

ST. JOHNS COUNTY, FLORIDA  
ORDER  
REZONING/EXCEPTION/VARIANCE

---

NAME OF APPLICANT

APPLICATION NUMBER

James Dimsdale and Lyndale Investments, Inc.

R-88-044

DECISION OF  
COUNTY COMMISSION

GRANTED

GRANTED WITH  
CONDITIONS

DENIED

CONDITIONAL ORDINANCE

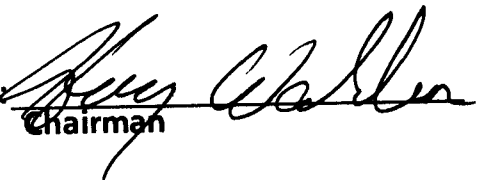
Conditions:

\*See Attached

DATE OF COMMISSION ACTION: December 13, 1988

---

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By:   
Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY:   
DEPUTY CLERK

(Pursuant to St. Johns County Zoning Code, Section 11-9-5b: failure to exercise an exception or variance by commencement of the use or action approved thereby within one year, or such longer time as approved by the Board, shall render the exception or variance invalid and all rights granted thereunder shall terminate)

(12/13/88 - 11 - 4. 1565)

Hearing on R-88-044/James E. Dimsdale and Lyndale Investments Inc., located on Watson Road west of FEC Railway, containing 39 acres, rezoning from OR to RMH-S for single-family/mobile home subdivision. Proof of publication of notice of public hearing was received having been published in The St. Augustine Record on November 5, 1988, upon motion by Brubaker, seconded by Bailey, carried 5/0, was ordered filed. John Bailey, 780 North Ponce de Leon Boulevard, represented Mr. Dimsdale, passed out booklet depicting property in surrounding area. In addition, concerned neighbors opposing the rezoning expressed their opinions. Also, Mr. Dimsdale expressed his views as well. Upon motion by Bailey, seconded by Herold, carried 5/0 to deny rezoning in its present state from OR to RMH-S for single-family/mobile home subdivision. Upon motion by Bailey, seconded by Maguire, carried 5/0 to allow waiver within one year requirement.

(12/13/88 - 11 - 4.2889)

Hearing on R-88-050/Harry and Phyllis Price, rezoning from OR to CI with conditions, property located on Wildwood Drive adjacent to PUD of Treaty Grounds (parcels for fire station and multi-family). Proof of publication of notice of public hearing was received having been published in The St. Augustine Record on November 5, 1988, upon motion by Bailey, seconded by Brubaker, carried 5/0 was ordered filed. At this point Harry Price, 1774 Wildwood Drive, (owner of property); Price would like for property to be rezoned with conditions for the purpose of a convenience store and other small shops. Considerable discussion ensued from neighbors in opposition to rezoning and Napier of PZA recommended denial of rezoning due to predominately residential area and would be a conflict of the Comprehensive Plan. Upon motion by Maguire, seconded by Herold, carried 5/0. to deny rezoning from OR to CI with conditions, property located on Wildwood Drive adjacent to PUB of Treaty Grounds (parcels for fire station and multi-family) and waive the one year time limitation.

(12/13/88 - 11 - 5.0122)

Hearing on exchange of property (32 square feet) owned by John and Ruth Rimer, for extension of SR #312. Castle mentioned the resolution authorizing the execution of a certain agreement for the exchange of certain properties necessary for the construction of a limited access highway as an extension of State Road 312; and providing an effective date. Castle requested BCC to approve an agreement between the County and John and Ruth Rimer to exchange 32 sq. feet of their property which is needed for right-of-way purposes for the extension of 312 with 32 sq. feet of County-owned property which is adjacent to their property. Upon motion by Bailey, seconded by Herold, carried 5/0 to accept resolution to sign agreement for the exchange of certain properties necessary for the construction of a limited access highway as an extension of SR #312.

(12/13/88 - 11 - 5.0172)

Castle reported on earlier response to Henry for a memo re Elkton drainage district. Brubaker reported there is enough money in budget to pay bills that are owed. Upon motion by Brubaker, seconded by Bailey, carried 5/0 to pay drainage district bills. Brubaker reported on this coming year's bills. Brubaker has bids from two different people for this coming year; one from Bishop Drag Line Service for \$55/per hour; another for drag line machine. for \$85/per hour. Castle reported on recommendation from staff through purchasing department of finance office issue PO for the work with cap on it not to exceed the monies that will be available. Upon motion by Brubaker, seconded by Maguire, carried 5/0 to accept staff's recommendation on this year's work.

(12/13/88 - 11 - 5.0272)

Castle reported on resolution authorizing the execution of a certain agreement for the exchange of certain properties necessary for the construction of a limited access highway as an extension of State Road 312; and providing an effective date. This was not properly advertised and should be rescinded; it will come up at a subsequent meeting. Upon motion by Bailey, seconded by Brubaker, carried 5/0 to rescind resolution authorizing the execution of a certain agreement for the exchange of certain properties necessary for the construction of a limited access highway as an extension of SR. 312 due to improper advertisement.

(12/13/88 - 11 - 5.0290)

Waldron reported on groups that volunteer their services to help and advise BCC should be advertised. There is a vacancy on Ponte Vedra Zoning Board, and people need to be reappointed to this Board. Waldron suggested an advertisement be placed in Ponte Vedra Recorder and Beaches Leader announcing vacancy and by end of January select people who would be interested in serving on Ponte Vedra Zoning Board.

(12/13/88 - 11 - 5.0387)

Clerk, Connie McDaniel reported on letter she found on her desk re Consent Item 7 to vacate Magnolia Avenue and Seminole Avenue; the letter was from McClure and Whiteman to withdraw application to vacate portions of Magnolia Avenue and Seminole Avenue. The application in its entirety is being withdrawn and this is not merely a request for a continuance. Upon motion by Brubaker, seconded by Maguire, carried 5/0 to rescind item 7 from Consent Agenda.