

PLANNING AND ZONING BOARD
REGULAR MEETING
September 12, 2002 – 6:00 P.M.
Hardee County Public Health Unit – Conference Room
115 K.D. Revell Road, Wauchula, Florida

MINUTES

Planning and Zoning Board

James Barncord, present
Don Chancey, present
Roger Conley, absent
Peggy Fraim, present
Dan Graham, Vice-Chairman, present
Charles Nicholson, present
Carl Saunders, excused
Fred Small, present
Vida Tomlinson, Chairman, present

Staff

Building & Zoning Director, T. Mike Cassidy, present
Kris DeLaney, Director of Planning/Development, absent
Interim County Manager, Lex Albriton, absent
County Attorney, Ken Evers, absent
Planner, B. J. Haney, present
B/Z Executive Secretary Tina Huntsman, present

News Media not present

Chairman Tomlinson called the Regular Meeting to order at 6:00 P.M., roll taken, quorum present.

Recorder not available for 09/12/02 Regular Planning and Zoning meeting.

Huntsman advised the Public Notice for the Regular Meeting was published in The Herald-Advocate on August 29, 2002 and September 5, 2002. Affidavit of Publication is on file.

Cassidy advised courtesy notices were mailed to adjoining property owners, and all advertisements were properly posted.

Tomlinson read Planning and Zoning Board's General Rules of Procedure and oath was administered to James Sellers.

MOTION by Chancey, second by Graham to approve Minutes of 08/01/02 Regular Meeting, Motion carried unanimously.

Agenda 02-36

Tomlinson advised of a request from Patty S. / Lora F. Shackelford for a Exception to Policy L1.15 of the Comp Plan to transfer a no-less-than 2.5 acre parcel from the 8.0MOL acre parent parcel to immediate family member (father) for primary place of residence, A-1 (Agricultural) on or about Maude Road, Hardee County.

Each Board Member and County Staff received a copy of Application for an Exception to Policy L1.15 and Staff Report for review prior to the 09/12/02 meeting.

Cassidy highlighted the Staff Report including the conclusion, recommendation for approval, and recommended conditions. Cassidy submitted the report to record as evidence, no objections were presented.

Tomlinson called for Public Input; none was received.

James Sellers was present as a representative to the property owners.

Tomlinson called for Board Questions, none was received.

MOTION by Nicholson, second by Chancey to recommend approval to the Board of County Commissioners of the request for a Exception to Policy L1.15 to allow transfer of a no less-than-2.5 acre parcel from the 8.0MOL acre parent parcel to immediate family member (father) for primary place of residence based on staff's findings, conclusion, recommendation, and recommended conditions, and based on the testimony received and the evidence presented at the public hearing. Motion carried unanimously with Barncord voting no.

Tomlinson advised that BCC will receive a recommendation from the Planning/Zoning Board and will hold a public hearing on 09/19/02; 1:30 P.M. at Hardee County Health Unit – Conference Room, Wauchula, Florida

Agenda 02-37

Tomlinson advised of a request from Theodore R. Hunt for a Exception to Policy L1.15 of the Comp Plan to transfer a no-less-than 2.5 acre parcel from the 9.60MOL acre parent parcel to immediate family member (sister) for primary place of residence, A-1 (Agricultural) on or about Kelly Roberts Road, Hardee County.

Each Board Member and County Staff received a copy of Application for an Exception to Policy L1.15 and Staff Report for review prior to the 09/12/02 meeting.

Cassidy highlighted the Staff Report including the conclusion, recommendation for approval, and recommended conditions. Cassidy submitted the report to record as evidence, no objections were presented.

Tomlinson called for Public Input; none was received.

No property owner nor representative was present.

Tomlinson called for Board Questions, none was received.

MOTION by Chancey, second by Graham to recommend approval to the Board of County Commissioners of the request for a Exception to Policy L1.15 to allow transfer of a no less-than-2.5 acre parcel from the 9.60MOL acre parent parcel to immediate family member (sister) for primary place of residence based on staff's findings, conclusion, recommendation, and recommended conditions, and based on the testimony received and the evidence presented at the public hearing. Motion carried unanimously with Barncord voting no.

