

A G E N D A

MEETING OF THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS
GOVERNING BOARD OF THE BREVARD MOSQUITO CONTROL DISTRICT
GOVERNING BOARD OF THE BAREFOOT BAY WATER AND SEWER DISTRICT
Government Center Commission Room, Building C
2725 Judge Fran Jamieson Way
Viera, Florida

May 2, 2013

IF YOU WISH TO SPEAK TO ANY ITEM ON THE AGENDA, PLEASE FILL OUT A SPEAKER CARD. PERSONS ADDRESSING THE BOARD SHALL HAVE FIVE MINUTES TO COMPLETE HIS/HER COMMENTS ON EACH AGENDA ITEM FOR WHICH HE/SHE HAS FILLED OUT A CARD.

THE BOARD OF COUNTY COMMISSIONERS REQUESTS THAT SPEAKERS APPEARING UNDER THE PUBLIC COMMENT SECTION OF THE AGENDA LIMIT THEIR COMMENTS AND/OR PRESENTATIONS TO MATTERS UNDER THE BOARD'S JURISDICTION. IT IS THE RESPONSIBILITY OF THE CHAIRMAN TO DETERMINE THE TIME LIMIT ON COMMENTS UNDER PUBLIC COMMENT.

5:00 p.m. CALL TO ORDER

INVOCATION BY: Dr. Michael Andrews, Pastor, Palmdale Presbyterian Church,
Melbourne (District 3)

PLEDGE OF ALLEGIANCE: Commissioner Chuck Nelson, District 2

I. RESOLUTIONS, AWARDS AND PRESENTATIONS (LESS THAN 5 MINUTES)

II. BOARD REPORTS AND PRESENTATIONS (MORE THAN 5 MINUTES)

- A. Mel Scott, Assistant County Manager
- B. Morris Richardson, Assistant County Attorney
- C. Robin Fisher, District 1 Commissioner
- D. Chuck Nelson, District 2 Commissioner
- E. Trudie Infantini, District 3 Commissioner
- F. Mary Bolin Lewis, District 4 Commissioner, Vice Chairman
- G. Andy Anderson, District 5 Commissioner, Chairman

- III. **CONSENT AGENDA (The entire Consent Agenda will be passed in one motion to include everything under Section III.)**
- IV. **PUBLIC COMMENTS (Comments may not address subsequent Agenda items.)**
- V. **PUBLIC HEARINGS**
 - A. **Tabled Items**
 - B. **P&Z Board Recommendations of April 8, 2013:**

DISTRICT 4

V.B.1. (13PZ-00006) – ST. ANDREWS – NORTH, INC. – (Michael McWilliams) – requests a CUP for Alcoholic Beverages for On-Premises Consumption in a PUD zoning classification on a portion of a lot containing a total of 1.87 acres. Located on the northeast corner of St. Andrews Blvd. & Wickham Rd. (part of 6963 N. Wickham Rd., Melbourne)
P&Z Recommendation: Thodey/Harber – Approved, limited to 10 seats as accessory to the package store. Vote was unanimous.

DISTRICT 5

V.B.2 (13PZ-00003) – DEER PARK RANCH, LTD. - (William C. Kempfer) – requests a change from GU to AGR on 2,044 acres. Located along the west County line, approx. 3.47 miles south of Hwy. 192.
P&Z Recommendation: Schmitt/Cannon – Approved. Vote was unanimous.

V.B.3. (13PZ-00005) – DOUGLAS & KATHRYN PEEBLES – request a change of IU to IU-1 on 6.54 acres. Located on the east side of Paw Prints Ave., approx. 1,500 ft. south of Eau Gallie Blvd. (833 Paw Prints Ave., Melbourne)
P&Z Recommendation: Harber/Schmitt - Motion to deny ended in 4:4 vote, and no recommendation. Those members voting in favor of the motion to deny were Ott, Schmitt, Stone & Harber. Those members voting against the motion to deny were Minneboo, Cannon, Thodey & Moia.

DISTRICT 1

* **V.B.4. (13PZ-00002) – RICHARD LEE BEATTIE** – (Bruce A. Moia, P.E.) requests a Small Scale Plan Amendment to change the FLU designation from NC & Res 15 to CC on 6.21 acres, +/-; AND a change from BU-1, AU & BU-2 to all BU-2, with removal of an existing BDP, on 14.76 acres. Located on the south side of Hwy. 520, approx. 500 ft. west of Lake Poinsett Rd. (5155 Hwy 520, Cocoa)
P&Z Recommendation of 4/8/13: Ott/Thodey – Tabled to the LPA mtg. on 4/22/13. Vote was 6:1, with Harber voting nay and Moia abstaining.
P&Z Recommendation of 4/22/13: Harber/Reed - Denied. Vote was 8:1, with Stone voting nay and Moia abstaining.
THIS ITEM HAS BEEN AUTOMATICALLY TABLED TO THE BCC MEETING ON THURSDAY, AUGUST 1, 2013 AT 5:00 P.M. LETTER RECEIVED ON APRIL 24, 2013.

V. PUBLIC HEARINGS (CONTINUED)**B. P&Z Board Recommendations of April 8, 2013 (continued)**

V.B.5. (12PZ-00080) – MIAMI CORPORATION AND SWALLOWTAIL , LLC – (Glenn Storch) requests (Part A) a change from GU to AGR on 8,933.854 acres, with a CUP for Transfer of Development Rights; AND (Part B), a change from GU to Farm-1, with receipt of development rights, on 2,768.596 acres, +/- . Site lies west of Hwy 5A and I-95 intersection along north and west Brevard County lines. (In the Scottsmoor area)

P&Z Recommendation: Part A – Moia/Harber – Approved. Vote was unanimous. Part B – Schmitt/Harber – Approved. Vote was unanimous.

DISTRICT 2

V.B.6. (13PZ-00008) – Removed from agenda.

DISTRICT 3

V.B.7. (13PZ-00007) – CHARLES B. & CONNIE L. KIBLER – request a CUP for a Private Boat Dock Accessory to an Adjacent Single-Family Residential Lot in an RU-1-13 zoning classification on 0.03 acre. Located on the north side of Ross Ave., approx. 610 ft. west of Seiler St. (in the Melbourne Beach area)

P&Z Recommendation: Schmitt/Ott – Approved. Vote was unanimous.

- C. Ordinance, Re: Amending Zoning Regulations to Provide for Seasonal Package Storage/Delivery Activities (First Reading)

VII. NEW BUSINESS

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons needing special accommodations or an interpreter to participate in the proceedings, please notify the County Manager's Office no later than 48 hours prior to the meeting at (321) 633-2010.

Assisted listening system receivers are available for the hearing impaired and can be obtained from SCGTV Staff at the meeting. We respectfully request that ALL ELECTRONIC ITEMS and CELL PHONES REMAIN OFF while the County Commission is in session. Thank you.

This meeting will be broadcast live on Space Coast Government Television (SCGTV) on Bright House Networks Cable Channel 199, Comcast (North Brevard) Cable Channel 51, and Comcast (South Brevard) Cable Channel 13. SCGTV will also replay this meeting during the coming month on its 24-hour video server nights, weekends, and holidays. Check the SCGTV website for daily program updates at <http://www.scgtv.org>. The Advanced Agenda may be viewed at: <http://www.brevardcounty.us>.