

THROUGH THESE DOORS WALK ONLY THE FINEST PEOPLE – THE CITIZENS OF ESCAMBIA COUNTY. DECISIONS ARE MADE IN THIS ROOM AFFECTING THE DAILY LIVES OF OUR PEOPLE. DIGNIFIED CONDUCT IS APPRECIATED.

CHAMBER RULES

1. IF YOU WISH TO SPEAK, YOU WILL BE HEARD.
2. YOU MUST SIGN UP TO SPEAK. SIGN-UP SHEETS ARE AVAILABLE AT THE BACK OF THE ROOM.
3. YOU ARE REQUESTED TO KEEP YOUR REMARKS BRIEF AND FACTUAL.
4. BOTH SIDES ON AN ISSUE WILL BE GRANTED UNIFORM/MAXIMUM TIME TO SPEAK.
5. DURING QUASI-JUDICIAL HEARINGS (I.E., REZONINGS), CONDUCT IS VERY FORMAL AND REGULATED BY SUPREME COURT DECISIONS.

PLEASE NOTE THAT ALL BCC MEETINGS ARE RECORDED AND TELEVISED

AGENDA

Board of County Commissioners

Regular Meeting – July 10, 2014 – 5:30 p.m.

Ernie Lee Magaha Government Building – First Floor

1. Call to Order.

Please turn your cell phone to the vibrate, silence, or off setting.

The Board of County Commissioners allows any person to speak regarding an item on the Agenda. The speaker is limited to three (3) minutes, unless otherwise determined by the Chairman, to allow sufficient time for all speakers. Speakers shall refrain from abusive or profane remarks, disruptive outbursts, protests, or other conduct which interferes with the orderly conduct of the meeting. Upon completion of the Public comment period, discussion is limited to Board members and questions raised by the Board.

2. Invocation – Commissioner May.
3. Pledge of Allegiance to the Flag.
4. Are there any items to be added to the agenda?

Recommendation : That the Board adopt the agenda as prepared (**or duly amended**).

5. Commissioners' Forum.

6. Proclamations.

Recommendation: That the Board adopt the following two Proclamations:

A. The Proclamation commending and congratulating Christina Smith on her selection as the “Employee of the Month” for July 2014; and

B. The Proclamation proclaiming Thursday, July 24, 2014, as “ADA Celebration Day” in Escambia County and urging all citizens to join in expressing their appreciation to the numerous individuals and organizations in Escambia County and Northwest Florida for their efforts to promote the civil rights of people with disabilities, in celebrating the passage and accomplishments of this historic civil rights act, and in extending best wishes to all observing this day.

7. Written Communication:

- A. May 5, 2014, email communication from Joanna Cope requesting the Board forgive the fines relative to a Code Enforcement Lien attached to property located at 4253 Erress Boulevard.

Recommendation: That the Board review and consider lien relief request made by Joanna Cope against property located at 4253 Erress Boulevard.

On June 18, 2009, the Board amended the “Guidelines for Relief from Environmental (Code) Enforcement Special Magistrate Liens” Policy, Section III, H2. Staff was instructed to review all requests for forgiveness of Environmental (Code) Enforcement Liens to determine if the requests met the criteria for forgiveness, in accordance with the Board’s Policy.

After reviewing the request for forgiveness of Lien, staff made the determination that the request does not fall within any of the criteria that would allow the County Administrator to deny relief, in accordance with the Board’s Policy, “Guidelines for Relief from Environmental (Code) Enforcement Special Magistrate Liens” Policy, Section III, H2.

The owner has no other recourse but to appeal before the Board under Written Communication.

- B. May 5, 2014, email communication from Joanna Cope requesting the Board forgive the fines relative to a Code Enforcement Lien attached to property located at 2620 West Hernandez Street.

Recommendation: That the Board review and consider lien relief request made by Joanna Cope against property located at 2620 West Hernandez Street.

On June 18, 2009, the Board amended the “Guidelines for Relief from Environmental (Code) Enforcement Special Magistrate Liens” Policy, Section III, H2. Staff was instructed to review all requests for forgiveness of Environmental (Code) Enforcement Liens to determine if the requests met the criteria for forgiveness, in accordance with the Board’s policy.

After reviewing the request for forgiveness of Lien, staff made the determination that the request does not fall within any of the criteria that would allow the County Administrator to deny relief, in accordance with the Board’s Policy, “Guidelines for Relief from Environmental (Code) Enforcement Special Magistrate Liens” Policy, Section III, H2.

The owner has no other recourse but to appeal before the Board under Written Communication.

- C. June 12, 2014, communication from Debbie Calder, SVP, Greater Pensacola Operations, Navy Federal Credit Union, requesting a final Economic Development Ad Valorem Tax Exemption reimbursement of \$253,371.17, the difference between the total amount approved by the Board and funds previously reimbursed.

8. Did the Clerk’s Office receive the proofs of publication for the Public Hearing(s) on the agenda and the Board’s Weekly Meeting Schedule?

Recommendation: That the Board waive the reading of the legal advertisement(s) and accept, for filing with the Board’s Minutes, the certified affidavit(s) establishing proof of publication for the Public Hearing(s) on the agenda, and the Board of County Commissioners – Escambia County, Florida, Meeting Schedule.

9. 5:31 p.m. Public Hearing for consideration of the renewal of a Permit to Construct and/or Operate a Land Clearing Disposal Management Facility for Oak Grove Land Clearing Debris Disposal Pit.

Recommendation: That the Board authorize the renewal of a Permit to Construct and/or Operate a Land Clearing Disposal Management Facility for Oak Grove Land Clearing Debris Disposal Pit, located at 745 County Road 99 North, Walnut Hill, Florida, owned by Escambia County.

[Funding: Fund 401, Solid Waste Fund, Account Number 343402]

10. 5:33 p.m. Public Hearing for consideration of adopting an Ordinance amending, Chapter 34, Section 34-6 of the Escambia County Code of Ordinances.

Recommendation: That the Board adopt an Ordinance amending Chapter 34, Section 34-6 of the Escambia County Code of Ordinances to assess a surcharge of \$30 to penalties imposed for criminal violations listed in Section 318.17, Florida Statutes, to be used to fund State Court facilities in Escambia County.

11. Reports:

CLERK & COMPTROLLER'S REPORT

Backup Not Included With The Clerk's Report Is Available For Review In
The Office Of The Clerk To The Board
Ernie Lee Magaha Government Building, Suite 130

I. Consent Agenda

1. Recommendation Concerning Minutes and Reports Prepared by the Clerk to the Board's Office

That the Board take the following action concerning Minutes and Reports prepared by the Clerk to the Board's Office:

A. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held June 26, 2014; and

B. Approve the Minutes of the Regular Board Meeting held June 26, 2014.

GROWTH MANAGEMENT REPORT

I. Public Hearing

1. Recommendation Concerning the Review of the Rezoning Case heard by the Planning Board on June 3, 2014

That the Board take the following action concerning the rezoning case heard by the Planning Board on June 3, 2014:

- A. Review and either adopt, modify, or overturn the Planning Board's recommendation for Rezoning Case Z-2014-08 or remand the case back to the Planning Board; and
- B. Authorize the Chairman to sign the Orders of the Escambia County Board of County Commissioners for the rezoning case that were reviewed.

1. Case No.: **Z-2014-08**
Address: 2161 Hwy 97 South
Property Reference 30-1N-31-1300-000-000
No.:
Property Size: 17.84 (+/-) acres
From: V-1, Villages Single-Family Residential District, Gross
Density (one du/acre)
To: V-2A, Villages Single-Family Residential District,
Gross Density (three du/acre)
FLU Category: MU-S, Mixed-Use Suburban
Commissioner 5
District:
Requested by: Wiley C. "Buddy" Page, Agent for Gene Foster,
Trustee
Planning Board Denial
Recommendation:
Speakers: Wiley C. "Buddy" Page, Kathleen Mayo Bailey, Dan
Hansen, Stanley W. Smith, Clarence Ladner, Gary
Miller, Brenda Hagendorfer, Donna Mayne, Stephen
Milstid, Ronald S. Andrews

2. 5:45 p.m. A Public Hearing for Consideration for Adopting an Ordinance Amending the Official Zoning Map

That the Board adopt an Ordinance to amend the Official Zoning Map to include the rezoning case heard by the Planning Board on June 3, 2014 and approved during the previous agenda item and to provide for severability, inclusion in the code, and an effective date.

3. 5:46 p.m. - A Public Hearing Concerning the Review of an Ordinance Amending Articles 3, 6 and 11

That the Board of County Commissioners (BCC) review an Ordinance to the Land Development Code (LDC) amending Article 3, Section 3.02.00 by adding and amending definitions for funeral establishments, cemeteries, cinerators and related consumer services. Amending Article 6 by establishing locational criteria for funeral establishments, cemeteries, cinerators and related consumer services. Amending Article 11 by authorizing certain funeral establishments, cemeteries, cinerators and related consumer services in the Airfield Influence Planning Districts.

This hearing serves as the first of two required public hearings before the BCC as set forth in Section 2.08.04 (b) and F.S. 125.66 (4) (b).

At the June 3, 2014, Planning Board Meeting, the Board recommended approval to the BCC.

4. 5:47 p.m. - A Public Hearing Concerning the Reclamation Plan for Expansion of Shortleaf Pit

That the Board of County Commissioners take the following actions:

A. Review and approve or deny the proposed expansion of the construction and demolition debris (C&DD) facility reclamation use of the Shortleaf Borrow Pit on Longleaf Drive, requested by Hatch Mott MacDonald Florida, LLC, agent for Trilogy Corporation Of Northwest Florida, Inc., owner and developer; and

B. Review and approve or deny the proposed exception for the Shortleaf Borrow Pit reclamation plan to the process for reclaiming mined-out land in reclamation units so that no more than five (5) acres of mined-out land are exposed at any one excavation site, allowing reclamation in only one unit for the entire site following the completion of all excavation operations.

5. 5:48 p.m. - A Public Hearing Concerning the Review of Comprehensive Plan Map Amendment LSA 2014-02

That the Board of County Commissioners (BCC) adopt the Comprehensive Plan Map Amendment (LSA) 2014-02, amending Part II of the Escambia County Code of Ordinances (1999), the Escambia County Comprehensive Plan, as amended, amending the Future Land Use (FLU) Map designation to change the FLU category of a 93.01 (+/-) acre parcel on Isaacs Ln. from Mixed-Use Suburban (MU-S) to Industrial (I).

At the April 1, 2014, Planning Board Meeting, the Board recommended approval to the BCC. The BCC approved transmittal to DEO on April 29, 2014. The County received the final approval letter from DEO on June 6, 2014, with no adverse comments from any agencies.

II. Action Item

1. Recommendation Concerning an At-Large Appointment to the Planning Board

That the Board take the following action concerning an at-large appointment to the Escambia County Planning Board, to fill the unexpired term of Mr. David Woodward, effective July 10, 2014, through April 4, 2015:

A. Appoint Rodger Lowery;

OR

B. Appoint Timothy Bryan.

2. Recommendation Concerning Construction Of Docks And Piers On Right-Of-Way

That the Board review and approve the permitting of a dock on right-of-way that has been dedicated to the public, but not yet opened, maintained, or otherwise accepted by the County per LDC 7.05.00.C.12.g.

On August 8, 2013, the Board adopted Ordinance 2013-37 to establish a process to obtain permits for construction of docks and piers on right-of-way that has been dedicated to the public, but not yet opened, maintained, or otherwise accepted by the County upon authorization by the Board of County Commissioners.

This change to LDC Article 7 was based upon the fact that there are many platted subdivisions that dedicate waterfront right-of-way to the public and in many instances the County has not accepted these dedications. Upland property owners often desire to build docks, piers and similar structures on or across the area dedicated to the public.

III. Consent Agenda

1. Recommendation Concerning the Scheduling of Public Hearings

That the Board authorize the scheduling of the following Public Hearings:

A. July 24, 2014

1. 5:45 p.m. - A Public Hearing - LDC Ordinance - Articles 3, 6 and 11 - Funeral Establishments, Cemeteries, Cinerators and Related Services.

B. August 21, 2014

1. 5:45 p.m. - A Public Hearing to amend the Official Zoning Map to include the following Rezoning Cases heard by the Planning Board on July1, 2014:

Case No.: **Z-2014-09**
Address: 7050 Pine Forest Road
Property 24-1S-31-4301-001-001
Reference No.:
Property Size: 7.45 (+/-) acres
From: R-1, Single-Family District, Low Density, (4 du/acre)
To: C-2NA, General Commercial and Light Manufacturing
District, (cumulative) Bars, Nightclubs, and Adult
Entertainment are Prohibited Uses (25 du/acre)
FLU Category: MU-U, Mixed-Use Urban
Commissioner 1
District
Requested by: Frank A. and Myrtle M. Buchanan, Owners

Case No.: **Z-2014-10**
Address: 7040 Pine Forest Road
Property 24-1S-31-4301-000-001
Reference No.:
Property Size: 9.28 (+/-) acres
From: R-1, Single-Family District, Low Density, (4 du/acre)
To: C-2NA, General Commercial and Light Manufacturing
District, (cumulative) Bars, Nightclubs, and Adult
Entertainment are Prohibited Uses (25 du/acre)
FLU Category: MU-U, Mixed-Use Urban
Commissioner 1
District

Requested by: William P. and Lola V. Kittell, Owners

COUNTY ADMINISTRATOR'S REPORT

I. Technical/Public Service Consent Agenda

1. Recommendation Concerning the Scheduling of a Public Hearing Regarding the Fiscal Year 2014 Edward Byrne Memorial Justice Assistance Grant Program - Derek Whidden, Grants Coordinator, Escambia County Sheriff's Office

That the Board authorize the scheduling of a Public Hearing for July 24, 2014, at 5:31 p.m., for the purpose of receiving public comments concerning the Edward Byrne Memorial Justice Assistance Grant (JAG) Program, Fiscal Year 2014 Local Solicitation Project funding.

2. Recommendation Concerning the Scheduling of a Public Hearing to Consider the Adoption of an Ordinance Regarding Community Cat Management - Marilyn D. Wesley, Community Affairs Department Director

That the Board schedule a Public Hearing for July 24, 2014, at 5:33 p.m., to consider adoption of an Ordinance of the Escambia County Code of Ordinances, amending Volume 1, Chapter 10, Article 1, Section 10-3, to define "community cats," creating Section 10-27, relating to feeding cats and dogs outdoors, and creating Section 10-28, authorizing a Community Cat Management Initiative and establishing community cat management requirements.

3. Recommendation Concerning Amending the Authorization for Expenditures in Excess of \$100,000 in Fiscal Year 2013-2014 for the Public Safety Department - Michael D. Weaver, Public Safety Department Director

That the Board amend its action taken on June 3, 2014, authorizing the issuance of a Purchase Order, in the amount of \$100,000, for Fiscal Year 2013-2014, for the Public Safety Department, to "Complete Construction," LLC, d/b/a Complete DKI, Vendor Number 165044, for flood mitigation at the fire stations that were damaged by flooding, to correct the vendor's name to "Pro Construction, LLC," d/b/a Complete DKI, due to a scrivener's error.

4. Recommendation Concerning the Strategic Intermodal System Designation Change Request for 12th Avenue - Joy D. Blackmon, P.E., Public Works Department Director

That the Board consider authorizing the Chairman to sign a Letter of Support for the designation of 12th Avenue between State Road (SR) 750 (Airport Boulevard) and Francis Taylor Boulevard as a Strategic Intermodal System (SIS) Highway Connector to support Pensacola International Airport's growing air cargo.

5. Recommendation Concerning the Request for Reinstatement of Property for the Public Works Department - Joy D. Blackmon, P.E., Public Works Department Director

That the Board approve the Request for Reinstatement of Property Form for the Public Works Department, indicating one item to be reinstated, which is described and listed on the form.

The Ford Ranger pickup truck listed for reinstatement, Property #35924, was written off by the Community & Environment Department. It has been determined that the pickup truck could be repurposed by Cost Center 360402, saving the Pensacola Bay Center the cost of a new vehicle.

6. Recommendation Concerning the Scheduling of a Public Hearing - Donald R. Mayo, Interim Building Official

That the Board authorize the scheduling of a Public Hearing on July 24, 2014, at 5:34 p.m., concerning the review of Amendments to an Ordinance pertaining to unlicensed contracting - Volume I, Chapter 18, Article II, Division 4, Sections 18-92 through 18-101, of the Escambia County Code of Ordinances.

7. Recommendation Concerning Scheduling Public Hearings to Consider a Six-Month Moratorium on Permitting or Re-permitting of Borrow Pits - Jack R. Brown, County Administrator

That the Board authorize the scheduling of the following Public Hearings for consideration of an Ordinance placing a temporary moratorium on the permitting or re-permitting of borrow pits, borrow pit reclamation facilities, construction and demolition debris facilities, and land clearance disposal facilities, so that County Staff may review and evaluate County Ordinances and regulations governing such land uses:

A. The first of two Public Hearings for Thursday, July 24, 2014, at 5:36 p.m.; and

B. The second of two Public Hearings for Thursday, August 21, 2014, at 5:31 p.m.

8. Recommendation Concerning Board Ratification of an Amendment to the Contractor Competency Board Member Designation of Dwayne Eric Pickett - Donald R. Mayo, Interim Building Official.

That the Board take the following action concerning the Contractor Competency Board's member designation of Dwayne Eric Pickett:

A. Ratify administrative action modifying the Contractor Competency Board's member designation of Dwayne Eric Pickett from "Engineer" to "lay person";

B. Make the Board's ratification of the change retroactive to June 26, 2014, the date the change was implemented.

II. Budget/Finance Consent Agenda

1. Recommendation Concerning the Group Medical Insurance - Thomas G. "Tom" Turner, Human Resources Department Director

That the Board approve a three-month extension of the Contract with Blue Cross Blue Shield of Florida for the County's Group Medical Insurance (PD 08-09.042, Group Medical, Life, and Disability Insurance), to December 31, 2014, without a premium increase.

[Funding Source: Fund 501, Internal Service Fund, Cost Center 140609 (Medical) 150110]

2. Recommendation Concerning the Humana Specialty Benefits Vision Care Contract - Thomas G. "Tom" Turner, Human Resources Department Director

That the Board take the following action concerning the renewal of the Humana Specialty Benefits Vision Care Contract:

A. Approve a 27-month extension with Humana Specialty Benefits Vision Care, at reduced rates, until December 31, 2016; and

B. Authorize the County Administrator to sign the Humana Specialty Benefits Annual Renewal Information Letter.

3. Recommendation Concerning the Flexible Benefits Plan Administrative Services (PD 12-13.029) - Thomas G. "Tom" Turner, Human Resources Department Director

That the Board take the following action concerning the Flexible Benefits Plan Administrative Services (PD 12-13.029):

A. Approve an amendment to the Plan Document that enables employees to have an option to rollover \$500 of unused money from health care reimbursement each year under the new Federal law covering flexible benefits;

B. Approve a short Plan Year from October 1, 2014, to December 31, 2014; and

C. Amend subsequent plan years to coincide with the calendar year.

[Funding Source: Fund 501, Internal Service Fund, Cost Center 150107, Object Code 53101]

4. Recommendation Concerning the Purchase of a Mobile Command/Training Center Trailer - Michael D. Weaver, Public Safety Department Director

That the Board take the following action regarding the replacement of the Public Safety Mobile Command Trailer (Asset #49498):

A. Approve the purchase of one 53 foot triple expandable Training /Command Center Mobile trailer, Model # KTTEXP53CP, for the amount of \$611,420.89, delivered, per the terms and conditions of General Services Administration (GSA), Schedule 23V, Vehicular Multiple Award Schedule, SIN: 190-05, Contract GS-30F-0001Y; and

B. Authorize the issuance of a Purchase Order to Trailer Technologies Holdings, LLC, d/b/a Kentucky Trailer Technologies, for this purpose.

[Funding: Fund 352, LOST III, Cost Center 330435, Project Number 14PS3028, Object Code 56401]

5. Recommendation Concerning Approval of an Interfund Loan from the LOST Fund (352) to the Disaster Recovery Fund (112) - Amy Lovoy, Management and Budget Services Department Director

That the Board authorize a revolving, interest-free interfund loan from the Local Option Sales Tax (LOST) III Fund (352) to the Disaster Recovery Fund (112), in an amount not to exceed \$10,000,000, to provide cash for the disaster event recovery costs until such time that reimbursements are received from the Federal Emergency Management Agency (FEMA) and the State of Florida.

6. Recommendation Concerning an Addendum to the Management Agreement with SMG - Amy Lovoy, Management and Budget Services Department Director

That the Board approve the Addendum to Pensacola Civic Center Management Services Agreement between Escambia County and SMG, dated February 16, 2012, allowing American Capital Ltd., to transfer their 57.2% direct ownership in SMG to American Capital Equity III, LP.

7. Recommendation Concerning the Surplus and Sale of Real Escheated Properties - Amy Lovoy, Management and Budget Services Department Director

That the Board take the following action concerning the surplus and sale of real properties, located at the following locations, that have escheated to the County:

A. Authorize the County Attorney to take such necessary actions to evict the occupants of County-owned properties, if they are still occupying the premises;

B. Declare surplus the Board's real properties, as listed below, with the Property Appraiser's (PA) Value and District (Dist) noted:

Account	Reference	2013 PA Value	Address	District
063673000	332S301300006012	\$9,984	3700 W Moreno St Blk	3
064006100	332S303300092265	\$6,935	3502 W Cervantes St	2
064094000	332S303301005274	\$7,434	3403 W Lloyd St	3
064306500	332S304000013242	\$6,814	600 Y St Blk	2
070787000	342S300660000021	\$6,032	3722 James St	2
070979200	342S300850001002	\$3,311	901 Krasnosky St	2
070989000	342S300860050001	\$5,652	3704 W Cervantes St	2
071619000	342S301150011003	\$11,400	17 Carey Ave	2
074108730	372S303400014002	\$8,075	10 Beth Circle	2
081010000	502S305040003004	\$7,195	706 Wingate St	2
081479000	512S306000000008	\$17,586	20 W Washington St	2
081839000	502S306070120004	\$7,600	89 Leyte Drive	2
084039000	592S301000010017	\$14,250	13 Elegans Ave	2
084369000	592S302700002038	\$7,960	200 Seamarge Ln Blk	2
090236618	031S311000000007	\$21,314	Bristol Creek-Waste Land	5
070729000	342S300590034059	\$10,347	1533 N Green St	3
090237250	031S311101000005	\$13,894	Devine Farm Rd	5
092642000	012S314301001002	\$6,175	4900 Sierra Drive Blk	1
094070110	192S314209003002	\$4,180	200 S Crow Rd Blk	1
101348500	362S311010000005	\$16,862	5900 Princeton Dr Blk	1
112711110	091N311000233004	\$5,107	Off Muscogee Rd	5

C. Authorize the sale of each property to the bidder with the highest offer received at or above the minimum bid, which will be set at the current value assessed by the Property Appraiser, in accordance with Section 46.134 of the Escambia County Code of Ordinance; and

D. Authorize the Chairman to sign all documents related to the sales.

8. Recommendation Concerning Financial Auditing Services, PD 13-14.054 - Amy Lovoy, Management and Budget Services Department Director

That the Board take the following action concerning PD 13-14.054, Financial Auditing Services:

A. Approve the following ranking of the Proposal Review Committee:

1. Warren Averett, LLC;
2. Saltmarsh, Cleaveland and Gund; and
3. Carr, Riggs & Ingram CPA's and Advisors; and

B. Approve the Agreement for Financial Auditing Services, PD 13-14.054, awarded to the first-ranked firm, Warren Averett, LLC, as follows:

1. Year 1, in the amount of \$207,240;
2. Year 2, in the amount of \$211,385;
3. Year 3, in the amount of \$215,612;
4. Year 4, in the amount of \$219,925; and
5. Year 5, in the amount of \$224,323.

Grand Total Price for Audit Services for 5 Years - \$1,078,485.

[Funding: Fund 001, General Fund, Cost Center 140201, Object Code 53101]

9. Recommendation Concerning Acceptance of the Donation of a Parcel of Real Property in Springdale Forest, Phase 1, Subdivision - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action concerning acceptance of the donation of a parcel of real property, located in Springdale Forest, Phase 1, Subdivision:

A. Accept the donation of a parcel of real property (approximately 3.11 acres), located in Springdale Forest, Phase 1, Subdivision, from U.I.L., Family Limited Partnership;

B. Authorize the payment of documentary stamps, because the property is being donated for governmental use, which is for stormwater drainage purposes, and the County benefits from the acceptance of this property, which enhances the safety and well-being of the citizens of Escambia County;

C. Authorize the payment of incidental expenditures associated with the recording of documents; and

D. Authorize staff to prepare, and the Chairman or Vice Chairman to accept, the Quit Claim Deed as of the day of delivery of the Quit Claim Deed to the Chairman or Vice Chairman, and authorize the Chairman or Vice Chairman to acknowledge the Board's acceptance at that time.

[Funding: Funds for incidental expenses associated with recording of documents are available in an Engineering Escrow Account accessed by the Escambia County Clerk's Office]

10. Recommendation Concerning State Road 292 (Sorrento Road) - Transfer Project from Escambia County to the Florida Department of Transportation - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action concerning the transfer of the State Road (SR) 292 (Sorrento Road) Project from Escambia County, Florida, to the Florida Department of Transportation (FDOT):

A. Approve the Amendment to Transportation Regional Incentive Program (TRIP) Agreement by and between State of Florida, Department of Transportation and Escambia County, Florida [Financial Project No. 421011-2-28-01];

B. Approve the Locally Funded Agreement between the State of Florida Department of Transportation and Escambia County, Project #421011-2-28-01;

C. Approve the State of Florida Department of Transportation Assignment Agreement - Financial Project I.D. 421011-2-28-01;

D. Adopt the Resolution supporting the transfer of the SR 292 (Sorrento Road) Project #421011-2-28-01 from Escambia County to FDOT and authorizing the Chairman to sign the Agreements;

E. Approve the Second Amendment to Transportation Regional Incentive Program Agreement by and between State of Florida, Department of Transportation and Escambia County, Florida [Financial Project No. 421011-2-38-01];

F. Approve the Locally Funded Agreement between the State of Florida Department of Transportation and Escambia County, Project #421011-2-38-01;

G. Approve the State of Florida Department of Transportation Assignment Agreement - Financial Project I.D. 421011-2-38-01; and

H. Adopt the Resolution supporting the transfer of the SR 292 (Sorrento Road) Project #421011-2-38-01 from Escambia County to FDOT and authorizing the Chairman to sign the Agreements.

[Funding Source: Fund 152, "Southwest Sector," Cost Centers 110269 and 210507]

11. Recommendation Concerning Acceptance of the Donation of a Public Road and Right-of-Way Easement for Massachusetts Avenue Sidewalk and Drainage Improvements - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action concerning acceptance of the donation of a Public Road and Right-of-Way Easement, from Amanda Cherry, Trustee, located in the 300 Block of Massachusetts Avenue, for sidewalk and drainage improvements:

A. Accept the donation of a Public Road and Right-of-Way Easement, from Amanda Cherry, Trustee, located in the 300 Block of Massachusetts Avenue, for sidewalk and drainage improvements;

B. Authorize the payment of documentary stamps because the easement is being donated for governmental use, which is for road and drainage improvements, and benefits the Public from the acceptance of the easement, which will enhance the safety and well-being of the citizens of Escambia County;

C. Authorize the payment of incidental expenditures associated with the recording of documents; and

D. Authorize staff to prepare, and the Chairman or Vice Chairman to accept, the Public Road and Right-of-Way Easement as of the day of delivery of the Public Road and Right-of-Way Easement to the Chairman or Vice Chairman, and authorize the Chairman or Vice Chairman to acknowledge the Board's acceptance at that time.

[Funding: Funds for incidental expenses associated with recording of documents are available in an Engineering Escrow Account accessed by the Escambia County Clerk's Office]

12. Recommendation Concerning the Conveyance of an Overhead Distribution Easement to Gulf Power Company for Electric Service for Molino Community Complex - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action concerning the conveyance of an Overhead Distribution Easement to Gulf Power Company for electric services on County-owned property, located on North Highway 95-A for the Molino Community Complex (Old Molino School):

A. Approve granting an Overhead Distribution Easement to Gulf Power Company for electric services on County-owned property, located on North 95-A for the Molino Community Complex (Old Molino School); and

B. Authorize the Chairman to sign the Easement document and any other documents, subject to Legal review and sign-off, associated with the granting of the Overhead Distribution Easement to Gulf Power Company.

[Funding Source: Funds for incidental expenditures associated with the recording of documents are available in the Engineering Escrow account accessed by the Escambia County Clerk's Office]

13. Recommendation Concerning the Amendment to the Agreement Relating to Inmate Telephone Services for the Escambia County Jail - Gordon C. Pike, Corrections Department Director

That the Board take the following action concerning the Amendment of Agreement Relating to Inmate Telephone Services for the Escambia County Jail between Escambia County and CenturyLink Public Communications, Inc., d/b/a CenturyLink, formerly Embarq Payphone Services, Inc., d/b/a CenturyLink:

A. Approve the Amendment of Agreement Relating to Inmate Telephone Services with Centurylink Public Communications, Inc., d/b/a CenturyLink; and

B. Authorize the Chairman to sign the Amendment.

[Funding: Fund 111, Jail Inmate Commissary Fund, Cost Center 290406]

14. Recommendation Concerning Amending the Board's Action of September 16, 2013, Approving the Issuance of Blanket and/or Purchase Orders in Excess of \$50,000 for Fiscal Year 2013-2014 on Contract PD 10-11.065, General Drainage and Paving Agreement for the Public Works Department - Joy D. Blackmon, P.E., Public Works Department Director

That the Board amend its action of September 16, 2013, approving the issuance of blanket and/or individual Purchase Orders in excess of \$50,000, for Fiscal Year 2013-2014, on Contract PD 10-11.065, General Drainage and Paving Agreement, for the Public Works Department, to add the following Cost Centers:

Fund 112, "Disaster Recovery," Cost Center 330491 (Category B)

Fund 112, "Disaster Recovery," Cost Center 330492 (Category C)

On April 29, 2014, Escambia County and surrounding areas received in excess of 25 inches of rain in less than 24 hours, causing significant flash flooding to occur in the City of Pensacola and the unincorporated area of the County causing significant damage to homes, roads, and bridges.

This Recommendation will grant the Public Works Department the authority to continue to issue Purchase Orders and continue to construct Projects utilizing this Contract without having to obtain Board Approval for every additional increment of \$50,000.

15. Recommendation Concerning a Change Order in Excess of \$50,000 Related to the Emergency Response to the Flood and Explosion at the Central Booking and Detention Facility - David W. Wheeler, CFM, Facilities Management Department Director

That the Board accept for information and ratify the issuance of the following Change Order in excess of \$50,000, for the emergency response to the April 2014 flood event and explosion at the Central Booking and Detention Facility, issued during the Declaration of Emergency by the Board of County Commissioners on April 29, 2014, through June 3, 2014, for emergency services required during the emergency:

Department:	Facilities Management
Division:	DCAT
Type:	Addition
Amount:	\$107,000
Vendor:	Hatch Mott MacDonald Florida, LLC
Project Name:	Engineering Services for Demolition Plans for Central Booking and Detention Facility
Contract:	PD 02-03.079
Purchase Order Number:	141186-1
Change Order (CO) Number:	1
Original Award Amount:	\$16,350
Cumulative Amount of Change Orders through this CO:	\$107,000
New Contract Total:	\$123,350

[Funding: Fund 501, Internal Service Fund for Insurance Claims, Cost Center 140836, Object Code 56201]

16. Recommendation Concerning the Amendment of Contract Number AH102 between Big Bend Community Based Care, Inc., and the Escambia County Board of County Commissioners - Gordon C. Pike, Corrections Department Director

That the Board take the following action concerning the Amendment of Contract Number AH102, by Big Bend Community Based Care, Inc., which provides funding for the establishment of a Forensic Mental Health Specialist position within the Community Corrections Division, in the Pre-Trial Release Program, to provide services to the Criminal Justice System:

A. Approve Amendment #006 to Contract Number AH102 between Big Bend Community Based Care, Inc., and Escambia County Board of County Commissioners, which renews the Contract for the Fiscal Year 2014/2015; revises the Contract amount from \$136,951.80 to \$180,922.80; revises the required reports to conform to Contract requirements with BBCBC; revises Exhibit "C", Required Reports; and revises Exhibit "D", Performance Outcomes and Outputs; and

B. Authorize the Chairman to sign the Amendment.

[This Contract is a fixed-rate Contract for a total amount of \$43,971, for Fiscal Year 2014/2015. This funding is provided by the State 100%.]

17. Recommendation Concerning the Escambia County Residential Rehab Disaster Assistance Grant Program - Keith Wilkins, Community & Environment Department Director

That the Board take the following action regarding the Escambia County Residential Rehab Disaster Assistance Grant Program:

A. Approve the Escambia County Residential Rehab Disaster Assistance Grant Program, including specified eligibility requirements, levels of Program assistance, and administrative provisions, as required to implement the Program for the benefit of eligible Escambia County homeowners impacted by the April 30, 2014, flood (FEMA 4177-CR); and

B. Authorize the County Administrator or his designee to execute all Program-related documents as necessary to promptly implement the Program for the benefit of flood survivors.

[Funding: Fund 129/CDBG: 220403 & 220452; Fund 151/CRA: 220515, 220516, 220517, 220519, & 220520]

18. Recommendation Concerning the Acceptance of a Drainage Easement in Woodbridge Subdivision, 1st Addition, from Michael J. and Michael C. Walther - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action concerning the acceptance of the donation of a 15-foot-wide drainage easement (approximately 0.06 acres) in Woodbridge Subdivision, 1st Addition, from Michael J. and Michael C. Walther:

A. Accept the donation of a 15-foot-wide drainage easement (approximately 0.06 acres) in Woodbridge Subdivision, 1st Addition, from Michael J. and Michael C. Walther;

B. Authorize the payment of documentary stamps as the easement is being donated for governmental use for road and drainage improvements and the County benefits from the acceptance of this drainage easement, which enhances the safety and well-being of the citizens of Escambia County;

C. Authorize the payment of incidental expenditures associated with the recording of documents; and

D. Authorize staff to prepare, and the Chairman or Vice Chairman to accept the Drainage Easement as of the day of delivery of the Drainage Easement to the Chairman or Vice Chairman, and authorize the Chairman or Vice Chairman to acknowledge the Board's acceptance at that time.

[Funding: Funds for incidental expenses associated with recording of documents are available in an Engineering Escrow Account accessed by the Escambia County Clerk's Office]

19. Recommendation Concerning Approving the Interlocal Cost-Sharing Agreement between Escambia County and the Emerald Cost Utilities Authority (ECUA) for the Navy Point Sewer Expansion and Drainage Improvement Project - Phase III - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action:

A. Approve the Interlocal Cost-Sharing Agreement between Escambia County and ECUA, in the amount not to exceed \$500,000, for the Navy Point Sewer Expansion and Drainage Improvement Project; and

B. Authorize the Chairman or Vice-Chairman to execute the Agreement and all related documents as required to implement the project.

This is a joint project with Emerald Coast Utilities Authority (ECUA) in the Navy Point area. ECUA is installing sewer in the Navy Point area and Escambia County would like to partner with ECUA to upgrade the storm sewer that is undersized, in poor condition, and in some locations unsafe to pedestrians. The proposed County improvements include: milling and resurfacing existing roadways outside of ECUA's project area, replacing broken curb, removal and replacement of undersized and/or broken storm pipes, and up-sizing existing curb inlets. ECUA will provide the initial payments, and the County will reimburse ECUA through this Interlocal Cost-Sharing Agreement.

On June 3, 2014, ECUA opened bids for this project. The Interlocal Cost-Sharing Agreement must be approved by the BCC and the ECUA Board in a timely manner so that the bids do not expire.

[Funding Source: Fund 352, "LOST III", Account 210107/56301, Project# 11EN1272 - Navy Point (\$525,000)]

III. For Discussion

1. Recommendation Concerning Request for Funding for "A Music/Entertainment/Meeting Venue" - Jack R. Brown, County Administrator

That the Board consider the request by It's Personal Venue for \$42,000, to be funded from the 4th Cent Tourist Development Tax, for direct event expenses for "A Music/Entertainment/Meeting Venue," to be held Sunday, August 3, 2014, and approve a Purchase Order for this purpose.

COUNTY ATTORNEY'S REPORT

I. For Action

1. Recommendation Concerning amending Volume 1, Chapter 10, Article 1, Sections 10-25 and 10-26 regarding dog parks on Pensacola Beach and Perdido Key.

That the Board schedule a public hearing for July 24, 2014 at 5:32 p.m. to consider adoption of an ordinance amending Volume 1, Chapter 10, Article 1, Section 10-25 to extend the sunset provision regarding dog parks on Pensacola Beach and amending Volume 1, Chapter 10, Article 1, Section 10-26 to remove the sunset provision relating to dog parks on Perdido Key.

2. Recommendation Concerning the Scheduling of a Public Hearing on July 10, 2014, at 5:32 p.m. to Consider Amending Volume 1, Chapter 46, Article II, Division 3, Section 46-11 of the Escambia County Code of Ordinances Relating to the Small Business Enterprise Program Ordinance.

That the Board authorize scheduling a Public Hearing on July 10, 2014, at 5:32 p.m. to consider amending Volume I, Chapter 46, Article II, Division 3, Section 46-111 of the Escambia County Code of Ordinances relating to the Small Business Enterprise Program.

II. For Information

1. Recommendation Concerning the Florida Association of County Attorneys (FACA) 2014-15 Board of Directors

That the Board be informed that the County Attorney, Alison P. Rogers, was appointed to the Florida Association of County Attorneys (FACA) 2014-15 Board of Directors pursuant to action during the 2014 Annual Conference.

12. Items added to the agenda.
13. Announcements.
14. Adjournment.



BOARD OF COUNTY COMMISSIONERS

Escambia County, Florida

AI-6423

Proclamations 6.

BCC Regular Meeting

Meeting Date: 07/10/2014

Issue: Adoption of Proclamations

From: Jack Brown, County Administrator

Organization: County Administrator's Office

CAO Approval:

RECOMMENDATION:

Proclamations.

Recommendation: That the Board adopt the following two Proclamations:

A. The Proclamation commending and congratulating Christina Smith on her selection as the "Employee of the Month" for July 2014; and

B. The Proclamation proclaiming Thursday, July 24, 2014, as "ADA Celebration Day" in Escambia County and urging all citizens to join in expressing their appreciation to the numerous individuals and organizations in Escambia County and Northwest Florida for their efforts to promote the civil rights of people with disabilities, in celebrating the passage and accomplishments of this historic civil rights act, and in extending best wishes to all observing this day.

BACKGROUND:

On March 21, 2013, the Board approved the "Employee of the Month and Employee of the Year Awards Program." Each Department will submit one employee to be nominated as the "Employee of the Month." The County Administrator will then select one employee from the nominations. The employee who is selected will receive a check in the amount of \$250, a Proclamation, and a plaque that will hang in the lobby of the Ernie Lee Magaha Government Building for that month.

Various departments, outside agencies, special interest groups, civic and religious organizations in recognition of specific events, occasions, people, etc., request Proclamations.

Information provided on the Proclamation is furnished by the requesting party and placed in the proper acceptable format for BCC approval by the County Administration staff. Board approval is required by Board Policy Section I, A (6).

BUDGETARY IMPACT:

The Employee of the Month Award Program will cost \$250 per month; the Employee of the Year Award Program will cost \$500 per year. Funding is available through Fund 001, General Fund, Cost Center 150101, Object code 55201.

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

This Recommendation is consistent with the Board's Goals and Objectives by the recognition and appreciation of the County's most valuable resource - its employees.

IMPLEMENTATION/COORDINATION:

The Human Resources Department and the County Administrator's Office will work together to coordinate this program.

Attachments

Proclamations

PROCLAMATION

WHEREAS, Escambia County has established an "Employee of the Month Program" to recognize one employee to represent the various departments; and

WHEREAS, Christina Smith, a Customer Service Technician in the Planning and Zoning Division of the Development Services Department, began her employment with the County on July 24, 2006, and is selected for "Employee of the Month" for July 2014, for the standards of excellence that she has displayed in the performance of her duties; and

WHEREAS, Ms. Smith provides administrative support and Development Review Committee (DRC) process oversight for the Development Review Section. She not only provides backup to the front desk but is also currently training the front desk Customer Service Technician to provide DRC backup; and

WHEREAS, Ms. Smith is greatly relied upon for her proficient knowledge of Development Review processes and the Accela and Livelink Programs. She provides all DRC reports and charts relating to Development Review for the Commissioner Aides' Monthly Reports and fulfills public records requests in the Development Review Section; and

WHEREAS, Ms. Smith interacts daily with contractors, engineers, developers, and employees from other County Departments and outside agencies and can be relied upon for accurate information and follow-up; and

WHEREAS, her cheerful nature, congeniality, ability to get along well with others, and her willingness to share her knowledge make her a true asset to the Development Services Department and Escambia County.

NOW, THEREFORE, BE IT PROCLAIMED, that the Board of County Commissioners of Escambia County, Florida, commends and congratulates Christina Smith on her selection as the "Employee of the Month" for July 2014.

**BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA**

Lumon J. May, Chairman, District Three

*Steven L. Barry, Vice Chairman
District Five*

Wilson B. Robertson, District One

Gene M. Valentino, District Two

Grover C. Robinson, IV, District Four

**ATTEST: Pam Childers
Clerk of the Circuit Court**

Deputy Clerk

Adopted: July 10, 2014

PROCLAMATION

WHEREAS, the Americans with Disabilities Act (ADA) was passed 24 years ago on July 26, 1990, to ensure the civil rights of citizens with disabilities; and

WHEREAS, Escambia County, Florida, affirms the principles of equality and inclusion for persons with disabilities, as set forth in the State of Florida's Constitution, Article, I, Section II, and which is embodied in the ADA, the laws of the State of Florida, and the Ordinances of Escambia County; and

WHEREAS, numerous organizations in Escambia County and Northwest Florida work with constituents and communities to bring forth the promise of hope and freedom that is envisioned by the passage of the ADA; and

WHEREAS, the 24th Anniversary of the Americans with Disabilities Act will be celebrated at the Annual Awards and Volunteer Recognition Luncheon on July 24, 2014, at the East Brent Baptist Church Family Life Center, in Pensacola, Florida.

NOW, THEREFORE, BE IT PROCLAIMED, that the Board of County Commissioners of Escambia County, Florida, does hereby proclaim Thursday, July 24, 2014, as

"ADA Celebration Day"

in Escambia County and urges all citizens to join in expressing their appreciation to the numerous individuals and organizations in Escambia County and Northwest Florida for their efforts to promote the civil rights of people with disabilities, in celebrating the passage and accomplishments of this historic civil rights act, and in extending best wishes to all observing this day.

BOARD OF COUNTY COMMISSIONERS ESCAMBIA COUNTY, FLORIDA

Lumon J. May, Chairman, District Three

*Steven L. Barry, Vice Chairman
District Five*

Wilson B. Robertson, District One

Gene M. Valentino, District Two

Grover C. Robinson, IV, District Four

**ATTEST: Pam Childers
Clerk of the Circuit Court**

Deputy Clerk

Adopted: July 10, 2014



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6262

Written Communication 7. A.

BCC Regular Meeting

Meeting Date: 07/10/2014

Issue: Environmental (Code) Enforcement Lien Relief – 4253 Erress Blvd

From: Gordon Pike, Department Head

Organization: Corrections

CAO Approval:

RECOMMENDATION:

May 5, 2014, email communication from Joanna Cope requesting the Board forgive the fines relative to a Code Enforcement Lien attached to property located at 4253 Erress Boulevard.

Recommendation: That the Board review and consider lien relief request made by Joanna Cope against property located at 4253 Erress Boulevard.

On June 18, 2009, the Board amended the "Guidelines for Relief from Environmental (Code) Enforcement Special Magistrate Liens" Policy, Section III, H2. Staff was instructed to review all requests for forgiveness of Environmental (Code) Enforcement Liens to determine if the requests met the criteria for forgiveness, in accordance with the Board's Policy.

After reviewing the request for forgiveness of Lien, staff made the determination that the request does not fall within any of the criteria that would allow the County Administrator to deny relief, in accordance with the Board's Policy, "Guidelines for Relief from Environmental (Code) Enforcement Special Magistrate Liens" Policy, Section III, H2.

The owner has no other recourse but to appeal before the Board under Written Communication.

BACKGROUND:

October 16, 2012 The Office of Environmental Enforcement received a complaint for overgrowth, trash, debris and unsafe structure. Officer investigated the complaint and observed the above violations. A notice of violation was posted to the property and mailed both regular and certified mail. Notice was returned marked "Unclaimed".

The officer reinspected the property two additional times and observed no improvements to property. Title search was requested and hearing date was scheduled.

Hearing notice mailed to owner and received.

May 15, 2013 Hearing held. Court cost of \$1,100.00 awarded to county, \$50.00 per day fine assessed with a deadline of June 13, 2013 to abate violations. Copy of order mailed to owner and returned.

Follow up inspection conducted and officer observed all violations remained. Letter of Non-compliance mailed to owner.

June 6, 2013 Property was sold at Tax Auction. New owners Real Property Holdings Company LLC. Non-compliance letter was mailed to new owner.

December 4, 2013 Property was sold again. Mailed Non-compliance letter to new owner Joanna Cope. Ms. Cope brought the property into compliance on February 20, 2014.

Ms. Cope appealed the Certification of Cost before Special Magistrate Robert Beasley. He referred her to the Board stating he wasn't sure he had the authority to hear her appeal.

BUDGETARY IMPACT:

The itemized costs shown in the code enforcement lien:

Cost

A. Administrative Cost: \$1,100.00

B. Daily Fines: \$13,000.00

C. Abatement Cost: \$0

TOTAL \$14,100.00

LEGAL CONSIDERATIONS/SIGN-OFF:

If approved by the Board, the County Attorney's Office will prepare the release.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

N/A

Attachments

4253 Erress Blvd

Sandra F Slay

From: Joanna [jjgirls2011@gmail.com]
Sent: Monday, May 05, 2014 12:38 AM
To: Sandra F Slay
Subject: Re: Contact

I failed to include my address and email in both letters requesting lien forgiveness- I will place it here but am happy to resend with each letter containing the information if needed. I just want to thank you for helping me and guiding me on this matter- you have been very easy to work with and very responsive to my needs- thank you very much Ms. Slay.

Joanna Cope
3970 Piedmont Rd
Pensacola, FL 32503
850-450-4528
Email: jjgirls2011@gmail.com

Hope you have a great day

On May 5, 2014, at 12:25 AM, Joanna <jjgirls2011@gmail.com> wrote:

> Property address: 4253 Erress Blvd
>
> I am requesting lien forgiveness minus hard costs/court costs on this property. The request for lien forgiveness is based on the liens causing a financial hardship based on the fact that the liens of 14,100 is only slightly below the current assessed value of 14,590.00. These liens were accumulated prior to my owning the property. The property has since been renovated and the neighborhood improved by bringing the property into compliance.
> Thank you for your consideration to this matter.
> JoAnna Cope
> 850-450-4528
>
> Hope you have a great day
>
> On Apr 22, 2014, at 9:24 AM, Sandra F Slay <SFSLAY@co.escambia.fl.us> wrote:
>
>> Good morning Ms. Cope. I've been brought up to speed on Mr. Beasley's ruling concerning your request for lien/fine reduction. I understand he instructed you to make your request to the Board of County Commissioners.
>>
>> Please send me an e-mail stating what your requesting (Ex: reduction of fines, total lien forgiveness, willing to pay hard cost) and why you are requesting it. I will need a request for each property. The emails should state which property you are making the request for and your contact information (phone #, mailing address and email address).
>>
>> Once I send your request to our legal department and they make the determination I can schedule it before the Board I will contact you to confirm date and time of Board meeting.
>>
>> Please be aware the Board normally does not provide relief for hard cost (court cost and abatement fees). They can and do consider reducing fines and interest associated with code enforcement liens.
>>
>> If I can be of further assistance please let me know.
>>
>> Sandra



Office of Environmental Enforcement



Escambia County Central Office Complex
3363 West Park Place
Pensacola, Florida 32505
Phone: 850.595-1820
Fax: 850.595-1840
Sandra Slay, Division Manager

Property Address: 4253 Erress Blvd
Property Owner: James White
Original Complaint: Overgrowth, trash, debris and unsafe structure
EE Case #: CE121004372

- 10/16/12** Received complaint for overgrowth, trash, debris and unsafe structure. Officer investigated complaint and observed the above violations. Notice of Violation was posted at property and sent to owner both regular and certified mail. Notice of violation was returned marked "Unclaimed".
- 10/31/12** Officer reinspected property and observed violations remained.
- 11/13/12** Officer reinspected property and observed violations remained. Requested title search and date for hearing.
- 04/30/13** Hearing notice mailed to owner both regular and certified mail. Notice received by owner.
- 05/15/13** Hearing held. Court cost of \$1,100.00 awarded to county, \$50.00 per violation per day fines assessed with a deadline of June 13, 2013 to abate violations. Copy of order mailed to owner both regular and certified mail. Copy returned.
- 06/06/13** Officer conducted reinspection. Officer observed all violations remained. Letter of Non-Compliance was mailed to the owner.
- 08/05/13** Property was sold at tax auction. New owners Real Property Holding, Company LLC. Non-compliance letter mailed to new owner.
- 12/04/13** Property was sold again. Sent Non-compliance letter to new owner, Joanne Cope.
- 02/20/14** Violations abated by new owner.
- 03/03/14** Certification of Cost letter mailed to new owner and received on 03/15/14.

Lien Amount

Court Cost	\$1,100.00
Fines (\$50.00 per day 06/05/13-02/20/14)	\$13,000.00
Abatement Cost	<u>\$0</u>

TOTAL	\$14,100.00
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This does not include interest.

THE OFFICE OF ENVIRONMENTAL ENFORCEMENT
SPECIAL MAGISTRATE
IN AND FOR ESCAMBIA COUNTY, FLORIDA

ESCAMBIA COUNTY, FLORIDA

vs.

Case No.: CE 12-10-04372
Location: 4253 Erress Blvd
PR# 092S301000082008

Joanne Cope
3970 Piedmont Rd
Pensacola, FL 32503

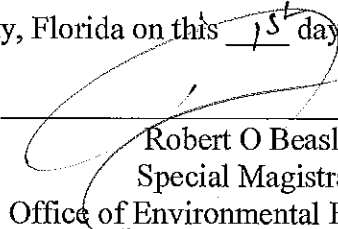
Pam Childers
CLERK OF THE CIRCUIT COURT
ESCAMBIA COUNTY FLORIDA
INST# 2014024281 04/09/2014 at 09:02 AM
OFF REC BK: 7156 PG: 311 - 311 Doc Type: CEL1
RECORDING: \$10.00

ORDER

THIS CAUSE was brought before the Office of the Environmental Enforcement Special Magistrate on Petitioner's Certification of Costs, pursuant to the Special Magistrate's Order of May 21, 2013; and the Special Magistrate having found the Respondent in violation of Escambia County Code of Ordinances 42-196 (a) Nuisance Conditions, (b) Trash & Debris, (d) Overgrowth, , 30-203 (n), and (u). Escambia County made certain repairs to bring the property into compliance and that the repairs were reasonable and necessary. THEREFORE, the Special Magistrate being otherwise fully advised of the premises; it is hereby ORDERED, pursuant to Section 30-35 of the Escambia County Code of Ordinances, that the following itemized costs shall be added to the fines imposed by the Order of Special Magistrate dated May 21, 2013.

Itemized	Cost
a. Fines (\$50.00 per day 6/05/13-2/20/14)	\$ 13,000.00
b. Court Costs	\$ 1,100.00
c. County Abatement Fees	\$ 0.00
Total:	\$ 14,100.00

DONE AND ORDERED at Escambia County, Florida on this 15th day of April, 2014.


Robert O Beasley
Special Magistrate
Office of Environmental Enforcement



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6263

Written Communication 7. B.

BCC Regular Meeting

Meeting Date: 07/10/2014

Issue: Environmental (Code) Enforcement Lien Relief – 2620 West Hernandez Street

From: Gordon Pike, Department Head

Organization: Corrections

CAO Approval:

RECOMMENDATION:

May 5, 2014, email communication from Joanna Cope requesting the Board forgive the fines relative to a Code Enforcement Lien attached to property located at 2620 West Hernandez Street.

Recommendation: That the Board review and consider lien relief request made by Joanna Cope against property located at 2620 West Hernandez Street.

On June 18, 2009, the Board amended the “Guidelines for Relief from Environmental (Code) Enforcement Special Magistrate Liens” Policy, Section III, H2. Staff was instructed to review all requests for forgiveness of Environmental (Code) Enforcement Liens to determine if the requests met the criteria for forgiveness, in accordance with the Board’s policy.

After reviewing the request for forgiveness of Lien, staff made the determination that the request does not fall within any of the criteria that would allow the County Administrator to deny relief, in accordance with the Board’s Policy, “Guidelines for Relief from Environmental (Code) Enforcement Special Magistrate Liens” Policy, Section III, H2.

The owner has no other recourse but to appeal before the Board under Written Communication.

BACKGROUND:

There are two Environmental (Code) Enforcement liens attached to the property located at 2620 W Hernandez Street. See attached bullets for each case file.

The property was purchased by Joanna Cope in February 2014.

BUDGETARY IMPACT:

The itemized costs shown in the code enforcement lien: CE07080429

Cost

A. Administrative Cost: \$1,100.00

B. Daily Fines: \$3,150.00

C. Abatement Cost: \$0

TOTAL \$4,250.00

The itemized costs shown in the code enforcement lien: CE121004496

A. Administrative Cost: \$1,100.00

B. Daily Fines: \$17,000.00

C. Abatement Cost: \$475.00

TOTAL \$18,575.00

LEGAL CONSIDERATIONS/SIGN-OFF:

If approved by the Board, the County Attorney's Office will prepare the release.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

N/A

Attachments

2620 W Hernandez Street

Sandra F Slay

From: Joanna [jjgirls2011@gmail.com]
Sent: Monday, May 05, 2014 12:15 AM
To: Sandra F Slay
Subject: Re: Contact

Property address: 2620 Hernandez St.

I am requesting lien forgiveness on this property minus the hard costs/court costs. The liens on the property are a financial hardship based on the fact that the liens currently in place far exceed the assessed property value of 13,999.00. These liens were placed prior to my ownership of this property- I have now cleaned up the property and improved the neighborhood. Thank you in advance for your assistance.

Joanna cope
850-450-4528

Hope you have a great day

On Apr 22, 2014, at 9:24 AM, Sandra F Slay <SFSLAY@co.escambia.fl.us> wrote:

> Good morning Ms. Cope. I've been brought up to speed on Mr. Beasley's ruling concerning your request for lien/fine reduction. I understand he instructed you to make your request to the Board of County Commissioners.

>

> Please send me an e-mail stating what your requesting (Ex: reduction of fines, total lien forgiveness, willing to pay hard cost) and why you are requesting it. I will need a request for each property. The emails should state which property you are making the request for and your contact information (phone #, mailing address and email address).

>

> Once I send your request to our legal department and they make the determination I can schedule it before the Board I will contact you to confirm date and time of Board meeting.

>

> Please be aware the Board normally does not provide relief for hard cost (court cost and abatement fees). They can and do consider reducing fines and interest associated with code enforcement liens.

>

> If I can be of further assistance please let me know.

>

> Sandra

>

> -----Original Message-----

> From: Joanna [<mailto:jjgirls2011@gmail.com>]

> Sent: Wednesday, April 16, 2014 12:07 PM

> To: Sandra F Slay

> Subject: Contact

>

> Ms Slay would you please call me at 850-450-4528- thank you. JoAnna Cope

>

> Sent from my iPhone

>

> Florida has a very broad public records law. Under Florida law, both the content of emails and email addresses are public records. If you do not want the content of your email or your email address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in person.



Office of Environmental Enforcement



Escambia County Central Office Complex
3363 West Park Place
Pensacola, Florida 32505
Phone: 850.595-1820
Fax: 850.595-1840
Sandra Slay, Division Manager

Property Address: 2620 W Hernandez Street
Property Owner: Arlene Pugh
Original Complaint: Overgrowth, trash, debris and unsafe structure
EE Case #: CE07080429

- 08/15/07** Received complaint for overgrowth, trash, debris and unsafe structure. Officer investigated complaint and observed the above violations. Notice of Violation was posted at property and sent to owner both regular and certified mail. Notice was received by owner.
- 08/31/07** Officer reinspected property and observed violations remained. Officer met with owner and discussed violations and time needed to correct violations.
- 10/03/07** Officer reinspected property and observed violations remained. Owner needed more time.
- 10/17/07** Violations remained. Request title search.
- 10/26/07** Contact made with owner. No improvements.
- 11/30/07** Overgrowth cut butt other violations remain.
- 12/04/07** Request date for hearing.
- 01/09/08** Hearing notice mailed to owner both regular and certified mail. Notice received by owner.
- 01/17/08** Hearing held. Court cost of \$1,100.00 awarded to county, \$50.00 per violation per day fines assessed with a deadline of February 17, 2008 to abate violations. Copy of order mailed to owner both regular and certified mail. Copy received.
- 02/17/08** Officer conducted reinspection. Officer observed all violations remained.
- 02/26/08** Owner requested Board to provide relief on fines. Board voted to suspend the fines for 30 days to allow owner time to sale property. After 30 days the fines are to pick back up if no actions were taken.
- 05/20/08** Violations abated by owner.

03/12/14 Mailed Certification of Cost letter to Ms. Cope.

Lien Amount

Court Cost	\$1,100.00
Fines (\$50.00 per day 02/18/08-04/21/08)	\$3,150.00
Abatement Cost	<u> \$0</u>

TOTAL	\$4,250.00
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This does not include interest.

THE OFFICE OF ENVIRONMENTAL ENFORCEMENT
SPECIAL MAGISTRATE
IN AND FOR ESCAMBIA COUNTY, FLORIDA

ESCAMBIA COUNTY, FLORIDA

vs.

Case No.: CE 07-08-0429
Location: 2620 W Hernandez
PR# 172S301300190042

Joanne Cope
3970 Piedmont Rd
Pensacola, FL 32503

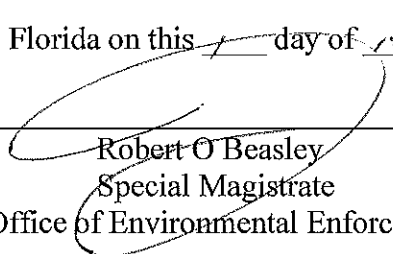
Pam Childers
CLERK OF THE CIRCUIT COURT
ESCAMBIA COUNTY FLORIDA
INST# 2014024282 04/09/2014 at 09:02 AM
OFF REC BK: 7156 PG: 312 - 312 Doc Type: CEL1
RECORDING: \$10.00

ORDER

THIS CAUSE was brought before the Office of the Environmental Enforcement Special Magistrate on Petitioner's Certification of Costs, pursuant to the Special Magistrate's Order of January 17, 2008; and the Special Magistrate having found the Respondent in violation of Escambia County Code of Ordinances 42-196 (a) Nuisance Conditions, (b) Trash & Debris, (c) Inoperable Vehicle (s), (d) Overgrowth, 30-203 (dd). THEREFORE, the Special Magistrate being otherwise fully advised of the premises; it is hereby ORDERED, pursuant to Section 30-35 of the Escambia County Code of Ordinances, that the following itemized costs shall be added to the fines imposed by the Order of Special Magistrate dated January 17, 2008.

Itemized	Cost
a. Fines (\$50.00 per day 2/18/08-4/21/08)	\$ 3,150.00
b. Court Costs	\$ 1,100.00
c. County Abatement Fees	\$ <u>0.00</u>
Total:	\$ 4,250.00

DONE AND ORDERED at Escambia County, Florida on this 9 day of April, 2014.


Robert O. Beasley
Special Magistrate
Office of Environmental Enforcement



Office of Environmental Enforcement



Escambia County Central Office Complex
3363 West Park Place
Pensacola, Florida 32505
Phone: 850.595-1820
Fax: 850.595-1840
Sandra Slay, Division Manager

Property Address: 2620 W Hernandez Street
Property Owner: Arlene Pugh
Original Complaint: Overgrowth, trash, debris and unsafe structure
EE Case #: CE121004496

- 10/25/12** Received complaint for overgrowth, trash, debris and unsafe structure. Officer investigated complaint and observed the above violations. Notice of Violation was posted at property and sent to owner both regular and certified mail. Notice of violation was returned marked "Unclaimed".
- 11/08/12** Officer reinspected property and observed violations remained. Posted copy of NOV at owner's residents.
- 11/15/12** Officer reinspected property and observed violations remained.
- 12/19/12** Mailed 2nd notice to owner. Notice returned marked "Unclaimed".
- 01/07/13** Violations remained. Request date for hearing.
- 01/22/13** Hearing notice mailed to owner both regular and certified mail. Notice returned marked "Unclaimed".
- 02/05/13** Hearing held. Court cost of \$1,100.00 awarded to county, \$50.00 per violation per day fines assessed with a deadline of March 7, 2013 to abate violations. Copy of order mailed to owner both regular and certified mail. Copy returned marked "Unclaimed".
- 03/11/13** Officer conducted reinspection. Officer observed all violations remained. Letter of Non-Compliance was mailed to the owner. Letter returned unclaimed.
- 05/02/13** Pre-bid inspection reveals violations remain. County abated overgrowth and nuisance conditions.
- 08/20/13** Reinspection reveals renovation work being done to house.
- 02/11/14** Violations abated by new owner.
- 03/12/14** Property was sold again. Mailed Certification of Cost letter to Ms. Cope.

Lien Amount

Court Cost	\$1,100.00
Fines (\$50.00 per day 06/05/13-02/20/14)	\$17,000.00
Abatement Cost	<u>\$475.00</u>

TOTAL	\$18,575.00
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This does not include interest.

THE OFFICE OF ENVIRONMENTAL ENFORCEMENT
SPECIAL MAGISTRATE
IN AND FOR ESCAMBIA COUNTY, FLORIDA

ESCAMBIA COUNTY, FLORIDA

vs.

Case No.: CE 12-10-04496
Location: 2620 W Hernandez Street
PR# 172S301300190042

Joanne Cope
3970 Piedmont Rd
Pensacola, FL 32503

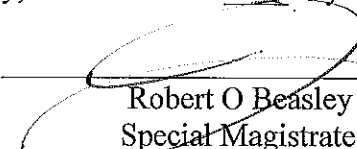
Pam Childers
CLERK OF THE CIRCUIT COURT
ESCAMBIA COUNTY FLORIDA
INST# 2014024280 04/09/2014 at 09:02 AM
OFF REC BK: 7156 PG: 310 - 310 Doc Type: CEL1
RECORDING: \$10.00

ORDER

THIS CAUSE was brought before the Office of the Environmental Enforcement Special Magistrate on Petitioner's Certification of Costs, pursuant to the Special Magistrate's Order of February 05, 2013; and the Special Magistrate having found the Respondent in violation of Escambia County Code of Ordinances 42-196 (a) Nuisance Conditions, (d)Overgrowth, 30-203 (pt), and (u). Escambia County made certain repairs to bring the property into compliance and that the repairs were reasonable and necessary. THEREFORE, the Special Magistrate being otherwise fully advised of the premises; it is hereby ORDERED, pursuant to Section 30-35 of the Escambia County Code of Ordinances, that the following itemized costs shall be added to the fines imposed by the Order of Special Magistrate dated February 05, 2013.

Itemized	Cost
a. Fines (\$50.00 per day 3/08/13-2/11/14)	\$17,000.00
b. Court Costs	\$ 1,100.00
c. County Abatement Fees	\$ 475.00
Total:	\$ 18,575.00

DONE AND ORDERED at Escambia County, Florida on this 1 day of April, 2014.


Robert O Beasley
Special Magistrate
Office of Environmental Enforcement



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6390

Written Communication 7. C.

BCC Regular Meeting

Meeting Date: 07/10/2014

Issue: Written Communication Request - Debbie Calder, SVP, Greater Pensacola Operations, Navy Federal Credit Union

Organization: County Administrator's Office

CAO Approval:

RECOMMENDATION:

June 12, 2014, communication from Debbie Calder, SVP, Greater Pensacola Operations, Navy Federal Credit Union, requesting a final Economic Development Ad Valorem Tax Exemption reimbursement of \$253,371.17, the difference between the total amount approved by the Board and funds previously reimbursed.

BACKGROUND:

N/A

BUDGETARY IMPACT:

N/A

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

N/A

Attachments

Letter from Debbie Calder, SVP, Greater Pensacola Operations, Navy Federal Credit Union



June 12, 2014

Mr. Jack Brown
Escambia County Administrator
221 Palafox Place, Suite 420
Pensacola, FL 32502

Dear Mr. Brown:

Congratulations on your selection as Escambia County Administrator. I believe you will find this community to be a great place to live and work. Escambia County is experiencing many opportunities for economic growth and development; and Navy Federal Credit Union is proud to be a partner in that growth.

On 16 September 2010, the Escambia County Board of Commissioners approved the Navy Federal Credit Union (NFCU) Economic Development Incentive Rebate as authorized by Ordinance 2007-56, and in accordance with the terms of the Economic Development Agreement approved by the Board on 2 April 2009. The total amount approved was \$52,396.33, to be paid annually in five equal installments of \$10,479.26, subject to annual Board approval.

Navy Federal fulfilled the requirement of the 2009 Agreement to add 75 new jobs by 3 March 2010 and has provided annual requests for reimbursement of the fees and taxes allowed under Ordinance 2007.56. Payment of the fifth installment in the amount of \$10,479.26 was approved by the Board on Tuesday, 3 June 2014.

In addition to the rebate approved by the Board in September 2010, the Board acknowledged its intent to review all payments of ad valorem property taxes, development fees, franchise fees, telecommunication taxes, gasoline taxes, and any other available unrestricted General Fund revenues paid by NFCU during this period for reimbursement up to \$305,767.50, less any funds previously reimbursed (\$52,396.33).

As provided by the Board's actions noted above, Navy Federal would like to request a final reimbursement of \$253,371.17, the difference between the total amount approved by the Board and funds previously reimbursed. The detailed documentation for this amount has been provided to your office under separate cover, with the five installment requests.

Thank you for your assistance in processing this request for the Board's consideration; and I look forward to meeting you in the near future.

Sincerely,

A handwritten signature in black ink, appearing to read "Debbie Calder". The signature is written in a cursive style and is positioned above the typed name.

Debbie Calder, SVP
Greater Pensacola Operations

DHC:cl



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6274

Public Hearings 9.

BCC Regular Meeting

Meeting Date: 07/10/2014

Issue: 5:31 p.m. Public Hearing - Permit Renewal - Oak Grove Land Clearing Debris Disposal Pit

From: Pat Johnson

Organization: Solid Waste

CAO Approval:

RECOMMENDATION:

5:31 p.m. Public Hearing for consideration of the renewal of a Permit to Construct and/or Operate a Land Clearing Disposal Management Facility for Oak Grove Land Clearing Debris Disposal Pit.

Recommendation: That the Board authorize the renewal of a Permit to Construct and/or Operate a Land Clearing Disposal Management Facility for Oak Grove Land Clearing Debris Disposal Pit, located at 745 County Road 99 North, Walnut Hill, Florida, owned by Escambia County.

[Funding: Fund 401, Solid Waste Fund, Account Number 343402]

BACKGROUND:

The Oak Grove Land Clearing Debris (LCD) Disposal Pit has been in operation since December 1996. The Oak Grove LCD Disposal Pit is needed for services to the north-end of the County, and services the County Road Department ONLY. The pit operates under the guidelines established under Escambia County Ordinance 2006-24, Rules 62-4.540 and 62-701.803, Florida Administrative Code. The site is designed for the convenience, scale of economy, and ease of access to North Escambia County.

The Escambia County Code of Ordinances Chapter 82, stipulates that each entity must obtain a permit from the Solid Waste Management Department (SWMD) in order to operate an infill facility in Escambia County. The Department Director of the Solid Waste Management (SWMD) has determined that the facility satisfies the permitting criteria for an infill facility. Presently, Specific Permit Condition #13, which requires the submittal of "quarterly reports of tonnage of material received, average number of disposal vehicles enter the facility per month and remaining capacity", is outstanding. These reports will be filed with DSWM upon completion. A copy of the proposed permit renewal is attached.

BUDGETARY IMPACT:

Funding is available in Fund 401, Solid Waste, Account Number 343402.

LEGAL CONSIDERATIONS/SIGN-OFF:

The County Attorney's Office has reviewed the Permit for form and legal sufficiency by legal sign-off.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

This recommendation is consistent with the Board of County Commissioners' mission statement: "To provide efficient, responsive services that enhance our quality of life, meet the common needs, and promote a safe and healthy community."

Ordinance 2006-24, enacted March 16, 2006, requires a permit to construct, operate, modify or close a construction and demolition debris or land clearing disposal management facility.

IMPLEMENTATION/COORDINATION:

Following approval of this recommendation, a Permit shall be issued and distributed accordingly.

Attachments

Oak Grove Permit

Oak Grove Application

Inspection Checklist SWMD

Oak Grove Report DEP



Solid Waste Management Department

13009 Beulah Road
Cantonment, FL 32533
Phone: 850.937.2160

Patrick T. Johnson, Department Director

Permit to Construct and/or Operate a Land Clearing Disposal Management Facility

Permittee:	Escambia County BOCC
Facility Name:	Oak Grove Land Clearing Debris Disposal Pit
Facility Type:	In-fill facility as reclamation activity for borrow pits existing prior to September 16, 2004
File Number:	1996-1-001LDD
Original Date of Issue:	December 23, 1996
Renewal Date:	July 10, 2014
Expiration Date:	July 9, 2015
Development Review #:	N/A
Date:	-----
Total Acreage of Facility:	26 Acres
Total Area Licensed for Disposal:	20 Acres

This permit is issued under the provision of Chapter 82, Article V, Division 3, Sections 82-224 through 82-240 of the Escambia County Code of Ordinances. The above named applicant, hereinafter called Permittee, is hereby authorized to perform the work or operate the facility shown in the application and approved drawing(s), plans, and other documents attached hereto or on file with the Division of Solid Waste Management, hereinafter called Department, and made a part hereof and specifically described as follows:

To operate a Land Clearing Debris Disposal Facility located on a 26-acre site on 745 County Road 99 North, Walnut Hill, FL in Escambia County, Florida. Operation of the facility shall be in accordance with the permit renewal application received and the general and specific conditions required in this permit.

General Permit Conditions – All Facilities

1. The terms, conditions, requirements, limitations, and restrictions set forth in this permit are “permit conditions” and are binding and enforceable pursuant to the authority of Chapter 82, Article V, Division 3, Sections 82-224 through 82-240, Escambia County Code of Ordinances. Permittees placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of these conditions.
2. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.
3. This permit does not constitute a waiver of or approval of any other federal, state or other county permit or license that may be required for other aspects of the total project, which are not addressed in the permit.
4. This permit does not relieve Permittee from liability for harm or injury to human health or welfare, animal, or plant life, or property caused by the construction or operation of this permitted facility or from penalties therefore; nor does it allow Permittee to cause pollution in contravention of Florida Statutes, County and Department rules.
5. Permittee shall properly operate and maintain the facility and systems of treatment and control, where applicable, that are installed and used by Permittee to achieve compliance with the conditions of this permit. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit.
6. Permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law, access to the premises, at reasonable times, where the permitted activity is located or conducted for the purpose of:
 - a. Inspecting the facility, equipment, practices or operations regulated or required under this permit;
 - b. Sampling and monitoring any substance or parameters at any location reasonably necessary to assure compliance with this permit or Department rules, and,
 - c. Having access to and copying any records that must be kept under the conditions of this permit.

7. If for any reason, Permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, Permittee shall immediately provide the Department with the following information:
 - a. A description of and cause of noncompliance, and
 - b. The period of noncompliance, including exact dates and times; or if not corrected, the anticipated time the noncompliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance.
8. In accepting this permit, Permittee understands and agrees that all records, notes monitoring data and other information relating to the construction or operation of the permitted facility which are submitted to the department , may be used by the Department as evidence in any enforcement case involving the permitted facility arising under the Florida Statutes or County or Department rules.
9. Permittee agrees to comply with changes in Department rules after a reasonable time for compliance.
10. This permit is transferable only upon Department approval in accordance with applicable county rules. Permittee shall be liable for any noncompliance of the permitted activity until the Department approves the transfer of permit.
11. This permit is required to be kept at the facility, which is permitted during the entire period of construction or operation.
12. Permittee shall submit all comments or correspondence required by this permit to:

Patrick T. Johnson, Department Director
Solid Waste Management
13009 Beulah Road
Cantonment, FL 32533

Phone 850-937-2160
E-mail Pat_Johnson@co.escambia.fl.us

Copy to:

Doyle O. Butler
Engineering Project Coordinator
Department of Solid Waste Management
13009 Beulah Road
Cantonment, FL 32533

Phone 850-937-2160
E-mail DOBUTLER@co.escambia.fl.us

Specific Permit Conditions – Infill Facilities

- 1. Facility Setback.**
Footprint setback shall be a minimum of 100 feet from the property boundary and shall be maintained throughout the operational life of the facility. Setback shall be applicable to all permitted disposal areas including temporary storage and / or drop-off points, equipment storage or maintenance areas and entrance and exit points. Section 82.226. (3)(c).
- 2. Aerial and Vertical Height.**
Aerial and vertical height shall be limited to the average grade before commencement of operations with allowance for closure and capping to promote positive drainage and prevent ponding and stormwater intrusion into the debris pile. Section 82.226. (3)(d).
- 3. Fencing and Access Control.**
Fencing is required on all property boundaries. Any boundary that abuts developed property or a public road shall be fenced with a minimum of six (6) feet of wood or other Department approved material that prevents visible observation of the permitted disposal area. Vegetative buffering in sufficient quantity may be deemed a substitute for solid fencing. Entrance and exit points shall be equipped with gates and locks to prevent unauthorized access during periods when the facility is closed. Natural barriers may be used for access control in lieu of fencing where deemed appropriate by the Department. Section 82.227. (3)(a).
- 4. Cover Material and Application**
Cover shall be used at least bi-weekly on working faces in sufficient quantity and type to deprive debris of oxygen, to minimize the risk of fire and prevent emission of objectionable odors. Section 82.227. (3)(b).
- 5. Operational Hours**
Operational hours for receiving materials are limited to Monday through Friday between 7:00 a.m. and 5:00 p.m. Saturday hours will be limited to 7:00 a.m. until 3:00 p.m. Notwithstanding the above, cover may be applied after the operational hours but in no case after sundown. Operations are prohibited on Thanksgiving, Christmas, New Year's Day and July 4th. Section 82.227. (3)(e).
- 6. Volume Reduction**
Volume reduction may *not* be accomplished by means of chipping, shredding, or otherwise processing the debris. Volume reduction may only occur by picking or removing recyclables from the waste stream prior to disposal. Section 82.227. (3)(d).
- 7. Dust Suppression.**
Active dust suppression is required to prevent dust migration off site. Section 82.227. (3)(f).
- 8. Nuisance**
No person shall cause, suffer, allow or permit the discharge into the air of dust, fumes, gas, mist, odor, smoke or vapor, or any combination thereof, so as to constitute a

nuisance as defined in county ordinance 2006-24. Section 82.225 (cc) and Section 82.227. (3)(c).

9. Queuing

Paved queuing and ingress and egress areas are provided by operator/owner; thus, queuing or staging of vehicles, containers, or equipment on public roads or rights of way is prohibited. Section 82.227. (3)(g).

10. Commercial General Liability Coverage

The Permittee shall maintain Commercial General Liability insurance with One Million Dollars (\$1,000,000.00) per occurrence and aggregate limits, including coverage parts of bodily injury, property damage, personal injury, product and completed operation, contractual liability and all additional requirements as specified in Section 86-233.

11. Litter, Sediment and Traffic Control; Road Maintenance.

The Permittee shall be responsible for maintaining the full length of road frontage and additional length of adjacent roadway as listed below, free from all litter and sediment generated as a result of transporting material into or out of the facility and all additional requirements as specified in Section 82.234.

745 County Road 99 North, Walnut Hill, FL., 0.5 miles either side of facility entrance.

12. Abatement Procedures

Permittee shall consent to imposition of summary abatement procedures as hereinafter set forth in County Ordinance 2006-24, Section 82-240.

13. Required Reports

Permittee shall submit quarterly reports of tonnage of material received, average number of disposal vehicles enter the facility per month and remaining capacity.

14. Permit Renewals

Permittee shall submit an application, on Department provided forms, no later than 60 days before the expiration of the current permit. Applications submitted in accordance with this section, even if incomplete, shall be deemed complete, and the current permit will be extended until corrections are submitted. Notwithstanding the above, in no instance will permits be extended more than 180 days past the expiration date of the permit.

The permanent Department identification for this facility is 1996-1-001LDD. Please cite this number on all reports and correspondence concerning this facility. The Department telephone number for reporting emergencies is:

Monday – Friday: 850.937.2160
 Weekends/Holidays: 850.937.2182

**BOARD OF COUNTY COMMISSIONERS
 ESCAMBA COUNTY, FLORIDA**

By: _____
 Lumon J. May, Chairman

ATTEST: PAM CHILDERS
Clerk of the Circuit Court

By: _____
 Deputy Clerk

This document approved as to form and legal sufficiency.

