

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

RE: Glenn & Vivian Lightsey  
870 S.R. 16  
St. Augustine, FL 32095

FILE NO: TUP 94-010

ORDER GRANTING TEMPORARY  
USE PERMIT

*Carole R. ...*  
CLERK, COUNTY COMMISSIONERS

94 NOV 14 P 3:24

RECEIVED  
ST. JOHNS COUNTY

The above referenced applicant requested a Temporary Use Permit (TUP) under the St. Johns County Zoning Ordinance to allow for outdoor sales of Christmas trees from November 24, 1994 to December 24, 1994 at the Lewis Point Plaza on an outparcel located on the southeast corner of the shopping center and as further described in the application. Since the TUP is for four weeks or less, it was not reviewed by the Planning and Zoning Agency.

FINDINGS OF FACT  
AND ORDER

Having considered the application and supporting documents; the applicant's statements at the November 8, 1994 Board of County Commissioners meeting; and the comments of staff at the November 8, 1994 hearing; the Board of County Commissioners makes the following findings of fact:

1. The request was duly considered in accordance with the Zoning Code and law;
2. The request is consistent with the development trends of the surrounding area and is customary at this location;

3. The request is not in conflict with the Comprehensive Plan;
4. With the condition that the activities do not hinder the flow of traffic and pedestrians, nor create a fire hazard, the request is compatible with the present development of the land and is not inconsistent with the area.

NOW THEREFORE, the Board of County Commissioners hereby grants the temporary use permit, TUP-94-010 with the following conditions:

1. The request shall be non-transferable and limited to sale of Christmas trees form November 24, 1994 to December 24, 1994;
2. The sale and display of Christmas trees shall not hinder the flow of traffic and pedestrians nor create a fire hazard in and around the existing shopping center.

Date of Commission action: November 8, 1994

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By: Alan Roberts  
Its Chair

ATTEST: CARL "BUD" MARKEL, CLERK

By: Janice Parrett  
Deputy Clerk

cc: Glenn and Vivian Lightsey

(11/08/94 - 12 - 3.1280)

PUBLIC HEARING - ORDER - TEMPORARY USE PERMIT - TUP-94-010 - GLENN AND VIVIAN LIGHTSEY. THE REQUEST IS FOR A TEMPORARY USE PERMIT FOR THE SALE OF CHRISTMAS TREES FROM NOVEMBER 24, 1994 THROUGH DECEMBER 24, 1994 AT THE LEWIS PLAZA (OUTPARCEL LOCATED ON THE SOUTHEAST CORNER OF THE SHOPPING CENTER). SINCE THE REQUEST IS LESS THAN ONE MONTH, THE REQUEST IS NOT CONSIDERED BY THE PLANNING AND ZONING AGENCY PURSUANT TO SECTION 10-12 OF THE ZONING CODE. THE APPLICANT RECEIVED THE SAME TEMPORARY USE PERMIT LAST YEAR AT THE SAME LOCATION. PLANNING AND ZONING STAFF HAS NO OBJECTION TO THE REQUEST IN THAT ADEQUATE PARKING AND ACCESS IS AVAILABLE. THE REQUEST IS NOT INCONSISTENT WITH THE DEVELOPMENT TRENDS OF THE AREA

Proof of publication of the notice of public hearing on TUP-94-010 was received having been published in The St. Augustine Record on October 21, 1994.

Napier explained the order. Motion by Ward, seconded by Jordan, carried 5/0 with Balsavage and Floyd absent, to adopt the Order, approving Temporary Use Permit with the condition that the activities do not hinder the flow of traffic and pedestrians nor create a fire hazard and adopting Findings of Fact to support the motion 1 through 4.