

BOARD OF COUNTY COMMISSIONERS
PORT AUTHORITY
CIVIC CENTER AUTHORITY
COMMUNITY REDEVELOPMENT AGENCY
MANATEE COUNTY, FLORIDA

WEBSITE: WWW.MYMANATEE.ORG

Manatee County Administrative Center
Commission Chambers - First Floor - 1112 Manatee Avenue West
Bradenton, Florida 34205

Commission Office: (941) 745-3700
Commission Fax: (941) 745-3790

PLEDGE OF PUBLIC CONDUCT
WE MAY DISAGREE, BUT WE WILL BE RESPECTFUL OF ONE ANOTHER
WE WILL DIRECT ALL COMMENTS TO ISSUES
WE WILL AVOID PERSONAL ATTACKS

- AGENDA -

9:00 a.m. LAND USE MEETING April 2, 2009

MEETING CALLED TO ORDER: *Dr. Gwendolyn Y. Brown, Chairman*
INVOCATION: Pastor Tyrone Hatcher, Faithful Harvesting Ministries
PLEDGE OF ALLEGIANCE

ITEMS REMOVED FROM CONSENT AGENDA WILL BE CONSIDERED AT 11:30 A.M.
THE BOARD WILL GENERALLY RECESS FOR A LUNCH BREAK AT OR NEAR 12:00 P.M.

ITEMS SCHEDULED FOR TIME CERTAIN

TO THE EXTENT POSSIBLE, THE FOLLOWING ITEMS WILL BE CONSIDERED AT THE TIMES INDICATED

9:30 A.M.

14. **IMPACT FEE STUDY**

CITIZEN'S COMMENTS

COMMENTS SHOULD BE LIMITED TO TWO MINUTES PER PERSON AND SHOULD CONCERN ITEMS ON **CONSENT AGENDA**.

CONSENT AGENDA

THE FOLLOWING ITEMS ARE DETERMINED TO BE ROUTINE IN NATURE AND SHOULD BE CONSIDERED IN A SINGLE MOTION. ITEMS DETERMINED TO WARRANT INDIVIDUAL DISCUSSION SHOULD BE REMOVED FROM THIS LIST PRIOR TO THE MOTION TO ADOPT. SUCH ITEMS SHOULD BE DISCUSSED SEPARATELY.

CLERK OF CIRCUIT COURT

- **Clerk's Consent Calendar:** Approval

PUBLIC SAFETY

1. **Pre-hospital EMS System** – Adopt Resolution R-09-085 authorizing submission and acceptance of grant from Florida Department of Health, Bureau of Emergency Medical Services, for improvement and expansion of pre-hospital EMS system, authorizing County Administrator to execute all related documents, and rescinding R-08-003

PUBLIC WORKS

2. **Hazard Mitigation Grant** – Adopt Resolution R-09-087 authorizing submission of grant application to Florida Department of Community Affairs and Federal Emergency Management Agency for protective window and door shutters at the Public Works Building, and execution of all related documents by the Chairman

PLANNING

3. **RESOLUTION R-09-086**

A Resolution of the Board of County Commissioners of Manatee County, Florida, regarding Land Development; authorizing, pursuant to Land Development Code Section 510.9.3, the two year extension of Certificates of Level of Service for project that are not Developments of Regional Impact, authorizing and directing the County Administrator to carry out necessary actions; and providing an effective date.

4. **RESOLUTION R-09-089**

A Resolution of the Board of County Commissioners of Manatee County, Florida, regarding Land Development; authorizing the Planning Director to provide an extension of Certificate of Level of Service for a period of two years; and providing an effective date.

