

MANATEE COUNTY ORDINANCE NO. Z-86-23
OPAL TAYLOR

FILED FOR RECORDING
86 FEB 19 AM 11 03
CLERK OF CIRCUIT COURT
MANATEE COUNTY
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-2 (ONE AND TWO FAMILY RESIDENTIAL DISTRICT, 8.5 DU/ACRE) AND R-1AB (ONE FAMILY RESIDENTIAL DISTRICT, 5.3 DU/ACRE) TO PR (PROFESSIONAL OFFICE DISTRICT).

SECRETARY OF STATE
FEB 19 3 21 PM '86
11717

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

Section 1. FINDINGS OF FACT The Board of County Commissioners of said County, after considering the testimony, evidence, documentation, application for amendment of the Official Zoning Atlas, the recommendation and findings of the Planning Commission of said County as well as all other matters presented to said 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 Section 3 of this Ordinance from R-2 (One and Two Family Residential District, 8.5 du/acre) and R-1AB (One Family Residential District, 5.3 du/acre) to PR (Professional Office District).

B. The said Board of County Commissioners held a Public Hearing on January 30, 1986, regarding said proposed Official Zoning Atlas Amendment described herein in accordance with the requirements of Manatee County Ordinance No. 81-4, THE MANATEE COUNTY COMPREHENSIVE ZONING AND LAND DEVELOPMENT CODE and has further considered the information received at said Public Hearing.

C. The proposed amendment to the Official Zoning Atlas regarding the property described in Section 3 herein is found to be consistent with the requirements of Manatee County Ordinance No. 80-4, THE MANATEE PLAN.

Section 2. AMENDMENT OF OFFICIAL ZONING ATLAS The official Zoning Atlas of Manatee County Ordinance No. 81-4, THE MANATEE COUNTY COMPREHENSIVE ZONING AND LAND DEVELOPMENT CODE is hereby amended by changing the zoning district classification of the property identified in Section 3 herein from R-2 (One and Two Family Residential District, 8.5 du/acre) and R-1AB (One Family Residential District, 5.3 du/acre) to PR (Professional Office District) and the Clerk of the Circuit Court, as Clerk to the Board of County Commissioners, as well as the Planning and Development Department are hereby instructed to cause such amendment to the said Official Zoning Atlas.

Section 3. Legal Description:

Begin 60 feet South of the N.E. corner of Section 15, Township 35 South of Range 17 East, and run thence West along the South line of road right-of-way a distance of 2310 feet; thence run South parallel to the East line of 26th Street a distance of 517 feet for Point of Beginning; thence continue in the same direction a distance of 138.895 feet; thence West a distance of 311.12 feet more or less to the East line of 26th Street; thence North along the East line of 26th Street a distance of 139.405 feet; thence East parallel to the South line of the property hereby conveyed a distance of 311.12 feet more or less to Point of Beginning, said property lying and being in Manatee County, Florida.

Section 4. EFFECTIVE DATE This ordinance shall take effect immediately upon the receipt of the official acknowledgment 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 the 30th of January, 1986.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

BY: *Richard H. Hatcher*
Chairman 1/30/86

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

Richard H. Hatcher
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 30th day of January, 1986.

SUBJECT: ORDINANCE Z-86-23
OPAL TAYLOR

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-2 (ONE AND TWO FAMILY RESIDENTIAL DISTRICT, 8.5 DU/ACRE) AND R-1AB (ONE FAMILY RESIDENTIAL DISTRICT, 5.3 DU/ACRE) TO PR (PROFESSIONAL OFFICE DISTRICT; PROVIDING AN EFFECTIVE DATE.

WITNESS My Hand and Official Seal this the 6th day of February, 1986, in Bradenton, Florida.


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





102 MANATEE AVE. WEST, P.O. BOX 921
BRADENTON, FLORIDA 33506
TELEPHONE (813) 748-0411

PUBLISHED DAILY
BRADENTON, MANATEE COUNTY, FLORIDA

STATE OF FLORIDA
COUNTY OF MANATEE:

Before the undersigned authority personally appeared Sandy Riley, who on oath says that she is the Legal Advertising Clerk and the official representative of the Publisher of The Bradenton Herald, a daily newspaper published at Bradenton in Manatee County, Florida, with the express, limited authority to execute this affidavit for the purpose of establishing proof of publication of the public or legal notice and advertisement in the form attached hereto; that the attached copy of advertisement, being a legal advertisement in the matter of

Public Hearing- Z 86-2

_____ in the _____ Court,
was published in said newspaper in the issues of _____
1/10/86

Affiant further says that the said The Bradenton Herald is a newspaper published at Bradenton, in said Manatee County, Florida, and that the said newspaper has heretofore been continuously published in said Bradenton, Manatee County, Florida, each day and has been entered as second class mail matter at the post office in Bradenton, in said Manatee County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and the affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sandy Riley

