

MINUTES

Levy County Planning Commission Levy County Parks and Recreation Advisory Committee

November 6, 2000

The Levy County Planning Commission - Parks and Recreation Advisory Committee was called to order by Chairperson Susan Haines. Other members present were as follows:

C.R. Lowman
Duncan McCallum
Eugene Pollock
Tommy Thompson

Chairperson Haines called for a review and motion for the minutes from the October 2, 2000 meeting as presented. Mr. McCallum motioned to approve the minutes as presented. Mr. Lowman seconded the motion; motion carried.

NEW BUSINESS:

PETITION NO. SE 00-9 Miles and Kelby Andrews who were both present, petitioned the Board for a Special Exception, No. 11 to allow for a mining operation (mining, blasting and crushing of rock), on a parcel of land located in the W ½ of the W ¼ of the NE ¼ containing 40 acres more or less (a portion of parcel no. 01738) and the E ½ of the W ½ of the NE ¼ containing 40 acres more or less (a portion of parcel no. 01738) both lying in Section 1, Township 12S, Range 15E, in Levy County. This parcel is located within an Agriculture/Rural Residential "A/RR" zone.

This petition was previously tabled for the following documentation:

1. Mining impact assessment (water quality)
2. Criteria for blasting
3. Estimated trips per day

All documentation was received as requested.

Mr. Bill Wingard who is a blasting expert from ORCA USA, was present to give an overview on how this project will work.

Mr. Wingard explained that generally there is a courtesy call to the surrounding neighbors (generally one hour) prior to any blasting being done. He stated that he has been blasting in the state of Florida since the 1960's and has had a good reputation. The type of blasting that the Andrew brothers will be doing would not cause a tremendous amount of dust because 99% of the shots would be done below the water. Mr. Wingard

also stated that for safety reasons a 400' setback is usually used and no blasting materials will be stored at the proposed site.

For the record Chairperson Haines stated the names of opposition and support that were in attendance at the previous meeting. The following were listed:

1. Dennis Coggins - oppose
 2. Carl Lemery - oppose
 3. Rosetta Coggins - oppose
 4. Mike McGinty - oppose
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1. Murray Tillis - support

OPPOSITION

1. Dennis Coggins - Health hazard, cause contamination to water, wants to keep area rural, property values and closeness to the Wacasassa River. Mr. Coggins also referred to Comprehensive Plan, Land Development Regulations and Florida Administrative Code regarding violations.
2. Carl Lemery - Water quality, vibration and noise

After hearing from all opposition and having Board discussion Mr. McCallum motioned to recommend approval to the Board of Adjustment with conditions (see attached). Mr. Lowman seconded the motion; motion carried.

PETITION NO. SE 00-10 Larry Rogers, petitioned the Board for a Special Exception to allow a Borrow Pit and back fill with clean debris, on a parcel of land located in the SE 1/4 of the NE 1/4 and the W 1/2 of the NE 1/4, containing 120 acres more or less (parcel no. 03268) and the NE 1/4 of the NE 1/4, containing 40 acres more or less (parcel no. 03269) both being in Section 36, Township 11S, Range 17E, in Levy County. This parcel is located within an Agriculture/Rural Residential "A/RR" zone.

Representing Mr. Rogers was his attorney Mrs. Patrice Boyes. Mrs. Boyes stated that she had with her four experts to help in explaining this petition. The following were listed:

1. Mr. Ralph Eng - Engineer that prepared the survey
2. Mr. Carl Owens - Licensed property appraiser
3. Mr. Ken Hill - Registered Professional Engineer/Geo Technical Engineer
4. Mr. Ray Ashton - Biologist (endangered species)

Mr. Eng submitted a new site plan to the Board and indicated that they had changed the title from "Borrow Pit" to "Sand Mine". Brief description of site plan.

Mr. Owens spoke to the Board regarding property values (before and after a mining operation). For Mr. Owens also submitted correspondence and read for the record page 4.

Mr. Ashton spoke in regards to gopher tortoise (endangered species). Mr. Ashton stated that the Game and Fish Commission will require a re-survey because of the time that has lapsed since one has been done.

Mr. Hill spoke in reference to the soil borings that had been done on the property.

Attorney Boyes provided a copy of the findings that would indicate that this petition be approved as requested at this time.

OPPOSITION

1. William Brown - Questions on the number of properties that were appraised by the expert, will cause problems with the wells in the area, fencing, safety. Also has seen other animals such as fox, wild turkeys, deer and wildcats on the property. The hours of operation on this application are more reasonable.
2. Gilbert Presley - Concerns on the fill and wants to keep area rural.
3. Bernard Beers - Traffic hazard
4. Jim Dewey - Do not need another sand pit in this area and property values.
5. Ron Van Pelt - Property Values
6. Debra Grant - Filed a complaint 2 years ago and it was withdrawn, water quality, hazardous, hours of operation (should be adjusted with time change), back fill, the Board needs to know more about the rules and regulations and recharge. Mrs. Grant submitted letters from their attorney Mr. David Caufee.
7. Elizabeth Brown - Has seen several animals on the property and safety.
8. Terri McGinty - LDR's are not consistent.
9. Mike McGinty - oppose

10. Julie Brachovich - Traffic hazard and doesn't want to another dump.

After all discussion Chairperson Haines called for a motion. Mr. McCallum motioned to recommend approval to the Board of Adjustments with conditions (see attached). Mr. Pollock seconded the motion; motion carried. All members voted "I".

There being no further business for the Levy County Planning Commission then the meeting was adjourned.

Chairperson