Gwendolyn Y. Brown, District 2, Chairman

Carol Whitmore, District 6 County-wide, 1st Vice-Chairman; Donna Hayes, District 5, 2nd Vice-Chairman; Larry Bustle, District 1, 3rd Vice-Chairman
John R. Chappie, District 3; Ron Getman, District 4; Joe McClash, District 7 County-wide

ATTORNEY

- 5. **Enforcement of County Ordinances and Regulations** – Direct County Attorney’s Office to take appropriate legal action to enforce Manatee County ordinances, regulations, and Florida Building Code regarding certain property located at the Sarasota/Bradenton International Airport

RECOMMENDED MOTION: I MOVE TO APPROVE THE CONSENT AGENDA INCORPORATING THE LANGUAGE AS STATED IN THE RECOMMENDED MOTIONS IN THE AGENDA MEMORANDA (AS MAY HAVE BEEN AMENDED IN THE SUPPLEMENTAL AGENDA).

(END CONSENT)

AWARDS/PRESENTATIONS/PROCLAMATIONS

HUMAN RESOURCES

- 6. **April Employee of the Month** – Present award to **Robert Wenzell III**, Transportation Systems Plans Reviewer, Public Works Department

ADVERTISED PUBLIC HEARINGS
9:00 A.M. OR AS SOON THEREAFTER AS SAME MAY BE HEARD
SWEARING IN OF STAFF AND PUBLIC WHO WILL GIVE TESTIMONY

PRESENTATIONS UPON REQUEST - ITEMS 7-13

PLANNING

- 7. **Z-08-01 – FOSTER/LEE**
 (Katie LaBarr, Principal Planner)
(Continued from 02/05/09 and 03/05/09) (To be continued to May 7, 2009)
 An Ordinance of Manatee County, Florida, amending the official zoning atlas (Ordinance No. 90-01, the Manatee County Land Development Code), relating to zoning within the unincorporated area; providing for the rezoning of ± 82.68 acres south of Woodlawn Lakes Subdivision, west of Whitney Meadows Subdivision, at Leon Drive from A-1 (Suburban Agriculture) to the RSF-2 (Residential Single-Family 2 dwelling units per acre) zoning district; setting forth findings; providing a legal description; providing for severability, and providing an effective date.

- 8. **PDR-05-27(P) – WOODLANDS OF MANATEE, LLC / COVENTRY PARK SUBDIVISION**
 (Erika Barrett, Planner) **(To be continued to May 7, 2009)**
 An Ordinance of Manatee County, Florida, regarding land development, approving a Preliminary Site Plan for 256 residences, consisting of 193 lots for single-family detached, and 63 lots for single-family attached residences, with at least 25% (64 homes) designated as affordable housing, on approximately 105.97 acres west of Erie Road and south of FP&L railroad at 5901 Erie Road, Palmetto; subject to stipulations as conditions of approval; setting forth findings; providing a legal description; providing for severability, and providing an effective date.

- 9. **PDR-06-68(Z)(P)–VICTORY ROAD LLC/RIDGEWOOD PALMS, PHASE III (DTS #20060351)**
 (Patricia Allen, Planner) **(To be continued to May 7, 2009)**
 An Ordinance of Manatee County, Florida, regarding land development, amending the official zoning atlas (Ordinance 90-01, the Manatee County Land Development Code), relating to zoning within the unincorporated area; providing for a rezone of approximately 25.05 acres, ± ¼ mile north of US 301, on the west side of Victory Road, Ellenton from RSMH-4.5 (Residential Single-Family Manufactured Home, 4.5 dwelling units per acre) to the PDR (Planned Development Residential) zoning district; approving a Preliminary Site Plan for 224 multi-family units; subject to stipulations as conditions of approval; setting forth findings; providing a legal description; providing for severability, and providing an effective date.

- 10. **PDC-87-01(P)(R4) – MAVARD TRADING, LTD / BURGER KING AND RETAIL STORE**
 (Steve Apgar, Planner)
 An Ordinance of Manatee County, Florida, regarding land development, approving a revised Preliminary Site Plan for a 2,591 square foot restaurant and a 9,928 square foot retail site on approximately 2.08 acres on the south side of SR 70 at 8502 SR 70 in Ranch Lake Plaza shopping center, Bradenton; subject to stipulations as conditions of approval: setting forth finding; providing a legal description; providing for severability, and providing an effective date.

