

**SPECIAL
CITY OF PALMETTO
CITY COMMISSION MEETING
April 25, 2016
5:30 PM**

Elected Officials Present:

Shirley Groover Bryant, Mayor
Harold Smith, Vice Mayor, Commissioner, Ward 1
Tamara Cornwell, Commissioner-at-Large 2
Jonathan Davis, Commissioner-at-Large 1
Tambra Varnadore, Commissioner, Ward 2
Brian Williams, Commissioner, Ward 3

Staff Present:

Mark Barnebey, City Attorney
Jim Freeman, City Clerk
Steve Greer, Police Department Captain
Allen Tusing, Public Works Director
Amber Foley, Assistant City Clerk

Mayor Bryant called the meeting to order at 5:30 pm.

All persons intending to address the City Commissioner were duly sworn.

1. CITY COMMISSION AGENDA APPROVAL

Motion: Commissioner Davis moved, Commissioner Varnadore seconded, and the motion carried 5-0 to approve the April 25, 2016 Agenda.

2. PUBLIC COMMENT

None.

3. PUBLIC HEARING ORDINANCE 2016-08 MORATORIUM DOWNTOWN ZONING

AN EMERGENCY ORDINANCE OF THE CITY COMMISSION FOR THE CITY OF PALMETTO, FLORIDA, DECLARING A MORATORIUM AS TO THE FILING AND/OR APPLICATION FOR THE ESTABLISHMENT OF BUSINESSES KNOWN AS SERVICE STATION, AUTOMOTIVE REPAIR-MINOR AND AUTOMOTIVE REPAIR-MAJOR WITHIN AN AREA BOUNDED BY THE CSX RAILROAD TO THE EAST, THE MANATEE RIVER TO THE SOUTH AND BY PROPERTIES BORDERING ON BOTH SIDES OF 11TH AVENUE WEST TO THE WEST AND ON BOTH SIDES OF 10TH STREET WEST TO THE NORTH; PROVIDING SUSPENSION OF ANY SUCH ZONING, PERMITTING AND LICENSING; PROVIDING THAT SAID MORATORIUM SHALL BE IN EFFECT UNTIL APRIL 30, 2017, UNLESS TERMINATED BY THE CITY COMMISSION AT AN EARLIER DATE; PROVIDING FOR LEGISLATIVE FINDINGS, INTENT AND PURPOSE; PROVIDING FOR DEFINITIONS; PROVIDING FOR BOUNDARIES SUBJECT TO THE MORATORIUM; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

Mayor Bryant opened the public hearing.

The following people spoke in opposition to Ordinance 2016-08:

- Jim Terry
- Lucy White
- Steve White
- Betsy Keener Voliva
- Frank Frost

- Austin Lofthouse
- Darrel Winchell
- Matthew Matyasi

In response to the above discussion, Mayor Bryant will be having staff provide Mr. Terry a list of properties addressed by Code Enforcement.

Mayor Bryant closed the public hearing after hearing no further comment.

Commissioner Williams commented on the proposed ordinance speaking his views and opinions. He questioned the boundary of the moratorium questioning if it should be expanded to the entire City. He is not in favor of the ordinance.

Attorney Barnebey stated that if the Commission would like to adjust the boundaries to encompass more of the City, the ordinance will need to be redrafted with new boundaries and readvertise.

In regards to any known automotive repair places asking for expansion from Public Works, Mr. Tusing indicated he is unaware of any business that has started the expansion approval process. Commissioner Cornwell would like information brought forward if any automotive businesses come to the City's Planning Department seeking expansion during the moratorium.

Commissioner Varnadore would like the word "new" inserted in Section 5 before "service stations, automotive repairs..." She will only support a moratorium for six months, not a full year.

Attorney Barnebey will add some language to Section 5 stating that the ordinance will not prevent existing establishments from obtaining permits or approvals to maintain or replace existing uses operating at the time of adoption of the ordinance or structures in their configuration at the time of the adoption of the ordinance; and schedule it for six months (December 5, 2016) if that is the consensus of the Commission.

Commissioner Williams asked that the fourth whereas clause that mentions the City of Bradenton be removed.

Motion: **Commissioner Varnadore moved, Commissioner Cornwell seconded, and the motion carried 4-1 to adopt Ordinance 2016-08 with the change to Section 5, the fourth whereas clause deleted, and the moratorium to be for six months instead of one year. Commissioner Williams voted no.**

Mayor Bryant adjourned the meeting at 6:36 p.m.

Minutes approved: June 6, 2016

James R. Freeman

James R. Freeman
City Clerk