

# PLANNING AND ZONING BOARD

REGULAR MEETING/PUBLIC HEARING—APRIL 04, 2013, 6:00 P.M.

Hardee County Board of County Commissioners Board Room--412 W. Orange Street, Wauchula, Florida

## ::: A G E N D A :::

### *Planning and Zoning Board*

Ralph Arce  
Don Chancey  
Roger Conley, Vice Chairman  
John Deer  
Shawna Lambert  
Gordon Norris  
Oscar Ortiz

### *Staff*

Kevin Denny, AICP, Planning/Development Director  
Joshua Cheney, AICP, Planner III  
'BJ' Haney, Planning/Development Dept.

- VICE CHAIRMAN CONLEY** Call April 04, 2013 Regular Meeting/Public Hearing to order
- CONLEY** Pledge of Allegiance to the American flag; Call for prayer
- CONLEY** Please turn off all cell phones and pagers  
or set the unit to silent announcement
- HANEY** Notice of Publication for Regular Meeting/Public Hearing  
was published in **The Herald-Advocate** on 03/14/13  
(Affidavit of Publication is on file)
- NOTARY PUBLIC** Administration of oath to those who wish to offer testimony
- CONLEY** Approval—Minutes of 11/01/12 Regular Meeting/Public Hearing  
as printed and mailed
- Approval—Minutes of 12/06/12 Joint Meeting w/Commissioners  
as printed and mailed
- NOTE: There were no items for a January, February and March, 2013  
Regular P/Z Meeting
- NOTE: P/Z Board met in Joint Meeting with Commissioners  
on 02/07/13 for Annual Reports for Mosaic  
Minutes are not ready
- CONLEY** Election of Chairman and Vice Chairman for the ensuing year  
Call for nominations for Chairman  
Call for nominations for Vice Chairman

**AMENDMENT TO ARTICLE 02 and ARTICLE 03,  
THE HARDEE COUNTY UNIFIED LAND DEVELOPMENT CODE  
ORDINANCE NO. 2013-07**

Agenda No.  
13-01

- CHAIRMAN** The Board of County Commissioners by and through the Authorized Representative requests approval to amend Article 02 and Article 03 of the Hardee County Unified Land Development Code, as amended to add Land Excavation/Borrow Pit category to Table 2.29.02(B)—Table of Land Uses, and to create Section 3.23.00—Land Excavation to establish regulations governing all land excavation and borrow pit activities in the unincorporated areas of Hardee County, and to provide for applicability, severability and for an effective date  
as **Ordinance No. 2013-07**

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**CHAIRMAN** The purpose of this Public Hearing is to hear the request, receive public input and offer a recommendation to the Board of County Commissioners

**PLAN/DEVELOP DIRECTOR DENNY** Presentation of Agenda No. 13-01 from the Planning/Development Dept.

**P/D STAFF RECOMMENDATION** Staff recommends the Board recommend approval to the Board of County Commissioners of Agenda No. 13-01 as **ORDINANCE NO. 2013-07**

**CHAIRMAN** Applicant presentation

**CHAIRMAN** Questions/Comments from the Board

**CHAIRMAN** Questions/Comments from the public  
**Please come to the microphone and state your name and MAILING ADDRESS for the record**

**CHAIRMAN** Applicant response to Questions/Comments from the public

**CHAIRMAN** Requests a MOTION

Suggested format for Board's MOTIONS

I make a MOTION to **RECOMMEND APPROVAL** of Agenda No. 13-01 to the Board of County Commissioners to amend Article 02 and Article 03 of the Hardee County Unified Land Development Code to add Land Excavation/Borrow Pit category to Table 2.29.02(B)—Table of Land Uses, and to create Section 3.23.00—Land Excavation to establish regulations governing all land excavation and borrow pit activities in the unincorporated areas of Hardee County, and to provide for applicability, severability and for an effective date as **Ordinance No. 2013-07** based on the Staff's Report, Staff's recommendation for approval and based on the testimony presented, and the evidence received in the public hearing.

I make a MOTION to **RECOMMEND DENIAL** of Agenda No. 13-01 to the Board of County Commissioners based \_\_\_\_\_.

