FLORIDA, COUNTY OF MANATEE
This is to certify that the foregoing is a true and correct copy of the documents on file in my office.

Witness my hand and official seal this 3rd day of

February, 2006.

R.B. SHORE
Clerk of Circuit Court

By: Diane E. Vollmer

FILED
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R. B. SHORE

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OFFICE OF THE
CLERK OF THE CIRCUIT COURT



FLORIDA DEPARTMENT OF STATE
Sue M. Cobb
Secretary of State
DIVISION OF LIBRARY AND INFORMATION SERVICES

February 8, 2006

Honorable R. B. "Chips" Shore
Clerk of Circuit Court
Manatee County
Post Office Box 25400
Bradenton, Florida 34206

Attention: Diane E. Vollmer, Deputy Clerk

Dear Mr. Shore:

RECEIVED

FEB 13 2006

BOARD RECORDS

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated February 3, 2006 and certified copies of Manatee County Ordinance Nos. PDR-04-53(Z)(P), Z-04-13, PDC-04-10(P) and PDO-05-16(Z)(P), which were filed in this office on February 6, 2006.

As requested, the date stamped copies are being returned for your records.

Sincerely,

A handwritten signature in cursive script that reads "Liz Cloud".

Liz Cloud
Program Administrator

LC/mp

Enclosures