

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
OCTOBER 24, 2000
(9:00 A.M.)**

Proceedings of a regular meeting of the Board of County Commissioners of St. Johns County, Florida, began and held in the Auditorium at the County Administration Building, #4020 Lewis Speedway (County Road 16-A) and U.S. 1 North, St. Augustine, Florida.

Present were: James E. Bryant, District 5, Chair
Mary Kohnke, District 4, Vice Chair
Pal Howell, District 1
John Reardon, District 2
Marc Jacalone, District 3
Ben W. Adams, Jr., County Administrator
James Sisco, County Attorney
Yvonne King, Deputy Clerk

Also present were: Daniel Bosanko, Deputy County Attorney; Isabelle Lopez, Assistant County Attorney; and Michael Givens, Chief Deputy-Finance.

(10/24/2000 - 1 - 1.0001)
CALL TO ORDER

The meeting was called to order by Bryant.

(10/24/2000 - 1 - 1.0010)
The Invocation was given by Howell. The Pledge of Allegiance was led by Jacalone.

(10/24/2000 - 1 - 1.0025)
ROLL CALL

The roll was called by the Deputy Clerk.

(10/24/2000 - 1 - 1.0033)
PUBLIC COMMENTS

Tony Pellicer, 200 Nix Boatyard Road, said he has a marina on the Sebastian River, and is having problems with speeding boats causing general damage. Pellicer asked if something could be done about this. Jacalone distributed some information which allows the County to regulate the waterways, such as the San Sebastian. Jacalone offered to proceed with enacting a minimum wake zone for the congested commercial area of the San Sebastian. (1.0150) ***It was the consensus of the Board for Jacalone to proceed with enacting a minimum wake zone for the congested commercial area of the San Sebastian.***

(1.0152) Diane Mills, 3455 Lewis Speedway, expressed some concerns of safety on Lewis Speedway, at the corner of Varella Avenue, Lewis Speedway, and the marsh. Mills said trees are being removed, and a concrete sidewalk has been permitted up to and around a 90 foot tall concrete block Florida Power and Light pole with 230,000 volts. Discussion followed regarding the concerns. (1.0265) ***It was the consensus of the Board to direct the County Administrator to check into these matters.***

(1.0477) Reardon announced that the County has received the \$750,000 CDBG grant for the drainage issues in West Augustine. (1.0563) Joe Stephenson, Public Works Director, explained that the grant will be used within the Community Redevelopment Agency area;

then, reviewed the boundaries of the area that will be impacted by this. Stephenson said the objective is to eliminate all storm water drainage problems; then, explained the drainage project. Stephenson said \$750,000 will come from the Community Redevelopment Block Grant; \$150,000 of County match money will be used to purchase land; and \$200,000 from the Federal and State level to buy land and do other things. Adams announced that St. Johns County has received \$8.8 million of Federal money in FY 1999; \$12.9 million in FY 2000; and in this FY, \$24.9 million of state and federal money. (1.0718) Rev. Nathaniel Jackson, New St. James Missionary Baptist Church, commended the Board and Staff for their work in the West Augustine area.

(1.0830) Tom Crawford, St. Johns County Housing Director, gave an update on what has been taking place with the Dunes Apartment Complex on SR A1A. The owners are intending to pay off the mortgage which has the potential to take 54 units of affordable housing out of the affordable definition and into the market rate status. Crawford said he is making efforts to keeping it as affordable housing.

(10/24/2000 - 2 - 1.0940)

ADDITIONS/DELETIONS TO CONSENT AGENDA

Bosanko requested Item #4 be removed from the Consent Agenda and rescheduled at a later time.

(1.0960) Kohnke and Jacalone left the meeting.

(10/24/2000 - 2 - 1.0965)

APPROVAL OF CONSENT AGENDA

Motion by Reardon, seconded by Bryant, carried 3/0 with Kohnke and Jacalone absent, to approve the Consent Agenda, as amended.