Tomlinson advised that BCC will receive a recommendation from the Planning/Zoning Board and will hold a public hearing on 09/19/02; 1:30 P.M. at Hardee County Health Unit – Conference Room, Wauchula, Florida

Agenda 02-38

Tomlinson advised of a request from Christopher J. / Lori Stuart for a Exception to Policy L1.15 of the Comp Plan to transfer a no-less-than 2.5 acre parcel from the 93.60MOL acre parent parcel to immediate family member (son) for primary place of residence, A-1 (Agricultural) on or about Crooked Creek Lane, Hardee County.

Each Board Member and County Staff received a copy of Application for an Exception to Policy L1.15 and Staff Report for review prior to the 09/12/02 meeting.

Cassidy highlighted the Staff Report including the conclusion, recommendation for approval, and recommended conditions. Cassidy submitted the report to record as evidence, no objections were presented.

Tomlinson called for Public Input; none was received.

Property Owner Lori Stuart was present.

Tomlinson called for Board Questions, none was received.

MOTION by Nicholson, second by Graham to recommend approval to the Board of County Commissioners of the request for a Exception to Policy L1.15 to allow transfer of a no less-than-2.5 acre parcel from the 93.60 MOL acre parent parcel to immediate family member (son) for primary place of residence based on staff's findings, conclusion, recommendation, and recommended conditions, and based on the testimony received and the evidence presented at the public hearing. Motion carried unanimously with Barncord voting no.

Tomlinson advised that BCC will receive a recommendation from the Planning/Zoning Board and will hold a public hearing on 09/19/02; 1:30 P.M. at Hardee County Health Unit – Conference Room, Wauchula, Florida

Agenda 02-39

Tomlinson advised of a request from Gustavo L. Brito / Sophy E. Mendez for a Exception to Policy L1.15 of the Comp Plan to transfer a no-less-than 2.5 acre parcel from the 20MOL acre parent parcel to immediate family member (mother) for primary place of residence, A-1 (Agricultural) on or about Peeples Lane, Hardee County.

Each Board Member and County Staff received a copy of Application for an Exception to Policy L1.15 and Staff Report for review prior to the 09/12/02 meeting.

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Cassidy highlighted the Staff Report including the conclusion, recommendation for approval, and recommended conditions. Cassidy submitted the report to record as evidence, no objections were presented.

Tomlinson called for Public Input; none was received.

No property owner nor representative was present.

Tomlinson called for Board Questions, none was received.

MOTION by Graham, second by Fraim to recommend approval to the Board of County Commissioners of the request for a Exception to Policy L1.15 to allow transfer of a no less-than-2.5 acre parcel from the 20 MOL acre parent parcel to immediate family member (mother) for primary place of residence based on staff's findings, conclusion, recommendation, and recommended conditions, and based on the testimony received and the evidence presented at the public hearing. Motion carried unanimously with Barncord voting no.

Tomlinson advised that BCC will receive a recommendation from the Planning/Zoning Board and will hold a public hearing on 09/19/02; 1:30 P.M. at Hardee County Health Unit – Conference Room, Wauchula, Florida

Agenda 02-40

Tomlinson advised of a request from Wilma Louise McClellan for a Exception to Policy L1.15 of the Comp Plan to transfer a no-less-than 2.5 acre parcel from the 79.20MOL acre parent parcel to immediate family member (grandson) for primary place of residence, A-1 (Agricultural) on or about Dallas McClellan Road, Hardee County.

Each Board Member and County Staff received a copy of Application for an Exception to Policy L1.15 and Staff Report for review prior to the 09/12/02 meeting.

Cassidy highlighted the Staff Report including the conclusion, recommendation for approval, and recommended conditions. Cassidy submitted the report to record as evidence, no objections were presented.

Tomlinson called for Public Input; none was received.

