

RESOLUTION NO. 93- 23

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA RATIFYING ACTIONS OF PLANNING AND ZONING AGENCY FROM DECEMBER 1, 1992 THROUGH THE PRESENT DATE, DISMISSING 1 PLANNING AND ZONING AGENCY MEMBERS, AND APPOINTING 2 PLANNING AND ZONING AGENCY MEMBERS ON A TEMPORARY BASIS.

WHEREAS, on December 1, 1992, the terms of three appointed members of the Planning and Zoning Agency (PZA) expired; and

WHEREAS, soon thereafter, a fourth PZA member resigned from the PZA; and

WHEREAS, the Board of County Commissioners (Board) was in the midst of reviewing changes to membership in the PZA, such as decreasing the size of the PZA and developing new membership requirements; and

WHEREAS, the Board delayed making appointments or reappointments to the PZA in order to complete consideration of the changes; and

WHEREAS, due to the provisions of Section 11-7-3(b) (prior to passage of Ord. No. 90-3) of the Zoning Ordinance which required at least 4 affirmative votes for approval of a matter before the PZA, it would have been difficult for the PZA to fulfill its duties and responsibilities with only six members; and

WHEREAS, Article 2, Section 5 of the Florida Constitution indicates that County officers shall continue in their offices until their successors are qualified to act; and

WHEREAS, the Board intended and desired the three appointed members whose terms expired December 1, 1992, to continue serving on the PZA until the Board was prepared to complete the changes to the PZA and to make appointments and reappointments; and

WHEREAS, on January 26, 1993, the Board adopted Ord. No. 93-03, which reduced the PZA to seven members, to be effective February 9, 1993; changed the term length to four years for new members; and amended the requirements for a quorum and voting; and

WHEREAS, the Board does not intend to make appointments or reappointments to the PZA until March, 1993; and

WHEREAS, the Board desires to dismiss 1 de facto member(s) from the PZA and for 2 de facto member(s) to continue serving on the PZA until appointments/reappointments are made in March, 1993.

Now, therefore be it resolved by the Board of County Commissioners as follows:

Section 1. All actions of the following persons acting as de facto members of the PZA from December 1, 1992 through February 9, 1993 are hereby ratified and affirmed as though each

had been reappointed to the PZA prior to the expiration of his/her term:

Mel Kutzer, Chairman
John McDonald, Vice Chairman
Melody Benson

Section 2. As of this date, February 9, 1993, the following person(s) is/are no longer a member, de facto or otherwise, of the PZA:

Melody Benson

Section 3. As of this date, February 9, 1993, the following person(s) is/are appointed to serve on the PZA on a temporary basis until the Board makes appointments/reappointments to the PZA on March 23, 1993, and the successor(s) qualify:

Mel Kutzer
John McDonald

Passed and Adopted this 9th day of February, 1993.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Juan Bobbidge
Its Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

By: Amy Bennett
Deputy Clerk