By:  _____

Title: ASST. COUNTY ATTORNEY

Date: JUNE 30, 2014

BCC Approved: _____

BOCC Authorization Date: _____

Permit Issue Date: July 10, 2014

Permit Expiration Date: July 9, 2015

Issuing Officer: Patrick T. Johnson
 Department Director, Solid Waste Management

 Signature

Date: _____



ESCAMBIA COUNTY

DEPARTMENT OF SOLID WASTE MANAGEMENT

APPLICATION FOR A PERMIT TO CONSTRUCT,
OPERATE, MODIFY OR CLOSE A
CONSTRUCTION AND DEMOLITION DEBRIS
OR LAND CLEARING DISPOSAL
MANAGEMENT FACILITY

April 13, 2006

**Escambia County
Department of Solid Waste Management
APPLICATION FOR A PERMIT TO CONSTRUCT,
OPERATE, MODIFY OR CLOSE A C&DD WASTE MANAGEMENT FACILITY**

A. GENERAL INFORMATION

1. Type of facility (check all that apply):

- Regional
- Rural
- Infill
- Transfer
- Land Clearing Debris (LCD)

2. Type of application:

- Construction
- Operation
- Construction/Operation
- Closure

3. Classification of application:

- New
- Renewal
- Substantial Modification
- Intermediate Modification
- Minor Modification

4. Facility name: Oak Grove Land Clearing Debris Disposal Pit

5. ID Number: #87280

6. Facility location (main entrance): 745 County Road 99 North
Oak Grove area of Escambia County (Walnut Hill)

7. Location coordinates:

Section: 4 Township: 4N Range: 32W

Latitude: 30 ° 53 ' 48 " Longitude: 87 ° 26 ' 57 "

8. Applicant name (operating authority): Department of Solid Waste Management

Mailing address: 13009 Beulah Road Cantonment Escambia 32533
Street or P.O. Box City County Zip

Contact person: Doyle Butler Telephone: (850) 937-2148

Title: Engineering Project Coordinator Email: dobutler@co.escambia.fl.us

9. Authorized agent/consultant: Doyle Butler

Mailing address: 13009 Beulah Road Cantonment Escambia 32533
Street or P.O. Box City County Zip

Contact person: Doyle Butler Telephone: (850) 937-2148

Title: Engineering Project Coordinator Email: dobutler@co.escambia.fl.us

10. Landowner (if different than applicant): Escambia County BOCC

Mailing address: 13009 Beulah Road Cantonment Escambia 32533
Street or P. O. Box City County Zip

Contact person: Patrick T. Johnson Telephone: (850) 937-2160

Email: ptjohnson@co.escambia.fl.us

11. Date site will be ready to be inspected for completion: 06/13/2014

12. Expected life of the facility: 7 years years

13. Estimated costs:

Total Construction: \$ Completed Closing Costs: \$ _____

14. Anticipated construction starting and completion dates:

From: Completed To: _____

15. Expected volume or weight of waste to be received: 58 yds³/day.

B. DISPOSAL FACILITY GENERAL INFORMATION

1. Provide brief description of disposal facility design and operations planned under this application:

The Oak Grove Landclearing Debris Pit is a 26 acre site with 20 acres
used as a repository for landclearing debris. The site is a former borrow
pit with an uneven bottom surface, which accepts landclearing debris
generated by residents of the North end of Escambia County.

2. Facility site supervisor: Patrick T. Johnson

Title: Director Telephone: (850) 937-2160

Email: ptjohnson@co.escambia.fl.us

3. Disposal area: Total 20 acres; Used 10 acres; Available 10 acres

4. Security to prevent unauthorized use: Yes No

5. Charge for waste received: 8.14 \$/yds³ _____ \$/ton

6. Surrounding land use, zoning:

Residential Industrial
 Agricultural None
 Commercial Other Describe: _____

7. Types of waste received:

C & D debris Land Clearing Debris

8. Attendant: Yes No Trained operator: Yes No

9. Spotters: Yes No Number of spotters used: 2

10. Site located in: Floodplain Wetlands Other _____

11. Property recorded as a Disposal Site in County Land Records: Yes
 No

12. Days of operation: Mon thru Fri & Sat.

13. Hours of operation: 8:00am - 4:30pm

14. Days Working Face covered:

15. Elevation of water table: 182 Ft. (NGVD 1929)

16. Storm Water:

Collected: [] Yes [] No

Type of treatment: Retention via pit depressions

Name and Class of receiving water: Little Pine Barren Creek > 800' away

17. Required submittals for issuance of permit.

- a. Boundary survey signed and seal by a registered Florida surveyor.
- b. Site Plan - Provide a site plan, at a scale not greater than 200 feet to the inch, which shows the facility location and identifies the proposed waste and final residue storage areas, total acreage of the site, and any other features which are relevant to the prohibitions or location restrictions such as water bodies or wetlands on or within 500 feet of the site, and potable water wells on or within 1000 feet of the site.
- c. Operational Plan - Provide an operation plan for the facility which includes: (1) a description of general facility operations, the number of personnel responsible for the operations including their respective job descriptions, and the types of equipment that will be used at the facility; (2) procedures to ensure any unauthorized wastes received at the site will be properly managed; (3) a contingency plan to cover operation interruptions and emergencies such as fires, explosions, or natural disasters; (4) procedures to ensure operational records needed for the facility will be adequately prepared and maintained; and (5) procedures to ensure that the wastes and final residue will be managed to not be expected to cause pollution.

18. Development Review Committee process completed.

[] No [] Yes

Date: _____

Project Number: _____

19. Development Order issued.

[] No [] Yes

Date: _____

C. CERTIFICATION BY APPLICANT AND ENGINEER OR PUBLIC OFFICER

1. Applicant:

The undersigned applicant or authorized representative of Escambia County BOCC is aware that statements made in this form and attached information are an application for a Land Clearing Debris Pit Permit from the Department of Solid Waste Management and certifies that the information in this application is true, correct and complete to the best of his/her knowledge and belief. Further, the undersigned agrees to comply with the provisions of County Ordinance 2006-24 and all rules and regulations of the Department. It is understood that the Permit is not transferable, and the Department will be notified prior to the sale or legal transfer of the permitted facility.

Doyle Butler
Signature of Applicant or Agent

Doyle Butler, Engineering Project Coordinator
Name and Title (please type)

dobutler@co.escambia.fl.us
E-mail address (if available)

13009 Beulah Road
Mailing Address

Cantonment, FL 32533
City, State, Zip Code

(850) 937-2148
Telephone Number

Attach letter of authorization if agent is not a governmental official, owner, or corporate officer.

2. Professional Engineer registered in Florida (or Public Officer if authorized under Sections 403.707 and 403.7075, Florida Statutes):

This is to certify that the engineering features of this C & DD waste management facility have been designed/examined by me and found to conform to engineering principles applicable to such facilities. In my professional judgment, this facility, when properly maintained and operated, will comply with all applicable statutes of the State of Florida and rules of the Department. It is agreed that the undersigned will provide the applicant with a set of instructions of proper maintenance and operation of the facility.

Brent Schneider
Signature

Brent Schneider, P.E./Eng. Env. Qual.Mgr.
Name and Title (please type)

No. 70706
Florida Registration Number
(Please affix seal)



13009 Beulah Road
Mailing Address

Cantonment, FL 32533
City, State, Zip Code

bdschneider@co.escambia.fl.us
Email Address (if applicable)

(850) 937-2160
Telephone Number

Date

General Information

1. Property owner – See Attachment 1.
- 2.A. Description of operations and equipment:
The site is currently used as a Land Clearing Debris Facility (LCDF).

Equipment Used:

Volvo Front End Loader
John Deere 200 Track hoe
John Deere 850 Bulldozer
Lowboy semi-trailer
Dump Trucks
4 X 4 Pickup Trucks

For:

Debris Management
Debris Management
Debris Management
Stump Hauling
Hauling
Personnel Transportation

Additional equipment as needed to meet operation requirements.
A yearly training plan is in place for the supervisors, inspectors, and spotters.

- 2.B. Personnel, Inspections and Training:
A training course for the equipment operators was implemented in September 2001, by an outside contractor.
Patrick Johnson, Chief of Operations, Department of Solid Waste at Perdido Landfill is conducting yearly classes to the personnel since July 2001.

Spotters are inspecting the incoming loads for possible prohibited wastes. Training records are on file prior to 2005.

- 2.C. Closure plan:
See Supporting Documents – See Attachment 3.

- 2.D. Active life and Design height:
The initial life of the site was based on 1300 cubic yards per month. The volume of waste was not received as expected. We estimate, under normal conditions, the active life of the site will last 7 years.

- 2.E. Waste other than land clearing:
Any prohibited waste, MSW (municipal solid waste), construction and debris, household hazardous waste and appliances are loaded in a truck and taken to Oak Grove Citizens Convenience Center, adjacent to the property, daily or as needed. Corrugated metal and reinforced concrete pipes will be held no longer than 30 days or as needed and transported to an approved facility. See Attachment 4.

- 2.F. Boundary, Topographic surveys and Legal Description:
Surveys – See Attachment 4.

Legal Description:

COMMENCE AT A CONCRETE MONUMENT AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 4 NORTH, RANGE 32 WEST, ESCAMBA COUNTY, FLORIDA; THENCE RUN SOUTH ALONG THE EAST LINE OF SAID NORTHWEST QUARTER A DISTANCE OF 1326.03 FEET TO THE CONCRETE MONUMENT AND THE POINT OF BEGINNING OF SAID NORTHWEST QUARTER A DISTANCE OF 875.68 FEET;

THENCE DEFLECT RIGHT 90 DEGREES 00 MINUTES 00 SECONDS, RUN WESTERLY 1320.00 FEET; THENCE DEFLECT RIGHT 90 DEGREES 00 MINUTES 00 SECONDS, RUN NORTHERLY A DISTANCE OF 875.68 FEET; THENCE DEFLECT RIGHT 90 DEGREES 00 MINUTES 00 SECONDS, RUN EASTERLY A DISTANCE OF 1320.00 FEET TO THE POINT OF BEGINNING AND TERMINATION OF THIS DESCRIPTION. ALL LYING AND BEGIN IN SECTION 4, TOWNSHIP 4 NORTH, RANGE 32 WEST, ESCAMBIA COUNTY, FLORIDA AND CONTAINING 26.535 ACRES MORE OR LESS.

3.D. Relevant features:

- ✓ 1. Water Bodies – Little Pine Barren Creek is located 800 feet and 1400 feet south of south boundary site.
- ✓ 2. Wetlands – No wetlands located on or within 50 feet of site.
- ✓ 3. Potable water wells – A landscape irrigation well is located at 600 N. Hwy. 99
4. Geological formations – See Attachment 5.
5. Ground water levels – See Attachment 5.
6. Location and depths of pits – The existing bottom elevation is irregular. There are no pits within the LCDF.
7. Flooding – The disposal area is not subject to frequent or periodic flooding.
8. Right of ways – See Attachment 4.
9. Access – A gate and lock at the site entrance.

3E. Closure and Contours – See Attachment 3.

The final cover will be in placed within 180 days after the Land Clearing Debris Facility ceases operation. Final Cover will consist of a 24-inch soil layer, with the upper 6 inches capable of supporting vegetation.

Prior to seeding, the surface will be shaped to eliminate pending and minimize erosion. The top cover will be sloped to the east at 4% and the side slopes will be constructed at a 3:1 grade. Seeding will consist of a quick cover of brown-top millet or rye grass (seasonally determined). Permanent cover will be Pensacola bahia grass. Within 30 days of the completion of the closure activates, the Florida Department of Environmental Protection will be provided with notification of completion and built drawings.

4. Storm Water

Storm water permit – Not required.

Since the topography of the area for disposal of the land clearing debris is an excavation, there is no runoff from the area that will be used for LCD disposal. All storm water will infiltrate through the floor of the existing excavation and will recharge the water table. As is described in the Closure Plan, final disposal area closure will incorporate appropriate storm water controls.

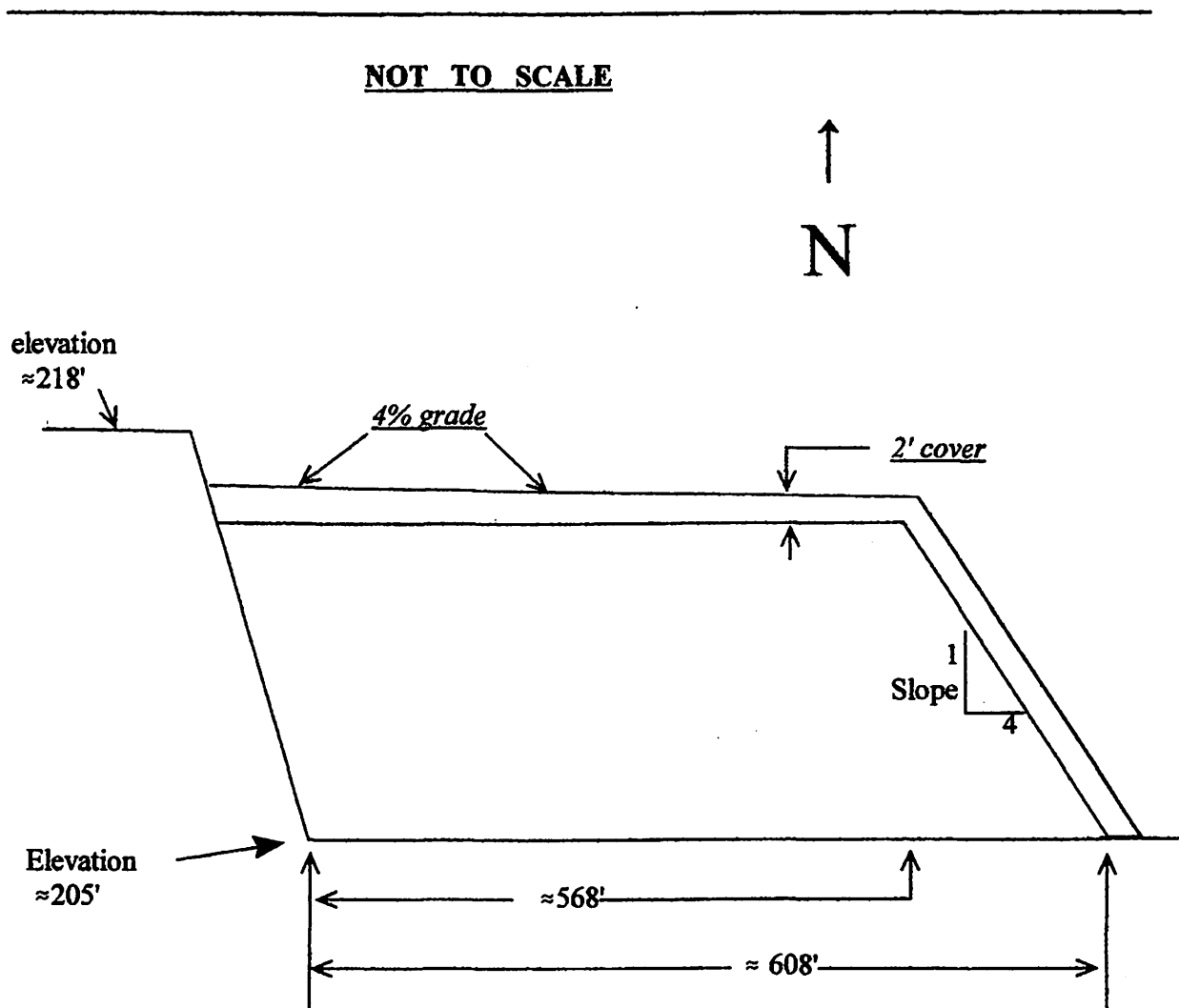
Appendix B

Closure Plan

Oak Grove

Land Clearing Debris Disposal Facility

The final cover will be placed within 180 days after the Land Clearing Debris Disposal Facility ceases operation. Final cover will consist of a 24-inch soil layer, with the upper 6 inches capable of supporting vegetation. Prior to seeding, the surface will be shaped to eliminate ponding and minimize erosion. The top of the cover will be sloped to the east at 4% and the side slope will be constructed at a 4:1 grade. Seeding will consist of a quick cover of brown-top millet or ryegrass, seasonally determined. Permanent cover will be Pensacola bahigrass. Within 30 days of completion of closure activities, the Florida Department of Environmental Protection will be provided with notification of completion and as built drawings.



Appendix C

Boundary Survey

Legal Description

Topographic Survey

Oak Grove

Land Clearing Debris Disposal Facility

OAKGROVE LANDFILL
BOUNDARY AND TOPOGRAPHIC SURVEY

SCALE 1" = 50'



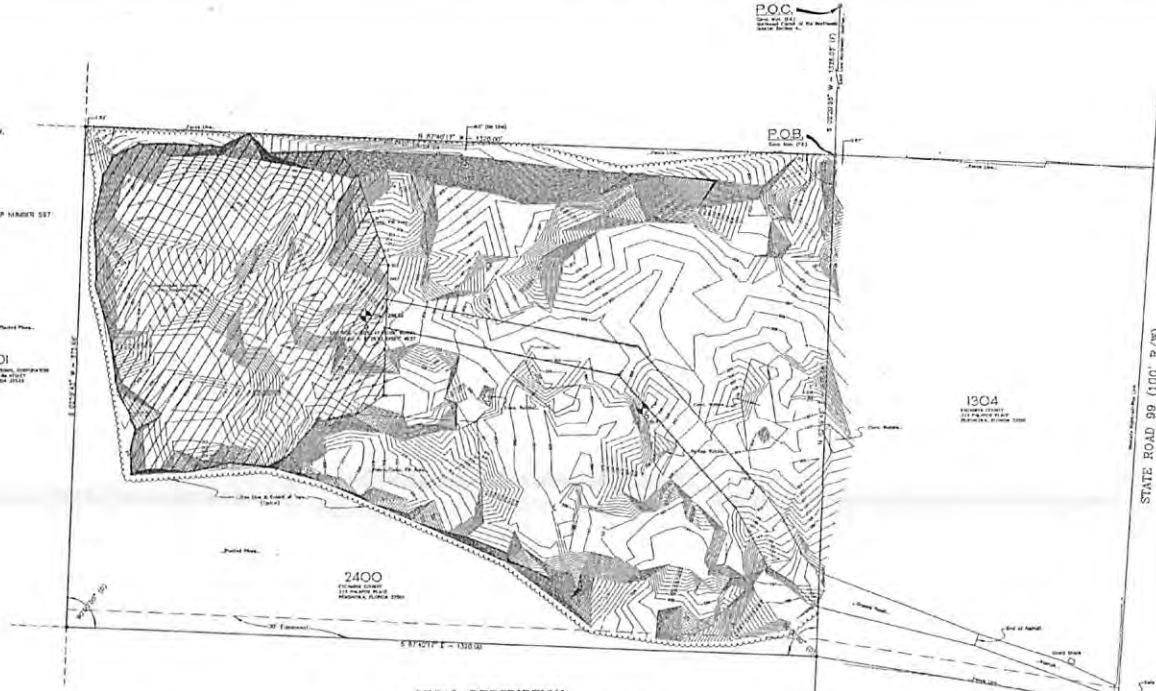
SURVEYOR'S NOTES:

1. THE SCANNED SHOWN HEREIN WERE REFERENCED TO GRID NORTH AS PER STATE PLANE COORDINATE SYSTEM, FLORIDA NORTH LAMBERT ZONE, NORTH AMERICAN DATUM OF 1983, ADJUSTED 1993.
2. THERE MAY BE ADDITIONAL RESTRICTIONS NOT SHOWN ON THIS SURVEY THAT MAY BE FOUND IN THE PUBLIC RECORDS OF ESCAMBA COUNTY, FLORIDA.
3. NO TITLE MARQUEE, DISE OR ADJUSTMENT WAS PERFORMED BY THE SURVEYOR. THE SURVEYOR'S BEST OPINION OR ADJUSTMENT WAS PERFORMED BY HIM PROVIDED TO ESCAMBA COUNTY ENGINEERING FOR THE SUBJECT PROPERTY. THERE MAY BE DEEDS OF RECORD, UNRECORDED DEEDS, EASEMENTS, RIGHT-OF-WAY, EJECTA, SERVICES, RESTRICTIVE COVENANTS OR OTHER INSTRUMENTS WHICH COULD AFFECT THE BOUNDARIES OR USE OF THE SUBJECT PROPERTY DESCRIBED HEREIN.
4. COPIES OF ADDRESS OR COLLASION TO THIS SURVEY BY OTHERS THAN THE SURVEY PARTY IS FORWARDED WITHOUT THE WRITTEN CONSENT OF THE SURVEY PARTY.
5. THE TRIBUTARY DRAIN SHOWN HEREIN WAS REFERENCED TO DEEDS OF RECORD, ESCAMBA COUNTY TOWN MAP 2001, ESCAMBA COUNTY PROPERTY APPRAISER'S MAP NUMBER 537 OF SECTION 4, TOWNSHIP 4 NORTH, RANGE 32 WEST, ESCAMBA COUNTY, FLORIDA, ESCAMBA COUNTY ENGINEERING CHANGING NUMBER LC-304 OF OAKGROVE PLY, DATED 11/27/09 AND ON EXISTING FIELD MONUMENTATION.
6. THE ACCURACY OF MEASUREMENTS PROVIDED MEETS THE RELATIVE ERROR OF CLOSURE ALLOWED IN SURVEYING.
7. ELEVATIONS SHOWN HEREIN ARE BASED ON ABB MONUMENT "OAKGROVE" THAT HAD A RELATIVE ELEVATION OF 2400.

2001
TOWN MAP NUMBER 2001
ESCAMBA COUNTY, FLORIDA

LEGEND:

- (P) - POINTS FOUND
- CONC. MON. - DENOTES CONCRETE MONUMENT
- P.O.C. - DENOTES POINT OF COMMENCEMENT
- P.O.B. - DENOTES POINT OF BEGINNING
- (*) - DENOTES DEEDS
- (-/-) - DENOTES MONUMENT ON FILE
- (-/-) - DENOTES SUCCESSION
- (-/-) - DENOTES RIGHT-OF-WAY
- M.A.A. - DENOTES ALSO KNOWN AS
- I.P. - DENOTES IRON PIPE
- (C) - DENOTES CAST CONCRETE MONUMENT FOUND
- (C) - DENOTES CAST IRON ROD (FA - COUNTY)
- (C) - DENOTES SPECIAL RECORD
- (C) - DENOTES CAST IRON ROD (SET - COUNTY)
- (C) - DENOTES FIELD MEASURE
- (C) - DENOTES IRON
- (C) - DENOTES IRON MARK
- (C) - DENOTES EXISTING CONTAINERS 6" INTERVALS



LEGAL DESCRIPTION:

COMMENCE AT A CONCRETE MONUMENT AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 4 NORTH, RANGE 32 WEST, ESCAMBA COUNTY, FLORIDA. THENCE RUN SOUTH ALONG THE EAST LINE OF SAID NORTHWEST QUARTER A DISTANCE OF 1526.03 FEET TO A CONCRETE MONUMENT AND THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUE SOUTH ALONG THE EAST LINE OF SAID NORTHWEST QUARTER A DISTANCE OF 876.69 FEET, THENCE DEFLECT RIGHT 90 DEGREES 00 MINUTES 00 SECONDS, RUN WESTERLY 1320.00 FEET, THENCE DEFLECT RIGHT 90 DEGREES 00 MINUTES 00 SECONDS, RUN NORTHERLY A DISTANCE OF 876.69 FEET, THENCE DEFLECT RIGHT 90 DEGREES 00 MINUTES 00 SECONDS, RUN EASTERLY A DISTANCE OF 1320.00 FEET TO THE POINT OF BEGINNING AND TERMINATION OF THIS DESCRIPTION. ALL LYING AND BEING IN SECTION 4, TOWNSHIP 4 NORTH, RANGE 32 WEST, ESCAMBA COUNTY, FLORIDA AND CONTAINING 28.535 ACRES MORE OR LESS.



Debris Disposal Area

Oak Grove
Land Clearing Debris
Disposal Facility
Site Plan



STATE OF FLORIDA
Escambia County
Professional Engineer
Date of License: 11/27/09
Expiration Date: 11/27/14
License No.: 11118

ENGINEERING SERVICES
Description of Engineering: Escambia County, Florida
Scale: 1" = 50'
Project No.: 2009-001
Drawing No.: L-4342
Sheet: 1 of 1

OAKGROVE LANDFILL
(TOPO ~ BOUNDARY)

INSPECTION CHECKLIST



Department of Solid Waste Management *LCD*
 13009 Beulah Road
 Cantonment, Fl. 32533-8831
 Phone: 850.937.2160

Facility Name: *DAK Grove*
 Inspection Date: *6/27/14*
 Facility Address: *Wabout Hill*
 Inspection Participants: *Dorle Butler*
 Inspector Signature: *Dorle Butler*

ITEM NO.	FILE REVIEW	Ok	Not Ok	Unk	N/A
1.1	For C&D and LCD disposal facilities, does the facility have a current plan for the method and sequence of filling wastes? (Per approved Operations Plan)				X
1.2	Are the Required Reports (See Specific Permit Condition ¹³ 14) being submitted? Permittee shall submit semi-annual reports of tonnage of material received, average number of disposal vehicles entering the facility per month and remaining capacity.		X		.
1.3	Is Insurance Adequate? (See Section 82-233).				X

ITEM NO.	WASTE PROHIBITIONS	Ok	Not Ok	Unk	N/A
2.1	Are only permitted waste types disposed at facility? (See Section 82-225)	X			
2.2	Is the operational footprint setback maintained in accordance with Section 82-226?	X			
2.3	Are aerial and vertical operational heights maintained in accordance with Section 82-226?	X			
2.4	Is the active area located greater than 1,000 feet of a public water well or within 500 feet of a private potable well accordance with Section 82-226?	X			

ITEM NO.	FACILITY OPERATION AND MAINTENANCE	Ok	Not Ok	Unk	N/A
3.1	Is the operation plan substantially followed? (See Operations Plan)				X
3.2	Is the method and sequence of filling waste according to plans? (See Operations Plan)	X			
3.3	Is the frequency, amount and quality of cover, as required? (See Section 82-227)	X			
3.4	Is litter controlled and are litter control devices maintained? (See Specific Condition 12)	X			
3.5	Are objectionable odors detected beyond the property boundary? (See Section 82-227)	X			
3.6	Is stormwater management system maintained and operated as required? (See County Stormwater Plan)	X			
3.7	Are approved dust control methods adequate? (See Section 82-227)			X	

ADDITIONAL COMMENTS:

*82°
 Clear/Partly Cloudy*

6/27/2014 10:30 AM CDT



**FLORIDA DEPARTMENT OF
ENVIRONMENTAL PROTECTION**

160 W GOVERNMENT STREET, SUITE 308
PENSACOLA, FLORIDA 32502-5740

RICK SCOTT
GOVERNOR

HERSCHEL T. VINYARD JR.
SECRETARY

November 1, 2013

Mr. Pat Johnson
Division Manager
Escambia County Department
of Solid Waste Management
13009 Beulah Road
Cantonment, Florida 32533
ptjohnso@co.escambia.fl.us

Re: Oak Grove Land Clearing Debris Pit
WACS ID No.: 87280
Escambia County

Dear Mr. Johnson:

Department personnel conducted a solid waste compliance inspection of the above-referenced facility on October 24, 2013. Based on the information provided during the inspection, the facility was determined to be in compliance with the Department's rules and regulations. A copy of the inspection report is attached for your records.

The Department appreciates your efforts to maintain this facility in compliance with state and federal rules. If you have any questions, please contact Chad Nowling at (850) 595-0627 or by e-mail at Chad.Nowling@dep.state.fl.us.

Sincerely,

A handwritten signature in black ink, appearing to read 'J Byer'.

Jim Byer
Northwest District Waste Compliance

JCB/cn/c

Enclosure: Inspection Report



Florida Department of
Environmental Protection
Inspection Checklist

FACILITY INFORMATION:

Facility Name: OAK GROVE LAND CLEARING DEBRIS PIT

On-Site Inspection Start Date: 10/24/2013

On-Site Inspection End Date: 10/24/2013

WACS No.: 87280

Facility Street Address: 745 HIGHWAY 99 N

City: WALNUT HILL

County Name: ESCAMBIA

Zip: 32568

INSPECTION PARTICIPANTS:

(Include ALL Landfill and Department Personnel with Corresponding Titles)

Principal Inspector: Chad Nowling, Inspector

Other Participants: Doyle Butler, Engineering Project Coordinator

INSPECTION TYPE:

Routine Operation Inspection for Other - Yard Trash Disposal Facility

ATTACHMENTS TO THE INSPECTION CHECK LIST:

This Cover Page to the Inspection Checklist may include any or all of the following attachments as appropriate.

SECTION 1.0 - FILE REVIEW

SECTION 7.0 - YARD TRASH DISPOSAL FACILITIES

Inspection Date: 10/24/2013

SECTION 1.0 - FILE REVIEW

Requirements:

The requirements listed in this section provide an opportunity for the Department's inspector to indicate the conditions found at the time of the inspection. A "Not Ok" response to a requirement indicates either a potential violation of the corresponding rule or an area of concern that requires more attention. Both potential violations and areas of concern are discussed further at the end of this inspection report.

Item No.	FILE REVIEW (Pre- or Post-Inspection, as appropriate.) Completed	Ok	Not Ok	Unk	N/A
1.1	For landfills and C&D disposal facilities, does the facility have a current plan for the method and sequence of filling wastes? 62-701.500(2)(f) for landfills; 62-701.730(7)(a) for C&D debris sites				✓
1.2	For landfills, are the following records being reported to the Department?(Check any that are Not OK) <input type="checkbox"/> Waste reports (annually) 62-701.500(4) <input type="checkbox"/> Annual estimate of remaining life 62-701.500(13)(c)				✓
1.3	Is gas monitoring being performed as required by the permit? 62-701.500(9), 62-701.530(2)				✓
1.4	Are the results of the gas sampling reported to the Department quarterly? 62-701.530(2)(c)				✓
1.5	Is water quality sampling and testing performed according to standard procedures and at the required frequencies? 62-701.510(2) for landfills; 62-701.730(4)(b) and (10) for C&D debris sites; 62-713.400(3) for stationary soil treatment facilities.				✓
1.6	Do the results of the water quality testing suggest there may be adverse impacts to water quality from the operation of the solid waste facility? 62-701.510(3) and (4); 62-701.730(4)(c) and (10) for C&D debris sites; 62-713.400(3) for stationary soil treatment facilities.				✓
1.7	For closed landfills and C&D disposal facilities with final elevations higher than 20 feet above grade, has a final survey report verifying the final elevations and contours of the facility been submitted to the Department? 62-701.600(6)(b), 62-701.730(9)(d)				✓
1.8	Is financial assurance adequate? 62-701.630 for landfills; 62-701.710(7)(a) and (10)(a) for waste processing facilities; 62-701.730(11)(a) for C&D debris facilities; 62-713.600(6)(a) for stationary soil treatment facilities; 62-711.500(3) for waste tire facilities. NOTE: The Solid Waste Financial Coordinator in Tallahassee can assist with this information.				✓
1.9	Are cost estimates current and adjusted every year? 62-701.630(4) for landfills; 62-701.710(7)(b) and (10)(a) for waste processing facilities; 62-701.730(11)(b) and (c) for C&D debris facilities; 62-713.600(6)(b) and (c) for stationary soil treatment facilities; 62-711.500(3) for waste tire facilities.				✓
1.10	For C&D debris disposal and disposal with recycling facilities, is an Annual Report submitted to the Department for the disposal operation by April 1st of each year? 62-701.730(12)				✓
1.11	For C&D recycling facilities with no disposal, is an Annual Report for the recycling facility submitted to the Department by April 1st of each year? 62-701.710(9)(b)				✓
1.12	For compost facilities, has the compost product been sampled and analyzed every 20,000 tons or every 3 months (whichever is sooner)? 62-709.530(1)				✓
1.13	For compost facilities, has the annual report been submitted by June 1st? 62-709.530(3)				✓

Inspection Date: 10/24/2013

SECTION 7.0 - YARD TRASH DISPOSAL FACILITIES

Requirements:

The requirements listed in this section provide an opportunity for the Department's inspector to indicate the conditions found at the time of the inspection. A "Not Ok" response to a requirement indicates either a potential violation of the corresponding rule or an area of concern that requires more attention. Both potential violations and areas of concern are discussed further at the end of this inspection report.

Item No.	SOLID WASTE PROHIBITIONS (unless "grandfathered" in, see 62-701.300(18)) Completed	Ok	Not Ok	Unk	N/A
7.1.1	Unauthorized storage, processing, or disposal of solid waste except as authorized at a permitted solid waste management facility or other exempt facility? 62-701.300(1)(a)	✓			
7.1.2	Unauthorized disposal or storage prohibited, except yard trash, within 500 feet of a potable water well? 62-701.300(2)(b)	✓			
7.2	Unauthorized storage or disposal of yard trash prohibited within the minimum setbacks of (Check any that are Not OK) 62-701.300(12) <input type="checkbox"/> 100 feet from potable water wells (except on-site)? <input type="checkbox"/> 50 feet from water bodies?	✓			
7.3	Unauthorized disposal or storage prohibited in any natural or artificial body of water including ground water and wetlands? (Does not apply to standing water after a storm event.) 62-701.300(2)(d)	✓			
7.4	Unauthorized disposal or storage prohibited, except yard trash, within 200 feet of any natural or artificial body of water, including wetlands without permanent leachate controls, except impoundments or conveyances which are part of an on-site, permitted stormwater management system or on-site water bodies with no off-site discharge? 62-701.300(2)(e)	✓			
7.5	Unauthorized open burning of solid waste prohibited except in accordance with Department requirements? 62-701.300(3)	✓			
7.6	Are the following unauthorized wastes or special wastes properly managed? (Check any that are Not OK) <input type="checkbox"/> CCA treated wood 62-701.300(14)	✓			

Item No.	YARD TRASH DISPOSAL FACILITY OPERATION AND MAINTENANCE Completed	Ok	Not Ok	Unk	N/A
7.7	Is the facility only disposing of yard trash? 62-701.803(1)	✓			
7.8	Are prohibited wastes properly managed? 62-701.803(3) and (6)	✓			
7.9	Are wastes compacted and sloped as necessary for later closure? 62-701.803(4)	✓			
7.10	Is access to the facility properly controlled? 62-701.803(5)	✓			
7.11	Is at least one spotter on duty at the working face when wastes are being accepted? 62-701.803(6)	✓			
7.12	Are areas of the facility requiring final cover properly closed? 62-701.803(8)				✓
7.13	If an air curtain incinerator is used at the facility, is it properly operated? 62-701.803(10)				✓

COMMENTS:

10/24/2013

An inspection was performed at the Oak Grove Land Clearing Debris Pit on October 24, 2013. Mr. Doyle Butler provided an overview of the operations. A lockable gate is maintained at the entrance to the site. A TV was noted in the disposal area and was removed immediately. The facility appeared to be in compliance with the Department's Solid Waste Management rules.

Inspection Date: 10/24/2013

Photo attachments:

Photo 1 - Staging area

Photo 2 - Waste slopes & disposal area

ATTACHMENTS:

Oak Grove LCD Pit - Photo 1



Oak Grove LCD Pit - Photo 2



Inspection Date: 10/24/2013

Signed:

Chad Nowling
PRINCIPAL INSPECTOR NAME

Inspector
PRINCIPAL INSPECTOR TITLE


PRINCIPAL INSPECTOR SIGNATURE

FDEP
ORGANIZATION

10/30/2013
DATE

Doyle Butler
REPRESENTATIVE NAME

Engineering Project Coordinator
REPRESENTATIVE TITLE

NO SIGNATURE
REPRESENTATIVE SIGNATURE

Escambia County
ORGANIZATION

NOTE: By signing this document, the Site Representative only acknowledges receipt of this Inspection Report and is not admitting to the accuracy of any of the items identified by the Department as "Not Ok" or areas of concern.



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6413

Public Hearings 10.

BCC Regular Meeting

Meeting Date: 07/10/2014

Issue: Traffic Assessment Ordinance

From: Kerra Smith, Assistant County Attorney

Organization: County Attorney's Office

CAO Approval:

RECOMMENDATION:

5:33 p.m. Public Hearing for consideration of adopting an Ordinance amending, Chapter 34, Section 34-6 of the Escambia County Code of Ordinances.

Recommendation: That the Board adopt an Ordinance amending Chapter 34, Section 34-6 of the Escambia County Code of Ordinances to assess a surcharge of \$30 to penalties imposed for criminal violations listed in Section 318.17, Florida Statutes, to be used to fund State Court facilities in Escambia County.

BACKGROUND:

Section 318.18(13)(a), Florida Statutes, authorizes the Board to adopt an ordinance imposing a \$30.00 surcharge on noncriminal traffic infractions and certain criminal violations to fund state court facilities. The current ordinance imposes the surcharge for noncriminal traffic infractions only. The amendment will allow the Board to collect the surcharge for any criminal violations listed in Section 318.17, Florida Statutes.

BUDGETARY IMPACT:

An increase to the General Revenue Fund is anticipated.

LEGAL CONSIDERATIONS/SIGN-OFF:

This Ordinance was prepared by Kerra A. Smith, Assistant County Attorney.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

The amendment to Section 34-6 of the Code has been discussed with the Clerk's Office. Their fee schedule will be amended to include the additional surcharge once the amendment becomes effective.

Attachments

Traffic Assessment Ordinance

ORDINANCE 2014-_____

AN ORDINANCE OF ESCAMBIA COUNTY, FLORIDA AMENDING CHAPTER 34, SECTION 34-6 OF THE ESCAMBIA COUNTY CODE OF ORDINANCES RELATING TO THE ASSESSMENT OF A CERTAIN SURCHARGE ON TRAFFIC PENALTIES; ADOPTING ASSESSMENT OF SURCHARGE ON CERTAIN CRIMINAL VIOLATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature enacted certain legislation relating to penalties for noncriminal traffic infractions and certain criminal traffic violations that authorizes the Board of County Commissioners to impose a surcharge on such penalties for the funding of the State Court facilities of Escambia County; and

WHEREAS, as a result, the Board of County Commissioners hereby finds that pursuant to Section 318.18, Florida Statutes, as amended by Chapter 2009-204, Laws of Florida, such a surcharge is of critical financial importance to funding such facilities serving Escambia County; and

WHEREAS, the Board of County Commissioners hereby further finds that the County's ordinance assessing a surcharge on certain traffic penalties requires amendment to adopt the surcharge for criminal violations as permitted by Section 318.18(13)(a), Florida Statutes, to better ensure the continued health, safety, and welfare of the citizens of the County using State Court facilities; and

WHEREAS, the Board of County Commissioners further finds that the proposed amendment serves an important public purpose.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA:

Section 1. Chapter 34, Section 34-6 of the Code of Ordinances of Escambia County,

1 Florida is hereby amended to read as follows:

2 **Sec. 34-6. State Court Facilities surcharge.**

3 **(a) Legislative Findings and Intent.**

4 This section is adopted with the intent to implement a surcharge on traffic
5 penalties and certain criminal violations as permitted under F.S. § 318.18, as amended
6 by Chapter 2009-204, Laws of Florida, to fund State Court facilities located in Escambia
7 County. The Board of County Commissioners finds that the imposition of such a
8 surcharge is in the best interests of the health, safety, and welfare of the citizens of the
9 County.

10 **(b) Assessment of Surcharge.**

11 In addition to any penalties imposed for noncriminal traffic infractions pursuant to
12 F.S. Ch. 318, or imposed for criminal violations listed in F.S. § 318.17, the Board of
13 County Commissioners hereby imposes a surcharge of \$30.00 for any such infraction or
14 violation to fund State Court facilities in Escambia County. The Court shall not waive
15 this surcharge.

16 **Section 2. Severability.**

17 If any section, sentence, clause or phrase of this Ordinance is held to be invalid
18 or unconstitutional by any Court or competent jurisdiction, then said holding shall in no
19 way affect the validity of the remaining portions of this Ordinance.

20 **Section 3. Inclusion in the Code.**

21 It is the intention of the Board of County Commissioners that the provisions of
22 this Ordinance shall become and be made a part of the Escambia County Code; and
23 that the sections of this Ordinance may be renumbered or relettered and the word

1 "ordinance" may be changed to "section", "article", or such other appropriate work or
2 phrase in order to accomplish such intentions.

3 **Section 4. Effective Date.**

4 This Ordinance shall become effective upon filing with the Department of State.

5
6 **DONE AND ENACTED THIS ____ DAY OF _____, 2014.**

7
8
9 BOARD OF COUNTY COMMISSIONERS
10 ESCAMBIA COUNTY, FLORIDA

11
12
13
14 _____
15 Lumon J. May, Chairman

16 ATTEST: PAM CHILDERS
17 Clerk to the Circuit Court

18
19 BY: _____
20 Deputy Clerk

21
22 (Seal)

23
24 Enacted:
25 Filed with Department of State:
26 Effective:
27

28



Pam Childers

Clerk of the Circuit Court and Comptroller, Escambia County

Clerk of Courts • County Comptroller • Clerk of the Board of County Commissioners • Recorder • Auditor

AI-6415

Clerk & Comptroller's Report 11.1.

BCC Regular Meeting

Consent

Meeting Date: 07/10/2014

Issue: Mintues and Reports

From: Pam Childers, Clerk of the Circuit Court & Comptroller

Organization: Clerk & Comptroller's Office

Recommendation:

Recommendation Concerning Minutes and Reports Prepared by the Clerk to the Board's Office

That the Board take the following action concerning Minutes and Reports prepared by the Clerk to the Board's Office:

A. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held June 26, 2014; and

B. Approve the Minutes of the Regular Board Meeting held June 26, 2014.

Attachments

6/26/2014 Agenda Work Session

REPORT OF THE BOARD OF COUNTY COMMISSIONERS AGENDA WORK SESSION
HELD JUNE 26, 2014
BOARD CHAMBERS, FIRST FLOOR, ERNIE LEE MAGAHA GOVERNMENT BUILDING
221 PALAFOX PLACE, PENSACOLA, FLORIDA
(9:00 a.m. – 11:58 a.m.)

Present: Commissioner Lumon J. May, Chairman, District 3
Commissioner Steven L. Barry, Vice Chairman, District 5
Commissioner Grover C. Robinson IV, District 4
Commissioner Gene M. Valentino, District 2
Honorable Pam Childers, Clerk of the Circuit Court and Comptroller
Jack R. Brown, County Administrator
Alison Rogers, County Attorney
Susan Woolf, General Counsel to the Clerk
Lizabeth Carew, Recording Specialist, Clerk & Comptroller's Office
Judy H. Witterstaeter, Program Coordinator, County Administrator's Office

Absent: Commissioner Wilson B. Robertson, District 1

1. FOR INFORMATION: The agenda package for the 5:30 p.m., June 26, 2014, Regular Board Meeting, was reviewed as follows:
 - A. Judy H. Witterstaeter and County Attorney Rogers reviewed the agenda cover sheet, with comments from Joy Blackmon and Colby Brown;
 - B. Honorable Pam Childers, Clerk of the Circuit Court and Comptroller, reviewed the Clerk's Report, and recognized Doris Harris, Deputy Clerk to Board, who is retiring after 25 years of dedicated service;
 - C. Horace Jones reviewed the Growth Management Report, with comments from County Attorney Rogers, Joy Blackmon, and County Administrator Brown;
 - D. Judy H. Witterstaeter reviewed the County Administrator's Report, with comments from Patrick Johnson, Keith Wilkins, County Attorney Rogers, Gordon Pike, Marilyn Wesley, David Wheeler, Joy Blackmon, Amy Lovoy, and Ronnie Artgues; and
 - E. County Attorney Rogers reviewed the County Attorney's Report.



BOARD OF COUNTY COMMISSIONERS

Escambia County, Florida

AI-6325

Growth Management Report 11. 1.

BCC Regular Meeting

Meeting Date: 07/10/2014

Issue: Review of Rezoning Case Heard by the Planning Board on June 3, 2014

From: Horace Jones, Interim Department Director

Organization: Development Services

RECOMMENDATION:

Recommendation Concerning the Review of the Rezoning Case heard by the Planning Board on June 3, 2014

That the Board take the following action concerning the rezoning case heard by the Planning Board on June 3, 2014:

- A. Review and either adopt, modify, or overturn the Planning Board's recommendation for Rezoning Case Z-2014-08 or remand the case back to the Planning Board; and
- B. Authorize the Chairman to sign the Orders of the Escambia County Board of County Commissioners for the rezoning case that were reviewed.

1. Case No.: **Z-2014-08**
Address: 2161 Hwy 97 South
Property Reference No.: 30-1N-31-1300-000-000
Property Size: 17.84 (+/-) acres
From: V-1, Villages Single-Family Residential District, Gross Density (one du/acre)
To: V-2A, Villages Single-Family Residential District, Gross Density (three du/acre)
FLU Category: MU-S, Mixed-Use Suburban
Commissioner District: 5
Requested by: Wiley C. "Buddy" Page, Agent for Gene Foster, Trustee
Planning Board Recommendation: Denial
Speakers: Wiley C. "Buddy" Page, Kathleen Mayo Bailey, Dan Hansen, Stanley W. Smith, Clarence Ladner, Gary Miller, Brenda Hagendorfer, Donna Mayne, Stephen Milstid, Ronald S. Andrews

BACKGROUND:

The above case was owner initiated and heard at the June 3, 2014 Planning Board meeting. Under the Land Development Code (LDC) 2.08.00.E.1., "the Board of County Commissioners shall review the record and the recommendation of the Planning Board and either adopt the recommended order, modify the recommended order as set forth therein, reject the recommended order, or remand the matter back to the Planning Board for additional facts or clarification. Findings of fact or findings regarding legitimate public purpose may not be rejected or modified unless they are clearly erroneous or unsupported by the record. When rejecting or modifying conclusions of law, the Board of County Commissioners must state with particularity its reasons for rejecting or modifying the recommended conclusion of law and must make a finding that its substituted conclusion of law is as or more reasonable than the conclusion that was rejected or modified. However, the Board of County Commissioners may not modify the recommendation to a more intensive use requested by the applicant and advertised. The review shall be limited to the record below. Only a party of record to the proceedings before the Planning Board or representative shall be afforded the right to address the Board of County Commissioners and only as to the correctness of the findings of fact or conclusions of law as based on the record. The Board of County Commissioners shall not hear testimony."

To further the County's policy of "decreasing response time from notification of citizen needs to ultimate resolution," the Board is acting on both the approval of the Planning Board recommended order and the LDC Map Amendment for this month's rezoning cases. This report item addresses only the review and upholding of the Planning Board's recommendation. The next report item will address the Public Hearing for the LDC Zoning Map Amendment.

BUDGETARY IMPACT:

This action may increase the ad valorem tax base for Escambia County.

LEGAL CONSIDERATIONS/SIGN-OFF:

The recommended order is the result of deliberations by the Planning Board based on staff analysis, public testimony, and knowledge of the Comprehensive Plan and Land Development Code as well as case law and Florida Statutes.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

The Chairman will need to sign the Orders of the Escambia County Board of County Commissioners either denying or approving the rezoning request.

IMPLEMENTATION/COORDINATION:

The cases under review are presented to the Planning Board for collection of evidence. The Planning Board conducts a quasi-judicial public hearing and issues a recommended order to the Board.

Attachments

Z-2014-08

Z-2014-08

1 none, they will be accepted into the record as
 2 experts in the area of land use and planning.
 3 The rezoning hearing package for May 6,
 4 with the staff's Findings-of-Fact have
 5 previously been provided to all the Board
 6 members. The Chair will entertain a motion to
 7 accept that rezoning hearing package and the
 8 staff's Findings-of-Fact, as well as the legal
 9 advertisement into evidence.
 10 MR. GOODLOE: So moved.
 11 MR. BRISKE: We have a motion. Do we have
 12 a second?
 13 MR. TATE: Second.
 14 MR. BRISKE: All those in favor, say aye.
 15 (Board members vote.)
 16 MR. BRISKE: Opposed?
 17 (None.)
 18 MR. BRISKE: The motion carries.
 19 (The motion carried unanimously.)
 20 MR. BRISKE: That rezoning hearing package
 21 with the staff's Findings-of-Fact and the
 22 legal advertisement will be marked and
 23 included in the record as Composite Exhibit A
 24 for today's cases.
 25 (Composite Exhibit A, Rezoning Hearing
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1 Package, was identified and admitted.)
 2 MR. BRISKE: We just have one case today.
 3 I would like to remind everyone from the
 4 public that when you are speaking -- like I
 5 said, we do hear from everyone. However, the
 6 only items that we're allowed to consider as a
 7 Planning Board are those six criterion that we
 8 showed on the board and we will be bringing
 9 those back up when it comes time for public
 10 input. We would ask that you keep your
 11 comments to those six points because those are
 12 the only things that we're allowed to consider
 13 when we make our decision and it will keep the
 14 proceedings moving along so everyone has a
 15 chance to speak.
 16 (Transcript continues on Page 11.)
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1 * * *
 2 CASE NO: Z-2014-08
 3 Applicant: Wiley C. "Buddy" Page, agent for Gene
 Foster, Trustee
 4 Address: 2161 Highway 97 South
 From: V-1, Villages Single-Family Residential,
 5 Gross Density (one du/acre)
 To: V-3, Villages Single-Family Residential
 6 District, Gross Density (five du/acre)
 7
 8 MR. BRISKE: Our first rezoning case for
 9 today is Case Z-2014-08. The applicant is
 10 Buddy Page, Agent for Gene Foster, Trustee,
 11 2161 Highway 97 South. The request is from
 12 V-1, Villages Single-Family Residential
 13 District, to V-3, Villages Single-Family
 14 Residential District with gross density of
 15 five dwelling units per acre.
 16 At this time I'm going to ask the Planning
 17 Board members if there's been any ex parte
 18 communications between you, the applicant,
 19 agents, attorneys, witnesses, fellow Planning
 20 Board members or anyone from the general
 21 public prior to this hearing? Also please
 22 answer if you have visited the subject
 23 property and also please disclose if you are a
 24 relative or business associate of the
 25 applicant or applicant's agent.
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1 Good morning, Ms. Oram.
 2 MS. ORAM: Good morning, and no to all.
 3 MR. GOODLOE: No to all.
 4 MR. WOODWARD: No to all.
 5 MR. BRISKE: The Chairman. No to all.
 6 MR. TATE: No to all.
 7 MS. DAVIS: No to all.
 8 MR. BRISKE: Mr. Wingate.
 9 MR. WINGATE: I did visit the site and I
 10 am familiar with the area, no contact with any
 11 persons.
 12 MR. BRISKE: Thank you.
 13 MS. SINDEL: No to all.
 14 MR. BRISKE: Thank you.
 15 Staff, was a notice of the hearing sent to
 16 all interested parties?
 17 MS. MALLORY: Yes, it was.
 18 MR. BRISKE: Thank you. And was that
 19 notice also posted on the subject property?
 20 MS. MALLORY: Yes, it was.
 21 MR. BRISKE: Mr. Page, if there are no
 22 objections we'll have the staff present the
 23 maps and photography.
 24 Thank you. Go ahead. Please state your
 25 name and position.
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1 (Presentation of Maps and Photography.)
 2 MR. VICKERY: Good morning. Griffin
 3 Vickery, Planner Two, presenting the
 4 background on this case to the Board.
 5 Here we have the location map showing the
 6 subject property on Highway 97 south of
 7 Kingsfield. Here's an aerial of the property.
 8 These are Future Land Use categories. You can
 9 see the site and immediate surrounding are all
 10 Mixed Use Suburban Future Land Use. These are
 11 the surrounding existing land uses, all those
 12 that are identified within the 500 foot radius
 13 and then beyond there are similar in nature.
 14 Most are single-family residential. There's a
 15 few vacant parcels. This is the zoning.
 16 Again, within the surrounding 500 feet, you
 17 can see similar zoning to the subject parcel
 18 and then some related zoning, Villages
 19 Residential, Villages Agricultural and
 20 Villages Rural Residential.
 21 This is the notice posted at the site, the
 22 driveway to the site. Here is looking into
 23 the site across Highway 97. Looking north up
 24 the highway. Across the highway immediately
 25 from the parcel. Then south along the

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1 highway. That's the 500 foot radius map for
 2 notification and a broader view of the site
 3 and surrounding area. The mailing list of
 4 those who were informed by mail of the
 5 hearing. That concludes the background
 6 information.
 7 MR. BRISKE: Thank you, sir.
 8 Mr. Page, would you come forward, please?
 9 Good morning, sir. We'll have you sworn in
 10 and please state your name and address for the
 11 record.
 12 (Wiley C. "Buddy" Page sworn.)
 13 MR. BRISKE: Good morning, Mr. Page.
 14 MR. PAGE: Good morning, Mr. Chairman and
 15 members. Buddy Page, Professional Growth
 16 Management Services, 5337 Hamilton Lane in
 17 Pace, Florida.
 18 MR. BRISKE: Thank you, sir. Have you
 19 received a copy of the rezoning hearing
 20 package with the staff's Findings-of-Fact?
 21 MR. PAGE: I have.
 22 MR. BRISKE: Do you understand that you
 23 have the burden of providing substantial
 24 competent evidence that the proposed rezoning
 25 is consistent with the Comprehensive Plan,

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1 furthers the goals, policies and objectives of
 2 that Comprehensive Plan and is not in conflict
 3 with any portion of the County's Land
 4 Development Code?
 5 MR. PAGE: I do.
 6 MR. BRISKE: Sir, you may proceed.
 7 MR. PAGE: Mr. Chairman, I would ask that
 8 the Board consider my testimony as that of an
 9 expert, please.
 10 MR. WOODWARD: I move that he be deemed an
 11 expert in this matter.
 12 MS. DAVIS: Second.
 13 MR. BRISKE: A motion and a second. For
 14 members of the public, Mr. Page has been
 15 qualified before this Board before as an
 16 expert in the area of land use and planning
 17 due to extensive background and education.
 18 Any discussion on this matter before we vote?
 19 All in favor, say aye.
 20 (Board members vote.)
 21 MR. BRISKE: Opposed?
 22 (None.)
 23 MR. BRISKE: The motion carries.
 24 (The motion carried unanimously.)
 25 MR. BRISKE: Mr. Page will be entered as

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1 an expert in the area of land use and
 2 planning. Go ahead, sir.
 3 MR. PAGE: Thank you, Mr. Chairman.
 4 Several weeks back when we were preparing this
 5 application package we met with the staff. We
 6 had a layout of what we thought would be
 7 something acceptable in terms of density for
 8 these 17 acres, which produced approximately
 9 37 lots in what we had proposed. Our original
 10 request when we submitted this was R-1, which
 11 actually gave four units per acre and with the
 12 site plan that we had we only needed the R-1
 13 because we would basically generate about just
 14 a hair over two units per acre.
 15 There was some discussion last week after
 16 we -- especially after we got the staff's
 17 recommendations and staff's findings regarding
 18 what eventually turned out to be the request
 19 to V-3. We discussed this with the staff,
 20 told them that was really a lot more density
 21 than what our plan had called for. There was
 22 some discussion about the fit, if you will, of
 23 a category of V anything to match the Vs that
 24 are already in the general area. It seemed to
 25 fit better. At least that was the notion.

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1 The density did not fit. We got more than
 2 what we asked for in the change to V-3.
 3 So, Mr. Chairman, our application, our
 4 original intent and our plan that we have for
 5 the area, really requires that we only need
 6 the R-1, and as such we would ask the Board to
 7 consider changing this back to what we
 8 originally had requested, and that is R-1
 9 rather than V-3.
 10 We discussed this with the staff last
 11 week. They indicated that we could certainly
 12 make that request and they would be prepared,
 13 Mr. Chairman, in that event to perhaps after
 14 the testimony today looking at this again in
 15 light of the smaller density request that we
 16 originally had in place to begin with.
 17 So, Mr. Chairman, by way of a little
 18 background, to begin with Criterion (1) in
 19 terms of the consistency with the
 20 Comprehensive Plan --
 21 MR. BRISKE: Mr. Page, hold on just a
 22 moment. Are you saying that you want to
 23 formally amend the application to R-1?
 24 MR. PAGE: Mr. Chairman, we would like to
 25 change back to our original submission of R-1,

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1 yes, sir.
 2 MS. SINDEL: Mr. Chairman, I think at some
 3 point, if not right now, but at some point
 4 there needs to be a conversation so that
 5 everyone in the audience that's here on behalf
 6 of the case understands what we're talking
 7 about, what that transition means.
 8 MR. BRISKE: Well, I wanted to ask the
 9 staff members are we prepared to have
 10 Findings-of-Fact being that there's a change
 11 in the structure?
 12 MR. JONES: I just want to --
 13 MR. BRISKE: State your name and position,
 14 please.
 15 MR. JONES: Horace Jones, Director for the
 16 Planning and Zoning Department. I just want
 17 to basically clarify our discussion with
 18 Mr. Page. Yes, when he came in that was the
 19 first inkling that we discussed because it was
 20 told to us that the applicant wanted to try to
 21 get that and we proceeded to tell him, well,
 22 okay, V-3 would be sufficient for him based
 23 upon his request and their needs.
 24 After that we did have a -- we did have
 25 another discussion with Mr. Page about this

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1 matter because when we did our
 2 Findings-of-Fact, which Mr. Griffin did a good
 3 job, the density became to be an issue, so he
 4 called us and we met with him again and I
 5 think the suggestion was, it wasn't R-1, it
 6 was V2-A. It was V2-A, which would be more in
 7 line with the area of three units per acre.
 8 Although the request, the request from our
 9 notes when we met with him was V2-A, instead
 10 of R-1.
 11 MR. TATE: Mr. Chairman, just as a matter
 12 of clarification, I think a lot of this has to
 13 do with density --
 14 MR. JONES: Yes.
 15 MR. TATE: -- but what does R-1 allow?
 16 MR. JONES: R-1 is four. V-3 is five,
 17 what is being requested today. V2-A is three
 18 units per acre.
 19 And in speaking with Mr. Page and speaking
 20 with the developer that is what -- well, we
 21 can make some adjustments with that request so
 22 that it would not impact the neighborhood so
 23 severe and be more in line with the pattern of
 24 the neighborhood, which would go to V2-A,
 25 which is three units per acre. We did have

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1 that discussion with Mr. Page, I think, about
 2 a week ago before the storm.
 3 MR. PAGE: Mr. Chairman, that recollection
 4 that Mr. Jones has is correct. In terms of
 5 the densities the V2-A would fit just as well.
 6 That brings it down to three units per acre
 7 and we really are looking for just a little
 8 over two units per acre, so regardless of what
 9 the category is, the densities were a major
 10 concern especially understanding that the area
 11 out there now, even though there is no clear
 12 single land use or zoning category that's been
 13 established in the area, low density certainly
 14 is the pattern. The V2-A at three units per
 15 acre will certainly work for us.
 16 MR. BRISKE: I guess I come back to my
 17 original question. Is the County willing to
 18 update the criterion for the staff's
 19 Findings-of-Fact to show whether or not this
 20 rezoning request is consistent or not?
 21 MR. JONES: Yes, based upon our discussion
 22 with Mr. Page and based upon our factual
 23 findings we are willing to make those changes.
 24 We see it will be more compatible from the
 25 code perspective, from the literal

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1 perspective.

2 MR. WOODWARD: Let me ask you, Mr. Jones,

3 it's a yes or no question.

4 MR. JONES: Yes.

5 MR. WOODWARD: You agree to the amendment

6 of the application as Mr. Page is presenting

7 it, no qualifications?

8 MR. JONES: We're willing to make that

9 change.

10 MR. WOODWARD: Just yes or no, Mr. Jones,

11 yes or no.

12 MR. JONES: Well, let me finish, please.

13 MR. WOODWARD: No, it's yes or no.

14 MR. JONES: Again, as to the record, let

15 me finish, Mr. Woodward, our staff, we met

16 with Mr. Page. We are willing to change our

17 Findings-of-Fact to be more consistent with

18 the Land Development Code and the

19 Comprehensive Plan for the recommendation of

20 his request of V2-A. So the answer is, yes,

21 Mr. Briske.

22 MR. WOODWARD: You agree to the amendment.

23 I move that the amendment be accepted.

24 MR. BRISKE: We have a motion to accept

25 the amendment. Is there a second?

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1 MR. GOODLOE: Second.

2 MR. BRISKE: A second. Discussion? Okay.

3 Mr. Page, because this is a unique

4 situation and the findings that have been

5 provided to the Board members, we're going to

6 need you to make sure you cover every

7 criterion and then we are going to need to

8 know that staff is in agreement with those

9 criterion so that we have it as part of the

10 formal record.

11 Members of the public, I understand this

12 is all a little bit confusing. Basically we

13 have several different zoning categories that

14 we're looking at and Mr. Page's objective here

15 is to really discuss the density, how many

16 units per acre can be placed on the property,

17 and, of course, as you heard testimony from

18 Mr. Jones there depending on which category it

19 falls into has an impact on how many units can

20 be put on that. So what Mr. Page is doing

21 here is amending to something that he feels is

22 more appropriate for the area and the staff is

23 willing to consider those other criteria.

24 Do we know if it is consistent with all

25 the criteria if we go through that? I guess

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1 that would be the first question.

2 MR. GOODLOE: Mr. Chairman, I think we

3 need a vote.

4 MR. BRISKE: I'm sorry. Discussion. Any

5 other discussion on it?

6 MR. TATE: Well, yes, Mr. Chairman.

7 Before we vote, we have obviously the

8 authority as the Board to just -- we don't

9 have to do it with a motion at this point to

10 just deal with this issue. So, I mean, it's

11 within our power to downzone a request. So, I

12 mean...

13 MS. SINDEL: Mr. Chairman, I would like

14 for us before we move forward to break this

15 down really simple. The original, what the

16 property is currently zoned, how many units

17 per acre, what the original request was going

18 to be, how many units per acre and what is the

19 now the new request.

20 MR. JONES: I can break it down. V-1, the

21 property is zoned V-1 now, one dwelling unit

22 per acre. That's the zoning in place.

23 The request was to go to V-3. That's what

24 the case is today, which is five units per

25 acre.

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1 Now the amendment, the change that

2 Mr. Page and his client that they're willing

3 to do to be more consistent and compatible

4 with the surrounding areas, if the Planning

5 Board makes a recommendation, is they want to

6 go to V-2A, which is three dwelling units per

7 acre.

8 MS. SINDEL: Thank you.

9 MR. BRISKE: Okay. Anymore discussion on

10 the motion that's on the floor, which is to

11 accept the amendment to the application?

12 All those in favor, say aye.

13 (Board members vote.)

14 MR. BRISKE: Opposed?

15 (None.)

16 MR. BRISKE: The motion to accept the

17 amendment has been approved.

18 (The motion carried unanimously.)

19 MR. BRISKE: Mr. Page, please go ahead

20 with your criterion.

21 MR. PAGE: Mr. Chairman, I think it's

22 important to --

23 MR. TATE: Mr. Page, just one moment.

24 Before we do that, we need a formal finding

25 from the County to see if he's in agreement

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1 with staff's Findings-of-Fact on this
 2 particular issue. You said you're ready to or
 3 we have that. Mr. Page, I didn't mean to
 4 interrupt. I think you know what I'm saying,
 5 if that was on the table.
 6 MR. JONES: We go through -- Mr. Page, we
 7 can support his criteria, his change, and
 8 staff will come back and say yes, we support
 9 that.
 10 MR. TATE: You agree with his?
 11 MR. JONES: Yes.
 12 MR. TATE: It's kind of the opposite of
 13 what we typically have. That's fine.
 14 MR. BRISKE: Mr. Page, do you have your
 15 proposal in writing as well so it can be made
 16 part of the record?
 17 MR. PAGE: I do not. I just have notes.
 18 MR. BRISKE: Well, we have a court
 19 reporter taking verbatim, so we'll try to get
 20 it down. I would encourage the staff members
 21 to kind of take notes here because we are
 22 changing the criterion.
 23 MR. JONES: I've got three good note
 24 takers.
 25 MR. BRISKE: All right. Very good. Thank

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1 you.
 2 Mr. Page, please proceed.
 3 MR. PAGE: Thank you, Mr. Chairman.
 4 Again, I would point out to you that the
 5 original site plan that we have is what we had
 6 all along. We have not changed the site plan
 7 as might have been alluded to here just now to
 8 make it fit better. We had a little over two
 9 units per acre from day one. We were trying
 10 to find the right category that would fit it.
 11 Mr. Chairman, under Criterion (1),
 12 consistency with the Comprehensive Plan, we
 13 think that the requested category remains as
 14 the original finding to be consistent with the
 15 plan especially with the goals and objectives
 16 under the Future Land Use categories allowing
 17 a higher maximum development. So we think
 18 that we're certainly consistent with Criterion
 19 Number (1).
 20 With regard to Criterion Number (2),
 21 consistency with the Land Development Code,
 22 the citation that the staff had here about
 23 item H under 6.00.01, basically said that the
 24 goal was to promote a more desirable or the
 25 most desirable uses of land with the

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1 appropriate location and density, and also
 2 that it would provide for smooth transitions.
 3 Mr. Chairman, we would suggest to you that
 4 given the densities and the locations of the
 5 various land use zoning categories around us
 6 that we would provide for a smooth transition.
 7 One of the notations is if we saw the zoning
 8 map from overhead or rather on the overhead
 9 you would see that we have an R-2 area that
 10 has a common boundary line with this piece of
 11 property for several hundred feet that would
 12 allow up to seven units per acre. That's
 13 adjacent property. So we feel that our
 14 request for two to three units per acre
 15 fitting in with the higher seven that we
 16 certainly have a transition, thereby being
 17 consistent, Mr. Chairman, with Criterion
 18 Number (2).
 19 Criterion (3), compatibility with the
 20 surrounding uses. This has some bleedover
 21 from Criterion (2). We think that we would be
 22 compatible with the surrounding uses
 23 especially in terms of densities. This allows
 24 for a low density single-family residential
 25 type development with a density that again is

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1 mid-point between all of the allowances that
 2 the various zoning categories presently allow.
 3 Criterion (3) has always been interesting
 4 to me about compatibility with surrounding
 5 uses. There's always a lot of discussion
 6 about high density, commercial, low density,
 7 very low density, high value and how for some
 8 reason if these are cheek to jaw, if you will,
 9 adjacent to one another that just simply will
 10 not work. I think that Neal Nash and Mike
 11 Green showed us years ago in Milestone that it
 12 certainly works. That area is well developed
 13 with a Publix shopping center down in one
 14 corner, higher density patio homes,
 15 apartments, single-family homes, all within a
 16 one square mile of a former Navy landing
 17 field.
 18 Criterion (4), Mr. Chairman, changed
 19 conditions, we concur. There hasn't been a
 20 lot of major type development in the area that
 21 would warrant a citation or a notation under
 22 changed conditions.
 23 Certainly the effect on the natural
 24 environment I don't think that any hydric
 25 soils or any other areas that the Corps of

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1 Engineers would claim under a species
 2 diversity finding in terms of natural
 3 environment concerns, so we think we're
 4 consistent with item number four.
 5 Mr. Chairman, in conclusion, in Item
 6 Number Six, development patterns, again, I
 7 would go back and take a look at the overall
 8 zoning map that shows that this site has five
 9 or six different zoning density categories of
 10 zoning all the way around it. Perhaps one of
 11 the largest in terms of acreage is the R-2
 12 that's to the southwest. That particular
 13 amount of property within the 500 feet is just
 14 a small portion of the overall piece of R-2
 15 that you see on the lower left-hand corner on
 16 the map, but there are several hundred acres
 17 of R-2 certainly allowing for considerably
 18 more development density of seven units per
 19 acre than what we're proposing.
 20 UNIDENTIFIED SPEAKER: The R-2 is a swamp.
 21 MR. BRISKE: Sir, we won't have outbursts
 22 from the crowd. I'm sorry. You will have to
 23 wait your turn.
 24 Go ahead, Mr. Page.
 25 MR. PAGE: Mr. Chairman, in conclusion we
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1 feel like that given the view of all these
 2 various densities all the way around that our
 3 request is certainly in keeping with that
 4 development pattern. Again, we feel like
 5 we're consistent with Item Number Six.
 6 So, Mr. Chairman, that would be our
 7 revised findings based upon our original
 8 request and we certainly would stand by for
 9 any opportunity to respond to any questions.
 10 MR. BRISKE: Board members, questions of
 11 Mr. Page at this point?
 12 MS. DAVIS: I do have a question. What is
 13 the minimum lot size or does it vary?
 14 MR. TATE: Ms. Davis, I would like to
 15 remind you that --
 16 MS. DAVIS: It doesn't matter, I know.
 17 The point was made in the criteria, the
 18 original request, that they could go up to 89
 19 units and this is what I was looking at. What
 20 exactly are we talking about here? I would
 21 like to see what the difference is between V-1
 22 would be in this case and what you're doing.
 23 MS. SINDEL: I think, if I might be so
 24 bold, I think what we're speaking of because
 25 we're not allowed to make judgment calls on
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1 what someone builds on their property, that's
 2 a different requirement with the County, but
 3 if we look at what the original request was,
 4 how many acres times five versus the current
 5 request of how many acres times three, that
 6 would give us a mental picture of what the
 7 potential is.
 8 MS. DAVIS: The potential. But you did
 9 said you were planning on 37 lots; is that
 10 right, parcels? Is that what you said?
 11 MR. PAGE: Thirty-seven, that's correct.
 12 MS. DAVIS: So it would be more than that.
 13 MR. PAGE: It comes out to a little more
 14 than two units per acre.
 15 MR. BRISKE: Just again to clarify what
 16 Ms. Sindel said, the Planning Board, when we
 17 do rezoning requests, we don't look at what
 18 the final development on the property will be.
 19 We consider the six criterion that are up on
 20 the board. It's very important, because
 21 anything that can go into R-1 would be allowed
 22 if that's what it's rezoned to. It doesn't
 23 have anything to do with what his eventual
 24 plans for it is. When the rezoning happens
 25 anything that can go in that zoning category
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1 would be allowed.
 2 That's what Ms. Sindel was saying. We
 3 typically don't look at what a specific
 4 project is for that very purpose because they
 5 may change their mind, whatever, and it could
 6 go into something else that's permitted on the
 7 property. So we consider these six criterion
 8 and that's the majority of what -- I
 9 understand for informational purposes
 10 Ms. Davis wanted to know because the whole
 11 discussion has surrounded around the density
 12 and that is a pertinent question with the
 13 density. So it might be helpful to bring up
 14 the two different zoning districts and let's
 15 look at them on the board real quickly so that
 16 everyone understands.
 17 MS. SINDEL: That's a good idea.
 18 MS. DAVIS: Yes.
 19 MR. JONES: While we're doing that I can
 20 try to tell you the information and we can
 21 proceed with time. V-2 and V-1, V-3, all of
 22 these allow for residential subdivisions only.
 23 There are no commercial uses. Even as was
 24 mentioned R-1 and R-2, all of those, the only
 25 thing that is allowed is residential zoning
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1 districts. There is -- the only difference is
 2 the density. No commercial uses, no any of
 3 that, just residential uses only. So the only
 4 thing that the property could possibly be is a
 5 subdivision, but there is a difference in the
 6 density requirements as we stated earlier.
 7 MS. DAVIS: So in this case we're going to
 8 three units?
 9 MR. JONES: Yes.
 10 MS. DAVIS: And that would be 51 roughly.
 11 MR. JONES: Also, remember, too, these are
 12 gross densities. This is the gross density.
 13 There could be some other issues on the land,
 14 roads, infrastructure, that would even
 15 decrease the density.
 16 MS. SINDEL: We understand that. We're
 17 just trying to because we've done a shift and
 18 we're trying to make sure everyone in the room
 19 is comfortable with where that shift is taking
 20 this conversation and we're talking in
 21 extremely broad terms just so that everyone is
 22 on the same page.
 23 MR. TATE: No multifamily, no apartments.
 24 MR. JONES: No.
 25 MR. BRISKE: Let's go ahead and make that

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1 a little bigger, if he can, fill up the screen
 2 to make it a little easier. So this is V-1
 3 through V-3 as it currently sits as a V-1. So
 4 again, between what is allowable between V-1
 5 and V-3 is just the density is the only
 6 difference, how many units per acre can go in.
 7 Now, let's look at R-1.
 8 MR. JONES: As you can see it's the same.
 9 MR. BRISKE: It's exactly the same
 10 permitted uses, however, again, this is a
 11 different density category.
 12 MR. JONES: Yes.
 13 MS. DAVIS: I do have a question. There's
 14 one other thing. You mentioned in the
 15 original criteria findings that under V-3
 16 there was no density per acre, so it was just
 17 a broad -- didn't you say that, whereas, it
 18 was one dwelling per unit?
 19 MR. JONES: No.
 20 MS. DAVIS: I need to find it. In other
 21 words it was a specific per acre and in this
 22 case it was not.
 23 MR. JONES: Right. No.
 24 MS. DAVIS: Let me find it.
 25 MR. JONES: If we allow Mr. Griffin, we're

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1 ready to make the amended changes and he can
 2 make some comments on that, as well.
 3 MR. BRISKE: Ms. Davis, did you want a
 4 follow-up to your question?
 5 MS. DAVIS: That's okay.
 6 MR. BRISKE: You'll come back to it?
 7 Okay.
 8 Let's go ahead for time purposes and let
 9 Mr. Griffin go ahead and do his presentation
 10 and then, Mr. Page, we'll come back for your
 11 cross.
 12 (Presentation by Griffin Vickery,
 13 previously sworn.)
 14 MR. VICKERY: I'll run through the
 15 criterion again based on the original request
 16 for V-3 and I'll try to speak to --
 17 MR. TATE: Please don't. We moved beyond
 18 V-3. You've got to address V2-A only.
 19 MR. VICKERY: Well, these were written as
 20 a response to the request for V-3 and I'll try
 21 to speak to the V2-A.
 22 MR. TATE: Thank you.
 23 MR. VICKERY: Criterion (1), whether the
 24 proposed amendment is consistent with the
 25 Comprehensive Plan. As V-3 was, V2-A will be

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1 consistent with both the permitted uses
 2 because they are the same uses and the density
 3 both fall within the overall limit of the
 4 Future Land Use category Mixed Use Suburban.
 5 Criterion (2), whether the proposed
 6 amendment is in conflict with any portion of
 7 the code and is consistent with the stated
 8 purposes. The proposed change to V-3A -- I'm
 9 sorry, V2-A, would not be in conflict with the
 10 stated goals because it would promote an
 11 appropriate density and development and
 12 provide a smooth transition. The lands that
 13 are surrounding the property are predominantly
 14 low density residential, as V2-A would be.
 15 And as was earlier stated, the potential
 16 density with V2-A would be 54 dwelling units
 17 compared with what was originally proposed.
 18 It would have a potential for 89. That falls
 19 within the stated intent of the applicant.
 20 Criterion (3), whether and the extent to
 21 which the proposed amendment is compatible
 22 with the existing and proposed uses. The V2-A
 23 would maintain the low density and, therefore,
 24 be compatible with the surrounding low density
 25 residential.

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1 Criterion (4), whether and the extent to
 2 which there are any changed conditions. That
 3 remains the same, that there was not found any
 4 changed conditions that really impact this
 5 proposed amendment, whether it is V-3 or V2-A.
 6 Criterion (5), whether and the extent to
 7 which the proposed amendment would result in
 8 significant adverse impacts on the natural
 9 environment. Those findings do not change
 10 with the change in the proposed zoning.
 11 And the final criterion, Criterion (6),
 12 whether and the extent to which the proposed
 13 amendment would result in a logical and
 14 orderly development pattern. A change to V2-A
 15 would result in a logical and orderly
 16 development pattern consistent with what's
 17 immediately around. The R-2 that is adjoining
 18 is generally separated by wetlands as
 19 indicated on the wetlands inventory map, so
 20 whatever transition V2-A might provide to that
 21 R-2 is probably superceded by the presence of
 22 the wetlands.
 23 MR. TATE: Mr. Page, do you agree with
 24 staff's Findings-of-Fact?
 25 MR. PAGE: Mr. Chairman, we would adopt

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1 the staff's Findings-of-Fact as our own, yes,
 2 sir.
 3 MR. BRISKE: Do you have any questions?
 4 MR. PAGE: I do not.
 5 MR. BRISKE: Board members, any question
 6 of staff? Mr. Davis.
 7 MS. DAVIS: I do. I would like to go back
 8 to that. Under Criterion (2), this applies to
 9 the question I asked before because
 10 theoretically under this you could actually
 11 have a house that has three acres and one that
 12 has 1.2 acres.
 13 Now, go down to one, two, three where it
 14 says no minimum lot sizes required for new
 15 subdivisions with the exception of V-1 which
 16 has a minimum lot size of one acre but
 17 development must meet overall maximum density
 18 requirements. So only in V-1 do we have a per
 19 acre lot, yes? So the lot size could
 20 theoretically be anything under that option.
 21 MR. JONES: It would have to be consistent
 22 with whatever the V2-A allows for
 23 acreage-wise.
 24 MR. VICKERY: There's no minimum lot size.
 25 MS. DAVIS: There's no minimum lot size in

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1 this case. There is in the other one, in V-1.
 2 Thank you.
 3 MR. BRISKE: I'm sorry, did you have a
 4 question, Ms. Oram?
 5 MS. ORAM: The question was, if you had a
 6 smaller lot size than one acre, you had a half
 7 acre, does that mean you have 1.5 dwelling
 8 units per acre, I mean, 1.5 for that half
 9 acre? How would they determine -- if you have
 10 a smaller lot size than one acre how would you
 11 determine the density?
 12 MR. VICKERY: The density is what drives
 13 the potential lot size if it's not limited by
 14 the code itself. As Horace mentioned, you
 15 have infrastructure that's going to take up
 16 some of your acreage if you develop it as a
 17 subdivision. So you go with the gross
 18 density. That's your maximum potential and
 19 then if there's no minimum lot size imposed by
 20 the zoning district itself, it's up to the
 21 developer. They don't have to all be the same
 22 size. There can be some small and some large.
 23 MS. ORAM: That allows for clustering,
 24 too, then?
 25 MR. JONES: No.

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1 MS. ORAM: No. Okay.
 2 MR. TATE: I think what's important to
 3 note something that was just in that exchange
 4 in the V-1 surrounding that area there's lot
 5 sizes all over the place that don't even meet
 6 the V-1 requirement that are less than an
 7 acre, seven-tenths of an acre, half acre.
 8 There's a lot that are .9, right at almost an
 9 acre, and then there's a few that are over an
 10 acre. So there's a real mixed bag of lot
 11 sizes even in the category where there's
 12 supposed to be minimum one acre.
 13 MR. BRISKE: I think it would be important
 14 before we go into public comment, Horace, if
 15 you would address the DRC process and what is
 16 covered in that process such as traffic
 17 concurrency, drainage, all the things that are
 18 considered.
 19 Folks, this is important what Mr. Jones is
 20 about to tell you because this addresses the
 21 actual development of the property. Now, what
 22 we're doing here is rezoning and there is a
 23 big difference between the rezoning request
 24 and an actual presentation to develop the
 25 property, the development review process.

