

MANATEE COUNTY ORDINANCE NO. Z-86-44
BOBBIE L. FOY

FILED FOR RECORD

'86 JUN 2 AM 10

R.B. SHORE,
CLERK CIRCUIT COURT
MANATEE CO. FLORIDA

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 APPROVAL TO CHANGE THE PRESENT ZONING FROM A-1 (SUBURBAN AGRICULTURE, ONE (1) DU/ACRE) TO R-1AB (SINGLE FAMILY RESIDENTIAL, 5.3 DU/ACRE) RETAINING THE WP/ST (WATERSHED PROTECTION/SPECIAL TREATMENT OVERLAY DISTRICTS); PROVIDING AN EFFECTIVE DATE.

SECRETARY OF STATE

MAY 29 10 22 AM '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, one (1) du/acre) to R-1AB (Single Family Residential, 5.3 du/acre) retaining the WP/ST (Watershed Protection/Special Treatment Overlay Districts).

B. The said Board of County Commissioners held a Public Hearing on May 8, 1986 and May 22, 1986 and 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, one (1) du/acre) to R-1AB (Single Family Residential, 5.3 du/acre) retaining the WP/ST (Watershed Protection/Special Treatment Overlay Districts) 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:

The west 1/3 of the SW 1/4 of the SE 1/4 of the NE 1/4 of Section 33, Township 35 South, Range 18 East, Manatee County, Florida, less the north 316 feet.

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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 22nd of May, 1986.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

BY: *Robert H. Hester*
Chairman

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



STATE OF FLORIDA

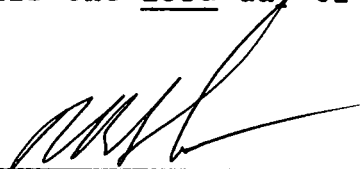
COUNTY OF MANATEE

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 22nd day of May, 1986.

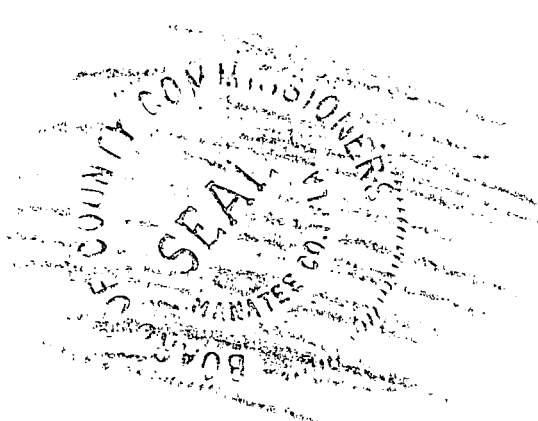
SUBJECT: Z-86-44

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 R-1AB RETAINING THE
WP/ST; PROVIDING AN EFFECTIVE DATE.

WITNESS My Hand and Official Seal this the 23rd day of May, 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 SP 86-33

_____ in the _____ Court,
was published in said newspaper in the issues of _____
5/5/86

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

6th day of May

A.D. 19 86
Jorice 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, May 22, 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:

SP-86-33—Phillip L. and Brian D. Burghardt Approval of a Special Permit to allow miniware-houses, with a waiver of the floor area ratio requirement for miniwarehouses. Located on the west side of 9th Street West, approximately 800 ft. south of the intersection of 9th St. W. and U.S. 301 Blvd. Present Zoning: C (Neighborhood Commercial) (3+/- Acres).

SP-86-44—Mary Morgan Approval of a special permit to allow a mobile home in addition to a residence. Located on the east side of Oxford Road, approximately 1000 feet south of U.S. 301, Parrish. Current Zoning: A (General Agriculture) (10+/- Acres).

SP-86-48—William Klipp & William Britt Approval of a Special Permit to allow a mobile home as a residence, located northwest of the intersection of Ft. Hamer Road and U.S. 301 between Second Avenue and U.S. 301; Parrish. Current zoning: V-2 (Parrish Village district) (6.7+/- Acres).

SP-86-50—El Conquistador Village Plaza - Approval of a Special Permit to allow the on-site consumption of beer and wine (2-COP) in connection with a forty (40) seat restaurant. Located at the northwest corner of 34th Street W. and 60th Avenue W., in the El Conquistador Village Plaza. Current zoning: C (Neighborhood Commercial District) (Site - 2.92+/- Acres; Unit - 1645 Square Feet).

