

COUNTY OF CHARLOTTE

Board of County Commissioners

18500 Murdock Circle
Port Charlotte, FL 33948
www.CharlotteCountyFL.com

County Commissioners

Tom D'Aprile, District 1, Chairman
Tom Moore, District 3, Vice Chairman
Adam Cummings, District 2
Richard Loftus, District 4
Tricia Duffy, District 5



County Administrator

Roger Baltz

County Attorney

Janette S. Knowlton

Clerk of the Circuit Court

Barbara T. Scott

AGENDA

Land Use Public Hearings

Tuesday, September 9, 2008
Next Regular Meeting, Tuesday, September 16, 2008

County Commissioners Meeting Room #119

Administration Center
18500 Murdock Center
Port Charlotte, FL 33948-1094
www.CharlotteCountyFL.com

The Charlotte County Commission meeting room is accessible to the physically disabled. However, if you need assistance or require auxiliary aids and services please contact our office at 941-743-1392. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Desk. If Sound Enhancement Units are insufficient for you, please contact our office TTY # 941-743-1234.

2:00 p.m. Call to Order and Roll Call

Pledge of Allegiance

- A. Planning and Zoning Agenda.....page 2
- B. Schedule of Future Closures/Hearings/Workshops.....last page

Land Use Agenda
September 9, 2008



1. Revisions to U.S. 41 Zoning District

Overlay (Boundary only) Legislative Commission District IV and V

An ordinance amending Charlotte County Code, Section 3-9-52, U.S. 41 Zoning District Overlay, extending the existing U.S. 41 Zoning District Overlay boundary to include property located at 525 Bowman Terrace, and properties located south of Brinson Avenue, northeast of Tamiami Trail (U.S. 41), east of Sunrise waterway and west of Elkcam Waterway, in the Port Charlotte area; Commission District IV and V; applicant: the Charlotte County Board of County Commissioners.

Recommendation

Growth Management Department: *Open 1st public hearing and set 2nd public hearing for September 16, 2008*

Planning and Zoning Board: *Recommendation will be made on August 11, 2008*



2. Z-08-05-28

Quasi-Judicial

Commission District I

An Ordinance approving an amendment to the Charlotte County Zoning Atlas from Agriculture Estate (AE) to Excavation and Mining (EM), for property located at 31790 and 32030 Bermont Road, in the Punta Gorda area, containing 148.91 acres more or less; Commission District I; Petition No. Z-08-05-28; applicant: Bermont Road Partnership.

Recommendation

Growth Management Department: *Approval*

Planning and Zoning Board: *Approval*



3. PA-08-01-15-LS

Legislative

Countywide

Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment adding a Public School Facilities Element to the 1997-2010 Comprehensive Plan and amending the text of the Capital Improvements Element and the Intergovernmental Coordination Element of the 1997-2010 Comprehensive Plan to meet the requirements of Senate Bill 360 regarding school concurrency; Petition No. PA-08-01-15-LS; Applicant: Charlotte County Board of County Commissioners.

Recommendation

Growth Management Department: *Approval*



4. PA-06-11-66-LS

Legislative

Commission District I

Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to change the Charlotte County Future Land Use Map from Public Lands & Facilities and Low Density Residential to Low Intensity Industrial and to add an annotation to the Future Land Use Map to declare a maximum Floor Area Ratio to which the desired project will be developed, for property located at 25505 Old Landfill Road, in the Port Charlotte Area, containing 73.26± acres; Commission District I; Petition No. PA-06-11-66-LS; Applicant: Land Resources Management, Inc.

Recommendation

Growth Management Department: *Approval*

~~south of Morningside Drive and north of Oil Well Road in the Punta Gorda area, containing 134.48± acres; Commission District II, Petition No. PA-08-01-04-LS, Applicant: Greg Eagle Trust.~~

Recommendation

~~Growth Management Department: Denial~~

~~**14. Withdrawn - PA-08-01-16-LS Legislative Commission District II**~~

~~Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to expand the Charlotte County Urban Service Area boundary, for property located north of the Lee County line, south of Zemel Road, west of US 41, and east of Burnt Store Road; in the Burnt Store area, containing 236.6± acres; Commission District II; Petition No. PA-08-01-16-LS; Applicant: Hawk's Landing of Punta Gorda, LLC.~~

Recommendation

~~Growth Management Department: Denial~~

~~**15. Withdrawn - PA-08-01-17-LS Legislative Commission District II**~~

~~Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to change the Charlotte County Future Land Use Map from Limited Development to Village Residential, for property located north of the Lee County boarder, south of Zemel Road, west of US 41 and east of Burnt Store Road; in the Burnt Store area, containing 117.04± acres; Commission District II; Petition No. PA-08-01-17-LS; Applicant: Newfoundland Six, Inc.~~

