

ST. JOHNS COUNTY, FLORIDA  
ORDER  
REZONING/EXCEPTION/VARIANCE

<b>NAME OF APPLICANT</b>	<b>APPLICATION NUMBER</b>
Mike Severt	TUP-88-002

DECISION OF COUNTY COMMISSION       GRANTED       GRANTED WITH CONDITIONS       DENIED

Location of Property: Intersection of SR 312 and U.S. 1

Type of Use Requested: Christmas Tree Sales

Beginning and Ending Date of Use: November 25, 1988 through December 25, 1988

\*See Attached

DATE OF COMMISSION ACTION: October 25, 1988

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By: Lawrence O. Hartley  
Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Lynn M. McDonald  
DEPUTY CLERK

(Pursuant to St. Johns County Zoning Code, Section 11-9-5b: failure to exercise an exception or variance by commencement of the use or action approved thereby within one year, or such longer time as approved by the Board, shall render the exception or variance invalid and all rights granted thereunder shall terminate)

commented on the proposed replacement of the Vilano Beach Bridge indicating she is against replacing the bridge at its present location on May Street; she read a Petition in favor of building the bridge either at Park Street or further north. (2.1808) James Theodore, Dufferin Street stated he is not in favor of either of the proposed solutions and suggested the County ask DOT for another solution. (3.1990) Eloise Herndon, 42 Magnolia Avenue requested the Board rescind Resolution No. 88-236 which endorses placement of the bridge at May Street. (2.2012) William T. Carcaba, 628 Carcaba Road commented on the suggested toll and indicated he is for the present location with an alternate bridge further north in the future. The Board at this time discussed Resolution No. 88-236 and possible amendments to same. Motion by Lydon, seconded by Bailey, carried 5/0, amending Resolution No. 88-236 as follows:

- 1) Delete: "WHEREAS, the toll proposal (SR-16 corridor) would destroy a fine neighborhood in St. Augustine/St. Johns County; and,"
- 2) Under Section #1: Delete: "and the destruction of the neighborhood" and "at the present location, or as close thereto as possible, with construction similar to the SR-312 bridge". Add: "at a location that will promote good transportation principals, i.e. safety, neighborhoods, and aesthetics, and address the future needs of the community."
- 3) Add Section #3: "Recommend that the old bridge be maintained for recreation purposes."

The meeting thereupon recessed and reconvened at 1:30 p.m. with Hartley, Bailey, Brubaker, Waldron, Lydon, Sisco, Castle and McDonald present. Also present was Planning Coordinator Jerry Napier.

(10/25/88 - 6 - 2.3233)

Hearing on TUP-88-022 Mike Severt, Temporary Use Permit for selling Christmas trees located on U.S. #1 South at S.R. #312. Proof of publication of notice of public hearing was received having been published in The St. Augustine Record on October 6, 1988; upon motion by Waldron, seconded by Brubaker, carried 5/0, was ordered filed. Mike Severt was present requesting approval. Motion by Lydon, seconded by Brubaker, carried 5/0, granting the Temporary Use Permit for selling Christmas trees located on U.S. #1 South at S.R. #312 for a period beginning November 25, 1988 and ending December 25, 1988.

(10/25/88 - 6 - 2.3328)

Continued Final Plat for Summer Island located at Rattlesnake Island consisting of 66 lots on approximately 30 acres, water and sewer to be provided by ASD. Planning & Zoning Agency Summary recommending approval was received. Jim Wilcox was present requesting approval. There was discussion regarding Deed Restrictions on the land to be donated to the County for recreation purposes. Wilcox explained there are two pieces of property; one east of A1A with use restrictions for marine science education, research and/or passive recreation and another west of A1A with use restrictions for public recreation during daylight hours both having a reverter clause back to the Grantor if said property is used for any purpose other than the restricted uses. Napier clarified the lands to be dedicated to the County and explained all parcels are under the PUD Ordinance and therefore anything to be developed would be subject to a final development plan just as if it were private development. Sisco discussed letter dated October 19, 1988 from Attorney John D. Bailey, Jr. regarding proposed deeds from Summer Island, Inc. to St. Johns County and submitted same with enclosures as part of the Record. It was suggested "educational purposes" be added to the use restrictions for the property west of A1A to be dedicated to the County. Napier suggested the Board defer action on this item until the next BCC meeting to allow staff time to review legal descriptions and deeds along with the use restrictions for the property to be dedicated to the County. (3.0635) Dennis Bear representing the Barrier Island Homeowner Association requested notification of any meetings and stressed they are in full support of restricting activities between the hours of 7:00 p.m. and 7:00 a.m. (3.0794) Wally Heber, Park Service Superintendent commented on use restrictions for the property to be dedicated to the County stating they recommend the property be used for public recreation or environmental/marine research during the day light hours but have no objection to supervised environmental/marine research during the evening. Motion by Waldron, seconded by Brubaker, carried 5/0, continuing this item until November 8, 1988 at 1:30 p.m. Lydon will meet with Mr. Wilcox and staff to discuss items of concern.

(10/25/88 - 6 - 3.0935)

Final Development Plan for Cimarrone Unite One and Maintenance Facility located off C.R. #210 consisting of 90.64 acres with 113 single family lots with Cemtra; water and sewer. Planning & Zoning Agency Summary recommending approval was received. Dick Prosser with Prosser, Hallock & Kristoff, Inc. representing Cimarrone Golf & Country Club was present requesting approval. Mr. Prosser submitted corrected mylar indicating it reflects a correction of a misspelled name.