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1 Mr. Jones, if you would explain that,
 2 please.
 3 MR. JONES: Yes, sir, Mr. Briske, you are
 4 correct. If the Board of County Commissioners
 5 approves of this rezoning request to V2-A,
 6 there's another process that is deeply
 7 involved. A subdivision is not an easy
 8 process. Our staff will look at the -- take a
 9 look at the code as required to traffic,
 10 stormwater, fire safety, all of those things.
 11 The site plan review process covers all of
 12 that. It's very detailed. We will look at
 13 the traffic patterns. We will look at the
 14 roads. We will look at the stormwater
 15 requirements. We will look at all of those
 16 things if the Board of County Commissioners --
 17 they have to submit a preliminary plat. All
 18 that has to be approved by the staff. They
 19 look at, again, landscaping, roads, traffic
 20 patterns, stormwater, a gamut of things that
 21 will happen in subdivisions. There's a lot of
 22 things that we must look at before a
 23 subdivision is finally approved by the Board
 24 of County Commissioners. So it's not an
 25 overnight or even a year process.

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1 MR. BRISKE: That is a public process that
 2 the public --
 3 MR. JONES: Yes, sir.
 4 MR. BRISKE: Would they be notified of
 5 that if they are surrounding property owners?
 6 MR. JONES: There will be notifications
 7 out there. It will be a public record
 8 request. Once a site plan has been formally
 9 submitted, if it's approved, you can come in
 10 and take a look at it, ask all kinds of
 11 questions, and even meet with the staff, so
 12 it's very detailed when it comes to
 13 subdivision.
 14 MR. BRISKE: Thank you, Mr. Jones.
 15 Mr. Page, anything more before we go into
 16 public comment?
 17 MR. PAGE: No, sir.
 18 MR. BRISKE: We'll give you an opportunity
 19 for your closing.
 20 MR. BRISKE: I wanted Mr. Jones to explain
 21 that because a lot of times when folks come up
 22 they start talking about drainage issues and
 23 traffic issues and things like that. They're
 24 not considered as part of the rezoning. They
 25 are considered as part of the site review plan

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1 for the subdivision, but they're not
 2 considered as part of this. As we reminded
 3 you, only these six criterion that are on the
 4 board are what we can consider. There's very
 5 strict rules for that. This is the only thing
 6 that the commissioners will consider on this
 7 case.
 8 For members of the public who wish to
 9 speak on this matter, please note that the
 10 Planning Board bases its decisions on the
 11 criteria and exceptions described in Section
 12 2.08.02.D of the Escambia County Land
 13 Development Code. During our deliberations,
 14 the Planning Board will not consider general
 15 statements of support or opposition.
 16 Accordingly, please limit your testimony to
 17 one of these criterion and exceptions
 18 described in Section 2.08.02.D.
 19 Please also note that only those
 20 individuals who are here present today and
 21 give testimony on the record before this
 22 Planning Board will be allowed to speak at the
 23 subsequent hearing before the Board of County
 24 Commissioners.
 25 We do have quite a few speakers. I ask

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1 you to keep your comments concise. We do have
 2 a three minute time limit so that we can give
 3 everyone an opportunity to speak. Our first
 4 speaker, Donna Mayne, please.
 5 MR. TATE: Mr. Chairman, can I just
 6 clarify for the public, too, we've encountered
 7 this. I have on my own. The time that you
 8 take here today is very important because when
 9 it comes to the next meeting only what you say
 10 here can be said at the Board of County
 11 Commissioners meeting. If it's not said here,
 12 it can't be said there. You can't add
 13 anything to your testimony and there will be
 14 someone sitting there going you didn't say
 15 that. That's enough. Just so you all
 16 understand what happens. This is really
 17 important in this meeting to say what you need
 18 to say.
 19 MR. BRISKE: Thank you, Mr. Tate. That's
 20 exactly right because we do have this being
 21 recorded verbatim and they will have a record
 22 that goes to the commissioners. I'll ask that
 23 when you come up you will be sworn in first
 24 and then you will state your name and address
 25 for the record and after that we'll start your

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1 time.
 2 (Donna Mayne sworn.)
 3 MR. BRISKE: Your name and address,
 4 please.
 5 MS. MAYNE: I'm Donna Mayne. I live 3186
 6 Lake Suzanne Drive, which is right adjacent to
 7 the property that they're discussing here
 8 today. And I feel a little bit taken by the
 9 change that has been made here today in the
 10 meeting. We were prepared to respond to the
 11 initial application and now it's been changed
 12 and I feel like we have a little bit of an
 13 unfair disadvantage here in that we weren't
 14 prepared to speak direct towards this new
 15 density change.
 16 But my primary problem is the Criterion
 17 (3). The surrounding areas are primarily as
 18 we discussed one home per acre. Some are
 19 smaller, some are bigger, that is true, but on
 20 average if you really look at the area it is
 21 very low density. Three homes per acre, to me
 22 that is not low density. That's a lot of
 23 houses crammed into potentially a very small
 24 piece of land. Once the holding ponds and
 25 streets and et cetera are put in, that doesn't

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1 leave a whole lot of land for 54 homes. So I
 2 am opposed to this primarily because of
 3 Criterion (3).
 4 MR. BRISKE: Thank you.
 5 Mr. Bill Greenhut. Good morning, sir.
 6 Please be sworn in and state your name and
 7 address for the record.
 8 (Bill Greenhut sworn.)
 9 MR. GREENHUT: Good morning, Mr. Chairman.
 10 Bill Greenhut, 2095 Highway 97 South, just
 11 north of the proposed development.
 12 Actually, I feel like a bit of a
 13 disservice has been done today. All these
 14 good people have showed up prepared to discuss
 15 a density of five units per acre. I'm pleased
 16 to see that Mr. Page has reduced that, but I
 17 don't feel that there's been sufficient time
 18 for these people to consider the
 19 ramifications, to consult with others perhaps
 20 in their neighborhood because they were geared
 21 for a different aspect today. I may not be
 22 opposed to what Mr. Page has proposed because
 23 I know probably there won't be more than two
 24 per acre, but I think all of these other good
 25 people that have come here today deserve a

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1 chance to consider the amendment and to talk
 2 among themselves and to give input based on
 3 that and I would respectfully request that
 4 this Board consider deferring this. In fact,
 5 I think it should have been deferred because
 6 it was not publicly noticed, the change, and
 7 give these people a chance to consider and
 8 respond to this committee one more time.
 9 Thank you.
 10 MR. BRISKE: Thank you, sir.
 11 Board members, the official request from
 12 Mr. Greenhut does this Board want to
 13 entertain?
 14 MS. SINDEL: I do think there needs to be
 15 a conversation about that, Mr. Briske, we're
 16 always trying to be cognizant of the fact that
 17 a lot of you probably took time off from work
 18 today and are probably frustrated with the
 19 aspect of having to return, so we're not
 20 trying to waste your time but we didn't want
 21 to send you away with the feeling of things
 22 not being resolved thinking I can't come back
 23 the next time. But if there's an overwhelming
 24 consensus among the people that have filled
 25 this room since the game has changed

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1 dramatically for them and they need time to be
 2 able to prepare their remarks, then I
 3 seriously think we need to consider this
 4 because it's not an easy shift. I mean, this
 5 is pretty significant.
 6 MS. DAVIS: Mr. Chairman, I think if we
 7 consider it, it should be now and not after
 8 everyone has spoken.
 9 MR. TATE: Mr. Chair.
 10 MR. BRISKE: Yes, Mr. Tate.
 11 MR. TATE: I struggle with that a little
 12 bit only from the perspective that Mr. Page
 13 has been up here and adamantly stated he
 14 wanted V-3 and this Board could have said no
 15 way we're only going to do V-2. You know what
 16 I'm saying? It's within the purview of the
 17 Board to do that and it's within the purview
 18 of the applicant to request the downzone.
 19 MS. SINDEL: I agree, but I think these
 20 people base it on advertising.
 21 MR. TATE: I understand that, but, I mean,
 22 we're not upzoning. That's what I'm saying.
 23 I don't struggle with tabling this. That's
 24 not an issue with me, but I'm just putting out
 25 there what this Board had the ability to do

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1 and we have done and applicants have downzoned
 2 in the past. Are we setting precedent? Are
 3 we looking for this is what we'll always do or
 4 is this is what we'll only do in this
 5 particular case? That's more the angle of
 6 where I'm coming from.
 7 MR. JONES: And, Mr. Tate -- and our legal
 8 representative Ryan is here to assist and
 9 we're glad he's here -- we have done this.
 10 Again, the law, the Land Development Code
 11 regulations, we can go to a lower zoning, a
 12 lower zoning as we stated, we just can't
 13 upzone. This is not the first time this has
 14 occurred, but I do understand Ms. Sindel's
 15 remarks, as well. But, again, we are within
 16 the Land Development Code regulations that we
 17 have to go by.
 18 MR. GOODLOE: Mr. Chairman, if I could ask
 19 our county attorney, do you have any
 20 objections?
 21 MR. ROSS: I don't have any objections
 22 with you proceeding forward and rendering a
 23 decision on the rezoning as amended. Again,
 24 as Mr. Jones indicated and also
 25 representatives of the Planning Board

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1 indicated, if there was a floor amendment to
 2 upzone beyond the original request, say he
 3 requested V-3 and you decided this is actually
 4 probably better for a C-1, then I think there
 5 would obviously be significant difficulties.
 6 In this instance it's a downzoning. It's a
 7 less intensive use than what was originally
 8 proposed, so I think you can proceed forward.
 9 That being said, certainly the Planning
 10 Board always has the discretion to table
 11 something in the interest of allowing the
 12 public more time to digest the proposal. That
 13 is within your discretion.
 14 MR. BRISKE: Okay. Board, any thoughts on
 15 it?
 16 MR. WOODWARD: I can see both sides of
 17 this issue. I'm looking at it from the point
 18 of view that since under administrative law we
 19 can do exactly what we've been told we can do,
 20 that actually we're not being as dense as
 21 otherwise, but by the same token I'm looking
 22 at the cost of readvertising, which is an
 23 ongoing cost with this office anyway. They're
 24 always advertising something at some great
 25 expense. I don't think it's something we can

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1 hand out to the audience and say you vote on
 2 it, but I think we can go either way.
 3 My concern is that if we do proceed are we
 4 setting ourselves up for maybe an appeal or
 5 some kind of action in the courthouse. That's
 6 the only thing that bothers me.
 7 MR. BRISKE: I tend to agree with that a
 8 little bit. That's why I was so concerned
 9 about making sure that the findings were
 10 addressed up front because typically the Board
 11 has an opportunity to review written findings
 12 and go over them with a fine tooth comb ahead
 13 of time, as well as being available for the
 14 public.
 15 So is there a motion from the floor?
 16 Mr. Wingate, did you have something you wanted
 17 to add? Pull your microphone down, if you
 18 would, sir.
 19 MR. WINGATE: My comment basically here I
 20 see what's happening with what was requested
 21 and what is being requested and changed now is
 22 a better deal. It's dropping units from, you
 23 know, 80 units, 40 units, down to 35, which it
 24 would make a better neighborhood than kind of
 25 squeezing it all because once it goes through

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1 the planning and review, you have an engineer
 2 design everything. What may be even be
 3 requested the units still may not be able to
 4 get as many units as you think. You say 35
 5 units. It may be less by the time you put
 6 streets, roads and holding pond in there and
 7 you have the County Engineering saying this is
 8 the size the lots it's going to be. It's
 9 going to be compatible with the neighborhood
 10 because you won't be able to get 50 houses or
 11 35 or not -- even if it was going with the
 12 original request, 89 units, that would never
 13 happen. So with it down in the thirties and
 14 it may be less, I think that would be better
 15 for that area. Growth is coming to that area
 16 like wildfire because everybody is moving
 17 north and west. Thank you.
 18 MR. BRISKE: The Chair will entertain a
 19 motion to extend. If not, I'm going to move
 20 forward with the public comment portion.
 21 MR. GOODLE: Mr. Chairman, just a comment
 22 before you go to the motion. I mean, I think
 23 if anything we should defer to give the
 24 general public an opportunity to review this
 25 and make their comments. But I also would ask

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1 is it appropriate for us to have a straw vote
 2 with those in attendance to find out how many
 3 of the general public would like to proceed
 4 and how many would like to defer so they have
 5 additional time to review the amended zoning?
 6 MR. BRISKE: Mr. Ross, that's a slippery
 7 slope.
 8 MR. ROSS: I think that the Planning Board
 9 can certainly proceed along those lines of
 10 obviously not being a binding vote, but if you
 11 want to take the temperature of the public, I
 12 think you can do that and just use that as
 13 input that you can consider when making the
 14 decision whether to proceed with further
 15 testimony or a vote on the pending application
 16 or not.
 17 MR. WOODWARD: Mr. Goodloe is braver than
 18 I am. I thought about the same thing.
 19 MR. TATE: Mr. Chairman, the only issue I
 20 have with that is we've looked at downzoning
 21 this by two houses. It's still two more than
 22 the zoning where any of these folks live. I
 23 mean, you know, in general you probably don't
 24 like that. I'm not -- I know right now we're
 25 saying, but I'm seeing a lot of heads being

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1 shaken out there. If we're not changing
 2 anything, I don't know that we're -- you know,
 3 we're asking you all to come back a second
 4 time to tell us you still don't agree with the
 5 density for this.
 6 MR. BRISKE: There very well may be some
 7 folks that have changed their minds after they
 8 understand that the zoning is less now.
 9 Mr. Greenhut himself said he doesn't know if
 10 he would be opposed to a lesser category or
 11 not at this point. So there may be some folks
 12 that changed their mind. I don't know.
 13 MR. JONES: Mr. Briske, I would like to
 14 add that basically on the Findings-of-Fact
 15 that were just amended, as for the staff, our
 16 Findings-of-Fact they would not change. The
 17 amendment to the Findings-of-Fact we just did
 18 they would not change. As far as the literal
 19 perspective of what the code says, the
 20 recommendation for the change it does meet
 21 that as stated earlier.
 22 MR. BRISKE: Pleasure of the Board, do we
 23 want to proceed with a straw vote?
 24 MS. DAVIS: I see the Board of County
 25 Commissioners do that when it's a packed

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1 audience. They have done that. Can you not
 2 ask them if they would be willing to come
 3 back, which is less of a -- would they be
 4 willing to come back at a later time and
 5 revisit this, how many in this room?
 6 MR. BRISKE: Mr. Wingate, go ahead.
 7 MR. WINGATE: Mr. Chairman, looking at the
 8 staff recommendations and the requested change
 9 and we have downzoned, it costs quite a bit to
 10 do rezoning. Why bring something back when
 11 you can make a decision today and let the
 12 commissioners make the final decision? So I
 13 would recommend that we go with the approval
 14 of two units per acre as requested, being that
 15 it's a downzone.
 16 MR. BRISKE: Are you suggesting that we
 17 move forward with the hearing or are you
 18 saying that you want to make a motion for
 19 approval?
 20 MR. WINGATE: A motion for approval.
 21 MR. BRISKE: Well, we still have a large
 22 number of folks who haven't had a chance to
 23 speak yet, so you can make the motion
 24 certainly and we'll see if there is a second.
 25 MR. WINGATE: I'll hold it.

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1 MR. BRISKE: You hold your motion.
 2 All right. We're going to go ahead and
 3 just take a poll here. Obviously we're trying
 4 to be sensitive to your time. We know a lot
 5 of you may have taken time off from work to
 6 come here and that's why we're wrestling with
 7 this. We will continue to hear it today.
 8 We're ready to. The Board understands the
 9 issue well enough that we can move forward
 10 with it.
 11 I guess the question is, first of all, how
 12 many people would like for us to proceed today
 13 please raise your hand. All right. There's
 14 maybe about four or five I can see.
 15 Those that wish for it to be continued
 16 please raise your hand.
 17 There's a vast majority more that wish for
 18 it to be continued.
 19 Based on that, is there a recommendation
 20 from the Board?
 21 (Motion by Mr. Goodloe.)
 22 MR. GOODLOE: Mr. Chairman, I make a
 23 motion that we continue this case until next
 24 month.
 25 MS. SINDEL: Second.

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1 MR. BRISKE: A motion and a second. Any
 2 further discussion on the continuation? All
 3 those in favor, say aye.
 4 (Board members vote.)
 5 MR. BRISKE: Opposed.
 6 MR. TATE: Nay.
 7 MR. BRISKE: One nay, Mr. Tate. Nay, as
 8 well, Mr. Wingate? Are you in favor of
 9 continuing?
 10 MR. WINGATE: I'm in favor of continuing.
 11 MR. BRISKE: So he is yea. Mr. Tate is
 12 the only opposing.
 13 (The motion carried, Mr. Tate opposed.)
 14 MR. BRISKE: The case will be continued to
 15 next month's regular scheduled date, which
 16 is -- Horace Jones, help me out.
 17 MR. JONES: June 3rd.
 18 MR. BRISKE: June 3rd. Notification will
 19 go out again as well as being posted on the
 20 subject property.
 21 MR. TATE: Are required to mail it again?
 22 MR. JONES: Yes.
 23 MR. BRISKE: Yes.
 24 MR. TATE: This is not borne at the cost
 25 of the applicant?

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1 MR. JONES: It will be the County.
 2 MS. SINDEL: The County picks it up.
 3 We're the one that moved it.
 4 MR. JONES: It will be the County.
 5 Mr. Homyak, good morning. Please be sworn
 6 in.
 7 (Jim Homyak sworn.)
 8 MR. BRISKE: Your name and address, sir.
 9 MR. HOMYAK: Jim Homyak, 366 Fort Pickens
 10 Road on Pensacola Beach, representative of the
 11 purchaser and the proposed developer of the
 12 property. I think also we do feel kind of a
 13 little ambushed here today and a little bit
 14 bothered by the way this has transpired. We
 15 very clearly came in a month ago looking for a
 16 R-1 rezoning. We thought that was the most
 17 consistent with what was in the surrounding
 18 area both for the number of lots, although it
 19 would be four per acre, but also the minimum
 20 lot size, which is my understanding on R-1 is
 21 about a quarter acre lot, seventy or eighty
 22 foot minimum lot width, which was consistent
 23 with the plan and the type of development that
 24 we wanted to do.
 25 I think it's important for everybody here

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1 in the audience to understand that we were
 2 told by staff that the best rezoning
 3 opportunity for us that they could support was
 4 a V designation. We didn't want six an acre,
 5 we didn't want five an acre, we didn't want
 6 small lots, all of which the V category
 7 allowed. We went into a meeting late last
 8 week again requesting let's move it to R-1 and
 9 again was told that the best that the staff
 10 would be able to support was the V-2, which
 11 was only three an acre. That sounded fine to
 12 us, but again allowed for the minimum smaller
 13 size lot.
 14 So we will be glad to go back and resubmit
 15 and hopefully an R-1, that can be supported
 16 hopefully by staff and hopefully will be more
 17 amenable to everybody in here because we are
 18 going to put in quarter acre lots. Yes, we
 19 know there's a difference there but at the
 20 same time we know there are zoning categories
 21 consistent with that in the surrounding area.
 22 I just kind of wanted to tell our part of
 23 the story and what's taken place here because
 24 these are zoning designations that we were not
 25 looking for and I feel bad that this many

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1 people came out here and, as Mr. Greenhut has
 2 pointed out, I don't think as many of them
 3 would object to the R-1 type zoning.
 4 MR. JONES: We need to clarify that. Now,
 5 V2-A is three units per acre. R-1 is a four,
 6 so we need to make it perfectly clear that R-1
 7 still is still more. V-2A is three. That's
 8 low density development. So it was agreed
 9 upon, I'm just trying to be clear on this
 10 statement, that you agreed upon V2-A or you
 11 requested R-1. V-2A is three units per acre.
 12 MR. HOMYAK: What is the minimum lot size
 13 on V-2?
 14 MR. JONES: There's no minimum lot size.
 15 MR. HOMYAK: That's the reason we wanted
 16 to stick with the R-1, because we felt the
 17 surrounding neighbors would be more objective
 18 to allowing very very small lots than they
 19 would three or four units per acre.
 20 MR. JONES: That's what I want to point
 21 out, as well. There's no minimum lot size on
 22 R-1, as well.
 23 MR. HOMYAK: It's my understanding that
 24 there was.
 25 MR. JONES: I just want to make sure that

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1 we come back as a V2-A or R-1.
 2 MR. BRISKE: Hold on a minute. We're
 3 speaking kind of fast, Horace. Let's say that
 4 again, because Mr. Homyak is saying the reason
 5 they were asking for R-1 was not necessarily a
 6 density issue but more a lot size issue.
 7 You're saying there's no requirement in R-1
 8 for that?
 9 MR. JONES: Basically in the original
 10 request there was a density issue. In
 11 speaking earlier there was a density issue.
 12 There is no minimum lot size for R-1 or V2-A,
 13 so I just want to be clear. We do have a
 14 resolution for V2-A which would be more
 15 consistent with the area which is three units
 16 per acre. There's again no minimum lot size
 17 in R-1 or V2-A. R-1 four dwelling units per
 18 acre. V2-A three dwelling units per acre.
 19 MR. TATE: At this point whatever the
 20 applicant decides to do can change because of
 21 where we're at. Keeping in mind for everybody
 22 in the audience while the applicant and their
 23 representatives are telling us this is their
 24 plan, this Board simply can't consider what
 25 that plan is because if they sell that

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1 property tomorrow we have to consider what
 2 anybody can do.
 3 Now, thankfully, we're talking about
 4 residential only development and we're not
 5 talking about an R-6 or a C-1 where lots of
 6 things could happen, so I don't think you have
 7 that type of issue in that particular area.
 8 But it's just not a -- this Board, what the
 9 developer says they want to do, what they say
 10 they're going to do, you know, it's just not a
 11 matter of what this Board can actually handle.
 12 We can't approve the site at this meeting.
 13 MR. JONES: And also, too, Mr. Tate, if
 14 the Planning Board so wishes, if the BCC does
 15 approve the zoning, they still can change
 16 their layout, their plan, all of that.
 17 MR. TATE: And that's the hard part of the
 18 zoning. You all are in the position where you
 19 kind of have to disclose what you want to do
 20 to make sure you have the right zoning, but
 21 then you come to us and we say we don't care.
 22 MR. HOMYAK: And again, I'll stand
 23 corrected if I am incorrect on this, but it
 24 was our belief that R-1 had a minimum lot size
 25 of 70 or 80 feet a lot, so that's the reason

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1 we went with it. We thought it would be more
 2 palpable. We know that. We know we can
 3 change our plat plan, et cetera, but we had a
 4 minimum lot size, we knew we had a certain
 5 number per acre, so we thought it would be the
 6 best one to go. If we need to go with the V
 7 because it's three, we'll do that also. But
 8 it was our intent to go with the quarter acre
 9 lots so that's what we were looking for in the
 10 rezoning.
 11 MS. SINDEL: I think some of the confusion
 12 is I live in an older subdivision that's R-1
 13 and I've always gone under the supposition
 14 there is a minimum lot size, so I think even
 15 part of this conversation that will probably
 16 be held soon is is this a requirement for new
 17 subdivision that are suddenly in R-1 there's
 18 no minimum lot size, is it all subdivisions
 19 that exist, so I can understand? I'm just
 20 exactly like you. My understanding was in R-1
 21 that you had these 80 foot widths that you had
 22 to meet certain setbacks so to hear that there
 23 is no minimum lot size for R-1 is a bit new to
 24 me, as well.
 25 MR. HOMYAK: Again, that was what our

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1 intention was so that's the rezoning request
 2 that we were looking for.
 3 MR. BRISKE: Thank you, Mr. Homyak.
 4 The Board has made a recommendation to
 5 continue the case to the next regular meeting
 6 and notification will be sent out, as well as
 7 posted on the subject property. Please keep
 8 in mind that you do have the opportunity to
 9 review the staff's Findings-of-Fact.
 10 Horace, I don't want to put you on the
 11 spot here but I do. When would those be
 12 available for the general public to review?
 13 MR. JONES: It's hard to say now without
 14 looking at a calendar.
 15 MR. TATE: When will our package be
 16 available online?
 17 MS. HALSTEAD: 5/23.
 18 MR. TATE: So at a minimum by May 23rd
 19 online under the government tab and under
 20 agendas you can look at the Planning Board
 21 quasi-judicial rezoning meeting and see what
 22 those Findings-of-Fact are that the staff has
 23 posted online.
 24 MR. JONES: And you can contact my office
 25 and contact me. I don't mind meeting with

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1 anyone after this to give you contact
 2 information so that you can talk to us about
 3 it. It's not a problem at all.
 4 MR. BRISKE: So 5/23 they will be
 5 available online. You can get copies of the
 6 actual Findings-of-Fact that we consider. It
 7 will address each of these six criterion in
 8 those findings so then you can make a decision
 9 whether or not you're opposed or in favor of
 10 it or you want to come back to the meeting.
 11 Remember you have to speak at this hearing if
 12 you want to speak at the commission meeting,
 13 so you would have to come back to the next
 14 meeting if you want an opportunity to speak.
 15 That's the rules. There's no getting around
 16 that because it's a quasi-judicial hearing.
 17 We're going to go ahead and continue the
 18 case and at this time we're going to take
 19 about a ten minute recess to let everyone get
 20 out. Actually we're going to adjourn the
 21 quasi-judicial hearing. If you're going to
 22 have discussions we just ask that you please
 23 move outside of the chambers because we do
 24 have other matters we have to consider in a
 25 few minutes. We are in adjournment on the

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1 quasi-judicial hearing.
 2 (The quasi-judicial proceedings concluded
 3 at 9:50 a.m.)
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STATE OF FLORIDA
COUNTY OF ESCAMBIA

I, LINDA V. CROWE, Court Reporter and
 Notary Public at Large in and for the State of
 Florida, hereby certify that the foregoing Pages 2
 through 65 both inclusive, comprise a full, true, and
 correct transcript of the proceeding; that said
 proceeding was taken by me stenographically, and
 transcribed by me as it now appears; that I am not a
 relative or employee or attorney or counsel of the
 parties, or relative or employee of such attorney or
 counsel, nor am I interested in this proceeding or
 its outcome.

IN WITNESS WHEREOF, I have hereunto set my
 hand and affixed my official seal on 15th day of May
 2014.

/s/ _____
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 My Commission No.: EE 860695
 My Commission Expires: 02-05-2017

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1 All those in favor signify by raising your
 2 right hand.
 3 (Board members vote. Ms. Sindel not
 4 present.)
 5 MR. TATE: Thank you. The motion passes.
 6 (The motion carried.)
 7 MR. TATE: The rezoning hearing package
 8 with staff's Findings-of-Fact and the legal
 9 advertisement will be marked and included in
 10 the record as Composite Exhibit A for all of
 11 today's cases.
 12 (Transcribed from Page 10.)
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1 * * *
 2 CASE NO: Z-2014-08
 3 Applicant: Wiley C. "Buddy" Page, agent for Gene
 Foster, Trustee
 4
 5 Address: 2161 Highway 97 South
 6
 7 From: V-1, Villages Single-Family Residential
 District, Gross Density (one du/acre)
 8
 9 To: V-2A, Villages Single-Family Residential
 District, Gross Density (three du/acre)
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MR. TATE: The rezoning application for consideration today is Case Number Z-2014-08, which requests rezoning of the property from V-1, Villages Single-Family, to V2-A, Villages and Single-Family Residential District.

Members of the Board, have there been any ex parte communications between you and the applicant or the applicant's agents, attorneys or witnesses or with fellow Planning Board members or anyone from the general public prior to this hearing?

(Ms. Sindel returns.)

MR. TATE: Have you been to the subject property? Please also disclose if you are a relative or business associate of the applicant or the applicant's agent. We'll go ahead and start down here and work our way

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1 down.
 2 MS. ORAM: Good morning. The only thing I
 3 know is what was previously presented at the
 4 previous hearing.
 5 MR. GOODLOE: Yes. I would say the same
 6 and no to all.
 7 MR. TATE: I've had no ex parte
 8 communication, but we have obviously tabled
 9 this after our last meeting so we're familiar
 10 with the case.
 11 MS. DAVIS: No to all except for the last
 12 hearing.
 13 MR. WINGATE: I've had no communications,
 14 but I have driven by the property.
 15 MS. SINDEL: No to everything other than
 16 the fact that we have gone through this
 17 process once before.
 18 MR. TATE: Staff, was notice of the
 19 hearing sent to all interested parties?
 20 MS. HALSTEAD: Yes, sir.
 21 MR. BRISKE: Was a notice of hearing
 22 posted on the subject property?
 23 MS. HALSTEAD: Yes, sir.
 24 MR. TATE: Will you now please present the
 25 maps and photographs for this case?

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1 (Presentation of Maps and Photographs.)
 2 MR. VICKERY: This is the location map on
 3 South Highway 97. This is an aerial photo.
 4 You can see that it's a mostly wooded site.
 5 This is the Future Land Use. It's within
 6 Mixed Use Suburban and surrounded by the same.
 7 This is the existing land use map. The
 8 majority of the surrounding property is
 9 single-family residential and a few vacant
 10 parcels outlined in the 500 foot radius from
 11 the property. This is the current zoning. As
 12 you can see the subject parcel is zoned V-1.
 13 There's an adjoining V-1, and related rural
 14 district.
 15 This is the sign posted at the site. All
 16 these other photos are from the previous case,
 17 but no condition has changed out there. This
 18 is looking at the site across Highway 97
 19 north. Looking back across the site from the
 20 site to the property across Highway 97. Then
 21 looking south on Highway 97. The radius map
 22 and then the list of parcels that were
 23 notified.
 24 MR. TATE: That's it?
 25 MR. VICKERY: That's it.

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1 MR. TATE: Thank you.
 2 Mr. Page, would you please come forward
 3 and be sworn in, please?
 4 (Wiley C. "Buddy" Page sworn.)
 08:42AM 5 MR. TATE: Could you please state your
 6 full name and address for the record?
 7 MR. PAGE: Mr. Chairman, Buddy Page, 5337
 8 Hamilton Lane, Professional Growth Management
 9 Services, LLC, in Pace, Florida.
 08:42AM 10 MR. TATE: Have you received a copy of the
 11 rezoning hearing package with the Staff's
 12 Findings-of-Fact?
 13 MR. PAGE: I have.
 14 MR. TATE: Do you understand that you have
 08:42AM 15 the burden of providing substantial competent
 16 evidence that the proposed rezoning is
 17 consistent with the Comprehensive Plan,
 18 furthers the goals, objectives and policies of
 19 the Comprehensive Plan and is not in conflict
 08:42AM 20 with any portion of the County's Land
 21 Development Code?
 22 MR. PAGE: Yes, sir.
 23 MR. TATE: Please proceed.
 24 MR. PAGE: Mr. Chairman, as indicated in
 08:42AM 25 your opening remarks, this has been continued
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1 for a 30-day period of time. I notice that
 2 the staff recommendation and findings that we
 3 have today are consistent and identical to the
 4 ones presented at the last public hearing. In
 08:43AM 5 essence, they find all six of the criterion to
 6 be met by the application package that we
 7 turned in.
 8 Regarding Criterion (1), consistency with
 9 the Comprehensive Plan, the permitted uses in
 08:43AM 10 V2-A are consistent with the types of
 11 residential activities that are presently
 12 within the surrounding area.
 13 Criterion (2), consistency with the Land
 14 Development Code. Both the intent and the
 08:43AM 15 Village 2A, the findings were that it was not
 16 in conflict and, in fact, it was consistent
 17 with the stated purposes. But in any event,
 18 Criterion (2), Mr. Chairman, the staff finds
 19 and we concur that we are consistent with that
 08:44AM 20 criterion.
 21 Criterion (3), compatibility with
 22 surrounding uses. Again whether and the
 23 extent the proposed amendment is compatible
 24 with existing and proposed uses in the area,
 08:44AM 25 we certainly think it is. Given the zoning
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1 map, the complexity and the number of adjacent
 2 and area-wide land uses and categories for
 3 density in the area, we think that we are
 4 consistent with that.
 08:44AM 5 Mr. Chairman, I might also offer an
 6 observation here this morning. I think that
 7 we're all aware that construction on the west
 8 side, especially in terms of the Navy Federal
 9 Credit Union, which I understand in a year or
 08:44AM 10 so may be the largest employer in all Escambia
 11 County, that that has been a magnet to draw
 12 things toward the west. I did notice on your
 13 agenda this morning you have a large scale
 14 amendment that is even further west than the
 08:45AM 15 Navy Federal Credit Union. I think that that
 16 demonstrates that this is the area in the
 17 county that is populated by parcels of
 18 property that represent the last opportunity
 19 south of probably the Atmore Cutoff road south
 08:45AM 20 is an area desirable for single-family homes,
 21 especially in the price range that the folks
 22 that are going to be working at Navy Federal
 23 and other development out that way can afford.
 24 I think in terms of Criterion (3),
 08:45AM 25 compatibility with the surrounding uses, it
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1 does say it's compatible with the existing and
 2 proposed uses in the area. We don't know
 3 what's actually proposed there, but it's
 4 likely to be a nice residential single-family
 08:45AM 5 subdivision similar to the one that we're
 6 proposing.
 7 Mr. Chairman, Criterion (4), changed
 8 conditions. We agree that there are no real
 9 large scale effective type changed conditions
 08:46AM 10 that we can point to in that area, but again
 11 we think that the general levity is in that
 12 direction for development.
 13 Criterion Number (6) -- or let's see,
 14 Number (5), the effect on the natural
 08:46AM 15 environment. This particular site is
 16 reasonably high and dry. It is developable
 17 and it was found that there are no hydric
 18 soils that were evidenced.
 19 Criterion (6), the development patterns.
 08:46AM 20 Again, this goes back to some of the
 21 conversations and comments I had to say
 22 earlier and we concur with the staff's
 23 findings that the amendment would result in a
 24 logical and orderly development pattern
 08:46AM 25 creating a related zoning district having
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1 maximum residential density compatible with
 2 the majority of adjacent and nearby zoning
 3 districts.
 4 So, Mr. Chairman, we are in agreement with
 08:46AM 5 the findings of the staff. The Chairman and
 6 the Board is very much aware that if the
 7 findings that's submitted before your body
 8 here, number one, if we're consistent with the
 9 Land Development Code and the Comprehensive
 08:47AM 10 Plan as far as Criterion (1) and (2) goes,
 11 that the burden of proof at that point then
 12 shifts from the applicant to the Board and the
 13 staff to present arguments why it should not
 14 be approved. We think by conclusion of the
 08:47AM 15 recommendations that you have from staff we
 16 meet those six, in our opinion. It's also the
 17 opinion and finding of your staff, which has
 18 been sworn in this morning as experts in the
 19 field.
 08:47AM 20 So, Mr. Chairman, that represent our
 21 review again of our application package and I
 22 will be happy to attempt to respond to any
 23 questions the Board might have.
 24 MR. TATE: Any questions from the Board?
 08:47AM 25 MS. SINDEL: Not right now.
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1 MR. TATE: Anything else to present?
 2 MR. PAGE: That's all at this time.
 3 MR. TATE: We'll go ahead and move to the
 4 staff presentation of the findings.
 5 (Presentation by Griffin Vickery,
 6 previously sworn.)
 7 MR. VICKERY: I want to correct something
 8 that I thought I heard Mr. Page say, that
 9 these were the same staff findings from
 08:48AM 10 before, but they are not. They're made based
 11 on change in the proposed rezoning. Some of
 12 them remain the same, but others changed based
 13 on the proposed change, their requested
 14 rezoning. You have these. We provided them
 08:48AM 15 as your draft finding and I can go through the
 16 criteria briefly to be on the record with
 17 them.
 18 Criterion (1), the consistency with the
 19 Comprehensive Plan. The finding is that the
 08:48AM 20 amendment is consistent with the Comprehensive
 21 Plan and the Future Land Use Map. The V2-A is
 22 consistent with the stated intent and purpose
 23 of the Mixed Use Suburban Future Land Use
 24 category, and the increased maximum
 08:49AM 25 residential density is consistent with that
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1 allowed by the Future Land Use category.
 2 Criterion (2), consistency with the Land
 3 Development Code. The proposed amendment is
 4 not in conflict with the Land Development Code
 08:49AM 5 and is consistent with its stated purposes and
 6 intent. The lands that surround the subject
 7 parcel are predominately low density
 8 residential and the proposed V2-A is in that
 9 same range of density, that same category of
 08:49AM 10 low density residential. The existing V-1
 11 zoning and V2-A have the same allowed uses.
 12 The amendment would increase the maximum
 13 density from one to three dwelling units per
 14 acre.
 08:49AM 15 Criterion (3), compatibility with the
 16 surrounding uses. The proposed amendment
 17 would allow low density single-family
 18 residential development that would be
 19 compatible with the existing low density
 08:50AM 20 single-family residential district, the
 21 predominate use in the area.
 22 Criterion (4), changed conditions. Again,
 23 as before, no changed conditions were
 24 identified that really impact this proposed
 08:50AM 25 amendment.
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1 Criterion (5), effect on the natural
 2 environment. There were no wetlands or hydric
 3 soils indicated on the subject property by the
 4 National Wetland Inventory Map. So any extent
 08:50AM 5 of impacts would be reviewed should this
 6 property be developed.
 7 Criterion (6), development patterns. The
 8 proposed amendment would result in a logical
 9 and orderly development pattern creating a
 08:51AM 10 related zoning district having a maximum
 11 residential density compatible with the
 12 majority of the adjacent development and
 13 property in the zoning district.
 14 That concludes a summary of the findings
 08:51AM 15 that staff prepared.
 16 MR. TATE: Thank you. Mr. Page, do you
 17 have any cross-examination or redirect of
 18 staff?
 19 MR. PAGE: No.
 08:51AM 20 MR. TATE: At this point we'll go ahead
 21 and move into the public testimony. As I
 22 stated at the beginning of the meeting, in
 23 order to speak on the record at this meeting
 24 you need to have this form filled out. When
 08:51AM 25 you come before us, please understand that we
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1 don't consider I like it or I don't like it or
 2 yes or no approval. You need to base your
 3 comments on these six criteria here. If you
 4 feel that it's not compatible with surrounding
 08:51AM 5 uses, use these as your argument when you
 6 present to the Board.
 7 What's also very important, and I can't
 8 emphasize this enough, is that when this case
 9 moves from this Board to the Board of County
 08:52AM 10 Commissioners, you will only be allowed to
 11 speak if you have spoken at this meeting, and
 12 only what you have said at this meeting will
 13 be allowed to be presented at the next
 14 meeting. So just keep that in mind as you're
 08:52AM 15 presenting to this Board or whether or not
 16 you're making a decision that you do or don't
 17 want to speak to the Board.
 18 I already have several people that have
 19 signed up. These are in no particular order
 08:52AM 20 other than pretty much when I received them,
 21 so we'll go ahead and start at the top. We
 22 are going to ask that you keep your comments
 23 to three minutes or under so we can get
 24 through everybody and then move on to other
 08:52AM 25 business of the Board today.
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1 Kathleen Bailey.
 2 MS. BAILEY: I didn't want to speak.
 3 MR. TATE: That's fine.
 4 Dan Hansen.
 08:52AM 5 MR. HANSEN: Yes, sir.
 6 MR. TATE: Please come forward and state
 7 your full name and address for the record and
 8 then you will also be sworn in, Mr. Hansen.
 9 MR. HANSEN: Dan Hansen, 3161 Lake Suzanne
 08:53AM 10 Drive, Cantonment.
 11 (Dan Hansen sworn.)
 12 MR. HANSEN: How are you doing this
 13 morning? We did a search and within one mile
 14 of this property there are 700 properties with
 08:53AM 15 individual tax reference numbers. Of those
 16 700, 94 are one-third of an acre or less,
 17 which is approximately 13 percent of the
 18 parcels out there. Most of those are in
 19 places like Hanley Downs and Bentley Oaks,
 08:53AM 20 which all of them have storm drains, and
 21 Bentley Oaks also has sidewalks, and all of
 22 them have public sewer.
 23 Now, if you go to "like" properties -- the
 24 reason I used that "like" is because that's we
 08:54AM 25 use. I've been a real estate broker for 30
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1 years. So "like" properties, you go, compare
 2 apples to apples. If you go to those you wind
 3 up with less than one percent of the area out
 4 there that actually are on one-third of an
 08:54AM 5 acre and less and have septic tanks.
 6 And I also did a little search based on
 7 public records of the zoning out there and of
 8 the zoning, zone V-1 is 208, VR-2 is 208, VR-1
 9 is 124, VM-2 is 37, VM-1 is 76, VAG-2 is 79,
 08:54AM 10 VAG-1 is four, and they're trying to get it
 11 zoned to V2-A, which there's none, absolutely
 12 none of the 700 parcels. So, you know, I know
 13 they're saying it conforms with the area, but
 14 nothing else within a mile is zoned for that.
 08:55AM 15 That pretty much covers the zoning part of it.
 16 They also made a statement that it's going
 17 to be cost effective and costs and all the
 18 rest of that stuff. I spoke with Mr. Seymour
 19 with ECUA. He states that you're not going to
 08:55AM 20 have sewer in that immediate area any time
 21 soon. Those are his words. In order to hook
 22 into a line would run approximately a quarter
 23 to a half million dollars, which, of course,
 24 will be added to the cost of the properties
 08:55AM 25 that they're planning on building, so why
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1 would you do that when you can go to Hanley
 2 Downs or Bentley Oaks and get the same thing
 3 with public sewer and storm drains and the
 4 whole nine yards?
 08:56AM 5 Also, what they don't seem to realize is
 6 that that area out there sits on a hard pan.
 7 I know because I had it, my neighbors had it,
 8 which means that if you put in a septic tank
 9 you only have two choices: You either go
 08:56AM 10 through the hard pan or you put in drain
 11 lines, which again adds to the cost of the
 12 building.
 13 MR. TATE: Thank you, Mr. Hansen. Time.
 14 MR. HANSEN: The time is up? Okay.
 08:56AM 15 MR. TATE: Mr. Smith, Stanley Smith.
 16 MR. SMITH: Stanley W. Smith, 1535
 17 Smithfield Lane, Cantonment.
 18 (Testimony by Stanley W. Smith sworn.)
 19 MR. SMITH: Looking at the area right here
 08:57AM 20 where it talked about the neighbors moved out
 21 there for the one house per acre for the
 22 zoning, for the noise level and stuff like
 23 that, and if they put all these other houses
 24 out there, there would be a lot more noise and
 08:57AM 25 impact with the environment and stuff out
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1 there. There's a lot of land out there with
 2 woods on it.
 3 And the land behind it is wet. And like
 4 he was talking about the hard pan out there,
 08:57AM 5 all the water would be going down towards the
 6 wetlands, any type of drainage. I just wanted
 7 to say that most of the people out there are
 8 against the zoning change and for leaving it
 9 like it is.
 08:57AM 10 MR. TATE: Thank you.
 11 H. W. Smith.
 12 MR. SMITH: I think I checked the block I
 13 didn't want to speak.
 14 MR. TATE: We give everybody a chance,
 08:57AM 15 sir.
 16 Allen Smith, same thing? No.
 17 Clarence Ladner.
 18 Good morning. Could you state your name
 19 and address and be sworn in?
 08:58AM 20 MR. LADNER: Clarence Ladner, 3166 Lake
 21 Suzanne Drive, Cantonment.
 22 (Clarence Ladner sworn.)
 23 MR. LADNER: Ladies and gentlemen, I thank
 24 you for the opportunity to speak this morning.
 08:58AM 25 I just want to add my opposition to the zoning
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1 change to the two people who have already
 2 spoken and the others who will speak later.
 3 The lands surrounding, as you've heard and
 4 as you know, are all zoned V-1 for one per
 08:58AM 5 acre with a vast majority of all them
 6 basically being at a V-1. The addition of 18
 7 to 54 homes on a 17.8 acre plot is not
 8 consistent with the present design or present
 9 conditions out there.
 08:59AM 10 The third criterion, compatible with the
 11 surrounding use, with what I just mentioned
 12 about that all the residential areas in the
 13 surrounding area are based on that V-1, 18 to
 14 54 homes on that 18 acres would not be
 08:59AM 15 compatible with the rest of the area, as I've
 16 mentioned.
 17 The conditions would change if rezoning
 18 occurs. Ransom, Tate and Pine Meadow are the
 19 three schools served by that particular area
 08:59AM 20 in there. They would have an interjection of
 21 students from 54 different homes, as many as
 22 54 homes. That would cause their already to
 23 capacity and slightly overcrowded, that would
 24 cause a tremendous impact on the school system
 08:59AM 25 there.
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1 If any of you were aware of the other
 2 conditions that would be affected, if any of
 3 you are aware of the flooding that took place
 4 in Bristol Park a few weeks ago due to the
 08:59AM 5 natural disaster there, Highway 97 is crowded,
 6 very crowded and when you come down to that
 7 area it was impossible for those of us who
 8 live north of there to get out and to leave.
 9 If there was another natural disaster with
 09:00AM 10 another 54 homes in there, it would just
 11 increase that. So, yes, it does affect the
 12 conditions up there.
 13 Also the runoff would be increased, the
 14 water runoff. You've heard that already with
 09:00AM 15 the hard pan clay bottom up there, it would be
 16 increased and in my opinion it would just
 17 increase the hazard there in Bristol Park and
 18 Ashbury Hills.
 19 The natural environment would be affected.
 09:00AM 20 You heard Mr. Hansen say that there will be no
 21 sewer system in there. That will be up to 54
 22 septic tanks in that area and that would
 23 affect the natural environment.
 24 Finally, the development patterns are not
 09:00AM 25 consistent with the one acre, one house per
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1 acre. It's not a logical and orderly pattern
 2 of development and the majority of the
 3 adjacent homes and the areas up there are not
 4 zoned for V-2A, but are zoned V-1. Every
 09:01AM 5 homeowner, every household out there bought
 6 with a one home per acre, with that in mind.
 7 To unilaterally change that, in my opinion,
 8 would be greatly unfair. I would urge you to
 9 veto or to vote against the zoning change.
 09:01AM 10 MR. TATE: Thank you.
 11 MR. HOLMER: Mr. Chairman, just to
 12 reiterate, the giving of opinion testimony is
 13 limited to experts. He's not qualified.
 14 MR. TATE: We're fine.
 09:01AM 15 MS. SINDEL: Thank you.
 16 MR. TATE: Joshua Smith. No.
 17 Gay Douglas? No.
 18 Gary Miller.
 19 MR. MILLER: I would like to ask what
 09:01AM 20 constitutes --
 21 MR. TATE: Could you come to the
 22 microphone and give your name and address for
 23 the record and be sworn in and feel free to
 24 ask any questions you have?
 09:02AM 25 (Gary Miller sworn.)
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1 MR. MILLER: I'm Gary Miller. I live at
 2 3130 Lake Suzanne Drive. The gentleman that
 3 just stated that only expert opinion on
 4 matters would be acceptable, I've been living
 09:02AM 5 there for over 12 years, driving those roads.
 6 My concern is the safety on the roads. Some
 7 of the other speakers touched on the fact that
 8 Highway 97 is dubious at best. The curve at
 9 Divine Farms is very dangerous. There's been
 09:02AM 10 several accidents. There's several choke
 11 points off of Kingsfield Road, Pine Forest
 12 Road, 297-A where Kingsfield merges with
 13 Highway 29. Should there be any disasters, to
 14 go ahead -- to get out of the area, it's just
 09:03AM 15 not equipped with flashing yellow lights,
 16 which causes confusion in the morning
 17 especially. And we have all those chokes
 18 points.
 19 I'm not against progress. They're going
 09:03AM 20 to have to build sometime, but I don't feel
 21 the area is ready for progress yet. If the
 22 area were more ready for the progress or we
 23 had orderly traffic patterns, we had ways to
 24 get out, then it would make a lot more sense.
 09:03AM 25 But at this point I don't think it makes sense
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1 to start adding to that base out there without
 2 an orderly plan to get this done.
 3 And as you know, 54 homes for a tax base
 4 to go ahead and justify the cost for all this
 09:03AM 5 I feel that it will be another burden on the
 6 current homeowners out there to go ahead and
 7 upgrade everything through the system to
 8 handle this type of residential. And as I
 9 say, after 12 years of living out there, the
 09:03AM 10 traffic sometimes can be unbearable and it
 11 just seems to me that it's just not ready yet
 12 for that kind of development. Thank you.
 13 MR. TATE: Thank you.
 14 MR. ROSS: Just as a reminder, this might
 09:04AM 15 be more for the audience, the rezoning itself
 16 is -- while the rezoning is for the parcel,
 17 issues like traffic or sewage are generally
 18 addressed through the individual development
 19 review process, so before they actually
 09:04AM 20 construct any new units, County staff will be
 21 reviewing that through the development review
 22 process, which is an open process.
 23 MR. TATE: Thank you.
 24 Brenda -- Brenda, I don't want to try your
 09:04AM 25 last name. Could you state your name and
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1 address for the record?
 2 MS. HAGENDORFER: Brenda Hagendorfer and
 3 it's 3150 Lake Suzanne.
 4 (Brenda Hagendorfer sworn.)
 09:05AM 5 MS. HAGENDORFER: Well, actually most of
 6 the things that I wanted to say have been
 7 covered, but I want to put my two cents worth
 8 in, too. We all moved out there because we
 9 wanted to have a large yard and a nice
 09:05AM 10 community. We're on an acre. And to put a
 11 bone strip in the center of a community with
 12 54 houses on it is totally ridiculous. I
 13 mean, it just doesn't make sense. You know,
 14 zones are like laws. They're put in for
 09:05AM 15 reasons. You know, if there's a reason for
 16 it, how can it just be changed like nothing?
 17 And I mean no disrespect, but this is
 18 about money. So I just can't see 54 small
 19 houses squashed up together in a long strip in
 09:06AM 20 the middle of our community, because everyone
 21 has an acre. That's it.
 22 MR. TATE: Thank you.
 23 Donna Mayne.
 24 MS. MAYNE: Hi, I'm Donna Mayne, 3186 Lake
 09:06AM 25 Suzanne.
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1 (Donna Mayne sworn.)
 2 MS. MAYNE: Similar to what everyone else
 3 said I'm opposed to this. The surrounding
 4 areas are predominantly one acre lots or very
 09:06AM 5 similar to that and what we're proposing to do
 6 here is to right in the center of all that
 7 cluster potentially 54 houses in a very small
 8 area. That's a lot of houses within what will
 9 be less than 18 acres after you put in roads
 09:06AM 10 and holding ponds, et cetera. So you're
 11 squashing together 54 houses. That's not
 12 consistent with our area. Perhaps legally and
 13 by the written rules they are, but it seems
 14 extremely unfair to the community that's
 09:07AM 15 already there.
 16 We purchased our property with the
 17 existing zoning knowing perfectly well what we
 18 were allowed and not allowed to do. This
 19 landowner is now wanting to change that. He
 09:07AM 20 knew when he bought the property what it was
 21 zoned. We expect between, you know, around 18
 22 homes to be built in that area and that would
 23 be consistent with everyone else in the area.
 24 We understand that it should be developed.
 09:07AM 25 Fifty-four houses just isn't fair to the
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1 existing people. And like Ms. Hagendorfer
 2 said, I believe it's about money. This would
 3 triple the density in that small area and it
 4 would triple the landowner's profits at the
 09:07AM 5 expense of the existing property owners
 6 surrounding that. Thank you.
 7 MR. TATE: That is the last person I have
 8 that has signed up.
 9 UNIDENTIFIED SPEAKER: Can I --
 09:08AM 10 MR. TATE: Hold on. Let me say this. If
 11 there's anybody else who wishes to speak who
 12 has not filled out a form, this is your time
 13 now, before we close the public comments, to
 14 do that.
 09:08AM 15 UNIDENTIFIED SPEAKER: Sir, I completed
 16 one of those.
 17 UNIDENTIFIED SPEAKER: I did also.
 18 MR. TATE: Well, we've got a couple
 19 different stacks, a couple different meetings
 09:08AM 20 so we just need to look through and make sure
 21 we have everybody's name.
 22 Ma'am, you signed up, but you did not want
 23 to talk; is that correct?
 24 UNIDENTIFIED SPEAKER: Well, one issue
 09:08AM 25 that I don't think has been addressed on the
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1 criteria.
 2 MR. TATE: Wait. Wait. Wait. Can you
 3 answer the question whether or not you have
 4 signed up?
 09:08AM 5 UNIDENTIFIED SPEAKER: Yeah, you called me
 6 first. I was the first name you called.
 7 MR. TATE: Would you like to come forward
 8 and ask your question before the Board? You
 9 will need to state your name and address for
 09:08AM 10 the record and be sworn in.
 11 MS. BAILEY: My name is Kathleen Bailey.
 12 It's on your paperwork as Kathleen Mayo
 13 Bailey. It's 1695 Smithfield Lane in
 14 Cantonment.
 09:09AM 15 (Kathleen Bailey sworn.)
 16 MS. BAILEY: Everything that the people
 17 have mentioned is right on, I mean, right on.
 18 Nobody is overstating anything that they've
 19 said. What I've noticed that hasn't been
 09:09AM 20 mentioned, as much as I would like to see it,
 21 is effect on the natural environment. Through
 22 that whole area there is an abundance of deer.
 23 I mean, there is like on any given day
 24 everyday, 12 deer all through there. It's
 09:09AM 25 really sad when we see them hit on the
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1 highway. When you develop that, it's going to
 2 disturb it. Anything more than an acre is
 3 going to displace them all through the
 4 highway. It's going to cause accidents. It's
 09:09AM 5 not just the deer. There's so much more
 6 wildlife all through that whole area. The
 7 people in the back have horses and cows. All
 8 around that area is wooded. It adjoins out to
 9 a hunting club and everything, and it's just
 09:10AM 10 such a natural wooded area and serene
 11 environment and country-like right there. The
 12 trees are just so beautiful.
 13 So to put a housing development in such a
 14 place is going to displace that in a way that
 09:10AM 15 you can never repair it. You know, with the
 16 environment today you need some trees. So I
 17 would definitely consider not putting anything
 18 more than one house per acre out there.
 19 And there is a wetland at the very end.
 09:10AM 20 Mr. Smith's property adjoins the very end of
 21 that. He's got pitcher plants and stuff right
 22 there. You just need to be aware of the
 23 natural environment that's out there. We have
 24 one Board member that's actually gone out
 09:10AM 25 there and seen the area. It's just very
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1 country, very homestead country. You
 2 mentioned parcels. Let's keep them parcels
 3 and not make them plats.
 4 MR. TATE: Thank you. The first gentleman
 09:11AM 5 to my right that raised your hand, could you
 6 come forward? What is your name?
 7 MR. MILSTID: It's Steven Milstid.
 8 MR. TATE: Did I call you?
 9 MR. MILSTID: You have not.
 09:11AM 10 MR. TATE: That was not on purpose,
 11 Mr. Milstid. I believe I have seen your name.
 12 Would you state your name and address for the
 13 record and be sworn in?
 14 MR. MILSTID: Yes, sir. Steven Milstid,
 09:11AM 15 1250 Andrea Lane, Cantonment, Florida.
 16 (Steven Milstid sworn.)
 17 MR. MILSTID: Good morning, Mr. Chairman
 18 and Board members. Thank you for this
 19 opportunity to speak. I will only speak to
 09:11AM 20 Criterion (2), (3) and (6).
 21 As to Criterion (2), I believe that this
 22 proposed amendment, if granted, would be in
 23 significant conflict with the stated goal of
 24 the residential zoning districts to promote
 09:12AM 25 the appropriate density of development and
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1 provide a smooth transition in residential
 2 density. I looked up the properties
 3 contiguous with this property and the smallest
 4 lot size according to the property appraiser's
 09:12AM 5 office records is .66 acres, with the average
 6 for all contiguous homesteaded property at
 7 1.12 acres. And within the 500 foot courteous
 8 notification zone, the average goes up. My
 9 property, which is within this zone, is 1.89
 09:12AM 10 acres. This change would represent on the
 11 average an increase from less than one house
 12 per acre or 18 homes, to 54 homes. This
 13 certainly is out of character with the current
 14 use of the surrounding properties and does not
 09:12AM 15 represent a smooth transition to the higher
 16 densities in the immediate area.
 17 As to Criterion (3), I believe the
 18 proposed zoning amendment allowing medium
 19 density detached single-family residential
 09:13AM 20 development is not compatible with the
 21 existing low density detached single-family
 22 residential homes as the predominate use in
 23 the area surrounding the subject property.
 24 The proposed amendment allows for 54 homes
 09:13AM 25 instead of the current 18.
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1 As to Criterion (6), the proposed
 2 amendment would not result in a logical and
 3 orderly development pattern, but would create
 4 a generally isolated zoning district having a
 09:13AM 5 maximum residential density incompatible with
 6 the majority of the contiguous and nearby
 7 zoning districts. Practically speaking, this
 8 rezoning request is a distinction without a
 9 difference from the previously requested
 09:13AM 10 zoning request and for these reasons I implore
 11 you, the Planning Board, to reject this zoning
 12 request and for the developer to consider
 13 something more compatible with the surrounding
 14 properties. Thank you.
 09:14AM 15 MR. TATE: Thank you. The gentleman to my
 16 left, as well that had signed up?
 17 MR. ANDREWS: Steven Andrews.
 18 MR. TATE: Did you say Steven Andrews?
 19 MR. ANDREWS: It could have been Steven
 09:14AM 20 Andrews.
 21 MR. TATE: Please come forward. I do not
 22 have a form unless it's in this other stack,
 23 and if it's not an imposition, could you just
 24 fill out a new one at the end of your
 09:14AM 25 presentation?
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1 MR. ANDREW: I had filled one out at the
 2 previous meeting.
 3 MR. TATE: We have to have one at this
 4 meeting.
 09:14AM 5 Would you state your name and address for
 6 the record and be sworn in?
 7 MR. ANDREWS: Ronald Steven Andrews, 3179
 8 Lake Suzanne Drive.
 9 (Ronald Steven Andrews sworn.)
 09:14AM 10 MR. ANDREWS: I'm against this because the
 11 majority of the people that have bought
 12 property and built out there they have moved
 13 out of town. They have moved away from the
 14 crowds, the closeness and stuff to get out in
 09:15AM 15 that direction and have more openness and all.
 16 I think that would be -- changing their zoning
 17 would be affecting all the other zoning around
 18 there also, because if one goes, then another
 19 one is going to turn around and come.
 09:15AM 20 I'm against it. You know, the roads, the
 21 highways, all the changes will have to be made
 22 there. We've never finished paving that road.
 23 It's never been finished and that's been a
 24 two-year project, so we're behind on that
 09:15AM 25 part, too.
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1 The school, Pine Meadow Elementary, they
 2 don't have a playground no more. It's all
 3 portable buildings out there. Your school is
 4 going to be overcrowded with that kind of
 09:15AM 5 people. I know eventually it's going to
 6 change, but I do not think this is the time
 7 for it. Thank y'all.
 8 MS. SINDEL: Thank you.
 9 MR. TATE: Will you help us by filling out
 09:15AM 10 a form?
 11 Is there anybody else who has filled out a
 12 form that I missed or who not has not filled
 13 out a form who wishes to speak? I want to
 14 thank everyone of you for your attention to
 15 the clock and the time that you gave.
 09:16AM 16 I would, because of how quickly we moved
 17 through this, ask Mr. Hansen, he's the only
 18 one I had to cut off, if he would like to
 19 complete his comments.
 09:16AM 20 MR. HANSEN: I've always been accused of
 21 being long winded.
 22 (Continued Comments by Dan Hansen).
 23 MR. HANSEN: Anyways, they also state that
 24 the -- you know, more or less indicated in
 09:16AM 25 other words that you need housing out there.
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1 Right now there are 85 single-family homes on
 2 one-third of an acre or less for sale out
 3 there. Mitchell Corporation is developing
 4 another wing of Bentley Oaks, which is another
 09:16AM 5 41 units. And I believe there's Timberland,
 6 I'm not sure on that, that's also doing some
 7 development out there. So there's not a
 8 housing shortage out there. I know everybody
 9 is jumping on this Navy Federal, which is why
 09:17AM 10 Mitchell is doing it, too, but that
 11 subdivision is already developed and it's
 12 already curbed with the storm drains and the
 13 public sewer and all the rest of it.
 14 I was kind of hoping some of the plumbers
 09:17AM 15 would speak up, but I mentioned that you have
 16 a hard pan out there and you're going to have
 17 septic tanks, and the only way to get around
 18 that is to put in an extra drain line or go
 19 through the hard pan. Anyone who has ever had
 09:17AM 20 a septic tank knows that when you have a
 21 problem with a lot of rain and the ground gets
 22 saturated everything starts to flow a little
 23 bit slowly and the first thing, whether you
 24 admit it or not, that you do is to take off
 09:17AM 25 the cap of the clean out drain, which, of

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1 course, causes raw sewage to jump up, but
 2 gives you relief inside the house.
 3 Like some of these people say, there are
 4 some wetlands back there and if you will get
 09:18AM 5 some of these plumbers to admit to it, they
 6 see it on a regular basis. Unfortunately,
 7 when it's raining that also creates an
 8 environmental hazard, a bad one.
 9 The main thing I wanted to say is there is
 09:18AM 10 not a housing shortage.
 11 MR. TATE: Thank you, Mr. Hansen.
 12 Mr. Page. At this time I am going to
 13 close public comment section of this meeting
 14 and I want to ask Mr. Page did you have any
 09:18AM 15 redirect specific to any individual or any
 16 questions? Did you have anything that you
 17 wanted to present?
 18 (Continued Comments by Mr. Page.)
 19 MR. PAGE: Mr. Chairman, if I could
 09:18AM 20 respond to several points that were made
 21 before you, I would appreciate that.
 22 One of the questions that came up a good
 23 bit had to do with what the gentleman who got
 24 to speak twice just mentioned and that is
 09:18AM 25 sewer. I would like to ask the staff if the

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1 County ordinances now allow a subdivision of
 2 land in this particular area or any particular
 3 area in the county to be built on septic
 4 tanks? If we could get a reply from either
 09:19AM 5 legal or the staff on that, please.
 6 MR. VICKERY: I think the determination is
 7 made on the ability of ECUA to provide
 8 sanitary sewer. I don't know the specific
 9 criteria they use, but they make that call.
 10 MR. PAGE: Thank you, Mr. Chairman. To
 11 follow up on that, the developer fully intends
 12 to have this area under ECUA water and sewer.
 13 Simply put, that seemed to be a bone of
 14 contention here, but I just checked with the
 09:19AM 15 folks that are developing this and they
 16 assured me that ECUA will be providing sewer,
 17 that they will tie into that.
 18 Another couple of points, we heard several
 19 people using the word spot on, 54 lots, spot
 09:20AM 20 on. No one here has said anything wrong. I
 21 think the Board is fully aware, and we
 22 mentioned this several times back, that 54
 23 lots cannot be developed on this piece of
 24 property. You have to have an infrastructure
 09:20AM 25 put in. The design that we shared with the

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1 Board last time is the same design that we're
 2 here with today and it's not 54 lots. It's
 3 between 36 and 37 lots given the right-of-way,
 4 the utility easements that's required, the
 09:20AM 5 landscaping and the stormwater utility that
 6 goes in. So while you continue to hear the
 7 word 54, I'm sure the Board is aware that
 8 that's a number that's just splicing the
 9 property up into a grid saying that's what
 09:21AM 10 could go in. Well, you couldn't drive in it
 11 if you had 54 lots is the point.
 12 We heard comments regarding deer in the
 13 area. I have been around long enough to
 14 remember when the Lake Suzanne project was on
 09:21AM 15 the drawing board. As a matter of fact, I
 16 happened to be down here working for the
 17 county when that project came forward. The
 18 developer that put that in had the same types
 19 of comments then that you're hearing now: The
 09:21AM 20 road will be absolutely overburdened to
 21 capacity, the flora and the fauna will be
 22 greatly impacted if that Lake Suzanne project
 23 goes in. She named the lake after her
 24 daughter. That has just seemed to be not the
 09:21AM 25 case. It seems to be doing relatively well in

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09:22AM 1 that area. I'm sure that the number of
 2 casualties for wildlife crossing that road are
 3 like any other area in the county, but to
 4 think that we need to stop development because
 09:22AM 5 of deer, I think, if we use that type of
 6 mental velocity then we just shut down
 7 everything in the county because we have deer
 8 down here, we have bear in Barth and Molino
 9 and the McDavid area. I sympathize with the
 09:22AM 10 wildlife situation.
 11 We also heard comments about school
 12 impacts and there were some statements made
 13 that it will do this and it will do that.
 14 Well, actually the plans will be reviewed by
 09:22AM 15 the planning section of the School Board at
 16 the appropriate time and those impacts will be
 17 measured. If the impacts are stuff such that
 18 it causes the school capacity to be reduced,
 19 the School Board has new rules and regulations
 09:22AM 20 on the book. The Board approved the element
 21 that's in the Land Development Code now that
 22 they can adjust and they can extract some type
 23 of method to reduce that impact from the
 24 developer that's causing that capacity to be
 09:23AM 25 exceeded.
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09:23AM 1 Strangely enough, we heard from one
 2 speaker who has folks that are developing in
 3 part of a much larger development just to the
 4 west of this, Divine Farms. And all the
 09:23AM 5 things that are associated with the special
 6 plan that this Board approved about a year or
 7 so back, the large scale, all the property
 8 that started out with St. Regis and Blue Sky
 9 Development that went down through several
 09:23AM 10 developers, this Board will recall that nine
 11 of those people bought all of those thousands
 12 of acres of land. Y'all have seen the
 13 development plan that they have for that. I
 14 think that that underscores even more so that
 09:24AM 15 this particular area is going to be
 16 residential. It's going to have a major
 17 highway through it, if that particular plan
 18 ever comes into fruition. The.
 19 Board's aware that it started out at about
 09:24AM 20 Nine Mile Road and Beulah Road and went north
 21 almost up to the Atmore Cutoff before it veers
 22 back into 29, all types of development in that
 23 particular area east and west of Jacks Branch
 24 Road.
 09:24AM 25 But to stand and say that the area is just
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09:24AM 1 completely built out, we have capacity of
 2 roads that are exceeded, we have sanitary
 3 sewer systems that need to be put in place to
 4 prevent septic tanks, which you were given a
 09:24AM 5 very graphic example of what could happen with
 6 septic tanks, that's not a part of it. The
 7 Board is also aware, and certainly you Board
 8 members have been around a long time,
 9 opposition to any type of development that
 09:24AM 10 comes forward generally is going to be
 11 described in somewhat of an emotional
 12 description to the Board. I think in reality
 13 this Board passed some time back the rules and
 14 regulations that land is developed with and
 09:25AM 15 you passed that responsibility for enforcing
 16 all that to the County's Development Review
 17 Board, Develop Review Committee. It's at that
 18 level that traffic, water, sewer and all these
 19 other concerns are addressed.
 09:25AM 20 We're here today, as you said,
 21 Mr. Chairman, to look at the merits of the
 22 application asking for rezoning of the dirt,
 23 if you will. These other concerns, while
 24 they're of interest at this point, as you also
 09:25AM 25 said everyone here will have an opportunity to
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09:25AM 1 come down to the Development Review Committee
 2 and let their thoughts be known as far as
 3 whether they like the way a road will
 4 intersect or the drainage will be handled in a
 09:25AM 5 certain way.
 6 So, Mr. Chairman, those are some of the
 7 responses to some of the comments that we've
 8 heard this morning. I would conclude my
 9 remarks by saying that I didn't hear any
 09:25AM 10 expert testimony to overturn the expert
 11 findings of your staff. They find that we are
 12 consistent and meet all six of the criteria.
 13 We concur with that. And based upon the
 14 staff's findings, we, Mr. Chairman, at this
 09:26AM 15 point adopt those staff findings as our own
 16 and ask the Board consider approval of our
 17 request so it can be processed on to the Board
 18 of County Commissioners. Thank you.
 19 MR. TATE: I have a couple of comments and
 09:26AM 20 then we'll open this meeting up to questions
 21 from our Board. This Board does not consider
 22 what the applicant may or may not do with the
 23 property. The applicant could sell the
 24 property tomorrow and you've got to deal with
 09:26AM 25 what the next person is going to do with it,
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1 which could be totally different. It could be
 2 more intense or less intense. What we're
 3 charged with doing here is making sure that
 4 whatever uses are within that zone are
 09:26AM 5 compatible with what's on the ground around
 6 it, not how many houses are built, not even
 7 whether or not there's sewer or traffic or
 8 that type of thing.
 9 In our next meeting today we have, in our
 09:27AM 10 regular Planning Board meeting, we have an
 11 issue that comes before this Board that
 12 actually goes through some of those
 13 concurrency issues. The zoning is already
 14 there. They're at the next step of their
 09:27AM 15 process and they've had to do those studies
 16 with ECUA. They've had to do those studies
 17 with the School Board, and whether or not
 18 there's room in the schools. And that is the
 19 point when this particular issue will be
 09:27AM 20 decided, as well, too. That's if it passes
 21 this morning and if it passes the next board.
 22 There's still another step between here and
 23 the Development Review Committee that was just
 24 mentioned and that is the Board of County
 09:27AM 25 Commissioners meeting and that's the next
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1 place where your voice will be heard.
 2 Board members, do you have any questions
 3 for the applicant, staff or members of the
 4 public?
 09:28AM 5 MS. SINDEL: No.
 6 MR. GOODLOE: Mr. Chairman, I would just
 7 ask the staff if they would put up what is
 8 allowed in V-2A for everyone to see.
 9 (Staff complies.)
 09:28AM 10 MR. VICKERY: Again I remind you that the
 11 uses are identical to V-1. The density is the
 12 only difference.
 13 MR. GOODLOE: I understand. I think it
 14 would be helpful for those in the audience to
 09:28AM 15 see what is currently allowed and to see that
 16 the only change here is going to be in
 17 density.
 18 MR. TATE: These are the permitted uses in
 19 all the Villages?
 09:28AM 20 MR. LEMOS: V-1, V-2, V-2A and 3.
 21 MR. TATE: These are already the allowed
 22 uses and/or the conditional uses in this
 23 particular zoning that exists today. The
 24 issue that we're dealing with is specifically
 09:29AM 25 the density issue.
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1 MR. VICKERY: Yes.
 2 MR. TATE: Do any other members of the
 3 Board have any questions or comments? If not,
 4 I would like to ask to look at the zoning map.
 09:29AM 5 UNIDENTIFIED SPEAKER: Mr. Chairman, while
 6 they're doing that, could I answer one
 7 question for you?
 8 MS. SINDEL: No.
 9 (Cell phone ringing.)
 09:29AM 10 MR. TATE: Bring that up all the way. We
 11 do have a fund that goes to the coffee fund,
 12 but we won't fine anybody.
 13 I have a question and I want an
 14 explanation or understanding of why this is
 09:30AM 15 not considered a spot zone based on the lack
 16 of any other zoning around here as V-2, V2-A?
 17 MS. SINDEL: I'm pretty sure we're asking
 18 the staff.
 19 MR. TATE: Yes. Please remember we are in
 09:30AM 20 a public meeting and comments need to be
 21 public, as well. Staff, if you could, help me
 22 with that.
 23 MR. VICKERY: This is a small area map.
 24 I'm not sure that there's not V2-A elsewhere
 09:31AM 25 and it's in that same family of zoning
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1 districts, the Villages.
 2 MR. TATE: I understand that, but when we
 3 have R-1, R-2 and R-3, we don't consider that
 4 these are all R.
 09:31AM 5 MR. VICKERY: The uses are identical.
 6 MR. TATE: So because the uses are
 7 individual is that -- I mean, we have
 8 single-family residential, R-1, R-2, and R-3,
 9 it's just the density there, but yet we don't
 09:31AM 10 look at those as a --
 11 MR. VICKERY: The uses do change
 12 impressively. They're cumulative, but there
 13 are uses that are added.
 14 MR. TATE: I'm assuming this.
 09:31AM 15 (Cell phone ringing.)
 16 UNIDENTIFIED SPEAKER: Tornados on the
 17 way.
 18 MS. SINDEL: That one we might want to
 19 know about.
 09:31AM 20 MR. TATE: I found recently that the
 21 National Weather Service actually sends better
 22 communication about floods than tornados
 23 because of what we went through in our area.
 24 MR. ROSS: I think --
 09:32AM 25 MR. TATE: Please go ahead. I really do
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1 need a good understanding of the spot zoning
 2 issue.
 3 MR. ROSS: I don't want to substitute my
 4 thoughts for staff necessarily, but just to
 09:32AM 5 help them along, I believe the significance
 6 here is that uses are the same amongst the
 7 different zoning districts. Whereas, when you
 8 look at, as Griffin was saying, when you look
 9 at the scope of uses allowed for R-1 through
 09:32AM 10 R-6, each step up you have an increase in the
 11 list of allowable uses or conditional uses.
 12 Here they're identical. I think that would be
 13 the argument as to why it does not constitute
 14 spot zoning.
 09:32AM 15 MR. TATE: There's no additional or more
 16 intense use.
 17 MR. ROSS: Right. Exactly. There might
 18 be more dense development as far as the
 19 residential uses, but there is not an increase
 09:33AM 20 in the number of, say, commercial or office
 21 space uses between zoning districts.
 22 MS. DAVIS: Mr. Chair?
 23 MR. TATE: Yes.
 24 MS. DAVIS: I have a question along those
 09:33AM 25 lines. Refresh our memory. What is R-2 and
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1 what's the density there. It's higher, isn't
 2 it?
 3 MR. VICKERY: I believe it's seven per
 4 acre.
 09:33AM 5 MS. DAVIS: So it actually has more
 6 density. Thank you.
 7 MR. VICKERY: Which is adjoining this
 8 site.
 9 MS. DAVIS: Yes.
 09:33AM 10 MR. TATE: One of the things that I
 11 noticed, if you could go back to the map here,
 12 while we're not dealing with what's on the
 13 ground or what would be on the ground, even in
 14 the case of Lake Suzanne there are what are
 09:33AM 15 supposed to be one-acre lots that suffered as
 16 a result of infrastructure and are not
 17 one-acre lots even within what is a zone.
 18 You're supposed to be one-acre lots. That's
 19 the reality of build-outs, that even your
 09:34AM 20 build-out sometime doesn't survive the zoning.
 21 I imagine at some point that that was approved
 22 as part of a plat or how an existing
 23 subdivision is built with lots smaller than
 24 what the zoning calls for.
 09:34AM 25 MR. HOLMER: I would imagine that predates
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1 the zoning. It came so late to the County.
 2 We have quite a few of these situations where
 3 the zoning that was placed on the site may not
 4 match what was there prior to. If they are
 09:34AM 5 lots of record, that's fine.
 6 MR. TATE: Okay. Does any other member of
 7 the Board have any other questions or comments
 8 for staff, the applicant or the public?
 9 MS. SINDEL: No.
 09:35AM 10 MR. TATE: Then at this point the Chair
 11 will entertain a motion.
 12 MR. WINGATE: Mr. Chairman.
 13 MR. TATE: Mr. Wingate.
 14 (Motion by Mr. Wingate.)
 09:35AM 15 MR. WINGATE: Mr. Chairman, I recommend
 16 staff approval.
 17 MR. TATE: In regard to the
 18 Findings-of-Fact?
 19 MR. WINGATE: In regard to the
 09:35AM 20 Findings-of-Fact as presented to this Board by
 21 staff. I think that the findings were most
 22 capable and the study that I did review from
 23 end to end and I did look at the area, with
 24 no -- with an open picture. And I did observe
 09:35AM 25 the area around what's there and I do
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1 understand the duties of the DRC process.
 2 What we miss -- what was mentioned will be
 3 caught there.
 4 MR. TATE: Thank you. We have a motion.
 09:36AM 5 Do we have a second?
 6 MR. GOODLOE: Second.
 7 MR. TATE: We have a motion and a second.
 8 All those in favor?
 9 MS. SINDEL: Can we have comments, please?
 09:36AM 10 MR. TATE: Sure.
 11 MS. SINDEL: I know we have a motion and
 12 second. I will be voting against because I
 13 agree with some of the commentary we have
 14 heard regarding Criterion (3) and (6). I have
 09:36AM 15 concerns it's not compatible with the
 16 surrounding uses. I do see a shift in the
 17 development pattern. I don't believe that
 18 it's the Planning Board's responsibility to
 19 not look at protecting what exists. We do
 09:36AM 20 have a lot of areas in this community that are
 21 specific. They're agriculture or they're
 22 commercial or industrial. In that same vein
 23 of thought, we have to also protect those who
 24 have chosen to move in a northern direction so
 09:37AM 25 that they do have some space and some peace
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1 and some quiet.

2 I don't see that we're taking away all

3 remedies from the owners of this property.

4 We're not creating an environment where they

09:37AM 5 cannot build or develop. We're just saying

6 that it needs to be a bit more consistent with

7 those who already reside there, so I will be

8 voting no.

9 MR. TATE: That is not an alternate

09:37AM 10 motion. That is just a comment. We have a

11 motion and a second. Any other comments? All

12 those in favor please signify by raising your

13 right hand.

14 (Mr. Goodloe and Mr. Wingate in favor.)

09:37AM 15 MR. TATE: All those against?

16 (Ms. Sindel, Ms. Davis and Mr. Tate vote

17 against.)

18 MR. TATE: The motion fails, two to three.

19 (Motion fails 3/2.)

09:37AM 20 MR. TATE: This will now be heard at the

21 Board of County Commission meeting on --

22 MS. HALSTEAD: July 10th, at the next

23 meeting. Thank you for your time today.

24 MR. ROSS: Just, I think, for staff, just

09:38AM 25 so we know if we could just be very clear to

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1 what we're taking to the Board of County

2 Commissioners. We're forwarding a denial from

3 the Planning Board on a 3/2 vote to deny the

4 rezoning.

09:38AM 5 MR. TATE: That's correct.

