



**REVISED AGENDA  
BRADENTON CITY COUNCIL  
May 12, 2004  
8:30 a.m.**

**1. ECUMENICAL PRAYER AND APPROVAL OF MINUTES:**

- a) Ecumenical prayer led by Rev. Paul Scheele, Congregational United Church of Christ.
- b) Approval of Minutes for March 24, 2004, April 14, 2004 and April 28, 2004.

**2. PROCLAMATION:**

**3. PRESENTATION:**

- a) Nomination request for Law Enforcement Officer of the Year Award
- b) Bradenton Fire Department Recognition

**4. ADMINISTERING THE OATH:**

**5. PUBLIC COMMENTS:**

**6. COUNCIL REPORTS:**

**7. BUSINESS/ADVERTISING, PETITIONS, HEARINGS AND COMMUNICATIONS:**

a) **LU-04-0001 WARD 3 NEIGHBORHOOD 6.0 RS**  
**FIRST READING OF AN ORDINANCE # 2759**

Request of Jerry N. Zoller and Rhonda C. Zoller, owners, for approval of a Zoning Atlas Amendment to change the designation from Multi Family Residential R-3A to Commercial C-1 or other appropriate zone for the property located at 915 15<sup>th</sup> Street West.(Zoned R-3A)

*AN ORDINANCE AMENDING ORDINANCE NO. 2627, CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA BY A ZONING ATLAS AMENDMENT TO CHANGE THE ZONING DESIGNATION FROM R-3A TO C-1 OR OTHER APPROPRIATE ZONE FOR THE PROPERTY LOCATED AT 915 15<sup>th</sup> STREET WEST AND LEGALLY DESCRIBED.*

b) **LUR-T-04-0001 LF** **FIRST READING OF ORDINANCE # 2760**

Request of the City of Bradenton for amendments to the Land Use and Development Regulations to include major and minor text amendments regarding administrative variances, PDP requirements, Wares Creek Neighborhood exemption, Village of the Arts Overlay District setback requirements and sign standards.

*AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR AMENDMENTS TO THE CITY OF BRADENTON LAND USE REGULATIONS TO INCLUDE MAJOR AND MINOR TEXT AMENDMENTS REGARDING ADMINISTRATIVE VARIANCES, PLANNED DEVELOPMENT PROJECT REQUIREMENTS, WARES CREEK NEIGHBORHOOD EXEMPTION, VILLAGE OF THE ARTS OVERLAY DISTRICT SETBACK REQUIREMENTS, AND SIGN STANDARDS; PROVIDING FOR REPEAL OF PROVISIONS OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.*

c) **CPA-M-03-05 WARD 4 NEIGHBORHOOD 20.03 JB**

**FINAL PUBLIC HEARING AND ADOPTION OF ORDINANCE # 2730**

Request of Caleb Grimes, agent for McClure Properties Limited, owner, for a large scale Comprehensive Plan Map Amendment to change the Future Land Use Map Designation from County Res 6 and CON to City Residential 6 for the property located at 101 48<sup>th</sup> Street Court N.E. (Zoned PDMU, PDR, A-1)

*AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTY LOCATED AT 101 48<sup>TH</sup> STREET COURT NORTHEAST, MAKING CERTAIN FINDINGS OF FACT; PROVIDING FOR AMENDMENT TO THE CITY OF BRADENTON COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT/FUTURE LAND USE MAP (LARGE SCALE DEVELOPMENT ACTIVITY AMENDMENT CPA-M-03-05) CHANGING THE FUTURE LAND USE DESIGNATION FROM COUNTY RESIDENTIAL 6, AGRICULTURAL/RURAL TO CITY RESIDENTIAL 6 AND CONSERVATION; PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.*

d) **LUR-AA-03-08 WARD 4 NEIGHBORHOOD 20.03 JB**

**SECOND READING AND PUBLIC HEARING FOR ADOPTION OF ORDINANCE # 2757**

Request of Caleb Grimes, agent for McClure Properties Limited, owner, for a Zoning Atlas Amendment to change the designation from County PDMU, PDR, and A-1 to City PDP for the property located at 101 48<sup>th</sup> Street Court N.E. (Zoned A-1)

