

ORDER OF THE ST. JOHNS COUNTY
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA

RE: Shirley Hallman
5300 Riverview Drive
St. Augustine, FL 32084

FILE NO: E-93-050

ORDER ON APPEAL GRANTING
EXCEPTION

The above-referenced applicant appeared before the Planning and Zoning Agency (Agency) on September 2, 1993 requesting an exception pursuant to Section 6-1-86 of the Zoning Ordinance. The purpose of the requested exception was to allow for more than four household pets (birds) on Lot 19, and north 15 feet of Lot 20, Block G, Windswept Acres, Unit 2 as recorded in Map Book 8, page 98, of the public records of St. Johns County, currently zoned RS-3. At the September 2, 1993 meeting, the Agency voted unanimously to deny the requested exception.

The applicant filed an appeal of the Agency's action on October 1, 1993. On November 23, 1993, the matter came before the St. Johns County Board of County Commissioners (Board) for hearing on the appeal.

FINDINGS OF FACT
AND ORDER

Having considered the application for appeal and supporting documents; Agency minutes; applicable St. Johns County Zoning Ordinances; the staff reports and supporting documents; statements from the applicant, County staff and the public; the Board makes the following findings of fact:

1. The application for an exception has been fully considered after a public hearing pursuant to legal notice as required by law and the Zoning Code;
2. The application for exception meets the standards and criteria established by the Zoning Code, Section 6-1-26;

3. The requested Exception is consistent with the Comprehensive Plan;
4. With the conditions that the total number of pet birds be reduced to eight (8) within forty-five days of the execution of this order and that the effective time period of this exception shall be limited to one year running from this commission action and the requested exception for more than four pets (birds) will not be detrimental to the health, safety or welfare of the surrounding area.

ACCORDINGLY, the decision of the Agency denying the request for an exception is hereby reversed, and the request for an exception is **granted** on conditions that the total number of pet birds maintained on Lot 19, and north 15 feet of Lot 20, Block G, Windswept Acres, Unit 2 as recorded in Map Book 8, page 98, of the public records of St. Johns County, currently zoned RS-3 shall be reduced to eight (8) within forty-five days of this commission action. Furthermore, the effective time period of this exception allowing in excess of four (4) pets at said location is hereby limited to one year running from the date of this commission action.

Any appeal of this decision may be made by filing a petition for writ of certiorari with the Clerk of the Circuit Court of St. Johns County within 30 days of the filing of this order with the Clerk of the Board of County Commissioners of St. Johns County, Florida.

Date of Commission action: November 23, 1993.

Executed and filed with the Clerk this 8th day of December, 1993.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Allan Roberts
Its Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

By: Carl Bud Markel
Clerk

cc: Shirley Hallman
Planning & Zoning

