

BOARD OF COUNTY COMMISSIONERS

November 17, 2009

A meeting was held at the Murdock Administration Complex in Room 119, Port Charlotte, Florida.

Members present were: Chairman Duffy, Commissioner Cummings, Commissioner Starr, Commissioner Skidmore, County Administrator Baltz, Assistant County Attorney Browne, Deputy Clerk Lansing and Minutes Secretary Carleton. The following members were absent: Commissioner Loftus

The meeting was called to order at **9:00 AM**, followed by Pledge of Allegiance.

A. PLANNING AND ZONING PUBLIC HEARING

(1) **RECOMMENDED ACTION:** Approve a text amendment to the Land Development Regulations (LDR). Add a Certificate of Completion to LDRs; Chapter 3-7, Subdivision Regulations; Article XI - Standard Forms; creating new Section 3-7-193 Certificate of Completion of Subdivision; and Article III - Standard Requirements for Subdivision Applications; at Section 3-7-69(a)(5) adding the word "percent" after "(90)"; at Section 3-7-69(b) adding "(20) Certificate of Completion" to the checklist; and creating new Section 3-7-70 adding new language to describe the procedure. **BUDGETED ACTION:** None

Steve Ellis presented the petition as per packet material.

COMMISSIONER SKIDMORE MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER STARR.

MOTION CARRIED 4:0.

COMMISSIONER CUMMINGS MOVED TO APPROVE ORDINANCE 2009-045, SECONDED BY COMMISSIONER SKIDMORE.

MOTION CARRIED 4:0.

(2) **RECOMMENDED ACTION:** Approve a resolution adopting petition SV-09-08-02. This is a Legislative matter. The applicant, Richard Bossey, is requesting to vacate portions of S. Apperson

Circle (platted Apperson Road) and Wigmore Avenue, Port Charlotte Subdivision Section 85 (as recorded in Plat Book 6, Pages 60A-60Q of the Official Records of Charlotte County, Florida). The site is east of Winborough Drive, north of Robin Road, south of Appleton Boulevard, and west of the Santa Cruz Waterway, and consists of 2.64 acres, more or less, in Commission District III. BUDGETED ACTION: None

Steve Ellis gave presentation, paralleled slides as per packet material, and stated Staff recommend approval with three conditions.

Commissioner Cummings opined that the public interest test is met for the project.

Richard Bossey, the Applicant, spoke on the proposed resolution and its purpose.

Dennis Curtis spoke in favor of the agenda item.

COMMISSIONER STARR MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER CUMMINGS.

MOTION CARRIED 4:0.

COMMISSIONER CUMMINGS MOVED TO APPROVE RESOLUTION 2009-274, SECONDED BY COMMISSIONER SKIDMORE.

MOTION CARRIED 4:0.

B. CITIZEN INPUT - ANY SUBJECT

AA. County Administrator:

Mr. Baltz stated he will be meeting today with Peace River Water Authority related to the denial of the pipeline project.

BB. County Attorney:

CC. Commissioner Comments:

Chairman Duffy expressed concerns regarding the environmental resource permit for Babcock Ranch being challenged by Lee County.

ADJOURNED: 9:20 AM

Signature on file in Commission Minutes
Chairman

ATTEST:

**BARBARA T. SCOTT, CLERK
OF THE CIRCUIT COURT AND
EX-OFFICIO TO THE BOARD
OF COUNTY COMMISSIONERS**

**By: Signature on file in Commission Minutes
Deputy Clerk**

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