1. Approval of Minutes:
10/10/00 – BCC Regular Meeting
2. Approval of a motion adopting **Resolution No. 2000-162** authorizing the waiver of sewer unit connection fees for residents of St. Augustine By The Sea, a subdivision served by the St. Johns County Utility Department and the recipient of State grant funds to install centralized sanitary sewer due to problems with existing septic tanks

RESOLUTION NO. 2000-162

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, PROMOTING CONSUMER CONNECTION TO THE COUNTY'S WASTEWATER SYSTEM; WAIVING SEWER UNIT CONNECTION FEES WHEN COUNTY WASTEWATER COLLECTION INFRASTRUCTURE IS EXPANDED INTO THE ST. AUGUSTINE BY THE SEA SUBDIVISION UNDER STATE OF FLORIDA GRANT NO. SP828030; PROVIDING FOR A TIME PERIOD FOR HOMEOWNERS TO CONNECT; AND PROVIDING AN EFFECTIVE DATE

3. Approval of a motion adopting **Resolution No. 2000-163** accepting Easement for Utilities for the water and sewer improvements servicing the Sea Colony Subdivision Phase I

RESOLUTION NO. 2000-163

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, ACCEPTING EASEMENT FOR UTILITIES FOR WATER AND SEWER IMPROVEMENTS SERVICING THE SEA COLONY SUBDIVISION PHASE I

4. Approval of a motion adopting a Resolution approving the execution of an easement from St. Johns County to Florida Power & Light Company to run underground cable in conduit to upgrade/increase power capacity to Coquina Crossing Subdivision (*This item was removed from the Consent Agenda and will be rescheduled at a later date.*)
5. Approval of a motion adopting **Resolution No. 2000-164** approving a 1st Amendment to the Purchase and Sale Agreement between Crescent Beach Baptist Church, Inc. and St. Johns County extending the Inspection Termination Date

RESOLUTION NO. 2000-164

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, APPROVING A 1ST AMENDMENT TO THE PURCHASE AND SALE AGREEMENT BETWEEN CRESCENT BEACH BAPTIST CHURCH, INC. AND ST. JOHNS COUNTY EXTENDING THE INSPECTION TERMINATION DATE

6. Approval of a motion adopting **Resolution No. 2000-165** accepting Easement for Utilities for the Sewer Project Lift Station Site on Ocean Drive, St. Augustine by the Sea Subdivision

RESOLUTION NO. 2000-165

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, ACCEPTING EASEMENT FOR UTILITIES FOR THE SEWER PROJECT LIFT STATION SITE ON OCEAN DRIVE, ST. AUGUSTINE BY THE SEA SUBDIVISION

7. Approval of a motion adopting **Resolution No. 2000-166** accepting Easements for Utilities for water and sewer improvements servicing the Saint Johns Six Mile Creek North Part II-B and Parcels 15 & 18

RESOLUTION NO. 2000-166

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, ACCEPTING EASEMENTS FOR UTILITIES FOR WATER AND SEWER IMPROVEMENTS SERVICING THE SAINT JOHNS SIX MILE CREEK NORTH PART II-B AND PARCELS 15 & 18

8. Approval of a motion adopting **Resolution No. 2000-167** implementing new and/or revised fees for services provided by St. Johns County Departments

RESOLUTION NO. 2000-167

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, AMENDING THE SCHEDULE OF FEES FOR CERTAIN COUNTY DEPARTMENTS

9. Approval of a motion adopting **Resolution No. 2000-168** accepting the LATA LEO Grant and recognizing \$60,000 in unanticipated revenues and approving the transfer of \$13,355 from 083-59920 (Reserves) to Department 078 (Library)

RESOLUTION NO. 2000-168

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, AMENDING THE FISCAL YEAR 2000 GENERAL FUND BUDGET TO RECEIVE UNANTICIPATED REVENUE AND AUTHORIZE ITS EXPENDITURE BY THE ST. JOHNS COUNTY LIBRARY