Recommendation

~~Growth Management Department: Denial~~

~~**16. Withdrawn - PA-08-01-19-LS Legislative Commission District II**~~

~~Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to change the Charlotte County Future Land Use Map from Limited Development to Village Residential for property located north of the Lee County line, south of Zemel Road, west of US 41, and east of Burnt Store Road; containing 61.35± acres, in the Burnt Store area; Commission District II; Petition No. PA-08-01-19-LS; Applicant: Hawks Landing of Punta Gorda, LLC.~~

Recommendation

~~Growth Management Department: Denial~~



17. PA-06-06-38-LS Legislative Commission District III

Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to change the Charlotte County Future Land Use Map from Commercial Center to High Density Residential, for property located at 1531 Placida Road, in the Englewood area, containing 4.97± acres; Commission District III; Petition No. PA-06-06-38-LS; applicant: Charlotte County Board of County Commissioners.

Recommendation

Growth Management Department: Approval



18. PA-07-11-74-LS Legislative Commission District IV

Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to change the Charlotte County Future Land Use Map from Public Lands and Facilities to Parks and Recreation, for property located at 2300 El Jobean Road, in the Port Charlotte area, containing

80.282± acres; Commission District IV; Petition No. PA-07-11-74-LS; Applicant: Charlotte County Board of County Commissioners.

Recommendation

Growth Management Department: *Approval*



19. PA-07-11-75-LS

Legislative

Commission District III

Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to change the Charlotte County Future Land Use Map from Low Density Residential to Parks and Recreation, for property located at 3406 Indiana Road, in the Rotonda area, containing 20.1± acres; Commission District III; Petition No. PA-07-11-75-LS; Applicant: Charlotte County Board of County Commissioners.

Recommendation

Growth Management Department: *Approval*



20. PA-07-11-76-LS

Legislative

Commission District I

Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to change the Charlotte County Future Land Use Map from Public Lands and Facilities to Parks and Recreation, for property located at 1505 Maracaibo Street, in the Port Charlotte area, containing 11.56± acres; Commission District I; Petition No. PA-07-11-76-LS; Applicant: Charlotte County Board of County Commissioners.

Recommendation

Growth Management Department: *Approval*



21. PA-07-11-72-LS

Legislative

Commission District I

Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to change the Charlotte County Future Land Use Map from Agriculture to Parks and Recreation, for property located at 35181 and 35301 Washington Loop Road, in the Punta Gorda area, Florida, containing 11.25± acres; Commission District I; Petition No. PA-07-11-72-LS; Applicant: Charlotte County Board of County Commissioners.

Recommendation

Growth Management Department: *Approval*



22. PA-07-11-69-LS

Legislative

Commission District IV

Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to change the Charlotte County Future Land Use Map from Low Density Residential to Parks and Recreation, for property located north of Gallagher Boulevard, southwest of Myakka River and east of Spire Street, in the Englewood area, Florida, containing 132.79± acres; Commission District IV; Petition No. PA-07-11-69-LS; Applicant: Charlotte County Board of County Commissioners.

Recommendation

Growth Management Department: *Approval*



23. PA-07-11-71-LS

Legislative

Commission District III

Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to change the Charlotte County Future Land Use Map from Low Density Residential to Parks and Recreation, for property located at 6831 San Casa Drive in the Englewood area, Florida, containing 135.93± acres; Commission District III; Petition No. PA-07-11-71-LS; applicant Charlotte County Board of County Commissioners.

Recommendation

Growth Management Department: *Approval*



24. PA-07-11-77-LS

Legislative

Commission District III

Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Amendment to change the Charlotte County Future Land Use Map from Public Lands and Facilities to Parks and Recreation, for property located north of Santa Cruz Waterway, south of Appleton Boulevard, east of Redondo Street and west of Calumet Boulevard, in the South Gulf Cove area, Florida, containing 18.79± acres; Commission District III; Petition No. PA-07-11-77-LS; Applicant: Charlotte County Board of County Commissioners.

Recommendation

Growth Management Department: *Approval*



25. PA-07-11-78-LS

Legislative

Commission District III

Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to change the Charlotte County Future Land Use Map from Low Density Residential, High Density Residential, Commercial Center, Commercial Corridor, Low Intensity Industrial, and Preservation to Parks and Recreation, for the Cape Haze Pioneer Trail located north of Sawyer Circle, south of S McCall Road (S.R. 776), east of Pinedale Drive, and west of Gasparilla Road (C.R. 771), in the Englewood area, Florida, containing 72.41± acres; Commission District III; Petition No. PA-07-11-78-LS; applicant Charlotte County Board of County Commissioners.

