

MANATEE COUNTY ORDINANCE NO. Z-86-28
MARGIE PEACE, ROBERT & SHIRLEY
WYATT AND MARY BUNDY

FILED FOR RECORD

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MANATEE COUNTY

CLERK OF CIRCUIT COURT

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 A-1 (SUBURBAN AGRICULTURE DISTRICT, 1 DU/ACRE) TO R-1AB (ONE FAMILY RESIDENTIAL, 5.3 DU/ACRE); PROVIDING AN EFFECTIVE DATE.

SECRETARY OF STATE

MAR 6 1 35 PM '86

FILED

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 A-1 (Suburban Agriculture District, 1 du/acre) to R-1AB (One Family Residential, 5.3 du/acre).

B. The said Board of County Commissioners held a Public Hearing on February 27, 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 A-1 (Suburban Agriculture District, 1 du/acre) to R-1AB (One Family Residential, 5.3 du/acre) 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:

a) The West 105 feet of E ½ of NW ¼ of SE ¼ less 20 foot strip off the North for Road less begin at SW corner of E ½ of NW ¼ of SE ¼ of Section 7, Township 35 South, Range 18 East of Manatee County, Florida; thence East 105 feet; thence North 230 feet; thence West 105 feet; thence South 230 feet to P.O.B. Also begin 670 feet East of the SW corner NW ¼ of SW ¼; thence North 418 feet; thence West 50 feet; thence South 418 feet; thence East 50 feet to the point of beginning; less; south 25 feet for road R/W in Section 7, Township 35 South, Range 10 East of Manatee County, Florida; less; land described in O.R. Book 650 Page 150 of the Public Records of Manatee County, Florida.

2-86-28

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Also; commence at the SW corner of E $\frac{1}{2}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 7, Township 35 South, Range 18 East of Manatee County, Florida; thence run, north along the West line of said E $\frac{1}{2}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ a distance of 478 feet for a point of beginning, thence continue North along the West line of said E $\frac{1}{2}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ a distance of 208.73 feet; thence run west and parallel to South line of said NW $\frac{1}{4}$ of SE $\frac{1}{4}$ a distance of 208.72 feet, thence run, South and parallel to West line of E $\frac{1}{2}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ a distance of 208.73 feet, thence run East 208.72 feet to point of beginning.

b) Begin SE corner of SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ then N 25 ft. then W 50 ft. for P.O.B., then N 393', W 159', S 173', E 70', S 220', E 89' to P.O.B. subject to easement OR 886, PG 45, Manatee County, Florida.
Section 7, Township 35, Range 18 E.

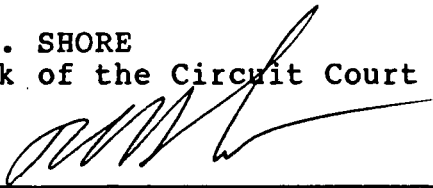
Section 4. EFFECTIVE DATE This ordinance shall take effect immediately upon the receipt of the official acknowledgment from the Office of the Secretary of State, State of Florida, that same has been filed with that office.

PASSED AND DULY ADOPTED, by the Board of County Commissioners of Manatee County, Florida this the 27th of February, 1986.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

BY: 
Chairman

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



B

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 27th day of February, 1986.

SUBJECT: Z-86-28:

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 A-1 (SUBURBAN AGRICULTURE DISTRICT, 1 DU/ACRE) TO R-1AB (ONE FAMILY RESIDENTIAL DISTRICT, 5.3 DU/ACRE); PROVIDING AN EFFECTIVE DATE.

WITNESS My Hand and Official Seal this the 28th day of February, 1986, in Bradenton, Florida.


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



The Bradenton Herald

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 86-24

_____ in the _____ Court,
was published in said newspaper in the issues of _____
2/7/86

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

10th day of February
A.D. 1986 *Jorise 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, February 27, 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-86-24—Request for rezone from A (General Agriculture District) to A-1 (Suburban Agriculture District) on the N. Side of Rutland Road 2,000 +/- feet W of Spencer-Parish Road (1 +/- Ac.)

Z-86-26—Request for a rezone from R-2 (One and Two Family Residential District) to C-1 (General Commercial District) retaining the AF (Agricultural Fringe Overlay District) on the S. side of 51st Avenue East, 100 +/- feet E. of New U.S. 301 (15.8 +/- Ac.)

Z-86-28—Request for a rezone from A-1 (Suburban Agriculture) to R-1AB (One Family Residential) on the N. side of 51st Ave. E., 1,700 +/- ft. W. of New U.S. 301. (5 +/- Ac.)

Z-86-29—Request for a rezone from R-1 (One Family Residential) to M-1 (Light Industrial) on the N. side of Memphis Rd., 1,250 +/- ft. E. of Canal Rd. (5.5 +/- Ac.)

SP-86-29—Request for a special permit to allow the expansion of a private club on the S. side of 9th Ave. W., 650 +/- ft. W. of 43rd St. W. Current Zoning: R-1C (One Family Residential) (120 +/- Ac.)

SP-86-30—Request for a Special Permit to allow a 10,965 square foot expansion of non-conforming animal shelter on the NW corner of 2nd Avenue W. and 22nd Street W., Palmetto (Academy Heights Sub.) Current zoning: R-1 (One Family Residential District) (3.67 +/- Ac.)

SE-81-1—Request for a five (5) year extension of an existing Operating Permit at the Wendel Kent Borrow Pit located E. of I-75, at University Parkway. Current Zoning: A (General Agriculture) (200 +/- Ac.)

Ordinance 85-26—Notice of Intent to Consider an Amendment to Ordinance 81-4. An Amendment of Section 203G.4(a) of Ordinance 81-4, the Manatee County Comprehensive Zoning and Land Development Code, to require private emergency shelters for new mobile home and recreational vehicle parks of greater than twenty-five (25) lots, including a minimum floor area, a minimum floor elevation, emergency lighting and minimum storm shutter standards for said shelters.

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

2/7/86

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

STATE OF FLORIDA
COUNTY OF MANATEE

BEFORE ME, the undersigned authority, personally appeared JAMES T. FARR, who, after having been first duly sworn and put upon oath, says as follows:

1. That he is the AGENT (owner, agent for owner), attorney in fact for owner, etc.) of the property identified in the application for Official Zoning Atlas Amendment No. 2-86-28, to be heard on February 27, 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 said application and said sign was conspicuously posted 6 feet from the front property line on the 6th day of February, 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 6th day of February, 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.
6th day of February, 1986

[Signature]
Notary Public State of Florida at Large

My Commission Expires: SEP 27, 1986

[Signature: James T. Farr]

MANATEE COUNTY
PLANNING & DEVELOPMENT DEPT.

FEB 7 1986

RECEIVED



FLORIDA DEPARTMENT OF STATE

George Firestone
Secretary of State

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March 6, 1986

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

R.D. SHORE
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 28, 1986
and certified copy/ies of Manatee
County Ordinance(s) 85-26 and Zoning Ords. 86-2(Z)
86-24(Z), 86-28(Z) and 86-29(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 March 6, _____ 1986
one each
4. The original/duplicate copy/ies showing the filing date
~~is~~/are being returned for your records.

Cordially,

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

LC/ mb

Enclosures (5)

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