10. Approval of a motion allowing the County Administrator, or designee, to enter into a continuing contract with each of the top four (4) ranked firms for Professional Services for Recreation Projects (RFP 00-77) **(See Exhibit A)**
11. Approval of a motion allowing the County Administrator, or designee, to enter into a contract with the No. 1 ranked firm, Glatting Jackson Kercher Anglin Lopez Rinehart Inc. for "Historical & Scenic A1A" (SR A1A) Corridor Management Plan (RFP 00-67) **(See Exhibit B)**
12. Approval of **Resolution No. 2000-169** setting a public hearing for November 28, 2000 at 1:30 p.m. to consider a petition to vacate certain drainage and utility easements in Crescent Cove Subdivision

RESOLUTION NO. 2000-169

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, SETTING A PUBLIC HEARING FOR NOVEMBER 28, 2000 AT 1:30 P.M. TO CONSIDER A PETITION TO VACATE CERTAIN DRAINAGE AND UTILITY EASEMENTS IN CRESCENT COVE SUBDIVISION

13. File:
 - a. Proof, Proposed Operating Budget Expenditures (Display Ad) for Fiscal Year 2000-2001
 - b. Proof, Notice of Public Hearing, Notice of Proposed Tax Increase for Fiscal Year 2000-2001, September 19, 2000
 - c. Proof, Certificate of Liability Insurance, Liberty Ambulance Service, Inc.
 - d. Proof, Certificate of Liability Insurance, Pipeline Contractors, Inc.
 - e. Proof, Notice of Meeting, SJC Economic Development Committee, September 28, 2000
 - f. Proof, Notice of Meeting, SJC Economic Development Committee, September 14, 2000
 - g. Proof, Certificate of Insurance, C G S Consulting Engineers, Inc.
 - h. Proof, Notice of District 5 Public Meeting, Street Lighting Project State Road 312 to State Road A1A to Crassoldi Street, October 13, 2000

- i. Proof, Notice of Meeting, Special Joint Meeting-SJC Board of Commissioners & SJC School Board, October 18, 2000
- j. Proof, Certificate of Liability Insurance, Pitman Hartenstein & Assoc.
- k. Proof, Certificate of Insurance, Pipeline Contractors, Inc.
- l. Proof, Certificate of Liability Insurance, Hastings Library
- m. Proof, Certificate of Insurance, Maltby, Gregory A

(1.0980) Jacalone and Kohnke returned to the meeting.

(10/24/2000 - 5 - 1.0986)

ADDITIONS/DELETIONS TO REGULAR AGENDA

Jacalone requested Item #9 be continued to the next available meeting. Bishop said she received a request for Item #6 to be continued. (1.2038) Subsequently, **Motion by Jacalone, seconded by Reardon, carried 5/0, to continue Item #9 to November 14, 2000 at 1:30 p.m.**

(10/24/2000 - 5 - 1.1142)

APPROVAL OF REGULAR AGENDA

Motion by Reardon, seconded by Howell, carried 5/0, to approve the Regular Agenda, as amended.

(10/24/2000 - 5 - 1.1160)

1. PRESENTATION OF THE ANNUAL REPORT OF INCOME AND EXPENSE

Dennis Hollingsworth, Tax Collector, in compliance with F.S. 218.36, gave an Annual Report of Income and Expense of the Tax Collector's Office. The total excess monies under the provision of the statutes for the 1990-2000 Fiscal Year total is \$1,651,511.09; \$1,522,645.44 will go to the County; this figure is not inclusive of \$454,736.30 interest that has been distributed. This does not include mobile home taxation in the amount of approximately \$145,000 that will come directly to the County and the municipalities from the Highway Safety and Motor Vehicle. This figure does not include the recreational vessel registration the Tax Collector renews; it comes back and goes into a revolving trust fund set up by the State of Florida. The Tax Collector's Office has earned this year an excess of \$2 million.

(10/24/2000 - 5 - 1.1320)

2. CONSIDER APPROVAL OF THE 2000-2001 WATER MANAGEMENT WATERSHED ACTION VOLUNTEER PROGRAM GRANT AGREEMENT

John Schwab, County Administration, introduced Jackie Alligood, who explained the Watershed Action Volunteer Program. (1.1560) Bill Watkins, St. Johns River Water Management District, presented certificates to the people who served as Water Monitors, regulates the County Lab, assists with water quality projects, supplies the boat to go onto the water, and provides assistance to the program. Special recognition was given to Dick Herron. Noble Ingie was presented the Outstanding WAV Award. (1.1990) **Motion by Kohnke, seconded by Reardon, carried 5/0, to authorize the Chairman to execute the 2000/2001 Water Management Watershed Action Volunteer Program Grant Agreement.**

The meeting recessed at 10:05 a.m. and reconvened at 10:11 a.m.