11. PDC-08-07(P) – SCHLYTTER / PARKWOOD SQUARE

(Erika Barrett, Planner)

An Ordinance of Manatee County, Florida, regarding land development, approving a Preliminary Site Plan for 25,509 square feet of additional commercial uses at the Parkwood Square Shopping Center on the southeast corner of US 301 and Old Tampa Road at 9105 US 301 on ± 25.8 acres; subject to stipulation as conditions of approval; setting forth findings; providing a legal description; providing for severability, and providing an effective date.

12. PDPI-06-45(Z)(G)–MANATEE COUNTY/NWRF EXPANSION & WATER SUPPLY/TREATMENT (COUNTY-INITIATED)

[THIS IS THE FIRST OF TWO REQUIRED PUBLIC HEARINGS, THE SECOND PUBLIC HEARING WILL BE HELD MAY 7, 2009]

(Patricia Allen, Planner)

An Ordinance of Manatee County, Florida, regarding land development, amending the official zoning atlas (Ordinance 90-01, the Manatee County Land Development Code), relating to zoning within the unincorporated area; providing for a rezone of approximately 584 acres at 7550, 8100, and 8500 69th St. East, Bradenton from A/NCO (Agriculture/North Central Overlay) and A-1 (Suburban Agriculture) to the PDPI (Planned Development Public Interest) and PDPI/NCO (Planned Development Public Interest) zoning district, retaining the North Central Overlay where appropriate; approve a General Development Plan for the North Water Reclamation Facility Expansion, new raw water wellfields and associated pipelines, a new maintenance building, and future utility expansion projects; subject to stipulations as conditions of approval; setting forth findings; providing a legal description; providing for severability, and providing an effective date (± 584 acre rezone; ± 647 acre site plan approval).

13. PDR-04-11(P)(R) – THE AURORA FOUNDATION/GREYHAWK LANDING WEST

(Lisa Barrett, Principal Planner)

An Ordinance of Manatee County, Florida, amending Ordinance No. PDR-04-11(Z)(P) for Greyhawk Landing West (approximately 313.67 acres), ± 1,160 feet north of SR 64, south and west of Greyhawk Landing, east of Gates Greek, and north of Missionary Village, at 12705 SR 64 East, Bradenton, in the PDR (Planned Development Residential) zoning district; approving revised Ordinance No. PDR-04-11(P)(R) to allow 5’ side yard setbacks; subject to stipulations as conditions of approval; setting forth findings; providing a legal description; providing for severability, and providing an effective date.

RECOMMENDED MOTION: I MOVE TO APPROVE THE PRESENTATIONS UPON REQUEST AGENDA INCORPORATING THE LANGUAGE AS STATED IN THE RECOMMENDED MOTIONS IN THE AGENDA MEMORANDA (AS MAY HAVE BEEN AMENDED IN THE SUPPLEMENTAL AGENDA).

REGULAR AGENDA

ADMINISTRATOR

14. **Impact Fee Study** – Presentation by Randy Young, Henderson, Young and Company

ADMINISTRATION/COMMISSION COMMENTS

ADJOURN

* Documents have been reviewed by County Attorney's Office

The Board of County Commissioners of Manatee County, the Manatee County Port Authority, the Manatee County Civic Center Authority, and the Manatee County Community Redevelopment Agency may take action on any matter during this meeting, including but not limited to, those items as set forth within this agenda. The Chair at his/her option may take business out of order if he/she determines that such a change in the agenda's schedule will expedite the business of the Commission.

The Board of County Commissioners of Manatee County, Florida, does not discriminate upon the basis of any individual's disability status. This non-discrimination policy involves every aspect of the Board's functions including one's access to, participation in, employment with, or treatment in, its programs or activities. Anyone requiring reasonable accommodation for this meeting as provided for in the Americans with Disabilities Act, should contact Kaycee Ellis at 742-5800; TDD ONLY 742-5802, wait 60 seconds; FAX 745-3790.

PUBLIC NOTICE: According to Florida Statutes, Section 286.0105, any person desiring to appeal any decision made by the Board of County Commissioners (or the other entities that are meeting) with respect to any matter considered at said public hearing/meeting will need a record of the proceedings, and for such purposes may need to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is to be based.