No property owner nor representative was present.

Tomlinson called for Board Questions, none was received.

MOTION by Chancey, second by Fraim to recommend approval to the Board of County Commissioners of the request for a Exception to Policy L1.15 to allow transfer of a no less-than-2.5 acre parcel from the 79.20MOL acre parent parcel to immediate family member (grandson) for primary place of residence based on staff's findings, conclusion, recommendation, and recommended conditions, and based on the testimony received and the evidence presented at the public hearing. Motion carried unanimously with Barncord voting no.

Tomlinson advised that BCC will receive a recommendation from the Planning/Zoning Board and will hold a public hearing on 09/19/02; 1:30 P.M. at Hardee County Health Unit – Conference Room, Wauchula, Florida

Agenda 02-41

Tomlinson advised of a request from Byron Mark / Betty J. Croy for a Exception to Policy L1.15 of the Comp Plan to transfer a no-less-than 2.5 acre parcel from the 20MOL acre parent parcel to immediate family member (wife) for primary place of residence, A-1 (Agricultural) on or about Peeples Lane, Hardee County.

Each Board Member and County Staff received a copy of Application for an Exception to Policy L1.15 and Staff Report for review prior to the 09/12/02 meeting.

Cassidy highlighted the Staff Report including the conclusion, recommendation for approval, and recommended conditions. Cassidy submitted the report to record as evidence, no objections were presented.

Tomlinson called for Public Input; none was received.

Property Owner Byron Mark Croy was present.

Tomlinson called for Board Questions, none was received.

MOTION by Chancey, second by Nicholson to recommend approval to the Board of County Commissioners of the request for a Exception to Policy L1.15 to allow transfer of a no less-than-2.5 acre parcel from the 20MOL

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acre parent parcel to immediate family member (wife) for primary place of residence based on staff's findings, conclusion, recommendation, and recommended conditions, and based on the testimony received and the evidence presented at the public hearing. Motion carried unanimously with Barncord voting no.

Tomlinson advised that BCC will receive a recommendation from the Planning/Zoning Board and will hold a public hearing on 09/19/02; 1:30 P.M. at Hardee County Health Unit – Conference Room, Wauchula, Florida

Agenda 02-42

Tomlinson advised of a request from Julian H. / Frances E. Moore for a Exception to Policy L1.15 of the Comp Plan to transfer a no-less-than 2.5 acre parcel from the 5.32MOL acre parent parcel to immediate family member (daughter) for primary place of residence, A-1 (Agricultural) on or about Parnell Road, Hardee County.

Each Board Member and County Staff received a copy of Application for an Exception to Policy L1.15 and Staff Report for review prior to the 09/12/02 meeting.

Cassidy highlighted the Staff Report including the conclusion, recommendation for approval, and recommended conditions. Cassidy submitted the report to record as evidence, no objections were presented.

Tomlinson called for Public Input; none was received.

No property owner nor representative was present.

Tomlinson called for Board Questions, none was received.

MOTION by Nicholson, second by Barncord to recommend approval to the Board of County Commissioners of the request for a Exception to Policy L1.15 to allow transfer of a no less-than-2.5 acre parcel from the 5.32MOL acre parent parcel to immediate family member (daughter) for primary place of residence based on staff's findings, conclusion, recommendation, and recommended conditions, and based on the testimony received and the evidence presented at the public hearing. Motion carried unanimously.

Tomlinson advised that BCC will receive a recommendation from the Planning/Zoning Board and will hold a public hearing on 09/19/02; 1:30 P.M. at Hardee County Health Unit – Conference Room, Wauchula, Florida

OTHER BUSINESS

No other business for the 09/12/02 Planning and Zoning Regular meeting.

The Planning/Zoning Regular Meeting was adjourned at 6:28 P.M. Motion carried unanimously.

Next Regular Planning/Zoning Meeting, Thursday, October 3, 2002, 6:00 P.M.

Tina Huntsman
Building & Zoning Executive Secretary

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