(10/24/2000 - 5 - 1.2055)

3. DISCUSSION OF THE BALD EAGLE HABITAT MANAGEMENT AREA WITHIN JULINGTON CREEK PLANTATION

Teresa Bishop, Planning Director, gave an update on the Bald Eagle Habitat Management area within Julington Creek Plantation. Discussion followed on having an eagle

management plan. (1.2420) Lucy Seeds, 144 Cattail Circle, Julington Creek Plantation, reported of her monitoring of Eagles Nest No. SJ 07. (1.2632) Roger Van Ghent, 4005 Moultrie Foreside Blvd., representing St. Johns County Audubon Society, addressed the definition of under roof construction, the definition of external construction, and noise from construction.

(1.2795) Jacalone left the meeting at 10:26 a.m.

(1.2800) Donald Beattie, 808 Mill Pond Court, expressed concerns with an Eagle Management Plan not being in place at this time. (1.2905) Linda Conner Kane, 50 North Laura Street, Jacksonville, gave an update as to the status of construction in Plantation Island Parcel 10, and commented on an eagle management plan. Discussion followed regarding an eagle management plan. (1.3345) ***It was the consensus of the Board to: 1) direct Staff to develop a generic management plan; 2) create a definition of “under roof” and “cease building”; and the plan be placed on the agenda on November 14, 2000.***

(10/24/2000 - 6 - 1.3620)

4. PUBLIC HEARING – ORDINANCE REGULATING CERTAIN VEHICLE TYPES FROM THROUGH TRAFFIC WITHIN RESIDENTIAL SUBDIVISIONS. LOCAL GOVERNMENT CAN REGULATE TRAFFIC AS A REASONABLE EXERCISE OF ITS POLICE POWER PURSUANT TO §316.008(1), FLORIDA STATUTES. SPECIFICALLY, THE COUNTY CAN RESTRICT THE USE OF LOCAL STREETS, PROHIBIT BY CLASS OR KIND OF TRAFFIC WHEN INCOMPATIBLE FOR SAFETY REASONS, AND ADOPT TEMPORARY OR EXPERIMENTAL REGULATIONS NECESSARY FOR SPECIAL CONDITIONS. THIS ORDINANCE RESTRICTS THE USE OF COUNTY ROADS LOCATED WITHIN RESIDENTIAL SUBDIVISIONS, RESTRICTS CERTAIN VEHICLE TYPES FROM THROUGH TRAFFIC WITHIN RESIDENTIAL SUBDIVISIONS, PROVIDES DEFINITIONS, PROVIDES FOR SIGNAGE, PROVIDES FOR EXCEPTIONS, PROVIDES FOR ENFORCEMENT AND PENALTIES, AND SETS AN EFFECTIVE DATE

Proof of publication of the notice of public hearing on the ordinance restricting the use of county roads located within residential subdivisions was received having been published in The St. Augustine Record on October 11, 2000.

Bryant said there is a situation at the intersection of SR A1A and CR 312; there was an inquiry to develop the northwest corner lot parcel. The application was withdrawn due to a number of traffic impacts. Eventually the property was annexed into the City of St. Augustine and thereby they approved a development of the property for mini-storage units. Adjacent to the property is Lions Gate Residential Subdivision. There is a turn lane that was placed on SR A1A traveling north to turn into the subdivision. Lions Gate Subdivision entrance has a median in the middle. The next subdivision, named Surfwood, which is in the County, has a rather large entrance. On the northwest corner lot parcel, the trucks hauling the excavating equipment cannot make a u-turn and go back to the site. Therefore, all the heavy equipment trucks are using the Surfwood Subdivision entrance to gain access to the corner parcel. (2.0082) Lopez explained the proposed ordinance, which regulates certain vehicle types from through traffic within residential subdivisions. (2.0230) **Motion by Reardon, seconded by Kohnke, carried 4/0 with Jacalone absent, to enact St. Johns County Ordinance No. 2000-59.**