SP-86-51—M.L. & Emily R. Putnal Approval of a Special Permit to allow rural cluster housing, including five (5) mobile homes and four (4) single family residences, located at the southwest corner of Bem Road and Singletary Road. Current zoning: A (General Agriculture District) (64+/- Acres).

Z-86-27—Dan P. & Corrine McClure Approval to change the present zoning from A-1 (Suburban Agriculture, 1 DU/Acre) to PDR (Planned Residential Development) retaining the SP/ST (Watershed Protection/Special Treatment) Overlay Districts and the approval of a Conceptual Development Plan for 950 units at an overall density of 3.06 DU/Acre, located northwest of the present terminus of Whitfield Ave. Extension and bounded by the future extensions of Lockwood Ridge Rd., 63rd Ave. E. (Saunders Rd.) and Prospect Rd. (309.89 Acres).

Z-86-44—Bobbie L. Foy Approval to change the present zoning from A-1 (Suburban Agriculture, 1 DU/Acre) to R-TAB (Single Family Residential, 5.3 DU/Acre), retaining the WP/ST (Watershed Protection/Special Treatment) Overlay District. Located approximately 1300+/- ft. east of Lockwood Ridge Road and north of the Glenbrook, Phase 1 Subdivision (1.7+/- Acres).

Z-86-47—Joseph Hembree Approval to change the present zoning from A-1 (Suburban Agriculture District, 1 DU/Acre) to R-1A (One Family Residential District, 4.4 DU/Acre), located on the south side of Tallavan Road, 650+/- feet west of Prospect Road. (22+/- Acres).

Z-86-49—Bodziak and Moorhead - Approval to change the present zoning from A (General Agriculture, 1 DU/5 Acres) and A-1 (Suburban Agriculture, 1 DU/Acre) to R-1A (Single Family Residential, 4.4 DU/Acre). Located on the south side of Old Tampa Rd., approximately 1/4 mile east of U.S. 301, Ellenton (35.87 Acres).

Z-86-50—Steve Jelenchics, Jr. Approval to change the present zoning from R-2 (One and Two Family Residential, 8.3 DU/Acre) to C-1A (Resort Commercial), retaining the AF (Agriculture Fringe) Overlay District. Located on the north side of 33rd Ave. E. (S.R. 70), approximately 150+/- feet west of 31st St. E. (2.5+/- Acres).

Z-86-52—Moccasin Wallow Trust and Imperial Farms, Inc. Approval to change the present zoning from A-1 (Suburban Agriculture, 1 DU/Acre) to C-1A (Resort Commercial), retaining the AF (Agricultural Fringe) Overlay District. Located on the north side of Moccasin Wallow Rd. adjacent to I-75 (northwest quadrant) (27.20 Acres).

Z-86-54—Gertrude Decker Approval to change the present zoning from R-1AB (One Family Residential District, 5.3 DU/Acre) to PR (Professional Office District), located at the southwest corner of 58th Street W. and Cortez Road W. (0.44+/- Acre).

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 226.0105, 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

5/5/86

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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

MAY 5 1986

RECEIVED

BEFORE ME, the undersigned authority, personally appeared _____
ROBERT C. HARRIS _____, 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. 2-86-44 to be heard on
MAY 22, 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.

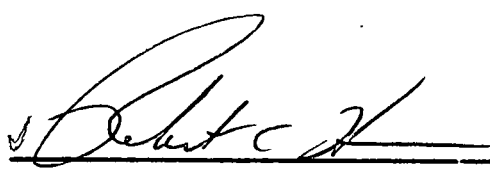
2. That the Affiant has caused the required public notice sign to be posted pur-
suant to Manatee County Ordinance No. 81-4 on the property identified in said said
application and said sign was conspicuously posted 5 feet from the front
property line on the 29 day of April, 1986.

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 29th day of April, 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
29 day of April, 1986


Robert C. Harris


Notary Public State of Florida at Large

My Commission Expires:



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FLORIDA DEPARTMENT OF STATE

George Firestone
Secretary of State

FILED FOR RECORD

'86 JUN 2 AM 10 40

May 30, 1986

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

R.B. SHORE
CLERK CIRCUIT COURT
MANATEE CO. FLORIDA

Attention: Deputy Clerks, County Ord. Records Division

Dear Mr. Shore:

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

1. Receipt of letter/s of May 23, 1986
and certified copy/ies of Manatee
County Ordinance(s) 86-44(Z), 86-47(Z), 86-50(Z),
and 86-52(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 May 29, 1986.
4. The ~~original~~ ^{one each}/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