

MINUTES OF REGULAR MEETING OF LONGBOAT KEY TOWN COMMISSION, SEPTEMBER 15, 1971, 8:00 P.M.

Present: Mayor Gibbon, Commissioners Fletcher, Kenney, Lee, Montgomery, Ridyard, Smith

Also Present: Town Manager Lanier, Town Attorney Whitesell, Town Clerk Hager

Absent: None

Meeting called to order at 8:00 P.M.

1. MINUTES APPROVED

Minutes of special meeting July 15 and regular meeting August 18 were approved.

2. CORRESPONDENCE

Mayor Gibbon noted that a letter had been received in reply to the Town's inquiry as to possible State purchase of property in Bishop's Bayou for a wildlife sanctuary. The letter stated the property did not meet the criteria of the State financial assistance programs.

Mayor Gibbon also noted receipt from Myron Gibbons, Tampa attorney, a copy of the deed whereby the I.I.F. Board dedicated Whale Key to the Audubon Society for a wildlife sanctuary.

Letter was read by Mayor Gibbon stating that a meeting would be held September 21 at the Arvida Corp. office to review the proposed Arvida development on Longboat Key. The letter had gone from the State Department of Pollution Control to the Sarasota County Pollution Control Officer and to a biologist under the Regional Director of Pollution Control in Punta Gorda, but no notification had come to the Town of Longboat Key. Mr. Gibbon read a letter he had written to the Department of Pollution Control protesting the fact that the Town was not informed of the meeting.

3. WATER EASEMENTS ACCEPTED

Town Manager Lanier presented easements for water lines for certain areas of Country Club Shores, Unit 5. It was moved by Fletcher, seconded by Smith that the easements be accepted. Motion carried unanimously.

4. GROIN PERMIT APPROVED

The Town Manager presented an application from Longboat Harbour Condominiums, Inc., 4450 Gulf of Mexico Drive for a permit to construct four bag type groins in the Gulf adjacent to their property. He presented a letter from Smally, Wellford & Nalven approving the engineering. After considerable discussion, during which Commissioner Lee stated he objected to use of concrete for the sill, it was moved by Kenney that the application be accepted with a qualification that the Town suggest the State consider use of sand-filled bags on the sill itself with the balance to be concrete-filled. The applicant (Herb Salzman for I. Z. Mann) objected to the qualification, Mr. Kenney withdrew his motion, and moved that the application be approved. The motion was seconded by Ridyard and carried with Lee voting, "no", and all others voting, "aye".

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5. PLOT PLAN APPROVED

Town Manager Lanier presented a plot plan for 13 rental units at 5310 Gulf of Mexico Drive submitted by Mr. McCall. He explained that the original plans had shown two entrances on Gulf of Mexico Drive and had been sent back for redesign with one entrance. He stated that all requirements had been met. It was moved by Lee, seconded by Montgomery that the plot plan be approved. Motion carried unanimously.

6. SIGN PERMIT APPROVED

Application from Patrick Neal was presented by the Town Manager for a permit to construct a sign in front of the shopping center at Whitney Beach. Request was for a sign with 28 square feet more than permitted in the ordinance (this included the area of the roof of the sign). Mr. Lanier pointed out that under the ordinance two signs 28 square feet smaller could be erected without Commission approval. Further, under the provisions of the sign ordinance, the Commission could waive the standards when in the best interests of the Town. It was moved by Lee, seconded by Montgomery that the permit be granted. Motion carried unanimously.

7. HOUGH & CO. AGREEMENT AUTHORIZED

Proposal had been received from William R. Hough & Co. for the Town to employ them as fiscal consultants to prepare a sewer bond issue. It was moved by Kenney, seconded by Fletcher that the Mayor be authorized to execute the agreement with Hough & Co. on behalf of the Town. Motion carried unanimously.

8. MANATEE COUNTY SEWAGE TREATMENT AGREEMENT APPROVED

Mayor Gibbon explained that Manatee County was building a large sewage treatment plant between Bayshore Gardens and Bradenton with a collection system from the three municipalities on Anna Maria Island. Further, that the County was willing to accommodate the effluent from the Longboat Key sewage system when completed and a proposed agreement had been prepared and discussed with the County. It was moved by Fletcher, seconded by Smith that the agreement be accepted. Motion carried unanimously.