ORDINANCE NO. 2000-59

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, RESTRICTING THE USE OF COUNTY ROADS LOCATED WITHIN RESIDENTIAL SUBDIVISIONS; RESTRICTING CERTAIN VEHICLE TYPES FROM

THROUGH TRAFFIC WITHIN RESIDENTIAL SUBDIVISIONS; PROVIDING DEFINITIONS; PROVIDING FOR SIGNAGE; PROVIDING FOR EXCEPTIONS; PROVIDING FOR ENFORCEMENT AND PENALTIES; SETTING AN EFFECTIVE DATE

(10/24/2000 - 7 - 2.0280)

5. PUBLIC HEARING – ST. JOHNS COUNTY FERTILIZER ORDINANCE. THIS ORDINANCE REPEALS ST. JOHNS COUNTY ORDINANCES 2000-6 AND 2000-43. IT PROVIDES FOR REGULATION OF GOLF COURSE, LAWN AND TURF FERTILIZATION; PROVIDES FOR GEOGRAPHIC JURISDICTION; PROVIDES FOR DEFINITIONS; PROVIDES FOR REGISTRATION, EDUCATION AND RECORD KEEPING REQUIREMENTS; PROVIDES FOR EXEMPTIONS; PROVIDES FOR A PUBLIC NUISANCE DECLARATION; PROVIDES FOR ENFORCEMENT; PROVIDES A SEVERANCE CLAUSE; AND SETS AN EFFECTIVE DATE

Proof of publication of the notice of public hearing on the ordinance, which provides for regulating of golf course, lawn and turf fertilization was received having been published in The St. Augustine Record on October 11, 2000.

Isabelle Lopez, Assistant County Attorney, explained the proposed ordinance amendment; then, informed the Board that the Chairman was served with a law suit challenging the two previous ordinances. (2.0515) Roger Van Ghent, 4005 Moultrie Foreside Blvd., representing the St. Johns County Audubon Society, commented on pesticides that are frequently combined with fertilizers. (2.0580) **Motion by Kohnke, seconded by Reardon, carried 4/0 with Jacalone absent, to enact Ordinance No. 2000-60.**

ORDINANCE NO. 2000-60

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, REPEALING ST. JOHNS COUNTY ORDINANCES 2000-6 AND 2000-42; PROVIDING FOR REGULATION OF GOLF COURSE, LAWN AND TURF FERTILIZATION; PROVIDING FOR GEOGRAPHIC JURISDICTION; PROVIDING DEFINITIONS; PROVIDING FOR REGISTRATION EDUCATION AND RECORD KEEPING REQUIREMENTS; PROVIDING FOR EXEMPTIONS; PROVIDING FOR A PUBLIC NUISANCE DECLARATION; PROVIDING FOR ENFORCEMENT; PROVIDING A SEVERANCE CLAUSE; AND SETTING AN EFFECTIVE DATE

(10/24/2000 - 7 - 1.0986)

6. PUBLIC HEARING – R-PUD-00-026A, WOODLAWN GAS & GO. THIS REQUEST SEEKS TO REZONE A 1.18-ACRE PARCEL FROM OR TO PUD TO ALLOW THE DEVELOPMENT OF A CONVENIENCE STORE WITH FUEL SALES. THE PROPERTY IS LOCATED AT 900 STATE ROAD 16. THE PLAN OF DEVELOPMENT PROPOSES A SINGLE BUILDING NOT TO EXCEED 3,500 SQUARE FEET AND UP TO SIXTEEN FUELING POSITIONS. THE PLANNING AND ZONING AGENCY RECOMMENDED DENIAL OF THIS APPLICATION TO THE BOARD OF COUNTY COMMISSIONERS AT THEIR MEETING ON SEPTEMBER 21, 2000

Proof of publication of the notice of public hearing on a rezoning, R-PUD-00-026A, Woodlawn Gas & Go., was received having been published in The St. Augustine Record on October 9, 2000.