Recommendation

Growth Management Department: *Approval*



26. SV-08-03-09

Legislative

Commission District I

Martin L. Rietveld has applied for a Street Vacation to vacate Plaza Parkway and 2 alleys in Harbour Heights, Section 5 Subdivision, as recorded in Plat Book 3, Pages 81A-81B, in the Public Records of Charlotte County, Florida. The area is more specifically described as, All of Plaza Parkway, a 150 foot wide right-of-way, along with all of the 25 foot wide alley lying in Block 37, together with the 15 foot wide alley lying in Block 36, less and except the west 57.5 feet of said alley located between lots 17 and 18 of Block 36 and lots 19 and 20 of Block 36. The site, consisting of 2.02 acres, more or less, is located Section 15, Township 40, Range 23, in Commission District I.

Recommendation

Building Construction Services Department: *Denial*

Schedule of Future Closures/Hearings/Workshops

Tuesday, September 9, 2008, 10:00 a.m., or soon thereafter, - **Public Hearings:** CC Sanitation Unit Code, Taylor Rd speed limit reduction, Administration Building, Room #119

Thursday, September 11, 2008, 5:01 p.m. - **First Budget Public Hearing**, Administration Building, Room #119

Friday, September 12, 2008, 9:00 a.m. - **Joint Meeting - BCC & City of Punta Gorda**

Tuesday, September 16, 2008, 9:00 a.m. - Board of County Commissioners Land Use Public Hearings, Administration Building, Room #119

Tuesday, September 23, 2008, 9:00 a.m. - Board of County Commissioners Regular Meeting, Administration Building, Room #119

Thursday, September 25, 2008, 5:01 p.m. - **Final Budget Public Hearing**, Administration Building, Room #119

Tuesday, October 14, 2008, 9:00 a.m. - Board of County Commissioners Regular Meeting, Administration Building, Room #119

Tuesday, October 21, 2008, 9:00 a.m. - Board of County Commissioners Land Use Public Hearings, Administration Building, Room #119

Tuesday, October 28, 2008, 9:00 a.m. - Board of County Commissioners Regular Meeting, Administration Building, Room #119

Tuesday, November 11, 2008 – All County Buildings closed in observance of Veteran’s Day

Wednesday, November 12, 2008, 9:00 a.m. – Board of County Commissioners Regular Board Meeting, Administration Building, Room #119 (*pending prior approval*)

Tuesday, November 18, 2008, 9:00 a.m. – Board of County Commissioners Land Use Public Hearings, Administration Building, Room #119

Tuesday, November 25, 2008, 9:00 a.m. – Board of County Commissioners Regular Board Meeting, Administration Building, Room #119

Thursday & Friday, November 27 & 28, 2008 – All County Buildings closed for Thanksgiving Holiday

Tuesday, December 9, 2008, 9:00 a.m. - Board of County Commissioners Regular Meeting, Administration Building, Room #119

Tuesday, December 16, 2008, 9:00 a.m. - Board of County Commissioners Land Use Public Hearings, Administration Building, Room #119

Thursday & Friday, December 25 & 26, 2008 – All County Buildings closed for Christmas Holiday

Thursday, January 1, 2009 – All County Buildings closed for New Year’s Day

All Board of County Commissioner meetings are broadcast live on CCTV-20, Comcast channel 20. CCTV-20 is the Charlotte County Government channel and the weekly programming schedule is available at the County website at www.CharlotteCountyFL.com. The meetings are also streamed live on the County website, and are then archived for viewing on-demand.

Change Memo

Date: September 3, 2008
To: Honorable Board of County Commissioners
From: Kelly A. Shoemaker, Assistant County Administrator
Subject: Change(s) to the September 9, 2008 Land Use Public Hearing Agenda

The following change has been made to the September 9, 2008 agenda:

Withdrawn

13  **PA-08-01-04-LS** **Legislative** **Commission District II**

~~Pursuant to Section 163.3184(3), Florida Statutes, adopt a Large Scale Plan Amendment to expand the Urban Service Area and change the Charlotte County Future Land Use Map from Village Residential and Agriculture to Village Residential, for property located on the west side of US 41 south of Morningside Drive and north of Oil Well Road in the Punta Gorda area, containing 134.48± acres; Commission District II, Petition No. PA-08-01-04-LS, Applicant: Greg Eagle Trust.~~

Recommendation

Growth Management Department: *Denial*

Requested by: Geri Waksler on behalf of applicant Greg Eagle Trust

cc: Roger Baltz, County Administrator
Janette Knowlton, County Attorney

Change Memo II

Date: September 3, 2008
To: Honorable Board of County Commissioners
From: Kelly A. Shoemaker, Assistant County Administrator
Subject: Change to the August 19th meeting rescheduled on September 9, 2008, Land Use Public Hearing Agenda

MEMORANDUM II

The following change has been made to the September 9, 2008 agenda:

Change #2



Item #10. PA-08-01-11-LS

Land Use Agenda
September 9, 2008

Change to the Ordinance.

Requested by: Growth Management

cc: Roger Baltz, County Administrator
Janette Knowlton, County Attorney