

MANATEE COUNTY ORDINANCE NO. Z-86-43
JUNG S. LUCK

FILED FOR RECORD

86 JUL 22 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, 1 DU/ACRE) TO C-1 (GENERAL COMMERCIAL), RETAINING THE AF (AGRICULTURAL FRINGE OVERLAY DISTRICT); PROVIDING AN EFFECTIVE DATE.

R.B. 1
CLERK CIRCUIT
MANATEE COUNTY

SECRETARY OF STATE

JUL 16 2 50 PM '86

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, 1 du/acre) to C-1 (General Commercial), retaining the AF (Agricultural Fringe Overlay District).

B. The said Board of County Commissioners held a Public Hearing on July 10, 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, 1 du/acre) to C-1 (General Commercial) 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:

WESTERLY ACCESS EASEMENT

From the S.E. corner of Section 27, Township 34 South, Range 18 East, Manatee County, Florida, run N 00°22'51" W, along the east line of said Section 27, a distance of 165.00 feet to the point of beginning; thence N 89°37'09" W, a distance of 25.00 feet; thence N 00°22'51" E, parallel with and 25 feet west of aforesaid east line, a distance of 324.07 feet to the southerly right of way line of State Road #64; thence S 74°08'52" E, along said southerly right of way line, a distance of 25.94 feet to aforesaid east line of section 27; thence S 00°22'51" W, a distance of

1470

2-86-43 A

317.15 feet to the point of beginning. Lying and being in Section 27, Township 34 South, Range 18 East, Manatee County, Florida.

Subject to pertinent easements, rights of way and restrictions of record.

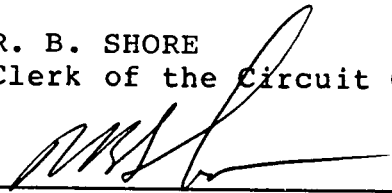
Section 4. EFFECTIVE DATE This ordinance shall take effect immediately upon the receipt of the official acknowledgment from the Office of the Secretary of State, State of Florida, that same has been filed with that office.

PASSED AND DULY ADOPTED, by the Board of County Commissioners of Manatee County, Florida this the 10th of July, 1986.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

BY: 
Chairman

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



STATE OF FLORIDA

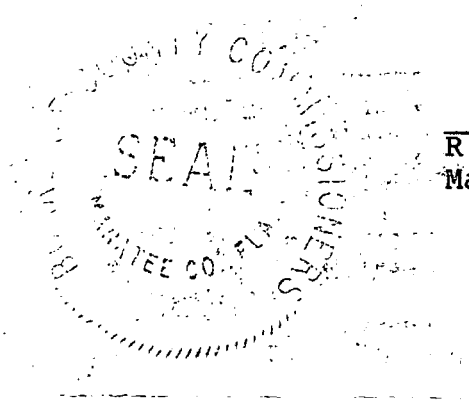
COUNTY OF MANATEE

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 10th day of July, 1986.

SUBJECT: Z-86-43

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 TO C-1; PROVIDING AN
EFFECTIVE DATE.

WITNESS My Hand and Official Seal this the 11th day of July, 1986, in
Bradenton, Florida.



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

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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 86-43

_____ in the _____ Court,
was published in said newspaper in the issues of _____
6/21/86

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

23rd day of June

A.D. 1986

Joise 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, July 10, 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-86-43 Jung S. Luck—Approval to change the present zoning from A-1 (Suburban Agriculture, 1 du/acre) to C-1 (General Commercial), retaining the AF (Agricultural Fringe Overlay District). Located on the south side of S.R. 64 at the intersection with Kay Road (0.2 +/- Acre). (Related to SP-85-63).

Z-86-59 Wellcraft Marine Corporation—Approval to change the present zoning from C-1 (General Commercial) to M-2 (Heavy Industrial). Located 360 +/- feet south of 67th Avenue East and 348 +/- feet east of 15th Street East (Old U.S. 301) (2.1 +/- Acres). (Related to SP-86-64).

SP-86-59 Dorothea McCarthy—Approval of a Special Permit to allow a drive-in financial institution, located on the north side of Manatee Avenue West between 43rd and 44th Streets West. Current zoning: PR (Professional Office) (3.78 Acres).

SP-86-63 Circle K Corporation—Approval of a Special Permit to allow self-service gasoline sales in conjunction with a convenience store, located on the south side of S.R. 64 at the intersection with Kay Road. Current zoning: C-1 (General Commercial) and A-1 (Suburban Agriculture) retaining the AF (Agricultural Fringe Overlay District) (3.67 +/- Acres). (Related to Z-86-43).

SP-86-62 Robert E. King and Wallace Tervin—Approval of a Special Permit to allow a mobile home as a residence, located on the north side of a private street approximately 1,000 feet east of the Myakka-Wauchula Road. Current zoning: A (General Agriculture, 1 du/5 acres) (12 +/- Acres).

SP-86-64 Wellcraft Marine Corporation—Approval of a Special Permit to allow very heavy manufacturing, located 360 +/- feet south of 67th Avenue East and 348 +/- feet east of 15th Street East (Old U.S. 301). Current zoning: C-1 (General Commercial) Proposed zoning: M-2 (Heavy Industrial) (2.1 Acre). (Related to Z-86-59).

Z-83-12(R) Cooper Creek—Approval of a one year time extension for submittal of a Preliminary Development Plan. Current Zoning: PDC (Planned Development Commercial), PDI (Planned Development Industrial) and PDR (Planned Development Residential). (604.8Ac) 80P 5P

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 286.0103, 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

6/21/86

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JUN 20 1986

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

RECEIVED

STATE OF Florida
COUNTY OF Manatee

BEFORE ME, the undersigned authority, personally appeared _____

Robert C. Gause, who, after having been first duly sworn and
put upon oath, says as follows:

1. That he is the agent 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. 2-86-43, to be heard on
July 10, 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 pur-
suant to Manatee County Ordinance No. 81-4 on the property identified in said said
application and said sign was conspicuously posted 0 feet from the front
property line on the 20 day of June, 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 20 day of June, 1986, and
attaches hereto as part of and incorporated herein, copies of said letters of notifi-
cation.

4. That Affiant is aware of and understands that failure to adhere to the provi-
sions 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.

20TH day of JUNE, 1986

Notary Public State of Florida at Large

My Commission Expires: 8-29-86

Robert C. Gause

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FLORIDA DEPARTMENT OF STATE

George Firestone
Secretary of State

July 17, 1986

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

FILED FOR RECORD
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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 July 11, 1986
and certified copy/ies of Manatee
County Ordinance(s) 86-43(Z) and 86-59(Z)
2. Receipt of _____ County Ordinance(s)
relative to:
(a) _____
which we have numbered _____
(b) _____
which we have numbered _____
3. We have filed ~~this~~ ^{one each} these Ordinance(s) in this office
on July 16, 1986.
4. The ~~original~~ ^{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 (2)

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