

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

NAME OF APPLICANT

APPLICATION NUMBER

Thomas M. and Francis Joseph Burns
2507 U. S. 1 South
St. Augustine, Fl. 32086

R-89-020

DECISION OF
COUNTY COMMISSION

GRANTED

GRANTED WITH
CONDITIONS

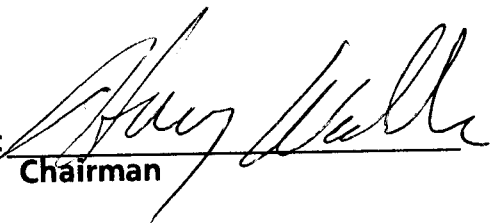
DENIED

CONDITIONAL ORDINANCE NO. 89-30

*See Attached Copy of Minutes

DATE OF COMMISSION ACTION: June 27, 1989

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)

IS HEREBY CHANGED TO: RS-2, single family residential

SUBJECT TO THE FOLLOWING CONDITIONS:

1. Minimum lot size shall be 32,670 sq. ft., with the maximum number of lots not to exceed 35.
2. Fire protection shall be provided for by an artesian well connected to a fire hydrant.
3. All regulatory agencies shall be complied with prior to commencement of construction activity, and plat shall be approved prior to any development activities.

which conditions shall remain in full force and effect at all times until amended or changed by further ordinance of this Body.

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, COUNTY OF ST. JOHNS APPROVING A MAJOR MODIFICATION FOR CAMACHEE ISLAND PLANNED UNIT DEVELOPMENT PURSUANT TO ORDINANCE 81-45

(6/27/89 - 9 - 3.1172)

Hearing on R-89-019/Cary Cowan owner, applicant Randy Beverly; rezoning from CG to CI with conditions, for the location of a car-wash; property located on U.S. #1 South in front of Sargeants Auto Service. Pursuant to a memorandum dated June 20, 1989 from the Planning and Zoning Department stating that due to a clerical error the hearing will not be heard on June 27, but will be continued to July 25, 1989 at 1:45 p.m.

(6/27/89 - 9 - 3.1196)

Hearing on R-89-020/Thomas and Francis Burns, Ordinance 89-30, rezoning from OR to RS-2 with conditions, for the development of a single family subdivision located on north side of SR-#206, 40.87 acres. Proof of publication of notice of hearing on R-89-020 was received having been published in The St. Augustine Record on May 20, 1989; upon motion by Brubaker, seconded by Bailey, carried 5/0, was ordered filed. Tom Burns, 1365 SR 206 was present to request the rezoning; Burns also displayed a sketch in his presentation. Deputy Clerk read conditions to which applicant agreed to the conditions; upon motion by Bailey, seconded by Maguire, carried 5/0, to approve Ordinance No. 89-30. (3.1437) Item #14 was addressed at this juncture which was to waive fire hydrants; upon motion by Bailey, seconded by Brubaker, carried 5/0, to grant waiver of Section 90.6 which requires fire hydrants.

(6/27/89 - 9 - 3.1451)

Hearing on R-89-022/Richard Davis, rezoning from RMH-S to IW with conditions, located on Northwood Drive off Holmes Boulevard directly across from Davis PreCast. Proof of publication of notice of hearing on R-89-022 was received having been published in The St. Augustine Record on May 27, 1989; upon motion by Brubaker, seconded by Bailey, carried 5/0, was ordered filed. This item was addressed later as Richard Davis nor a representative of his was present.

(6/27/89 - 9 - 3.1488)

Hearing on R-89-018/W. R. Townsend represented by Richard Prosser, PHK; rezoning from CHT to IW with conditions, to locate a construction office and yard, located in the SE corner of I-95 and CR-210. Proof of publication of notice of hearing on R-89-018 was received having been published in The St. Augustine Record on May 27, 1989; upon motion by Bailey, seconded by Brubaker, carried 5/0, was ordered filed. Richard Prosser, PHK was present representing W. R. Townsend requesting the rezoning. Discussion followed. (3.1953) Bob McKutrich, 9950 KOA Road, spoke in opposition to the rezoning. Napier reported that staff, in their hearings at the PZA, suggested a PSD due to the fact that initially the request of this item was for straight IW use. Napier stated this rezoning would be in conflict with the comprehensive plan and incompatible with other uses in that immediate area. The comp plan does call for industrial development along 210, but further away from the intersection. Discussion followed. Upon motion by Bailey, seconded by Herold, carried 5/0, to deny because this request is not compatible with the County's land use plan. Waldron asked Sisco with regard to the rezoning issue, should the BCC take action on that to which Sisco stated the issue cannot be rezoned as it is in violation of the comprehensive plan; however, there can be a motion to indicate whether, other than the comprehensive plan it is good zoning or not. Further, Sisco mentioned the application can be denied because it is in conflict with the plan. Napier stated that the Commission has indicated this application is inconsistent with the comprehensive plan, it's already been discussed that it tends to be incompatible with surrounding uses so therefore if action is taken to deny the zoning it would be based on the inconsistency with the comprehensive plan and incompatibility with adjacent developments. Upon motion by Bailey, seconded by Herold, carried 5/0, to deny the rezoning as it is in conflict with the comprehensive plan.

(6/27/89 - 9 - 3.2406)

This item was addressed previously which was Richard Davis, rezoning from RMH-S to IW with conditions, Ordinance No. 89-31. Richard Davis, 1590 Northwood Drive, was present; Deputy Clerk was instructed to read the conditions to which applicant offered the conditions. Upon motion by Bailey, seconded by Brubaker, carried 5/0, to approve Ordinance No. 89-31 with conditions.

(6/27/89 - 9 - 3.2654)

Holmes requested permission from the BCC to accept the maintenance bond for Seagate Cove in the amount of \$5,400 and release, with conditions, the construction bond for Seagate Cove in the amount of \$26,000 if work is done satisfactorily as of July 7, 1989, if not, staff will cash in the bond. Upon motion by Herold, seconded by Maguire, carried 4/0, Bailey was absent, to grant permission to accept the maintenance bond for Seagate Cove in the amount of \$5,400 and release, with