9. WATER SYSTEM BUDGET ORDINANCE HEARING SET

It was moved by Smith, seconded by Kenney that a public hearing on the budget for the water system be set October 6. Motion carried unanimously.

10. SEWER FRANCHISE ORDINANCE (199) - FIRST READING

At the direction of the Commission, Ordinance No. 199 granting a franchise to Longboat Utility Co., Inc., for the operation of a sewer system in a portion of the Town and imposing provisions and conditions relating thereto, was placed on first reading. It was moved by Kenney, seconded by Fletcher that the ordinance be passed on first reading. Motion carried. Fletcher, aye; Kenney, aye; Lee, aye; Montgomery, aye; Ridyrd, aye; Smith, aye; Gibbon, aye.

11. MINIMUM WATER STANDARDS ORDINANCE (200) - FIRST READING

At the direction of the Commission, Ordinance No. 200 providing for minimum standards

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for potable water within the Town; providing for mandatory connection to the Central Water System by all facilities servicing the public and multiple apartment and multiple condominium units or dwelling places; was placed on first reading. It was moved by Ridyard, seconded by Fletcher that the ordinance be passed on first reading. Town Attorney Whitesell made minor changes and after considerable discussion, motion carried. Fletcher, aye; Kenney, aye; Lee, aye; Montgomery, aye; Ridyard, aye; Smith, aye; Gibbon, aye.

12. ECOLOGICAL SURVEY AUTHORIZED

It was moved by Lee, seconded by Ridyard that Town Manager Lanier be authorized to arrange for an ecological survey by the State within the existing bulkhead line, prior to revision of the bulkhead line. Motion carried unanimously.

13. CODE REVISION ADOPTION ORDINANCE (201) - FIRST READING

At the direction of the Commission, Ordinance No. 201 adopting a revision and codification of the ordinances of the Town, entitled "The Code of the Town of Longboat Key, Florida", providing for the repeal of certain ordinances not included therein, with certain exceptions, was placed on first reading. It was moved by Kenney, seconded by Smith that the ordinance be passed on first reading. Motion carried. Fletcher, aye; Kenney, aye; Lee, aye; Montgomery, aye; Ridyard, aye; Smith, aye; Gibbon, aye.

14. WATER REVENUE CERTIFICATES ORDINANCE (202) - FIRST READING

At the direction of the Commission, Ordinance No. 202 providing for issuance of \$80,000 Water Revenue Certificates of 1971 payable solely from "net revenues" of the water system to pay, in part, cost of acquisition of a franchise and water system for the Town; providing for the rights of the holders of such certificates; setting forth the form of such certificates; providing such certificates shall not constitute a debt of the Town or a pledge of its credit, was placed on first reading. It was moved by Lee, seconded by Montgomery that the ordinance be passed on first reading. Motion carried. Fletcher, aye; Kenney, aye; Lee, aye; Montgomery, aye; Ridyard, aye; Smith, aye; Gibbon, aye.

15. ORDINANCE AMENDING ORD. 160 DEFERRED

Mayor Gibbon stated the Planning and Zoning Board had studied and held a public hearing on the proposed amendment to Ord. No. 160 and recommended deletion of the words, "church-operated schools for religious and general education" and insertion of, "churches and accessory uses". Commissioner Lee recommended that the Commission accept the recommendation of the Planning & Zoning Board. After discussion, it was agreed to defer discussion to a work session.

16. ZONING STUDY COMMITTEE APPOINTED

It was moved by Smith, seconded by Montgomery and carried unanimously that the Mayor be authorized to appoint a committee consisting of Commissioners Lee and Kenney,

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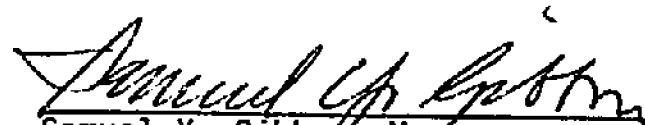
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and Planning & Zoning Board members Tom Jones and George Rosengarten, and himself as ex officio member to discuss with Prof. Bartley what he might do for the Town in the way of a restudy of the Zoning Ordinances.

17. ADJOURNMENT

Mayor Gibbon declared the meeting adjourned.


Samuel Y. Gibbon, Mayor

The above minutes were produced from a tape of the proceedings of the Longboat Key Town Commission meeting September 15, 1971.


E. Jane Pool, Deputy Town Clerk

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