This item was continued to the next available meeting.

(10/24/2000 - 8 - 2.0605)

7. PUBLIC HEARING – R-00-023, PONTE VEDRA INN AND CLUB. THIS REQUEST SEEKS TO REZONE TWO PARCELS FROM R-1-B, SINGLE-FAMILY RESIDENTIAL TO R-4, RECREATIONAL TO ALLOW FOR EXPANSION OF THE EXISTING PONTE VEDRA INN AND CLUB GOLF COURSE. THE PROPERTY IS LOCATED WITHIN A B-RESIDENTIAL COASTAL FUTURE LAND USE DESIGNATION, WHICH PERMITS GOLF AND COUNTRY CLUBS AS OUTDOOR/PASSIVE USES. AS SUCH, THE PROPOSED USE AND THE REQUESTED REZONING ARE CONSISTENT WITH THE COMPREHENSIVE PLAN. THE PONTE VEDRA ZONING AND ADJUSTMENT BOARD RECOMMENDED UNANIMOUS APPROVAL OF THIS APPLICATION AT THEIR SEPTEMBER 11, 2000 MEETING

Proof of publication of the notice of public hearing on a rezoning, R-00-023, Ponte Vedra Inn and Club, was received having been published in The St. Augustine Record on October 9, 2000.

Sonya Doerr, Principal Planner, explained the request to rezone two parcels from R-1-B to R-4 to allow for expansion of the existing Ponte Vedra Inn and Club golf course. (2.0730) George McClure, 170 Malaga Street, representing the applicant, was present to answer questions. (2.0738) **Motion by Reardon, seconded by Kohnke, carried 4/0 with Jacalone absent, to enact Ordinance No. 2000-61.**

ORDINANCE NO. 2000-61

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, REZONING LANDS WITHIN THE PONTE VEDRA ZONING DISTRICT, AS DESCRIBED HEREINAFTER, FROM THE PRESENT ZONING CLASSIFICATION OF R-1-B (SINGLE-FAMILY RESIDENTIAL DISTRICT) TO R-4 (RECREATIONAL DISTRICT), MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE

(10/24/2000 - 8 - 2.0765)

COMMISSIONERS' REPORTS

Commissioner Reardon:

Reardon commented on the funding for the swimming pool being heated at the Willie Galimore Center.

(2.0878)

Commissioner Bryant:

Bryant reported on the redevelopment of West Augustine.

(2.0912)

Commissioner Kohnke:

Kohnke said she will be meeting with the new Housing Director regarding affordable condominiums possibly being constructed in the county.

Kohnke said yesterday the Coalition met regarding the new bridge. A groundbreaking (bridge breaking) has been set for the end of December; to be held at Eddie's.

(2.1075)

Commissioner Howell:

Howell reported on the major post office that is being proposed for the northwest part of the County.

(2.1135)

Kohnke reported on a visit of the Marshall Creek property with Mr. Fletcher to find out their plans for the property. Kohnke said she received from Hines their fertilizer plan.

(10/24/2000 - 9 - 2.1240)

COUNTY ADMINISTRATOR'S REPORT

Adams said he has talked with St. Johns River Community College personnel regarding the joint use of their property for recreation.

Adams reported on a trip to Palatka regarding the 4-laning of SR 207.

(10/24/2000 - 9 - 2.1467)

COUNTY ATTORNEY'S REPORT: No report.

(10/24/2000 - 9 - 2.1468)

CLERK OF COURT'S REPORT: No report.

The meeting thereupon recessed at 11:30 p.m. and reconvened at 1:33 p.m. with Bryant, Kohnke, Howell, Reardon, Bosanko, Adams, and Deputy Clerk Judy Hamilton in attendance. Jacalone was not present.

