

Minutes
Planning and Zoning Commission
August 21, 2014 - 10 AM
City Commission Chambers
City Hall, Sanford, Florida

Members Present

Jerry Mills, Chairman
Steve Esler, Vice Chairman
Carsandra Buie
Michael Loader
Lindsay Oyewale
Michael Padgett
Eddie Green

Members Absent

Joshua Dane, alternate-excused

Others Present

Lonnie Groot, Assistant City Attorney
Eileen Hinson, Development Services Manager
Sabreena Colbert, Planner

Mr. Mills called the meeting to order at 10 AM.

Moment of Silence

Pledge of Allegiance

Approval of Minutes

Mr. Esler moved to approve the July 17, 2014 Meeting Minutes. Mr. Loader seconded. Motion carried 6 to 0, Mr. Green not present at this time.

Public Hearings

Hold a Public Hearing to consider a Conditional Use request for Urban Infill Redevelopment to establish development standards for a retail sales and service establishment for a proposed O'Reilly Auto Parts store in a GC-2, General Commercial zoning district at 2508 French Avenue. Property Owner: O'Reilly Automotive Stores, Inc.; Representative: Ryan Givens, AICP – Cardno. Michael Richard, property owner of 722 Osceola Drive was present. He had questions/concerns about allowing semi-truck traffic on Osceola Drive, trip study calculations, and enhanced landscaping along Osceola Drive around the retention pond area.

Mr. Loader moved to approve the Conditional Use request for 2508 French Avenue subject to a Development Order with the conditions as recommended by the Development Review Team. Ms. Buie seconded. Motion carried 7-0.

Hold a Public Hearing to consider a Conditional Use request for Urban Infill Redevelopment to establish development standards for a retail sales and service establishment for a proposed convenience store in an RC-1, Restricted Commercial zoning district at 2001 French Avenue. Property Owner: Abhishek Shah; Representative: Robert VonHerbulis – McKee Construction Co. Ms. Lynn, representative for property owner of 1921 Maple Avenue was present. She had concerns about tenants not feeling safe in the neighborhood, people loitering around the area causing disturbances, and trash along the roadways.

Ms. Oyewale moved to approve the Conditional Use request for 2001 French Avenue subject to a Development Order with the conditions as recommended by the Development Review Team, with two additional conditions (maintenance program required for the pervious pavement in the parking lot and hours of operation limited between the hours of 6AM and 10PM). Ms. Buie seconded. Motion carried 6-0, Mr. Esler abstained.

Development Plans

DP-1 Consider the Preliminary Subdivision for Silvestri Estates, a mixed use commercial and residential development located at 2401 E. Lake Mary Boulevard. Property Owner: Safari Investments, LLC.

Applicant withdrew the consideration of the PSP for Silvestri Estates.

Citizen Participation

None.

Staff Reports

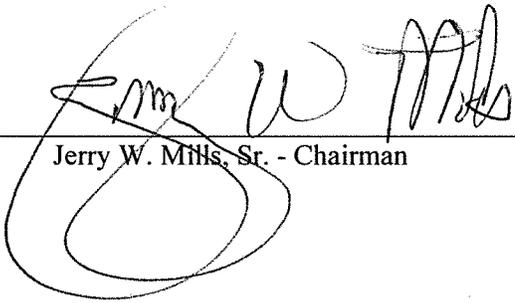
Mr. Groot held a brief discussion on Conflict of Voting.

Commissioners Reports

Mr. Mills stated he would like to have architectural standard code requirements when reviewing/approving projects. He requested staff to contact the other jurisdictions in the Central Florida area to see if they have any such guidelines or standards and have it as a discussion item on the next agenda. Mr. Groot informed the board and staff Oviedo has recently adopted architectural guidelines/standards.

Adjournment

There being no further business, the meeting adjourned at 11:17 AM.



Jerry W. Mills, Sr. - Chairman

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>ESLER STEPHEN CHARLES</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>City of Sanford Planning + Zoning Commission</i>
MAILING ADDRESS <i>125 Kings Landing Dr.</i>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY COUNTY <i>Sanford FL Seminole</i>	NAME OF POLITICAL SUBDIVISION: <i>City of Sanford</i>
DATE ON WHICH VOTE OCCURRED <i>8-21-2014</i>	MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, STEPHEN C. ESLER, hereby disclose that on August 21,, 20 14:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

August 21, 2014
Date Filed

Stephen C. Esler
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.