*AN ORDINANCE AMENDING ORDINANCE NO. 2627, CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA BY A ZONING ATLAS AMENDMENT TO CHANGE THE ZONING DESIGNATION FROM MANATEE COUNTY PDMU-MIXED USE (PRIMARY) TO CITY PLANNED DEVELOPMENT PROJECT (PDP) FOR THE PROPERTY LOCATED AT 101 48<sup>TH</sup> STREET COURT NORTHEAST AND LEGALLY DESCRIBED.*

e) **CPA-M-03-06 WARD 4 NEIGHBORHOOD 20.03 JB**

**FINAL PUBLIC HEARING AND ADOPTION OF ORDINANCE # 2732**

Request of Stephen Thompson, agent for Aurora Foundation, owner, for a large scale Comprehensive Plan Amendment to change the Future Land Use Designation from County Res 6 to City Residential 6 for the property located at 415 48<sup>th</sup> Street Court East. (Zoned Res 6 and A-1)

*AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, PERTAINING TO PROPERTY LOCATED AT 415 48<sup>TH</sup> STREET COURT EAST, MAKING CERTAIN FINDINGS OF FACT; PROVIDING FOR AMENDMENT OF THE CITY OF BRADENTON COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT/FUTURE LAND USE MAP (LARGE SCALE DEVELOPMENT ACTIVITY AMENDMENT CPA-M-03-06) CHANGING THE FUTURE LAND USE DESIGNATION FROM COUNTY RESIDENTIAL 6 TO CITY RESIDENTIAL 6; PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.*

f) **LUR-AA-03-09 WARD 4 NEIGHBORHOOD 20.03 JB**

**SECOND READING AND PUBLIC HEARING ADOPTION OF ORDINANCE # 2758**

Request of Stephen Thompson, agent for Aurora Foundation, owner, for a Zoning Atlas Amendment to change the designation from County A-1 to City PDP for the property located at 415 48<sup>th</sup> Street Court East. (Zoned A-1)

*AN ORDINANCE AMENDING ORDINANCE NO. 2627, CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA BY A ZONING ATLAS AMENDMENT TO CHANGE THE ZONING DESIGNATION FROM MANATEE COUNTY A-1 (AGRICULTURE SUBURBAN) TO CITY PDP (PLANNED DEVELOPMENT PROJECT) FOR THE PROPERTY LOCATED AT 415 48<sup>TH</sup> STREET COURT EAST AND LEGALLY DESCRIBED.*

- g) **CPA-T-03-08 LF FINAL PUBLIC HEARING** **ADOPTION OF ORDINANCE # 2736**  
Request of the City of Bradenton for an amendment to the City of Bradenton Comprehensive Plan to include text changes.

*AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, AMENDING THE COMPREHENSIVE PLAN, ORDINANCE 2436, AS AMENDED BY ORDINANCE 2619; REGARDING CLARIFICATION OF EXISTING LANGUAGE TO THE FUTURE LAND USE ELEMENT, MAKING CERTAIN FINDINGS OF FACT; PROVIDING FOR AMENDMENT TO THE CITY OF BRADENTON COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT (CITY OF BRADENTON, CPA-T-03-08); PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.*

- h) **SECOND READING AND PUBLIC HEARING** **ADOPTION OF ORDINANCE # 2756**

*AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA, ESTABLISHING REGULATIONS FOR THE NAMING AND RENAMING OF STREETS, PROVIDING FOR GENERAL STANDARDS AND PROCEDURES, PROVIDING FOR SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.*

- i) **RV-04-0002 WARD 4 NEIGHBORHOOD 7.02B RS** **PUBLIC HEARING**

Request of Christian T. Van Hise, Esq., agent for Two Rivers Partners, LLLP, owner, for vacation of right of way for the property located at 515 27<sup>th</sup> Street East. (Zoned PDP)

- j) **SU-04-0002 WARD 5 NEIGHBORHOOD 1.03/1.04 JB** **PUBLIC HEARING**

Request of Egan Adams, agent for Alfonso Quintana, owner for Special Use approval to operate a child care center for the property located at 2239 14<sup>th</sup> Street West (Zoned C-3)

- k) **MA-04-0003 WARD 5 NEIGHBORHOOD 7.03 RS** **PUBLIC HEARING**

Request of Alan Prather, Esq., agent for Tropicana Products, Inc., owner for a major amendment to the Planned Development Project located at 1001 13<sup>th</sup> Avenue East. (Zoned I)

- l) **RV-04-0003 WARD 5 NEIGHBORHOOD 1.02/1.04 RS** **PUBLIC HEARING**

Request of Alan Prather, Esq., agent for Tropicana Products, Inc., owner, for vacation of right of way for that portion of 12<sup>th</sup> Street East located south of Martin Luther King Avenue East (9<sup>th</sup> Ave. East) and the alley west of and abutting said 12<sup>th</sup> Street East. (Zoned I)

