

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

NAME OF APPLICANT

APPLICATION NUMBER

William and Lynda Sanders
28 Cordova St.
St. Augustine, Florida 32084

R-89-058

DECISION OF
COUNTY COMMISSION

GRANTED

GRANTED WITH
CONDITIONS

DENIED

CONDITIONAL ORDINANCE 90-22

*See Attached

DATE OF COMMISSION ACTION: April 24, 1990

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Craig A. Maguire
Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Connie E. McDaniel
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)

the BCC and Flagler Hospital. Herold stated that Terrell understands that he has to operate within certain strict guidelines or he will not be capable of receiving the support that the County and Flagler Hospital will give him.

(4/24/90 - 2 - 1.0240)

Waldron reported that the Vilano Beach Boat Basin is in dire need of repair and during this particular season there are more individuals boating. Boat trailers and cars are being parked along A1A as the parking lot to the boat basin is filled to capacity. Waldron's concern was with the timing of improvements, in particular, improvements of the parking situation. Waldron set out a plea that the county be very careful, when DOT do their work at the Vilano Bridge, to insist upon a major boat ramp facility for parking. Castle updated the BCC regarding this matter stating that the consulting firm is in the process of obtaining permits for the dredging of the boat basin and relocation of the channel into the boat ramp facility. This project has been ongoing for approximately 1-1/2 years to 2 years and is a new method of disposal of the dredge material through hydraulic spraying into the marsh grasses. The parking situation will be very difficult to address, continued Castle, as there is only so much land in the area to be used for parking at the present time. Waldron suggested going to a new bridge facility but was unsure how this lies.

(4/24/90 - 2 - 1.0394)

Waldron reported that some individuals have approached him concerning the Boating Club Ramp, particularly concerning the gentleman that owns property next to the ramp; he has put up a fence and it is believed the fence is on county right-of-way. Castle responded that he would check into this.

(4/24/90 - 2 - 1.0423)

Waldron commented on a letter he received from Dr. O'Connell pertaining to the health facility, with special emphasis on the approval of request for proposals that were approved in January, 1990, for consulting services to declare a master development plan for the County Health Department and community services. Additionally, Waldron stated the HRS needs direction from the BCC.

(4/24/90 - 2 - 1.0472)

Hearing on SW-90-004/Wayne D. and Elizabeth Schoppaul; waive Article V - Definition of a Subdivision; division of property within a recorded subdivision with creation of an easement; 1071 South Winterhawk Drive. Proof of publication of notice of hearing on SW-90-004 was received, having been published in The St. Augustine Record on March 19, 1990; upon motion by Waldron, seconded by Brubaker, carried 4/0, Bailey was absent, was ordered filed. Wayne Schoppaul was present requesting approval of this application. Napier reported that this is a division of a large lot in a subdivision. Further, this lot is 5 acres and what is being asked is that due to the creation of an easement, the subdivision waiver would allow it to be divided into two 2-1/2 acre lots with one dwelling unit per lot. Upon motion by Herold, seconded by Waldron, carried 4/0, Bailey was absent, to approve SW-90-004/Wayne D. and Elizabeth Schoppaul, subject to the conditions.

(4/24/90 - 2 - 1.0665)

Hearing on SW-90-005/Charles E. and Mollie W. Pellicer; waive Article V - Definition of a Subdivision; division of property with creation of an easement; adjacent to and south of El Granada Subdivision Unit Two. Proof of publication of notice of hearing on SW-90-005 was received, having been published in The St. Augustine Record on March 19, 1990; upon motion by Waldron, seconded by Herold, carried 4/0, Bailey was absent, was ordered filed. Maguire reported that his home abuts this property and since the rezoning has taken place previously, Maguire did not see what benefit this would enable him. However, if there is no objection from anyone in the audience or on the Commission, Maguire will vote. **Editorial Note: No one objected.** Charles Pellicer, 122 Menendez Road requested approval of this application. Napier reported he had no problem with this application subject to the conditions that are indicated. Upon motion by Waldron, seconded by Herold, carried 4/0, Bailey was absent, to approve SW-90-005, subject to the conditions that are indicated.

(4/24/90 - 2 - 1.0831)

Hearing on Major Modification to Ord. 79-73 St. Augustine Shores PUD (note: letter requesting withdrawal has been submitted). Upon motion by Waldron, seconded by Herold, carried 4/0, Bailey was absent, to deny the Major Modification to Ord. 79-73 St. Augustine Shores PUD. The above motion was amended as follows: Upon motion by Waldron, seconded by Herold, carried 4/0, Bailey was absent, to deny the Major Modification to Ord. 79-73 St. Augustine Shores PUD without prejudice.

