

ST. JOHNS COUNTY RESOLUTION 85-118

WHEREAS, on or about July 30, 1984 Mr. Alfredo M. Jaime applied to the St. Johns County Planning and Zoning Agency for an exception to allow a mobile home on lots 16 and 18, Block I, Araguay Park, Unit 2 as recorded in Map Book 3, page 145 public records of St. Johns County, Florida; and

WHEREAS, Section 11-11-1 of the County Zoning Code provides that the applicant for a zoning exception shall provide the County with the names and addresses of all owners of real property within 300 feet of the subject property for the purpose of providing required mailed notices of the public hearings concerning the proposed exception to such owners; and

WHEREAS, Section 11-11-1 provides that the names and addresses of such owners shall be those listed on the current tax records in the offices of the St. Johns County Appraiser; and

WHEREAS, in reliance upon Section 11-11-1, the County caused notices of all pertinent public hearings concerning the zoning exception request to be mailed to the persons and addresses provided by the applicant; and

WHEREAS the exception was granted by the County in reliance upon the applicant providing the correct names and addresses and upon the notices being mailed to the proper names and addresses; and

WHEREAS, the applicant recently placed a mobile home upon the property and the County has received complaints from one or more persons owning property within 300 feet of the subject property about

the placing of a mobile home on the property; and

WHEREAS, it appears that at least one of said complaintants owned property at all times pertinent hereto that is within 300 feet of the subject property but who has stated that he did not receive the mailes notices and was unaware of the hearing at which the exception was granted; and

WHEREAS, it appears that neither the address of the complainant's property within 300 feet of the subject property nor the complainant's names were provided as part of the name and address list provided to the County by the applicant; and

WHEREAS, it appears that other required names and addresses were not provided to the County by the applicant,

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY FLORIDA this 10th day of September, 1985 as follows:

Section 1. On October 8, 1985 at 2:00 o'clock p.m. during the regularly scheduled meeting of the Board of County Commissioners at the County Commission meeting room in the County Administration Building, Rt. 10, Box 85, County Road 16-A (Lewis Speedway), the Board will hear public and staff comments and will determine whether or not to rescind and terminate the above described zoning exception because of faulty notices.

Section 2. The County Planning and Zoning Department shall within the next 5 days a) mail a copy of this resolution to the zoning exception applicant at his address(es) as contained in the applicable County zoning exception file, b) mail a copy of this resolution to such persons who have complained about the placement of the mobile

home and whose names and addresses are known to the department, c) hand deliver a copy of this resolution to the occupant of the mobile home or if such occupant is not at the mobile home or refuses to accept the copy, to leave a copy of this resolution at a conspicuous place at the front of the mobile home, and d) mail a copy of this resolution to each name and address of persons owning property within 300 feet of the subject property as shown on the current tax records of the St. Johns County Appraiser.

Section 3. IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE COUNTY COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING, SUCH PERSON WILL NEED A RECORD OF THE PROCEEDINGS, AND, FOR SUCH PURPOSE, SUCH PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY

BY: Harry Walker
Its Chairman

ATTEST: Carl "Bud" Markel, Clerk

By: Cheryl Kent
Deputy Clerk