6 MR. HOLMER: And if I could add to that

7 please. The only motion that was made was for

8 approval, and please address the criteria,

9 also.

10 MR. ROSS: Thank you, Mr. Holmer.

11 (Motion by Ms. Sindel.)

12 MS. SINDEL: Then I'll move forward with a

13 motion for denial based on Criterion (3) and

14 Criterion (6).

09:38AM 15 MR. TATE: We have an alternate motion.

16 Do we have a second?

17 MS. DAVIS: Second.

18 MR. TATE: We have a motion and a second.

19 All those in favor, signify by raising your

09:38AM 20 right hand.

21 (Ms. Sindel, Ms. Davis and Mr. Tate in

22 favor.)

23 MR. TATE: All those against.

24 (Mr. Goodloe and Mr. Wingate opposed.)

09:38AM 25 MR. TATE: Thank you. The motion passes

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1 three to two.

2 (Motion passed 3/2.)

3 MR. TATE: That concludes this Planning

4 Board rezoning meeting. We will open our next

09:39AM 5 meeting in approximately ten minutes.

6 (Quasi-judicial proceedings concluded at

7 9:45 a.m.)

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1 CERTIFICATE OF REPORTER

2

3 STATE OF FLORIDA

4 COUNTY OF ESCAMBIA

5

6 I, LINDA V. CROWE, Court Reporter and

7 Notary Public at Large in and for the State of

8 Florida, hereby certify that the foregoing Pages 2

9 through 59 both inclusive, comprise a full, true, and

10 correct transcript of the proceeding; that said

11 proceeding was taken by me stenographically, and

12 transcribed by me as it now appears; that I am not a

13 relative or employee or attorney or counsel of the

14 parties, or relative or employee of such attorney or

15 counsel, nor am I interested in this proceeding or

16 its outcome.

17 IN WITNESS WHEREOF, I have hereunto set my

18 hand and affixed my official seal on 13th day of June

19 2014.

20

21

22

23

24

25

LINDA V. CROWE, COURT REPORTER
 Notary Public - State of Florida
 My Commission No.: EE 860695
 My Commission Expires: 02-05-2017

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Planning Board-Rezoning

5. A.

Meeting Date: 06/03/2014
CASE : Z-2014-08
APPLICANT: Wiley C. "Buddy" Page, Agent for Gene Foster, Trustee
ADDRESS: 2161 Hwy 97 South
PROPERTY REF. NO.: 30-1N-31-1300-000-000
 MU-S, Mixed-Use
FUTURE LAND USE: Suburban
DISTRICT: 5
OVERLAY DISTRICT: None
BCC MEETING DATE: 07/10/2014

SUBMISSION DATA:

REQUESTED REZONING:

FROM: V-1 Villages Single-Family Residential District, Gross Density (one du/acre)

TO: V-2A Villages Single-Family Residential District, Gross Density (three du/acre)

RELEVANT AUTHORITY:

- (1) Escambia County Comprehensive Plan
- (2) Escambia County Land Development Code
- (3) Board of County Commissioners of Brevard County v. Snyder, 627 So. 2d 469 (Fla. 1993)
- (4) Resolution 96-34 (Quasi-judicial Proceedings)
- (5) Resolution 96-13 (Ex-parte Communications)

CRITERION (1)

Consistent with the Comprehensive Plan (CP).

Whether the proposed amendment is consistent with the Comprehensive Plan.

CP Policy FLU 1.1.1 Development Consistency. New development and redevelopment in unincorporated Escambia County shall be consistent with the Escambia County Comprehensive Plan and the Future Land Use Map (FLUM).

CP Policy FLU 1.3.1 Future Land Use Categories. The Mixed-Use Suburban (MU-S) future land use (FLU) category is intended for a mix of residential and nonresidential uses while promoting compatible infill development and the separation of urban and suburban land uses. The range of allowable uses includes: residential, retail and services, professional office, recreational facilities, public and civic. The minimum residential density is two dwelling units per acre and the maximum residential density is ten dwelling units per acre.

CP Policy FLU 2.1.2 Compact Development. To promote compact development, FLUM amendments and residential rezoning to allow higher residential densities may be allowed in the Mixed-Use Urban (MU-U) and Mixed-Use Suburban (MU-S) future land use categories.

FINDINGS

The proposed amendment **is consistent** with the Comprehensive Plan and FLUM. The permitted uses of V-2A are consistent with the stated intent and purpose of the MU-S future land use category. The increased maximum residential density is consistent with that allowed by MU-S and with the allowance of higher residential densities to promote compact development. Consistency with other applicable policies of the Comprehensive Plan would be confirmed during review of development for compliance with implementing Land Development Code regulations.

CRITERION (2)

Consistent with The Land Development Code (LDC).

Whether the proposed amendment is in conflict with any portion of this Code, and is consistent with the stated purpose and intent of this Code.

LDC 6.00.01. Legislative intent of residential districts. The residential districts established in this section (AG, RR, SDD, R-1, AMU-1, AMU-2, R-1PK, R-2, R-2PK, R-3, R-3PK, R-4, R-5, R-6, V-1, V-2, V-2A, V-3, V-4, V-5, VR-1, VR-2, VR-3, and residential portions of GMD, VM-1 and VM-2 and PUD/PUD-PK districts) are designed to promote and protect the health, safety, convenience, order, prosperity and other aspects of the general welfare. The general goals include:

H. To promote the most desirable use of land as well as the appropriate location and density of development, to promote stability of residential areas by providing for smooth transitions in residential density, to effectuate and maintain adequate levels of public services, to conserve the value of land and buildings, to protect the county's present and future tax revenues and to achieve the objectives of the Comprehensive Plan.

LDC 6.05.24. V-2A Villages Single-Family Residential District, Gross Density (three du/acre).

A. Intent and purpose of V-1 through V-3 districts. Single-family detached residential district characterized by urban land development patterns with residential subdivision densities varying from one unit per acre to five units per acre. Mobile homes are not allowed. No minimum lot size is required for new subdivisions with the exception of V-1, which has a minimum lot size of one acre, but development must meet overall maximum density requirements. V-2A may be used in any AIPD overlay area with a compatible future land use designation. Density will be determined by the accident potential zone density allowed for their property, not to exceed three d.u./acre. In AIPD-2, density is limited to three d.u./acre. Refer to article 11 for uses and densities allowed in V, villages single-family residential areas located in the Airport/Airfield Environs. Structures within Airport/Airfield Environs, Zones, and Surfaces remain subject to the height definitions, height restrictions, and methods of height calculation set forth in article 11.

FINDINGS

The proposed amendment **is not in conflict** with the LDC and **is consistent** with its stated purposes and intent, including the general goal to promote appropriate density of development and smooth transitions in residential density. Lands surrounding the subject parcel are predominantly zoned V-1, VR-1, VR-2 and VAG-2; low density residential districts limited respectively to 1.00, 0.25, 1.33, and 0.20 dwelling units per acre. The small portion of parcel boundary adjoining R-2 zoning appears to be buffered by off-site wetlands from the potential density of seven dwelling units per acre. The existing V-1 zoning and proposed V-2A

zoning have the same allowed uses, but the amendment would increase maximum density from one to three dwelling units per acre. Based on the subject parcel's reported 17.845 acres, rezoning to V-2A represents a potential increase from 18 to 54 single-family dwellings.

CRITERION (3)

Compatible with surrounding uses.

Whether and the extent to which the proposed amendment is compatible with existing and proposed uses in the area of the subject property(s).

FINDINGS

The proposed amendment allowing low density single-family residential development **is compatible** with existing low density single-family residential as the predominant use in the area of the subject property. The proposed residential density is greater than the maximum allowed density of a substantial majority of surrounding parcels, but remains low density.

CRITERION (4)

Changed conditions.

Whether and the extent to which there are any changed conditions that impact the amendment or property(s).

FINDINGS

No changed conditions were identified that significantly impact the amendment or property. The R-2 district adjoining a small portion of the subject parcel was rezoned from several low density districts in 2008. Other development around the parcel, including rezoning, has retained the established low density residential uses of the area.

CRITERION (5)

Effect on natural environment.

Whether and the extent to which the proposed amendment would result in significant adverse impacts on the natural environment.

FINDINGS

Wetlands and hydric soils **are not** indicated on the subject property according to the National Wetland Inventory. The presence and extent of adverse impacts from future development on the largely wooded parcel would be confirmed through review of the development for compliance with applicable Land Development Code regulations.

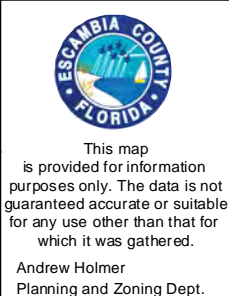
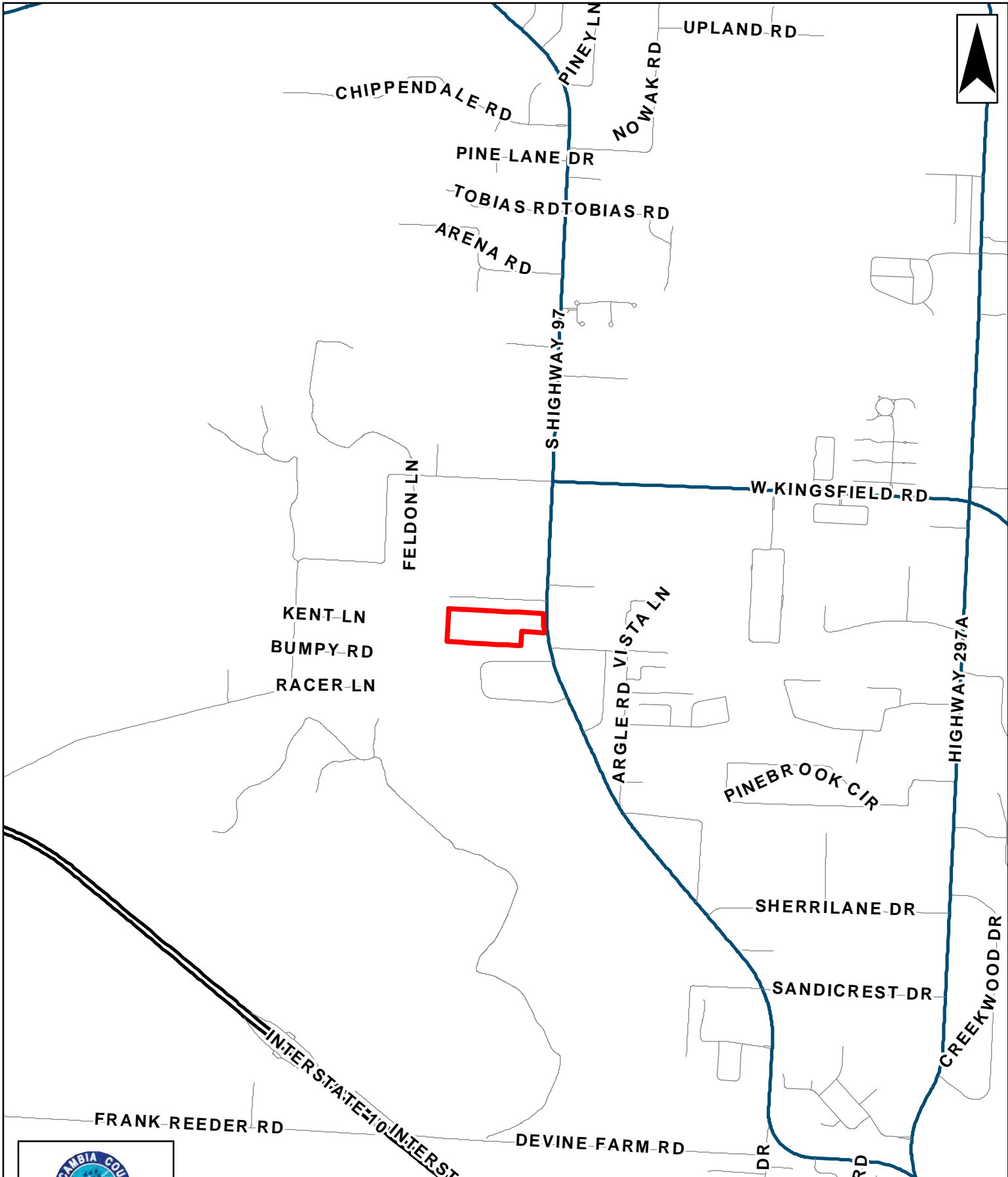
CRITERION (6)

Development patterns.

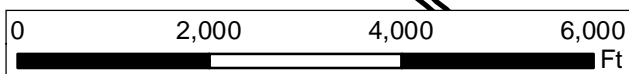
Whether and the extent to which the proposed amendment would result in a logical and orderly development pattern.

FINDINGS

The proposed amendment **would** result in a logical and orderly development pattern, creating a related zoning district having maximum residential density compatible with the majority of adjacent and nearby zoning districts.



Z-2014-08 LOCATION MAP



- PRINCIPAL ARTERIAL
- MINOR ARTERIAL
- COLLECTOR
- LOCAL ROAD



VR-2

FELDON LN

VAG-2

VAG-2

SMITHFIELD LN

V-1

S-HIGHWAY-97

V-1

ARGLE RD. RGLE RD

V-1






LAKE SUZANNE DR

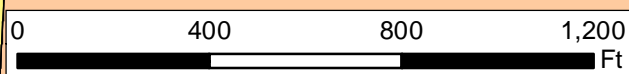

R-2

S-HIGHWAY-97

VR-1

Z-2014-08 500' RADIUS ZONING

-  PARCELS
-  PRINCIPAL ARTERIAL
-  MINOR ARTERIAL
-  COLLECTOR
-  LOCAL ROAD

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Andrew Holmer
Planning and Zoning Dept.



FELDON LN

MU-S

SMITHFIELD LN

MU-S

MU-S

S-HIGHWAY-97

ARGLE RD. RGLE RD

MU-S

LAKE SUZANNE DR

MU-S

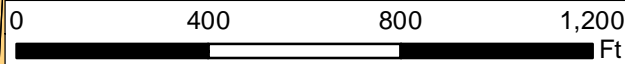
S-HIGHWAY-97



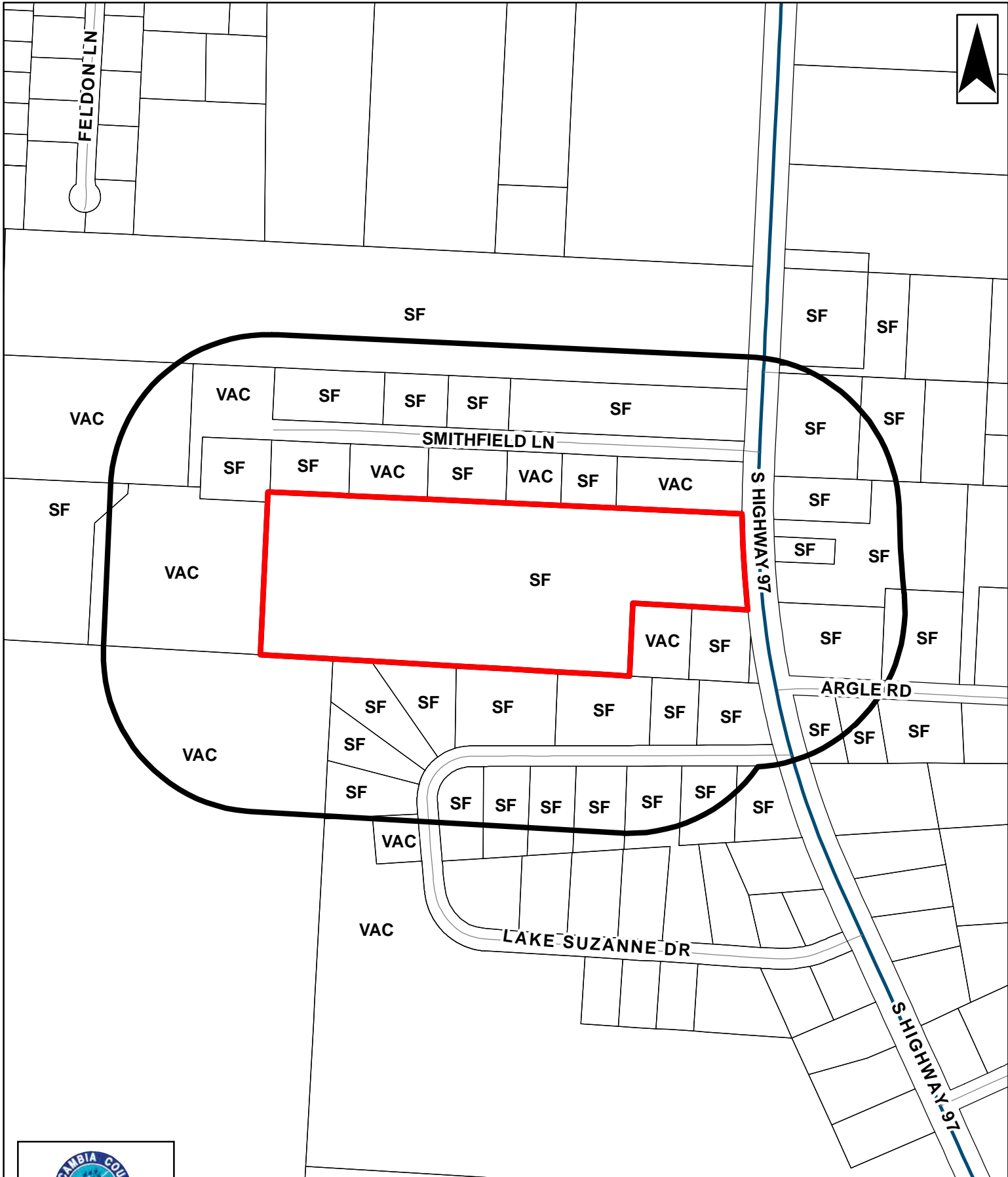
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Z-2014-08 FUTURE LAND USE



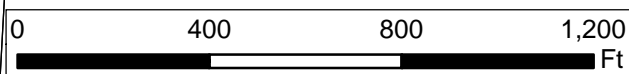
- PARCELS
- PRINCIPAL ARTERIAL
- MINOR ARTERIAL
- COLLECTOR
- LOCAL ROAD



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Planning and Zoning Dept.

Z-2014-08 EXISTING LAND USE



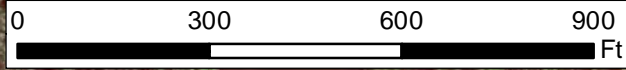
- PARCELS
- PRINCIPAL ARTERIAL
- MINOR ARTERIAL
- COLLECTOR
- LOCAL ROAD



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Planning and Zoning Dept.

Z-2014-08 AERIAL MAP



- PARCELS
- PRINCIPAL ARTERIAL
- MINOR ARTERIAL
- COLLECTOR
- LOCAL ROAD



Public Hearing Sign



Looking West Across Hwy 97 Into Parcel



Looking North Along Hwy 97 Near Parcel Driveway



Looking East Across Hwy 97 From Parcel



Looking South Along Hwy 97 In Front Of Parcel

Wiley C. "Buddy" Page, MPA, APA
PROFESSIONAL GROWTH MANAGEMENT SERVICES, LLC
5337 Hamilton Lane • Pace, Florida 32571

April 3, 2014
VIA HAND DELIVERY

Mr. Horace Jones. Act. Dir.
Escambia Development Services
3363 West Park Place
Pensacola, Florida 32505

**RE: Zoning Change Request from V-1 to V-3
2161 Hwy 97 South
Pensacola, Escambia County Florida 32533
Parcel No: 30-1N-31-1300-000-000
Parcel size: 17.8 acres, more or less**

Dear Mr. Jones:

Please find our attached application package requesting consideration for changing the zoning on the referenced parcel from V-1 to V-3. The property has frontage on Hwy 97 and is joined by property zoned VAG-2 on the north and west, and adjacent property zoned R-2, VR-1 and V-1 along its southerly property line.

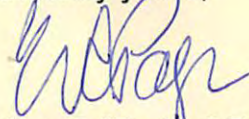
The property is classified as Mixed Use-Suburban MU-S Future Land Use which allows a maximum of ten (10) units per acre therefore the request is consistent with the Comprehensive Plan FLU 1.3.

If the request is granted, it will be consistent with the intent and purpose of the Land Development Code relative to density, location and compatibility.

The site is within a growing area of the County where residential construction continues to identify this area of the county experiencing changed conditions from agricultural to residential densities. Much of this development pattern is likely attributable to the expansion of Navy Federal Credit Union. The site does not contain wetlands.

Thank you for your assistance in this matter and contact us if you have any questions or require anything further.

Sincerely yours,



Wiley C. "Buddy" Page

copy: Simple :Living LLC

ZONING • LAND USE • LITIGATION SUPPORT

Wiley C. "Buddy" Page, MPA, APA

PROFESSIONAL GROWTH MANAGEMENT SERVICES, LLC
5337 Hamilton Lane • Pace, Florida 32571

April 14, 2014
VIA HAND DELIVERY

Mr. Horace Jones. Act. Dir.
Escambia Development Services
3363 West Park Place
Pensacola, Florida 32505

REVISED REQUEST

**RE: Zoning Change Request from V-1 to V-2A
2161 Hwy 97 South
Pensacola, Escambia County Florida 32533
Parcel No: 30-1N-31-1300-000-000
Parcel size: 17.8 acres, more or less**

Dear Mr. Jones:

Please find our attached application package requesting consideration for changing the zoning on the referenced parcel from V-1 to V-2A. The property has frontage on Hwy 97 and is joined by property zoned VAG-2 on the north and west, and adjacent property zoned R-2, VR1 and V-1 along its southerly property line.

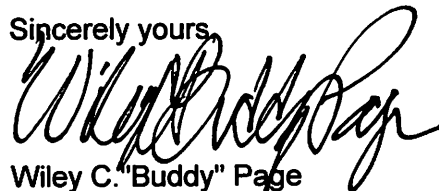
The property is classified as Mixed Use-Suburban MU-S Future Land Use which allows a maximum of ten (10) units per acre therefore the request is consistent with the Comprehensive Plan FLU 1.3.

If the request is granted, it will be consistent with the intent and purpose of the Land Development Code relative to density, location and compatibility.

The site is within a growing area of the County where residential construction continues to identify this area of the county experiencing changed conditions from agricultural to residential densities. Much of this development pattern is likely attributable to the expansion of Navy Federal Credit Union. The site does not contain wetlands.

Thank you for your assistance in this matter and contact us if you have any questions or require anything further.

Sincerely yours,



Wiley C. "Buddy" Page



Development Services Department
Escambia County, Florida

APPLICATION

Please check application type:

Administrative Appeal

Development Order Extension

Conditional Use Request for: _____

Variance Request for: _____

Rezoning Request from: V-1 to: V-3

Name & address of current owner(s) as shown on public records of Escambia County, FL

Owner(s) Name: Sawyer Trust c/o Gene Foster, Phone: _____

Address: 17642 133 Trail North Jupiter, Florida 32533 Email: _____

Check here if the property owner(s) is authorizing an agent as the applicant and complete the Affidavit of Owner and Limited Power of Attorney form attached herein.

Property Address: 2161 Hwy 97 South 32533

Property Reference Number(s)/Legal Description: 30-1N-31-1300-000-000

By my signature, I hereby certify that:

- 1) I am duly qualified as owner(s) or authorized agent to make such application, this application is of my own choosing, and staff has explained all procedures relating to this request; and
- 2) All information given is accurate to the best of my knowledge and belief, and I understand that deliberate misrepresentation of such information will be grounds for denial or reversal of this application and/or revocation of any approval based upon this application; and
- 3) I understand that there are no guarantees as to the outcome of this request, and that the application fee is non-refundable; and
- 4) I authorize County staff to enter upon the property referenced herein at any reasonable time for purposes of site inspection and authorize placement of a public notice sign(s) on the property referenced herein at a location(s) to be determined by County staff; and
- 5) I am aware that Public Hearing notices (legal ad and/or postcards) for the request shall be provided by the Development Services Bureau.

Gene Foster
Signature of Owner/Agent

Gene Foster, Trustee
Printed Name Owner/Agent

4/3/2014
Date

Signature of Owner

Printed Name of Owner

Date

STATE OF Florida

COUNTY OF _____

The foregoing instrument was acknowledged before me this 3rd day of April 2014
by Gene Emerson Foster

Personally Known OR Produced Identification . Type of Identification Produced: D#7310-285-44-228-0

Rachel M Huebbe
Signature of Notary
(notary seal must be affixed)

Rachel M Huebbe
Printed Name of Notary



FOR OFFICE USE ONLY

Meeting Date(s): PB 5/6/14 BCL 6/3/14 Accepted/Verified by: A Cain Date: 4/7/14

Fees Paid: \$ 1,270.50 Receipt #: _____ Permit #: _____

CASE NUMBER: Z-2014-08

3363 West Park Place Pensacola, FL 32505
(850) 595-3475 * FAX: (850) 595-3481



Development Services Department
Escambia County, Florida

APPLICATION

Please check application type:

Administrative Appeal

Development Order Extension

Conditional Use Request for: _____

Variance Request for: _____

Rezoning Request from: V-1 to: B-1 V-2A

Name & address of current owner(s) as shown on public records of Escambia County, FL

Owner(s) Name: Sawyer Trust c/o Gene Foster, Phone: _____
Address: 17642 133 Trail North Jupiter, Florida 32533 Email: _____

Check here if the property owner(s) is authorizing an agent as the applicant and complete the Affidavit of Owner and Limited Power of Attorney form attached herein.

Property Address: 2161 Hwy 97 South 32533
Property Reference Number(s)/Legal Description: 30-1N-31-1300-000-000

By my signature, I hereby certify that:

- 1) I am duly qualified as owner(s) or authorized agent to make such application, this application is of my own choosing, and staff has explained all procedures relating to this request; and
- 2) All information given is accurate to the best of my knowledge and belief, and I understand that deliberate misrepresentation of such information will be grounds for denial or reversal of this application and/or revocation of any approval based upon this application; and
- 3) I understand that there are no guarantees as to the outcome of this request, and that the application fee is non-refundable; and
- 4) I authorize County staff to enter upon the property referenced herein at any reasonable time for purposes of site inspection and authorize placement of a public notice sign(s) on the property referenced herein at a location(s) to be determined by County staff; and
- 5) I am aware that Public Hearing notices (legal ad and/or postcards) for the request shall be provided by the Development Services Bureau

Gene Foster
Signature of Owner/Agent

Gene Foster, Trustee
Printed Name Owner/Agent

4/3/2014
Date

Signature of Owner

Printed Name of Owner

Date

STATE OF Florida

COUNTY OF _____

The foregoing instrument was acknowledged before me this 3rd day of April 2014,
by Gene Emerson Foster

Personally Known OR Produced Identification Type of Identification Produced: ID # 7310-285-44-228-0

Rachel M Huebbe
Signature of Notary
(notary seal must be affixed)

Rachel M Huebbe
Printed Name of Notary



FOR OFFICE USE ONLY

CASE NUMBER: Z-2014-08

Meeting Date(s): PB 5/6/14 BCC 6/3/14 Accepted/Verified by: A Cain Date: 4/7/14

Fees Paid: \$ 1,270.50 Receipt #: _____ Permit #: _____

3363 West Park Place Pensacola, FL 32505
(850) 595-3475 * FAX: (850) 595-3481



Development Services Department

Escambia County, Florida

FOR OFFICE USE

CASE #: Z-2014-08

CONCURRENCY DETERMINATION ACKNOWLEDGMENT

For Rezoning Requests Only

Property Reference Number(s): 30-1N-31-1300-000-000

Property Address: 2161 Hwy 97 South 32533

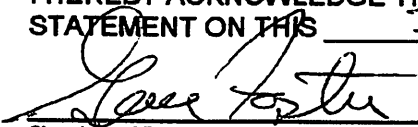
I/We acknowledge and agree that no future development for which concurrency of required facilities and services must be certified shall be approved for the subject parcel(s) without the issuance of a certificate of concurrency for the development based on the actual densities and intensities proposed in the future development's permit application.

I/We also acknowledge and agree that approval of a zoning district amendment (rezoning) or Future Land Use Map amendment does not certify, vest, or otherwise guarantee that concurrency of required facilities and services is, or will be, available for any future development of the subject parcels.

I/We further acknowledge and agree that no development for which concurrency must be certified shall be approved unless at least one of the following minimum conditions of the Comprehensive Plan will be met for each facility and service of the County's concurrency management system prior to development approval:

- a. The necessary facilities or services are in place at the time a development permit is issued.
- b. A development permit is issued subject to the condition that the necessary facilities and services will be in place and available to serve the new development at the time of the issuance of a certificate of occupancy.
- c. For parks and recreation facilities and roads, the necessary facilities are under construction at the time the development permit is issued.
- d. For parks and recreation facilities, the necessary facilities are the subject of a binding executed contract for the construction of the facilities at the time the development permit is issued and the agreement requires that facility construction must commence within one year of the issuance of the development permit.
- e. The necessary facilities and services are guaranteed in an enforceable development agreement. An enforceable development agreement may include, but is not limited to, development agreements pursuant to Section 163.3220, F.S., or as amended, or an agreement or development order issued pursuant to Chapter 380, F.S., or as amended. For transportation facilities, all in-kind improvements detailed in a proportionate fair share agreement must be completed in compliance with the requirements of Section 5.13.00 of the LDC. For wastewater, solid waste, potable water, and stormwater facilities, any such agreement will guarantee the necessary facilities and services to be in place and available to serve the new development at the time of the issuance of a certificate of occupancy.
- f. For roads, the necessary facilities needed to serve the development are included in the first three years of the applicable Five-Year Florida Department of Transportation (FDOT) Work Program or are in place or under actual construction no more than three years after the issuance of a County development order or permit.

I HEREBY ACKNOWLEDGE THAT I HAVE READ, UNDERSTAND AND AGREE WITH THE ABOVE STATEMENT ON THIS 5 DAY OF APRIL, YEAR OF 2014.



Signature of Property Owner

Gene Foster, Trustee

Printed Name of Property Owner

4/3/2014

Date

Signature of Property Owner

Printed Name of Property Owner

Date

3363 West Park Place Pensacola, FL 32505
(850) 595-3475 * FAX: (850) 595-3481



AFFIDAVIT OF OWNER AND LIMITED POWER OF ATTORNEY

As owner of the property located at 2161 Hwy 97 South 32533, Florida, property reference number(s) 30-1N-31-1300-000-000

I hereby designate Wiley C. "Buddy" Page for the sole purpose of completing this application and making a presentation to the:

- Planning Board and the Board of County Commissioners to request a rezoning on the above referenced property.
Board of Adjustment to request a(n) on the above referenced property.

This Limited Power of Attorney is granted on this 2nd day of April the year of 2014, and is effective until the Board of County Commissioners or the Board of Adjustment has rendered a decision on this request and any appeal period has expired.

Agent Name: Wiley C. "Buddy" Page Email: budpage1@att.net
Address: 5337 Hamilton Lane Pace, FL 32571 Phone: 850-232-9853

Signature of Property Owner (Handwritten signature)

Gene Foster, Trustee
Printed Name of Property Owner

4/2/2014
Date

Signature of Property Owner Printed Name of Property Owner Date

STATE OF Florida COUNTY OF Palm Beach

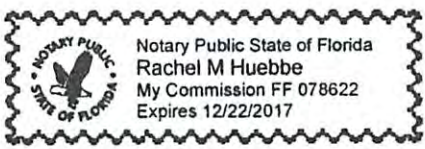
The foregoing instrument was acknowledged before me this 2nd day of April 20 14 by Gene Emerson Foster

Personally Known OR Produced Identification Type of Identification Produced: A#F36-285-44-228-0

Signature of Notary (Handwritten signature)

Rachel M Huebbe
Printed Name of Notary

(Notary Seal)



1342
2.70
2.00 interest

OR BK 4260 PG0741
Escambia County, Florida
INSTRUMENT 98-485948

DEED REC. STAMPS PD @ ESC CO \$ 0.70
05/22/98 EMILE LEE WASHBURN, CLERK
By: Sally Arnold

Without benefit of title examination
this instrument prepared by:
✓ William V. Linne, Esquire
127 Palafox Place
P. O. Box 12347
Pensacola, FL 32582

**THIS DEED IS BEING RECORDED TO ORDER TO CORRECT
THE LEGAL DESCRIPTION CONTAINED IN THAT CERTAIN
WARRANTY DEED RECORDED IN OFFICIAL RECORD BOOK
4172, AT PAGE 0994 OF THE PUBLIC RECORDS OF ESCAMBIA
COUNTY, FLORIDA.**

STATE OF FLORIDA
COUNTY OF ESCAMBIA

CORRECTIVE WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS that ARCHIE R. SAWYER and EVELYN M. SAWYER, husband and wife, whose address is: 2161 Highway 97 South, Cantonment, Florida, 32533, for and in consideration of Ten Dollars (\$10.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, has bargained, sold, conveyed and granted unto ARCHIE R. SAWYER and EVELYN MARIE SAWYER, as Trustees under the Joint Revocable Trust Agreement of ARCHIE R. SAWYER and EVELYN MARIE SAWYER, dated August 13, 1997 (Social Security Number: [REDACTED] whose address is 2161 Highway 97 South, Cantonment, Florida, 32533, their successors and assigns, forever, the real property located in Escambia County, Florida described as follows:

The East 236.75 feet of the South 528 feet of the Southeast quarter of the Northwest quarter and the South 528 feet of the Southwest quarter of the Northeast quarter, less road right of way for State Road 97, Section 30, Township 1 North, Range 31 West, Escambia County, Florida. LESS and EXCEPT the following portion thereof: Beginning at a concrete monument being the Southeast corner of Southwest 1/4 of the Northeast 1/4, Section 30, Township 1 North, Range 31 West, Escambia County, Florida; thence West along the South line of said Southwest 1/4 of the Northeast 1/4, a distance of 191.07 feet; thence deflect 90 degrees 00' 00" right a distance of 231.19 feet, thence deflect 90 degrees 00' 00" right parallel to said South line of the Southwest 1/4 of the Northeast 1/4, a distance of 176.70 feet to its intersection with the Westerly right of way line of State Road #97 (100' R/W) said point being in a curve concave to the Northeast, radius = 2914.93 feet; thence Southerly along said curve and right of way an arc distance of 86.16 feet to the East line of the Southwest 1/4 of the Northeast 1/4, thence Southerly along said East line a distance of 146.22 feet to the Point of Beginning. Containing 1.00 acres, more or less.

LESS and EXCEPT: an undivided one-half interest in and to all oil, gas and other minerals whatsoever, in or above the above described land, with the right of ingress and egress to mine, drill, for and produce such oil, gas and other minerals.

Subject to that certain perpetual easement recorded in the public records of Escambia County in Official Records Book 487 at Page 547 and described as follows: Commence at the Southwest corner of the Southeast quarter of the Northwest quarter of Section 30, Township 1 North, Range 31 West; thence East 1090 feet to a point; thence North 264 feet to the point of beginning; thence East 1563.50 feet to a point; thence North 33 feet to a point; thence West 1563.50 feet to a point; thence South 33 feet to the point of beginning. Less right of way for State Road 97.

The purpose of the foregoing easement is to allow ingress and egress to that property west of and adjacent to the land herein conveyed until such time as a public road is constructed that will serve said property.

Property Appraiser's Parcel I.D. No.: 30-1N-31-1300-000-000

The Grantors, ARCHIE R. SAWYER and EVELYN M. SAWYER, hereby reserve a life estate to themselves in and to the above-described real property.

Subject to taxes for current year and to valid easements and restrictions of record affecting the above property, if any, which are not hereby reimposed. Subject also to liens, encumbrances, oil, gas and mineral reservations of record.

ARCHIE R. SAWYER and EVELYN MARIE SAWYER, shall serve as the Initial Trustees of the trust. Following the resignation, death or inability of one of the Trustees to manage the affairs of the trust, then the remaining Trustees shall continue to serve as sole Trustee. Following the resignation, death or inability of both of the Trustees to manage the affairs of the Trust, then GENE EMERSON FOSTER and ELLON MARIE GARRETT shall serve as Successor co-Trustees. If ELLON MARIE GARRETT should be or become unable or unwilling to act or to continue to act as Trustee, then GENE EMERSON FOSTER. If GENE EMERSON FOSTER should be or become unable to or unwilling to act or to continue to act as Trustee, then ELLON MARIE GARRETT shall continue to serve as successor co-Trustee with MARY ANN FOSTER and BARBARA GAIL BECK. In the event of the resignation, death or inability of any of the said trustees to manage the affairs of the trust, then the remaining trustees will continue to serve as Co-trustees hereunder. In the event of the resignation, death or inability of all the above named-trustees to manage the affairs of the trust, then A . G. EDWARDS TRUST COMPANY shall serve as successor trustee. For so long as both Grantees are serving as Trustees, either of them may execute documents on behalf of both Trustees. For so long as two or more Trustees other than the Grantees are serving as Trustees, the acting Trustees may delegate in writing authority to one of their number to execute documents on behalf of all Trustees.

Said Trustee is vested with full rights of ownership over said real property, or the interest therein with full power and authority to deal in and with said real property, and the interest therein or any part thereof. Said Trustee is hereby conferred, pursuant to the requirements of Florida Statute Section 689.071, with the full power and authority to either protect, conserve, and to sell, or to lease, or to encumber, or otherwise manage and dispose of said real property, described above. Together with all and singular the tenements, hereditaments and appurtenances belonging or in anywise appertaining. To have and to hold the same unto the Grantee named, his successors and assigns forever.

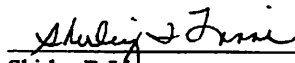
Said Grantor does fully warrant the title to said property and will defend the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the Grantor has hereunto set their hands and seals on this 19th day of May, 1998.

Signed, sealed and delivered
in the presence of:

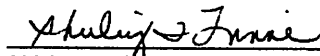

Suzanne C. Mize


ARCHIE R. SAWYER

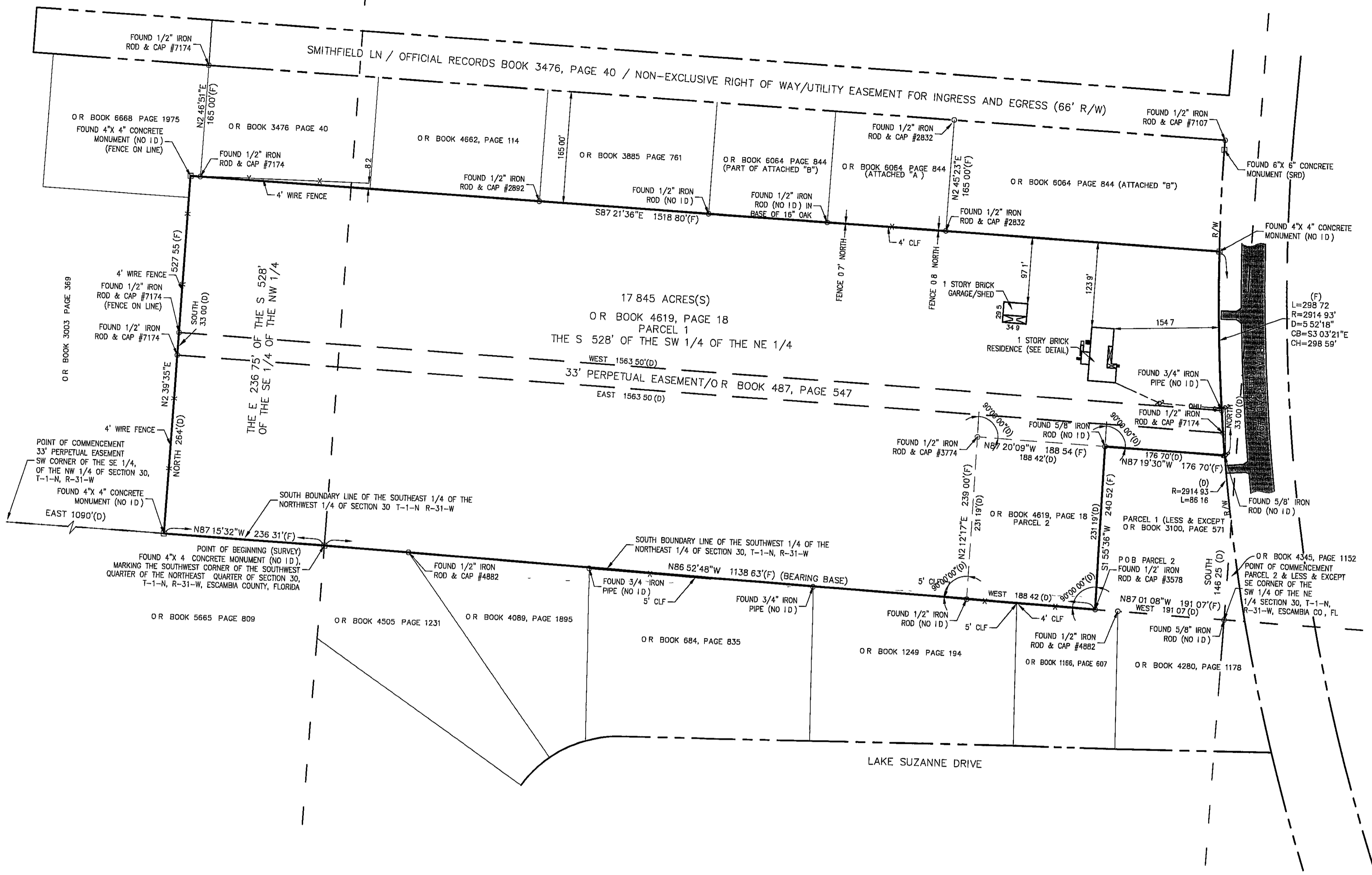

Shirley F. Laine


Suzanne C. Mize


EVELYN M. SAWYER


Shirley F. Laine

April 2, 2014 (12:44:40 EST)
 M:\021 012 PENINSACOLA 17 ACRES SURVEY DWG\021 012 PENINSACOLA 17 ACRES BS DWG



DESCRIPTION (as furnished Official Records Book 4619, Page 18 of the Public Records of Escambia County, Florida)
 Parcel 1

The East 236.75 feet of the South 528 feet of the Southeast quarter of the Northwest quarter and the South 528 feet of the Southwest quarter of the Northeast quarter, less road right of way for State Road 97, Section 30, Township 1 North, Range 31 West, Escambia County, Florida LESS and EXCEPT the following portion thereof: Beginning at a concrete monument being the Southeast corner of Southwest 1/4 of the Northeast 1/4 of Section 30, Township 1 North, Range 31 West, Escambia County, Florida, thence West along the South line of said Southwest 1/4 of the Northeast 1/4, a distance of 191.07 feet, thence deflect 90 degrees 00' 00" right a distance of 231.19 feet, thence deflect 90 degrees 00' 00" right parallel to said South line of the Southwest 1/4 of the Northeast 1/4, a distance of 176.70 feet to its intersection with the Westerly right of way line of State Road #97 (100' R/W) said point being in a curve concave to the Northeast, radius = 2914.93 feet, thence Southerly along said curve and right of way on an arc distance of 86.16 feet to the East line of the Southwest 1/4 of the Northeast 1/4, thence Southerly along said East line a distance of 146.22 feet to the Point of Beginning Containing 1.00 acres, more or less.

Subject to that certain perpetual easement recorded in the public records of Escambia County in Official Records Book 487 at Page 547 and described as follows: Commence at the Southwest corner of the Southeast quarter of the Northwest quarter of Section 30, Township 1 North, Range 31 West, thence East 1090 feet to a point, thence North 254 1563.50 feet to a point, thence East 1563.50 feet to the point of beginning Less right of way for State Road 97.

The purpose of the foregoing easement is to allow ingress and egress to that property west of and adjacent to the land herein conveyed until such time as a public road is constructed that will serve said property.

Parcel 2
 Commence at a concrete monument, being the Southeast corner of the Southwest 1/4 of the Northeast 1/4 of Section 30, Township 1 North, Range 31 West, Escambia County, Florida thence West along the South line of the said Southwest 1/4, Northeast 1/4 for a distance of 191.07 feet for the Point of Beginning, thence continue along same course for a distance of 188.42 feet, thence deflect 90 right for a distance of 231.19 feet, thence deflect 90 right for a distance of 176.70 feet, thence deflect 90 right for a distance of 231.19 feet to the Point of Beginning Containing 1.0 acres more or less.

DESCRIPTION (as per field survey)

Begin at a 4"x4" concrete monument (no identification) marking the Southwest corner of the Southwest Quarter of the Northeast Quarter of Section 30, Township 1 North, Range 31 West, Escambia County, Florida and run thence North 87 degrees 15 minutes 32 seconds West, along the South boundary line of said Southwest Quarter of the Northeast Quarter, for a distance of 236.31 feet to a found 4"x4" concrete monument (no identification), thence leaving said South boundary line run North 2 degrees 39 minutes 35 seconds East, for a distance of 527.55 feet to a found 4"x4" concrete monument (no identification), thence South 87 degrees 21 minutes 36 seconds East, (165.00 feet South of County, Florida), for a distance of 1518.80 feet to a 4"x4" concrete monument (no identification) on the West right of the State Road No 97 (100' right of way), concrete monument also being on a curve concave to the East, 18 seconds, for an arc distance of 298.72 feet (chord of said arc being South 03 degrees 03 minutes 21 seconds East, 298.59 feet) to a found 5/8" iron rod (no identification) marking the Northeast corner of property described in Official Records Book 3100, Page 571 of the Public Records of Escambia County, Florida, thence leaving said West right of way of 176.70 feet to a found 5/8" iron rod (no identification) marking the Northwest corner of said property, thence South 01 degrees 55 minutes 36 seconds West, along the West boundary line of said property, for a distance of 240.52 feet to a found 1/2" iron rod and cap No 3578, marking the Southwest corner of said property; (iron rod and cap also being minutes 48 seconds West, along said South boundary line, for a distance of 1138.63 feet to the Point of Beginning Containing 17.845 acres, more or less.

NO.	DATE	REVISION
1		
2		
3		
4		
5		
6		
7		

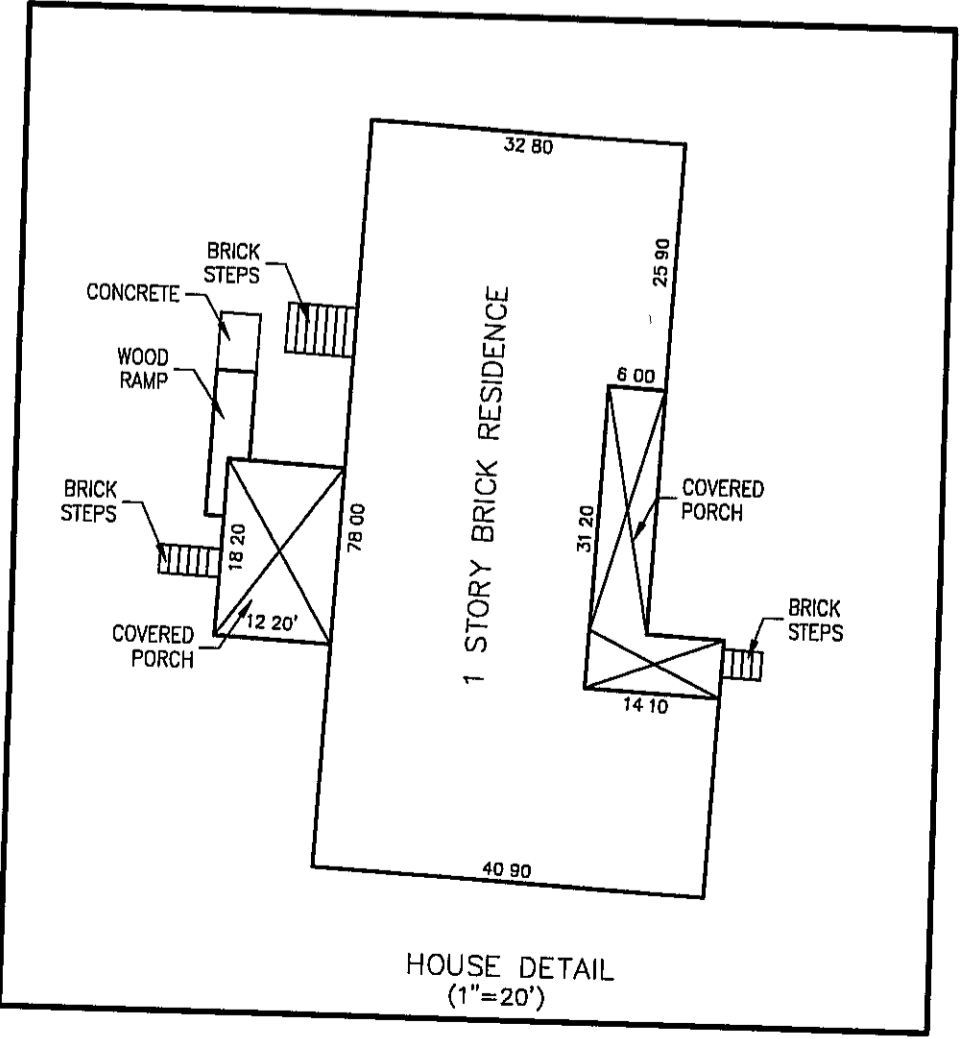
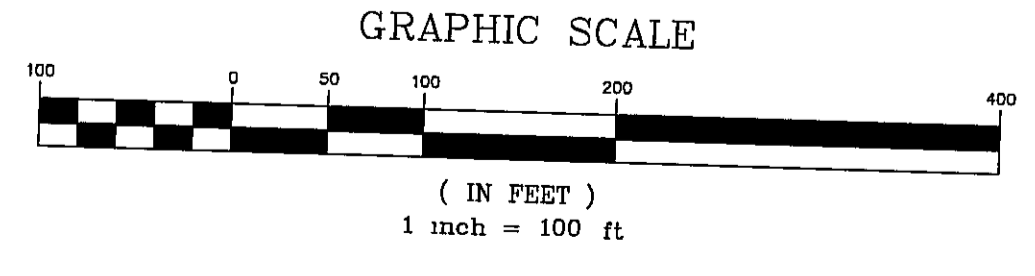
PREBLE-RISH INC.
 CONSULTING ENGINEERS AND SURVEYORS
 CIVIL • SURVEYING • SITE PLANNING

201 WASHINGTON ST
 SUITE 100
 TAMPA, FL 33604
 (813) 281-1111

DATE: 4/02/2014
 CHECKED FOR: [Signature]
 DRAWN: [Signature]
 DESIGNED: [Signature]
 SCALE: 1"=100'

SYMBOLS & ABBREVIATIONS

- NAD = NORTH AMERICAN DATUM
- = LINE NOT TO SCALE
- No. = NUMBER
- # = NUMBER
- OR = OFFICIAL RECORDS
- ± = MORE OR LESS
- (F) = FIELD MEASUREMENT
- (D) = DESCRIPTION DATA
- L = ARC LENGTH
- R = RADIUS
- Δ = DELTA ANGLE
- CB = CHORD BEARING
- CH = CHORD LENGTH
- P.O.B. = POINT OF BEGINNING
- R/W = RIGHT OF WAY
- (NO ID) = NO IDENTIFICATION
- CLF = CHAIN LINK FENCE
- T = TRAFFIC SIGN
- M = MAILBOX
- G = GUY ANCHOR
- U = UTILITY POLE
- OHU = OVERHEAD UTILITY LINE
- ASPH = EXISTING ASPHALT PAVEMENT



SURVEYOR'S NOTES

1. BEARINGS SHOWN HEREON ARE REFERENCED TO FLORIDA STATE PLANE COORDINATES, NORTH ZONE, NAD 1983/90, U.S. SURVEY FEET BEARING BEING N86°52'48"W ON THE SOUTH BOUNDARY LINE OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SECTION 30, T-1-N, R-31-W.
2. THIS SURVEY MAP AND REPORT IS NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER ADDITIONS OR DELETIONS TO SURVEY MAPS OR REPORTS BY OTHER THAN THE SIGNING PARTY OR PARTIES IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY OR PARTIES.
3. FLOOD NOTE: BY GRAPHIC PLOTTING ONLY, THE PROPERTY SHOWN HEREON LIES IN ZONE X ESCAMBIA COUNTY, FLORIDA. SEE COMMUNITY PANEL NO. 120080 0280 G, WHICH BEARS A MAP REVISED DATE OF SEPTEMBER 29, 2008.
4. SOURCE OF INFORMATION: DEEDS RECORDED IN THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA AND FIELD MONUMENTATION.
5. NO TITLE SEARCH, TITLE OPINION OR ABSTRACT WAS PERFORMED BY, NOR PROVIDED TO PREBLE-RISH, INC. FOR THE SUBJECT PROPERTY. THERE MAY BE DEEDS OF RECORD, UNRECORDED DEEDS, EASEMENTS, ENCROACHMENTS, RIGHT-OF-WAYS, BUILDING SETBACKS, RESTRICTIVE COVENANTS OR OTHER INSTRUMENTS WHICH COULD AFFECT THE BOUNDARIES OR USE OF THE SUBJECT PROPERTY.
6. NO UNDERGROUND UTILITIES, UTILITY LINES, FOUNDATIONS, OR OTHER UNDERGROUND STRUCTURES HAVE BEEN LOCATED BY PREBLE-RISH, INC.
7. ENVIRONMENTAL WETLANDS IF ANY EXIST HAVE NOT BEEN DETERMINED BY PREBLE-RISH, INC.
8. THERE MAY BE ADDITIONAL RESTRICTIONS NOT SHOWN ON THIS SURVEY THAT MAY BE FOUND IN THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA.
9. DATE OF FIELD SURVEY APRIL 1, 2014.

BOUNDARY SURVEY
 STATE ROAD NO. 97
 SECTION 30, T-1-N, R-31-W
 ESCAMBIA COUNTY, FLORIDA

GARRETT ELLON MARIE &
C/O GENE FOSTER
17642 133 TRAIL NORTH
JUPITER, FL 33478

SMITH JOSHUA A
1699 SMITHFIELD LN
CANTONMENT, FL 32533

DEVINE FARMS LLC
PO BOX 12603
PENSACOLA, FL 32591

DOUGLAS JAMES W & GAY W
1281 ANDREA LN
CANTONMENT, FL 32533

GREENHUT DUDLEY H &
2095 S HWY 97
CANTONMENT, FL 32533

MILSTID STEPHEN F LIFE EST &
1250 ANDREA LN
CANTONMENT, FL 32533

BOYETT JESSIE L JR
1686 SMITHFIELD LN
CANTONMENT, FL 32533

RAGAZINSKAS THOMAS &
2110 HW 97 S
CANTONMENT, FL 32533

KRUSHAS WILLIAM C JR & JO A
1616 SMITHFIELD LN
CANTONMENT, FL 32533

TURI GERARD S & DEBRA M
1610 SMITHFIELD LN
CANTONMENT, FL 32533

MCKINNEY CAREY &
1260 ANDREA LN
CANTONMENT, FL 32533

SMITH EDWIN A & NANCY G
1460 SMITHFIELD LN
CANTONMENT, FL 32533

SMITH MARTHA LYNELLE
1545 SMITHFIELD LN
CANTONMENT, FL 32533

SMITH STANLEY W
1535 SMITHFIELD LN
CANTONMENT, FL 32533

MAYO KATHLEEN A
1695 SMITHFIELD LN
CANTONMENT, FL 32533

FORTE GEORGE R &
2211 HWY 97 SOUTH
CANTONMENT, FL 32533

TOUCHSTONE LEMUEL D & KATHY L
3182 LAKE SUZANNE DR
CANTONMENT, FL 32533

SLIGER MYRON K & GRACE L
3178 LAKE SUZANNE DR
CANTONMENT, FL 32533

LADNER CLARENCE M JR & JUDITH O
3166 LAKE SUZANNE DR
CANTONMENT, FL 32533

BROCK JULIE K
3160 LAKE SUZANNE DR
CANTONMENT, FL 32533

HAGENDORFER JOSEPH E SR & BRENDA
E
3150 LAKE SUZANNE DR
CANTONMENT, FL 32533

MCDONALD MARTHA J
2059 ARGLE RD
CANTONMENT, FL 32533

BOATWRIGHT MICHAEL &
2099 ARGLE RD
CANTONMENT, FL 32533

GAY ROY V & JOYCE M
2250 HWY 97 S
CANTONMENT, FL 32533

HINOTE JOHN A
3151 LAKE SUZANNE DR
CANTONMENT, FL 32533

GAFFNEY MICHAEL & KAREN
3155 LAKE SUZANNE DR
CANTONMENT, FL 32533

HANSEN A DANNY &
3161 LAKE SUZANNE DR
CANTONMENT, FL 32533

MCCAULEY KEVIN P & LISA
3167 LAKE SUZANNE DR
CANTONMENT, FL 32533

HYNES JOAN ANN
3173 LAKE SUZANNE DR
CANTONMENT, FL 32533

ANDREWS RONALD S & CHARLENE A
3179 LAKE SUZANNE DR
CANTONMENT, FL 32533

CAINE WILLIAM E & DONNA M
3193 LAKE SUZANNE DR
CANTONMENT, FL 32533

HENRY THOMAS
3158 GATEWAY LN
CANTONMENT, FL 32533

DAVIS GERALD O & ELIZABETH
2130 HWY 97 S
CANTONMENT, FL 32533

WALKER CLINTON G & JULIA K
2180 HWY 97 SOUTH
CANTONMENT, FL 32533

STEPHENS JOSEPH W &
2212 HWY 97 S
CANTONMENT, FL 32533

CONLEY RICHARD D & SHEILA R
1950 ARGLE RD
CANTONMENT, FL 32533

KELL PATRICIA RAY
2180 HWY 97 S
CANTONMENT, FL 32533

GREENHUT DUDLEY H TRUSTEE
2095 HWY 97 SOUTH
CANTONMENT, FL 32533

BASS NELSON S TRUSTEE
112 JACQUELYN WAY
PENSACOLA, FL 32505

DYE LARRY V & DENIECE
3194 LAKE SUZANNE DR
CANTONMENT, FL 32533

MAYNE LEWIS J JR &
3186 LAKE SUZANNE DR
CANTONMENT, FL 32533

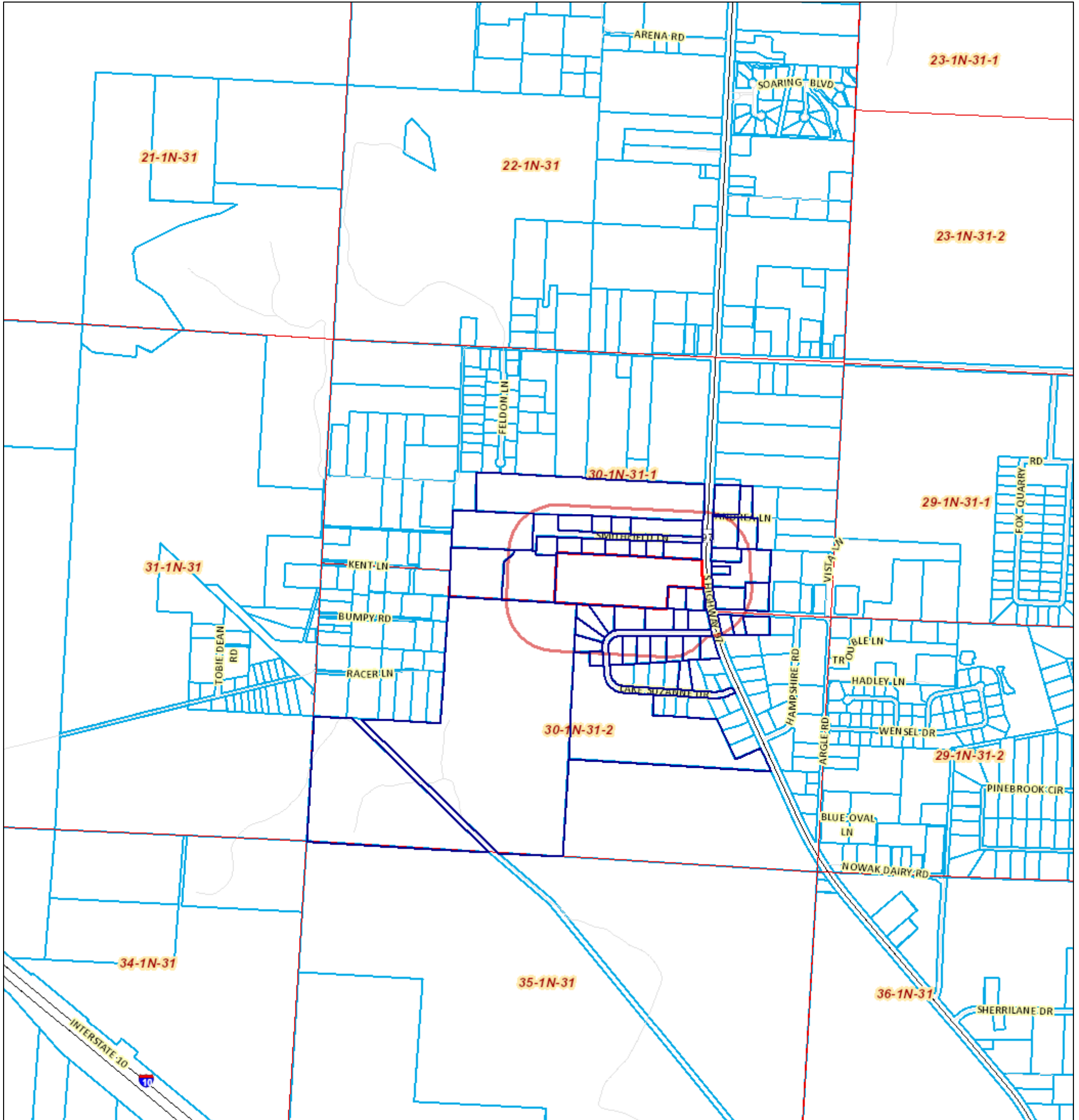
SUMMERLIN GREGORY A &
3190 LAKE SUZANNE DR
CANTONMENT, FL 32533

SMITH JUSTIN L
1775 SMITHFIELD LN
CANTONMENT, FL 32533

SMITH HUBERT W & MARGARET R
4500 PINE BARRON RD
CENTURY, FL 32535

ESCAMBIA COUNTY
221 PALAFOX PL STE 420
PENSACOLA, FL 32502

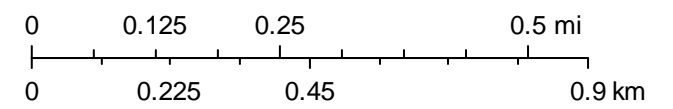
Chris Jones Escambia County Property Appraiser



April 7, 2014

1:12,238

- ⋯ Map Grid
- City Road
- County Road
- Interstate
- State Road
- US Highway
- All Roads
- ⋯ Property Line





BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 5-6-14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: 2014-8

OR

Agenda Item Number/Description:

In Favor Against

*Name: Buddy Page

*Address: 5337 Hamilton Ln *City, State, Zip: Fla

Email Address: budpage1@att.net Phone: 232-9853

Please indicate if you:

would like to be notified of any further action related to the public hearing item.

do not wish to speak but would like to be notified of any further action related to the public hearing item.

All items with an asterisk * are required.

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Escambia County Planning Board
Public Hearing
Speaker Request Form

opposed: criterion 3

Please Print Clearly

Meeting Date: 5/6/14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08

OR

Agenda Item Number/Description:

In Favor Against

*Name: Donna Mayne

*Address: 3186 Lake Suzanne Dr *City, State, Zip: Cannonsville FL

Email Address: djmayne@aol.com Phone: 8509371518

Please indicate if you:

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Escambia County Planning Board
Public Hearing
Speaker Request Form

*may or may not
be opposed
based on
new request.*

Please Print Clearly

Meeting Date: 5 8 2014

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08

OR

Agenda Item Number/Description:

 In Favor Against

*Name: Bill Greenhut

*Address: 2095 Hwy 97 South *City, State, Zip: Cantonment, FL

Email Address: bill@greenhut.com Phone: 2323458

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: _____

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: _____

OR

Agenda Item Number/Description: _____

In Favor Against

*Name: Jim Homyak

*Address: 366 Ft Pickens Rd *City, State, Zip: FL 32561

Email Address: jim@parlapd12qu15.com Phone: 850-393-0993

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 5/6/14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z 2014 08

OR

Agenda Item Number/Description:

 In Favor ✓ Against

*Name: Ken Sliger

*Address: 3178 LAKE SUZANNE *City: State: FL Zip: 32533

Email Address: MKSLIGER Phone: 850-968-2733

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 05/06/2014

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08 OR

Agenda Item Number/Description:

In Favor [checked] Against

*Name: CLARENCE LADNER

*Address: 5156 LAKE SUZANNE DR City, State, Zip: CANTONMENT, FL 32133

Email Address: ladnerc4@bellsouth.net Phone: 908-9988

Please indicate if you:

- [] would like to be notified of any further action related to the public hearing item.
[] do not wish to speak but would like to be notified of any further action related to the public hearing item.

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 6 MAY 2014

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08

OR

Agenda Item Number/Description:

 In Favor X Against

*Name: JOSEPH W. STEPHENS

*Address: 2212 Hwy 97 SOUTH *City, State, Zip: CANTONMENT, FL 32533

Email Address: pops@panhandle.rr.com Phone: 850 712 7505

Please indicate if you:

would like to be notified of any further action related to the public hearing item.

do not wish to speak but would like to be notified of any further action related to the public hearing item.

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 5-6-14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: 2014-08

OR

Agenda Item Number/Description:

 In Favor ✓ Against

*Name: Hubert W. Smith

*Address: 4500 Pine Barren Rd *City, State, Zip: Century, FL 32535

Email Address: _____ Phone: 572-1466

Please indicate if you:

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 5-6-14
2-2014-08

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: 2-2014-08

OR

Agenda Item Number/Description:

In Favor / Against

*Name: Stephen Milstid

*Address: 1250 Andrea Lane, Cantonment, FL City, State, Zip: 32533

Email Address: smilstid@panhandle.rr.com Phone: 380-0070

Please indicate if you:

- [X] would like to be notified of any further action related to the public hearing item.
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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 5/6/2014

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08

OR

Agenda Item Number/Description:

 In Favor X Against

*Name: GARY + LINDA MILLER

*Address: 3130 LAKE SUZANNE *City, State, Zip: CANTONMENT FL 32533

Email Address: lmiller@parhandle.com Phone: 850-937-9172

Please indicate if you:

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: May 6, 2014

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z 201408

OR

Agenda Item Number/Description:

In Favor [X] Against

Rezoning

*Name: Brenda Hagendorfer

*Address: 3150 Lake Suzanne Dr. *City, State, Zip: Cantonment, FL

Email Address: N/A Phone: 937-3112

Please indicate if you:

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Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 5-6-14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: 2-2014-08

OR

Agenda Item Number/Description:

In Favor X Against

*Name: Stanley W. Smith

*Address: 1535 Smithfield Ln. *City, State, Zip: Cantonment 32533

Email Address: Phone: 850 572 1465

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Speaker Request Form

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Meeting Date: 5-6-14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08

OR

Agenda Item Number/Description:

In Favor X Against

*Name: Kathleen A. Mayo Bailey

*Address: 1695 Smithfield Lane Cantonment FL 32533
*City, State, Zip: Cantonment FL 32533

Email Address: kathiebailey@gmail.com Phone: 968-5295

Please indicate if you:

[] would like to be notified of any further action related to the public hearing item.

[X] do not wish to speak but would like to be notified of any further action related to the public hearing item.

All items with an asterisk * are required.

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 5/6/2014

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08 OR

Agenda Item Number/Description:

In Favor Against

*Name: James Dunning

*Address: 1303 W Kingsfield City, State, Zip: Cantonment 32537

Email Address: _____ Phone: 968-0865

Please indicate if you:

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 05-06-14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: 2-2014-08 OR

Agenda Item Number/Description:

 In Favor ✓ Against

*Name: Rick Conley

*Address: 1950 Argle Rd.

*City, State, Zip: Centonment

Email Address: _____

Phone: 850-607-7037

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Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 5/6/14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08

OR

Agenda Item Number/Description:

 In Favor Against

*Name: Ronald S. Andrews

*Address: 3179 Lake Suzanne Dr *City, State, Zip: Cantonment FL 32533

Email Address: NightriderBSA@gmail.com Phone: 850-324-2525

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 5/6/14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08

OR

Agenda Item Number/Description:

In Favor [checked] Against

*Name: Cynthia Stull

*Address: 1901 Feldon Ln *City, State, Zip: Cantonment FL 32533

Email Address: Jacobcindy.stull@yahoo.com Phone: 850-380-4065

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Public Hearing
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Please Print Clearly

Meeting Date: 5/6/2014

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08

OR

Agenda Item Number/Description:

X In Favor X Against

*Name: JOSHUA SMITH

*Address: 1699 SMITHFIELDS LN *City, State, Zip: CANTONMENT 32533

Email Address: _____ Phone: 712-5075

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Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 5/6/14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08

OR

Agenda Item Number/Description:

In Favor [checked] Against

*Name: Edwin Alas Smith

*Address: 1460 Smithfield Rd *City, State, Zip: Cantonment FL 32533

Email Address: 155plumbing@att.net Phone: 850-968-6451

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: _____

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: 2-2014-08

OR

Agenda Item Number/Description: _____

_____ In Favor [checked] Against _____

*Name: J Ann & Bill Krushad

*Address: 1616 Smithfield, *City, State, Zip: Cent. Fl. 32533

Email Address: _____ Phone: 850-937-9566

Please indicate if you:

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 5-6-14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08

OR

Agenda Item Number/Description:

In Favor X Against

*Name: Linda C. Miller

*Address: 3130 Lake Sycamore Dr City, State, Zip: Cantonment, FL 32505

Email Address: LMiller004@panhandle.rr.com Phone: 850-937-9172

Please indicate if you:

- checkbox would like to be notified of any further action related to the public hearing item.
checkbox do not wish to speak but would like to be notified of any further action related to the public hearing item.

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 5/16/2014

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08

OR

Agenda Item Number/Description:

In Favor X Against

*Name: Haley Miller

*Address: 1270 Andrea Ln *City, State, Zip: Cantonment FL 32533

Email Address: Phone: 937-3438

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 6/3/14

Rezoning Quasi-judicial Hearing

Rezoning Case #: Z-2014-08

OR

Regular Planning Board Meeting

Agenda Item Number/Description:

 In Favor X Against

*Name: Kelly Key

*Address: 3151 Lake Suzanne Dr. *City, State, Zip: Cantonment FL 32533

Email Address: Kelebele81@gmail.com Phone: (205) 566-0659

Please indicate if you:

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 6/3/14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08

OR

Agenda Item Number/Description:

In Favor Against

*Name: Ronald A. Edwards

*Address: 3179 Lake Suzanne *City, State, Zip: 32533

Email Address: _____ Phone: 324-2525

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: June 3, 2014

Rezoning Quasi-judicial Hearing

Rezoning Case #: Z-2014-08

OR

Regular Planning Board Meeting

Agenda Item Number/Description:

 In Favor Against

*Name: Stephen Milstid

*Address: 1250 Andrea Lane *City, State, Zip: Cantonment, FL 32533

Email Address: smilstid@panhandle.rr.com Phone: 850-380-0070

Please indicate if you:

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 6-3-14

Rezoning Quasi-judicial Hearing

Rezoning Case #: 2014-08

OR

Regular Planning Board Meeting

Agenda Item Number/Description: _____

In Favor Against

*Name: BUDDY PAGE

*Address: 5337 Hamilton Lane *City, State, Zip: Pace

Email Address: buddy@att.net Phone: 231-9853

Please indicate if you:

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Speaker Request Form

Please Print Clearly

Meeting Date: 6-4-14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08 OR

Agenda Item Number/Description: _____

_____ In Favor Against

*Name: Kathleen Mayo Bailey

*Address: 1695 Smithfield Ln. *City, State, Zip: Cantonment FL 32533

Email Address: Kathiebailey@gmail.com Phone: 968-5295

Please indicate if you:

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Speaker Request Form

Please Print Clearly

Meeting Date: 6-3-14

Rezoning Quasi-judicial Hearing

Rezoning Case #: Z-2014-08

OR

Regular Planning Board Meeting

Agenda Item Number/Description: _____

_____ In Favor Against

*Name: Don Anderson

*Address: 3161 Lakewood Dr *City, State, Zip: DAV FL 32533

Email Address: _____ Phone: 968-0441

Please indicate if you:

- would like to be notified of any further action related to the public hearing item.
- do not wish to speak but would like to be notified of any further action related to the public hearing item.

*All items with an asterisk * are required.*

Chamber Rules

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BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

Development Services Department
3363 West Park Place, Pensacola, FL 32505
(850) 595-3475 - Phone
(850) 595-3481 - FAX
www.myescambia.com

Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 6-3-14

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: 2-2014-08

OR

Agenda Item Number/Description:

 In Favor X Against

*Name: Stanley W. Smith

*Address: 1535 Smithfield Ln City, State, Zip: Chautauque, FL 32533

Email Address: _____ Phone: 850 572.1465

Please indicate if you:

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Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 6-3-14

Rezoning Quasi-judicial Hearing

Rezoning Case #: 2-2014-8

OR

Regular Planning Board Meeting

Agenda Item Number/Description: _____

_____ In Favor ✓ Against

*Name: H. W. Smith

*Address: 4500 Pine Barren Rd City, State, Zip: Century, FL 32535

Email Address: _____ Phone: 850/572-1444

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 6-3-14

Rezoning Quasi-judicial Hearing

Rezoning Case #: Z-2014-08

OR

Regular Planning Board Meeting

Agenda Item Number/Description: _____

_____ In Favor Against

*Name: E. Alan Smith

*Address: 1460 Smithfield Ln *City, State, Zip: Cantonment FL 32573

Email Address: 155plumbing@att.net Phone: 850-968-6451

Please indicate if you:

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 06-03-2014

Rezoning Quasi-judicial Hearing

Regular Planning Board Meeting

Rezoning Case #: Z-2014-08

OR

Agenda Item Number/Description: _____

In Favor Against

*Name: CLARENCE LADNER

*Address: 3166 LAKE SUZANNE DR City, State, Zip: CANTONMENT, FL 32535

Email Address: ladnerc4@bellsouth.net Phone: 968-9888

Please indicate if you:

- would like to be notified of any further action related to the public hearing item.
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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 6/3/2014

Rezoning Quasi-judicial Hearing

Rezoning Case #: Z-2014-08

OR

Regular Planning Board Meeting

Agenda Item Number/Description: _____

____ In Favor X Against

*Name: JOSHUA SMITH

*Address: 1699 SMITHFIELD LN *City, State, Zip: CANTONMENT 32533

Email Address: _____ Phone: 850-944-6614

Please indicate if you:

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 6-3-14

Rezoning Quasi-judicial Hearing

Rezoning Case #: Z-2014-08

OR

Regular Planning Board Meeting

Agenda Item Number/Description: _____

_____ In Favor X Against

*Name: GAY Douglas

*Address: 1281 Andrea Lane *City, State, Zip: 32533

Email Address: _____ Phone: 968-1825

Please indicate if you:

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do not wish to speak but would like to be notified of any further action related to the public hearing item.

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 3 JUN 2014

Rezoning Quasi-judicial Hearing Z-2014-08
Rezoning Case #: LSA-2014-03 OR

Regular Planning Board Meeting
Agenda Item Number/Description:

In Favor X Against

*Name: GARLY E MILLER

*Address: 3130 LAKE SUZANNE *City, State, Zip: CANTONMENT, FL 32533

Email Address: 1MILLER004@PANHANDLE.FV.GOV Phone: 293 3893

Please indicate if you:

- [X] would like to be notified of any further action related to the public hearing item.
[] do not wish to speak but would like to be notified of any further action related to the public hearing item.

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: June 3

Rezoning Quasi-judicial Hearing

Rezoning Case #: Z-2014-08

OR

Regular Planning Board Meeting

Agenda Item Number/Description: _____

In Favor Against

*Name: Brenda Hagendorfer

*Address: 3150 Lake Suzanne Dr *City, State, Zip: Cantonment, FL 32533

Email Address: N/A Phone: 937-3112

Please indicate if you:

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Escambia County Planning Board
Public Hearing
Speaker Request Form

Please Print Clearly

Meeting Date: 4/3/14

Rezoning Quasi-judicial Hearing
Rezoning Case #: Z-2014-08 OR

Regular Planning Board Meeting
Agenda Item Number/Description:

 In Favor ✓ Against

*Name: Donna Mayne

*Address: 3186 Lake Suzanne Dr *City, State, Zip: Cantonment, FL 32583

Email Address: djmayne@aol.com Phone: 850 937 1518

Please indicate if you:

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do not wish to speak but would like to be notified of any further action related to the public hearing item.

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BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6326

Growth Management Report 11. 2.

BCC Regular Meeting

Public Hearing

Meeting Date: 07/10/2014

Issue: 5:45 p.m. - A Public Hearing - Amendment to the Official Zoning Map

From: Horace Jones, Interim Department Director

Organization: Development Services

RECOMMENDATION:

5:45 p.m. A Public Hearing for Consideration for Adopting an Ordinance Amending the Official Zoning Map

That the Board adopt an Ordinance to amend the Official Zoning Map to include the rezoning case heard by the Planning Board on June 3, 2014 and approved during the previous agenda item and to provide for severability, inclusion in the code, and an effective date.

BACKGROUND:

Rezoning case Z-2014-08 was heard by the Planning Board on June 3, 2014. Under the Land Development Code (LDC), the Board of County Commissioners reviews the record and the recommended order of the Planning Board and conducts a Public Hearing for adoption of the LDC Zoning Map Amendment.

As a means of achieving the Board's goal of "decreasing response time from notification of citizen needs to ultimate resolution," the Board is acting on both the approval of the Planning Board's recommendation and the LDC Map Amendment for this month's rezoning cases. The previous report item addresses the Board's determination regarding the Planning Board's recommendation. This report item addresses only the Public Hearing and adoption of the Ordinance amending the LDC Official Zoning Map.

BUDGETARY IMPACT:

No budgetary impacts are expected as a result of the recommended Board action.

LEGAL CONSIDERATIONS/SIGN-OFF:

A copy of the standardized Ordinance has initially been provided to the County Attorney's office for review regarding compliance with rezoning requirements in Florida Statutes and the Land Development Code.