(4/24/90 - 2 - 1.0897)

Hearing on R-89-058/William and Linda Sanders; rezoning from OR to IW with conditions; located on south side of SR-#16 approx. 1100 feet west of Racetrack Road, Ordinance No. 90-22. Proof of publication of notice of hearing on R-89-058/William and Linda Sanders was received, having been published in The St. Augustine Record on March 15, 1990; upon motion by Brubaker, seconded by Herold, carried 4/0, Bailey was absent, was ordered filed. Ted Pellicer, 28 Cordova Street representing the applicant, requested approval. Deputy Clerk Connie McDaniel was directed to read the conditions into the minutes of this proceeding to

which Pellicer agreed to the conditions on behalf of the applicant. Upon motion by Brubaker, seconded by Herold, carried 4/0, Bailey was absent, to approve Ordinance No. 90-22, with conditions.

ORDINANCE NO. 90-22

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM THE PRESENT ZONING CLASSIFICATION OF OR TO IW WITH CERTAIN CONDITIONS: REQUIRING RECORDATION: AND PROVIDING AN EFFECTIVE DATE.

(4/24/90 - 3 - 1.1046)

Dr. W. W. O'Connell, Director of the Health Department, reported on a request that he brought to the the BCC on January 23, 1990 regarding request for proposals for consulting services to prepare a master development plan for the County Health Department and Community Services Facility, which was passed at the 1/23/90 BCC meeting, stating that he has attempted to develop with HRS Economic Services over the past year. HRS is in a situation whereby they will require 12,000 square feet immediately in a proposed 10-year growth plan up to 20,000 square feet, stated O'Connell. Further, the urgency at this point in time, is one of which the HRS is instituting the Florida System - computer system that the State paid \$100 million for - to have it up and running by the summer of 1991, and planning has to go into this because under the arrangement, once it's set, if ever it will have to be moved in the future, that will be cost all over again, and there is language to this effect that is involved with this computer system, reported O'Connell. Additionally, O'Connell referred to his letter of April 6th to the Commission, which stated that research has been done by O'Connell, both with the State, legal counsel and the General Services Department and essentially this is the only method to do this without having to go out for multiple bids on HRS' and the County's part. At this juncture, O'Connell requested guidance from the BCC in procedure. It was the general consensus of the BCC to establish a committee with O'Connell formulating the criteria for individuals who will be on the committee. Direction was given that O'Connell work with Castle regarding advertisement. Cliff Petitt, 960 Alcala Drive, commented. This issue will be resumed at the May 8, 1990 BCC meeting.

(4/24/90 - 3 - 1.1639)

Waldron read notes that he compiled regarding a letter that he received in March from HJR Engineering with particular emphasis on construction and demolition of yard trash in St. Johns County. Broached in the March letter was the suggestion of looking at a joint site on the north end of St. Johns County or the south end of Duval which would adequately take care of the demolition and yard material and start up a composting program for both counties. Waldron opined that a definite advantage could be had if the efforts of both counties were combined. Upon motion by Waldron, seconded by Brubaker, carried 4/0, Bailey was absent, directing staff to immediately begin the process of looking into site review to include the possibility of joint efforts with Duval County and/or Flagler County for development of a landfill for construction debris, yard trash and composting efforts.

(4/42/90 - 3 - 1.1959)

Waldron requested a resolution be drafted to the county's Legislative Delegation regarding sales tax, which is a matter coming out of the Governor's Office. Clerk of Court Carl "Bud" Markel reported that the Governor sent over new procedures in his budget practices to balance the budget. Further, the Speaker of the House, in addressing the new procedures, alluded to the fact that the cigarette tax will be about 10¢ per pack. It was the general consensus of the BCC that each Commissioner contact the county's Legislative Delegation and Governor regarding this matter.

(4/24/90 - 3 - 1.2221)

Maguire reported on a letter he received from Judge Richard Watson stating that the State of Florida no longer has funds to purchase postage stamps and that the County will have to pick up his \$2,700 postage fee for the remainder of the year.

(4/42/90 - 3 - 1.2285)

Maguire reported on a letter from Markel regarding the cost of living increase which will be allowed by the BCC for budget consideration, and whether the BCC will allow the 2% merit pay increase to employees. Maguire gave direction to staff that increases in budgets will be hard to come by at best.

(4/24/90 - 3 - 1.2725 thru 2.0362)

Anastasia Sanitary District Meeting.