

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 September 3, 2009

MEETING CALLED TO ORDER: *Dr. Gwendolyn Y. Brown, Chairman*
INVOCATION: Rev. Herb McMillian, First Church of the Nazarene
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.**

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

PROCLAMATIONS

1. **Tribute to Heroes Day** – September 11, 2009
2. **Teen Court/Teen Court Too Month** – September 2009

COMMUNITY SERVICES

3. **Litter Removal Program** – Execute agreement with Florida Department of Transportation

HUMAN RESOURCES

4. **Domestic Violence Coordinator** – Execute Second Amendment to Interlocal Agreement for Personnel Services with Twelfth Judicial Circuit and authorize adjusting County's staffing levels to reflect new grant-funded court position*

PARKS AND RECREATION

5. **Bennett Park** – Adopt Resolution R-09-208 authorizing submission of grant to Florida Department of Environmental Protection under the Florida Recreation and Development Assistance Program for development of Bennett Park, and authorizing County Administrator to execute all related documents

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

PROCLAMATION

- **Tribute to Heroes Day** – September 11, 2009
- **Teen Court/Teen Court Too Month** – September 2009

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

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 6-11

PLANNING

6. **PA-09-09/ORDINANCE 09-43 - PORT MANATEE MASTER PLAN**

(Leon Kotecki, Principal Planner) **(To be continued to 10/01/09)**

Approval of an Ordinance of the Board of County Commissioners of Manatee County, Florida, regarding Comprehensive Planning, amending the Manatee County Comprehensive Plan, Coastal Element, to adopt a new Port Manatee Master Plan; repealing Ordinances in conflict; providing a purpose and intent; providing findings; providing for severability; and providing an effective date.

7. **PDMU-04-51(P)(R4) – CENTRUM PROPERTIES, INC. (CURIOSITY CREEK)**

(Miles Gentry, Principal Planner) **(To be continued to 10/01/09)**

An Ordinance of the Board of County Commissioners of Manatee County, Florida, regarding land development, amending Ordinance No. PDMU-04-51(P)(R3) pertaining to approximately 808.1 acres north of Buckeye Road, west of Grass Farm Road, and extending north to the Hillsborough County line in the PDMU (Planned Development Mixed Use) zoning district; approving a revised Preliminary Site Plan to allow the option to develop the site with up to 7,000,000 square feet of light industrial, commercial, communication, agricultural, transportation, and various port related uses, consistent with the proposed North County Gateway Future Land Use Overlay; as an alternative to the approved residential uses and sites for school, park, and community service uses. Under this option, all or some of the site may still be developed as residential. The revised approval amends and restates the Preliminary Site Plan approved pursuant to Ordinance PDMU-04-51(P)(R3); subject to stipulations as conditions of approval; setting forth findings; providing a legal description; providing for severability; and providing an effective date.

8. **PDMU-99-07(G)(R5) - SARASOTA MANATEE AIRPORT AUTHORITY**

(Leon Kotecki, Principal Planner) **(To be continued to 10/01/09)**

An Ordinance of the Board of County Commissioners of Manatee County, Florida, amending and restating the Zoning Ordinance and General Development Plan for the Sarasota-Bradenton International Airport on approximately 1,125.45 ± acres generally bounded by Tallevast Road to the north, University Parkway to the south, 15th Street East to the east, and U.S. 41 to the west to: construct a Federal Aviation Administration Air Traffic Control Tower including a 5,000 ± square foot one-story administrative building and ancillary parking lot on Outparcel 4, and depict existing aircraft hangar facilities on Outparcel 4, and amend the Zoning Ordinance to reflect the above changes; codifying and restating the existing Zoning Ordinance PDMU-99-07(G)(R4); subject to stipulations as conditions of approval; setting forth findings; providing a legal description; providing for severability; and providing an effective date.

9. **PDC-08-02(Z)(P) - SM DUCK DOG 2 LLC / LORRAINE & SR 64 COMMERCIAL PARK**

(Miles Gentry, Principal Planner) **(To be continued to 10/01/09)**

An Ordinance of the Board of County Commissioners of Manatee County, Florida, regarding land development, amending the official zoning atlas (Ordinance No. 90-01, the Manatee County Land Development Code) relating to zoning within the unincorporated area; providing for a rezone of approximately 14.46 acres near the southwest corner of SR 64 E and Lorraine Rd from A (General Agricultural) to the PDC (Planned Development Commercial) zoning district, approving a Preliminary Site Plan for commercial buildings including a grocery store, a bank, retail stores, offices, and a convenience store with fuel pumps; subject to stipulations as conditions of approval; setting forth findings; providing a legal description; providing for severability, and providing an effective date (14.46 ± acre rezone, 15.04 ± acre site plan approval).

10. **ORDINANCE 09-46 - UNNAMED EXCLUSIVE GOLF AND COUNTRY CLUB (aka UNIVERSITY PARK COUNTRY CLUB) DRI #12**

(Lisa Barrett, Principal Planner)

Request: Determination of whether the following modifications to the Unnamed Exclusive Golf and Country Club DRI Development Order constitute a substantial deviation pursuant to Section 380.06, Florida Statutes:

- 1.) Extend the development buildout and project expiration dates by 3 years, 1 day;
- 2) Extend the prohibition for the county to downzone the property until the new project expiration date; and
- 3.) Amend terminology and other provisions to reflect the above changes to this DRI.

Unnamed Exclusive (University Park Country Club) is north of University Parkway, between Honore Avenue and the Palm Aire Development, and extends north to the Braden River. Present zoning: PDR/WP-E/ST (Planned Development Residential, Watershed Protection-Evers and Special Treatment overlay districts) (1,201.37± acres).

11. **PDR-89-05(G)(R9) - UNNAMED EXCLUSIVE GOLF AND COUNTRY CLUB**

(Lisa Barrett, Principal Planner)

Request: Approval of a revised Zoning Ordinance for Unnamed Exclusive Golf and Country Club to:

- 1.) Extend the development buildout and project expiration dates by 3 years, 1 day; and
- 2.) Amend terminology and other provisions within the Zoning Ordinance to reflect the above changes to this Ordinance.

Unnamed Exclusive (University Park Country Club) is north of University Parkway, between Honore Avenue and the Palm Aire Development, and extends north to the Braden River. Present zoning: PDR/WP-E/ST (Planned Development Residential, Watershed Protection-Evers and Special Treatment overlay districts) (1,201.37± acres).

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

ATTORNEY

12. **Interlocal Service Boundary Agreement** – Authorize County Attorney's Office to prepare resolution in response to City of Holmes Beach Resolution R-09-07

13. **Port Dolphin** – *[DEFERRED FROM AUGUST 25, 2009, AGENDA MATERIALS TO BE PROVIDED UNDER SEPARATE COVER]*

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.

Prepared/Revised on 8/27/2009