

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 30, 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: (District 1)

PLEDGE OF ALLEGIANCE: Commissioner Andy Anderson, District 5

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

- *A. Resolution, Re: Recognizing Michael Chay Spangler for Obtaining His Boy Scout Troop Eagle Scout Award (District 2)

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

- A. Mel Scott, Assistant County Manager
- B. Christine Lepore, 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 May 6, 2013

DISTRICT 1

V.B.1. (13PZ-00009) – ADAM S. & DARCY L. WATSON – requests a change from GU to AU on 1 acre. Located on the east side of Satellite Boulevard, approximately 170 ft. north of Terri Lee Avenue. (1501 Satellite Boulevard, Cocoa)

P&Z Recommendation: Thodey/Harber – Approved. Vote was unanimous.

DISTRICT 2

V.B.2. (13PZ-00012) – EDWARDS MACY-BRENNER’S EAST, INC. – (Jonathan Sheldon) – requests a CUP for Alcoholic Beverages for On-Premises Consumption in a BU-1 zoning classification on 0.05 acre, +/- . Total site is 6.406 acres and is located on the west side of N. Courtenay Parkway, approximately 150 ft. north of Citrus Boulevard, also having frontage on the north side of Citrus Boulevard, approximately 150 ft. west of N. Courtenay Parkway. (Part of 771 N. Courtenay Parkway, Merritt Island)

P&Z Recommendation: Harber/Goggin – Approved. Vote was unanimous.

V.B.3. (13PZ-00008) – LEAH MARINA HOLDINGS, LLC - (Thierry Brunschwig) – requests a Small Scale Plan Amendment to change the Future Land Use designation from Residential 4 to Community Commercial; and a change of from RU-1-11 to BU-1, with a CUP for a Commercial Marina or, alternatively, a CUP for mitigating a Non-Conforming Use pursuant to Section 62-1190, on 8.88 acres, +/- . Located on the west side of S. Banana River Drive, approximately 0.2 mile south of Mili Avenue. (Part of 1357 S. Banana River Drive, Merritt Island)

P&Z Recommendation: Thodey/Ott – Tabled to the July 8, 2013, P&Z Meeting. Vote was unanimous.

DISTRICT 3

V.B.4. (13PZ-00010) – SAN SEBASTIAN HOLDING, INC. – (Jeff & Stephanie Chandler) – requests a CUP for Alcoholic Beverages for On-Premises Consumption, in conjunction with a restaurant, in a BU-1 zoning classification on 2.54 acres. Located on the south side of Main Street, approximately 650 ft. west of U.S. Highway 1 (4015 Main Street, Micco)

P&Z Recommendation: Harber/Ott – Approved. Vote was unanimous, with Moia abstaining.

V. PUBLIC HEARINGS (CONTINUED)**B. P&Z Board Recommendations of May 6, 2013 (continued)****DISTRICT 4**

V.B.5. (13PZ-00014) – SRK VIERA VILLAGE ASSOCIATES, LP – (Jeremy Norcross) – requests a CUP for Alcoholic Beverages for On-Premises Consumption in a PUD zoning classification for units on a total site of 11.22 acres. Site is located on the west side of Murrell Road, approximately 420 ft. north of Viera Boulevard. (Part of 5410 Murrell Road, Rockledge)

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

DISTRICT 3

V.B.6. (12PZ-00084) – ATLANTIC COAST PALADIN ESTATES, LLC; MICCO ROAD INVESTMENTS, LLC; AND PALADIN ESTATES HOMEOWNERS ASSOCIATION, INC. – (Bruce Moia) – requests a change from EU, with two existing BDPs, to RU-1-13, with a replacement BDP, on 99.85 acres. Located on the southeast corner of Micco Road, & Paladin Circle. (in the Micco area)

P&Z Recommendation: Harber/Aydelotte – Approved. Vote was 7:1, with Thodey voting nay, and Moia abstaining.

- C. Joint Planning Agreement (JPA) with City of Melbourne, RE: Twelve Months Extension (Districts 3, 4, and 5)
- D. Ordinance, Re: Adoption of Small Scale Comprehensive Plan Amendment (13S.04) - Nevins Fruit Company, LLC (District 1)
- E. Ordinances, Re: Adoption of Comprehensive Plan Amendment Package 2013-1 (Districts 1-5)
- *F. Preliminary Plat and Final Engineering Approval, Re: Rodina Drive Road Plat - The Viera Company (District 4) (Fiscal Impact: None)

VI. UNFINISHED BUSINESS

- *A. Discussion, Re: Brevard County Hurricane Sandy Emergency Beach Berm Project (Districts 3, 4, and 5) (Fiscal Impact: Up to \$5.15M to Leverage an Additional \$5.15M in State Funds)

VII. NEW BUSINESS

- A. *1. Stipulated Final Judgment, Re: Brevard County v. Somerset Florida, LLC, Et Al (Parcel 143 SK & NK United, Inc. and Allen E. Wester and Colleen B. Wester), Case No. 05-2011-CA-031229-XXXX-XX (District 4)

VII. NEW BUSINESS (CONTINUED)

- A. *2. Approval, Re: Amendment to Space Coast Stadium Lease, and Assignment and Assumption Agreement

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>.