**BoCC to hold FIRST READING public hearing and receive a recommendation from the Planning/Zoning Board on Thursday, April 18, 2012, 6:05 P.M. or as soon thereafter; AND BoCC to hold SECOND READING public hearing on Thursday, May 02, 2013, 8:35 A.M.**

**AMENDMENT TO ARTICLE 07,  
THE HARDEE COUNTY UNIFIED LAND DEVELOPMENT CODE  
ORDINANCE NO. 2013-08**

Agenda No.  
13-02

**CHAIRMAN** The Board of County Commissioners by and through the Authorized Representative requests an Amendment to Article 07 of the Hardee County Unified Land Development Code, as amended to create a new zoning process entitled Mining—Major Special Exception as Section 7.17.00, and to provide for applicability, severability and for an effective date as **ORDINANCE NO. 2013-08**

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**CHAIRMAN** The purpose of this Public Hearing is to hear the request, receive public input and offer a recommendation to the Board of County Commissioners

**PLAN/DEVELOP DIRECTOR DENNY** Presentation of Agenda No. 13-02 from the Planning/Development Dept.

**P/D STAFF RECOMMENDATION** Staff recommends the Board recommend approval to the Board of County Commissioners of Agenda No. 13-02 as **ORDINANCE NO. 2013-08**

**CHAIRMAN** Applicant presentation

**CHAIRMAN** Questions/Comments from the Board

**CHAIRMAN** Questions/Comments from the public  
**Please come to the microphone and state your name and MAILING address for the record**

**CHAIRMAN** Applicant response to Questions/Comments from the public

**CHAIRMAN** Requests a MOTION

Suggested format for Board's MOTIONS

I make a MOTION to **RECOMMEND APPROVAL** of Agenda No. 13-02 to the Board of County Commissioners to amend Article 07 of the Hardee County Unified Land Development Code, as amended to create a new zoning process entitled Mining—Major Special Exception as Section 7.17.00, and to provide for applicability, severability and for an effective date as **ORDINANCE NO. 2013-08** based on the Staff Report, Staff's recommendation for approval and based on the testimony presented, and the evidence received in the public hearing.

I make a MOTION to **RECOMMEND DENIAL** of Agenda No. 13-02 to the Board of County Commissioners based \_\_\_\_\_.

**BoCC to hold FIRST READING public hearing and receive a recommendation from the Planning/Zoning Board on Thursday, April 18, 2012, 6:05 P.M. or as soon thereafter; AND BoCC to hold SECOND READING public hearing on Thursday, May 02, 2013, 8:35 A.M.**

### **AMENDMENT TO THE HARDEE COUNTY UNIFIED LAND DEVELOPMENT CODE ORDINANCE NO. 2013-09**

Agenda No.  
13-03

**CHAIRMAN** The Board of County Commissioners by and through the Authorized Representative requests an Amendment to the Hardee County Unified Land Development Code, as amended to add language for the prohibited use of Simulated Gambling Devices in the unincorporated areas of Hardee County, and to provide for Definitions, and to provide for applicability, severability and to provide for an effective date as **ORDINANCE NO. 2013-09**

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**CHAIRMAN** The purpose of this Public Hearing is to hear the request, receive public input and offer a recommendation to the Board of County Commissioners

**PLAN/DEVELOP DIRECTOR DENNY** Presentation of Agenda No. 13-03 from the Planning/Development Dept.

**P/D STAFF RECOMMENDATION** Staff recommends the Board recommend approval to the Board of County Commissioners of Agenda No. 13-03 as **ORDINANCE NO. 2013-09**

**CHAIRMAN** Applicant presentation

**CHAIRMAN** Questions/Comments from the Board

**CHAIRMAN** Questions/Comments from the public  
**Please come to the microphone and state your name and MAILING address for the record**

**CHAIRMAN** Applicant response to Questions/Comments from the public

**CHAIRMAN** Requests a MOTION

Suggested format for Board's MOTIONS

I make a MOTION to **RECOMMEND APPROVAL** of Agenda No. 13-03 to the Board of County Commissioners to amend the Hardee County Unified Land Development Code, as amended to add language for the prohibited use of Simulated Gambling Devices in the unincorporated areas of Hardee County, and to provide for Definitions, and to provide for applicability, severability and to provide for an effective date as **ORDINANCE NO. 2013-09** based on the Staff Report, Staff's recommendation for approval and based on the testimony presented, and the evidence received in the public hearing.

I make a MOTION to **RECOMMEND DENIAL** of Agenda No. 13-03 to the Board of County Commissioners based \_\_\_\_\_.

**BoCC to hold FIRST READING public hearing and receive a recommendation from the Planning/Zoning Board on Thursday, April 18, 2012, 6:05 P.M. or as soon thereafter; AND BoCC to hold SECOND READING public hearing on Thursday, May 02, 2013, 8:35 A.M.**

**OTHER BUSINESS**

**Next REGULAR P/Z MEETING/PUBLIC HEARING**  
**Thursday, May 02, 2013, 6:00 P.M.**