

**MINUTES
PLANNING & ZONING BOARD MEETING
WEDNESDAY, FEBRUARY 12, 2014 @ 3:00 p.m.
KATIE PIEROLA COMMISSION CHAMBERS**

Pledge of Public Conduct: We may disagree, but we will be respectful of one another. We will direct all comments to the issues. We will avoid personal attacks.

NOTE: MORE THAN ONE ELECTED OFFICIAL MAY BE IN ATTENDANCE

WITH A QUORUM PRESENT AND ACTING, THE CHAIR CALLED THE MEETING TO ORDER

PLEDGE TO THE FLAG

ROLL CALL

PRESENT: Chair Dan DeBaun; Fawzy Makar; Dawn Betts; Barbara Curtis

ABSENT: Ric Gatehouse and John Burns absent with excuse; Bob Dale absent without excuse

ALSO PRESENT: Alan Garrett, City Planner; Steve Gilbert, Building Official.

PRESS: The Sun; The Islander

Mayor Shearon introduced the new City Clerk - Jamie Anderson and the new City Treasurer - Sheila Dalton.

ORDER OF BUSINESS:

- 1. GENERAL PUBLIC COMMENTS - NONE**
- 2. Approval of minutes dated January 8, 2014.**

MOTION BY BARBARA CURTIS TO APPROVE THE MINUTES DATED JANUARY 8, 2014, AS WRITTEN. MOTION SECONDED. VOTE: ALL AYES. MOTION CARRIES.

- 3. OLD BUSINESS**

Item 3 B brought forward by the Chair

B. CONTINUATION OF PUBLIC HEARING to consider and receive public input on Ordinance No. 13-434 a small Scale Comprehensive Plan Amendment redesignating the land from Commercial to High Density Residential, and Ordinance No. 13-435 rezoning from Limited Commercial (C-1) to Multi-family Dwelling District (R-3) for the following described property located at 113 9th St. N:

Lot 18 less the west 13.85 feet thereof, Mira-Mar subdivision, as per plat thereof recorded in Plat Book 7, Page 46 of the Public Records of Manatee County.

Staff presentation by Alan Garrett (comment card in the file). He noted that the hearing had been property noticed. The applicant is requesting a continuance to March 12, 2014.

MOTION BY DAWN BETTS TO CONTINUE THE PUBLIC HEARING FOR ORDINANCE #13-434 AND ORDINANCE #13-435 UNTIL MARCH 12, 2014. MOTION SECONDED. VOTE: ALL AYE. MOTION CARRIES.

A. CONTINUANCE OF PUBLIC HEARING to consider and receive public input on amendments to the Noise Ordinance No. 13-436 and make recommendations to the City Commission.

Staff presentation by Alan Garrett (comment card in the file). He noted that the hearing had been property noticed.

Public Comments Open

Doreen Flynn, Manager Drift In (comment card in the file): Spoke in opposition of having indoor live entertainment cease at 10:00pm.

Joe Cuervo, Jr., Owner Drift In (comment card in the file): Spoke in opposition of having indoor live entertainment cease at 10:00pm. He suggested it be 1:00 am.

Public Comments Closed

Board discussion ensued. Consensus by the board to change 26-107 (3) to reflect 8:00 am to 1:00 am, and change the last sentence to read "After 1:00 am," and on chart 26-02 drop Commercial areas 7:00 am – 7:00 pm down to 85 dBA, **and flattening the Commercial chart to reflect 10:00 pm to 7:00 am to be 55 dBA?**

MOTION BY DAWN BETTS TO RECOMMEND THE APPROVAL OF ORDINANCE #13-436 AS AMENDED. MOTION SECONDED. VOTE: ALL AYE. MOTION CARRIES.

4. NEW BUSINESS

A. PUBLIC HEARING to consider and receive public input on a Special Exception to the provisions of Section 34-9(4) in order to exceed the maximum length of 65 feet for a dock located at 110 7th Street South, Lot 8, Block 11 Cortez Beach Subdivision

Staff presentation by Alan Garrett (comment card in the file). Applicant has provided proof of notification.

Applicant, Kevin McNamara (comment card in the file): He is asking for 83' length to allow for boat lifts, it is not any further out than the dock adjacent.

Public Comments Open

NONE

Public Comments Closed

Board discussion ensued.

MOTION BY DAWN BETTS TO APPROVE THE SPECIAL EXCEPTION FOR A DOCK EXTENSION LOCATED AT 110 7TH STREET SOUTH. MOTION SECONDED. ALL AYE. MOTION CARRIES.

Alan Garrett noted for the record that because the application is asking for 83' that is already implied in the approval.

- B. PUBLIC HEARING to consider and receive public input on Ordinance 14-437, amending the City's Floodplain regulations to conform to the Florida Building Codes and adopting new Maps and Flood Insurance Study, and making recommendations to the City Commission.**

Staff presentation by Steve Gilbert (comment card in the file). The Ordinance has been properly noticed.

Public Comments Open

NONE

Public Comments Closed

Board discussion ensued.

MOTION BY DAWN BETTS TO RECOMMEND THE CITY COMMISSIONS APPROVAL OF ORDINANCE 14-437 AMENDING THE CITY'S FLOODPLAIN REGULATIONS TO CONFORM TO THE FLORIDA BUILDING CODE AND ADOPTING NEW MAPS AND FLOOD INSURANCE STUDY. MOTION SECONDED. VOTE: ALL AYE. MOTION CARRIES.

5. AROUND THE TABLE

6. ADJOURNMENT – There being no further business, meeting adjourned at 3:49pm

ATTEST:

Chairman Dan DeBaun

Tammy Johnson, Deputy Clerk

This is not a verbatim record.