PERSONNEL:

No additional personnel are anticipated for the implementation of this recommended Board action.

POLICY/REQUIREMENT FOR BOARD ACTION:

The Board Chairman will need to sign the Ordinance to amend the Official Zoning Map.

IMPLEMENTATION/COORDINATION:

This Ordinance, amending the Land Development Code Official Zoning Map, will be filed with the Department of State following adoption by the Board.

This Ordinance is coordinated with the County Attorney's Office, the Development Services Department and interested citizens. The Development Services Department will ensure proper advertisement.

Attachments

Ordinance - Draft

ORDINANCE NUMBER 2014-_____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA, AMENDING PART III OF THE ESCAMBIA COUNTY CODE OF ORDINANCES (1999), THE LAND DEVELOPMENT CODE OF ESCAMBIA COUNTY, FLORIDA, AS AMENDED; AMENDING ARTICLE 6, SECTION 6.02.00, THE OFFICIAL ZONING MAP; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA:

Section 1. Purpose and Intent.

The Official Zoning Map of Escambia County, Florida, as adopted by reference and codified in Part III of the Escambia County Code of Ordinances (1999), the Land Development Code of Escambia County, Florida, as amended: Article 6, Section 6.02.00, and all notations, references and information shown thereon as it relates to the following described real property in Escambia County, Florida, is hereby amended, as follows.

Case No.:	Z-2014-08
Address:	2161 Hwy 97 South
Property Reference No.:	30-1N-31-1300-000-000
Property Size:	17.84 (+/-) acres
From:	V-1, Villages Single-Family Residential, Gross Density (one du/acre)
To:	V-2A, Villages Single-Family Residential, Gross Density (three du/acre)
FLU Category:	MU-S, Mixed-Use Suburban

Section 2. Severability.

If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

Section 3. Inclusion in Code.

It is the intention of the Board of County Commissioners that the provisions of this Ordinance shall be codified as required by F.S. § 125.68 (2012); and that the sections, subsections and other provisions of this Ordinance may be renumbered or re-lettered

and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

Section 4. Effective Date.

This Ordinance shall become effective upon filing with the Department of State.

DONE AND ENACTED by the Board of County Commissioners of

Escambia County Florida, this _____ day of _____, 2014.

**BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA**

Lumon J. May, Chairman

**ATTEST: PAM CHILDERS
CLERK OF THE CIRCUIT COURT**

Deputy Clerk

(SEAL)

ENACTED:

FILED WITH DEPARTMENT OF STATE:

EFFECTIVE DATE:



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6293

Growth Management Report 11.3.

BCC Regular Meeting

Public Hearing

Meeting Date: 07/10/2014

Issue: 5:46 p.m. - Funeral Establishments, Cemeteries, Cinerators and Related Services

From: Horace Jones, Interim Department Director

Organization: Development Services

RECOMMENDATION:

5:46 p.m. - A Public Hearing Concerning the Review of an Ordinance Amending Articles 3, 6 and 11

That the Board of County Commissioners (BCC) review an Ordinance to the Land Development Code (LDC) amending Article 3, Section 3.02.00 by adding and amending definitions for funeral establishments, cemeteries, cinerators and related consumer services. Amending Article 6 by establishing locational criteria for funeral establishments, cemeteries, cinerators and related consumer services. Amending Article 11 by authorizing certain funeral establishments, cemeteries, cinerators and related consumer services in the Airfield Influence Planning Districts.

This hearing serves as the first of two required public hearings before the BCC as set forth in Section 2.08.04 (b) and F.S. 125.66 (4) (b).

At the June 3, 2014, Planning Board Meeting, the Board recommended approval to the BCC.

BACKGROUND:

Staff was directed to present to the Planning Board an ordinance addressing definitions, zoning locational criteria for activities related to funeral establishments, cemeteries, cinerators and related consumer services.

BUDGETARY IMPACT:

No budgetary impact is anticipated by the adoption of this Ordinance.

LEGAL CONSIDERATIONS/SIGN-OFF:

The attached Ordinance has been reviewed and approved for legal sufficiency by Ryan E. Ross, Assistant County Attorney. Any recommended legal comments are attached herein.

PERSONNEL:

No additional personnel are required for implementation of this Ordinance.

POLICY/REQUIREMENT FOR BOARD ACTION:

The proposed Ordinance is consistent with the Board's goal "to increase citizen involvement in, access to, and approval of, County government activities."

IMPLEMENTATION/COORDINATION:

Implementation of this Ordinance will consist of an amendment to the LDC and distribution of a copy of the adopted Ordinance to interested citizens and staff.

The proposed Ordinance was prepared in cooperation with the Development Services Department, the County Attorney's Office and all interested citizens. The Development Services Department will ensure proper advertisement.

Attachments

DRAFT Ordinance

Attachment A (Art 3)

Attachment B (Art 6)

Attachment C (Art 11)

ORDINANCE NUMBER 2014-____

AN ORDINANCE OF ESCAMBIA COUNTY, FLORIDA, AMENDING PART III OF THE ESCAMBIA COUNTY CODE OF ORDINANCES (1999), THE LAND DEVELOPMENT CODE OF ESCAMBIA COUNTY, FLORIDA, AS AMENDED; AMENDING ARTICLE 3, SECTION 3.02.00 BY ADDING AND AMENDING DEFINITIONS FOR FUNERAL ESTABLISHMENTS, CEMETERIES, CINERATORS, AND RELATED CONSUMER SERVICES; AMENDING ARTICLE 6 BY ESTABLISHING LOCATIONAL CRITERIA FOR FUNERAL ESTABLISHMENTS, CEMETERIES, CINERATORS AND RELATED CONSUMER SERVICES; AMENDING ARTICLE 11 BY AUTHORIZING CERTAIN FUNERAL ESTABLISHMENTS, CEMETERIES, CINERATORS, AND RELATED CONSUMER SERVICES IN THE AIRFIELD INFLUENCE PLANNING DISTRICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, through its Land Development Code, the Escambia County Board of County Commissioners has authorized permitted and subordinate activities and land uses in specified zoning districts; and

WHEREAS, the Board finds that the regulation and safe operation of funeral establishments, cemeteries, cinerators and other related consumer services as uses under its Land Development Code is reasonable and advances the public health, safety, and welfare; and

WHEREAS, the Board further finds that imposing certain restrictions on such uses would protect the public health, safety, welfare from any deleterious effects on neighboring properties that may stem from these uses.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA:

SECTION 1. RECITALS.

The aforementioned recitals are hereby incorporated into this ordinance as the legislative findings of the Escambia County Board of County Commissioners.

1 **SECTION 2.** **DEFINITIONS.**

2 Part III of the Escambia County Code of Ordinances, the Land Development Code of
3 Escambia County, parts of Articles 3, is hereby amended as follows (words underlined
4 are additions and words ~~stricken~~ are deletions): **Attachment A.**

5
6 **SECTION 3.** **ZONING DISTRICTS.**

7 Part III of the Escambia County Code of Ordinances, the Land Development Code of
8 Escambia County, Article 6, is hereby amended as follows (words underlined are
9 additions and words ~~stricken~~ are deletions): **Attachment B.**

10
11 **SECTION 4.** **AIRPORT/AIRFIELD ENVIRONS.**

12 Part III of the Escambia County Code of Ordinances, the Land Development Code of
13 Escambia County, Article 11, is hereby amended as follows (words underlined are
14 additions and words ~~stricken~~ are deletions): **Attachment C.**

15
16 **SECTION 5.** **SEVERABILITY.**

17 If any section, sentence, clause or phrase of this Ordinance is held to be invalid or
18 unconstitutional by any Court of competent jurisdiction, then said holding shall in no way
19 affect the validity of the remaining portions of this Ordinance.

20
21 **SECTION 6.** **INCLUSION IN CODE.**

22 It is the intention of the Board of County Commissioners that the provisions of
23 this Ordinance shall be codified as required by F.S. § 125.68 (2011); and that the
24 sections, subsections and other provisions of this Ordinance may be renumbered or re-
25 lettered and the word “ordinance” may be changed to “section,” “article,” or such other
26 appropriate word or phrase in order to accomplish such intentions.

27
28 **SECTION 7.** **EFFECTIVE DATE.**

29
30 This Ordinance shall become effective upon filing with the Department of State.

1 **DONE AND ENACTED** this _____ day of _____, 2014.

2

3

**BOARD OF COUNTY COMMISSIONERS
OF ESCAMBIA COUNTY, FLORIDA**

4

5

6

By: _____

7

Lumon J. May, Chairman

8

9

**ATTEST: PAM CHILDERS
Clerk of the Circuit Court**

10

11

12

By: _____

13

Deputy Clerk

14

(SEAL)

15

16

ENACTED:

17

18

FILED WITH THE DEPARTMENT OF STATE:

19

20

EFFECTIVE DATE:

21

1 **Article 3. DEFINITIONS**

2 **3.02.00. Terms defined.**

3 Cemetery. Land used or dedicated to the interment of the deceased. May include a burial park for earth
4 interments, a crematorium and columbarium for cinerary interments, a mausoleum for vault or crypt
5 interments, or a combination thereof, and necessary sales and maintenance facilities. Mortuaries may
6 be included when operated within the boundary of such cemetery and if allowed in the same zoning
7 district as the cemetery.

8 Cemetery. Means a place dedicated to and used or intended to be used for the permanent interment of
9 human remains or cremated remains. A cemetery may contain land or earth interment; mausoleum,
10 vault, or crypt interment; a columbarium, ossuary, scattering garden, or other structure or place used or
11 intended to be used for the interment or disposition of cremated remains; or any combination of one or
12 more of such structures or places.

13
14 Cinerator. Means a facility where dead human remains are subjected to cremation.

15
16 Columbarium. Means a structure or building that is substantially exposed above the ground and that is
17 intended to be used for the inurnment of cremated remains.

18
19 Cremation. Means any mechanical or thermal process whereby a dead human body is reduced to ashes
20 and bone fragments. Cremation also includes any other mechanical or thermal process whereby human
21 remains are pulverized, burned, recremated, or otherwise further reduced in size or quantity.

22
23 Direct disposition. Means the cremation of human remains without preparation of the human remains
24 by embalming and without any attendant services or rites such as funeral or graveside services or the
25 making of arrangements for such final disposition.

26
27 Direct disposal establishment. Means a licensed facility where a direct disposer practices direct
28 disposition.

29
30 Funeral establishment. Means a facility licensed under F. S. chapter 497, where a funeral director or
31 embalmer practices funeral directing or embalming.

32
33 Mausoleum. Means a structure or building that is substantially exposed above the ground and that is
34 intended to be used for the entombment of human remains.

35

1 **Article 6. ZONING DISTRICTS.**

2 **6.05.00. District regulations.**

3

4 *6.05.01. AG agricultural district, low density.*

5

6 *A. Intent and purpose of district.* This district is intended to identify those areas used primarily for
 7 farming, and/or the raising of livestock, and silviculture. A primary purpose of this district is to
 8 provide for the continuation and expansion of viable agricultural activities within the county by
 9 providing for compatibility among permitted uses and by preserving open spaces through low
 10 district-wide residential densities. The maximum density is 1.5 acres per dwelling unit. Refer to
 11 article 11 for uses, heights and densities allowed in AG - agricultural areas located in the
 12 Airport/Airfield Environs.

13 *B. Permitted uses.*

14

- 15 1. Agricultural, farm animals and agricultural-related activities and customary accessory buildings.
- 16 2. Silviculture.
- 17 3. Mariculture and aquaculture.
- 18 4. Single-family residences.
- 19 5. Campground and recreational vehicle parks.
- 20 6. Public utility.
- 21 7. Stables, private and public.
- 22 8. Animal hospitals, clinics and kennels. 9. Display and sale of fruit, vegetables and similar
- 23 agricultural products.
- 24 10. Mobile homes as a single-family dwelling, subject to the other relevant provisions of this
- 25 Code.
- 26 11. Places of worship.
- 27 12. Educational facilities.
- 28 13. Clubs and lodges.
- 29 14. Guest residences.
- 30 15. Public utility and service structures not included in subparts C. or D., below.
- 31 16. Feed and farm equipment stores.
- 32 17. Other rural area related commercial uses meeting the locational requirements of
- 33 Comprehensive Plan Policy FLU 1.1.10.
- 34 18. Golf courses, tennis centers, swimming clubs, and customary attendant facilities and
- 35 accessory buildings.
- 36 19. Commercial communication towers 150 feet or less in height.
- 37 20. Family day care homes and family foster homes.
- 38 21. Borrow pits and reclamation activities thereof (subject to local permit and development
- 39 review requirements per Escambia County Code of Ordinances, Part I, Chapter 42, article VIII,
- 40 and performance standards in Part III, the Land Development Code, article 7).
- 41 [22. Reserved]
- 42 23. Hunting preserves, shooting ranges, gun and rifle clubs, etc.
- 43 24. Public parks and recreation facilities
- 44 25. Cemeteries, family cemeteries, funeral establishments.

1
2 C. *Prohibited uses.*

- 3
4 1. Multifamily dwellings.
5 2. Landfills.

6
7 D. *Conditional uses.*

- 8
9 1. Public buildings for general administrative, executive or studio functions, or for general
10 warehousing or maintenance operations.
11 2. Wastewater treatment facilities, electric power generation facilities or substations, and solid
12 waste transfer stations or collection points and/or processing facilities.
13 3. Oil wells/mineral extraction and commercial antenna towers more than 150 feet in height.
14 4. Hospitals, nursing homes and similar uses, except in the Coastal High Hazard Area (CHHA)
15 future land use categories.
16 5. The raising of exotic animals and birds.
17 6. Junkyards, salvage yards, and waste tire processing facilities.
18 7. Two-family dwellings.
19 8. Clinics.
20 9. Cinerators, cremation services, direct disposal establishments.

21
22 E. *Site and building requirements.*

23 1. *Lot area, minimum.*

- 24 a. Single-family residence. One and one-half acres (65,340 square feet), however, any
25 deed or gift of any parcel of land given without valuable consideration to any member
26 of the donor's immediate family shall be exempted from the minimum lot area
27 requirements. The deeding option shall be limited to one time only for each immediate
28 family member.
29 b. Public utility uses, animal hospitals, churches and schools shall be exempted from the
30 minimum lot area requirement.
31 c. Animal clinics and kennels or other boarding facilities--Two acres minimum.
32 d. Cemeteries—Two acres minimum.

33
34 6.05.02. *RR rural residential district (cumulative), low density.*

35
36 A. *Intent and purpose of district.* This district is intended to be a single-family residential area of low
37 density in a semi-rural or rural environment. This district is intended to provide a transition from
38 urban to rural densities and agricultural uses. The maximum density is two dwelling units per
39 acre. Refer to article 11 for uses, heights and densities allowed in RR - rural residential areas
40 located in the Airport/Airfield Environs.

41
42 B. *Permitted uses.*

- 1 1. Reclamation of borrow pits that existed prior to September 16, 2004 (subject to local permit
- 2 and development review requirements per Escambia County Code of Ordinances, Part I, Chapter
- 3 42, article VIII, and performance standards in Part III, the Land Development Code, article 7).
- 4 2. Any use permitted in the preceding district except as noted below.

5 C. *Conditional uses.*

- 6 1. Public riding stables.
- 7 2. Kennels.
- 8 3. Animal hospitals and veterinary clinics.
- 9 4. Public buildings for general administrative, executive or studio functions, or for general
- 10 warehousing or maintenance operations.
- 11 5. Home occupations with employees.
- 12 6. Country clubs, golf courses and tennis clubs.
- 13 7. Any conditional use permitted in the preceding district, except antenna towers, cinerators,
- 14 cremation services, and direct disposal establishments.
- 15 8. Guest residence for medical care.
- 16 9. Borrow pits and reclamation activities thereof (subject to local permit and development
- 17 review requirements per Escambia County Code of Ordinances, Part I, Chapter 42, article VIII,
- 18 and performance standards in Part III, the Land Development Code, article 7).
- 19 10. Solid waste transfer stations, collection points, and/or processing facilities.

20 D. *Prohibited uses.*

- 21 1. Any use prohibited in the AG district.
- 22 2. Commercial communication towers.
- 23 3. Junkyards, salvage yards, and waste tire processing facilities.

24 E. *Site and building requirements.*

- 25 1. *Lot area, minimum.*
- 26 Single-family dwelling . . . 1/2 acre
- 27 Horses and private stables . . . 2 acres
- 28 Campgrounds . . . 5 acres
- 29 Place of worship . . . 1 acre
- 30 Educational facilities . . . 1 acre
- 31 Kennels . . . 2 acres
- 32 Keeping of farm animals . . . 2 acres
- 33 Cemeteries... 2 acres

34 6.05.03. *AMU-1 airfield mixed use-1 district (noncumulative).*

35
36 A. *Intent and purpose of district.* The airfield mixed-use-1 district allows a compatible mix of certain
37 types of commercial uses and single-family residential uses within the airfield influence planning
38 district-1 (AIPD-1). The intent is to give a commercial option to property owners without the
39

1 accompanying high residential densities allowed in the cumulative commercial districts. Buffering
 2 and landscaping/site requirements are more stringent than normal to protect residential uses from
 3 possible negative impacts if near commercial development. Additionally, the type of commercial use
 4 is limited to correspond to military recommendations and article 11 requirements. All commercial
 5 development, redevelopment, or expansion must be consistent with the locational criteria in the
 6 Comprehensive Plan (Policies FLU 1.1.10) and article 7. While the intent is for this zoning district to
 7 apply primarily to the AIPD-1 overlay areas, it can also be utilized in other unincorporated areas of
 8 Escambia County in which it is compatible with the future land use category with a maximum
 9 density of three d.u./acre. Maximum density is commensurate with the density specified in the
 10 accident potential zone (APZ) or AIPD area in which the site is located. (See adopted maps.)
 11 All lots of record as of August 21, 2001, are allowed one single-family residence regardless of density
 12 limitations.

13 The following densities shall apply in airfield mixed use-1:

14 1. *NAS Pensacola*

15 TABLE INSET:

a.	CZ (Clear Zone)	0 d.u./acre
b.	AIPD-1 Area A" "	0 d.u./acre
c.	APZ-1 (NASP)	0 d.u./acre (off the end of the runway)
d.	APZ-1 (All others)	1 d.u./2.5 acres
e.	APZ-2 (NASP)	2 d.u./acre (off the end of the runway)
f.	APZ-2 (All others)	3 d.u./acre
g.	AIPD-1 Area B" "	3 d.u./acre

16

17 2. *NOLF Saufley*

18 TABLE INSET:

a.	Clear Zones (CZ)	0 d.u./acre
b.	APZ-1	1 d.u./2.5 acres
c.	APZ-2	3 d.u./acre
d.	AIPD-1 Area B" "	3 d.u./acre

19

20 TABLE INSET:

a.	AIPD-1 Area B" "	3 d.u./acre
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21

22 B. *Permitted uses.*

- 23 1. Single-family residential house.

- 1 2. Mobile homes are allowed as single-family dwellings, subject to the other relevant provisions
2 of this Code. No mobile home parks allowed.
- 3 3. The growing of vegetables or other food crops for personal consumption by the residents (in
4 all APZ areas plus Area "A" and Area "B").
- 5 4. Automobile service stations (no outside storage, minor repair only) (floor area ratio (FAR) 0.14
6 in APZ-1 and 0.28 in APZ-2).
- 7 5. Bicycle sales and mechanical services (no outside storage) (FAR 0.11 in APZ-1 and 0.22 in APZ-
8 2).
- 9 6. Appliance repair shops (no outside storage or work permitted) (FAR 0.11 in APZ-1 and 0.22 in
10 APZ-2).
- 11 7. Contract construction services (FAR 0.11 in APZ-1 and 0.22 in APZ-2).
- 12 8. Public utility and service structures (APZ-1, APZ-2 and Area "B").
- 13 9. Professional offices as listed are allowed in APZ-2 and Area "B" only (FAR 0.22): a. Architects,
14 engineers, lawyers. b. Tax consultants, accountants. c. Real estate, insurance offices and finance.
- 15 10. Neighborhood retail sales and services listed below, in APZ-2. Gross floor area of building not
16 to exceed 6,000 square feet. No permanent outside storage allowed (FAR 0.22).
- 17 a. Food and drugstores (FAR 0.24).
- 18 b. Personal service shops (FAR 0.22).
- 19 c. Clothing and dry goods store (FAR 0.28).
- 20 d. Specialty shops (FAR 0.22).
- 21 e. Bakeries whose products are made and sold at retail on the premises (FAR 0.24).
- 22 f. Florists shops provided that products are displayed and sold wholly within an enclosed
23 building (FAR 0.22).
- 24 g. Small shopping centers 65,000 square feet or less (FAR 0.22).
- 25 11. Reclamation of borrow pits that existed prior to September 16, 2004 (subject to local permit
26 and development review requirements per Escambia County Code of Ordinances, Part I, Chapter
27 42, article VIII, and performance standards in Part III, the Land Development Code, article 7).
- 28 12. Family cemeteries.
- 29 *6.05.05. R-1 single-family district, low density.*

1 *A. Intent and purpose of district.* This district is intended to be a single-family residential area
 2 with large lots and low population density. The maximum density is four dwelling units per acre.
 3 Refer to article 11 for uses and densities allowed in R-1, single-family areas located in the
 4 Airport/Airfield Environs. Structures within Airport/Airfield Environs, Zones, and Surfaces remain
 5 subject to the height definitions, height restrictions, and methods of height calculation set forth
 6 in article 11. Refer to the overlay districts within section 6.07.00 for additional regulations
 7 imposed on individual parcels with R-1 zoning located in the Scenic Highway Overlay District and
 8 RA-1(OL) Barrancas Redevelopment Area Overlay District.

9 *B. Permitted uses.*

- 10 1. Single-family detached dwellings and their customary accessory structures and uses. 2. The
 11 growing of vegetables or other food crops is permitted as long as the primary purpose for
 12 such activity is to provide for personal consumption by the residents. The raising of crops or
 13 other plants for commercial purposes is prohibited.
 14 3. Public utility.
 15 4. Marina (private).
 16 5. Residential dock or pier.
 17 6. Family day care homes and family foster homes.
 18 7. Reclamation of borrow pits that existed prior to September 16, 2004 (subject to local
 19 permit and development review requirements per Escambia County Code of Ordinances, Part
 20 I, Chapter 42, article VIII, and performance standards in Part III, the Land Development Code,
 21 article 7).
 22 8. Family cemeteries.

23 *6.05.12. R-5 urban residential/limited office district, (cumulative) high density.*

24 *A. Intent and purpose of district.* This district is intended to provide for high density urban
 25 residential uses and compatible professional office development, and designed to encourage
 26 the establishment and maintenance of a suitable higher density residential environment and
 27 low intensity services. These uses form a transition area between lower density residential and
 28 commercial development. Maximum density is 20 dwelling units per acre except in the low
 29 density residential (LDR) future land use category where the maximum density is 18 dwelling
 30 units per acre. Refer to article 11 for uses, heights and densities allowed in R-5, urban
 31 residential/limited office areas located in the Airport/Airfield Environs.

32 *B. Permitted uses.*

- 33 1. Any permitted uses in the R-4 district.
 34 2. Professional offices including, but not limited to, those of architects, engineers, lawyers,
 35 tax consultants, accountants and medical and dental clinics, real estate and insurance offices.
 36 3. Mobile homes as single-family residences.
 37 4. Public utility and service structures.
 38

1 5. Other uses which are similar or compatible to the uses permitted herein that would
2 promote the intent and purposes of this district. Determination on other permitted uses shall
3 be made by the planning board (LPA).
4

5 C. *Prohibited uses.* Any business which displays merchandise to be sold on the premises unless
6 such business is part of a multistory, or multiunit, predominately residential project or accessory
7 to the office use.
8

9 D. *Conditional uses.*

- 10 1. Any conditional uses allowed in the preceding districts.
- 11 2. Cemeteries, ~~mausoleums and crematoriums.~~
- 12 3. Enclosed animal hospitals and veterinary clinics.
- 13 4. Mobile home subdivisions and parks.
- 14 5. Private clubs and lodges.
- 15 6. Funeral establishments.
- 16 7. Cinerators, cremation services, direct disposal establishments.

17
18 6.05.14. *C-1 retail commercial district (cumulative).*

19 A. *Intent and purpose of district.* This district is composed of lands and structures used primarily to
20 provide for the retailing of commodities and the furnishing of selected services. The district provides
21 for various commercial operations where all such operations are within the confines of the building
22 and do not produce undesirable effects on nearby property. New residential uses located in a
23 commercial FLU category are only permitted as part of a predominantly commercial development in
24 accordance with Policy FLU 1.3.1 of the Comprehensive Plan. The maximum density for residential
25 uses is 25 dwelling units per acre, except in the Low Density Residential (LDR) future land use
26 category where the maximum density is 18 dwelling units per acre. Refer to article 11 for uses,
27 heights and densities allowed in C-1, retail commercial areas located in the Airport/Airfield Environs.
28 Refer to the overlay districts within section 6.07.00 for additional regulations imposed on individual
29 parcels with C-1 zoning located in the C-3(OL) Warrington Commercial Overlay District, Scenic
30 Highway Overlay District, C-4(OL) Brownsville-Mobile Highway and "T" Street Commercial Overlay
31 District, or RA-1(OL) Barrancas Redevelopment Area Overlay District.
32 All retail commercial (C-1) development, redevelopment, or expansion must be consistent with the
33 locational criteria in the Comprehensive Plan (Policies FLU 1.1.10) and in article 7.
34

35 B. *Permitted uses.*
36

- 37 1. Any use permitted in the R-6 district.
- 38 2. Places of worship, educational institutions or facilities.
- 39 3. Personal service establishments such as, but not limited to, banks, beauty parlors, medical
40 and dental clinics, restaurants including on-premises consumption of alcohol, financial
41 institutions, professional and other offices, parking garages and lots, laundry and dry cleaning

- 1 pickup stations, self-service coin-operated laundry and dry cleaning establishments, shoe repair,
- 2 tailoring, watch and clock repair, locksmiths and data processing.
- 3 4. Retail business including, but not limited to: drug, package, hardware stores, book, stationery,
- 4 china and luggage shops, newsstands, florists, photographic supplies and studios, wearing
- 5 apparel shops, paint and wallpaper; accessory storage for retail uses.
- 6 5. Restaurants. Drive-in or drive-thru restaurants provided that the boundaries of the tract of
- 7 land on which they are located are in excess of 200 feet from any R-1 or R-2 districts unless
- 8 separated from such district by a three lane road (or larger) or a minimum 60-foot right-of-way.
- 9 6. Automobile repair shops for ignition, fuel, brake and suspension systems or similar uses.
- 10 7. Automobile service stations including minor auto repairs.
- 11 8. Automobile washing facility.
- 12 9. Hotels and motels.
- 13 10. Off-premises signs, billboards and other sign structures erected, located and maintained as
- 14 provided for in article 8 of this Code.
- 15 11. Grocery, produce, meat and convenience stores, including the incidental sale of gasoline.
- 16 12. Health and fitness clubs.
- 17 13. Hospitals.
- 18 14. Printing, bookbinding, lithography and publishing companies.
- 19 15. Interior decorating, home furnishing, and furniture stores.
- 20 16. Music conservatory, dancing schools and art studios.
- 21 17. Music, radio and television shops.
- 22 18. ~~Mortuary and funeral establishments.~~ homes.
- 23 19. Dry cleaning establishments provided that equipment used emits no smoke or escaping
- 24 steam and uses nonflammable synthetic cleaning agents (perchloroethylene, trichloroethylene,
- 25 etc.)
- 26 20. Indoor movie theaters.
- 27 21. Enclosed animal hospitals and veterinary clinics.
- 28 22. Campgrounds.
- 29 23. Secondhand stores and used clothing deposit box when such boxes are operated (placed) by
- 30 charitable organizations.
- 31 24. Wholesale warehousing (if less than 10,000 square feet).
- 32 25. Mini-warehouses. No ancillary truck rental service or facility allowed without conditional use
- 33 approval.
- 34 26. Bowling alleys, skating rinks and billiard parlors providing such activities and facilities are
- 35 enclosed within a soundproof building.
- 36 27. Recreational and commercial marinas.
- 37 28. Garden shops or nurseries displaying plants, shrubs, trees, etc., outdoors adjacent to the
- 38 garden shop or nursery.
- 39 29. Antique shops, pawn shops.
- 40 30. Commercial communication towers 150 feet or less in height.
- 41 31. Arcade amusement centers and bingo facilities.

1 32. Family cemeteries.

2 33. Cemeteries.

3 324. Other uses which are similar or compatible to the uses permitted herein that would
4 promote the intent and purposes of this district. Determination on other permitted uses shall be
5 made by the planning board (LPA).
6

7 6.05.16. *C-2 General commercial and light manufacturing district (cumulative).*

8 A. *Intent and purpose of district.* This district is composed of certain land and structures used to
9 provide for the wholesaling and retailing of commodities and the furnishing of several major
10 services and selected trade shops. The district also provides for operations entailing manufacturing,
11 fabrication and assembly operations where all such operations are within the confines of the
12 building and do not produce excessive noise, vibration, dust, smoke, fumes or excessive glare.
13 Outside storage is allowed with adequate screening being provided (see section 7.01.06.E.).
14 Characteristically, this type of district occupies an area larger than that of the C-1 retail commercial
15 district, is intended to serve a considerably greater population, and offers a wider range of services.
16 New residential uses located in a Commercial FLU category are only permitted as part of a
17 predominantly commercial development in accordance with Comprehensive Plan Policy FLU 1.3.1.
18 The maximum density for residential uses is 25 dwelling units per acre, except in the Low Density
19 Residential FLU category where the maximum density is 18 dwelling units per acre. Refer to article
20 11 for uses, heights and densities allowed in C-2, general commercial and light manufacturing areas
21 located in the Airport/Airfield Environs. Refer to the overlay districts within section 6.07.00 for
22 additional regulations imposed on individual parcels with C-2 zoning located in the C-3(OL)
23 Warrington Commercial Overlay District or C-4(OL) Brownsville-Mobile Highway and "T" Street
24 Commercial Overlay District.
25

26 All general commercial and light manufacturing (C-2) development, redevelopment, or expansion
27 must be consistent with the locational criteria in the Comprehensive Plan (policy FLU 1.1.10) and in
28 article 7.
29

30 B. *Permitted uses.*

- 31 1. Any use permitted in the C-1 district.
- 32 2. Amusement and commercial recreational facilities such as, but not limited to, amusements
33 parks, shooting galleries, miniature golf courses, golf driving ranges, baseball batting ranges and
34 trampoline centers.
- 35 3. Carnival-type amusements when located more than 500 feet from any residential district.
- 36 4. Distribution warehousing, and mini-warehouses with ancillary truck rental services.
- 37 5. New and used car sales, mobile home and motorcycle sales and mechanical services. No
38 intrusions are permitted on the public right-of-way (see section 6.04.09).
- 39 6. Automobile rental agencies. No intrusions are permitted on the public right-of-way (see
40 section 6.04.09).

- 1 7. Truck, utility trailer, and RV rental service or facility. No intrusions are permitted on the public
2 right-of-way (see section 6.04.09).
- 3 8. Automobile repairs, including body work and painting services.
- 4 9. Radio broadcasting and telecasting stations, studios and offices with on-site towers 150 feet
5 or less in height. See section 7.18.00 for performance standards.
- 6 10. Commercial food freezers and commercial bakeries.
- 7 11. Building trades or construction office and warehouses with outside on-site storage.
- 8 12. Marinas, all types including industrial.
- 9 13. Cabinet shop.
- 10 14. Manufacturing, fabrication and assembly type operations which are contained and enclosed
11 within the confines of a building and do not produce excessive noise, vibration, dust, smoke,
12 fumes or excessive glare.
- 13 15. Commercial communication towers 150 feet or less in height.
- 14 16. Taxicab companies.
- 15 17. Bars and nightclubs.
- 16 18. Boat sales and service facilities.
- 17 19. Boat and recreational vehicle storage. (No inoperable RVs, untrailerred boats, repair,
18 overhaul or salvage activity permitted. Storage facility must be maintained to avoid nuisance
19 conditions as defined in section 7.07.06.)
- 20 20. Adult entertainment uses subject to the locational criteria listed below (See Escambia
21 County, Code of Ordinances sections 18-381 through 18-392 for definitions and enforcement;
22 additionally refer to Chapter 6, article IV, Division 2, titled "Nudity and Indecency"). However,
23 these C-2 type uses are not permitted in the Gateway Business Districts.
 - 24 a. Adult entertainment uses must meet the minimum distances as specified in the
25 following locational criteria:
 - 26 (1) One thousand feet from a preexisting adult entertainment establishment;
 - 27 (2) Three hundred feet from a preexisting commercial establishment that in any
28 manner sells or dispenses alcohol for on-premises consumption;
 - 29 (3) One thousand feet from a preexisting place of worship;
 - 30 (4) One thousand feet from a preexisting educational institution;
 - 31 (5) One thousand feet from parks and/or playgrounds;
 - 32 (6) Five hundred feet from residential uses and areas zoned residential within the
33 county.
- 34 21. Borrow pits and reclamation activities thereof (subject to local permit and development
35 review requirements per Escambia County Code of Ordinances, Part I, Chapter 42, article VIII,
36 and performance standards in Part III, the Land Development Code, article 7).
- 37 22. Temporary structures. (See section 6.04.16)
- 38 23. Arcade amusement centers and bingo facilities.
- 39 24. Outdoor sales.
- 40 25. Other uses similar to those permitted herein. Determination on other permitted uses shall
41 be made by the planning board (LPA).

1 C. *Conditional uses.*

- 2 1. Kennels.
- 3 2. Heliports.
- 4 3. Automobile race track.
- 5 4. Solid waste transfer stations, Material Recovery Facilities, collection points, and/or
- 6 processing facilities.
- 7 5. Junkyards, salvage yards, and waste tire processing facilities.
- 8 6. Cinerators, cremation services, direct disposal establishments.

9

10 6.05.17. *ID-CP commerce park, district (cumulative).*

11

12 A. *Intent and purpose.* This district is intended to provide for relatively large scale light industrial

13 commerce and business park areas. Uses located in this district are protected from adverse impacts

14 of incompatible industrial and commercial uses. A high level of site design standards are required for

15 review during the development review process. Refer to article 11 for uses, heights and densities

16 allowed in ID-CP, commercial park areas located in the Airport/Airfield Environs. All industrial

17 development, redevelopment, or expansion must be consistent with the locational criteria in the

18 Comprehensive Plan (Policy FLU 1.1.10) and in article 7.

19 B. *Permitted uses.*

- 20
- 21 1. Any use permitted in the preceding C-2 district, except as may be provided in subsection D.,
- 22 below.
- 23 2. Cinerators, cremation services, direct disposal establishments.

24

25 C. *Conditional uses.*

- 26 1. Automobile service stations, (except gasoline sales accessory to a convenience store is
- 27 authorized as a permitted use) and automobile or truck repair shops.
- 28 2. Any conditional use allowed in the C-2 general commercial district except automobile race
- 29 tracks.

30

31 6.05.19. *ID-2 general industrial district (noncumulative).*

32 A. *Intent and purpose.* This district is intended to accommodate industrial uses which cannot satisfy

33 the highest level of performance standards. It is designed to accommodate manufacturing,

34 processing, fabrication, and other activities which can only comply with minimal performance

35 standards. No residential development is permitted in this district, thereby insuring adequate area

36 for industrial activities. Community facilities and trade establishments that provide needed services

37 to industrial development also may be accommodated in this district.

38

39 All industrial development, redevelopment, or expansion must be consistent with the locational

40 criteria in the Comprehensive Plan (Policy FLU 1.1.10) and in article 7. Refer to article 11 for uses

41 allowed in ID-1, light industrial areas located in the Airport/Airfield Environs.

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B. *Permitted uses.*

1. Manufacturing or industrial uses permitted in the ID-1 light industrial district.
2. Asphalt plants.
3. Concrete plants.
4. Iron works.
5. Landfills.
6. Borrow pits and reclamation activities thereof (subject to local permit and development review requirements per Escambia County Code of Ordinances, Part I, Chapter 42, article VIII, and performance standards in Part III, the Land Development Code, article 7).
7. Paper mills.
8. Refineries.
9. Rendering plants and slaughter houses.
10. Steel mills.
11. Solid waste transfer stations, Material Recovery Facilities, collection points, and/or processing facilities.
12. Public utility and service structures.
13. Junkyards, salvage yards, and waste tire processing facilities.
14. Other uses similar to those listed herein. Recommendations on other permitted uses shall be made by the planning board (LPA) and based on an application for such other use. Final determination shall be made by the BCC upon receipt of the planning board's (LPA's) recommendation.
15. Cemeteries.
16. Family cemeteries.
17. Funeral establishments.
18. Cinerators, cremation services, direct disposal establishments.

6.05.21. *SDD special development district, (noncumulative) low density.*

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- A. *Intent and purpose.* This district is intended to conserve and protect environmentally sensitive areas that have natural limitations to development. These areas have certain ecological functions which require performance standards for development. SDD is to be phased out over time and no property not now zoned SDD will be zoned SDD in the future. The maximum density of this district is three dwelling units per acre. Refer to article 11 for uses, heights and densities allowed in SDD, special development areas located in the Airport/Airfield Environs.
- B. *Permitted uses.*
1. Single-family dwelling units and their customary accessory structures (including single-family detached, duplex and triplex structures and mobile homes).
 2. Home occupations.

- 1 3. Horticulture, floriculture and greenhouses.
- 2 4. Mariculture and aquaculture.
- 3 5. Areas for display and sale of fruit, vegetables and similar agricultural products.
- 4 6. The growing of crops and plants.
- 5 7. The keeping of horses and private stables.
- 6 8. Silviculture.
- 7 9. Public utility.
- 8 10. Public facilities provided that the construction of such facilities meets the following
- 9 conditions:

- 10 a. They are consistent with the county's Comprehensive Plan.
- 11 b. It is determined that the proposed project will not adversely affect the environment,
- 12 through review by all federal and state regulatory agencies with jurisdiction over the
- 13 project.
- 14 c. Construction is undertaken and completed in a manner and to a specification which
- 15 protects, conserves or preserves the natural resources in the area to the maximum
- 16 reasonable extent.

- 17 11. Family day care homes and family foster homes.
- 18 12. Reclamation of borrow pits that existed prior to September 16, 2004 (subject to local permit
- 19 and development review requirements per Escambia County Code of Ordinances, Part I, Chapter
- 20 42, article VIII, and performance standards in Part III, the Land Development Code, article 7).
- 21 13. Other uses which are similar or compatible to the uses permitted herein that would promote
- 22 the intent and purposes of this district. Determination on other permitted uses shall be made by
- 23 the planning board (LPA).
- 24 14. Family cemeteries.

25 *6.05.22. VAG villages agriculture districts.*

26 VAG 1-- Gross density (five dwelling units per 100 acres on one-acre parcels).

27 VAG 2-- Gross density (one dwelling unit per five acres).

28 Minimum lot size = five acres unless clustered.

29 If clustered, minimum lot size = one acre.

30

31 The villages agricultural districts are typically characterized by agriculturally-assessed parcels held for

32 agricultural production and very low density residential development in agricultural communities.

33 Single-family residential and rural community uses that directly support agricultural activities are

34 allowed. Home occupations are considered permitted uses. Mobile homes are allowed as single-family

35 dwellings. Residential density bonuses are available for clustering residential lots outside areas of prime

36 farmland. When residential lots are created, small lot sizes are encouraged in order to protect viable

37 farm production activities and curb premature conversion of prime farmland acreage to nonagriculture

38 uses. Refer to article 11 for uses, heights and densities allowed in VAG, villages agricultural areas located

39 in the Airport/Airfield Environs.

1 Density bonuses, transfer, and smaller lot sizes are offered for clustering development outside prime
2 farmland and wetlands as an incentive to protect these resources from development pressures (see
3 section 7.17.00 for calculation of density bonus points).

4 A. *Intent and purpose.*

5
6 1. *Intent and purpose of VAG 1 district.* This district is characterized by land resources necessary
7 or used to support large farming operations. The objective of this district is to keep large parcels
8 of land from being broken into smaller tracts of multiple ownership making it difficult to
9 assemble enough acreage for efficient agricultural operations.

10
11 2. *Intent and purpose of VAG 2 district.* This district is characterized by the following types of
12 agricultural lands:

13 (a) Small rural land areas of highly productive agricultural soils that may not be
14 economically viable in a mainstream farming operation due to their size, and changes being
15 undertaken in the surrounding area; or (b) Rural land areas with a mix of small farm
16 operations and a typical rural residential density of one unit per four acres. The soils of
17 these areas are least valuable for agricultural production and most suitable for future
18 conversion out of the rural land market; or (c) Rural land areas which are not being used to
19 support large farming operations, and that are characterized by a mix of natural resources
20 and soils typically unsuitable for urban residential densities or other urban uses unless
21 sewered.

22
23 B. *Permitted uses.*

- 24
25 1. Agricultural, farm animals and agricultural-related activities and customary accessory buildings.
26 2. Silviculture.
27 3. Mariculture and aquaculture.
28 4. Single-family residences.
29 5. Campground and recreational vehicle parks.
30 6. Public utility.
31 7. Stables, private and public (minimum lot size two acres).
32 8. Animal hospitals, clinics and kennels (minimum lot size two acres).
33 9. Display and sale of fruit, vegetables and similar agricultural products.
34 10. Mobile homes as single-family dwellings, subject to the other relevant provisions of this Code.
35 11. Places of worship.
36 12. Educational facilities.
37 13. Clubs and lodges.
38 4. Guest residences.
39 15. Public utility and service structures not included in subparts C. or D., below.
40 16. Feed and farm equipment stores.
41 17. Other rural area related commercial uses meeting the locational requirements of
42 Comprehensive Plan Policy FLU 1.1.10.
43 18. Commercial communication towers less than 150 feet or less in height.
44 19. Home-based "cottage businesses" such as crafts, florists, woodworking, sewing, and similar
45 uses.

- 1 20. Home occupations.
 2 21. Family day care homes and family foster homes.
 3 22. Reclamation of borrow pits that existed prior to September 16, 2004 (subject to local permit
 4 and development review requirements per Escambia County Code of Ordinances, Part I, Chapter
 5 42, article VIII, and performance standards in Part III, the Land Development Code, article 7).
 6 23. Motorized commercial recreation uses (minimum lot size 20 acres).
 7 24. Golf courses, tennis centers, swimming clubs and customary attendant facilities and
 8 accessory buildings.
 9 25. Hunting preserves, shooting ranges, gun and rifle clubs, etc.
 10 26. Funeral establishments.
 11 27. Cemeteries.
 12 28. Family Cemeteries.

13
 14 C. *Prohibited uses.* Landfills or hazardous waste storage facilities, (permanent), but not including
 15 solid waste transfer stations, collection points, and/or processing facilities.
 16

17 D. *Conditional uses.*

- 18 1. Public buildings for general administrative, executive or studio functions, or for general
 19 warehousing or maintenance operations (see section 6.08.02).
 20 2. Wastewater treatment facilities, electric power generation facilities or substations, and solid
 21 waste transfer stations, collection points and/or processing facilities.
 22 3. Oil wells/mineral extraction and commercial antenna towers more than 150 feet in height.
 23 4. Hospitals, clinics, nursing homes and similar uses.
 24 5. Borrow pits and reclamation activities thereof (subject to local permit and development review
 25 requirements per Escambia County Code of Ordinances, Part I, Chapter 42, article VIII, and
 26 performance standards in Part III, the Land Development Code, article 7).
 27 6. Junkyards, salvage yards, and waste tire processing facilities.
 28 7. Cinerators, cremation services, direct disposal establishments.
 29

30 6.05.23. *VR villages rural residential districts.*

31 VR-1-- Gross density: One unit per four acres.

32 VR-2-- Gross density: One unit per 0.75 acre.

33 VR-3-- Gross density: One unit per two acres.

34 A. *Intent and purpose of districts.* Single-family residential district characterized by rural land
 35 development patterns. Rural community nonresidential uses are allowed. Home occupations are
 36 considered permitted uses. Mobile homes are allowed as single-family dwellings. Mobile home
 37 subdivisions are allowed. Mobile home parks are allowed as conditional uses. Parcels designated as
 38 VR are generally not assessed as agriculturally productive parcels. VR-1 densities reflect large lot
 39 rural land development patterns, while VR-2 densities reflect the need for more affordable lot sizes
 40 for single family and mobile home development. Refer to article 11 for uses, heights and densities
 41 allowed in VR, villages rural residential areas located in the Airport/Airfield Environs.

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B. *Permitted uses.*

1. Single-family residences.
2. Agricultural, farm animals and agricultural-related activities and customary accessory buildings.
3. Silviculture.
4. Mariculture and aquaculture.
5. Campground and recreational vehicle parks.
6. Public utility.
7. Stables, private and public (minimum lot size two acres).
8. Animal hospitals, clinics and kennels (minimum lot size two acres).
9. Display and sale of fruit, vegetables and similar agricultural products.
10. Mobile homes as single-family dwelling, subject to the other relevant provisions of this Code.
11. Places of worship.
12. Educational facilities.
13. Clubs and lodges.
14. Guest residences.
15. Public utility and service structures not included in subpart C. or D., below.
16. Feed and farm equipment stores.
17. Home-based "cottage businesses" such as crafts, florists, woodworking, sewing, and other similar uses.
18. Other rural area related commercial uses meeting the locational requirements of Comprehensive Plan Policy FLU 1.1.10.
19. Golf courses, tennis centers, swimming clubs, and customary attendant facilities and accessory buildings.
20. Home occupations.
21. Existing auto salvage business.
22. Family day care homes and family foster homes.
23. Reclamation of borrow pits that existed prior to September 16, 2004 (subject to local permit and development review requirements per Escambia County Code of Ordinances, Part I, Chapter 42, article VIII, and performance standards in Part III, the Land Development Code, article 7).
24. Funeral establishments.
25. Cemeteries.
26. Family Cemeteries.

6.05.24. *V villages single-family residential district.*

- V-1-- Villages single-family residential--Gross density (one unit per acre).
- V-2-- Villages single-family residential--Gross density (two units per acre).
- V-2A-- Villages single-family residential--Gross density (three units per acre).
- V-3-- Villages single-family residential--Gross density (five units per acre).

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2 These maximum densities may or may not be attainable based on other code provisions and site-specific
3 conditions.

4 *A. Intent and purpose of V-1 through V-3 districts.* Single-family detached residential district
5 characterized by urban land development patterns with residential subdivision densities varying
6 from one unit per acre to five units per acre. Mobile homes are not allowed. No minimum lot size is
7 required for new subdivisions with the exception of V-1, which has a minimum lot size of one acre,
8 but development must meet overall maximum density requirements. V-2A may be used in any AIPD
9 overlay area with a compatible future land use designation. Density will be determined by the
10 accident potential zone density allowed for their property, not to exceed three d.u./acre. In AIPD-2,
11 density is limited to three d.u./acre. Refer to article 11 for uses and densities allowed in V, villages
12 single-family residential areas located in the Airport/Airfield Environs. Structures within
13 Airport/Airfield Environs, Zones, and Surfaces remain subject to the height definitions, height
14 restrictions, and methods of height calculation set forth in article 11.

15
16 *B. Permitted uses.*

- 17 1. Single-family detached dwellings and their customary accessory structures and uses.
- 18 2. The growing of vegetables or other food crops is permitted as long as the primary propose for
19 such activity is to provide for personal consumption by the residents. The raising of crops or
20 other plants for commercial purposes is prohibited.
- 21 3. Public utility.
- 22 4. Marina (private).
- 23 5. Residential dock or pier.
- 24 6. Family day care homes and family foster homes.
- 25 7. Reclamation of borrow pits that existed prior to September 16, 2004 (subject to local permit
26 and development review requirements per Escambia County Code of Ordinances, Part I, Chapter
27 42, article VIII, and performance standards in Part III, the Land Development Code, article 7).
- 28 8. Family cemeteries.

29
30 *6.05.27. VM-1 villages mixed residential/commercial district.*

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32 Gross density for residential uses (four units per acre).

33 Maximum area for commercial uses (6,000 square feet for retail/service unless a planned neighborhood
34 center).

35 *A. Intent and purpose of district.* Mixed residential/neighborhood commercial district allowing
36 neighborhood commercial uses within single-family and multifamily residential areas. "Planned
37 neighborhood commercial centers" which meet specific development criteria are permitted.
38 Multifamily uses include duplexes, quadraplexes, townhouses, and patio homes, but do not
39 include other apartment structures. No minimum lot size for new subdivisions, but development
40 must meet overall density requirements.

1
2 All neighborhood commercial (VM-1) development, redevelopment, or expansion must be
3 consistent with the locational criteria in the Comprehensive Plan (Policy FLU 1.1.10) and in
4 article 7. Refer to article 11 for uses and densities allowed in VM-1, villages mixed
5 residential/neighborhood commercial areas located in the Airport/Airfield Environs. Structures
6 within Airport/Airfield Environs, Zones, and Surfaces remain subject to the height definitions,
7 height restrictions, and methods of height calculation set forth in article 11.

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9 *B. Permitted uses.*

- 10
11 1. Single- and multiple-family uses permitted in V-1, V-2, V-3 or V-4 districts, except as noted
12 above.
13 2. Professional offices including but not limited to those of architects, engineers, lawyers, tax
14 consultants, accountants and medical and dental clinics, real estate and insurance offices.
15 3. Planned neighborhood centers containing neighborhood retail sales and services with
16 maximum square footage of 35,000.
17 4. Neighborhood retail sales and services listed below (gross floor area of building not to exceed
18 6,000 square feet unless in a planned neighborhood center). No permanent outside storage
19 allowed.
- 20 a. Food and drugstores.
 - 21 b. Personal service shops.
 - 22 c. Clothing and dry goods store.
 - 23 d. Specialty shops.
 - 24 e. Banks and financial institutions.
 - 25 f. Bakeries, whose products are made and sold at retail on the premises.
 - 26 g. Florists shops provided that products are displayed and sold wholly within an
27 enclosed building.
 - 28 h. Health clubs, spa and exercise centers.
 - 29 i. Studio for the arts.
 - 30 j. Martial arts studios.
 - 31 k. Bicycle sales and mechanical services.
 - 32 l. Other retail/service uses of similar type and character of those listed herein.
- 33 5. Laundromats and dry cleaners (gross floor area not to exceed 4,000 square feet).
34 6. Restaurants.
35 7. Automobile service stations (no outside storage, minor repair only).
36 8. Appliance repair shops (no outside storage or work permitted).
37 9. Public utility and service structures.
38 10. Places of worship and educational facilities/institutions.
39 11. Reclamation of borrow pits that existed prior to September 16, 2004 (subject to local permit
40 and development review requirements per Escambia County Code of Ordinances, Part I, Chapter
41 42, article VIII, and performance standards in Part III, the Land Development Code, article 7).

1 12. Cemeteries-two acres.

2 13. Family cemeteries.

3 14. Funeral establishments.

4 ~~15.~~ Other uses which are similar or compatible to the uses permitted herein that would
5 promote the intent and purposes of this district. Determination on other permitted uses shall be
6 made by the planning board (LPA).

7
8 6.05.29. *GBD--Gateway business district. A. Intent and purpose of district.* The district is intended to
9 enhance specific segments of the US 29 and SR 97 corridor as a visually attractive, well planned business
10 communities. To accomplish this purpose, stringent site development standards established adequate
11 setbacks, landscaping, and buffering.

12
13 These districts are characterized by community-serving commercial uses located adjacent to or in
14 immediate proximity to the US 29 corridor and in immediate proximity to SR 97 at the Alabama-Florida
15 state line. C-2 type distribution, manufacturing, fabrication and assembly-type operations which are
16 completely enclosed within the confines of a building are permitted when located within a planned
17 business development. Outside storage is permitted when screened. Such treatment is appropriate to
18 protect nearby residential areas from the incompatible impacts of more intense uses such as noise,
19 odors, truck traffic, glare, and visual blight. Refer to article 11 for uses and densities allowed in GBD,
20 gateway business district areas located in the Airport/Airfield Environs. Structures within Airport/Airfield
21 Environs, Zones, and Surfaces remain subject to the height definitions, height restrictions, and methods
22 of height calculation set forth in article 11.

23
24 *B. Permitted uses.*

25
26 1. C-1 and C-2 type uses with conditions noted above.

27 2. Planned business developments.

28 3. Reclamation of borrow pits that existed prior to September 16, 2004 (subject to local permit
29 and development review requirements per Escambia County Code of Ordinances, Part I, Chapter
30 42, article VIII, and performance standards in Part III, the Land Development Code, article 7).

31 4. Family cemeteries.

32
33 6.05.30. *GID--Gateway industrial district. A. Intent and purpose of district.* This district is intended to be a
34 light to moderate industrial area which will enhance portions of the US 29 and US 95A corridors as
35 visually attractive, well-planned industrial areas which are screened and buffered to assure compatibility
36 with adjacent nonindustrial districts and uses. The district is intended to accommodate uses requiring
37 access to rail and principal arterial roadways, when other objectives of the district are met. To
38 accomplish this purpose and promote compatibility with neighboring areas, stringent site development
39 standards establish adequate setbacks, landscaping, screening and buffering. Refer to article 11 for uses,
40 heights and densities allowed in GID, gateway industrial district areas located in the Airport/Airfield
41 Environs.

- 1 B. *Permitted uses.*
2 1. C-2 and ID-1 type uses except mobile home sales and service.
3 2. Planned business developments.
4 3. Borrow pits and reclamation activities thereof (subject to local permit and development
5 review requirements per Escambia County Code of Ordinances, Part I, Chapter 42, article VIII,
6 and performance standards in Part III, the Land Development Code, article 7).
7 4. Funeral establishments.
8 5. Family cemeteries.
9 6. Cemeteries-Two acres.
10 7. Cinerators, cremation services, direct disposal establishments.

DRAFT

1 Article 11.

2 11.02.02. AIPD-1

3 C. Airfield Influence Planning District-1, permitted, prohibited and conditional uses. Listings of allowed
4 uses in the various zoning categories when they lay beneath AIPD-1 overlay zones are detailed below.

5 4. R-5, residential and limited office district. Where the underlying zoning is R-5, the permitted and
6 conditional uses are as follows.

7 a. Permitted uses.

8 (1) Any use permitted in the preceding district.

9 (2) One single-family dwelling per lot of record existing as of August 21, 2001. Mobile
10 homes are allowed as single-family dwellings, subject to the other relevant provisions of
11 this Code. New subdivisions or developments are subject to the density limits in section
12 11.01.01.A.

13 (3) Professional offices, as listed below, are permitted in APZ-2, maximum FAR of 0.22:

14 a. Finance, insurance and real estate.

15 b. Professional services, such as architects, engineers, lawyers, tax consultants and
16 accountants.

17 (4) Public utility and service structures, excluding communication towers.

18 b. Conditional Uses.

19 (1) Any conditional use allowed in the previous R-1, R-2, V-2A, R-3 and R-4 districts.

20 (2) Cemeteries, mausoleums and ~~crematoriums~~ cinerators. No chapels or churches are
21 allowed in AIPD-1, AIPD-1 Area "A", or AIPD-1 Area "B"

22 (3) Enclosed animal hospitals and veterinary clinics.

23 c. Prohibited uses. Any use not listed in subparts B. or C., above.

24 6. C-1, retail commercial district. Where the underlying zoning is C-1, the permitted and conditional
25 uses are as follows.

26 a. Permitted uses.

27 (1) Any use permitted in the preceding district.

28 (2) One single-family dwelling per lot of record existing as of August 21, 2001.

- 1 (3) Nonconforming commercial uses legally existing as of August 21, 2001 shall continue
2 as nonconforming uses subject to the provisions of Article 9, e.g., expanding a
3 nonconforming use, etc.
- 4 (4) Automobile repair shops for ignition, fuel, brake and suspension systems or similar
5 uses. Maximum FAR of 0.11 in APZ-1; 0.22 in APZ-2.
- 6 (5) Automobile service stations including minor auto repairs. Maximum FAR of 0.11 in
7 APZ-1; 0.22 in APZ-2.
- 8 (6) Automobile washing facility. Maximum FAR of 0.11 in APZ-1; 0.22 in APZ-2.
- 9 (7) Off-premises signs, billboards and other sign structures erected, located and
10 maintained as provided for in Article 8 of this Code.
- 11 (8) Convenience stores, including the incidental sale of gasoline. Maximum FAR of 0.14
12 in APZ-1 and 0.28 in APZ-2.
- 13 (9) Printing, bookbinding, lithography and publishing companies. Maximum FAR of 0.28
14 in APZ-1 and 0.56 in APZ-2.
- 15 (10) Interior decorating, home furnishing, and furniture stores. Maximum FAR of 0.28 in
16 APZ-2, not allowed in APZ-1.
- 17 (11) Music, radio and television shops.
- 18 (12) ~~Mortuary and funeral homes. Funeral establishments.~~ No chapels are allowed
19 within APZ-1 or APZ-2.
- 20 (13) Wholesale warehousing if less than 10,000 square feet. Maximum FAR of 1.0 in
21 APZ-1; 2.0 in APZ-2
- 22 (14) Mini-warehouses. Maximum FAR of 1.0 in APZ-1; 2.0 in APZ-2
- 23 (15) Recreational and commercial marinas.
- 24 (16) Other uses that are similar or compatible to the uses permitted herein that would
25 promote the intent and purposes of this district. Determination on other permitted uses
26 shall be made by the planning board (LPA).



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6300

Growth Management Report 11. 4.

BCC Regular Meeting

Public Hearing

Meeting Date: 07/10/2014

Issue: 5:47 p.m. - Reclamation Plan for Expansion of Shortleaf Pit

From: Horace Jones, Interim Department Director

Organization: Development Services

RECOMMENDATION:

5:47 p.m. - A Public Hearing Concerning the Reclamation Plan for Expansion of Shortleaf Pit

That the Board of County Commissioners take the following actions:

- A. Review and approve or deny the proposed expansion of the construction and demolition debris (C&DD) facility reclamation use of the Shortleaf Borrow Pit on Longleaf Drive, requested by Hatch Mott MacDonald Florida, LLC, agent for Trilogy Corporation Of Northwest Florida, Inc., owner and developer; and
- B. Review and approve or deny the proposed exception for the Shortleaf Borrow Pit reclamation plan to the process for reclaiming mined-out land in reclamation units so that no more than five (5) acres of mined-out land are exposed at any one excavation site, allowing reclamation in only one unit for the entire site following the completion of all excavation operations.

BACKGROUND:

On August 16, 2006, Mr. David Skipper, P.E. of Hatch Mott MacDonald Florida, LLC, project engineer, submitted a site plan application for development of a borrow pit within a wooded 29.63-acre parcel on Longleaf Drive at Kemp Road. The plan proposed an estimated one million cubic yards of materials to be excavated from the pit over a 5-year period, depending on market demand for such materials. Within one year of completion of all excavation operations, reclamation of the mined-out land by filling with construction and demolition debris would begin. Reclamation activities would continue an estimated five additional years until completion. The site is within the MU-U/I future land use category and the C-2 zoning district. A previous recommendation for the required Board action to approve or deny the proposed C&DD use, and to allow an exception to the 5-acre reclamation unit limit, was considered by the Board at the October 5, 2006 public hearing. Discussion at the hearing was limited by the Board to the borrow pit use, and no public comment regarding C&DD use was considered. However, BCC meeting minutes indicate a 3-2 vote approving only the reclamation unit exception. Subsequent to the Board's actions, and with borrow pits already among the permitted uses within the applicable C-2 zoning district, the Development Review Committee (DRC) conditionally approved a development order and resource extraction permit for the borrow pit use only. Foremost among the approval conditions was the remaining requirement for Board approval of a reclamation use. On September 28, 2007 the project engineer submitted a new site plan application for a C&DD facility as the reclamation use of the borrow pit. This reclamation use

was approved by the BCC on November 1, 2007. On May 9, 2014 the project engineer Mr. Heath Jenkins of Hatch Mott MacDonald Florida, submitted a site plan to the Development Review Committee to extend the existing borrow pit (29.63-acre) parcel to include a 9.8-acre adjoining parcel. The time frame for excavation of the site is estimated to be approximately 5 years, based upon anticipated market demand for the excavated material. It is anticipated that after excavation, it would take approximately 1 year to commence C&DD activities. Once C&DD activities commence, it is estimated that the reclamation activities would take approximately 10 years to complete. Therefore, based upon approval in 2014, the anticipated date of completion would be December 2030. DRC approval of the application is pending the required Board action on the proposed reclamation use and Board confirmation of the requested exception to maximum reclamation unit size.

BUDGETARY IMPACT:

None.

LEGAL CONSIDERATIONS/SIGN-OFF:

None.

PERSONNEL:

No additional personnel are required to process the site plan application.

POLICY/REQUIREMENT FOR BOARD ACTION:

As required by Section 82-226, Escambia County Code of Ordinances, the Board must approve all new C&DD sites at a duly advertised public hearing. As required by Section 42-323, the reclamation plan for a proposed borrow pit shall include a process for reclaiming such land in reclamation units so that no more than five (5) acres of mined-out land are exposed at any one excavation site, unless the terms of the borrow pit site plan development order provide for an exception.

IMPLEMENTATION/COORDINATION:

Upon Board approval of the proposed C&DD reclamation use, a revised development order and resource extraction permit for the borrow pit site plan will be issued. The development order and reclamation plan will specify the Board's determination regarding an exception to the reclamation unit size. Future use of the site as a C&DD facility will require permitting through the Escambia County Solid Waste Management Department and Florida Department of Environmental Protection (FDEP).

Attachments

Development Order

Approved Site Plan 6-3-14

C&D Operation Plan

FDEP Letter - 11/14/12 Inspection Report

Maps

Sign Posting - Kemp Rd and Longleaf Dr



**SITE PLAN
RESOURCE EXTRACTION DEVELOPMENT ORDER
with Concurrency Certification**

“Borrow Pits and Reclamation Activities”

Project: Shortleaf Borrow Pit with C&DD
Location: 6841 Kemp Rd
Development Review #: PSP140500046
Property Reference #: 24-1S-30-1600-000-001

Future Land Use: I/MU-U
Zoning District: C-2
Flood Zone: X

Exhibit A: Reclamation Plan
Exhibit B: Request for Exception to Reclamation Units Requirements
Exhibit C: Fire Safety Plan Requirement

PROJECT DESCRIPTION

Further development of a 29.63-acre site as a borrow pit to include an additional 9.38-acres with subsequent reclamation through construction and demolition debris (C&DD). An existing residence will be removed from the site. Existing access on Longleaf Drive and Kemp Road will serve extraction and reclamation uses.

As documented in the attached Exhibit B (Request for Exception to Reclamation Units Requirements), Trilogy Corporation is requesting an exception to the reclamation unit limit of five acres.

STANDARD PROJECT CONDITIONS

1. This Development Order and Resource Extraction Permit with concurrency certification shall be effective for a period of 18 months from the date of approval. Sit Plan approval, the associated permit and concurrency shall all expire and become null and void if site mining has not commenced within the effective period and no extension has been applied for. After commencement of mining, site plan approval and concurrency shall terminate upon completion of reclamation, or expiration/revocation of any applicable reclamation permit, whichever comes first. The Board of Adjustment may grant one extension for a maximum of 12 months to the original effective period of the Development Order, but application for such extension must be submitted before termination of the initial 18-month period. If the Development Order expires or is revoked, allocated capacity will be withdrawn and made available to other applicants. If the applicant chooses to proceed with development of the project site, a new site plan application must be submitted for review, approval, and capacity allocations subject to Code provisions and Level of Service conditions at the time of the new application.

2. This Development Order and Resource Extraction Permit authorizes site development to commence as described on the approved site plan and under the conditions listed herein. No building construction has been approved.
3. All specifications and requirements, expressed or implied by note or drawing, in the site development plans approved with this Development Order must be fulfilled.
4. No development activities may commence in areas regulated by state or federal agencies unless all required state and federal permits, or proof of exemption, have been obtained and a copy provided to the County.
5. After issuance of this Development Order, it shall be unlawful to modify, amend, or otherwise deviate from the terms and conditions without first obtaining written authorization through the Development Review Committee (DRC) departments. Approval of such modifications shall be requested in writing and obtained prior to initiating construction of any requested change. The applicable review process for the proposed modification shall be determined based on the applicant's written description of such modifications. Escambia County may require submittal of a new or revised plan and impose additional requirements and/or conditions depending upon the extent of any proposed modifications. The applicant has a continuing obligation to abide by the approved plan. Initiating construction of plan modifications without written County approval shall automatically terminate and render null and void this Development Order, and shall be subject to penalties and/or increased fees specified by the BCC.
6. A copy of this Development Order and the approved site development plans must be maintained and readily available on site once any construction activity has begun, including clearing and grading. The approved building construction plans must also be on site once any building construction has begun.

SPECIAL PROJECT CONDITIONS

1. All provisions of the Escambia County Code of Ordinances as amended, including but not limited to Chapter 42 Article VIII, *Borrow Pits and Reclamation*, Chapter 86, Division 3, *C&DD Facilities*, and the Land Development Code, Section 7.07.00, *Standards Regulating Adverse Off-Site Impacts*, shall apply and are condition of site plan approval.
2. Prior to issuance of any permit for C&DD or LCD activities, the Board of County of Commissioner must approve reclamation of the site at a duly advertised public hearing per Chapter 82. No Land Disturbing permits, building construction or land clearing pre-site activities shall be permitted prior to BCC approval. If BCC approval of the Reclamation Plan is not obtained then this Development Order shall automatically terminate and be rendered null and void.

3. Upon County approval of the executed Avigation Easement (if required), and prior to the issuance of any permit for Borrow Pit activities, the easement shall be recorded in the public records of Escambia County.
4. Prior to any C&DD or LCD activity, the applicant shall obtain all applicable permits from the Department of Solid Waste and FDEP, and provide proof of such permitting to the Development Services Department.
5. Each freestanding sign is limited to a minimum 10 feet setback from rights-of-way and must maintain visual clearance along rights-of-way and at driveways and intersections. A valid Escambia County Sign Permit must be obtained prior to erecting, construction, altering, or relocating any site signage.
6. "No Trespassing" signs are required at each pit access point, every 250 linear feet on the boundary fence, and at each corner, in letters not less than two inches in height. The signs shall be maintained in legible condition (LDC 7.07.07.J).
7. No person shall cause, suffer, allow, or permit the discharge into the air of dust, fume, gas mist, odor, smoke, or vapor or any combination thereof so as to constitute a nuisance as defined in the Code of Ordinances (Sec. 82-227(2)c).
8. Operational hours for receiving materials are limited to Monday through Friday between 7:00 am and 5:00 pm. Saturday hours will be limited to 8:00 am until 2:00 pm. Notwithstanding the above, cover may be applied after the operational hours but in no case after sundown. Operations are not permitted on Thanksgiving, Christmas, New Year's Day and July 4th (Sec. 82-227(2)e).
9. This approval does not authorize or imply authorization of any impact to environmentally sensitive lands, including jurisdictional wetlands. All development associated with this approval shall occur within uplands.
10. Commencement of reclamation shall begin within one year of completion of excavation, Sec. 42-323(3). However, prior to any C&DD/LDC activity, the applicant shall obtain all applicable permits from the Department of Solid Waste and FDEP, and provide proof of such permitting to the Development Services Department. The applicant shall provide once a year to Department of Solid Waste a timeline of borrow operations. The report should include approximate volume removed and volume remaining. One year prior to ceasing borrow pit operations all C&DD permits shall be applied for.
11. Fencing is required on all boundaries. Any boundary that abuts developed property or a public road shall require a barrier that is a fence or vegetative buffer, a minimum of six feet in height and made of wood or other type approved material that prevents visibility and limits access. Vegetative buffering may be required as deemed necessary by the County (Sec. 82-227 (2)a).

12. A substantially built, aesthetically pleasing security fence with appropriate gates for access, not less than six feet above grade, is required along the outer perimeter of the excavated area, with exception of the pit access point(s). Additional security features, such as barbed wire above the fence top, are encouraged. Gates for access shall be locked at all times during non-operating hours. Fences and gates shall be maintained in a reasonable condition to remain an effective barrier (LDC 7.07.07.G).

Development Review Committee (DRC) Recommendation

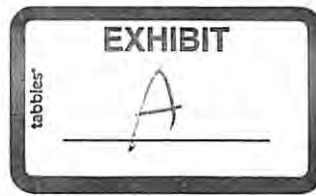
Having completed development review of the **Shortleaf Borrow Pit with C&DD**, site plan application referenced herein, in accordance with requirements of applicable Escambia County regulations and ordinances, the DRC makes the following recommendation to the Board of County Commissioners:

- Approve The site plan has met the requirements of the DRC and is eligible for BCC approval. The applicant may proceed with the development subject to the project description and project conditions noted herein, after BCC acceptance. Use other than that described, or conditions not satisfied, constitute a violation of this Development Order and render it void. Further, this approval does not constitute approval by any other agency.

- Deny The development plan is denied for the reasons noted below. The applicant may appeal the decision within 15 days from the date below to the Board of Adjustment (BOA) under the provisions of Section 2.04.00 of the Escambia County Land Development Code, and/or submit a new or revised site plan application for review.



Director, Development Services Department Date 6-4-2014



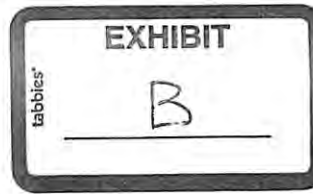
ENTERED ON: SP14
REC'D MAY - 9 2014

Sutton Properties, LLC

Shortleaf Borrow Pit Phase II Reclamation Plan

1. Reclamation activity shall involve the filling of the excavated areas with "construction and demolition debris" as defined by 62-701.200 (24) Florida Statutes.
2. Reclamation activity shall be in conformance with Florida Statutes 62-701.730, Escambia County ordinance 2006-24 [Section 82-227(3) and Section 82-234], and all other applicable local, federal and state reclamation standards, and would not begin until all permits from FDEP have been obtained.
3. Final grades of reclaimed areas will not exceed previously existing grades at the site, with allowance for closure and capping to prevent stormwater intrusion into the debris pile. At no time shall the operational height exceed the permitted height.
4. Footprint setback shall be a minimum of 100 feet from the property boundary for C&DD activities. In order to accomplish this setback, clean fill or vegetative debris may be used to fill from existing excavation limits.
5. Operational hours for receiving materials are limited to Monday through Friday between 7:00 a.m. and 5:00 p.m. Saturday hours will be limited to 8:00 a.m. to 2:00 p.m. Notwithstanding the above, cover may be applied after the operational hours but in no case after sundown. Operations are not permitted on Thanksgiving, Christmas, New Year's Day and July 4th.
6. Reclamation activity will be accomplished in one unit once mining activities have ceased. This unit would include the entire site (Phases I and II) within the required buffers as shown on the site plan. The proposed reclamation activity is required as necessary to comply with the FDEP permitting requirements (F.S. 62-701.730), site constraints and traffic safety considerations.
7. The time frame for excavation of the site is estimated to be approximately 5 years, based upon anticipated market demand for the excavated material. It is anticipated that after excavation, it would take approximately 1 year to commence C&D activities. Once C&D activities commence, it is estimated that the reclamation activities would take approximately 10 years to complete. Therefore, based upon approval in 2014, the anticipated date of completion would be December 2030.

8. Financial assurance for closure and reclamation will be provided as required to comply with the FDEP permitting requirements (F.S. 62-701.730) for C&DD facilities.
9. Volume reduction may not be accomplished by means of chipping, shredding, or otherwise processing the debris. Volume reduction may only occur by picking or removing recyclables from the waste stream prior to disposal.
10. Reclamation activities shall commence within one year of cessation of mining operations and shall include re-vegetation as early as practical.



ENTERED ON: 5/23/14
BY: [Signature]
REC'D MAY 23 2014

*Trilogy Corporation of Northwest Florida, Inc.
& Sutton Properties, LLC*

Shortleaf Borrow Pit Reclamation Plan

Request for Exception to the reclamation Unit Requirements

The Escambia County Code of Ordinances Article VIII, Sec. 42-323(3) states that *"The reclamation plan shall include a process for reclaiming mined-out land in reclamation units so that no more than five acres of mined-out land are exposed at any one excavation site, unless the terms of the development order provide for an exception"*. We are asking that the terms of the Development Order provide an exception to this requirement, so that the site may be mined in one unit, which would include the entire site (to include both Phases I and II) within the buffer and slope requirements. There are several reasons that C&D reclamation could not start as mining is completed in 5-acre increments and each is discussed below:

- A FDEP permit for C&D Facilities is required to begin C&D operations. A FDEP permit requires a site plan for the entire site, which requires the owners to establish where the pit floor will be in relationship to groundwater across the site and where the final storm water retention area(s) will be for the entire site. Some of this engineering cannot be feasibly completed until a substantial portion of the site is mined. It would be extremely difficult to get a separate FDEP permit for each 5-acre section of mined area based on the County's slope requirements alone. C&D operations already require a 100' setback at the FDEP level, which provides an extra 50' of stability for the side walls to satisfy any County concerns until the C&D reclamation can commence.
- The five acres limit to begin C&D reclamation activities is too small of an area on this site to reasonably conduct both operations (C&D and mining) at the same time. To begin reclamation activities for C&D while mining operations are still active at the site would create unnecessary conflicts due to the increased truck traffic for both activities. C&D pits require trained spotters to inspect loads coming in and truck staging on site in addition to heavy compacting equipment and cover operations. This coupled with the requirements of having an area to inspect and record trucks leaving with mined material, will create operational conflicts that could be avoided by separating mining activities and C&D activities and reclaiming the site in one unit. Additionally, simultaneous operation would increase the traffic to and from the site and result in an increased use of Longleaf and Kemp and the associated driveways.
- To immediately start C&D activities on this site (after the first five acres of area is mined) would also mean that two active C&D facilities (along with borrow pit operations) would be operating in this immediate area (C&D activities are currently ongoing at the Waste Management Longleaf Facility). We feel it would be in everyone's best interest to commence only borrow pit operations at this time, then in 5-6 years commence C&D operations on the Shortleaf site – in which time it is reasonably assumed that the Longleaf C&D facility would be closed.



Board of County Commissioners • Escambia County, Florida



Michael D. Weaver, Director
Public Safety Department

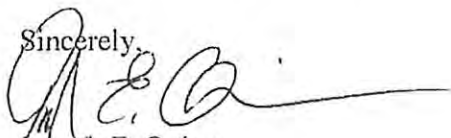
June 3, 2014

Horace Jones, Interim Department Director
Escambia County Development Services Department
3363 West Park Place
Pensacola, FL 32505

Mr. Jones:

This letter is in reference to the Final DRC Application for the Shortleaf Borrow Pit project located at 6841 Kemp Road (SP PSP140500046). The proposed scope of the DRC Application indicates Phase II of the Shortleaf Borrow Pit project is to be converted into a reclamation facility. Escambia County Fire-Rescue has been working diligently throughout the DRC process to ensure that Phase II will meet the requirements of the Florida Fire Prevention Code. At this time, we are going to accept the plans that were submitted for the DRC review. However, the facility has yet to produce a Fire Safety Plan as required by the 2010 Florida Fire Prevention Code. We will require that a Fire Safety Plan be provided by the facility, prior to the commencement of any reclamation activities taking place. The Fire Safety Plan will need to meet the current Florida Fire Prevention Code in place at the time of the submittal. The Fire Safety Plan will need to be reviewed and approved by the Office of Fire Prevention for Escambia County Fire-Rescue.

Please contact me with any questions or concerns at (850) 595-1814.

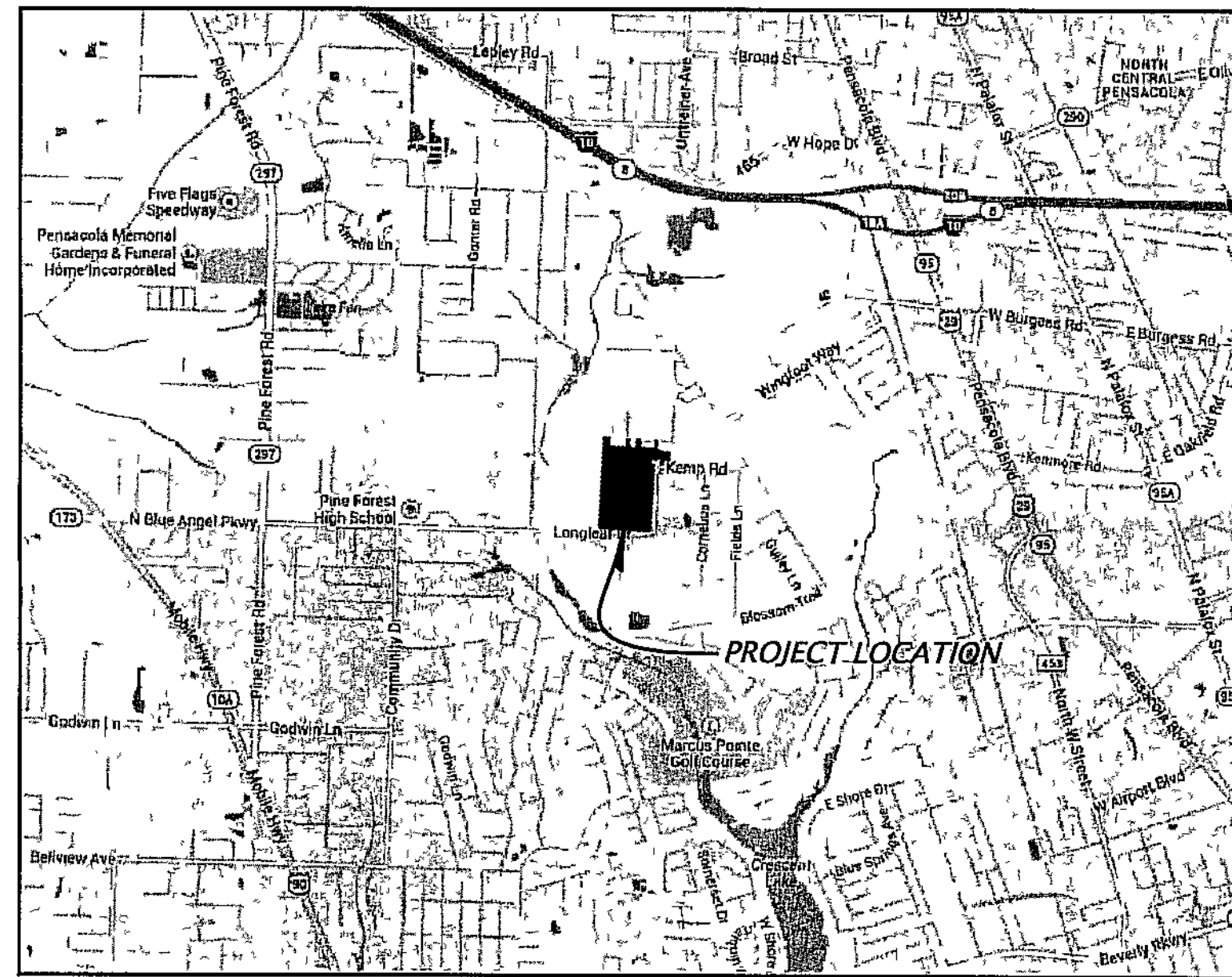
Sincerely,

Joseph E. Quinn
Fire Marshal
Escambia County Fire-Rescue

Cc: T. Heath Jenkins, P.E.