(10/24/2000 - 9 - 2.1495)

8. PUBLIC HEARING - R-00-032 - RACETRAC SERVICE STATION. THIS REQUEST SEEKS TO REZONE 0.17 ACRE OF LAND FROM OR TO CHT. THE PROPERTY IS LOCATED ON THE SOUTH SIDE OF STATE ROAD 16, EAST OF I-95 WITHIN THE MIXED USE FUTURE LAND USE DESIGNATION. THE SUBJECT PROPERTY IS THE SOUTHERN PORTION OF THE PROPOSED RACETRAC GAS STATION/CONVENIENCE STORE SITE; THE NORTHERN PORTION IS CURRENTLY ZONED CHT. THE SURROUNDING ZONING IS CHT AND OR AND THE DEVELOPMENT PATTERN FOR THE AREA IS PREDOMINANTLY COMMERCIAL. THE PROPOSED REZONING IS CONSISTENT WITH THE COMPREHENSIVE PLAN AND THE SURROUNDING ZONING, AND IS COMPATIBLE WITH THE SURROUNDING LAND USES. THE PLANNING AND ZONING AGENCY UNANIMOUSLY RECOMMENDED APPROVAL OF THIS APPLICATION AT THEIR OCTOBER 5, 2000 MEETING

Proof of publication of the notice of public hearing on the rezoning, R-00-032, RaceTrac Service Station, was received having been published in *The St. Augustine Record* on October 9, 2000.

Heather Morris, Planning Coordinator, made a presentation on the requested rezoning to the Board. Discussion followed and Scott McCaskell, Engineer Project Manager with Zev Cohen & Associates, 1121 Pine Mill Lane, Ponte Vedra, representing RaceTrac Petroleum, answered questions of the Board. (2.1644) **Motion by Reardon, seconded by Kohnke, carried 4/0 with Jacalone absent, to enact Ordinance No. 2000-62 adopting Findings of Fact 1 through 6 to support the motion.**

ORDINANCE NO. 2000-62

**AN ORDINANCE OF THE COUNTY OF ST. JOHNS,
STATE OF FLORIDA, REZONING LANDS AS DESCRIBED
HEREINAFTER FROM THE PRESENT ZONING
CLASSIFICATION OF OPEN RURAL (OR) TO
COMMERCIAL HIGHWAY TOURIST (CHT); MAKING
FINDINGS OF FACT; REQUIRING RECORDATION; AND
PROVIDING AN EFFECTIVE DATE**

(10/24/2000 - 10 - 1.0986)

9. PUBLIC HEARING - NZV-00-0010 REQUEST FOR A NON-ZONING VARIANCE FROM RIGHT OF WAY WIDTHS, PAVING OF EASEMENTS AND PAVING OF HUFF ROAD. THIS ITEM IS A REQUEST FOR A NON-ZONING VARIANCE TO SECTION 6.04.07 (ROADWAY DESIGN) AND SECTION 6.04.10 (SPECIAL EXCEPTION). THE SUBJECT PROPERTY IS LOCATED AT 5395 HUFF ROAD. THE APPLICANT WOULD LIKE TO SUBDIVIDE A 15 ACRE PARCEL INTO 3 FIVE ACRE TRACTS AND ACCESS NEW DEVELOPMENT VIA A DIRT ROAD (HUFF ROAD)

Adams referenced November 7, 2000, stating they needed to meet at 1:30 p.m. for a couple of items. (1.2038) **Motion by Jacalone, seconded by Reardon, carried 5/0, to continue Item #9 to November 14, 2000 at 1:30 p.m.**

(2.1724) **Motion by Reardon, seconded by Howell, carried 4/0 with Jacalone absent, to adjourn.** There being no further business to come before the Board, the meeting adjourned at 1:39 p.m.

REPORTS:

1. St. Johns County Board Database Check Register, Check Number 295201 through 295563, totaling \$1,566,657.81, dated October 19, 2000.

CORRESPONDENCE:

1. Jonathan T. Johnson, Hopping Green Sams & Smith, regarding Resolution 2000-117 for Sampson Creek Community Development District, check for certified copy.
2. Liz Cloud, Bureau of Administrative Code, Department of State, certified copies of Ordinances 2000-54, 2000-55, 2000-56, 2000-57, and 2000-58.

Approved _____ November 14 _____, 2000

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: _____
James E. Bryant, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: _____
Deputy Clerk