- m) **PR-04-0001 WARD 1 NEIGHBORHOOD 4.08 RS** **PUBLIC HEARING**

Request of King Engineering Associates, Inc., agent for Palma Sola Golf Club, Inc., owner, for preliminary Planned Development Project approval for a 540 unit residential development to be located at 3807 75<sup>th</sup> Street West. (Zoned PDP)

## **8. NEW BUSINESS BY DEPARTMENT HEADS, CITY ATTORNEY AND COUNCIL:**

### **Carl Callahan**

- a) The South Florida Museum is requesting to hold "Snooty's Birthday Bash" on July 17, 2004 with 10<sup>th</sup> Street closed from 3<sup>rd</sup> Avenue to Barcarrota Boulevard.
- b) 3<sup>rd</sup> Avenue Land Swap Lease & FDOT Easements
- c) American Red Cross Lease Agreement

### **Chief Souders**

- a) Bradenton Fire Department Accreditation

**Bill Lisch**

- a) A RESOLUTION CONSENTING TO THE DESIGNATION OF THE FIRE CHIEF FOR THE CITY OF BRADENTON OR HIS DESIGNEE AND ALL MUNICIPAL POLICE AND CODE ENFORCEMENT OFFICERS AS CODE ENFORCEMENT OFFICERS FOR THE PURPOSE OF ENFORCING THE PROVISION OF MANATEE COUNTY ORDINANCE NO. 04-27 PROHIBITING AND/OR REGULATING THE MANUFACTURE, SALE, POSSESSION OR USE OF FIREWORKS THROUGHOUT MANATEE COUNTY; PROVIDING AN EFFECTIVE DATE.

**9. BUSINESS BY APPOINTMENT:**

**10. DEPARTMENT HEADS:**

***RULES OF PROCEDURE FOR AGENDA AND PUBLIC  
APPEARANCES BEFORE CITY COUNCIL***

***PLEASE PLACE CELL PHONES ON SILENT MODE***

**PRIOR TO COUNCIL MEETING:** Agenda will be prepared and available to the public by 5:00 p.m. of the Friday preceding the Council meeting. Appointments on the agenda, all items for Department Heads, and all other interested parties must be submitted before 5:00 p.m. on the Thursday preceding the Council meeting. Anyone wishing to be placed on the agenda must contact the City Clerk's Office at City Hall, giving their name, business name (if applicable), whether they are resident taxpayers of the City and must state their business. Appearances before Council will be scheduled to last five (5) minutes. If more time is needed, the Mayor or Council person in charge of the Ward involved should be contacted. If they feel the request is justified, they will instruct the City Clerk as to how much time to allow on the agenda. Be advised that, in accordance with the American With Disabilities Act, persons needing a reasonable accommodation to participate in this proceeding should contact the City Clerk & Treasurer of the City of Bradenton at 101 Old Main Street, Bradenton, Florida 34205, telephone (941) 708-6200 EXT. 278, not later than seven (7) days prior to the proceeding.

**AT COUNCIL MEETING:** If a person (or agent) wishes to address the City Council, he shall first request recognition by the Mayor. After being recognized, he should approach the City Clerk, giving his name and address and stating whether he is a resident taxpayer of the City of Bradenton (in the case of an agent, he shall then identify his clients by name, give their address and whether they are resident taxpayers of Bradenton) and identify the agenda item with which he is concerned, state whether he is in favor of or against the item and then proceed to state his position or present his information. A maximum of five (5) minutes will be allowed unless the Mayor rules otherwise. If it appears the matter about which the person wishes to speak is not on the agenda, he shall clearly state the emergency circumstances justifying Council consideration at this time, and the Council shall determine whether he shall be permitted to proceed. (Note: If handouts are being distributed please provide a minimum of ten (10) copies.)

**PURSUANT TO FLORIDA STATUTE 286.0105:** If a person decides to appeal any decision made by the board, council, agency, or commission at this meeting, such person will need a record of the proceedings, and for such purpose 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.

**PLEDGE OF PUBLIC CONDUCT:** We, the Mayor, City Council and Employees of the City of Bradenton agree to: \* Establish a process to promote positive interaction among ourselves and the citizens of Bradenton in a positive and non-threatening environment. \* Encourage visible, involved and active participation among all. \* Promote improved communication through active listening, providing feedback and honest expression of ideas. \* Utilize consensus for decision making. We realized that though we may disagree, we will be respectful of each other. We will direct all comments to the issues and will avoid personal attacks.