Sworn to and subscribed before me this

13th day of January

A.D. 19 86

Lois Tucker

(SEAL) Notary Public

Notary Public, State of Florida at Large
My Commission Expires May 30, 1987

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that the Board of County Commissioners of Manatee County will conduct a Public Hearing on Thursday, JAN 30, 1986, at 9:00 A.M. in the Chambers of the Board of County Commissioners in the Manatee County Courthouse at Bradenton, Florida, to consider and act upon the following Matters:

Z-86-2—Request for a rezone from A (General Agriculture) to A-1 (Suburban Agriculture) on the S. side of Upper Manatee River Rd., 2 +/- mi. NE of S.R. 64 (900 +/- ac.).

Z-86-21—Request for a rezone from M-2 (Heavy Industrial District) to M-1 (Light Industrial District) on the NE corner of 63rd Avenue E. and 21st Street E. (4.3 +/- ac.)

Z-86-22—Request for a Rezone from R-2 (One and Two Family Residential District, 8.5 du/acre) and R-3B (Multi-family Residential, 16 du/acre) to C-1 (General Commercial District) on the north side of Cortez Road between 71st Street West and 75th Street West (16.3 +/- ac.)

Z-86-23—Request for a Rezone from R-2 (One and Two Family Residential, 8.5 du/acre) and R-1AB (One Family Residential District, 5.3 du/acre) to PR (Professional Office District) on the east side of 26th Street West, 400 feet south of 53rd Avenue West (1.4 +/- ac.)

SP-86-2—Request for a special permit to allow a mobile home as a residence on the W. side of Verna Bethany Rd. (2 +/- mi. S. of S. R. 64), (Part of Tracts 53 through 56, Waterbury Grapefruit Tract). Current zoning: A/WP/ST (General Agriculture/Watershed Protection Overlay/Special Treatment Overlay) (25 +/- ac.).

SP-85-117—Request for a Special Permit to allow gasoline pumps in conjunction with associated retail sales on the southwest corner of U.S. Highway 301 and 63rd Avenue East. Current Zoning: C-1 (General Commercial District) (1.03 +/- ac.)

SP-86-13—Request: for a special permit to allow a mobile home: as a residence on the W. side of Jim Davis Rd. 3/4 +/- mile S. of S. R. 675 (30 +/- ac.). Current Zoning: A (General Agriculture)

SP-86-19—Request for a Special Permit to allow the extension of an existing boat dock on the west side of 71st Street North West, 325 +/- feet north of 17th Avenue North West. Current Zoning: R-1A (One Family Residential District) (+/- ac.)

SP-86-21—Request for a Special Permit to allow a mobile home in addition to a residence on the south side of private street PS-86-4, 1300 +/- feet west of Verna Bethany Road (Tract 47, Waterbury Grapefruit Tracts). Current Zoning: A/WP/ST (General Agriculture/Watershed Protection Overlay/Special Treatment Overlay) (10 +/- ac.)

SP-86-22—Request for a Special Permit to allow the expansion of a light manufacturing use (patio furniture) on the west side of U.S. Highway 301, 320 +/- feet south of 61st Avenue East. Current Zoning: C-2 (Heavy Commercial District) (5 +/- ac.)

SP-86-23—Approval of a special permit to allow mobile home as a residence. Located on the Eastside of Brendle Rd. 1600 +/- ft. N. of Singletary Road. Current zoning: A/1, (Suburban agricultural) 5 +/- acres.

SP-86-24—Request for a Special Permit to allow a mobile home as a residence on the east side of private road 83-3, 350 +/- feet north of L&J Road (Tracts 26 and 27, Waterbury Grapefruit Tracts) Current Zoning: A/WP/ST (General Agricultural/Watershed Protection Overlay/Special Treatment) (20 +/- ac.)

SP-86-25—Request for a Special Permit to allow a day care center for 50 children on the south side of 30th Avenue West, 950 +/- feet west of U.S. Highway 41 (14th Street West) Current Zoning: R-2 (One and Two Family Residential District) (5 +/- ac.)

SP-86-26—Request for a Special Permit to allow gasoline pumps in conjunction with associated retail sales at the northeast corner of U.S. Highway 301 (15th Street East) and Tallevast Road. Current Zoning: C-2 (Heavy Commercial District) (.61 +/- ac.)

SP-86-27—Request for a Special Permit to allow vehicle sales on the north side of Cortez Road West, 450 +/- feet west of 26th Street West. Current zoning: C-1 (General Commercial District) (.22 +/- ac.)

