

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

NAME OF APPLICANT

Douglas L. Pilinko
857 Elk Run
Switzerland, Fl. 32259

APPLICATION NUMBER

E-91-068
Appeal

DECISION OF
COUNTY COMMISSION

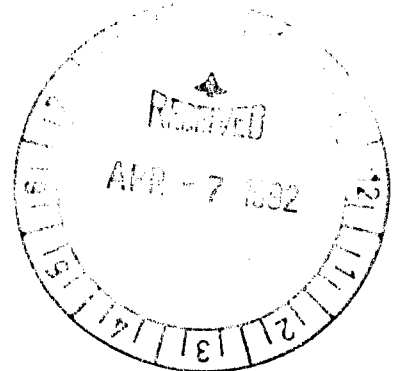
GRANTED

GRANTED WITH
CONDITIONS

DENIED

CONDITIONS:

- 1) That the number of pets allowed will be reduced to four (4) through attrition.



*See Attached

DATE OF COMMISSION ACTION: JANUARY 28, 1992

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: J. E. Bell
Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Patricia DeGrande
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)

elected officials. Moore apologized to Mr. Herold if he had done anything to offend him. (4.1639) Motion by Balsavage, seconded by Herold, carried 7/0, to uphold the decision of the Planning and Zoning to deny on the basis of incompatibility with the neighborhood and that it seriously interferes with the health, safety, and welfare of the people in the community.

(01/28/92 - 11 - 4.1722)

APPEAL: E-91-068 DOUGLAS L. PILINKO, LOCATED IN GREENBRIAR SUBDIVISION, 857 ELK RUN, REQUEST WAS FOR THE ALLOWANCE OF MORE THAN FOUR HOUSEHOLD PETS, WHICH INCLUDED DOGS, BIRDS AND CHICKENS. THE APPLICANT IN THE APPEAL HAS AMENDED THE NUMBER AND TYPE OF SPECIES. PZA DENIED, UNANIMOUS: Proof of publication of the hearing for an appeal of the Planning and Zoning Agency decision, E-91-068 Douglas L. Pilinko for the allowance of more than four household pets was received having been published in The St. Augustine Record on December 27, 1991. Douglas L. Pilinko, 857 Elk Run, was present and requested permission to keep six (6) other birds on his land; there would not be any chickens. (4.1900) Mark Jackson, 2654 Foxhunt Trail, was present and stated that the original exception request has been changed and is presently a more acceptable form than the original; feels that if Pilinko was willing not to breed his animals and not replace them when they die, until it gets down to the present form of zoning status, it would be an acceptable compromise. Debbie Willis, 848 Elk Run, was present and stated that she was originally opposed to the zoning request because of the chickens but now she would be in favor of the appeal to allow Pilinko to keep the birds he now has as long as they are not replaced until he comes within the maximum of four (4). Pilinko agreed to the conditions discussed by Jackson and Willis that when the birds die or fly away they will not be replaced. Discussion followed concerning deed restrictions and zoning. (4.2195) Motion by Bailey, seconded by Roberts, carried 7/0, to grant the appeal with the knowledge that Mr. Pilinko will reduce the number of pets to the original desired four (4), through attrition.

(01/28/92 - 11 - 4.2224)

R-PUD-91-018 CYNTHIA MARLER/CHARLES BINNINGER/THOMAS PRESTON REPRESENTED BY KAREN TAYLOR, LAND PLANNER, LOCATED ON WEST SIDE OF SR 207 APPROXIMATELY 3/4 MILE NORTHEAST OF I-95, 40 ACRES TO BE DEVELOPED AS COMMERCIAL/OFFICE PARK, MULTI-FAMILY AND SINGLE FAMILY RESIDENTIAL TO BE KNOWN AS "TWIN LAKES DEVELOPMENT", PZA RECOMMENDED APPROVAL, FINDING THE LAND LOCATED WITHIN THE MIXED USE CORRIDOR OF THE COMP PLAN AND IN COMPLIANCE. PZA APPROVED, UNANIMOUS: Proof of publication of hearing to consider a proposed ordinance on R-PUD-91-018 Cynthia Marler/Charles Binninger/Thomas Preston, "Twin Lakes Development" was received having been published in The St. Augustine Record on December 27, 1991. Karen Taylor was present representing the applicants; reviewed the development and the request. (4.2461) Motion by Roberts, seconded by Herold, to adopt the ordinance. Dante Salamone, 5225 Datil Pepper Road, questioned the size of the single family lot size and the setbacks. (4.2628) Motion by Maguire, seconded by Bailey, adding an amendment to the motion that the developer donate a 30 foot right-of-way along State Road 207 for road widening to the state or county, as appropriate, free of charge. Bill Cline, Elkton, spoke in opposition. Discussion followed. (4.2891) Motion by Roberts, seconded by Herold, carried 6/1, with Bailey dissenting, to table this item until after Item # 15 of today's meeting. (6.0848) Subsequently, Karen Taylor reported that she was unable to contact her clients; requested that this issue be tabled until the next meeting. (6.0863) Motion by Bailey, seconded by Maguire, carried 7/0, to table this agenda item (R-PUD-91-018) until February 11, 1992, at 1:30 pm.

(01/28/92 - 11 - 6.0885)

3:00 P. M. CONSIDERATION TO ADOPT FOUR ORDINANCES READOPTING THE BUILDING CODE, PLUMBING CODE, MECHANICAL CODE AND ELECTRICAL CODE, CONTINUED FROM DECEMBER 10, 1991: (6.0885) Motion by Maguire, seconded by Herold, carried 7/0, to continue this agenda item and also item # 4f until February 11, 1992, at 1:30 pm.

(01/28/92 - 11 - 4.3066)

3:30 P. M. PUBLIC HEARING TO AMEND ORDINANCE NO. 87-57, ROAD IMPACT FEE ORDINANCE, ALLOWING THE IMPACT FEE TO BE REDUCED AND THE PAYMENT THEREOF MAY BE DEFERRED FOR LOW AND MODERATE PRICED RESIDENTIAL UNITS OR FOR RESIDENTIAL UNITS THAT WILL BE OCCUPIED BY LOW OR MODERATE INCOME RESIDENTS: Proof of publication of hearing to consider a proposed ordinance to amend Ordinance No. 87-57 (Road Impact Fee Ordinance) was received having been published in The St. Augustine Record on January 6, 1992.