PERMIT DRAWINGS
FOR
**SHORTLEAF BORROW PIT PHASE II
W/ CONSTRUCTION & DEMOLITION DEBRIS
RECLAMATION FACILITY**
6841 KEMP RD.
PENSACOLA, FLORIDA

05-23-14 A09 57 IN

MAY 2014



LOCATION MAP
SCALE: 1" = 3' 000

NOTES

- 1 BORROW PIT HOURS OF OPERATION ARE LIMITED TO THE HOURS BETWEEN 6:00 AM AND 6:00 PM MONDAY THROUGH FRIDAY AND BETWEEN 8:00 AM AND 2:00 PM ON SATURDAY FOR EXCAVATION ACTIVITIES RECLAMATION ACTIVITIES SHALL BE LIMITED TO THE HOURS OF 7:00 AM TO 5:00 PM MONDAY THROUGH FRIDAY AND 8:00 AM AND 2:00 PM ON SATURDAY FOR RECEIVING MATERIALS NOTWITHSTANDING THE ABOVE, COVER MAY BE APPLIED AFTER THE OPERATIONAL HOURS BUT IN NO CASE AFTER SUNDOWN RECLAMATION OPERATIONS ARE NOT PERMITTED ON THANKSGIVING, CHRISTMAS, NEW YEAR'S DAY AND JULY 4TH
- 2 THE ANGLE OF REPOSE FOR BORROW PIT/MINING SLOPES SHALL BE NO GREATER THAN 2:1 UNLESS A PROFESSIONAL ENGINEER OR PROFESSIONAL GEOLOGIST CERTIFIES THAT AN ANGLE OF REPOSE EXCEEDING THIS RATIO WILL PROHIBIT ANY POTENTIAL EROSION OR SLUMPING SIDE SLOPES STEEPER THAN 2:1 SHALL REQUIRE A MINIMUM EXCAVATION SETBACK OF 100 FEET FROM THE PROPERTY BOUNDARY
- 3 A SECURITY FENCE WITH APPROPRIATE GATE FOR ACCESS, NOT LESS THAN SIX FEET ABOVE GRADE, IS REQUIRED ALONG THE OUTER PERIMETER OF THE EXCAVATED AREA GATES FOR ACCESS SHALL BE LOCKED AT ALL TIMES DURING NON-OPERATING HOURS FENCES AND GATES SHALL BE MAINTAINED IN A REASONABLE CONDITION TO REMAIN AN EFFECTIVE BARRIER
- 4 PORTIONS OF THE PIT VISIBLE FROM THE PUBLIC RIGHT-OF-WAY OR NEAREST RESIDENTIAL USE SHALL BE SCREENED WITH DENSE LANDSCAPING TO ACHIEVE AT LEAST 75% OPACITY WITHIN 2 YEARS THE LANDSCAPE BUFFER SHALL BE NO LESS THAN TEN FEET IN WIDTH AT ANY POINT EARTHEN BERMS WITH A MINIMUM HEIGHT OF 3 FEET CAN BE PLACED WITHIN THIS BUFFER AREA
- 5 EXCAVATION, PIT OPERATIONS, PARKING, STORAGE AND DISPOSAL OF DEBRIS ARE NOT PERMITTED WITHIN THE SCREENING OR BUFFER AREAS THE SETBACK AREA MAY NOT BE USED FOR TRUCK OR EQUIPMENT TRAFFIC, EXCEPT AS NECESSARY TO MAINTAIN THE SETBACK AREA AND PERIMETER FENCE
- 6 "NO TRESPASSING" SIGNS ARE REQUIRED AT EACH PIT ACCESS POINT(S), EVERY 250 LINEAR FEET OF THE BOUNDARY FENCE, AND AT EACH CORNER, IN LETTERS NOT LESS THAN TWO INCHES IN HEIGHT "NO TRESPASSING" SIGNS SHALL BE MAINTAINED IN LEGIBLE CONDITION
- 7 RECLAMATION ACTIVITY WOULD INVOLVE THE FILLING OF THE EXCAVATED AREAS WITH "CONSTRUCTION AND DEMOLITION DEBRIS" AS DEFINED BY 62-701.200 (24) FLORIDA STATUTES ALL FILL OUTSIDE OF THE 100' RECLAMATION SETBACK MUST BE EITHER CLEAN FILL OR VEGETATIVE DEBRIS SEE RECLAMATION PLAN FOR FURTHER DETAILS
- 8 TOTAL 29.63-ACRE SITE SIGN AREA, WALL AND FREESTANDING, IS LIMITED TO 1518 SQ FT (1012.05 X 15) FREESTANDING SIGNAGE IS ADDITIONALLY LIMITED TO FOUR SIGNS, A MAXIMUM 300 SQ FT IN AREA AND 35 FEET IN HEIGHT ON KEMP ROAD, AND A MINIMUM 200 FEET FROM ANY OTHER SUCH SITE SIGN EACH FREESTANDING SIGN IS LIMITED TO A MINIMUM 10 FEET SETBACK FROM RIGHTS-OF-WAY AND MUST MAINTAIN VISUAL CLEARANCE ALONG RIGHTS-OF-WAY AND AT DRIVEWAYS AND INTERSECTIONS A VALID ESCAMBIA COUNTY SIGN PERMIT MUST BE OBTAINED PRIOR TO ERRECTING, CONSTRUCTING, ALTERING, OR RELOCATING ANY SITE SIGNAGE
- 9 DAMAGE TO EXISTING ROADS DURING CONSTRUCTION WILL BE REPAIRED BY THE DEVELOPER PRIOR TO FINAL "AS-BUILT" SIGN-OFF FROM THE COUNTY
- 10 THE PERMITTEE SHALL BE RESPONSIBLE FOR MAINTAINING THE FULL LENGTH OF ROAD FRONTAGE AND ADDITIONAL LENGTH OF ADJACENT ROADWAY FREE FROM ALL LITTER AND SEDIMENT GENERATED AS A RESULT OF TRANSPORTING MATERIALS INTO OR OUT OF THE FACILITY LITTER WILL BE REMOVED ON A DAILY BASIS AND BE COMPLETED PRIOR TO SUNSET
- 11 ALL WORKING FACES SHALL BE COVERED BIWEEKLY WITH COVER, SUFFICIENT IN QUANTITY AND TYPE TO DEPRIVE DEBRIS OF OXYGEN, TO MINIMIZE THE RISK OF FIRE AND PREVENT THE EMISSION OF OBJECTIONABLE ODORS
- 12 EFFECTIVE DUST SUPPRESSION SYSTEM IS REQUIRED

Approved
ESCAMBIA COUNTY DRC PLAN REVIEW

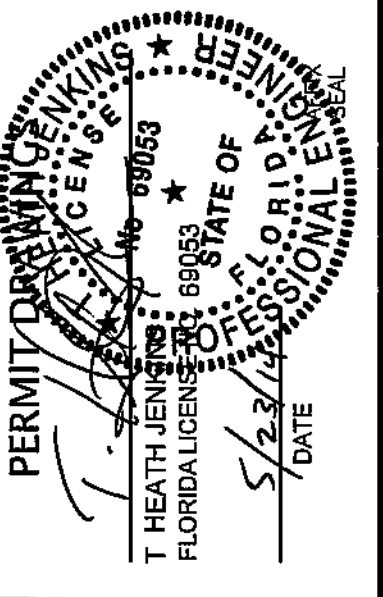
DRC Chairman Signature: *[Signature]* Date: 6-14-2014
Development Services Director or Designee

This document has been reviewed in accordance with the requirements of applicable Escambia County Regulations and Ordinances and does not in any way relieve the submitting Architect, Engineer, Surveyor or other signatory from responsibility of details as drawn. A Development Order must be obtained from the Development Review Committee (DRC) prior to the commencement of construction. This approval by the DRC does not constitute approval by any other agency. All additional state/federal/local permits shall be provided to the county prior to approval of a final plat or the issuance of state/federal permits shall be provided to the county prior to approval of a final plat or the issuance of a building permit.

H.M.M. FILE NO.
335130

INDEX OF DRAWINGS	
SHEET	TITLE
001 -	COVER SHEET
002 -	SITE PLAN
003 -	C&DD RECLAMTION AND GRADING & DRAINAGE PLAN
004 -	DETAILS

DATE	DESIGNED BY	DRAWN BY	PROJECT ENGINEER	PROJECT MANAGER	H.M.M. PROJECT NUMBER
MAY 2014	H. JENKINS	C. RILEY	H. JENKINS	H. JENKINS	335130



OWNER/DEVELOPER

TRILOGY CORPORATION OF
NORTHWEST FLORIDA, INC
120 E MAIN ST
PENSACOLA, FL 32501

SHEET TITLE
COVER SHEET

ENGINEER
HATCH MOTT MACDONALD
5111 NORTH 12TH AVENUE
PENSACOLA, FL (32513-2518)
(850) 484-6011

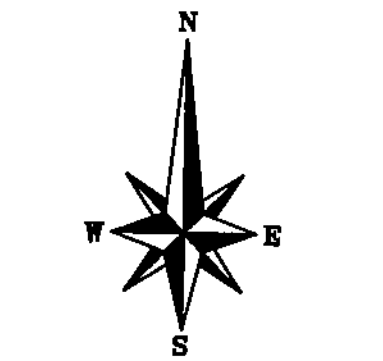
SHEET NUMBER
C-001



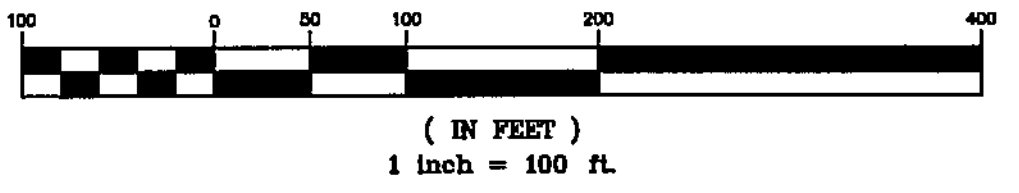
Architects Engineers Surveyors
AA - C0000035 EB - 0000155 LB - 0006783
5111 North 12th Avenue (32504)
P O Box 2518 (32513-2518)
Pensacola, Florida
Telephone (850) 484-6011 ☐ Fax (850) 484-8199

User Name: Bill.S265
Time Stamp: May 22 2014 4:00:24PM
Drawing Path: P:\335130 - Trilogy Shortleaf Borrow Pit Expansion\Drawings\CADD\Drawings\Sheeting\Plan Set
Plot File Name: 335130-C-001 Cover Sheet.dwg

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GRAPHIC SCALE



LEGEND

- POB = POINT OF BEGINNING
- P.O.C. = POINT OF COMMENCEMENT
- F = FIELD
- D = DEED
- CONC = CONCRETE
- IRC = CAPPED IRON ROD
- R/W = RIGHT OF WAY
- FND = FOUND
- IP = IRON PIPE
- CLB = CHAIN LINK FENCE
- TYP = TYPICAL
- IRC = CAPPED IRON ROD
- ① = PROPERTY OWNER REFERENCE

LEGAL DESCRIPTION (PHASE II)

COMMENCE AT THE SOUTHEAST CORNER OF SECTION 24 TOWNSHIP 1 SOUTH, RANGE 30 WEST ESCAMBIA COUNTY FLORIDA THENCE NORTH 90 DEGREES 00'00" WEST ALONG THE SOUTH LINE OF SAID SECTION 24 FOR A DISTANCE OF 376.53 FEET FOR THE POINT OF BEGINNING

THENCE CONTINUE NORTH 90 DEGREES 00'00" WEST ALONG THE SOUTH LINE FOR A DISTANCE OF 950.93 FEET TO THE WEST LINE OF THE EAST HALF OF LOT 6 OF SAID SECTION 24 THENCE NORTH 00 DEGREES 09'21" WEST ALONG SAID WEST LINE FOR A DISTANCE OF 491.95 FEET TO THE NORTH LINE OF PARCEL RECORDED IN DEED BOOK 345 AT PAGE 160 OF THE PUBLIC RECORDS OF SAID COUNTY ALSO BEING THE NORTH LINE OF THE SOUTH 15 ACRES OF THE EAST HALF OF LOT 6 OF SAID SECTION 24 THENCE SOUTH 90 DEGREES 00'00" EAST ALONG SAID NORTH LINE FOR A DISTANCE OF 103.94 FEET TO THE WEST LINE OF PARCEL RECORDED IN OFFICIAL RECORD BOOK 4273 AT PAGE 1786 OF SAID COUNTY THENCE SOUTH 00 DEGREES 00'57" WEST ALONG SAID WEST LINE FOR A DISTANCE OF 167.79 FEET TO THE SOUTH LINE SAID PARCEL RECORDED IN OFFICIAL RECORD BOOK 4273 AT PAGE 1786 THENCE SOUTH 90 DEGREES 00'00" EAST ALONG SAID SOUTH LINE AND ITS EASTERLY EXTENSION FOR A DISTANCE OF 350.00 FEET TO THE EAST LINE OF PARCEL RECORDED IN OFFICIAL RECORD BOOK 312 AT PAGE 319 OF THE PUBLIC RECORDS OF SAID COUNTY THENCE NORTH 00 DEGREES 00'57" EAST ALONG SAID EAST LINE FOR A DISTANCE OF 167.79 FEET TO THE NORTH LINE OF SAID PARCEL RECORDED IN DEED BOOK 345 AT PAGE 160 THENCE SOUTH 90 DEGREES 00'00" EAST ALONG SAID NORTH LINE FOR A DISTANCE OF 50.00 FEET TO THE WEST LINE OF PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 774 AT PAGE 857 OF THE PUBLIC RECORDS OF SAID COUNTY THENCE SOUTH 00 DEGREES 00'57" WEST ALONG SAID WEST LINE FOR A DISTANCE OF 168.04 FEET TO THE SOUTH LINE OF SAID PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 774 AT PAGE 857 THENCE SOUTH 89 DEGREES 58'57" EAST ALONG SAID SOUTH LINE FOR A DISTANCE OF 150.00 FEET TO THE EAST LINE OF SAID PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 774 AT PAGE 857 THENCE NORTH 00 DEGREES 00'57" EAST ALONG SAID EAST LINE FOR A DISTANCE OF 168.00 FEET TO THE NORTH LINE OF SAID PARCEL RECORDED IN DEED BOOK 345 AT PAGE 160 THENCE SOUTH 90 DEGREES 00'00" EAST ALONG SAID NORTH LINE FOR A DISTANCE OF 75.00 FEET TO THE WEST LINE OF PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 1775 AT PAGE 6 OF THE PUBLIC RECORDS OF SAID COUNTY THENCE SOUTH 00 DEGREES 00'57" WEST ALONG SAID WEST LINE FOR A DISTANCE OF 150.00 FEET TO THE SOUTH LINE OF SAID PARCEL IN OFFICIAL RECORD BOOK 1775 AT PAGE 6 THENCE SOUTH 90 DEGREES 00'00" EAST ALONG SAID SOUTH LINE FOR A DISTANCE OF 50.00 FEET TO THE EAST LINE OF SAID PARCEL IN OFFICIAL RECORD BOOK 1775 AT PAGE 6 THENCE SOUTH 00 DEGREES 00'57" WEST ALONG A SOUTHERLY EXTENSION OF SAID EAST LINE FOR A DISTANCE OF 8.00 FEET THENCE SOUTH 90 DEGREES 00'00" EAST FOR A DISTANCE OF 124.95 FEET TO THE WEST LINE OF PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 557 AT PAGE 1650 OF THE PUBLIC RECORDS OF SAID COUNTY THENCE SOUTH 00 DEGREES 02'00" WEST ALONG SAID WEST LINE FOR A DISTANCE OF 2.00 FEET TO THE SOUTH LINE OF SAID PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 557 AT PAGE 1650 THENCE SOUTH 90 DEGREES 00'00" EAST ALONG SAID SOUTH LINE AND ITS EASTERLY EXTENSION FOR A DISTANCE OF 124.09 FEET TO THE EAST LINE OF PARCEL DESCRIBED IN DEED BOOK 489 AT PAGE 421 OF THE PUBLIC RECORDS OF SAID COUNTY THENCE NORTH 00 DEGREES 00'00" EAST ALONG SAID EAST LINE FOR A DISTANCE OF 10.00 FEET TO THE SOUTH LINE OF PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 3233 AT PAGE 807 OF THE PUBLIC RECORDS OF SAID COUNTY THENCE SOUTH 90 DEGREES 00'00" EAST ALONG SAID SOUTH LINE FOR A DISTANCE OF 1.00 FEET TO THE EAST LINE OF SAID PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 3233 AT PAGE 807 THENCE NORTH 00 DEGREES 00'00" EAST ALONG SAID EAST LINE FOR A DISTANCE OF 150.00 FEET TO THE NORTH LINE OF SAID PARCEL RECORDED IN DEED BOOK 345 AT PAGE 160 THENCE SOUTH 90 DEGREES 00'00" EAST ALONG SAID NORTH LINE FOR A DISTANCE OF 25.00 FEET TO THE NORTHERLY EXTENSION OF THE WEST LINE OF PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 1276 AT PAGE 786 OF THE PUBLIC RECORDS OF SAID COUNTY THENCE SOUTH 00 DEGREES 00'57" WEST ALONG SAID EXTENSION AND WEST LINE FOR A DISTANCE OF 167.79 FEET TO THE SOUTH LINE OF SAID PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 1276 AT PAGE 786 THENCE SOUTH 90 DEGREES 00'00" EAST ALONG SAID SOUTH LINE FOR A DISTANCE OF 50.00 FEET TO THE WEST LINE OF PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 4587 AT PAGE 469 OF THE PUBLIC RECORDS OF SAID COUNTY THENCE SOUTH 00 DEGREES 00'57" WEST ALONG SAID WEST LINE FOR A DISTANCE OF 49.00 FEET TO THE SOUTH LINE OF SAID PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 4587 AT PAGE 469 THENCE SOUTH 89 DEGREES 57'38" EAST ALONG SAID SOUTH LINE FOR A DISTANCE OF 200.00 FEET TO THE WEST RIGHT OF WAY LINE OF TWIGGS LANE SAID RIGHT OF WAY BEING 25 FEET WEST OF AND PARALLEL TO THE EAST LINE OF SAID SECTION 24 THENCE SOUTH 00 DEGREES 00'57" WEST ALONG SAID WEST RIGHT OF WAY LINE FOR A DISTANCE OF 50.01 FEET TO THE NORTH LINE OF PARCEL DESCRIBED IN DEED BOOK 550 AT PAGE 177 OF THE PUBLIC RECORDS OF SAID COUNTY THENCE NORTH 89 DEGREES 59'03" WEST ALONG SAID NORTH LINE FOR A DISTANCE OF 150.00 FEET TO THE WEST LINE OF SAID PARCEL DESCRIBED IN DEED BOOK 550 AT PAGE 177 THENCE SOUTH 00 DEGREES 00'57" WEST ALONG SAID WEST LINE FOR A DISTANCE OF 50.00 FEET TO THE SOUTH LINE OF SAID PARCEL DESCRIBED IN DEED BOOK 550 AT PAGE 177 THENCE SOUTH 89 DEGREES 59'03" EAST ALONG SAID SOUTH LINE FOR A DISTANCE OF 150.00 FEET TO THE SAID WEST RIGHT OF WAY LINE OF SAID TWIGGS LANE THENCE SOUTH 00 DEGREES 00'57" WEST ALONG SAID WEST RIGHT OF WAY LINE FOR A DISTANCE OF 46.03 FEET TO THE NORTH LINE OF PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 4039 AT PAGE 228 OF THE PUBLIC RECORDS OF SAID COUNTY THENCE SOUTH 89 DEGREES 57'36" WEST ALONG SAID NORTH LINE FOR A DISTANCE OF 104.48 FEET TO THE WEST LINE OF SAID PARCEL DESCRIBED IN OFFICIAL RECORD BOOK 4039 AT PAGE 228 THENCE SOUTH 08 DEGREES 38'19" WEST ALONG SAID WEST LINE FOR A DISTANCE OF 97.01 FEET TO NORTH RIGHT OF WAY LINE OF KEMP ROAD (OFFICIAL RECORD BOOK 278 PAGE 897 66 R/W) THENCE NORTH 90 DEGREES 00'00" WEST ALONG SAID NORTH RIGHT OF WAY LINE FOR A DISTANCE OF 33.98 FEET TO THE EAST LINE OF PARCEL RECORDED IN OFFICIAL RECORD BOOK 2113 AT PAGE 964 OF THE PUBLIC RECORDS OF SAID COUNTY THENCE NORTH 00 DEGREES 00'00" EAST ALONG SAID EAST LINE FOR A DISTANCE OF 117.00 FEET TO THE NORTH LINE OF SAID PARCEL RECORDED IN OFFICIAL RECORD BOOK 2113 AT PAGE 964 THENCE NORTH 90 DEGREES 00'00" WEST ALONG SAID NORTH LINE FOR A DISTANCE OF 50.00 FEET TO THE WEST LINE OF SAID PARCEL RECORDED IN OFFICIAL RECORD BOOK 2113 AT PAGE 964 THENCE SOUTH 00 DEGREES 00'00" WEST ALONG SAID WEST LINE FOR A DISTANCE OF 20.55 FEET THENCE SOUTH 88 DEGREES 47'35" WEST FOR A DISTANCE OF 143.95 FEET THENCE SOUTH 02 DEGREES 05'21" WEST FOR A DISTANCE OF 126.50 FEET TO THE POINT OF BEGINNING

ALL LYING AND BEING IN SECTION 24 TOWNSHIP 1 SOUTH RANGE 30 WEST ESCAMBIA COUNTY FLORIDA CONTAINING 9.38 ACRES MORE OR LESS

User Name: RL329281.dwg, 4.00, 4/17/14
 Drawing Path: P:\335530 - 1100 - Shortleaf Borrow Pit Expansion\CAD Drawings\Sheets\Plan Set
 Drawing Name: 335530-C-02-Site Plan.dwg
 Plot File Name:

50' LANDSCAPE BUFFER (EXISTING DENSE VEGETATION TO REMAIN UNDISTURBED)

SHORTLEAF BORROW PIT (PHASE II)

SUBJECT PARCEL
 24-1S-30-1600-000-001
 ESTATE OF ERMA AVERHART
 VACANT
 ZONING = C-2 (z-2014-5)
 FLU = I (SSA 2014-01)
 ± 9.38 ac

ESTIMATED VOLUME OF MINED MATERIALS = 250,000 CY
 ESTIMATED ELEVATION OF PIT BOTTOM = 60' MSL

PHASE I

PHASE II

REMOVE EXISTING CHAIN LINK FENCE

EXISTING RESIDENCE TO BE RELOCATED

APPROXIMATE LOCATION OF EXISTING COMMUNICATIONS TOWER AND RELATED BUILDING AND FENCING TO BE RELOCATED

SHORTLEAF BORROW PIT (PHASE I)

DRC# 07081472
 41-1S-80-1000-000-000
 TRILOGY CORP OF NW FLA INC
 VACANT
 ZONING = C-2
 FLU = MU-1

ESTIMATED VOLUME OF MINED MATERIALS = 1 MILLION CUBIC YARDS
 ESTIMATED ELEVATION OF PIT BOTTOM = 60' MSL

EXISTING GRAVEL DRIVEWAY

EXISTING ASPHALT DRIVEWAY

EXISTING GRAVEL DRIVEWAY

EXISTING ASPHALT DRIVEWAY

EXISTING FENCE MIN HEIGHT 6'

EXISTING FIRE HYDRANT

INSTALL 6' CHAIN LINK FENCE W/ BARBED WIRE (SEE DETAIL)

100' RECLAMATION SETBACK LINE

50' EXCAVATION SETBACK LINE (2:1 SIDE SLOPE MIN)

100' RECLAMATION SETBACK LINE

50' EXCAVATION SETBACK LINE (2:1 SIDE SLOPE MIN)

ADJACENT LAND OWNERS

- 1 MERCY WIGGINS
24-1S-30-1600-012-001
MOBILE HOME
R-5
- 2 MARY J RANKINS
24-1S-30-1600-009-001
MOBILE HOME
R-5
- 3 JULIUS & MARZELLA WIGGINS
24-1S-30-1600-008-001
VACANT - RESIDENTIAL
R-5
- 4 ESTATE OF REATHA SIMMONS
24-1S-30-1600-013-001
MOBILE HOME
R-5
- 5 DOROTHY BARCANEER
24-1S-30-1600-015-001
SINGLE-FAMILY RESIDENTIAL
R-5
- 6 WILLIE LEE NEWTON
24-1S-30-1600-008-001
MOBILE HOME
R-5
- 7 RICHARD O JESTER
24-1S-30-1600-001-001
VACANT - RESIDENTIAL
R-5
- 8 RICHARD O JESTER
24-1S-30-1600-018-001
MOBILE HOME
R-5
- 9 LORENZA KNIGHT
24-1S-30-1600-007-001
MOBILE HOME
R-5
- 10 CAROLYN PATTERSON
24-1S-30-1600-005-001
SINGLE-FAMILY RESIDENTIAL
R-5
- 11 VISA JONES & LARRY HUDGINS
24-1S-30-1600-014-001
VACANT - RESIDENTIAL
R-5
- 12 IDA MAE AVERHART GRANT
24-1S-30-1600-001-001
STORE/OFFICE/SINGLE-FAMILY RESIDENTIAL
R-5
- 13 RODNEY B FERSON
24-1S-30-1600-004-001
MOBILE HOME
R-5
- 14 FRED & JOSEPHINE WRIGHT & SHANNON WRIGHT JOHNSON
24-1S-30-1600-019-001
SINGLE-FAMILY RESIDENTIAL
R-5
- 15 RUBEN AVERHART & LILLIE AVERHART
24-1S-30-1600-002-001
VACANT - RESIDENTIAL
R-5

6/14/14 APPROVED

Hatch Mott MacDonald Florida, LLC
 Architects Engineers Surveyors
 AA - C0000035 EB - 0000155 LB - 0000763
 5111 North 12th Avenue (32504)
 P O Box 2518 (32513-2518)
 Pensacola Florida
 Telephone (850) 494-6011 • Fax (850) 494-9169

SHORTLEAF BORROW PIT PHASE II W/ C&DD RECLAMATION FACILITY
 ESCAMBIA COUNTY, FLORIDA

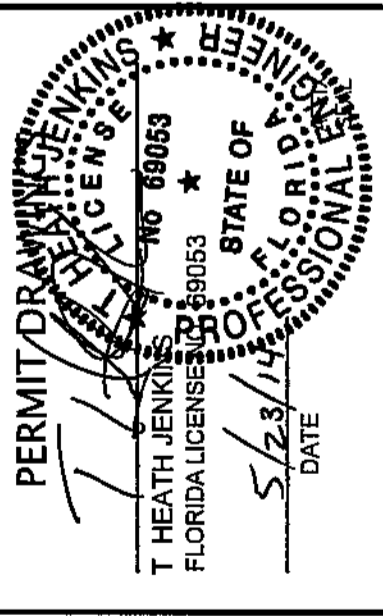
DATE	REV	REVISION DESCRIPTION
MAY 2014		
	H. JENKINS	DESIGNED
	C. RILEY	DRAWN BY
	H. JENKINS	PROJECT ENGINEER
	H. JENKINS	PROJECT MANAGER
	H. JENKINS	H.M.M. PROJECT NUMBER
		335190

PERMIT DRAWINGS
 HATCH MOTT MACDONALD
 68063
 STATE OF FLORIDA
 T. HEATH LEE
 5/23/14
 DATE

SHEET TITLE: BORROW PIT SITE PLAN
 SHEET NUMBER: C-002

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DATE	REV	REVISION DESCRIPTION
MAY 2014		
DESIGNED BY	H. JENKINS	
DRAWN BY	C. RILEY	
PROJECT ENGINEER	H. JENKINS	
PROJECT MANAGER	H. JENKINS	
H.M.M. PROJECT NUMBER	335130	

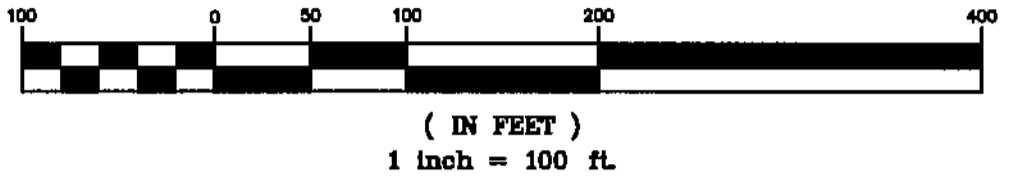


SHEET TITLE
C&DD RECLAMATION AND GRADING PLAN
 SHEET NUMBER
C-003

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GRAPHIC SCALE



LEGEND

- POB = POINT OF BEGINNING
- POC = POINT OF COMMENCEMENT
- F = FIELD
- D = DEED
- CONC = CONCRETE
- IRC = CAPPED IRON ROD
- R/W = RIGHT OF WAY
- FND = FOUND
- IP = IRON PIPE
- CLB = CHAIN LINK FENCE
- TYP = TYPICAL
- IRC = CAPPED IRON ROD

NOTES

- EROSION CONTROL MEASURES (SILT FENCING) SHALL REMAIN IN PLACE THROUGHOUT CONSTRUCTION AND SHALL NOT BE REMOVED UNTIL AFTER FINAL SITE GRADING HAS STABILIZED
- ALL DISTURBED AREAS SHALL BE SEEDED & MULCHED OR SODDED
- THE PERMITEE SHALL BE RESPONSIBLE FOR SEDIMENT CONTROL AND PROVIDE MEASURES REQUIRED TO KEEP SEDIMENT ON SITE. IMPROPER SEDIMENT CONTROL MEASURES MAY RESULT IN CODE ENFORCEMENT VIOLATION
- RETENTION/DETENTION AREAS SHALL BE SUBSTANTIALLY COMPLETE PRIOR TO ANY PIT ACTIVITIES THAT MAY INCREASE STORMWATER RUNOFF RATES
- THE SUBJECT PROPERTY AS SHOWN HEREON IS LOCATED IN FLOOD ZONE X (MINIMAL RISK AREAS OUTSIDE THE 1-PERCENT AND 2-PERCENT ANNUAL-CHANCE FLOODPLAINS NO DEFS OR BASE FLOOD DEPTHS ARE SHOWN WITHIN THESE ZONES) AS DETERMINED FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD INSURANCE RATE MAP OF ESCAMBA COUNTY FLORIDA COMMUNITY 120880, FIRM MAP PANEL NUMBER 12033C0360G MAP REVISION DATED SEPTEMBER 29 2006
- EFFECTIVE DUST SUPPRESSION REQUIRED
- A FIRE SAFETY PLAN MUST BE PREPARED AND SUBMITTED TO ESCAMBA COUNTY PRIOR TO COMMENCING C&DD OPERATIONS
- STORMWATER DESIGN AND PERMITTING WILL BE FINALIZED AT THE TIME OF C&DD RECLAMATION PERMITTING FOR THE SITE

INSTALL 2900 LF OF EROSION CONTROL BARRIER (SILT FENCE) AS SHOWN DURING FULL GRADING OF SITE UNTIL STABILIZED BY GRASS

50' LANDSCAPE BUFFER (EXISTING DENSE VEGETATION TO REMAIN UNDISTURBED)

50' EXCAVATION SETBACK LINE (2:1 SIDE SLOPE MIN) CLEAN FILL OR VEGETATIVE FILL ONLY

100' C&DD DISPOSAL SETBACK LINE

100' RECLAMATION SETBACK LINE CLEAN FILL OR VEGETATIVE FILL ONLY

100' C&DD DISPOSAL SETBACK LINE

50' EXCAVATION SETBACK LINE (2:1 SIDE SLOPE MIN) CLEAN FILL OR VEGETATIVE FILL ONLY

100' RECLAMATION SETBACK LINE

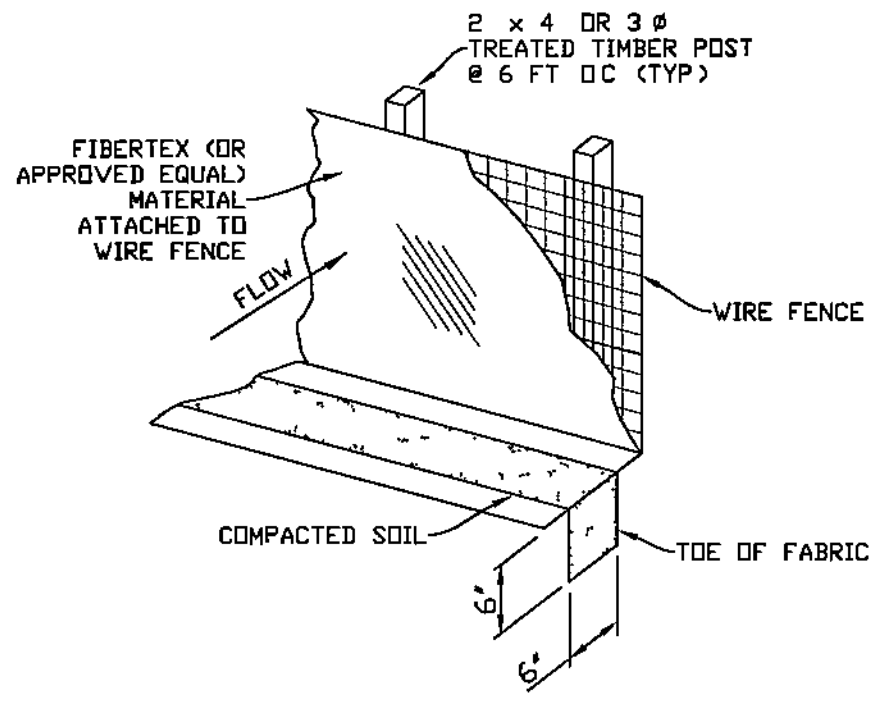
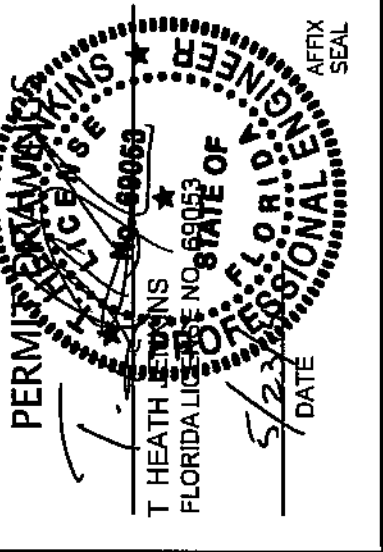
N.W. CORNER SECTION 41 4 X 4 CONC MONUMENT (UNMARKED)

POINT OF BEGINNING PARCEL 2
 EAST 1/2 OF NE 1/4 OF SECTION 41 AND 1/2 AC-GOVERNMENT AND 1/2 AC-PRIVATE FOUND 1/2 IRC-SUBJECT RLS 10/1/12

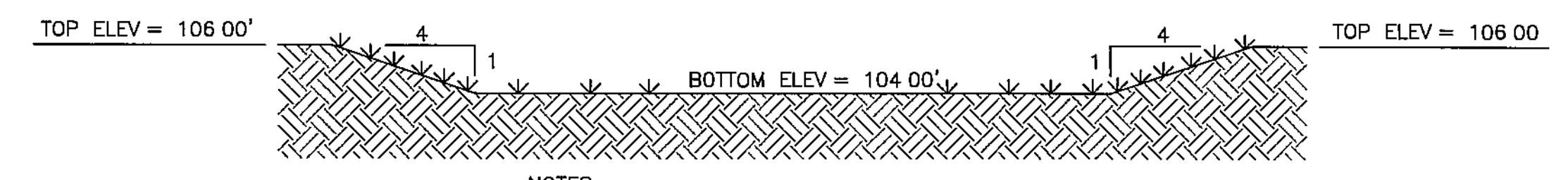
6/14/14
APPROVED

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 Drawing Name: 335130-C-003-Grading & Drainage Plan.dwg
 Plot File Name:

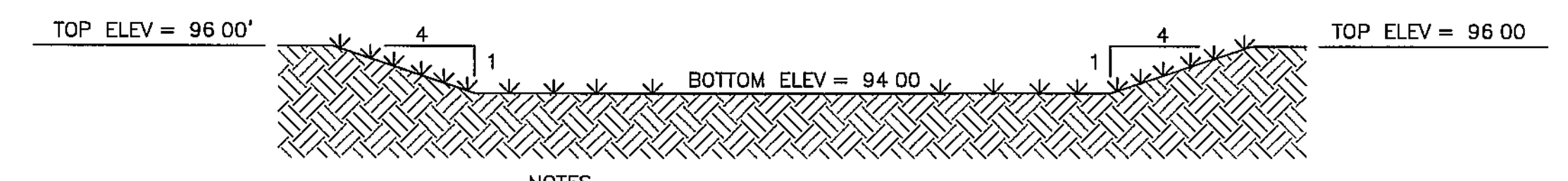
DATE	DESIGNED BY	DRAWN BY	PROJECT ENGINEER	PROJECT MANAGER	H.M.M. PROJECT NUMBER
MAY 2014	H. JENKINS	C. RILEY	H. JENKINS	H. JENKINS	335130



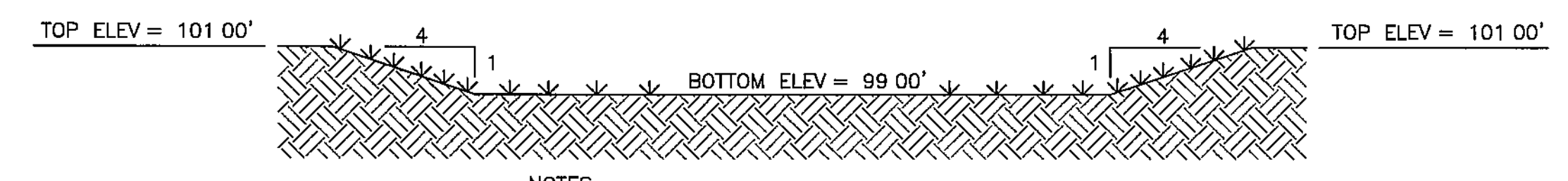
SILT FENCE DETAIL
 N T S



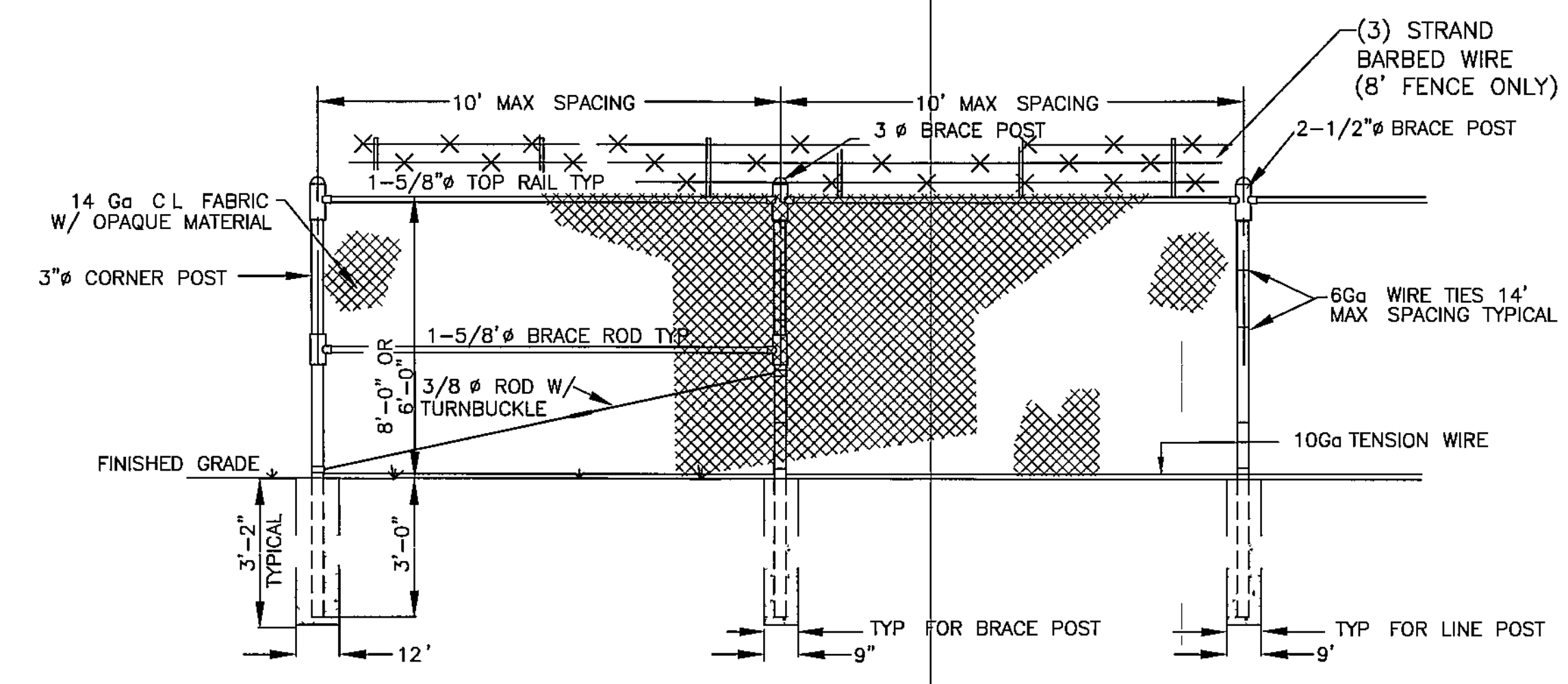
NOTES
 1 THE ENTIRE BANK SLOPE SHALL BE SODDED
 2 POND BOTTOMS SHALL BE SEEDED AND MULCHED
RETENTION POND A SECTION
 N T S



NOTES
 1 THE ENTIRE BANK SLOPE SHALL BE SODDED
 2 POND BOTTOMS SHALL BE SEEDED AND MULCHED
RETENTION POND B SECTION
 N T S

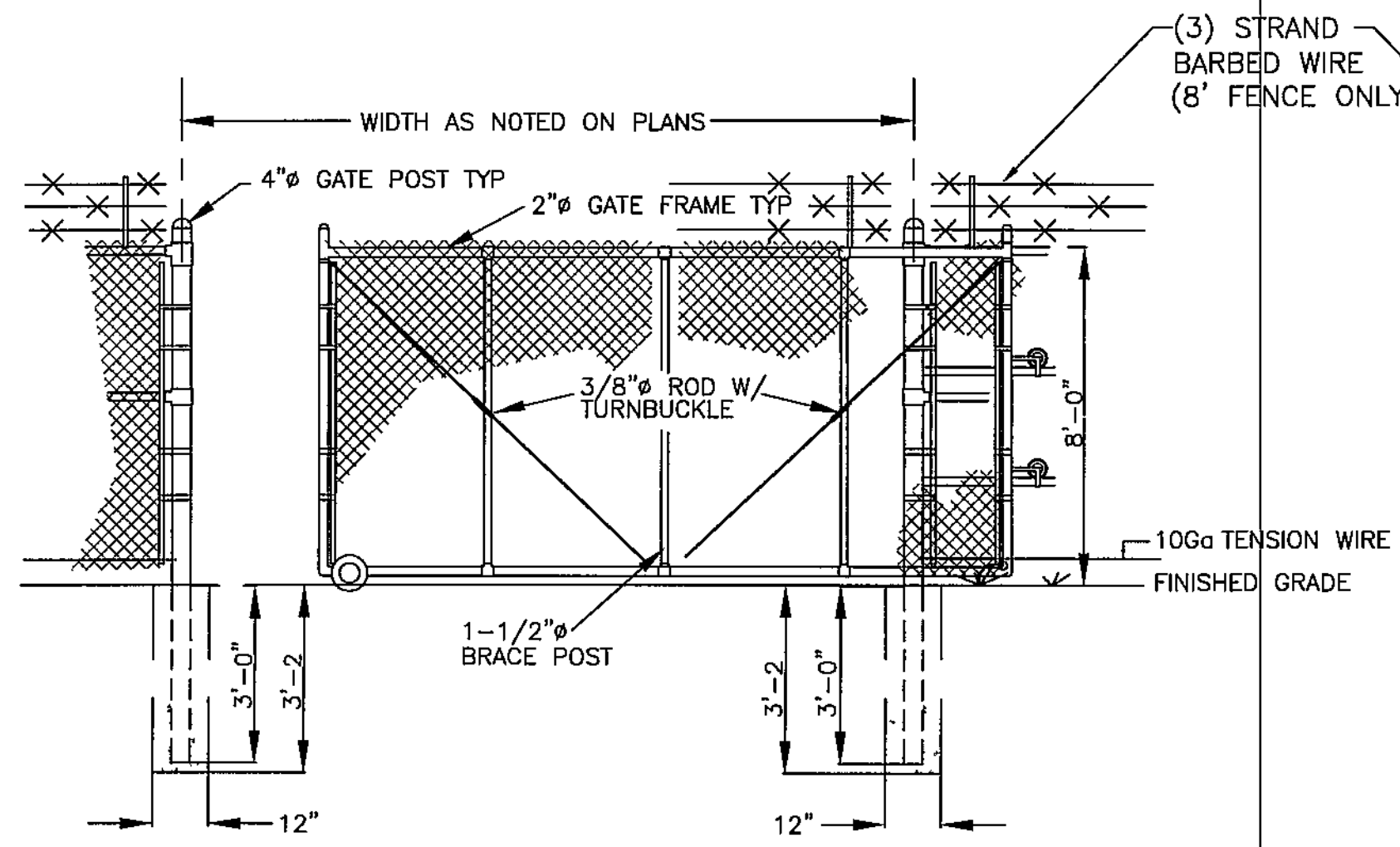


NOTES
 1 THE ENTIRE BANK SLOPE SHALL BE SODDED
 2 POND BOTTOMS SHALL BE SEEDED AND MULCHED
RETENTION POND C SECTION
 N T S

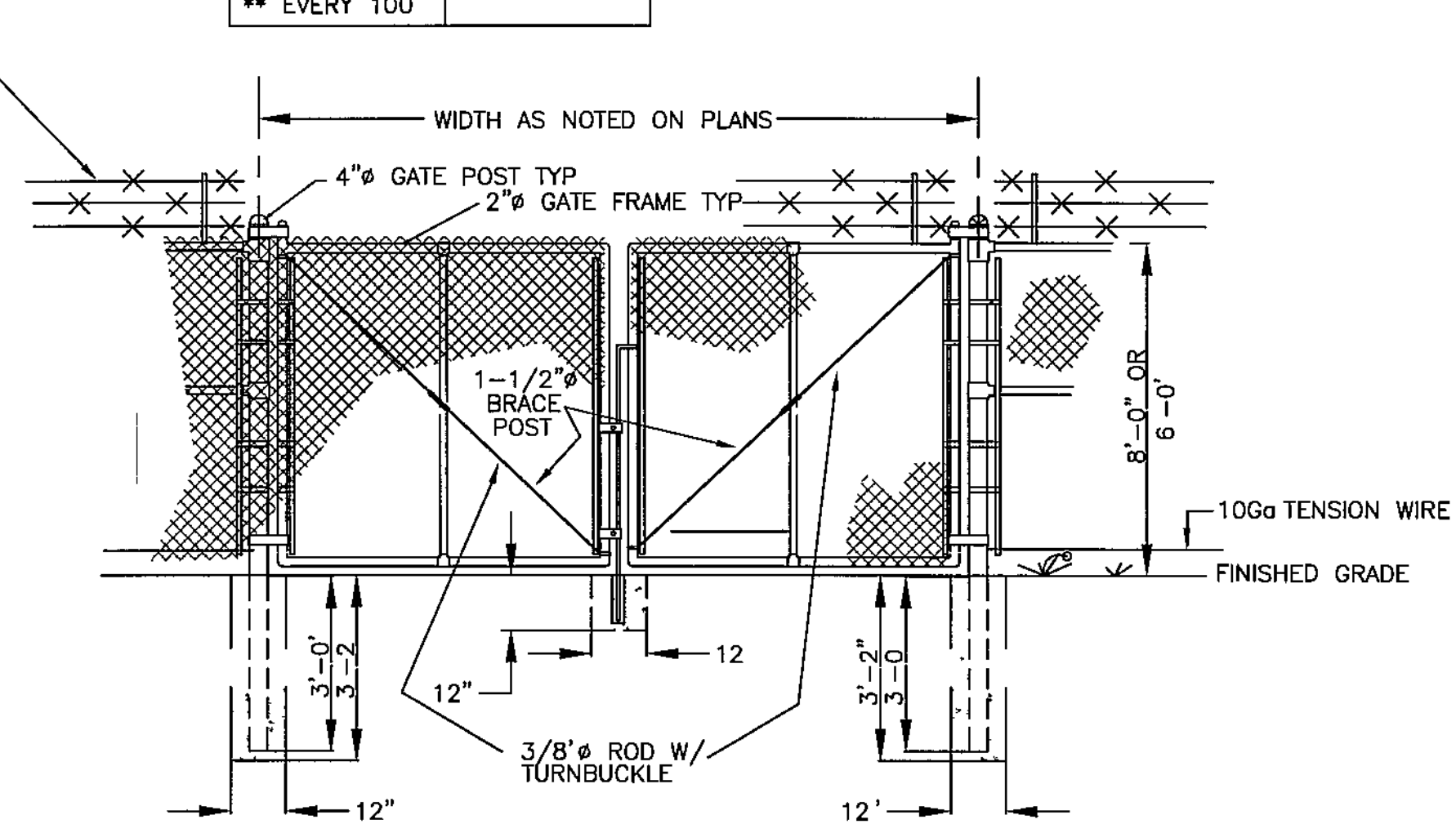


6'x8' CHAIN LINK FENCE DETAILS

TYPE	SIZE
LINE POST	2-1/2"
BRACE POST**	3"
CORNER POST	3"
GATE POST	4"
** EVERY 100'	



SLIDE GATE DETAIL



SWING GATE DETAIL

CHAIN LINK FENCE DETAILS
 N T S

APPROVED

User Name: RL32526
 Drawing Path: P:\335130_T0202_Shortleaf Borrow Pit Expansion\Drawings\CAD Drawings\Sheet\Plan Set
 Drawing Name: 335130-C-004-Details.dwg
 Plot File Name:

SHORTLEAF C&D OPERATION PLAN

Note: The following is a DRAFT copy of the Operation Plan for Shortleaf that will be submitted concurrent with application to Escambia County Solid Waste for C&D Permitting. All Federal, State and Local regulations will be met at the time of application for C&D Permit.

OP.1 Accepted Waste

The Shortleaf Pit will accept construction and demolition debris. The materials accepted for "construction and demolition debris" will be in accordance with the definitions of F.A.C. 62-701.200 (24) shown below:

"Construction and demolition debris" means discarded materials generally considered to be not water soluble and non-hazardous in nature, including but not limited to steel, glass, brick, concrete, asphalt material, pipe, gypsum wallboard, and lumber, from the construction or destruction of a structure as part of a construction or demolition project or from the renovation of a structure, including such debris from construction of structures at a site remote from the construction or demolition project site. The term includes rocks, soils, tree remains, trees, and other vegetative matter that normally result from land clearing or land development operations for a construction project; clean cardboard, paper, plastic, wood, and metal scraps from a construction project; except as provided in Section 403.707(9)(j), F.S., yard trash and unpainted, non-treated wood scraps from sources other than construction or demolition projects; scrap from manufacturing facilities that is the type of material generally used in construction projects and that would meet the definition of construction and demolition debris, if it were generated as part of a construction or demolition project, including debris from the construction of manufactured homes and scrap shingles, wallboard, siding concrete, and similar materials from industrial or commercial facilities; and de minimis amounts of other non-hazardous wastes that are generated at construction or demolition projects, provided such amounts are consistent with best management practices of the construction and demolition industries. Mixing of construction and demolition debris with other types of solid waste will cause it to be classified as other than construction and demolition debris.

OP.2 Waste Receiving

Waste is received through the gate at the main entrance of the site. Fees are charged based on an estimation of the volume received. A sign indicating the name of the operating authority, traffic routing within the facility, hours of operation and specific site restrictions will be posted and visible to customers.

OP.3 Waste Control

Waste taken into the landfill will be inspected by landfill personnel for identifying any unauthorized waste, which includes, but is not limited to, free liquids, hazardous waste, medical waste, and PCB waste. If the spotter identifies the presence of unauthorized waste, the load will be rejected. Any unauthorized putrescible waste that is sorted out will be stored in covered containers and removed from the site within 48 hours. Non-putrescible waste will be stored in containers and periodically removed and transported to a facility authorized by the Department to receive such waste. In no case will unauthorized non-putrescible waste be stored for more than 30 days. Small volumes of hazardous waste (paint cans, etc.) are to be similarly segregated and periodically removed for proper disposal.

OP.4 Landfilling Operation

A trained operator will be onsite at all times when the landfill is open. Waste vehicles entering the site report to the landfill operator, who performs an initial inspection of the waste, estimates the volume of waste, and then directs the vehicle to the disposal area. The waste is unloaded and an additional inspection is conducted by a spotter, located at the working face, to verify acceptability. The term "spotter" refers to a person employed at the landfill whose job is to inspect incoming waste and to identify and properly manage any unauthorized waste received at the facility.

The C & D disposal area will be operated in phases. The horizontal boundaries of the waste disposal area, as authorized in the operating permit, will be clearly delineated with permanent or semi-permanent markers, such as bollards, posts, fencing or signs so that the operators can determine on a daily basis whether or not the facility is exceeding its permitted horizontal dimensions.

The disposal area bottom grade will be prepared by excavation (or filling) of the ground surface to the elevations shown on the grading plan. Generally the disposal areas will be filled by unloading the waste at the toe of the working face and pushing it up the slope with a compactor or bulldozer. However, due to the depth of the disposal area, there may be times that are beneficial to unload the waste at the top of the disposal area. The working face will be confined to as small an area as practical and at a slope not greater than approximately four feet horizontal to one foot vertical (25 percent) during the spreading operations. Lift depth will be up to a maximum of ten (10) feet, depending on the daily waste volume, width of the working face, and other operational conditions like weather, machine availability, and safety issues.

In the event waste is found to be disposed outside the permitted dimensions, Shortleaf will notify the Department within three working days of the discovery. If all waste is not relocated within the permitted dimensions of the facility within 30 days of discovery, upon order of the Department, the facility shall not accept any waste until the facility is in compliance with its permitted dimensions.

Recyclable materials may be recovered from incoming waste vehicles at the landfill operator's discretion. Waste vehicles containing these materials will be inspected at the scale house and rejected or accepted for material recovery. Vehicles hauling acceptable materials will be directed to the designated receiving area within the landfill footprint, where the waste will be unloaded. Spotters will sort all recyclable materials, which will be stockpiled or containerized for off-site processing. Recoverable materials will be stored onsite for no longer than 30 days and will be removed or landfilled on a first-in, first-out basis. Residual waste will be transported to the working face for disposal. Further, recyclable materials may be recovered from the working face when practical.

OP.5 Slope and Compaction

Final slopes were designed to match pre-development grades with the exception of the stormwater management facilities. These grades were established using the elevations of the existing site prior to excavation. The slopes around the pond, which includes the southwest slope of the disposal area, shall have a maximum grade of four feet horizontal to one foot vertical. Excavated subsurface slopes will be as steep as soil conditions and operations allow and are expected to be in the range from vertical to three feet horizontal to one foot vertical.

Proposed final surface contours are shown on Drawing No's. C-2 and C-3, respectively, prepared by Hatch Mott MacDonald. The bottom grades were set at approximately three feet above the groundwater elevations identified in the hydrogeological investigation. Compaction will be achieved by

making several passes over the waste with the landfill equipment, by the weight of the waste vehicles and subsequently disposed waste.

OP.6 Equipment

The equipment used onsite includes an excavator, dump trucks, and a compactor or bulldozer.

OP.7 Contingency Plan

OP.7.1 General

The Site Manager of the Shortleaf Disposal Facility is responsible for implementation of the Contingency Plan. In the event of an emergency or if the Shortleaf C&D facility is rendered inoperable, waste vehicles will be routed directly to the Navarre C&D landfill or the Escambia Landfill. This plan addresses the procedures to be followed in the event of fire, hazardous materials, or natural disaster at this facility.

During normal hours of operation, emergencies should be reported to the scale house attendant or Site Manager. The scale house attendant will notify the Emergency Response Coordinator (ERC), who is the Site Manager for Shortleaf C&D facility. The ERC (or designee) will notify the local Emergency Response Unit and onsite personnel of the emergency situation.

The ERC will assess the emergency situation according to its actual existence, source, severity, extent, most immediate impact, injuries, damage, and hazards to human health or environment. After assessment, the ERC will make all practical efforts to safely contain the situation by stopping processes and operations, evacuating and restricting areas and removing potential sources (fuel, equipment, etc.).

OP.7.2 Fire

The Fire Response plan is implemented when an employee or other person notifies the Emergency Coordination (ERC) of a fire. The ERC collects the information needed to evaluate the situation, size and location of the fire, amount of smoke, etc. If the ERC cannot evaluate the situation based on the telephone or radio conversation, the ERC should proceed to the area for observation. After assessing the situation, the ERC may order notification of the local fire department and possibly the evacuation of nearby buildings. The ERC will communicate his/her instructions to the site employees and any onsite customers.

In the case of a fire within the waste pile, reasonable efforts shall be made to immediately extinguish or control the fire with onsite resources. If the ERC determines the fire can be controlled with onsite resources, the ERC shall immediately:

1. Attempt to smother the fire by placing soil over the affected areas. Move all mobile equipment and mobile fuel tanks out of the area. Use a water truck as a last resort so as not to create contaminated runoff. Instruct operators to use the fire extinguishers mounted on the equipment for small fires or to control the spread of a fire.
2. Cease accepting waste for disposal in the area of the facility impacted by the fire for at least 24 hours after the fire has been completely extinguished. Check for hot spots and lingering ashes prior to resuming waste placement activities in the area of the fire.
3. Notify the Department and the local government having jurisdiction over the facility of the fire and of the fire control plan being implemented by the owner or operator;

If the fire cannot be extinguished or controlled within 48 hours, the ERC shall notify the local fire protection agency and seek its assistance, and shall also notify the local government and any neighbors potentially affected by the fire. The local fire department, Escambia County Emergency Response Unit, is accessible using the 911 emergency service.

OP.7.3 Hazardous Materials Discovered – No Spill

When hazardous materials are discovered but no spill has taken place, the following steps will be taken:

1. The spotter will determine whether there is an imminent threat of fire, explosion, release, or spill of the substance. If an imminent threat exists, the spotter will have the office call 911 to dispatch the Escambia County Emergency Response Unit to the site.
2. If it appears there is no imminent threat of fire, explosion, release, or spill, then the spotter will examine the container and determine its contents.
3. If the identity of the substance cannot be determined from examination of the container, then the spotter will call a commercial hazardous waste disposal service provider or call 911 for the Escambia County Emergency Management Unit (for large quantities or potentially dangerous substances). Information on the point of origin of the load that contained the hazardous material will be provided to the emergency response team.

OP.7.4 Hazardous Material – Spill or Release Occurs

Hazardous material spills or releases can occur in solid, liquid or gaseous form. An example of a spill of a solid hazardous substance that might be found at a C&D landfill would be quicklime. Examples of a liquid hazardous material that might be spilled include lead paint and diesel fuel. Examples of gaseous hazardous substances that might be spilled or released include propane gas (barbecue gas canisters) or acetylene gas.

Hazardous material spills and releases can pose the following types of threats:

1. Fires and explosions
2. Chemical burns
3. Asphyxiation
4. Poisoning, through skin contact, ingestion, or inhalation (“acute” health impacts)
5. Adverse long-term (“chronic”) health impacts
6. Environmental contamination of air, soil, environmental receptors, surface water, or groundwater.

Less common or rare hazards include:

1. Biological hazards (bio-hazardous waste, poisonous reptiles, or poisonous insects)
2. Radiation.

If the C&D landfill operator or spotter becomes aware that a spill or release of hazardous materials has occurred anywhere at the site, they shall take the following actions:

1. Immediately evacuate the area of the release or spill, if possible. If a worker or site visitor is overcome and cannot evacuate the area, do not attempt rescue. Site workers are not equipped or trained to conduct rescue operations in hazardous material release or spill incidents. If a worker has “gone down” and rescue is attempted by other workers who are dressed and equipped similarly to the downed worker, they will also be overcome and need rescue.
2. Notify the office to call 911 to dispatch the Escambia County Emergency Response Unit to the site.
3. Take all steps necessary to prevent entry to the area of the release or spill until the area is secured by the Emergency Management team.

After the area is secured and the initial response action is completed, the following additional steps will be necessary:

1. Attempt to identify the hauler and/or point of origin of the load from which the hazardous substance was brought to the landfill, to help establish financial liability for the costs of the emergency response and continuing cleanup.
2. Engage properly qualified organizations to complete unfinished cleanup work and assess long-term effects to the site and the surrounding environment. If residual threats to worker safety remain after the initial response action, those threats shall be neutralized before workers can re-enter the affected area.
3. Monitor the health of the workers who were exposed to the released or spilled substances, as recommended by the emergency response manager or qualified health professional.

OP.7.5 Natural Disasters

Natural disasters can occur in many forms, but generally affect large areas and many people in a relatively brief period of time. They often will put a considerable strain on local government support agencies (fire, police, civil defense, etc.) to the extent that individuals and companies must accept the responsibilities of self-protection and recovery.

The actions listed here are general in nature and should supplement specific local government programs and existing plans that are more comprehensive. Local and State government agencies such as offices of emergency preparedness and fire departments can offer more detailed area specific information and guidance. Site personnel should learn the significance of and response to community warning signals. Portable radios should always be available to monitor the status of the emergency.

(A) Tornado Guidelines:

1. Notice: Typically, little advance warning is provided for tornadoes and personnel must respond quickly. Notice will usually come by:
 - * Observation by a trained observer or individual who saw warning signs or an actual funnel.
 - * A TORNADO WATCH, issued by the National Weather Service when the proper conditions exist that may cause a tornado to occur in the area.
 - * A TORNADO WARNING, indicates a tornado has been sighted visually or by radar in the vicinity.

2. **Monitoring:** The ERC (or designee) should monitor the radio whenever a tornado watch is in effect for the area in which a facility is located. When a tornado warning is issued, the ERC (or designee) shall move to a safe location to watch the skies for tornadoes and continue to monitor the radio.

3. **Shelter:** Shelters should ideally be below grade, or if not feasible, above grade in an area without windows and of substantial construction. Typically, fire stairwells and washrooms are examples of appropriate shelter areas.
 - * Interior corridors are less desirable as past incidents have indicated that they can become filled with flying glass or debris.
 - * If the above shelters are not readily available, cover should be sought under heavy furniture, on the lowest floor, and away from windows, glass doors, etc. All office trailers should be evacuated, and those personnel should move to a more permanent shelter or lie flat in the nearest depression or ditch.
 - * Personnel who are outdoors and cannot get to shelter should seek a low lying area, ditch or depression and lie flat. Leave vehicles and seek shelter in low lying areas.

(B) Hurricane Guidelines

Hurricanes, unlike tornadoes, provide some advance warning of their approach that should not be ignored. Coastal areas that have not experienced a damaging hurricane for some time may become complacent and ignore or minimize warnings. Such neglect can have catastrophic consequences and company personnel in affected areas must plan and train for these events. Mandatory evacuations may be required by authorities and the area should be vacated upon these notices. Furthermore, the area should be evacuated with adequate time allowed for travel, anytime a serious threat to life is expected.

1. Notice

The National Weather Service issues advisories on the location, strength and movement of hurricanes and tropical storms. They issue the following:

* A HURRICANE WATCH means that a hurricane may threaten coastal and inland areas, and that hurricane conditions are a real possibility. Persons in the areas of a WATCH should listen for further advisories.

* A HURRICANE WARNING is issued when a hurricane is expected to strike the area within 24 hours. Warnings may also include an assessment of flood danger, small craft warnings, gale warnings for the storm's periphery, estimated storm effects, and recommended emergency procedures.

2. Preparatory Activities

If there appears to be time, the following steps should be taken:

* Develop a checklist of required equipment and supplies.

* Construct shutters or other special covers for equipment as necessary. Place the shutters, covers, and supplies in a designated area which is readily accessible. Inform personnel that this material is for use during hurricanes and that the material is not available for routine use.

36 Hours Prior to Landfall

- * Secure miscellaneous materials and equipment, including stacks, signs, tanks, etc.
- * Lumber, metal pipe, cans, furniture, and small signs should be placed inside or anchored. Most damage is done by unsecured items blowing into buildings or equipment.
- * Plan the time involved in these activities to avoid a last minute rush.
- * Keep essential vehicles and equipment fully fueled.

24 Hours Prior to Landfall

- * Trailers and temporary buildings shall be secured by commercial anchors set as prescribed by the manufacturer.
- * Move personnel, computers, office equipment, vital records, etc., from trailer offices to more substantial structures.
- * Ensure that auxiliary power units are functioning and ample fuel is available. Power may be out for several days.
- * Check battery-powered equipment such as radios, flashlights, back-up lighting, etc.

16 Hours Prior to Landfall

- * Cover electrical motors, switch gear, and critical equipment that must be used to operate the site with plastic, then tape and secure from high winds and rain.
- * Clear low-lying areas that may be swept by high tides, waves and flooding.
- * Stock food, water, portable lights, blankets, cots, and rope for personnel who must remain on site. Set up a control center.

12 Hours to Landfall

- * Cover critical records and filing cabinets with plastic. If flooding could occur, raise cabinets off floor or place lower drawers on tables or shelves and cover with plastic and tape well.
- * Critical laboratory instruments will have power disconnected, and will be sealed in plastic with a supply of drying agent. Instruments will be taken out of service, if feasible.
- * Power will be disconnected from office machines, computers, training video equipment, etc.
- * Items will be removed from the floor and wrapped in plastic.
- * Assign an individual to monitor a portable radio to keep track of the storm progress.
- * Critical computers will be left on until four hours prior to landfall, however, all supplies for securing will be kept close at hand, and personnel will be on duty to secure equipment. Equipment will be secured prior to personnel leaving location. Board up the windows on rooms where critical files, records, or equipment are located. Shutters should already be cut and fitted, with fasteners on hand.
- * Send non-essential personnel home. Ensure that personnel who will remain on site have had time to take care of their families and secure their home.

4 Hours to Landfall

- * Perform final checks on communications and auxiliary power units.

Landfall

- * Retreat to most stable building or shelter during storm passage.

3. Shelter

Remain indoors during the hurricane. Blowing debris can injure or kill. See "Tornadoes" Section 3 for more on shelter during strong winds.

(C) Flood Guidelines

Flooding can be caused by storms or other natural disasters. The National Oceanic and Atmospheric Administration (NOAA) issues flood forecasts and warnings through local government emergency operations and by local radio and television. The warning tells the expected severity of the flooding (minor, moderate or major), the affected body of water, and when and where the flooding will begin.

1. Flash Flood Watches and Warnings (Issued by the National Weather Service)

- *A FLASH FLOOD WATCH indicates that flash flooding is possible within a designated watch area.
- * A FLASH FLOOD WARNING is issued when a flash flood has been reported or is imminent. Immediate action should be taken to protect personnel.

2. Before the Flood

- * Determine areas of property below possible flood levels. Know where high ground is.
- * Keep a supply of batteries, flashlights, and a portable radio on hand.
- * Keep materials such as sandbags, plywood, plastic sheeting and lumber available for emergency waterproofing.
- * Store drinking water in clean, closed containers.
- * Disconnect electrical equipment.
- * Move vehicles and hazardous material to high ground.
- * Secure tanks that may float.

3. During the Flood

- * Avoid areas subject to sudden flooding.
- * Do not attempt to cross a flowing stream.
- * If evacuation occurs, secure the facility by anchoring floating items and locking the doors and windows.

4. After the Flood

- * Do not use fresh food that has come in contact with flood waters.
- * Test drinking water for potability.
- * Do not handle live electrical equipment until it has been dried and inspected.
- * Use battery-powered flashlights or lanterns, not oil or gas lanterns or torches, to examine or re-enter buildings.
- * Do not attempt to drive over a flooded road. The depth of water is not always obvious.

OP.8 Access Control

Fencing, lockable gates, and natural barriers control access to the site. The gates will be locked after working hours. A trained operator will be onsite at all times when the gate is open.

OP.9 Training

All operators and spotters are required to take the following training courses. In addition, they are required to read and be familiar with the Operation Plan and Permit Conditions.

Training Courses

1. Construction and Demolition (C&D) Landfill Operators
 - a. C&D Landfills: 24-Hour Training Course for Landfill Operators
Provider: UF TREEO Center and SWANA-Florida Chapter
Contact: (352) 392-9570 or www.treeo.ufl.edu.
 - b. Other courses approved by FDEP
2. Spotter
 - a. Eight Hour Spotter Training for C&D Sites
Provider: UF TREEO Center and SWANA-Florida Chapter
Contact: (352) 392-9570 or www.treeo.ufl.edu
 - b. Other courses approved by FDEP

OP.10 Annual Reports

An annual report {Form 62-701.900(7)} will be prepared and submitted to the Department no later than April 1 of each year. The report shall include, at a minimum, the types and quantity of waste disposed.

OP.11 Fuels

Fuels, solvents, lubricants, and other maintenance materials will be stored in a secured area separate from the disposal operations.

OP.12 Landfill Gas and Odor Control

Landfill gas and odor is not expected to be a problem at the C&D site. Should an odor be detected, its origin will be identified and appropriate actions taken. In the event the facility is notified by FDEP that objectionable odors have been confirmed beyond the landfill property boundary, Shortleaf will take the following steps:

1. Immediately take steps to reduce the objectionable odors. Such steps may include applying or increasing initial cover, reducing the size of the working face, and/or ceasing operations in the areas where odors have been detected;
2. Submit to the Department for approval, an odor remediation plan for the gas releases. The plan shall describe the nature and extent of the problem and the proposed long-term remedy. The remedy shall be initiated within 30 days of approval.
3. Implement a routine odor monitoring program to determine the timing and extent of any off-site odors, and to evaluate the effectiveness of the odor remediation plan. Should landfill gas create concerns for the facility, Shortleaf will proactively investigate the matter and implement actions to control the gas. Use of passive gas vents and/or a continuous spark, solar powered flare that is mounted to an individual well (each of these devices are depicted in Appendix G of this report) may be employed at the discretion of Shortleaf.

OP.13 Recordkeeping

Records of all information used to develop or support the permit application and construction of the landfill shall be kept onsite throughout the design period. Records pertaining to operations, except weigh tickets, shall be kept for the design period of the landfill. Weigh tickets shall be kept for five years.



Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road, MS 715
Tallahassee, Florida 32399-2400

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Hershel T. Vinyard Jr.
Secretary

Email David.Skipper@hatchmott.com

November 26, 2012

Mr. David Skipper
Trilogy Corp. of NW Florida, Inc.
120 East Main Street
Pensacola, Florida 32502

Dear Mr. Skipper:

Re: Mine Inspection Report – Shortleaf Borrow Pit - Escambia County

Thank you for having Gary Radford, Heath Jenkins, and AJ meet me for the field inspection of the referenced mine on November 14, 2012. A copy of the field inspection report is enclosed.

The estimated life of the mine was given as 5 years in 2006; this date has come and gone. An estimated extension of the life of the mine is requested. The estimated life of the mine should include the amount of time it takes for reclamation to be completed.

Please note the following: On October 1, 2007, the environmental resource permit (ERP) program was implemented for the first time in the Panhandle. This permit has been required in other areas of the state since October 1995. Unless an activity qualifies for an exemption, an ERP must be obtained from the Department or Northwest Florida Water Management District prior to the construction, alteration, operation maintenance or repair (excluding routine custodial maintenance), abandonment, or removal of a stormwater management system. This includes any dam, impoundment, reservoir, appurtenant work, or works (artificial structures, including, but not limited to, ditches, canals, conduits, channels, culverts, pipes, and other construction that connects to, draws water from, drains water into, or is placed in or across the waters in the state), or any combination thereof. For more information about the new, Northwest Florida ERP, please visit <http://www.dep.state.fl.us/water/wetlands/erp/index.htm>.

If you have any questions about this letter or the reclamation standards, do not hesitate to contact me at 850.488.8217 or via email at Angela.Bozeman@dep.state.fl.us

Sincerely,

Angela Bozeman
Environmental Specialist I
Mining and Mitigation Program

Enclosure: Inspection Report

Shortleaf Borrow Pit

Inspection Report: November 21, 2012

Date of Inspection: November 14, 2012

Participants: Gary Radford, Radford and Nix Construction, LLC
Heath Jenkins, Hatch Mott McDonald
Angela Bozeman, BMMR

Observations: Actively mining on the day of the inspection. Some concrete rubble stored on the site and reused elsewhere. A cell phone tower sits in the northeastern quarter of the property.

Photo stops:

Photo stop #1

Entrance into the property. The entire site has been fenced and has a locking gate.



Photo stop #2

Concrete to be recycled is being stored near the entrance to the pit.



Photo stop #3

The active area of material extraction. The two pits will be connected eventually.



Photo stop #4

Looking south into the larger pit area. The steep pit walls can be seen on the right.



Photo stop #5

Facing east, looking into the previously excavated areas. The cell tower can be seen.



2012 Aerial with photo stops



Reclamation Inspection Cover Sheet (March 2012)

Permittee – Mine Name: Trilogy Corp. of NWFL - Shortleaf Borrow Pit Inspection Date: Nov. 14, 2012

Participants: Gary Radford, Radford? Nix, Heath Jenkins, Hatch Mott McDonald

Inspected: Whole Project Part of Project: whole project

Use No also for N/A. On attached pages, explain every "Yes" response, and information provided from/to the operator.

Office Review

- Yes No Change in contact name, address, e-mail, or telephone numbers? If yes, update ERPce & Public Folders.
- Yes No Missing report(s) or notices? If yes, identify the missing report(s).
- Yes No Provided report or notice does not provide information required by the rules?
- Yes No Provided report shows conflict with reclamation plan or notice?
- Yes No BMMR permit shows conflict with reclamation plan or notice? (timing, project area, depths, contouring, vegetation) **An extension of the life of the mine is needed. The submitted notice

NFWWMD Only

stated the estimated life was until November 1, 2011**

- Yes No Aerials or signs of recent stripping indicate alteration of surface flows expanded after October 1, 2007?
- Yes No Dam that may not have a NFWWMD permit pursuant to Chapter 40A-4, F.A.C.?

Other Resources Mines Only

Total Property Acres (from GIS):	30	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Onsite material processing?
Nonmandatory Acres (from aerials):	0	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Will a lake remain after reclamation?
Mandatory Acres:	18	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Operator needs Ch 62C-39, F.A.C.? <i>given a copy onsite</i>
Estimated Future Mandatory Acres:	10	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Mine location correct?
Estimated end of mining:	2017		

Mined Resources: Fill dirt, clay

Mining

- Yes No Mining operations ceased? If yes, when: _____ When expected to resume operations? _____
- Yes No Extraction completed?
- Yes No Mining operations occurring outside the area shown in the reclamation plan/notice?
- Yes No Extraction occurring outside the area shown in the reclamation plan?
- Yes No New or modified permits to be included with the reclamation plan/notice?

Annual Reports

Yes No Current site conditions progressed beyond the last annual report?

Yes No Current site conditions conflict with last annual report?

Reclamation

Yes No Nonmandatory reclamation started? If yes, where?

Yes No Mandatory reclamation started? If yes, where?

Yes No Areas where mandatory reclamation will be starting? If yes, where?

Yes No Areas where mandatory reclamation should have started, but hasn't? If yes, where?

Yes No Available overburden not being used to reduce sheer walls?

Yes No Have final shorelines remained untreated for more than one year?

Yes No Have final sheer walls remained untreated for more than one year?

Yes No Have contoured areas remained incompletely vegetated for more than one year?

Yes No Any areas where reclamation of a lower layer is being delayed? If yes, where? (limestone mines only)

Yes No Are there any problem that may result in a violation of reclamation standards?

Enforcement

Yes No Was there a complaint? If yes, describe the complaint and the observations relating to the complaint.

Yes No Not in compliance with Consent Order requirements?

Water Quality Protection (If not BMMR permit, refer to permitting agency.)

Yes No Sediment/turbidity control devices not installed between unstable material and adjacent surface waters?

Yes No Spoil, resource or debris not being maintained within the property?

Yes No Water discharging from the project area through a permitted discharge point appears turbid or shows a sheen?

Yes No Water discharging from the project area other than at a permitted discharge point?

Yes No Petroleum or other chemicals visible on the ground or in surface waters?