SP-86-28—Request for a Special Permit to allow a day care center for 60 children at the Tillman Elementary School on the southwest corner of Canal Road and 26th Street East, Palmetto. Current Zoning: R-1AB (One Family Residential District)

All interested parties are invited to appear at this Hearing and be heard. Additionally, any written comments filed with the Planning Com-

publication of the public hearing, that the attached copy of advertisement, being a legal advertisement in the matter of Public Hearing- Z 86-2

_____ in the _____ Court,
was published in said newspaper in the issues of _____
1/10/86

Affiant further says that the said The Bradenton Herald is a newspaper published at Bradenton, in said Manatee County, Florida, and that the said newspaper has heretofore been continuously published in said Bradenton, Manatee County, Florida, each day and has been entered as second class mail matter at the post office in Bradenton, in said Manatee County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and the affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sandy Riley

Sworn to and subscribed before me this

13th day of January

A.D. 1986

Louise Tucker

(SEAL) Notary Public

Notary Public, State of Florida at Large

My Commission Expires May 30, 1987

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All interested parties are invited to appear at this Hearing and be heard. Additionally, any written comments filed with the Planning Commission or the Planning and Development Department will be heard and considered by the Board of County Commissioners.

Interested parties may examine the Official Zoning Atlas, the application and related documents and may obtain assistance regarding this matter from the Manatee County Planning and Development Department, 212 - 6th Avenue East, Bradenton, Florida.

According to Florida Statutes, Section 286.0105, any person desiring to appeal any decision made by the Board of County Commissioners with respect to any matter considered at said Public Hearing will need a record of the proceedings, and for such purposes he may need to ensure that a verbatim record of the proceedings made, which includes the testimony and evidence upon which the appeal is to be based.

SAID HEARING MAY BE CONTINUED FROM TIME TO TIME PENDING ADJOURNMENTS.

Manatee County Board
of County Commissioners
Manatee County Planning &
Development Dept.
Manatee County, Florida

1/10/86

MANATEE COUNTY
PLANNING & DEVELOPMENT DEPT.

AFFIDAVIT OF POSTING OF PUBLIC NOTICE SIGN, AND
NOTIFICATION BY MAIL TO CONTIGUOUS PROPERTY OWNERS

STATE OF FLORIDA
COUNTY OF MANATEE

RECEIVED

BEFORE ME, the undersigned authority, personally appeared J. Eugene Gibson, Esquire, who, after having been first duly sworn and put upon oath, says as follows:

1. That he is the Attorney for Owner (owner, agent for owner), attorney in fact for owner, etc.) of the property identified in the application for Official Zoning Atlas Amendment No. 2-86-23, to be heard on January 30, 1986 and as such, is authorized to execute and make this Affidavit and is familiar with the matters set forth herein and they are true to the best of his knowledge, information and belief.

2. That the Affiant has caused the required public notice sign to be posted pursuant to Manatee County Ordinance No. 81-4 on the property identified in said application and said sign was conspicuously posted 10 feet from the front property line on the 10th day of January, 1986.

3. That the Affiant has caused the mailing of the required letter of notification to contiguous property owners pursuant to Manatee County Ordinance 81-4, by 1st Class Mail, on the 10th day of January, 1986, and attaches hereto as part of and incorporated herein, copies of said letters of notification.

4. That Affiant is aware of and understands that failure to adhere to the provisions of Manatee County Ordinance No. 81-4 as it relates to the above matters may cause the above-identified application and any public hearing held thereon to be ineffective and a nullity.

FURTHER YOUR AFFIANT SAITH NOT.

Sworn to and subscribed before me this

13th day of January, 1986

Rose Ann Shuck
Notary Public, State of Florida at Large

My Commission Expires:

Notary Public, State of Florida at Large
My Commission Expires Feb. 13, 1988



FLORIDA DEPARTMENT OF STATE

George Firestone
Secretary of State

FILED FOR RECORD

'86 FEB 18 AM 11 09

February 14, 1986

Honorable Richard B. "Chips" Shore
Clerk of Circuit Court
Manatee County Courthouse
Post Office Box 1000
Bradenton, Florida 33506

CLERK CIRCUIT COURT
MANATEE CO. FLORIDA

Dear Mr. Shore:

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

1. Receipt of letter/s of February 6, 1986
and certified copy/ies of Manatee
County Ordinance(s) 86-21(Z), 86-22(Z) and
86-23(Z)
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 February 13, _____ 1986.
4. The ~~original~~/duplicate copy/ies showing the filing
~~is~~/are being returned for your records.

Cordially,

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

LC/ mb

Enclosures (3)