

ORDER OF THE ST. JOHNS COUNTY
BOARD OF COUNTY COMMISSIONERS

RE: Charles E. Thomas, etal
c/o McClure & Whiteman
P.O. Box 3504
St. Augustine, FL 32084

FILE NUMBER: SW-92-003

ORDER GRANTING SUBDIVISION WAIVER

The above referenced applicant requested a subdivision waiver pursuant to the St. Johns County Residential Subdivision Regulations to allow the division of the subject property into six lots containing approximately 2.8 acres each, on all of the Northeast 1/4 of the Northeast 1/4 of Section 26, Township 7 South, Range 27 East, lying West of the West right of way line of State Road #13, Less and Except that portion thereof described in instrument recorded at Official Record volume 316, Page 481. On August 6, 1992 the matter came before the Planning and Zoning Agency (PZA) for public hearing, and the PZA recommended approval.

FINDINGS OF FACT

Having considered the application and supporting documents, the staff report dated August 6, 1992, PZA recommendation, the Board of County Commissioners makes the following findings of fact:

- (1) SW-92-003 has been fully considered after public hearing pursuant to legal notice duly published as required by law and the St. Johns County Residential Subdivision Regulations.
- (2) The request is consistent with the requirements of Article XI of the Residential Subdivision Regulations.
- (3) The request is consistent with all applicable zoning ordinance requirements.

- (4) The request has received favorable review and recommendation by the Planning & Zoning Agency.
- (5) The request is both consistent with the Comprehensive Plan and compatible with development patterns in the surrounding area.

NOW THEREFORE, the Board hereby GRANTS the subdivision waiver to divide the subject property into six lots consisting of approximately 2.8 acres each, subject to the following conditions:

- (1) Satisfaction of concurrency requirements for each lot created by the subdivision waiver before issuance of a building permit;
- (2) Compliance with the requirements of the Engineering Department, Fire Service, landscaping/landclearing;
- (3) Only one single family residence per lot;
- (4) Only one driveway for two lots;
- (5) A 50' setback from jurisdictional wetlands;
- (6) No sites for mobile homes; and
- (7) No further subdivision of the lots.

DATE OF COMMISSION ACTION: September 8, 1992

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

BY: James Balducci
Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Frank Peretti
Deputy Clerk

aired the Board needed to know how much it is going to cost to offer this program. Discussion followed. Motion by Maguire, seconded by Floyd, carried 4/1, with Roberts dissenting, and Herold absent for this vote, and Brinkhoff absent, to approve Resolution No. 92-145.

RESOLUTION NO. 92-145

A RESOLUTION OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AUTHORIZING THE CLERK OF COURTS TO ISSUE TITLE OPINIONS ON PROPERTIES MORTGAGED TO PAY IMPACT FEES

The meeting thereupon recessed and reconvened at 1:30 p.m. with Balsavage, Maguire, Floyd, Bailey, Roberts, Herold, Hurst, Campbell, and Pacetti present.

(09/08/92 - 6 - 2.1754)

9. Resolution - Final Development Plan- Marsh Creek Unit Two, Phase Three.

Jerry Napier gave an explanation of the project; Planning and Zoning recommended approval on August 6, 1992. Staff recommends approval of the resolution. Motion by Roberts, seconded by Herold, carried 6/0, with Brinkhoff absent, to approve Resolution No. 92-146.

RESOLUTION NO. 92-146

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, APPROVING A FINAL DEVELOPMENT PLAN FOR MARSH CREEK UNIT TWO, PHASE THREE, LOCATED WITHIN THE PARCEL OF LAND ZONED PUD, PURSUANT TO ORDINANCE NUMBER 86-79

~~(09/08/92 - 6 - 2.1813)~~

10. SW-92-003 Waiver to Subdivision Regulations. Proof of publication of a public hearing to consider an Order to waive Subdivision regulations, SR 13, Toco, was received having been published in The St. Augustine Record on July 16, 1992.

Jerry Napier aired the request is to waive platting/recording requirements to allow the division of property on the west side of SR-13 in the Toco area, into six 2.8 acre lots accessing SR 13 from share driveways. Planning and Zoning recommended approval of the waiver subject to seven conditions. These conditions have been incorporated into the Order. Staff recommends approval of the Order. Discussion followed. (2.1955) George McClure, representing the applicant, briefly commented on the conditions set forth on the Order. Motion by Herold, seconded by Floyd, carried 6/0, with Brinkhoff absent, to approved W-92-003 Waiver to Subdivision regulations with conditions.

Motion by Roberts, seconded by Floyd, carried 6/0, with Brinkhoff absent, to continue the meeting at 5:01 p.m.

The meeting thereupon recessed and reconvened at 5:01 p.m. with Balsavage, Maguire, Floyd, Bailey, Roberts, Herold, Sisco, Meiszer, Campbell, Givens, Mantay, and Pacetti.

(09/08/92 - 6 - 2.2130)

Balsavage introduced Boy Scout Troop #266, from Ponte Vedra Beach, who posted the flag, and led the pledge.

(09/08/92 - 6 - 2.2229)

12. First public hearing for the adoption of the proposed budget for FY 93'. Mantay asked to make two corrections on Draft Resolution No. 92-147 (Tentative Millage) on Thompson Bailey Road District assessment by Lot and/or Front Footage, \$248,779, the correct amount is \$23,530. On Treasure Beach Canal District Assessment by lot, \$170,553, the correct amount is \$114,000.

(09/08/92 - 6 - 2.2307)

Resolutions No. 92-147 and 92-148.

Givens announced that the first order of business would be to discuss the percentage increase over the roll back rate as required by law. The percentage as it currently stand over the roll back rate is .4813% just under 1/2 of 1%. The aggregate millage