Notes: *• perimeter fenced and entrance gated*
• Actively mining on the day of the inspection
• No offsite run-off seen, cell tower onsite
• Concrete rubble is brought onsite and used for other projects.
Operator stated the concrete is used frequently
• Operator stated the front has a 200ft setback and the rest has a 100ft set back

Prepared By: Angela Bozeman Attachments: # of attached description pages, # of attached photographs

Permittee - Mine Name: Trilogy Corp. of NWFL - Shortleaf Borrow Pit Inspection Date: Nov. 14, 2012



PHASE II
 24-1S-30-1600-000-001
 +/- 9.38 ACRES

SSA 2014-01 FLU INDUSTRIAL
 ADOPTED- BCC 4-29-14

REZONING Z-2014-05- TO C-2
 ADOPTED-BCC 4-29-14

PHASE II -

BORROW PIT PROPOSED OPERATIONS

APPLICANT SITE PLAN SUBMITTED 5-9-14

DEVELOPMENT ORDER ISSUED 6-4-14

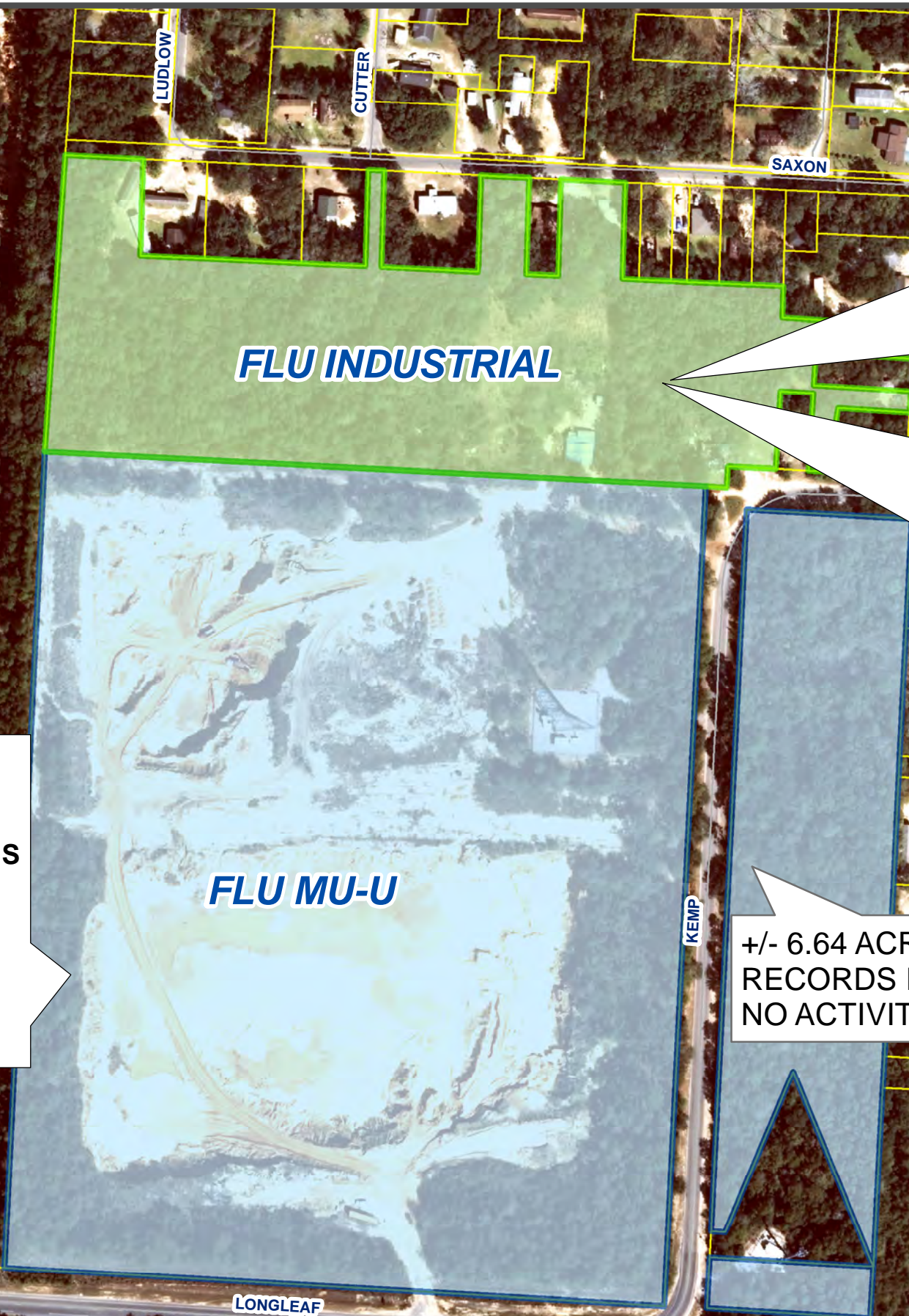
BCC PUBLIC HEARING 7-10-14

+/- 6.64 ACRES
 RECORDS INDICATE
 NO ACTIVITY ON-SITE

PHASE I
 41-1S-30-1000-000-000
 29.63 ACRES
 BORROW PIT EXISTING OPERATIONS

ZONING:C-2
 FLU:MU-U

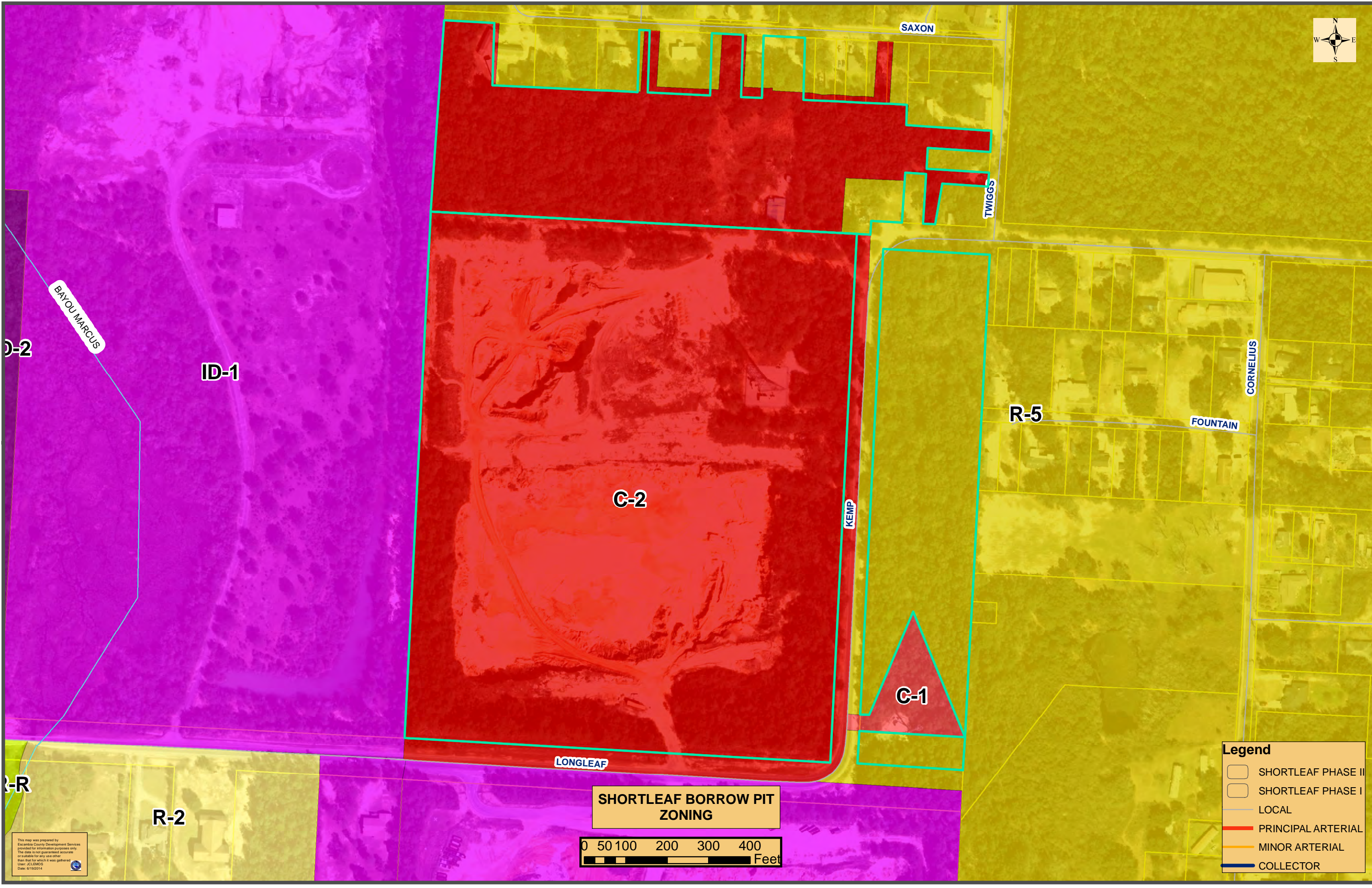
RECLAMATION PLAN
 APPROVED by BCC 11-01-07



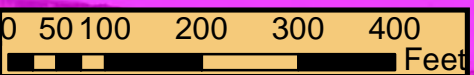
Legend

- █ SHORTLEAF PHASE II
- █ SHORTLEAF PHASE I
- █ LOCAL
- █ PRINCIPAL ARTERIAL
- █ MINOR ARTERIAL
- █ COLLECTOR

This map was prepared by
 Escambia County Development Services
 provided for information purposes only.
 The data is not guaranteed accurate
 or suitable for any use other
 than that for which it was gathered.
 User: JCLEMOS
 Date: 6/19/2014

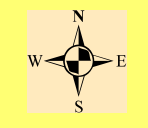


SHORTLEAF BORROW PIT ZONING



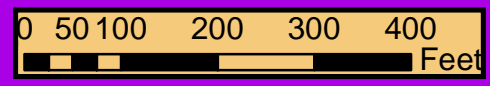
Legend	
	SHORTLEAF PHASE II
	SHORTLEAF PHASE I
	LOCAL
	PRINCIPAL ARTERIAL
	MINOR ARTERIAL
	COLLECTOR

This map was prepared by Escambia County Development Services provided for information purposes only. The data is not guaranteed accurate or suitable for any use other than that for which it was gathered. User: JCLEMODS Date: 6/19/2014



MU-U

SHORTLEAF BORROW PIT
FLU



Legend	
	SHORTLEAF PHASE II
	SHORTLEAF PHASE I
	LOCAL
	PRINCIPAL ARTERIAL
	MINOR ARTERIAL
	COLLECTOR

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or suitable for any use other
than that for which it was gathered.
User: JCLEMODS
Date: 6/19/2014

 **NOTICE OF**
Shortleaf Pit Phase II
Reclamation
Plan

EXISTING PL
PROPOSED
CPA NUMBER

PUBLIC MEETING/HEARING

DATE: [REDACTED]

BOARD OF COUNTY COMMISSIONERS
DATE: 07/10/14 TIME: 5:47 pm

ESCAMBIA COUNTY COURTHOUSE
221 PALAFOX PLACE
1st FLOOR BCC CHAMBERS

FOR MORE INFORMATION CALL:
ESCAMBIA COUNTY DEVELOPMENT SERVICE
476

Kemp Road

SHORTLEAF
Fill Dirt
Types of Sand & Dirt
Jackie Radford
393-0339

NOTICE OF
Shortleaf Pit Phase II
Reclamation
Plan
PUBLIC MEETING/HEARING
DA [Redacted]
BOARD OF COUNTY COMMISSIONERS
DATE: 07/10/14 TIME: 5:47 pm
ENCLOSURE COUNTY PLANNING AND ZONING DEPARTMENT

Longleaf Drive



BOARD OF COUNTY COMMISSIONERS Escambia County, Florida

AI-6366

Growth Management Report 11.5.

BCC Regular Meeting

Public Hearing

Meeting Date: 07/10/2014

Issue: 5:48 p.m. - A Public Hearing - Large Scale Amendment - LSA-2014-02

From: Horace Jones, Interim Department Director

Organization: Development Services

RECOMMENDATION:

5:48 p.m. - A Public Hearing Concerning the Review of Comprehensive Plan Map Amendment LSA 2014-02

That the Board of County Commissioners (BCC) adopt the Comprehensive Plan Map Amendment (LSA) 2014-02, amending Part II of the Escambia County Code of Ordinances (1999), the Escambia County Comprehensive Plan, as amended, amending the Future Land Use (FLU) Map designation to change the FLU category of a 93.01 (+/-) acre parcel on Isaacs Ln. from Mixed-Use Suburban (MU-S) to Industrial (I).

At the April 1, 2014, Planning Board Meeting, the Board recommended approval to the BCC. The BCC approved transmittal to DEO on April 29, 2014. The County received the final approval letter from DEO on June 6, 2014, with no adverse comments from any agencies.

BACKGROUND:

The agent requests a Future Land Use (FLU) map amendment to change the FLU category of a 93.01 (+/-) acres parcel from Mixed-Use Suburban FLU to Industrial FLU. The zoning designation for the referenced parcel is VAG-2, Village Agriculture District (non-cumulative). The applicant is aware that the current zoning and proposed FLU are not compatible. The applicant plans on submitting a rezoning request at a later time for FLU and Zoning compatibility. The applicant understands that a rezoning approval will be necessary to make the FLU compatible.

BUDGETARY IMPACT:

No budgetary impact is anticipated by the adoption of this Ordinance.

LEGAL CONSIDERATIONS/SIGN-OFF:

The attached Ordinance has been reviewed and approved for legal sufficiency by Ryan E. Ross, Assistant County Attorney. Any recommended legal comments are attached herein.

PERSONNEL:

No additional personnel are required for implementation of this Ordinance.

POLICY/REQUIREMENT FOR BOARD ACTION:

The proposed Ordinance is consistent with the Board's goal "to increase citizen involvement in, access to, and approval of, County government activities."

IMPLEMENTATION/COORDINATION:

Implementation of this Ordinance will consist of an amendment to the LDC and distribution of a copy of the adopted Ordinance to interested citizens and staff.

The proposed Ordinance was prepared in cooperation with the Development Services Department, the County Attorney's Office and all interested citizens. The Development Services Department will ensure proper advertisement.

Attachments

Ordinance - Draft

Ordinance - Clean

Adoption Packet

LEGAL REVIEW

(COUNTY DEPARTMENT USE ONLY)

Document: LSA-2014-02

Date: 3/10/14

Date requested back by: 3/14/14

Requested by: John Fisher/Juan Lemos

Phone Number: 595-4651



(LEGAL USE ONLY)

Legal Review by Ryan E. Ross, Asst. County Attorney

Date Received: 3/10/14

XXX Approved as to form and legal sufficiency.

 Not approved.

 Make subject to legal signoff.

Additional comments:

ORDINANCE NUMBER 2014-____

AN ORDINANCE OF ESCAMBIA COUNTY, FLORIDA, AMENDING PART II OF THE ESCAMBIA COUNTY CODE OF ORDINANCES, THE ESCAMBIA COUNTY COMPREHENSIVE PLAN: 2030, AS AMENDED; AMENDING CHAPTER 7, "THE FUTURE LAND USE ELEMENT," PROVIDING FOR AN AMENDMENT TO THE 2030 FUTURE LAND USE MAP, CHANGING THE FUTURE LAND USE CATEGORY OF A PARCEL WITHIN SECTION 34, TOWNSHIP 1N, RANGE 31W, PARCEL NUMBER 2101-000-001, TOTALING 93.01 ACRES, LOCATED OFF 100 BLOCK OF ISAAC'S LANE SOUTH OF INTERSTATE 10 AND NORTH OF NINE MILE ROAD, FROM MIXED-USE SUBURBAN (MU-S) TO INDUSTRIAL (I); PROVIDING FOR A TITLE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Chapter 163, Part II, Florida Statutes, Escambia County adopted its Comprehensive Plan on January 20, 2011; and

WHEREAS, Chapter 125, Florida Statutes, empowers the Board of County Commissioners of Escambia County, Florida to prepare, amend and enforce comprehensive plans for the development of the County; and

WHEREAS, the Escambia County Planning Board conducted a public hearing and forwarded a recommendation to the Board of County Commissioners to approve changes (amendments) to the Comprehensive Plan; and

WHEREAS, the Board of County Commissioners of Escambia County, Florida finds that the adoption of this amendment is in the best interest of the County and its citizens;

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Escambia County, Florida, as follows:

1 **Section 1. Purpose and Intent**

2
3 This Ordinance is enacted to carry out the purpose and intent of, and exercise the
4 authority set out in, the Community Planning Act, Sections 163.3161 through 163.3215,
5 Florida Statutes.
6

7
8 **Section 2. Title of Comprehensive Plan Amendment**

9
10 This Comprehensive Plan amendment shall be entitled – "Large Scale Amendment
11 2014-02."
12

13
14 **Section 3. Changes to the 2030 Future Land Use Map**

15
16 The 2030 Future Land Use Map, as adopted by reference and codified in Part II of the
17 Escambia County Code of Ordinances, the Escambia County Comprehensive Plan:
18 2030, as amended; Chapter 7, "Future Land Use Element," Policy FLU 1.1.1; and all
19 notations, references and information shown thereon, is further amended to include the
20 following future land use change:
21

22 Parcel identification number 34-1N-31-2101-000-001, totaling 93.01 acres,
23 as more particularly described by Merrill Parker Shaw, Inc., Professional
24 Engineering & Surveying Services, in the boundary survey dated March
25 26, 2007, attached as Exhibit A, from Mixed-Use Suburban (MU-S) to
26 Industrial (I).
27

28
29 **Section 4. Severability**

30
31 If any section, sentence, clause or phrase of this Ordinance is held to be invalid or
32 unconstitutional by any Court of competent jurisdiction, the holding shall in no way affect
33 the validity of the remaining portions of this Ordinance.
34

35
36 **Section 5. Inclusion in the Code**

37
38 It is the intention of the Board of County Commissioners that the provisions of this
39 Ordinance shall be codified as required by Section 125.68, Florida Statutes, and that
40 the sections, subsections and other provisions of this Ordinance may be renumbered or
41 relettered and the word "ordinance" may be changed to "section," "article," or such other
42 appropriate word or phrase in order to accomplish such intentions.
43
44
45

1 **Section 6. Effective Date**

2
3 Pursuant to Section 163.3184(3)(c) 4, Florida Statutes, this Ordinance shall not become
4 effective until 31 days after the Department of Economic Opportunity notifies Escambia
5 County that the plan amendment package is complete. If timely challenged, this
6 Ordinance shall not become effective until the Department of Economic Opportunity or
7 the Administration Commission enters a final order determining the Ordinance to be in
8 compliance.
9

10
11
12 **DONE AND ENACTED** this _____ day of _____, 2014.

13
14
15 BOARD OF COUNTY COMMISSIONERS
16 OF ESCAMBIA COUNTY, FLORIDA

17
18
19 By: _____
20 Lumon J. May, Chairman

21
22 ATTEST: PAM CHILDERS
23 CLERK OF THE CIRCUIT COURT

24
25
26 By: _____
27 Deputy Clerk

28
29
30
31 (SEAL)

32
33
34 ENACTED:

35
36
37 FILED WITH THE DEPARTMENT OF STATE:

38
39
40 EFFECTIVE DATE:

ORDINANCE NUMBER 2014-____

AN ORDINANCE OF ESCAMBIA COUNTY, FLORIDA, AMENDING PART II OF THE ESCAMBIA COUNTY CODE OF ORDINANCES, THE ESCAMBIA COUNTY COMPREHENSIVE PLAN: 2030, AS AMENDED; AMENDING CHAPTER 7, "THE FUTURE LAND USE ELEMENT," PROVIDING FOR AN AMENDMENT TO THE 2030 FUTURE LAND USE MAP, CHANGING THE FUTURE LAND USE CATEGORY OF A PARCEL WITHIN SECTION 34, TOWNSHIP 1N, RANGE 31W, PARCEL NUMBER 2101-000-001, TOTALING 93.01 ACRES, LOCATED OFF 100 BLOCK OF ISAAC'S LANE SOUTH OF INTERSTATE 10 AND NORTH OF NINE MILE ROAD, FROM MIXED-USE SUBURBAN (MU-S) TO INDUSTRIAL (I); PROVIDING FOR A TITLE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

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NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Escambia County, Florida, as follows:

Section 1. Purpose and Intent

This Ordinance is enacted to carry out the purpose and intent of, and exercise the authority set out in, the Community Planning Act, Sections 163.3161 through 163.3215, Florida Statutes.

Section 2. Title of Comprehensive Plan Amendment

This Comprehensive Plan amendment shall be entitled – "Large Scale Amendment 2014-02."

Section 3. Changes to the 2030 Future Land Use Map

The 2030 Future Land Use Map, as adopted by reference and codified in Part II of the Escambia County Code of Ordinances, the Escambia County Comprehensive Plan: 2030, as amended; Chapter 7, "Future Land Use Element," Policy FLU 1.1.1; and all notations, references and information shown thereon, is further amended to include the following future land use change:

Parcel identification number 34-1N-31-2101-000-001, totaling 93.01 acres, as more particularly described by Merrill Parker Shaw, Inc., Professional Engineering & Surveying Services, in the boundary survey dated March 26, 2007, attached as Exhibit A, from Mixed-Use Suburban (MU-S) to Industrial (I).

Section 4. Severability

If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any Court of competent jurisdiction, the holding shall in no way affect the validity of the remaining portions of this Ordinance.

Section 5. Inclusion in the Code

It is the intention of the Board of County Commissioners that the provisions of this Ordinance shall be codified as required by Section 125.68, Florida Statutes, and that the sections, subsections and other provisions of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

Section 6. Effective Date

Pursuant to Section 163.3184(3)(c) 4, Florida Statutes, this Ordinance shall not become effective until 31 days after the Department of Economic Opportunity notifies Escambia County that the plan amendment package is complete. If timely challenged, this Ordinance shall not become effective until the Department of Economic Opportunity or the Administration Commission enters a final order determining the Ordinance to be in compliance.

DONE AND ENACTED this _____ day of _____, 2014.

**BOARD OF COUNTY COMMISSIONERS
OF ESCAMBIA COUNTY, FLORIDA**

By: _____
Lumon J. May, Chairman

ATTEST: PAM CHILDERS
CLERK OF THE CIRCUIT COURT

By: _____
Deputy Clerk

(SEAL)

ENACTED:

FILED WITH THE DEPARTMENT OF STATE:

EFFECTIVE DATE:

Rick Scott
GOVERNOR



Jesse Panuccio
EXECUTIVE DIRECTOR

June 6, 2014

The Honorable Lumon May
Chairman, Escambia County
Board of County Commissioners
221 Palafox Place, Suite 400
Pensacola, Florida 32504

Dear Chairman May:

The Department of Economic Opportunity has completed its review of the proposed comprehensive plan amendment for Escambia County (Amendment No. 14-4ESR) which was received on May 7, 2014. We have reviewed the proposed amendments pursuant to Sections 163.3184(2) and (3), Florida Statutes (F.S.), and identified no comments related to important state resources and facilities within the Department of Economic Opportunity's authorized scope of review that will be adversely impacted by the amendments if adopted.

The County is reminded that pursuant to Section 163.3184(3)(b), F.S., other reviewing agencies have the authority to provide comments directly to the County. If other reviewing agencies provide comments, we recommend the County consider appropriate changes to the amendment based on those comments. If unresolved, such reviewing agency comments could form the basis for a challenge to the amendment after adoption. The County should act by choosing to adopt, adopt with changes, or not adopt the proposed amendment.

Also, please note that Section 163.3184(3)(c)1, F.S., provides that if the second public hearing is not held within 180 days of your receipt of agency comments, the amendment shall be deemed withdrawn unless extended by agreement with notice to the Department of Economic Opportunity and any affected party that provided comment on the amendment. For your assistance, we have enclosed the procedures for adoption and transmittal of the comprehensive plan amendment.

If you have any questions concerning this review, please contact Dan Evans, at (850) 717-8484, or by email at Dan.Evans@deo.myflorida.com.

Sincerely,

Ana Richmond, Chief
Bureau of Community Planning

AR/de

Enclosure(s): Procedures for Adoption

cc: Horace Jones, Acting Director, Escambia County Development Services
Terry Joseph, Executive Director, West Florida Regional Planning Council

**SUBMITTAL OF ADOPTED COMPREHENSIVE PLAN AMENDMENTS
FOR EXPEDITED STATE REVIEW**

Section 163.3184(3), Florida Statutes

NUMBER OF COPIES TO BE SUBMITTED: Please submit three complete copies of all comprehensive plan materials, of which one complete paper copy and two complete electronic copies on CD ROM in Portable Document Format (PDF) to the Department of Economic Opportunity and one copy to each entity below that provided timely comments to the local government: the appropriate Regional Planning Council; Water Management District; Department of Transportation; Department of Environmental Protection; Department of State; the appropriate county (municipal amendments only); the Florida Fish and Wildlife Conservation Commission and the Department of Agriculture and Consumer Services (county plan amendments only); and the Department of Education (amendments relating to public schools); and for certain local governments, the appropriate military installation and any other local government or governmental agency that has filed a written request.

SUBMITTAL LETTER: Please include the following information in the cover letter transmitting the adopted amendment:

_____ Department of Economic Opportunity identification number for adopted amendment package;

_____ Summary description of the adoption package, including any amendments proposed but not adopted;

_____ Identify if concurrency has been rescinded and indicate for which public facilities. (Transportation, schools, recreation and open space).

_____ Ordinance number and adoption date;

_____ Certification that the adopted amendment(s) has been submitted to all parties that provided timely comments to the local government;

_____ Name, title, address, telephone, FAX number and e-mail address of local government contact;

_____ Letter signed by the chief elected official or the person designated by the local government.

ADOPTION AMENDMENT PACKAGE: Please include the following information in the amendment package:

_____ In the case of text amendments, changes should be shown in strike-through/underline format.

_____ In the case of future land use map amendments, an adopted future land use map, **in color format**, clearly depicting the parcel, its future land use designation, and its adopted designation.

_____ A copy of any data and analyses the local government deems appropriate.

Note: If the local government is relying on previously submitted data and analysis, no additional data and analysis is required;

_____ Copy of the executed ordinance adopting the comprehensive plan amendment(s);

Suggested effective date language for the adoption ordinance for expedited review:

The effective date of this plan amendment, if the amendment is not timely challenged, shall be 31 days after the Department of Economic Opportunity notifies the local government that the plan amendment package is complete. If timely challenged, this amendment shall become effective on the date the Department of Economic Opportunity or the Administration Commission enters a final order determining this adopted amendment to be in compliance. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has become effective. If a final order of noncompliance is issued by the Administration Commission, this amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the Department of Economic Opportunity.

_____ List of additional changes made in the adopted amendment that the Department of Economic Opportunity did not previously review;

_____ List of findings of the local governing body, if any, that were not included in the ordinance and which provided the basis of the adoption or determination not to adopt the proposed amendment;

_____ Statement indicating the relationship of the additional changes not previously reviewed by the Department of Economic Opportunity in response to the comment letter from the Department of Economic Opportunity.



RECEIVED

JUN 3 2014

Development Services
Department

FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

Mr. Horace Jones
Escambia County Dept. of Development Services
3363 West Park Place
Pensacola, Florida 32505

May 27, 2014

Re: DHR Project File No. 2014-1893
Historic Preservation Review of the Escambia County 14-4ESR Comprehensive Plan
Amendment

Dear Mr. Jones:

According to this agency's responsibilities under Section 163.3184(3)(b) *Florida Statutes*, we reviewed the above document to determine if proposed amendments may adversely impact significant historic resources.

A review of the information in the Florida Master Site File indicates that the area in question has not undergone a systematic cultural resources assessment survey. Therefore, we are unable to determine whether the proposed amendment may adversely impact significant resources at this time.

In the event that plans to develop this property are submitted to this office for review, we may request that this tract be subjected to a cultural resource assessment survey to locate and evaluate archaeological and historical resources. Should significant resources be encountered, measures must be taken to protect and preserve them, or if this is not feasible, data recovery should be conducted to mitigate adverse effects.

If you have any questions, please contact Deena Woodward, Community Assistance Consultant, by email at Deena.Woodward@dos.myflorida.com, or by telephone at 850.245.6333 or 800.847.7278.

Sincerely

Robert F. Bendus, Director
Division of Historical Resources
& State Historic Preservation Officer



FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES
COMMISSIONER ADAM H. PUTNAM

June 4, 2014

VIA EMAIL (hljones@co.escambia.fl.us)

Escambia County Development Services Department
Attn: Horace Jones
3363 West Park Place
Pensacola, Florida 32505

Re: DACS Docket # -- 20140512-402
Escambia County LSA-2014-02
Submission dated May 5, 2014

Dear Mr. Jones:

The Florida Department of Agriculture and Consumer Services (the "Department") received the above-referenced proposed comprehensive plan amendment on May 12, 2014 and has reviewed it pursuant to the provisions of Chapter 163, Florida Statutes to address any potential adverse impacts to important state resources or facilities related to agricultural, aquacultural, or forestry resources in Florida if the proposed amendment(s) are adopted. Based on our review of your county's submission, the Department has no comment on the proposal.

If we may be of further assistance, please do not hesitate to contact me at 850-410-2289.

Sincerely,

Stormie Knight
Sr. Management Analyst
Office of Policy and Budget

cc: Florida Department of Economic Opportunity
(SLPA #: Escambia County 14-4 ESR)

Denise Halstead

From: Horace L Jones
Sent: Tuesday, June 03, 2014 1:09 PM
To: Denise Halstead
Subject: FW: Escambia County 14-4ESR Proposed

From: Owens, Jillaine M. [<mailto:Jillaine.Owens@dep.state.fl.us>]
Sent: Tuesday, June 03, 2014 12:02 PM
To: Horace L Jones
Cc: DCPexternalagencycomments@deo.myflorida.com
Subject: Escambia County 14-4ESR Proposed

To: Mr. Horace L. Jones, Interim Department Director, Escambia County

Re: Escambia County 14-4ESR – Expedited Review of Proposed Comprehensive Plan Amendment

The Office of Intergovernmental Programs of the Florida Department of Environmental Protection (Department) has reviewed the above-referenced amendment package under the provisions of Chapter 163, Florida Statutes. The Department conducted a detailed review that focused on potential adverse impacts to important state resources and facilities, specifically: air and water pollution; wetlands and other surface waters of the state; federal and state-owned lands and interest in lands, including state parks, greenways and trails, conservation easements; solid waste; and water and wastewater treatment.

Based on our review of the submitted amendment package, the Department has found no provision that, if adopted, would result in adverse impacts to important state resources subject to the Department's jurisdiction.

Please feel free to contact me with any questions.

Jillaine M. Owens, ES III

FDEP, Office of Intergovernmental Programs
Mail Station 47
3900 Commonwealth Blvd.
Tallahassee, FL 32399-3000
FAX: (850) 245-2189





Board of County Commissioners • Escambia County, Florida

Horace Jones, Interim Director
Development Services

May 5, 2014

Mr. Ray Eubanks, Plan Processing Administrator
Florida Department of Community Affairs
Division of Community Planning
2555 Shumard Oak Boulevard
Tallahassee, FL 32399-2100

RE: Proposed Escambia County Comprehensive Plan Map Amendment LSA-2014-02

Dear Mr. Eubanks:

On behalf of Escambia County, enclosed are three (3) copies of the proposed Escambia County Comprehensive Plan Map Amendment which are forwarded for your review. This amendment is subject to the Expedited Review process pursuant to Section 163.3184(2), (3) and (5), Florida Statutes (F.S.).

The Local Planning Agency (LPA) considered the LSA on April 1, 2014 and approved this amendment for transmittal to the Board of County Commissioners (BCC), which subsequently held a transmittal public hearing for the amendment on April 29, 2014, and approved submission of this package to the Department of Economic Opportunity.

Pursuant to the new Comprehensive Plan Amendment Processing Guidelines, a copy of the proposed amendment package is being forwarded to the Department of Environmental Protection, the Florida Department of Transportation, (District Three), the Department of State, the West Florida Regional Planning Council, the Northwest Florida Water Management District, the Military Commanding Officers of Naval Air Station Pensacola and Naval Air Station Whiting Field, the Florida Fish and Wildlife Conservation Commission, and the Florida Department of Agriculture and Consumer Services, concurrent with this submittal. This amendment is not applicable to the area of critical state concern and has not been prepared under a joint planning agreement.

Sincerely,

A handwritten signature in blue ink, appearing to read "H. Jones", is written over a light blue horizontal line.

Horace Jones
Interim Department Director

FUTURE LAND USE MAP AMENDMENT APPLICATION

(THIS SECTION FOR OFFICE USE ONLY):

TYPE OF REQUEST: SMALL SCALE FLU AMENDMENT _____
LARGE SCALE FLU AMENDMENT ✓

JCF
3/10/14

Current FLU: MU-5 Desired FLU: ID1 Zoning: VAG-2 Taken by: _____

Planning Board Public Hearing, date(s): PB 4/1/14

BCC Public Hearing, proposed date(s): BCC 5/1/14 transmitted

Fees Paid 3964.50 Receipt # _____ Date: 3/7/14

OWNER'S NAME AND HOME ADDRESS AS SHOWN ON PUBLIC RECORDS OF
ESCAMBIA COUNTY, FL

Name: BRIAR RIDGE LLC

Address: 201 E. GOVERNMENT ST

City: PENSACOLA State: FL Zip Code: 32501

Telephone: () 232-9853

Email: wdpage1@att.net

DESCRIPTION OF PROPERTY: ISAACS

Street address: 100 BLK ISAACS LANE

Subdivision: NA

Property reference number: Section 3A Township 1N Range 31

Parcel 2501 Lot 000 Block 001

Size of Property (acres) 9.4 ±

ESCAMBIA COUNTY DEVELOPMENT SERVICES DEPARTMENT
3363 West Park Place, Pensacola, FL 32505 (850) 595-3475

AFFIDAVIT OF OWNERSHIP AND LIMITED POWER OF ATTORNEY

As owner of the property located at 100 BLK ASSIC'S LN,
Pensacola, Florida, Property Reference Number(s) 34-1N-31-2101-000-001
I hereby designate WILLY PAGE for the sole purpose of completing this application
and making a presentation to the Planning Board, sitting as the Local Planning Agency, and the
Board of County Commissioners, to request a change in the Future Land Use on the above
referenced property.

This Limited Power of Attorney is granted on this 5 day of March, the year of
2014 and is effective until the Board of County Commissioners has rendered a decision on
this request and any appeal period has expired. The owner reserves the right to rescind this
Limited Power of Attorney at any time with a written, notarized notice to the Planning and
Engineering Department.

<u>[Signature]</u>	<u>3/5/14</u>	<u>Bolley L. Johnson</u>	<u>Briar Ridge LLC Owner + TRGR.</u>
Signature of Property Owner	Date	Printed Name of Property Owner	
<u>[Signature]</u>	<u>3/5/14</u>	<u>WILLY PAGE</u>	
Signature of Agent	Date	Printed Name of Agent	

STATE OF FL
COUNTY OF Escambia

The foregoing instrument was acknowledged before me this 5th day of March, year of
2014, by Bolley Johnson who did () did not take an
oath.

He/she is personally known to me, () produced current Florida/Other driver's license,
and/or () produced current _____ as
identification.

<u>[Signature]</u>	<u>3-5-14</u>	<u>Kristina Trail</u>
Signature of Notary Public	Date	Printed Name of Notary Public

Commission Number July 19, 2014 My Commission Expires EE 009861

(Notary seal must be affixed)





P.O. Box 15311 • 9255 Sturdevant Street
Pensacola, Florida 32514-0311
ph: 850 476-5110 • fax: 850 969-3308

February 26, 2014

Mr. Buddy Page
5337 Hamilton Lane
Pace, FL 32571

Re: Parcel 34-1N-31-2101-000-001, Beulah, FL 32526

Dear Mr. Page:

In response to your request, this letter will confirm that the Emerald Coast Utilities Authority does own, operate, and maintain a potable water distribution system and a sanitary sewer collection system to serve the above referenced parcel.

ECUA also has the capacity to provide solid waste disposal service to this location.

If you should have any questions or need any further information, please feel free to call me at 969-6562.

Sincerely,

A handwritten signature in black ink that reads "Thomas E. Justice". The signature is written in a cursive style.

Thomas E. Justice
Engineering Mapping Coordinator

TEJ/VF

c:\users\spannc\appdata\local\microsoft\windows\temporary internet files\content.outlook\cfbbyw4r\parcel 34-1n-31-2101-000-001
isaac ln.doc

**AFFIDAVIT OF OWNERSHIP AND AUTHORIZATION FOR
FUTURE LAND USE CHANGE REQUEST**

By my signature, I hereby certify that:

- 1) I am duly qualified as owner or authorized agent to make such application, this application is of my own choosing, and staff has explained all procedures relating to this request; and
- 2) All information given is accurate to the best of my knowledge and belief, and I understand that deliberate misrepresentation of such information will be grounds for denial or reversal of this application and/or revocation of any approval based upon this application; and
- 3) I understand there are no guarantees as to the outcome of this request, the application fee is non-refundable; and
- 4) The signatory below will be held responsible for the balance of any advertising fees associated with required public hearings for this amendment request (Payment due within 90 days of invoice date) or future planning and zoning applications will not be accepted; and
- 5) I authorize County Staff to enter upon the property referenced herein at any reasonable time for purposes of site inspection; and
- 6) I authorize placement of a public notice sign(s) on the property referenced herein at a location(s) to be determined by County Staff.

X [Signature] Bolley L. Johnson, Owner 3/5/14
Signature (Property Owner) Printed Name Briar Ridge LLC Date

[Signature] WILEY C PAGE 3/5/14
Signature (Agent's Name (or owner if representing oneself)) Printed Name Date

Address: 5337 HAMILTON LN

City: PAGE State: FL Zip: 32571

Telephone () 232-9853 Fax # () _____

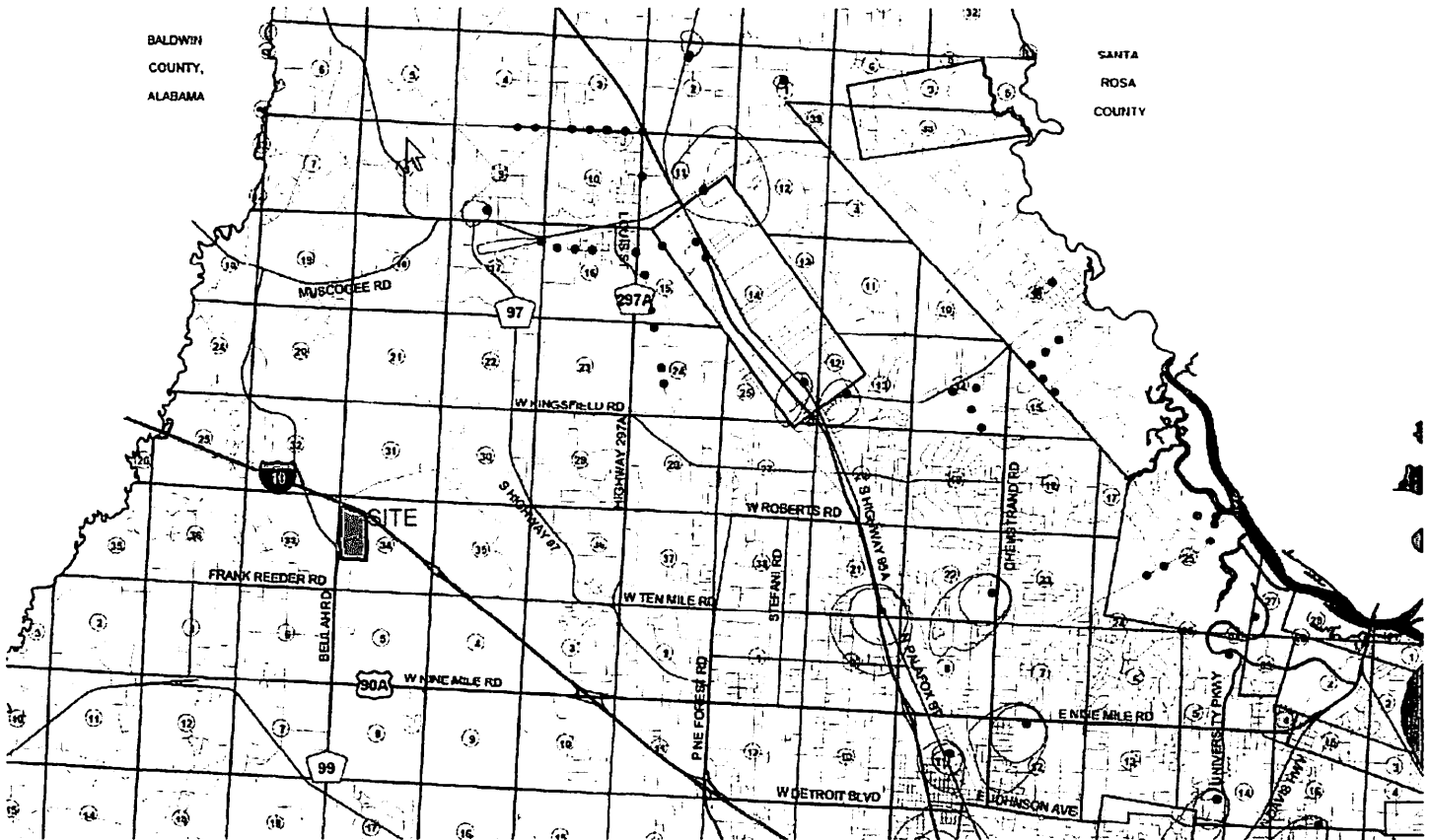
Email: wcpage1@att.net

STATE OF FL
COUNTY OF Escambia

The forgoing instrument was acknowledged before me this 5th day of March, year of 2014 by Bolley Johnson who did () did not take an oath. He/she is personally known to me, () produced current Florida/Other driver's license, and/or () produced current _____ as identification.

[Signature] 3-5-14 Kristina Trail
Signature of Notary Public Date Printed Name of Notary

My Commission Expires July 19, 2014 Commission No. EE 009861
(Notary seal must be affixed)



Wellhead Proximity Map



Chris Jones Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

[Back](#)

← Navigate Mode Account Reference →

[Printer Friendly Version](#)

General Information	
Reference:	341N312101000001
Account:	114454010
Owners:	BRIAR RIDGE LLC
Mail:	PO BOX 1392 PENSACOLA, FL 32591
Situs:	32526
Use Code:	TIMBERLAND, MISC. - PINES
Taxing Authority:	COUNTY MSTU
Tax Inquiry:	Open Tax Inquiry Window
Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector	

2013 Certified Roll Assessment	
Improvements:	\$0
Land:	\$7,591
Total:	\$7,591
<i>Save Our Homes:</i>	\$0
Disclaimer	
Amendment 1/Portability Calculations	

Sales Data					
Sale Date	Book Page	Value	Type	Official Records	(New Window)
02/01/2008	6285 1699	\$1,200,000	WD	View Instr	
09/2006	5993 21	\$825,500	WD	View Instr	
Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller					

2013 Certified Roll Exemptions	
None	

Legal Description	
N 1/2 OF NW 1/4 LYING S OF INTERSTATE 10 AND NW 1/4 OF SW 1/4 AND SW 1/4 OF NW 1/4 OR 6285 P 1699...	

Extra Features	
None	

Parcel Information

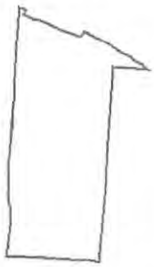
[Launch Interactive Map](#)

Section Map Id:
34-1N-31

Approx. Acreage:
93.6200

Zoned:
VAG-2

Evacuation & Flood Information
[Open Report](#)



FLU CPA
LPA APRIL 1
APRIL 1

BCC MAY 1

FDOE JUNE 1

BCC JUNE 5
JUNE 5

Buildings	
Images	
None	

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.



Detail by Entity Name

Florida Limited Liability Company

BRIAR RIDGE, L.L.C.

Filing Information

Document Number	L08000012607
FEI/EIN Number	261919220
Date Filed	02/05/2008
State	FL
Status	ACTIVE

Principal Address

520 E. ZARAGOZA STREET
PENSACOLA, FL 35202

Changed: 04/18/2011

Mailing Address

P.O. BOX 1392
PENSACOLA, FL 32591-1392

Changed: 04/18/2011

Registered Agent Name & Address

COLBERT, RICHARD M
2717 GULF BREEZE PKWY
GULF BREEZE, FL 32563

Address Changed: 04/12/2012

Authorized Person(s) Detail

Name & Address

Title MGR

JOHNSON, BOLLEY L
520 E. ZARAGOZA ST.
PENSACOLA, FL 32502

Annual Reports

Report Year	Filed Date
2011	04/18/2011
2012	04/12/2012
2013	03/28/2013

Document Images

[03/28/2013 -- ANNUAL REPORT](#)

View image in PDF format

[04/12/2012 -- ANNUAL REPORT](#)

View image in PDF format

[04/18/2011 -- ANNUAL REPORT](#)

View image in PDF format

[03/17/2010 -- ANNUAL REPORT](#)

View image in PDF format

[04/07/2009 -- ANNUAL REPORT](#)

View image in PDF format

[02/05/2008 -- Florida Limited Liability](#)

View image in PDF format

[Copyright © and Privacy Policies](#)

State of Florida, Department of State

Prepared by and return to:

Stephen B. Shell
Attorney at Law
Shell, Fleming, Davis & Menge, P.A.
P.O. Box 1831 226 Palafox Place, 9th Floor
Pensacola, FL 32591-1831
850-434-2411 File Number: Z95.25569

[Space Above This Line For Recording Data]

Warranty Deed

This Warranty Deed made this 8th day of February, 2008 between Heron's Forest Development Company, a Florida corporation whose post office address is 17 South Palafox Place, Suite 394, Pensacola, FL 32501, grantor Briar Ridge, L.L.C., a Florida limited liability company whose post office address is 520 E. Zaragoza Street, Pensacola, FL 32502, grantee:

(Whenever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

Witnesseth, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described situate, lying and being in Escambia County, Florida to-wit:

All of that portion of the following described property lying Southerly of Interstate 10 right-of-way; the N ½ of the NW ¼ of the SW ¼ and SW ¼ of the NW ¼, all being in Section 34, Township 1 North, Range 31 West, Escambia County, Florida. LESS AND EXCEPT Road right-of-way for State Road 99 as recorded in O.R. Book 492, Page 764, Public Records of Escambia County, Florida.

Parcel Identification Number: 34-1N-31-2101-000-001

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

To Have and to Hold, the same in fee simple forever.

And subject to taxes for the current year and later years and all valid easements and restrictions of record, if any, which are not hereby reimposed; and also subject to any claim, right, title or interest arising from any recorded instrument reserving, conveying, leasing, or otherwise alienating any interest in the oil, gas and other minerals. And grantor does warrant the title to said land and will defend the same against the lawful claims of all persons whomsoever, subject only to the exceptions set forth herein.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

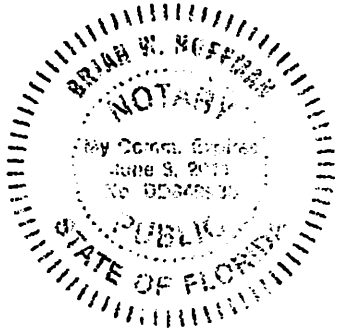
State of Florida
County of Escambia

The foregoing instrument was acknowledged before me this 8th day of February, 2008 by Garret W. Walton, the President of Heron's Forest Development Company, a Florida corporation, on behalf of the corporation, who () personally known to me or (X) produced as identification.



Printed Name: ~~Stephen B. Shell~~ Brian Hoff

My Commission Expires: _____



Prepared by and return to:
Stephen B. Shell
Attorney at Law
Shell, Fleming, Davis & Menge, P.A.
P.O. Box 1831 226 Palafox Place, 9th Floor
Pensacola, FL 32591-1831
850-434-2411 File Number: Z95.25569

[Space Above This Line For Recording Data]

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(Whenever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

Witnesseth, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Escambia County, Florida to-wit:

All of that portion of the following described property lying Southerly of Interstate 10 right-of-way; the N $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ and SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, all being in Section 34, Township 1 North, Range 31 West, Escambia County, Florida. LESS AND EXCEPT Road right-of-way for State Road 99 as recorded in O.R. Book 492, Page 764, Public Records of Escambia County, Florida.

Parcel Identification Number: 34-1N-31-2101-000-001


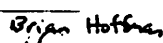
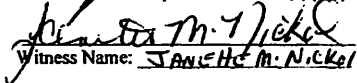
Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

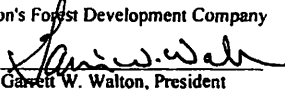
To Have and to Hold, the same in fee simple forever.

And subject to taxes for the current year and later years and all valid easements and restrictions of record, if any, which are not hereby reimposed; and also subject to any claim, right, title or interest arising from any recorded instrument reserving, conveying, leasing, or otherwise alienating any interest in the oil, gas and other minerals. And grantor does warrant the title to said land and will defend the same against the lawful claims of all persons whomsoever, subject only to the exceptions set forth herein.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:


Witness Name: Stephen B. Shell

Witness Name: Brian Hoffman

Witness Name: JANETTE M. NICKEL


Heron's Forest Development Company
By: 
Garrett W. Walton, President

(Corporate Seal)

State of Florida
County of Escambia

The foregoing instrument was acknowledged before me this 0th day of February, 2008 by Garret W. Walton, the President of Heron's Forest Development Company, a Florida corporation, on behalf of the corporation, who () personally known to me or (X) produced as identification.





Printed Name: Stephen B. Sheth Brian Hoffman

My Commission Expires: _____

Additional Data and Analysis Requirements

This 94 acre site is currently classified on the adopted Future Land Use Map (FLUM) as Mixed Use Suburban MU-S. The owner is requesting consideration to change the FLUM to ID-CP. This classification will allow the owner to develop large buildings to facilitate anticipated demand for such space from the growing aviation economic sector.

A. Sanitary Sewer

B. Solid Waste Disposal

C. Potable Water

Water, sanitary sewer and solid waste disposal services for this area of the County are provided by the Emerald Coast Utility Authority (ECUA). The attached letter dated February 26, 2014 from EC UA affirms that they have the capacity to provide these utility services for the proposed on site development.

D. Stormwater Management

Once a proposed development design has been done, it will be submitted to all appropriate regulatory offices for review and approval. An attached copy of a jurisdictional wetlands survey indicates several areas that will be excluded from development impacts as they are likely to contain protected soils and vegetation.

E. Traffic

The site fronts on both Isaacs's Lane, a local road and Beulah Road which is a 100' wide collector County maintained roadway. Given that the site has much of its developable portions in the middle and southerly areas, ingress and egress will likely be directly onto Beulah Road near the extreme southwestern corner of the site. According to the Florida DOT Planning Office, the consultant's (Parsons & Co.)

study to determine the feasibility and location of a new full access interstate interchange in this area will be presented by June 2014. The study is to identify the best location for the interchange, either at the existing Beulah flyover location, or the Isaac's Lane intersection. If the study indicates the preferred location to be at the Isaac's Lane intersection, perhaps a second entranceway would be appropriate somewhere along the northwesterly portion of the site.

F. Recreation and Open Space

It is not anticipated that this proposed request will have any impact upon the recreational resources of the County. On the other hand, considerable wetland acreage will be preserved in its natural open state.

G. School:

As a non-residential development, it is not anticipated that this proposed use will have any impact upon the school resources of the County.

Other- Wellhead location proximity

A copy of the ECUA Well Head Proximity Map is attached and shows that the nearest well head is located some 3 miles to the northeast of the site.

FLU 1.1.1 Development Consistency. New development and redevelopment in unincorporated Escambia County shall be consistent with the Escambia County Comprehensive Plan and the Future Land Use Map (FLUM). The 2030 FLUM is attached herein to this ordinance as Exhibit B.

RESPONSE: If this request is approved by the Escambia Commissioners and the Florida Department of Economic Opportunity, it will be consistent with the adopted FLUM and Comprehensive Plan.

FLU 1.2.1 State Assistance. Escambia County shall utilize all available resources of the Florida Department of State, Division of Historical Resources in the identification of archeological and/or historic sites or structures within the County. The County will utilize guidance, direction and technical assistance received from this agency to develop provisions and regulations for the preservation and protection of such sites and structures. In addition, the County will utilize assistance from this agency together with other sources, such as the CP7:4 University of West Florida, in identifying newly discovered historic or archaeological resources. The identification will include an analysis to determine the significance of the resource.

RESPONSE:

While the applicant will assist in any way possible, Escambia County will request this assistance from the State agencies to provide this information as required above.

FLU 1.2.2 LDC Provisions. Escambia County shall include provisions in the LDC that require identification and preservation of significant archeological and/or historic sites or structures within the County. The provisions will include protection for all sites listed on the Florida Master Site File and will be developed in cooperation with the Department of State, Division of Historical Resources. The provisions also will include requirements that provide for the cessation of land disturbing activities any time artifacts with potential historical significance are revealed during construction activities on any site with potential historical significance. The purpose of the cessation is to allow time to determine the significance of any artifact or historical evidence found on the site. Normally, determinations will be made by those approved to make such determinations by the Division of Historical Resources.

RESPONSE: As required under this provision, any discovery of artifacts during development activities on the site will be promptly reported to State and local officials.

FLU 1.5.3 New Development and Redevelopment in Built Areas. To promote the efficient use of existing public roads, utilities and service infrastructure, the County will encourage redevelopment in underutilized properties to maximize development densities and intensities located in the Mixed Use-Suburban, Mixed Use-Urban, Commercial and Industrial Future Land Use districts categories (with the exception of residential development).

RESPONSE: This site is located within the Mixed Used - Suburban land use category and thus is consistent with FLU 1.5.3 above.

FLU 2.1.1 Infrastructure Capacities. Urban uses shall be concentrated in the urbanized areas with the most intense development permitted in the Mixed-Use Urban (MU-U) areas and areas with sufficient central water and sewer system capacity to accommodate higher density development. Land use densities may be increased through Comprehensive Plan amendments. This policy is intended to direct higher density urban uses to those areas with infrastructure capacities sufficient to meet demands and to those areas with capacities in excess of current or projected demand. Septic systems remain allowed through Florida Health Department permits where central sewer is not available.

RESPONSE: Central water and sewer services are available for this proposed development and stated in the attached letter from provider Emerald Coast Utilities Authority.

FLU 2.2.1 Location. Public facilities and services shall be located to minimize their cost and negative impacts on the natural environment and maximize their efficiency. Cost alternatives, impacts on the environment and levels of efficiency shall be discussed during the design phase and bid process utilized by the County to accomplish the installation or location of public facilities and/or services. In addition, the County will coordinate with the Emerald Coast Utilities Authority, other water and/or sewer providers and state or federal agencies with CP7:14 facilities located in the County or with plans to expand existing facilities or create new facilities in the County. Among other things, it is the intent of this policy that public facilities and services are available to support the densities and intensities of uses provided by this plan and the FLUM and that there is adequate and suitable land available for such utility facilities.

RESPONSE: An evaluation of the proposed densities and intensities on this site has been made by the ECUA to determine impacts on the existing water and sewer infrastructure. This evaluation resulted in the previously referenced letter dated February 26, 2014 from ECUA stating that its system has the ability and capacity to service this proposed use.

FLU 3.1.1 Infrastructure Expenditures. Escambia County shall limit the expenditure of public funds for infrastructure improvements or extensions that would increase the capacity of those facilities beyond that necessary to support the densities and intensities of use established by this plan unless such expenditures are necessary to implement other policies of this plan.

RESPONSE: This is a private development and all improvement costs will

be the responsibility of the developer.

MOB 1.1.1 New Development. Future developments will pay all costs and construct all roads within the development as well as existing and proposed access roads (internal and external) to Escambia County standards so that the roads, upon construction, may be accepted into Escambia County's road system. Nothing in this policy shall be interpreted to preclude the County from requiring the development to pay all costs to the County associated with construction of any transportation improvement made necessary by the development.

RESPONSE: All transportation costs associated with this proposed project will be borne by developers and all construction will be designed to meet all standards identified in the adopted Escambia County Comprehensive Plan and Land Development Code.

MOB 1.1.3 On-site Facilities. All new private developments, including but not limited to planned unit developments, shopping centers, multifamily residential projects and other projects with internal circulation and parking needs shall be required to provide safe and convenient on-site traffic flow, facilities for non-motorized transportation and sufficient vehicular parking to accommodate the needs of the development.

RESPONSE: Safe and convenient on-site traffic flow and parking designs will be submitted to the County for review and approval.

MOB 1.1.7 Planning for Major Commercial Use. Applications for large-scale commercial development review shall address adequate traffic circulation, parking and access management measures that are necessary

to minimize access to impacted State and County road segments, promote compatibility and functional relationship of adjacent land uses and provide adequate buffer and landscape requirements. Escambia County shall encourage joint access agreements with adjacent property owners, encourage a mix of land uses that place less traffic intensive land uses adjacent to arterial segments, provide CP8:3 incentives for not platting commercial lots with direct access to arterial segments.

RESPONSE: Adequate buffering and landscaping will be identified in all development plans for review and approval by the County. It is not anticipated that any joint access agreements will be required in this development.

MOB 1.1.9 Access Management. Escambia County shall promote access management by limiting the number of conflict points that a motorist experiences during travel; separating conflict points as much as possible when they cannot be eliminated; and control turning movements to facilitate traffic flow on affected roadways.

RESPONSE: The initial access to the site will be located at the lower left hand corner of the site providing direct access onto Beulah Road. Any future additional access points will be coordinated with the County.

MOB 1.3.1 Consistency. All plans and proposals for development and redevelopment and all land use decisions shall be reviewed for consistency with the Future Land Use Map (FLUM).

RESPONSE: This application seeks a change to the Future Land Use Map

resulting in an Industrial category. If granted, this proposal will be consistent with the Future Land Use Map.

MOB 4.2.1 Airfield Influence Planning Districts. To promote an orderly transition and rational organization of land uses, protect the health, safety and welfare of the public, and maintain the mission of the military facilities, Escambia County establishes AIPD overlays over and around each of the military aviation facilities within Escambia County.

RESPONSE: While the site is located near a military landing/training field, compatible Industrial development as proposed herein will not affect the flight operations.

INF 3.1.8 Developer Responsibilities. Installation of stormwater management facilities made necessary by new development shall be the responsibility of the developer.

RESPONSE: The stormwater management plan will be submitted to State and local regulatory offices for review and approval prior to any on-site construction activity.

INF 4.1.6 Developer Responsibility. The cost of water line extensions made necessary by new development shall be the responsibility of the developer unless otherwise funded by the service provider.

RESPONSE: The developer will be responsible for all water line extension costs, if any.

INF 5.1.3 Wellhead Protection. Wellhead protection zones shall be located based in part upon the most current NFWMD three-dimensional sand and gravel aquifer computer model. Compliance with design and performance standards pursuant to **Chapter 62.532** Florida Administrative Code, is required to adopt FDEP minimum wellhead protection standards. The Potable Wells Wellhead Protection Areas Map is attached herein to this ordinance as Exhibit I.

RESPONSE: As shown on the attached ECUA Well Head Location Map, no well heads are located within three (3) miles of this site .

CON 1.1.1 Environmentally Sensitive Lands. Escambia County shall inventory the County's environmentally sensitive lands as defined in Chapter 3, Definitions. The Escambia County Wetlands Map and the Escambia County Special Flood Hazard Areas Map are attached to this ordinance as Exhibits L and M, respectively.

RESPONSE: A wetlands delineation survey has been done on the site and included in this application. The survey identified and flagged the boundary of the wetland areas that will be protected from all development activities.

CON 1.1.2 Wetland and Habitat Indicators. Escambia County has adopted and will use the National Wetlands Inventory Map, the Escambia County Soils Survey, and the Florida Fish and Wildlife Conservation Commission's (FFWCC) LANDSAT imagery as indicators of the potential

presence of wetlands or listed wildlife habitat in the review of applications for development approval. The Escambia County Hydric Soils Map is attached to this ordinance as Exhibit N.

RESPONSE: The wetlands/hydric soil location survey done by the site owners is consistent with the existing Escambia County Hydric Soils map with several minor corrections verified by ground truth findings.

CON 1.2.3 Industrial Use Impacts. Industrial land uses shall minimize their negative impacts on air quality. When incompatible with neighboring or proximate residential, conservation, or environmentally sensitive areas, industrial land uses shall be directed to alternative sites where their impacts are minimized.

RESPONSE: The commerce park development is not anticipated to cause any adverse impacts on the area.

CON 1.4.1 Wellhead Protection. Escambia County shall provide comprehensive wellhead protection from potential adverse impacts to current and future public water supplies. The provisions shall establish specific wellhead protection areas and address incompatible land uses, including prohibited activities and materials, within those areas.

RESPONSE: As referenced earlier, the ECUA Well Head Location Map does not identify any protected areas within 3 miles of this site.

CON 1.6.2 Identification and Protection. Escambia County shall ensure the identification and protection of vegetation through LDC provisions that require protected trees and unique vegetative communities to be accurately located and described on development plans submitted for approval. In addition, the plans must include implementation provisions, such as

effective temporary construction barricades, for the protection and preservation of vegetation not approved for removal.

RESPONSE: All protected trees and unique vegetative communities will be protected from harm by means shown in the development plans.

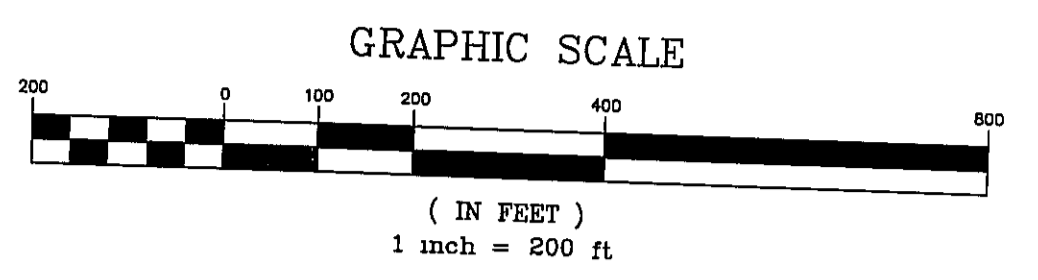
ICE 1.1.1 Large-Scale Future Land Use Map Amendments. Escambia County shall submit a copy of any proposed large-scale Future Land Use Map (FLUM) amendment to adjacent municipalities and counties within the jurisdiction of the Florida Department of Community Affairs and other units of government providing services but not having regulatory authority over the use of land provided that those agencies have submitted a written request to Escambia County for such information as required by Section 163.3184(3)(a), Florida Statutes. Procedures for intergovernmental coordination with the Escambia County School Board shall be governed by the Interlocal Agreement for Public School Facility Planning and Objective 1.5 of the Public School Facilities Element.

RESPONSE: Interlocal review and comment on the proposed FLUM change will be afforded by distribution of the application by the County to all review agencies as required by **Section 163.3184(3)(a), Florida Statutes.**

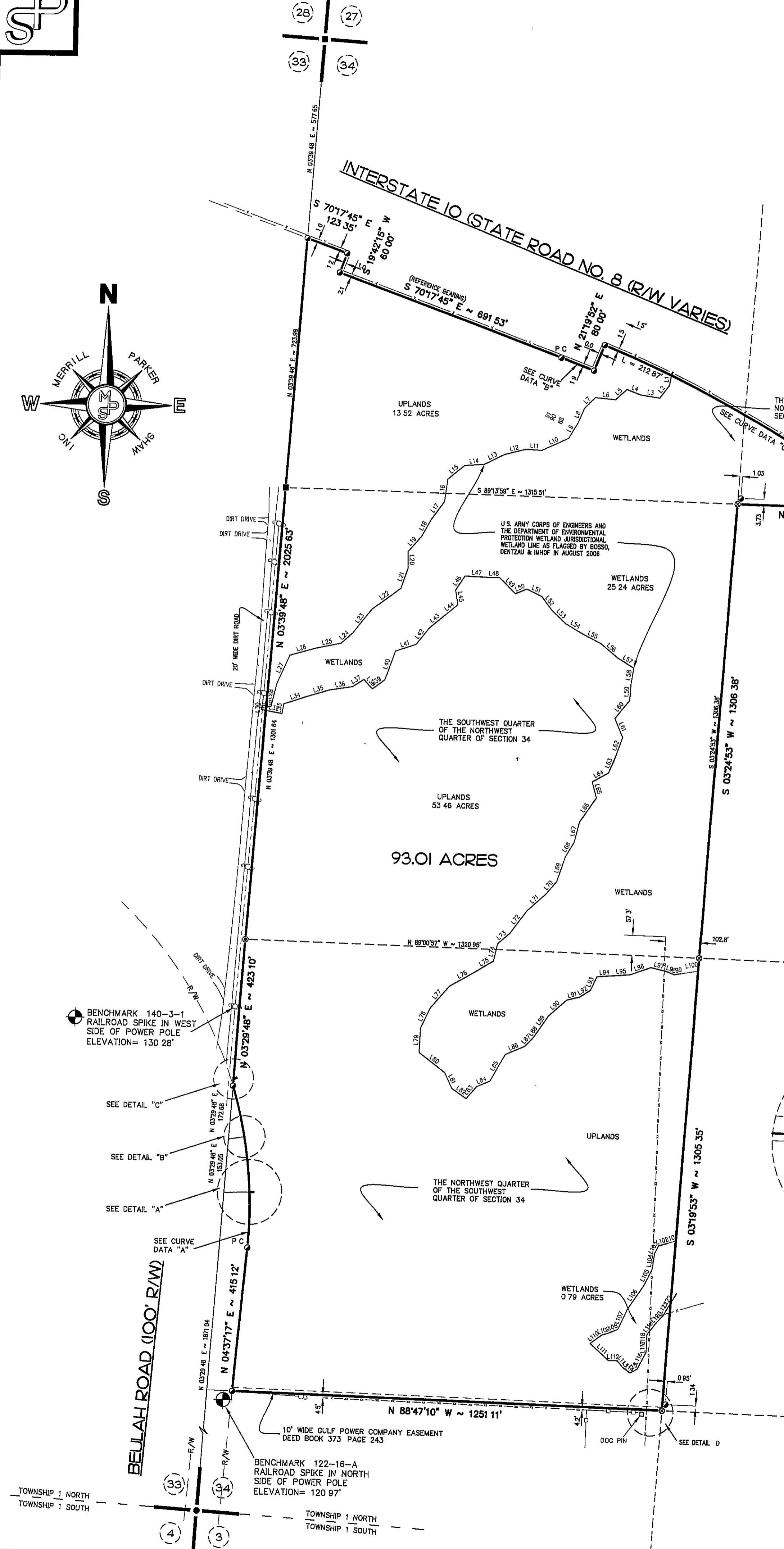
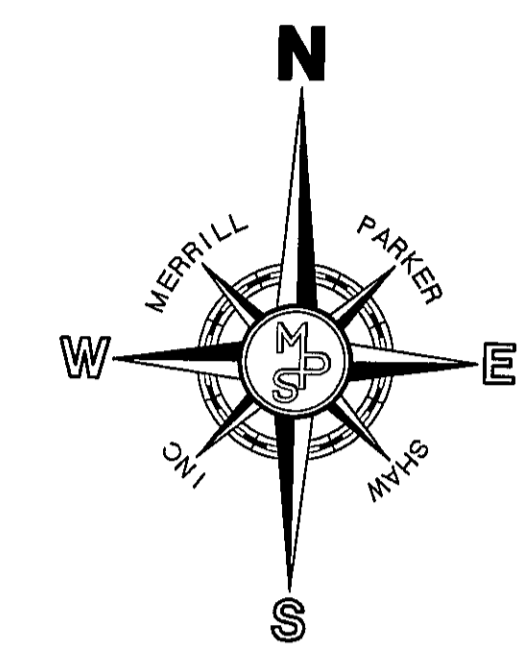


BOUNDARY SURVEY

A PORTION OF SECTION 34, TOWNSHIP-1-NORTH, RANGE-31-WEST, ESCAMBIA COUNTY, FLORIDA.



ACREAGE SUMMARY
 TOTAL WETLANDS = 26.03
 TOTAL UPLANDS = 66.98
 TOTAL ACREAGE = 93.01 ACRES



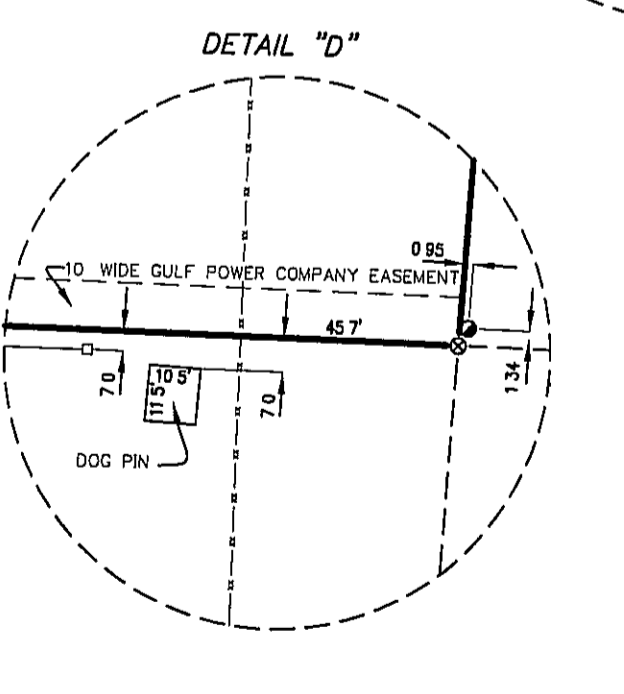
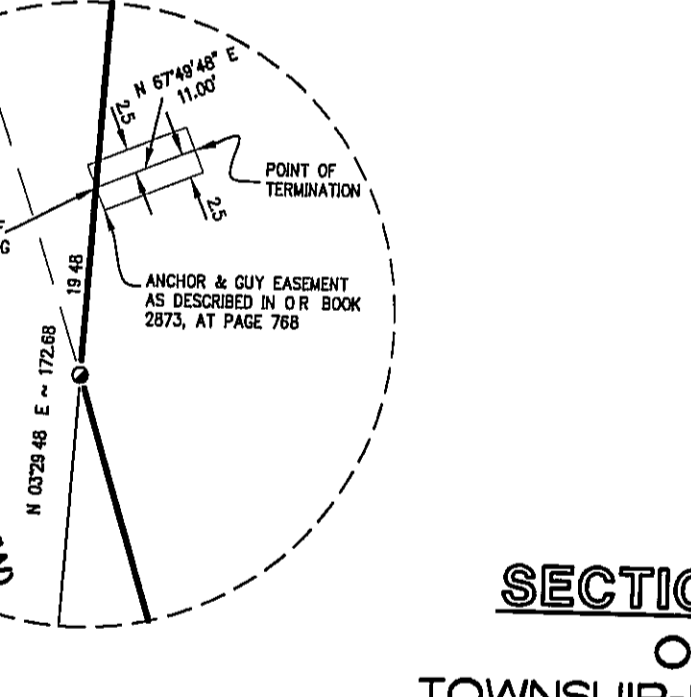
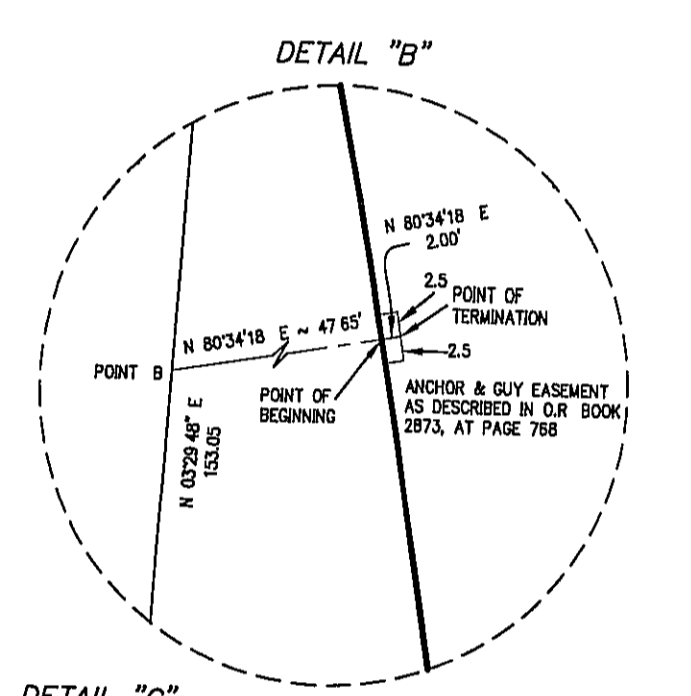
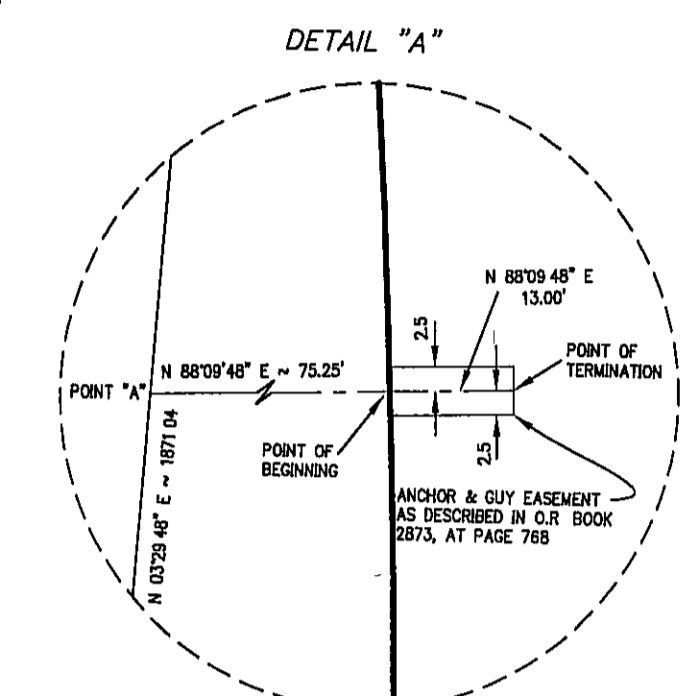
LINE	BEARING	DISTANCE	LINE	BEARING	DISTANCE
L1	S 09°12'27" W	28.42'	L82	S 18°51'01" W	57.41'
L2	S 36°16'15" W	46.80'	L83	S 20°28'04" W	53.60'
L3	N 82°14'47" W	57.18'	L84	S 59°44'14" W	53.79'
L4	N 59°21'58" W	42.50'	L85	S 15°03'35" E	49.29'
L5	S 46°27'24" W	44.03'	L86	S 33°28'28" W	85.15'
L6	N 85°24'46" W	59.19'	L87	S 14°45'43" W	59.13'
L7	S 44°05'17" W	44.40'	L88	S 30°28'28" W	49.37'
L8	S 22°01'30" W	46.12'	L89	S 17°38'24" W	77.32'
L9	S 30°16'22" W	46.12'	L90	S 30°49'53" W	47.01'
L10	S 64°40'29" W	84.86'	L91	S 47°57'43" W	73.09'
L11	N 87°47'11" W	47.10'	L92	S 36°28'45" W	80.95'
L12	S 76°32'39" W	68.10'	L93	S 48°59'45" W	47.98'
L13	S 62°53'07" W	64.00'	L94	S 12°28'59" W	50.88'
L14	S 84°49'23" W	57.83'	L95	S 56°10'27" W	50.88'
L15	S 50°12'47" W	61.19'	L96	S 59°36'34" W	98.05'
L16	S 07°15'58" W	64.83'	L97	S 40°10'17" W	84.06'
L17	S 35°47'14" W	63.80'	L98	S 24°40'57" W	84.81'
L18	S 28°33'49" W	56.14'	L99	S 01°57'08" W	70.94'
L19	S 40°58'32" W	59.12'	L100	S 53°27'59" E	94.03'
L20	S 01°34'29" E	47.87'	L101	S 59°04'41" E	45.72'
L21	S 18°19'33" W	59.98'	L102	S 29°17'36" E	49.54'
L22	S 53°53'11" W	101.69'	L103	N 40°09'58" E	51.24'
L23	S 39°21'20" W	87.50'	L104	N 68°03'04" E	41.08'
L24	S 47°42'41" W	49.43'	L105	N 29°27'17" E	88.88'
L25	S 78°01'05" W	77.17'	L106	N 66°11'34" E	82.41'
L26	S 73°39'28" W	74.86'	L107	N 43°14'37" E	34.94'
L27	S 43°28'06" W	68.56'	L108	N 33°49'47" E	30.41'
L28	S 12°19'25" W	69.00'	L109	N 34°04'15" E	45.70'
L29	N 85°31'23" W	89.00'	L110	N 47°15'01" E	71.07'
L30	S 00°33'55" W	11.28'	L111	N 76°05'13" E	38.64'
L31	S 70°36'04" E	8.36'	L112	N 57°21'20" E	38.27'
L32	S 60°35'59" E	52.08'	L113	N 24°30'15" E	43.55'
L33	N 07°43'51" E	62.08'	L114	N 84°59'59" E	46.29'
L34	N 71°12'58" E	78.46'	L115	N 85°10'25" E	49.13'
L35	N 72°33'28" E	59.93'	L116	N 69°49'27" E	64.80'
L36	N 80°18'00" E	86.63'	L117	N 70°38'20" E	28.92'
L37	N 57°20'53" E	39.95'	L118	N 80°09'46" E	51.13'
L38	S 43°47'24" E	38.19'	L119	N 72°55'04" W	24.37'
L39	N 52°53'18" E	44.70'	L120	N 80°09'46" E	51.13'
L40	N 19°03'42" E	86.50'	L121	N 72°55'04" W	24.37'
L41	N 71°08'29" E	69.75'	L122	N 72°55'04" W	24.37'
L42	N 38°08'44" E	58.18'	L123	S 72°56'37" W	42.28'
L43	N 48°56'21" E	64.00'	L124	S 07°04'22" W	42.28'
L44	N 50°01'40" E	43.31'	L125	S 26°12'42" W	82.29'
L45	N 09°38'24" E	41.72'	L126	S 33°12'02" E	84.65'
L46	N 32°58'12" E	47.91'	L127	S 24°05'35" W	64.07'
L47	S 88°00'41" E	87.14'	L128	S 85°51'08" W	29.23'
L48	S 89°50'51" E	33.93'	L129	S 72°58'43" W	21.12'
L49	S 47°00'36" E	65.35'	L130	S 64°45'48" W	38.88'
L50	N 68°37'41" E	37.05'	L131	S 48°57'29" E	72.57'
L51	S 64°48'18" E	47.88'	L132	S 89°40'59" E	25.89'
L52	S 38°15'42" E	58.17'	L133	S 39°06'56" E	22.29'
L53	S 47°29'23" E	58.17'	L134	N 60°29'09" E	24.17'
L54	S 61°08'37" E	54.49'	L135	N 80°29'09" E	27.74'
L55	S 63°58'07" E	61.25'	L136	N 27°00'50" E	55.48'
L56	S 51°33'35" E	55.19'	L137	N 83°07'09" E	22.32'
L57	S 50°30'58" E	69.06'	L138	N 00°22'51" E	40.28'
L58	S 09°01'02" W	43.35'	L139	N 37°24'14" E	40.28'
L59	S 02°37'19" W	48.91'	L140	N 42°41'23" E	32.77'
L60	S 38°13'54" W	67.19'	L141	N 26°36'48" E	36.50'
L61	S 24°08'34" E	59.94'	L142	N 30°37'26" E	6.45'

DESCRIPTION: (AS FURNISHED)

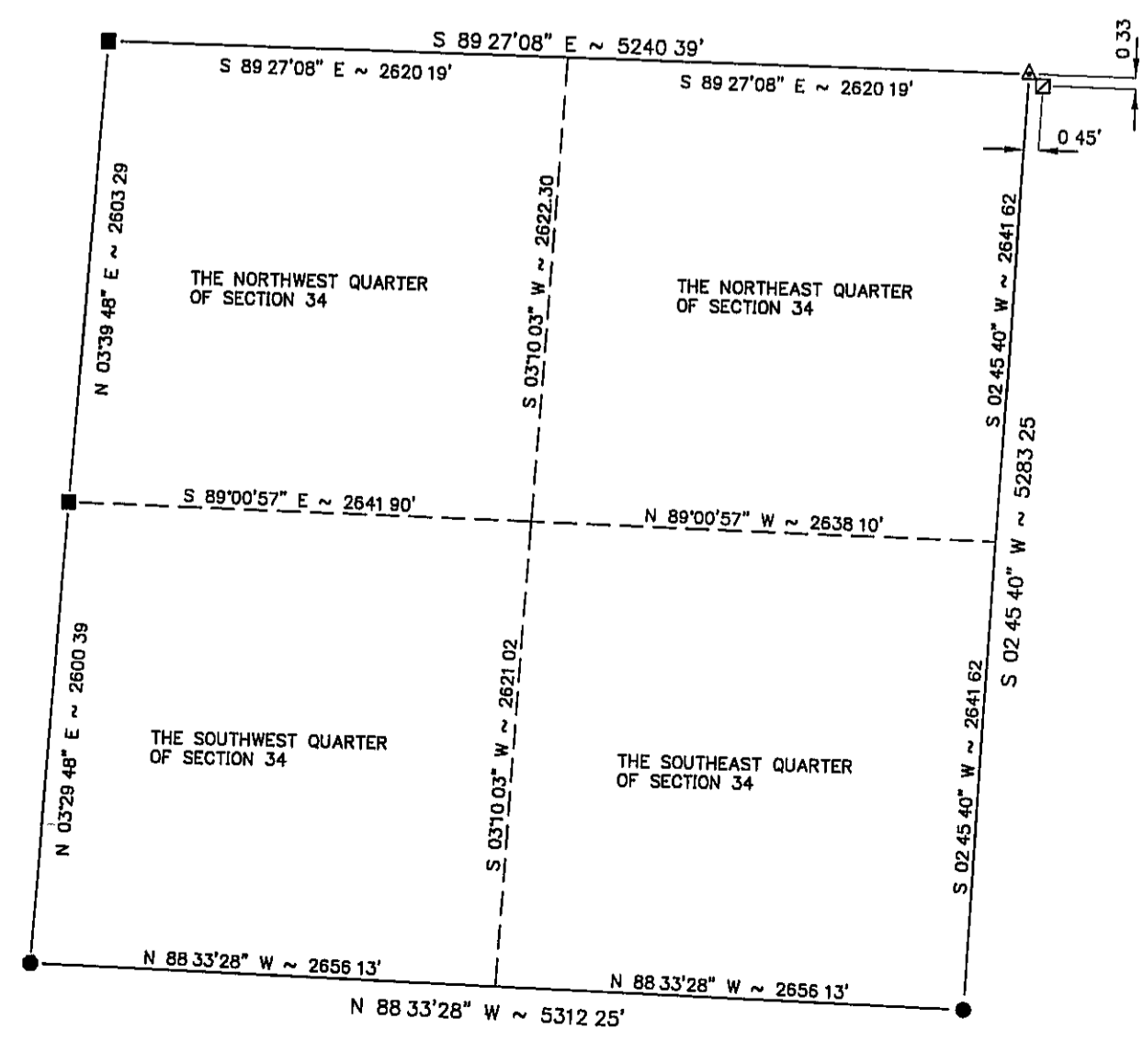
All of that portion of the following described property lying Southerly of Interstate 10 right-of-way the N 1/2 of the NW 1/4, the NW 1/4 of the SW 1/4 and the SW 1/4 of the NW 1/4, all being in Section 34, Township 1 North, Range 31 West, Escambia County, Florida. LESS AND EXCEPT Road right-of-way for State Road 99 as recorded in O.R. Book 492, Page 764, Public Records of Escambia County, Florida

SURVEYOR'S NOTES.

