

MANATEE COUNTY ORDINANCE NO. Z-86-99

PLANNING COMMISSION INITIATED REZONE

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 C (NEIGHBORHOOD COMMERCIAL DISTRICT) TO PR (PROFESSIONAL OFFICE DISTRICT) PROVIDING AN EFFECTIVE DATE.

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 C (Neighborhood Commercial District) to PR (Professional Office District).

B. The said Board of County Commissioners held a Public Hearing on November 20, 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 C (Neighborhood Commercial District) 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:

Beginning at NW corner of SE 1/4 of NE 1/4 Sec. 11, N 89 deg 46 min 03 sec E, alg N ln of sd SE 1/4 of NE 1/4, 25 ft to inter of sd ln & E R/W of 5th St W (Elmore Rd) for POB, th cont N 89 deg 46 min 03 sec E, 190.35 th N 00 deg 01 min 04 sec E, parallel to E R/W of 5th St W, & 190.35 ft therefrom, 322.50 ft. th N 89 deg 58 min 56 sec W, perpendicular to sd E R/W, 190.35 ft to inter of sd line & E R/W of 5th St. W, th S 00 deg 01 min 04 sec W, alg sd E R/W, 323.33 ft to POB less N 240 ft as desc in OR 1061 P 3937, together with & subj to easmt as desc in OR 1117 P 3094 PRMCF DPID00533771-0007

FILED FOR RECORD

'86 DEC 12 AM 10 59

P.B. JONES
CLERK CIRCUIT COURT
MANATEE CO. FLORIDA

DEC 10 11 59 AM '86

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DP 53593

W 210' of N 190' SE 1/4 of NE 1/4 less rd R/W off west

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.

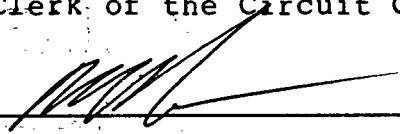
PASSED AND DULY ADOPTED, by the Board of County Commissioners of Manatee County, Florida this the 20th of November, 1986.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

BY:


Chairman

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



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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 20th day of November, 1986.

SUBJECT: Z-86-99:

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 C (NEIGHBORHOOD COMMERCIAL DISTRICT) TO PR (PROFESSIONAL OFFICE DISTRICT); PROVIDING AN EFFECTIVE DATE.

WITNESS My Hand and Official Seal this the 3rd day of December, 1986, in Bradenton, Florida.


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

X C



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

NOTICE OF PUBLIC HEARING- SP 86-84

_____ in the _____ Court,
was published in said newspaper in the issues of _____
10/6/86 *Continued to 11/20/86*

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 *October*

A.D. 19 *86*

Louise 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, Oct. 23, 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-86-84—Manatee Investment & Service Company. Approval of a Special Permit to allow a mobile home as a residence. Located at the end of Taylor Road, three-fourths (¾) of a mile west of State Road 675. (Lot 1-3 of Waterbury Grapefruit Subdivision). Present Zoning: A (General Agriculture District, 1 du/5 acres) (30+/- acres).

SP-86-89—Truby and June Mayers. Approval of a Special Permit to allow a two (2) chair beauty shop as a home occupation. Located at 3404 29th Street East, Ellenton. Present Zoning: A-1 (Suburban Agricultural, 1 du/acre) (2.6+/- acres).

Z-86-70—Brookwood Apartments. Approval to change the present zoning from R-3B (Multi Family Residential District to PR (Professional Office District). Located on the southwest corner of 53rd Avenue West and 26th Street West, Bradenton. (.90+/- acres).

Z-86-74—Parent. Approval to change the present zoning from A-1 (Suburban Agriculture, 1 du/acre) to R-1AB (One Family Residential District 5.3 du/acre). Located approximately 420 feet north of the 2200 Block of 51st Avenue East, Oneco (2.2+/- acres).

Z-86-75—Jackson A. Rosenberg. Approval to change the present zoning from R-1B (Single Family Residential 3.7 du/acre) to PR (Professional Office). Located on the east side of 75th Street N.W. between 3rd Avenue N.W. and 5th Avenue N.W. (2.38+/- acres).

Z-86-76—R. Wayne and Josephine Mead. Approval to change the present zoning from A-1 (Suburban Agriculture, 1 du/acre) to R-1B (Single Family Residential, 3.7 du/acre). Located on the south side of Palm View Road, approximately 1400 feet west of Bayshore Road, Palmetto (1.42+/- acres).

Z-86-77—Alfred R. Reid. Approval to change the present zoning from A (General Agriculture District, 1 du/5 acres) to A-1 (Suburban Agriculture District, 1 du/acre). Located on the west side of Jim Davis Road, approximately nine hundred and fifty feet (.950') south of State Road 675, Parrish (26.67+/- acres).

Z-86-99—Planning Commission Initiated. Approval to change the present zoning from C (Neighborhood Commercial District) to PR (Professional Office District). Located on the northeast corner of the intersection of 5th Street West and 46th Avenue West, Bradenton. (2.22+/- acres).

ORD-86-18—Consideration of two (2) options: Option A and Option B to amend Ordinance 86-18 adopted April 10, 1986 amending Ordinance 81-4, The Manatee County Comprehensive Zoning and Land Development Code, Section 204 A.3, to further regulate the placement and provision of Satellite Dish Antennas as Permitted Accessory Uses.

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

10/6/86

659

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 Christopher Snow and Phyllis R. Lewis, who, after having been first duly sworn and put upon oath, says as follows:

1. That he is the Agent for the County ~~(owner, agent for owner, attorney in fact for owner, etc.)~~ of the property identified in the application for Official Zoning Atlas Amendment No. 7-86-99, to be heard on October 23, 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 5 feet from the front property line on the 3 day of October, 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 October, 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.

Phyllis R. Lewis
[Signature]

Sworn to and subscribed before me this
16 day of October, 1986

Reggie B. Wallace
Notary Public State of Florida at Large

My Commission Expires:

7/23/89

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FLORIDA DEPARTMENT OF STATE

George Firestone
Secretary of State

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December 10, 1986

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

PAID BY
CLERK OF 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 December 3, 1986
and certified copy/ies of Manatee
County Ordinance(s) 86-91(Z), 86-95(Z), 86-98(Z),
86-99(Z), and 86-100(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 ordinances in this office
on December 10, 1986.
one each
4. The ~~original~~/duplicate copy/ies showing the filing date
~~is~~/are being returned for your records.

Cordially,

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

LC/mb

Enclosures (5)

G

JANUARY 9, 1986

Liz Cloud, Chief
Bureau of Laws
Department of State
The Capitol, Room 1802G
Tallahassee, Florida 32301-8018

Re: Z-86-99 County Initiated Rezone (Adopted 11/20/86)

Dear Ms. Cloud:

This is to advise that on November 25, 1986 the Board of County Commissioners voted to reconsider action taken on Ordinance Z-86-99, County initiated rezone which was filed in your office on December 10, 1986.

Please note you records accordingly that this action of November 25, 1986 deletes the original action of adoption of the Ordinance and, therefore, at this point in time Ordinance Z-86-99 does not exist. A new public hearing to consider the item will be held.

Sincerely,

R. B. Shore
By: Richard H. Ashley
Chief Deputy Clerk

RBS:sgf
cc: Board Records
Planning Department

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