- THE NORTH ARROW AND BEARINGS AS SHOWN HEREON ARE REFERENCED TO THE ASSUMED BEARING OF SOUTH 70 DEGREES 17 MINUTES 45 SECONDS EAST ALONG THE SOUTHERLY RIGHT OF WAY LINE OF INTERSTATE 10 (STATE ROAD NO 8)
- SOURCE OF INFORMATION: THE DESCRIPTION AS FURNISHED BY CLIENT AND EXISTING FIELD MONUMENTATION
- NO TITLE SEARCH WAS PERFORMED BY OR FURNISHED TO MERRILL PARKER SHAW, INC FOR THE SUBJECT PROPERTY THERE MAY BE DEEDS OF RECORD, UNRECORDED DEEDS, RIGHTS-OF-WAY, EASEMENTS, BUILDING SETBACKS, RESTRICTIVE COVENANTS, GOVERNMENTAL JURISDICTIONAL AREAS OR OTHER INSTRUMENTS WHICH COULD AFFECT THE BOUNDARIES AND/OR USE OF THE SUBJECT PROPERTY
- ONLY THE ABOVE GROUND VISIBLE ENCROACHMENTS AND IMPROVEMENTS WERE FIELD LOCATED AS SHOWN HEREON, UNLESS OTHERWISE NOTED UNDERGROUND VERIFIED, UNLESS OTHERWISE NOTED
- THE SURVEY AS SHOWN HEREON DOES NOT DETERMINE OWNERSHIP
- THE MEASUREMENTS MADE IN THE FIELD, INDICATED THUSLY (F), AS SHOWN HEREON WERE MADE IN ACCORDANCE WITH UNITED STATES STANDARDS
- FEDERAL AND STATE COPYRIGHT ACTS PROTECT THIS MAP FROM UNAUTHORIZED USE THIS MAP IS NOT TO BE COPIED OR REPRODUCED IN WHOLE OR PART AND IS NOT TO BE USED FOR ANY OTHER TRANSACTION THIS DRAWING CANNOT BE USED FOR THE BENEFIT OF ANY OTHER PERSON, COMPANY OR FIRM WITHOUT PRIOR WRITTEN CONSENT OF THE COPYRIGHT OWNER AND IS TO BE RETURNED UPON REQUEST
- THE ELEVATIONS AS SHOWN HEREON ARE REFERENCED TO NORTH AMERICAN VERTICAL DATUM OF 1988 FROM THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION BENCHMARK STAMPED "10 W 8" HAVING A PUBLISHED ELEVATION OF 116.07 FEET
- THE UTILITIES AS SHOWN HEREON INDICATE VISIBLE LOCATION ONLY, THERE MAY BE OTHER UNDER GROUND UTILITIES THAT HAVE NOT BEEN LOCATED OR VERIFIED IT IS THE CONTRACTORS RESPONSIBILITY TO NOTIFY THE RESPECTABLE UTILITY SPOTTERS PRIOR TO THE COMMENCEMENT TO WORK ON ANY UNDERGROUND UTILITIES



**SECTIONAL BREAK-DOWN
OF SECTION 34,
TOWNSHIP-1-NORTH, RANGE-31-WEST,
ESCAMBIA COUNTY, FLORIDA.**



LEGEND:

- 4" x 4" CONCRETE MONUMENT, MARKED "ST REGIS" (FOUND)
- 1/2" CAPPED IRON ROD, NUMBER 7174 (SET)
- 3" ROUND CONCRETE MONUMENT, (FOUND)
- 1/2" PLAIN IRON ROD, UNNUMBERED (FOUND)
- 1/2" CAPPED IRON ROD, NUMBER 7312 (FOUND)
- 4" x 4" PLAIN CONCRETE MONUMENT, (FOUND)
- RAILROAD SPIKE, UNNUMBERED (FOUND)
- R/W ~ RIGHT OF WAY
- P.C ~ POINT OF CURVATURE
- (F) ~ FIELD MEASUREMENT/INFORMATION
- (D) ~ DEED / INFORMATION
- 4" HIGH CHAIN LINK FENCE
- 6" HIGH WOOD BOARD FENCE
- 4" HIGH WIRE FENCE
- OVERHEAD UTILITY LINES
- INDICATES NOT TO SCALE
- UTILITY POLE
- ELEV ~ ELEVATION
- B.M ~ BENCHMARK
- S ~ CONTOUR LINE
- BENCHMARK IN VICINITY

CERTIFIED TO:

THAT THE SURVEY SHOWN HEREON MEETS THE FLORIDA MINIMUM TECHNICAL STANDARDS SET FORTH BY THE BOARD OF PROFESSIONAL SURVEYORS & MAPPERS IN THE STATE OF FLORIDA, ACCORDING TO FLORIDA ADMINISTRATIVE CODE, CHAPTER 61G17-6, PURSUANT TO CHAPTER 472.027, FLORIDA STATUTES

MERRILL PARKER SHAW, INC.
 4928 N. DAVIS HIGHWAY, PENSACOLA, FL. 32503
E. Wayne Parker 3/29/07
 E WAYNE PARKER, PROFESSIONAL LAND SURVEYOR
 REGISTRATION NUMBER 3683 CORPORATE NUMBER 7174
 STATE OF FLORIDA

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 E. WAYNE PARKER, P.L.S. NO. 3683, CORPORATE NO. 7174, STATE OF FLORIDA.
MERRILL PARKER SHAW, INC.
 PROFESSIONAL ENGINEERING & SURVEYING SERVICES
 4928 N. DAVIS HWY. PH. (850) 478-4899
 PENSACOLA, FL. 32503 FAX. (850) 478-4824
 FLORIDA CORPORATION NUMBER 7174

REVISIONS		DATE		APPR.	
NO.	DATE	NO.	DATE	NO.	DATE

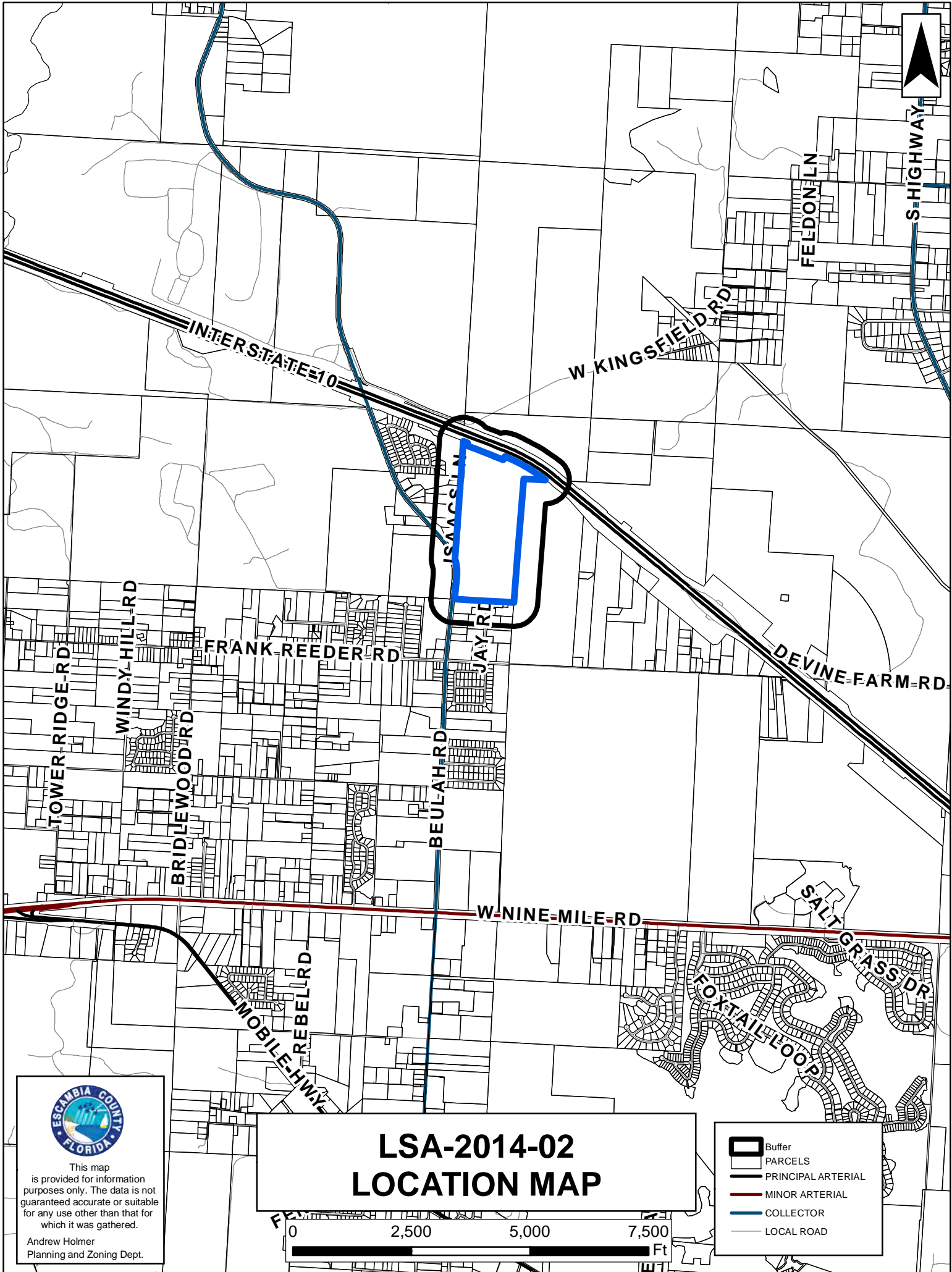
NOT VALID WITHOUT THE SIGNATURE AND SEAL OF A FLORIDA LICENSED SURVEYOR


SCALE	1" = 200'	DRAWN	WPJ	CHECKED	WPJ	DATE	3/26/07
FIELD DATE	9/27/06						FIELD BOOK 122, PAGE 11-17

BOUNDARY SURVEY
 A PORTION OF SECTION 34,
 TOWNSHIP-1-NORTH, RANGE-31-WEST,
 ESCAMBIA COUNTY, FLORIDA.

REQUESTED BY: RICKY WIGGINS
 PREPARED FOR: GARRETT WALTON







JOB NO	SHEET
3055	1 OF 1

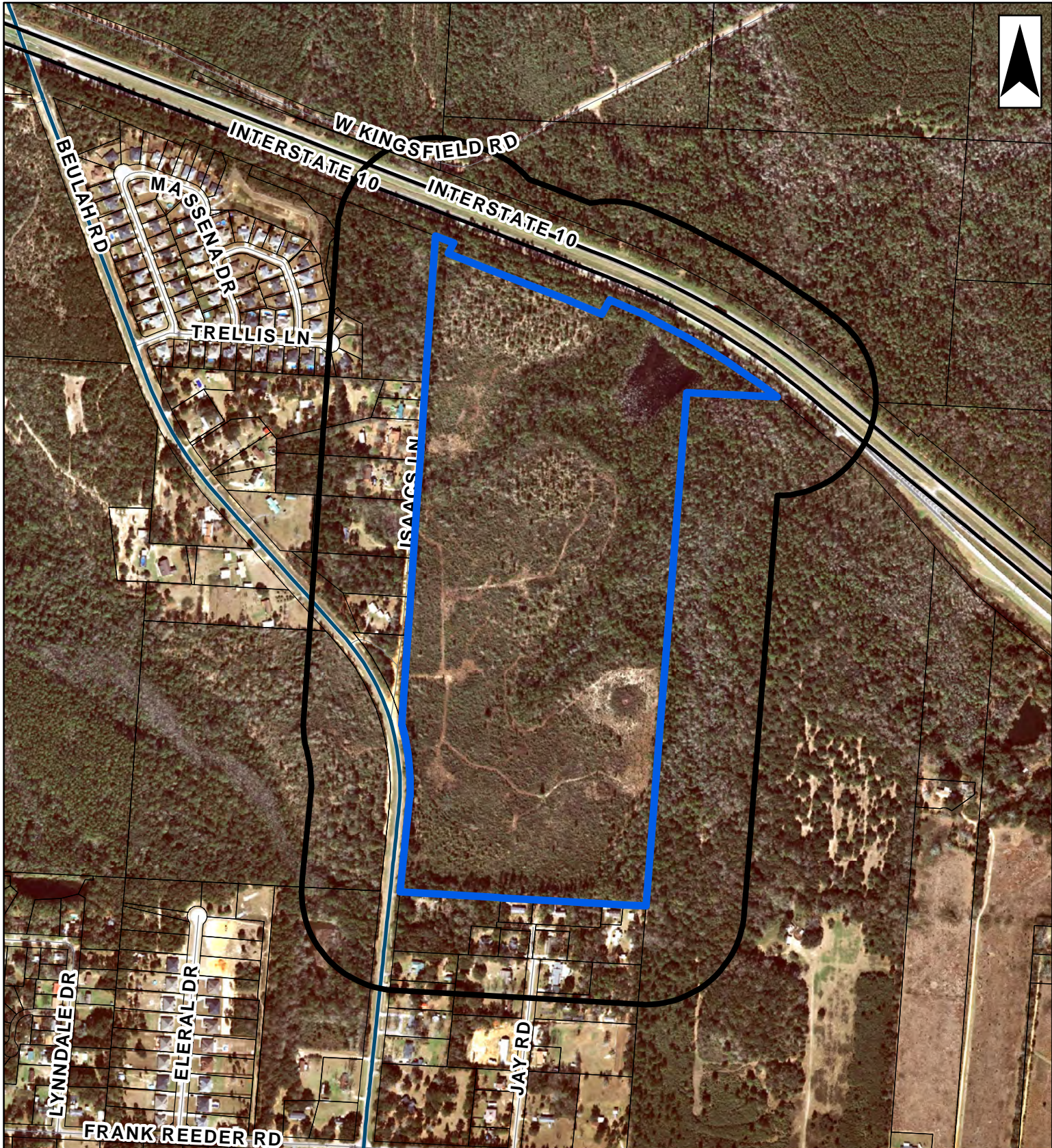



 This map is provided for information purposes only. The data is not guaranteed accurate or suitable for any use other than that for which it was gathered.
 Andrew Holmer
 Planning and Zoning Dept.

LSA-2014-02 LOCATION MAP



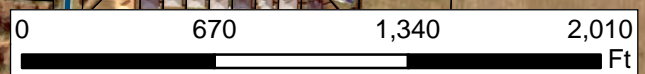
-  Buffer
-  PARCELS
-  PRINCIPAL ARTERIAL
-  MINOR ARTERIAL
-  COLLECTOR
-  LOCAL ROAD



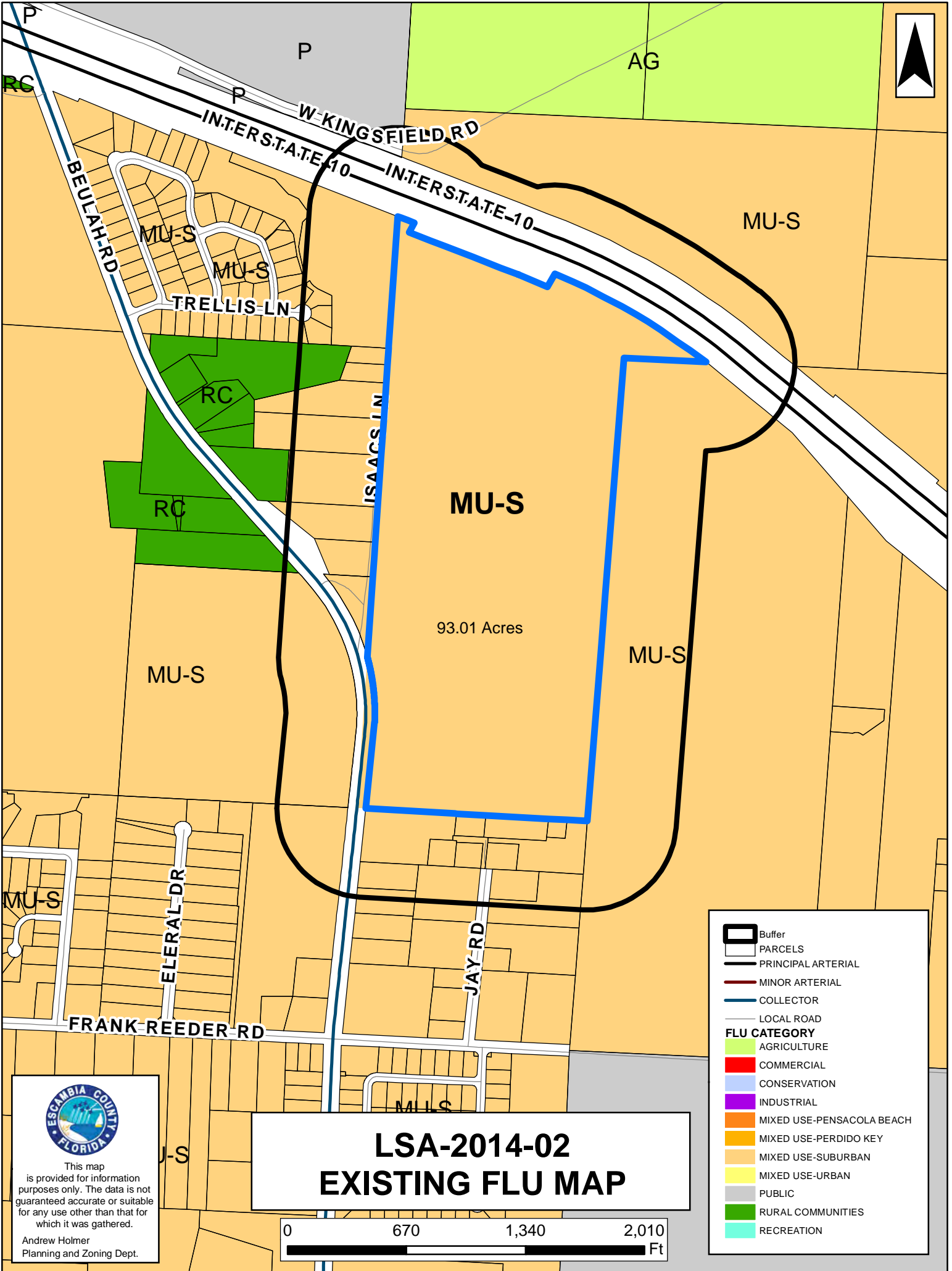
This map is provided for information purposes only. The data is not guaranteed accurate or suitable for any use other than that for which it was gathered.

Andrew Holmer
Planning and Zoning Dept.


LSA-2014-02 AERIAL MAP



Buffer
 PARCELS
 PRINCIPAL ARTERIAL
 MINOR ARTERIAL
 COLLECTOR
 LOCAL ROAD
sde_ras.ESCAMBIA.MOSAIC_2013
RGB
 Red: Band_1
 Green: Band_2
 Blue: Band_3



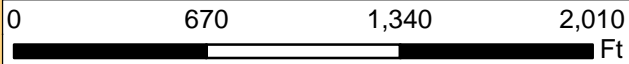
	Buffer
	PARCELS
	PRINCIPAL ARTERIAL
	MINOR ARTERIAL
	COLLECTOR
	LOCAL ROAD
FLU CATEGORY	
	AGRICULTURE
	COMMERCIAL
	CONSERVATION
	INDUSTRIAL
	MIXED USE-PENSACOLA BEACH
	MIXED USE-PERDIDO KEY
	MIXED USE-SUBURBAN
	MIXED USE-URBAN
	PUBLIC
	RURAL COMMUNITIES
	RECREATION

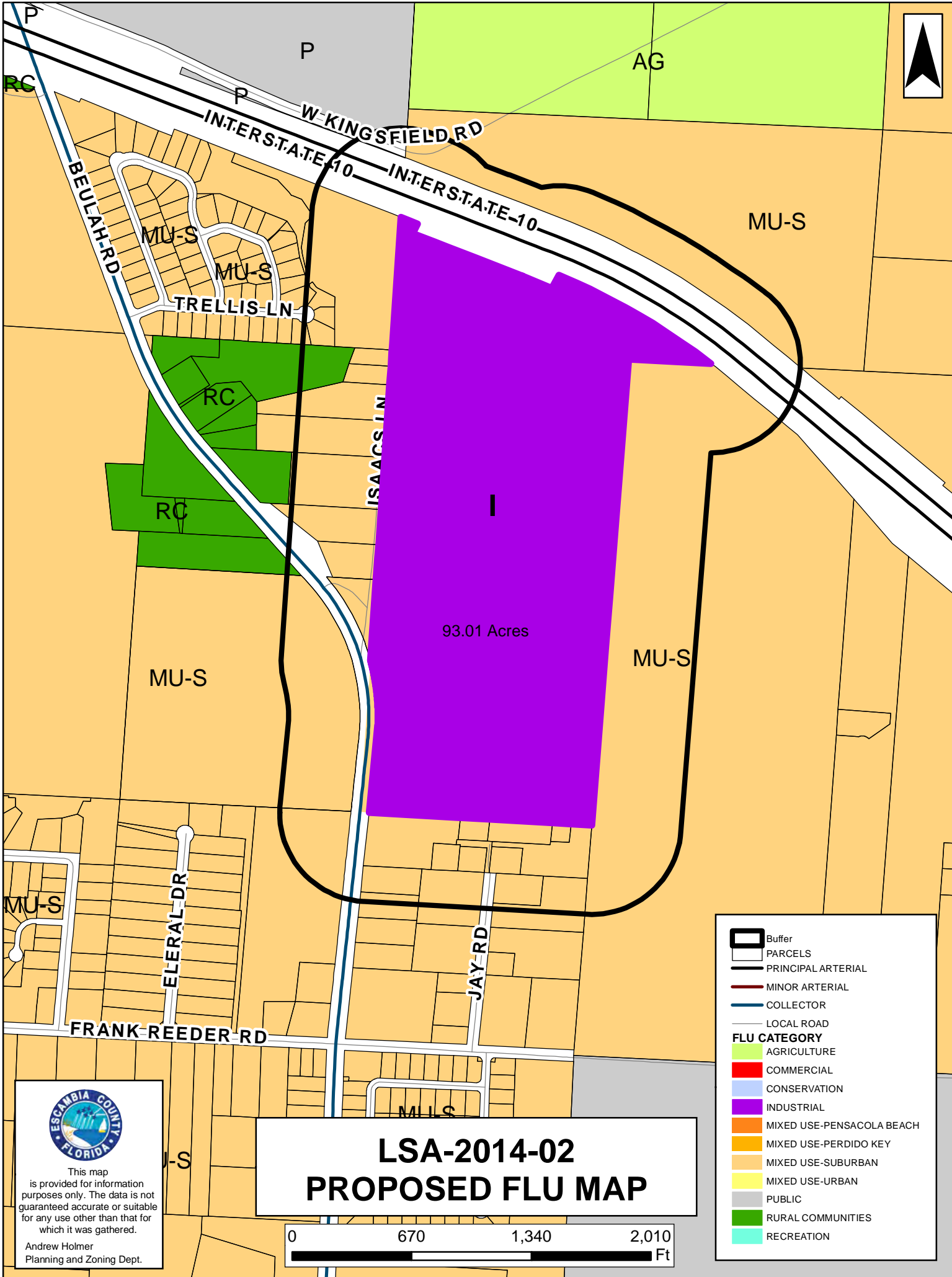


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Andrew Holmer
Planning and Zoning Dept.

LSA-2014-02 EXISTING FLU MAP



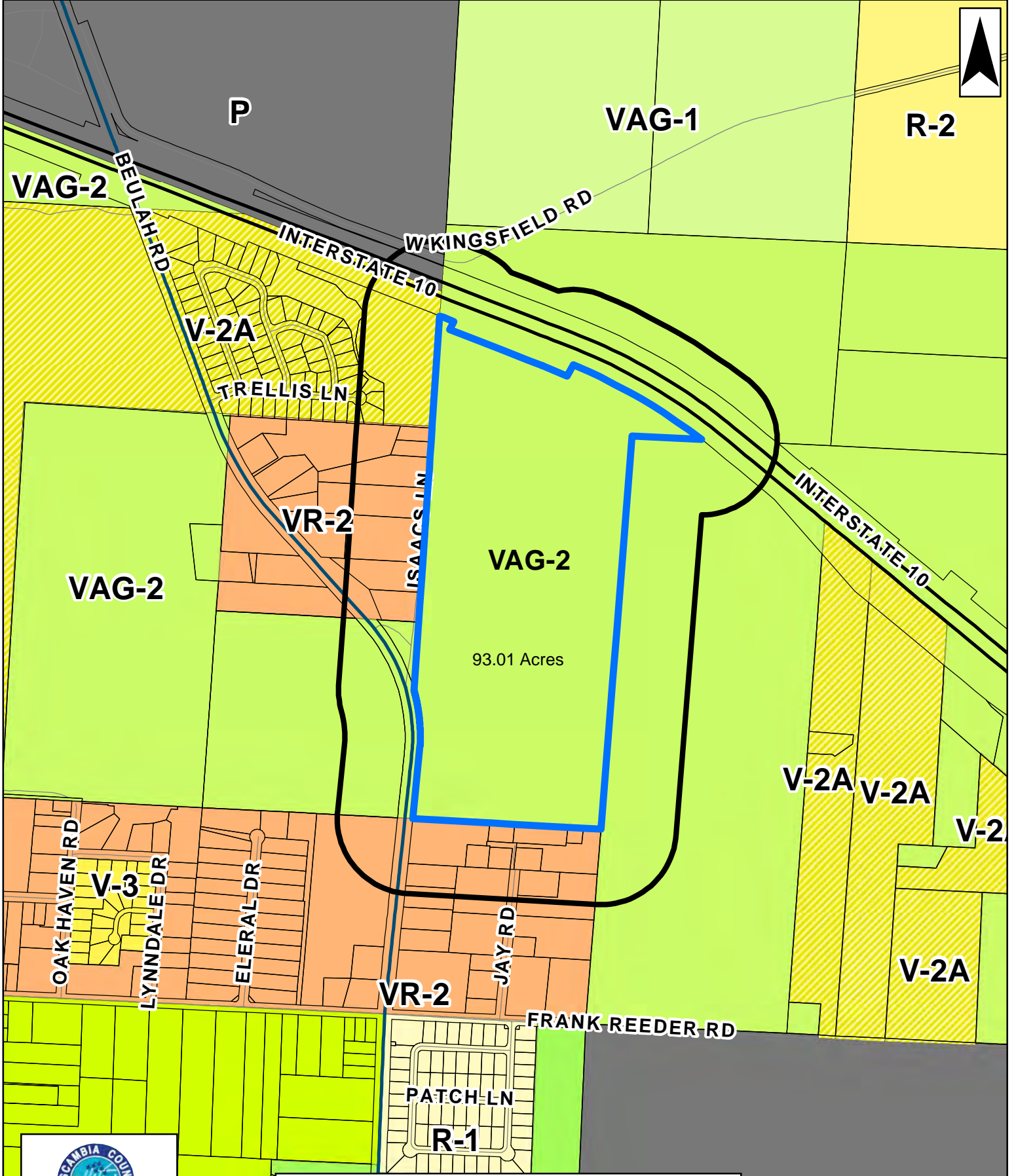


	Buffer
	PARCELS
	PRINCIPAL ARTERIAL
	MINOR ARTERIAL
	COLLECTOR
	LOCAL ROAD
FLU CATEGORY	
	AGRICULTURE
	COMMERCIAL
	CONSERVATION
	INDUSTRIAL
	MIXED USE-PENSACOLA BEACH
	MIXED USE-PERDIDO KEY
	MIXED USE-SUBURBAN
	MIXED USE-URBAN
	PUBLIC
	RURAL COMMUNITIES
	RECREATION


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 Andrew Holmer
 Planning and Zoning Dept.

**LSA-2014-02
 PROPOSED FLU MAP**





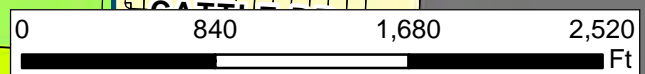
93.01 Acres



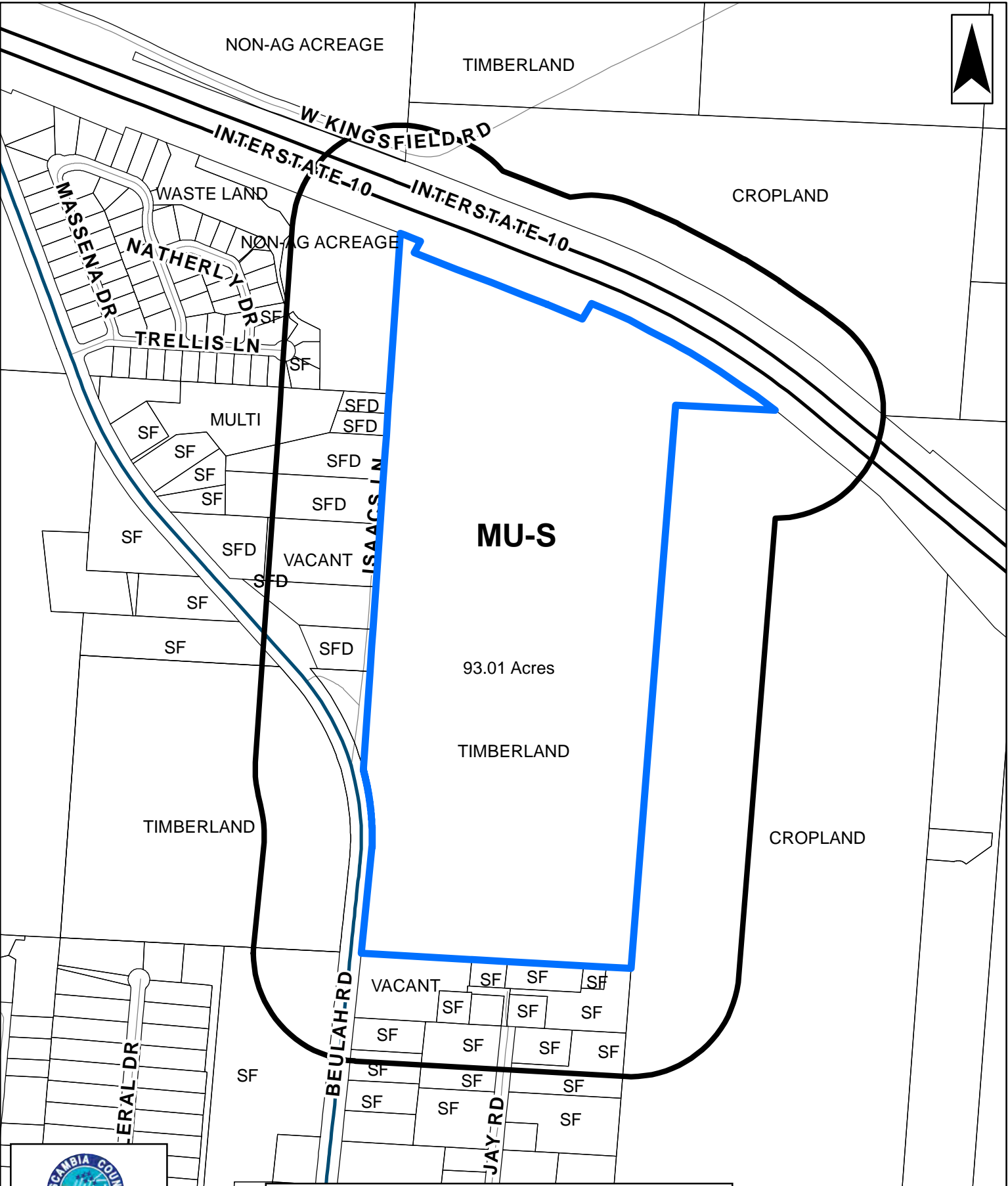
This map is provided for information purposes only. The data is not guaranteed accurate or suitable for any use other than that for which it was gathered.

Andrew Holmer
Planning and Zoning Dept.

LSA-2014-02 ZONING MAP



- Buffer
- PARCELS
- PRINCIPAL ARTERIAL
- MINOR ARTERIAL
- COLLECTOR
- LOCAL ROAD



MU-S

93.01 Acres

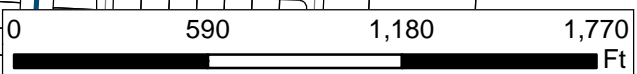
TIMBERLAND



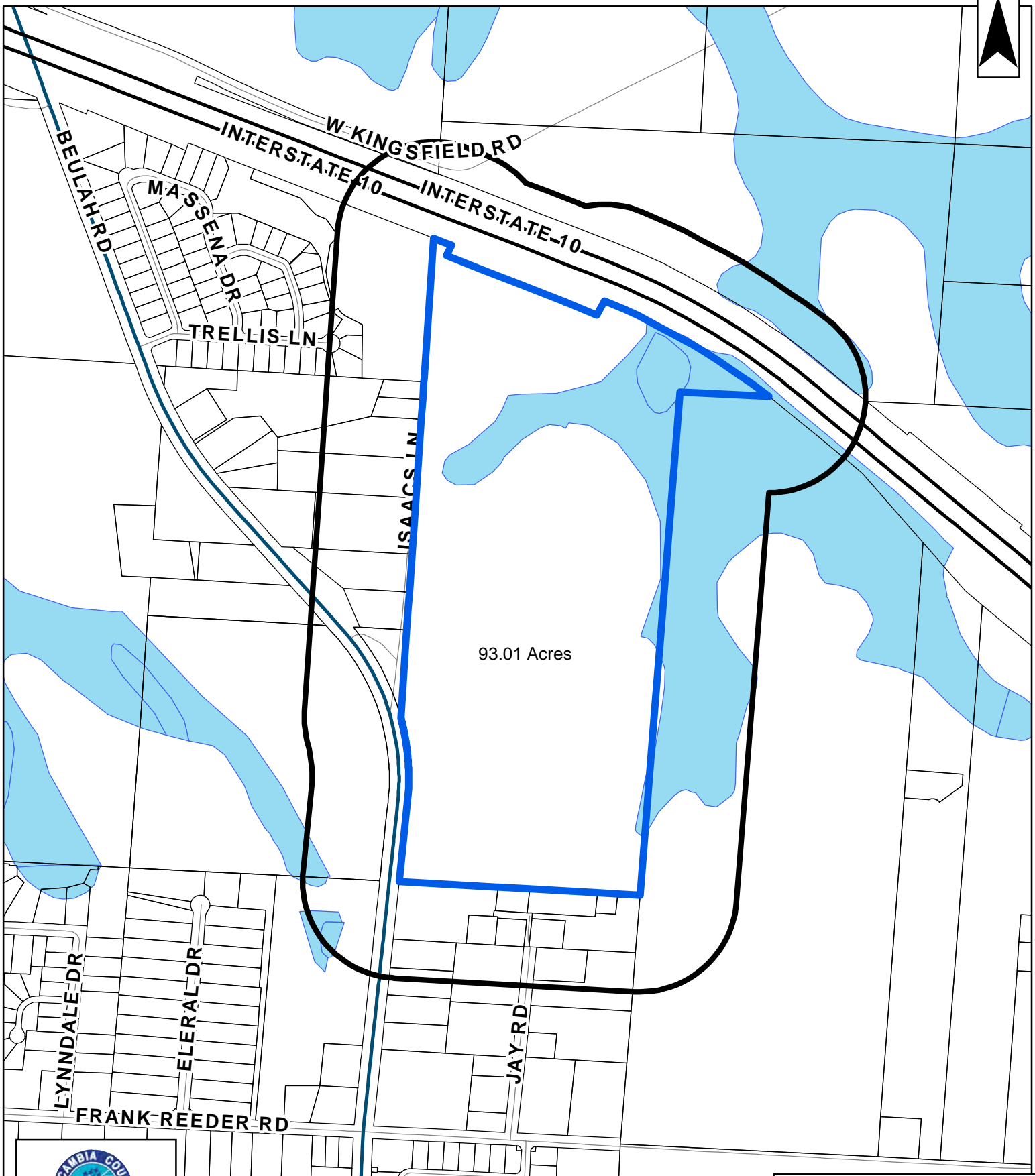
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Andrew Holmer
Planning and Zoning Dept.

LSA-2014-02 EXISTING FLU MAP



- Buffer
- PARCELS
- PRINCIPAL ARTERIAL
- MINOR ARTERIAL
- COLLECTOR
- LOCAL ROAD



93.01 Acres



This map is provided for information purposes only. The data is not guaranteed accurate or suitable for any use other than that for which it was gathered.

Andrew Holmer
Planning and Zoning Dept.

LSA-2014-02 WETLAND MAP



- Buffer
- PARCELS
- sde_vec.ESCAMBIA.WETLANDS_2006
- PRINCIPAL ARTERIAL
- MINOR ARTERIAL
- COLLECTOR
- LOCAL ROAD



W KINGSFIELD RD

INTERSTATE-10
INTERSTATE-10

MASSENA DR
TRELIS LN

ISAACS LN

Airfield Influence Planning District

OAKHAVEN RD
LYNDALE DR

ELERAL DR

JAY RD

FRANK REEDER RD

PATCH LN

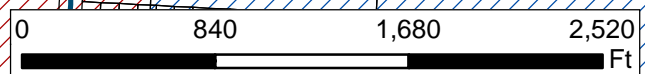
Airfield Influence Planning District



This map is provided for information purposes only. The data is not guaranteed accurate or suitable for any use other than that for which it was gathered.

Andrew Holmer
Planning and Zoning Dept.

LSA-2014-02 AIPD MAP



- Buffer
- PARCELS
- AIPD 1
- AIPD 2
- PRINCIPAL ARTERIAL
- MINOR ARTERIAL
- COLLECTOR
- LOCAL ROAD

Comprehensive Plan Amendment Staff Analysis

General Data

Project Name: LSA 2014-02 – Briar Ridge LLC
Location: 100 Block Isaacs Lane
Parcel #s: 34-1N-31-2101-000-001
Acreage: 93.01 (+/-) acres
Request: From Mixed-Use Suburban (MU-S) to Industrial (I)
Agent: Wiley C. “Buddy” Page, Agent for Bolley L. Johnson

Meeting Dates: Planning Board April 1, 2014
BCC April 29, 2014

Summary of Proposed Amendment:

The agent requests a Future Land Use (FLU) map amendment to change the FLU category of a 93.01 (+/-) acres parcel from Mixed-Use Suburban FLU to Industrial FLU. The zoning designation for the referenced parcel is VAG-2, Village Agriculture District (non-cumulative). The applicant is aware that the current zoning and proposed FLU are not compatible. The applicant plans on submitting a rezoning request at a later time for FLU and Zoning compatibility. The applicant understands that a rezoning approval will be necessary to make the FLU compatible.

The subject parcel can be accessed along Isaacs Lane and Beulah Road. It is located north of SR 10 (US 90A)/West Nine Mile Road and south of Interstate 10. The property is surrounded by heavy vegetation to the north and to the east. Residential homes are located adjacent to the south and across Isaacs lane to the west.

The applicant has indicated that the proposed activity will be for the development of large buildings to facilitate anticipated demand for such space from the growing aviation economic sector.

Land Use Impacts:

Under Comprehensive Plan FLU Policy 1.3.1, Future Land Use categories descriptions, the current Mixed-Use Suburban (MU-S) FLU is intended for a mix of residential and nonresidential uses while promoting compatible infill development and the separation of urban and suburban land uses. Specific allowable uses include residential, retail and services, professional office, recreational facilities, public and civic. The Mixed-Use Suburban FLU does not have any industrial uses allowed and there are no designated intensities for the category.

Staff Analysis: The allowable uses under the proposed Industrial FLU category are intended for an intense mix of industrial development and ancillary office and commercial uses that are deemed to be compatible with adjacent or nearby properties. Industrial areas shall facilitate continued industrial operations within the County and provide jobs and employment security for present and future residents. If the Large Scale Amendment is approved, there will be no residential densities allowed. The Industrial FLU allows for a maximum intensity of 1.0 floor area ratio (FAR).

A rezoning must be established at a later time for a FLU and Zoning compatibility. The applicant understands that a rezoning approval will be necessary to make the FLU compatible. Any proposed improvements within the parcel will be further evaluated during the Site Plan Review process for overall concurrency. No formal projects have been submitted at this time.

Infrastructure Availability:

FLU 1.5.3 New Development and Redevelopment in Built Areas

To promote the efficient use of existing public roads, utilities and service infrastructure, the County will encourage redevelopment in underutilized properties to maximize development densities and intensities located in the Mixed Use-Suburban, Mixed Use-Urban, Commercial and Industrial Future Land Use districts categories (with the exception of residential development).

FLU 2.1.1 Infrastructure Capacities

Urban uses shall be concentrated in the urbanized areas with the most intense development permitted in the Mixed-Use Urban (MU-U) areas and areas with sufficient central water and sewer system capacity to accommodate higher density development. Land use densities may be increased through Comprehensive Plan amendments. This policy is intended to direct higher density urban uses to those areas with infrastructure capacities sufficient to meet demands and to those areas with capacities in excess of current or projected demand. Septic systems remain allowed through Florida Health Department permits where central sewer is not available.

GOAL CMS 1 Concurrency Management System

Escambia County shall adopt a Concurrency Management System to ensure that facilities and services needed to support development are available concurrent with the impacts of such development.

OBJ CMS 1.1 Level of Service Standards

Ensure that Escambia County's adopted Level of Service (LOS) standards for roadways, mass transit, potable water, wastewater, solid waste, stormwater, public schools and recreation will be maintained.

CMS 1.2.1 Concurrency Determination.

The test for concurrency shall be met and the determination of concurrency shall be made prior to the approval of an application for a development order or permit that

contains a specific plan for development, including the densities and intensities of the proposed development. If an applicant fails concurrency, he/she may apply to satisfy the requirements of the concurrency management system through the proportionate fair share program. For applicants participating in the proportionate fair share program, the BCC must approve a proportionate fair share agreement before a certificate of concurrency can be issued. A multi-use Development of Regional Impact (DRI) may satisfy the transportation concurrency requirements of the concurrency management system and of Section 380.06, Florida Statutes, by payment of a proportionate share contribution in accordance with the terms of Section 163.3180(12), Florida Statutes.

CON 1.2.3 Industrial Use Impacts. *Industrial land uses shall minimize their negative impacts on air quality. When incompatible with neighboring or proximate residential, conservation, or environmentally sensitive areas, industrial land uses shall be directed to alternative sites where their impacts are minimized.*

Potable Water

The agent's application packet contains a letter from the Emerald Coast Utility Authority, stating that potable water service is available in the area of the proposed amendment. The applicant stated in the narrative that current consultation with ECUA is in progress, in order to coordinate site and system improvements and potential update requirements.

Staff Analysis: Emerald Coast Utilities Authority (ECUA) standard for non-residential uses, the LOS requirements shall be based upon an Equivalent Residential Connection (ERC) to be calculated by the service provider at the time of application. Once the project is submitted and in coordination with ECUA, all of the LOS standards will be evaluated, during the Site Plan Review process.

Sanitary Sewer The applicant stated in their analysis that ECUA has available capacity to provide sanitary sewer service to the site. The agent is currently coordinating with ECUA on system requirements and potential upgrades.

Staff Analysis: The adopted level of service standards for sanitary sewer established in Comprehensive Plan Policy INF 1.1.9 states that the LOS requirements shall be based upon an equivalent residential connection calculated by the provider. The applicant must coordinate with the local provider to ensure capacity is available for the project. Once the project is submitted, all of the LOS will have to be achieved and the project will be further evaluated during the Site Plan Review process.

Solid Waste Disposal

The agent stated that the proposed project will use ECUA for solid waste disposal.

Staff Analysis: As established in Comprehensive Plan policy INF 2.1.4, the adopted LOS standard for solid waste disposal in the county is six pounds per capita per day. The Perdido Landfill current build-out of the 424-acre landfill facility is 74 acres. Based

on population growth projections and estimated annual Class 1 municipal solid waste (MSW) received, the estimated remaining life of the landfill is 70 years. Once the project is submitted, all of the LOS will be evaluated during the Site Plan Review process.

Stormwater Management

Comprehensive Plan Policy INF 3.1.9 establishes the following minimum level of service standards for drainage:

- a. The post development run-off rate shall not exceed the pre-development run-off rate for a 25-year storm event, up to and including an event with greatest intensity. However, the County Engineer may reduce detention/retention storage requirements for developments that provide a direct discharge of treated stormwater to the Gulf of Mexico, Escambia Bay, Pensacola Bay, or Perdido Bay.*
- b. Compliance with environmental resource permitting and other stormwater design and performance standards of the Florida Department of Environmental Protection and Northwest Florida Water Management District as prescribed in the Florida Administrative Code.*
- c. The contribution of the new development to any existing, functioning area-wide drainage system shall not degrade the ability of the area-wide system to adequately retain/detain/store and control stormwater run-off.*
- d. The design and construction for all major channels of stormwater systems under arterial and collector roads shall be predicated upon, and designed to control stormwater from, at least a 100-year storm event.*

The agent stated that at time of application, storm water management plans will be submitted for concurrency evaluation.

Staff Analysis: The applicant must ensure that all of the required State and Federal agencies are contacted and that the required permits are obtained. The presence of sensitive lands on site may require a more in-depth assessment by the agencies involved. The County stormwater engineer will evaluate the proposed project to ensure all of the stormwater management standards are met. Once the project is formally submitted, all of the LOS will be evaluated during the site plan review process.

Traffic Concurrency

*Under Comp Plan CMS 1.1.2 **Primary Tasks.** The County Administrator, or designee, shall be responsible for the five primary tasks described below:*

- a. Maintaining an inventory of existing public facilities and capacities or deficiencies;*
- b. Determining concurrency of proposed development that does not require BCC approval;*
- c. Providing advisory concurrency assessments and recommending conditions of approval to the BCC for those applications for development orders that require BCC approval;*
- d. Reporting the status of all public facilities covered under this system to the BCC and recommending a schedule of improvements for those public facilities found to have*

existing deficiencies; and

e. Administering the Proportionate Fair Share Program as outlined in the Land Development Code (LDC) and the Escambia County Concurrency Management System Procedure Manual, if the County CMS-1 and an applicant choose to utilize this program to mitigate transportation impacts on transportation facilities found to have deficient capacity during the process of testing for concurrency.

The application documents state that the proposed development will not degrade Beulah Road which is a 100' wide collector County maintained roadway. Given that the site has much of its developable portions in the middle and southerly areas, ingress and egress will likely be directly onto Beulah Road near the most southwestern corner of the site.

Staff Analysis: The anticipated impact to the local (County) roadways affected by this proposed development with a FLU designation of (I) would have less of a traffic impact than the allowable development of the site under the current FLU (MU-S) where several improvements may be required. Traffic impacts surrounding roadways have not been analyzed at this stage of development. A traffic impact study will be required during the development review process according to Article 5 of the Land Development Code.

Future developments will pay all costs and construct all roads within the development as well as existing and proposed access roads (internal and external) to Escambia County or FDOT standards so that the roads, upon construction, may be accepted into county or state road system. Escambia County will consider public-private partnerships (P-3s) as a valid mechanism to obtain transportation funding.

Once the project is submitted, all of the LOS will be evaluated during the Site Plan Review process.

Recreation and Open Space

Escambia County Comprehensive Plan, Section 3.04, Definitions.

Open space: Land or portions of land preserved and protected, whether public or privately owned and perpetually maintained and retained for active or passive recreation, for resource protection, or to meet lot coverage requirements. The term includes, but is not limited to, required yards, developed recreation areas and improved recreation facilities, natural and landscaped areas, and common areas.

REC1.3.2 Open Space Requirements. *Escambia County shall require the provision of open space by private development when such development is a planned unit development, a multi-family development, a mixed use commercial area or other similar types of development where relatively large land areas are involved. The requirements shall be contained within the LDC. All development projects of five acres or more shall be required to provide open space within the development or contribute to a fund therefore. Nothing in this policy shall be interpreted to eliminate the provision of open space for all projects as required by County regulations.*

The applicant stated that the proposed project with which the parcel is associated does not anticipated that this proposed request will have any impact upon the recreational resources of the County. Considerable wetland acreage will be preserved in its natural open state.

Staff Analysis: Once the project is submitted, all of the LOS will be evaluated during the Site Plan Review process. The proposed future development will have to meet the existing adopted open space and recreation requirements of the LDC.

Schools

OBJ PSF 2.1 Level of Service Standards

The narrative from the applicant states that he has not requested a letter identifying potential development impacts for school facilities due to the proposed FLUM amendment to Industrial would prohibit residential development, while the existing FLUM designation of MU-S allows for residential development. Therefore, this proposed amendment would be anticipated to lessen potential impacts on school related services.

Staff Analysis: Representatives from the Escambia County School District will review and comment on all proposals that could have an impact in the projected school capacities and LOS. As a non-residential development, it is anticipated that this proposed use will not have any impact upon the school resources in the County.

SUMMARY: Staff concludes that the proposed development will satisfy all of the requirements listed within the infrastructure analysis.

ANALYSIS OF SUITABILITY

Suitability: *The degree to which the existing characteristics and limitations of land and water are compatible with a proposed use or development.*

Impact on Wellheads, Historically Significant Sites and the Natural Environment: Wellheads:

CON 1.4.1 Wellhead Protection. *Escambia County shall provide comprehensive wellhead protection from potential adverse impacts to current and future public water supplies. The provisions shall establish specific wellhead protection areas and address incompatible land uses, including prohibited activities and materials, within those areas.*

The applicant provided a Well Head Proximity Map that shows there is no well head within 3 miles of the site.

Staff Analysis: Further evaluation by the Environmental Division and ECUA will be required to ensure standards for wellhead protection areas will be maintained. Once the project is submitted, all of the LOS will be evaluated during the Site Plan Review process.

Historically Significant Sites

FLU 1.2.1 State Assistance. Escambia County shall utilize all available resources of the Florida Department of State, Division of Historical Resources in the identification of archeological and/or historic sites or structures within the County. The County will utilize guidance, direction and technical assistance received from this agency to develop provisions and regulations for the preservation and protection of such sites and structures. In addition, the County will utilize assistance from this agency together with other sources, such as the University of West Florida, in identifying newly discovered historic or archaeological resources. The identification will include an analysis to determine the significance of the resource.

The applicant stated it will assist in any way possible, however did not provide any site requested information from the State of Florida Division of Historical Resources (DHR), or the University of West Florida to identify any historic or archaeological resources.

Staff Analysis: Staff was not provided with any historical information from the applicant.

Wetlands

CON 1.1.2 Wetland and Habitat Indicators. Escambia County has adopted and will use the National Wetlands Inventory Map, the Escambia County Soils Survey, and the Florida Fish and Wildlife Conservation Commission's (FFWCC) LANDSAT imagery as indicators of the potential presence of wetlands or listed wildlife habitat in the review of applications for development approval.

The north and easterly side of the site have been identified with wetlands and hydric soils using Escambia County GIS layers.

Staff Analysis:

The applicant has not provided staff with any evaluation of wetlands information. Staff's review of the County's GIS layer shows a large amount of wetlands on the northern and eastern side of the parcel. The applicant must ensure that all of the required State and Federal agencies are contacted and that the required permits are obtained. The presence of sensitive lands on site may require a more in-depth evaluation by the agencies involved. Escambia County staff will evaluate the proposed project to ensure all of the standards for wetlands protection indicated in the LDC, are met. Once the project is formally submitted, it will be evaluated during the Site Plan Review process.

SUMMARY: The proposed project shall avoid any potential impacts to environmentally sensitive areas and should preserve the natural function of wetlands and natural resources on the subject parcel. Staff will need a more in-depth evaluation of the land to conclude that the proposed development could satisfy all of the requirements listed within the suitability analysis.

Urban Sprawl:

A development pattern characterized by low density, automobile-dependent development with either a single use or multiple uses that are not functionally related, requiring the extension of public facilities and services in an inefficient manner, and failing to provide a clear separation between urban and rural uses.

1. Directs or locates economic growth and associated land development to geographic areas of the community in a manner that does not have an adverse impact on and protects natural resources and ecosystems.

The proposed amendment is part of a strategy directing this type of intense development to the central part of the county, away from sensitive coastal areas to the South, and USDA prime soils and farmlands to the North; The proposed Industrial use expansion will direct economic growth and the associated land development to an area that will complement the existing growth patterns of development in the vicinity of the property, thereby minimizing the adverse impacts to natural resources and the existing ecosystems.

2. Promotes the efficient and cost-effective provision or extension of public infrastructure and services.

The proposed amendment is in close proximity to the extensive infrastructure that is accessed by other similar uses within the area. The development promotes the principle of good development by taking advantage of an existing roads and interstate highway as a close proximity for development and is aimed at reducing the capital and operating costs of providing public infrastructure. As a result of the proximity to similar existing uses, the proposed amendment would reduce transportation costs, including the per capita costs to consumers to own and operate vehicles, road and parking facility costs, traffic accidents and pollution emissions.

3. Promotes conservation of water and energy.

The proposed amendment will ensure that the proposed development is conducted in an efficient manner. Specifically, the proximity of the subject property to other existing development will provide for an efficient integration of infrastructure and services that will conserve both water and energy.

4. Creates a balance of land uses based upon demands of residential population for the nonresidential needs of an area.

The amendment will allow for a comprehensive mix of uses that will result in a compatible blend between the existing recreational amenities and any proposed development.

Staff Analysis: It appears that the proposed amendment has met four of the eight criteria to discourage the proliferation of urban sprawl.

Comprehensive Plan Consistency and Relevant Policies:

Urban Sprawl:

A development pattern characterized by low density, automobile-dependent development with either a single use or multiple uses that are not functionally related, requiring the extension of public facilities and services in an inefficient manner and failing to provide a clear separation between urban and rural uses.

FLU 1.3 Future Land Use Map Designations:

“Designate land uses on FLUM to discourage urban sprawl, promote mixed use, compact development in urban areas, and support development compatible with the protection and preservation of rural areas.”

Mixed Use Urban Future Land Use Category:

FLU 1.3.1 states that the Industrial FLU “provides for and allows for a mix of industrial development and ancillary office and commercial uses that are deemed to be compatible with adjacent or nearby properties. Industrial areas shall facilitate continued industrial operations within the County and provide jobs and employment security for present and future residents.”

Staff Analysis: As previously elaborated, the site has been evaluated for potable water, sanitary sewer, solid waste disposal, stormwater management, and traffic concurrency. The adopted levels of service would appear to be maintained with the proposed industrial development of the parcel. If the amendment is approved, the parcel must go through the quasi-judicial rezoning process. The completed application packet will then be reviewed and evaluated for concurrency as part of the Site Development Review process.



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

Planning Board-Regular

5. A.

Meeting Date: 04/01/2014

Issue: LSA-2014-02

From: Horace Jones, Interim Department Director

Organization: Development Services

RECOMMENDATION:

A Public Hearing Concerning the Review of an Ordinance Amending the 2030 Future Land Use Map

That the Board review and recommend to the Board of County Commissioners (BCC) for transmittal to the Department of Economic Opportunity, an Ordinance Amending the 2030 Future Land Use Map.

BACKGROUND:

The agent requests a Future Land Use (FLU) map amendment to change the FLU category of a 93.01 (+/-) acres parcel from Mixed-Use Suburban FLU to Industrial FLU. The zoning designation for the referenced parcel is VAG-2, Village Agriculture District (non-cumulative). The applicant is aware that the current zoning and proposed FLU are not compatible. The applicant plans on submitting a rezoning request at a later time for FLU and Zoning compatibility. The applicant understands that a rezoning approval will be necessary to make the FLU compatible.

BUDGETARY IMPACT:

No budgetary impact is anticipated by the adoption of this Ordinance.

LEGAL CONSIDERATIONS/SIGN-OFF:

The attached Ordinance has been reviewed and approved for legal sufficiency by Ryan Ross, Assistant County Attorney. Any recommended legal comments are attached herein.

PERSONNEL:

No additional personnel are required for implementation of this Ordinance.

POLICY/REQUIREMENT FOR BOARD ACTION:

The proposed Ordinance is consistent with the Board's goal "to increase citizen involvement in, access to, and approval of, County government activities."

IMPLEMENTATION/COORDINATION:

Implementation of this Ordinance will consist of an amendment to the LDC and distribution of a copy of the adopted Ordinance to interested citizens and staff.

The proposed Ordinance was prepared in cooperation with the Development Services Department, the County Attorney's Office and all interested citizens. The Development Services Department will ensure proper advertisement.

Attachments

Draft Ordinance1A

Application Package

MAPS

Staff Analysis

LEGAL REVIEW

(COUNTY DEPARTMENT USE ONLY)

Document: LSA-2014-02

Date: 3/10/14

Date requested back by: 3/14/14

Requested by: John Fisher/Juan Lemos

Phone Number: 595-4651



(LEGAL USE ONLY)

Legal Review by Ryan E. Ross, Asst. County Attorney

Date Received: 3/10/14

XXX Approved as to form and legal sufficiency.

 Not approved.

 Make subject to legal signoff.

Additional comments:

ORDINANCE NUMBER 2014-____

AN ORDINANCE OF ESCAMBIA COUNTY, FLORIDA, AMENDING PART II OF THE ESCAMBIA COUNTY CODE OF ORDINANCES, THE ESCAMBIA COUNTY COMPREHENSIVE PLAN: 2030, AS AMENDED; AMENDING CHAPTER 7, "THE FUTURE LAND USE ELEMENT," PROVIDING FOR AN AMENDMENT TO THE 2030 FUTURE LAND USE MAP, CHANGING THE FUTURE LAND USE CATEGORY OF A PARCEL WITHIN SECTION 34, TOWNSHIP 1N, RANGE 31W, PARCEL NUMBER 2101-000-001, TOTALING 93.01 ACRES, LOCATED OFF 100 BLOCK OF ISAAC'S LANE SOUTH OF INTERSTATE 10 AND NORTH OF NINE MILE ROAD, FROM MIXED-USE SUBURBAN (MU-S) TO INDUSTRIAL (I); PROVIDING FOR A TITLE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Chapter 163, Part II, Florida Statutes, Escambia County adopted its Comprehensive Plan on January 20, 2011; and

WHEREAS, Chapter 125, Florida Statutes, empowers the Board of County Commissioners of Escambia County, Florida to prepare, amend and enforce comprehensive plans for the development of the County; and

WHEREAS, the Escambia County Planning Board conducted a public hearing and forwarded a recommendation to the Board of County Commissioners to approve changes (amendments) to the Comprehensive Plan; and

WHEREAS, the Board of County Commissioners of Escambia County, Florida finds that the adoption of this amendment is in the best interest of the County and its citizens;

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Escambia County, Florida, as follows:

Section 1. Purpose and Intent

This Ordinance is enacted to carry out the purpose and intent of, and exercise the authority set out in, the Community Planning Act, Sections 163.3161 through 163.3215, Florida Statutes.

Section 2. Title of Comprehensive Plan Amendment

This Comprehensive Plan amendment shall be entitled – "Large Scale Amendment 2014-02."

Section 3. Changes to the 2030 Future Land Use Map

The 2030 Future Land Use Map, as adopted by reference and codified in Part II of the Escambia County Code of Ordinances, the Escambia County Comprehensive Plan: 2030, as amended; Chapter 7, "Future Land Use Element," Policy FLU 1.1.1; and all notations, references and information shown thereon, is further amended to include the following future land use change:

Parcel identification number 34-1N-31-2101-000-001, totaling 93.01 acres, as more particularly described by Merrill Parker Shaw, Inc., Professional Engineering & Surveying Services, in the boundary survey dated March 26, 2007, attached as Exhibit A, from Mixed-Use Suburban (MU-S) to Industrial (I).

Section 4. Severability

If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any Court of competent jurisdiction, the holding shall in no way affect the validity of the remaining portions of this Ordinance.

Section 5. Inclusion in the Code

It is the intention of the Board of County Commissioners that the provisions of this Ordinance shall be codified as required by Section 125.68, Florida Statutes, and that the sections, subsections and other provisions of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

Section 6. Effective Date

Pursuant to Section 163.3184(3)(c) 4, Florida Statutes, this Ordinance shall not become effective until 31 days after the Department of Economic Opportunity notifies Escambia County that the plan amendment package is complete. If timely challenged, this Ordinance shall not become effective until the Department of Economic Opportunity or the Administration Commission enters a final order determining the Ordinance to be in compliance.

DONE AND ENACTED this _____ day of _____, 2014.

BOARD OF COUNTY COMMISSIONERS
OF ESCAMBIA COUNTY, FLORIDA

By: _____
Lumon J. May, Chairman

ATTEST: PAM CHILDERS
CLERK OF THE CIRCUIT COURT

By: _____
Deputy Clerk

(SEAL)

ENACTED:

FILED WITH THE DEPARTMENT OF STATE:

EFFECTIVE DATE:



Development Services Department
Building Inspections Division
3363 West Park Place
Pensacola, Florida, 32505
(850) 595-3550
Molino Office - (850) 587-5770

RECEIPT

Receipt No. : **601417**

Date Issued. : 03/07/2014

Cashier ID : GELAWREN

Application No. : PPB140300004

Project Name : LSA 2014-02

PAYMENT INFO

Method of Payment	Reference Document	Amount Paid	Comment
Check			
	T-138	\$3,964.50	App ID : PPB140300004
		\$3,964.50	Total Check

Received From : BRIAR RIDGE LLC

Total Receipt Amount : **\$3,964.50**

Change Due : \$0.00

APPLICATION INFO

Application #	Invoice #	Invoice Amt	Balance	Job Address
PPB140300004	693293	3,964.50	\$0.00	10001 ISAACS LN, PENSACOLA, FL, 32526

Total Amount :	3,964.50	\$0.00	Balance Due on this/these Application(s) as of 3/11/2014
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BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-5936

Growth Management Report 12. 3.

BCC Regular Meeting

Public Hearing

Meeting Date: 04/29/2014

Issue: 5:46 p.m. - A Public Hearing - LSA-2014-02 100 Blk Isaacs Lane

From: Horace Jones, Interim Department Director

Organization: Development Services

RECOMMENDATION:

5:46 p.m. - A Public Hearing Concerning the Review of an Ordinance Amending the 2030 Future Land Use Map for LSA-2014-02

That the Board of County Commissioners (BCC) approve for transmittal to the Department of Economic Opportunity, the Large Scale Amendment (LSA) 2014-02.

At the April 1, 2014, Planning Board Meeting, the Board recommended approval to the BCC.

BACKGROUND:

The agent requests a Future Land Use (FLU) map amendment to change the FLU category of a 93.01 (+/-) acres parcel from Mixed-Use Suburban FLU to Industrial FLU. The zoning designation for the referenced parcel is VAG-2, Village Agriculture District (non-cumulative). The applicant is aware that the current zoning and proposed FLU are not compatible. The applicant plans on submitting a rezoning request at a later time for FLU and Zoning compatibility. The applicant understands that a rezoning approval will be necessary to make the FLU compatible.

BUDGETARY IMPACT:

No budgetary impact is anticipated by the adoption of this Ordinance.

LEGAL CONSIDERATIONS/SIGN-OFF:

The attached Ordinance has been reviewed and approved for legal sufficiency by Ryan Ross, Assistant County Attorney. Any recommended legal comments are attached herein.

PERSONNEL:

No additional personnel are required for implementation of this Ordinance.

POLICY/REQUIREMENT FOR BOARD ACTION:

The proposed Ordinance is consistent with the Board's goal "to increase citizen involvement in, access to, and approval of, County government activities."

IMPLEMENTATION/COORDINATION:

Implementation of this Ordinance will consist of an amendment to the Future Land Use Map and distribution of a copy of the adopted Ordinance to interested citizens and staff.

The proposed Ordinance was prepared in cooperation with the Development Services Department, the County Attorney's Office and all interested citizens. The Development Services Department will ensure proper advertisement.

Attachments

Draft Ordinance1A

Exhibit A - Boundary Survey

Staff Analysis

Maps



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6414 **Growth Management Report** **11. 1.**
BCC Regular Meeting **Action**
Meeting Date: 07/10/2014
Issue: At-Large Appointment to the Escambia County Planning Board
From: Horace Jones, Interim Department Director
Organization: Development Services

RECOMMENDATION:

Recommendation Concerning an At-Large Appointment to the Planning Board

That the Board take the following action concerning an at-large appointment to the Escambia County Planning Board, to fill the unexpired term of Mr. David Woodward, effective July 10, 2014, through April 4, 2015:

A. Appoint Rodger Lowery;

OR

B. Appoint Timothy Bryan.

BACKGROUND:

The Escambia County Land Development Code, Article 2, Section 2.12.02 and 2.12.03 specify two-year staggered terms of office for at-large members of the Planning Board. On April 5, 2012 Mr. Woodward was appointed to fill the unexpired term of Steven Barry, effective April 5, 2012, through April 15, 2013. On April 2, 2013 Mr. Woodward was reappointed to serve a two-year term, effective April 5, 2013, through April 4, 2015. Mr. Woodward resigned on May 9, 2014.

Mr. Lowery and Mr. Bryan have expressed a desire to serve on the Planning Board. Their resumes are attached for your review.

BUDGETARY IMPACT:

No budgetary impact are expected as a result of the recommended Board action.

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

No additional personnel are anticipated for the implementation of this recommended Board action.

POLICY/REQUIREMENT FOR BOARD ACTION:

In accordance with the Section 1, B.1 Appointment Policy and Procedures, the Board of County Commissioners' Policy Manual, Board approval is required for all appointment/reappointments to Boards/Committees established by the Board of County Commissioners. The requested action complies with the LDC Article 2, Section 2.12.02 and Section 2.12.03, pertaining to terms of office for at-large members of the Planning Board.

IMPLEMENTATION/COORDINATION:

Upon appointment of the at-large member by the Board, the appointee will serve the required terms of office and fulfill the duties

Attachments

Rodger Lowery Email, Letter and Resume

Timothy Bryan Email, Letter and Resume

Ballot - Planning Board At-Large

Judy H. Witterstaeter

From: Rodger Lowery [rlowery@flag1.net]
Sent: Tuesday, February 18, 2014 10:51 AM
To: Judy H. Witterstaeter
Subject: FW: Escambia County Board of Adjustment and Planning Board Appointment
Attachments: Letter for Consideration of Appointment to County Boards to County Commissioners.pdf;
Resume.pdf

Judy,

Please let me know if you receive this e-mail.

Thanks,

Rodger K. Lowery, MAI
Fruitticher-Lowery Appraisal Group, Inc.
3000 Langley Avenue, Suite 402
Pensacola, Florida 32504
Phone (850) 477-0419, ext. 101
Fax (850) 477-7931

From: Rodger Lowery [mailto:rlowery@flag1.net]
Sent: Tuesday, February 18, 2014 10:34 AM
To: 'jhw@myescambia.com'
Subject: Escambia County Board of Adjustment and Planning Board Appointment

Commissioners,

Please accept the attached letter and resume as my interest in serving one of the two boards noted above. Once you have had a chance to review, if you have any questions please do not hesitate to e-mail or call my cell at (850) 982-9032. Thanks for your consideration and I look forward to working in service for the community.

Respectfully submitted,

Rodger K. Lowery, MAI
Fruitticher-Lowery Appraisal Group, Inc.
3000 Langley Avenue, Suite 402
Pensacola, Florida 32504
Phone (850) 477-0419, ext. 101
Fax (850) 477-7931



FRUITTICHER - LOWERY
APPRAISAL GROUP

3000 LANGLEY AVENUE * SUITE 402 * PENSACOLA, FLORIDA 32504 * (850) 477- 0419 * FAX (850) 477-7931
www.fruitticherloweryappraisalgroup.com

February 18, 2014

County Commissioners
Escambia County Commission
221 Palafox Place, Suite 400
Pensacola, Florida 32502

Dear Commissioners,

As a native of the Pensacola area and an established business owner in the community, I would like to submit this letter and my qualifications for consideration of appointment to the County Planning Board or the County Board of Adjustments. It is my understanding that the Commissioners will be considering appointments as needed and these are two Boards I would be interested in serving.

My qualifications or resume include being co-owner of the Fruitticher-Lowery Appraisal Group in Pensacola since 1997 and have worked as a commercial and residential real estate appraiser in the area since 1991. I also remain a licensed real estate broker and have been involved in several projects over the years. Primarily my services have included the valuation of residential and commercial properties throughout the area to include existing and proposed developments.

In addition to my day-to-day operations, I have served on several civic boards as well as the City of Pensacola's Zoning Board of Adjustment for approximately eight years from 1998 to 2006. The combination of my experience with the Zoning Board of Adjustment as well as my knowledge and experience with the impacts, or lack thereof, of new development on surrounding properties would be a benefit to the two County Boards requested.

I am attaching a copy of my qualifications as an appraiser which also indicates the various boards that I have served. Please accept this letter as a request to serve the residents of our County on either of the two Boards. If additional information is needed to support my qualifications for service, please do not hesitate to call or e-mail and I will respond

RODGER K.LOWERY, MAI
State-Certified General Real Estate Appraiser
FL #RZ0001922 * AL #G00445

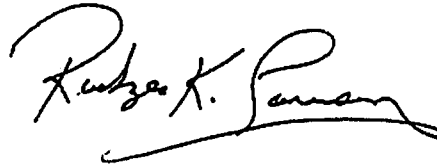


TOM FRUITTICHER, MAI
State-Certified General Real Estate Appraiser
FL #RZ0002029 * AL #G00788

County Commissioners
February 18, 2014
Page Two

immediately. Thank you for your consideration and I look forward to the possible service to our community.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Rodger K. Lowery". The signature is fluid and cursive, with a long horizontal flourish at the end.

Rodger K. Lowery
RLowery@FLAG1.Net
800 Ft. Pickens Road, Unit 101
Pensacola Beach, Florida 32561
Phone (850) 982-9032

QUALIFICATIONS AS AN APPRAISER

RODGER K. LOWERY, MAI

EDUCATION

Bachelor of Science Degree - 1991
Florida State University
Tallahassee, Florida

Core Courses - Real Estate Major

Real Estate Feasibility Analysis, Real Estate Market Analysis, Real Estate Finance, Real Estate Appraisal, Legal Environment of Real Estate, Commercial Bank Administration, Urban Planning and Growth Management, Comprehensive Planning

Appraisal Institute Courses:

110: Appraisal Principles – 1994, 120: Appraisal Procedures – 1994, 310: Basic Income Capitalization – 1993, 410/420: Standards of Professional Practice – 1992, 430: Standards of Professional Practice Part C – 1999, 510: Advanced Income Capitalization – 1993, 520: Highest and Best Use and Market Analysis – 2000, 530: Advanced Sales Comparison and Cost Approaches – 1998, 540: Report Writing and Valuation Analysis – 1994, 550: Advanced Applications - 1994

Appraisal Institute Seminars

Reassigning, Readdressing and Reappraising – 2005, Florida Core Law Update – 2010, National USPAP Update Course – 2010, Supervisor/Trainee Roles and Relationships – 2010, Data Confirmation and Verification Methods – 2001, Scope of Work and Business Practices and Ethics – 2005, Effective Report Writing – 2003, Intro. To GIS Appl. For Real Estate – 2006, Analyzing Operating Expenses – 2006, Feasibility, Market Value, Investment Timing: Option Value – 2007, Using Your HP12C Financial Calculator – 2007, Online Data Verification Methods – 2009, Online Appraisal of Nursing Facilities – 2009, Analyzing the Effects of Environmental Contamination on Real Property – 2010, Online Appraisal Curriculum Overview – General – 2011, Online Appraisal Curriculum Overview – Residential – 2011, Online Business Practices and Ethics – 2011, Online Comparative Analysis – 2011, Online Subdivision Valuation – 2011, Online Real Estate Appraisal Operations – 2011, USPAP Update – 2012, Small Hotel/Motel Valuation - 2012

APPRAISAL EXPERIENCE

5/97 - Present

Residential and Commercial Real Estate Appraiser, Fruitticher-Lowery Appraisal Group (Owner/Appraiser). Performing commercial and residential real estate appraisals, reviews and consultations. Specializing in the Northwest Florida and South Alabama markets.

APPRAISAL EXPERIENCE (Cont'd.)

- 6/95 - 4/97 Residential and Commercial Real Estate Appraiser, RKL Appraisal Services, Inc. (President). Performing commercial and residential real estate appraisals, reviews and consultations. Specializing in the Northwest Florida and South Alabama markets.
- 6/95 - 9/96 Commercial Real Estate Appraiser, Laureate Realty Services, Inc. (Formerly Camp and Company), Mobile, Alabama. Income analysis and appraisal of neighborhood, community and regional shopping centers, malls, multi-tenant office buildings, apartments and hotels. Properties located in the southeast region, primarily Florida, Alabama, Mississippi and Louisiana.
- 9/92 - 5/95 Residential and Commercial Real Estate Appraiser, M. Eugene Presley and Associates. Commercial and residential fee appraiser. Responsibilities include the valuation of commercial properties, vacant commercial land, large acreage tracts, and environmentally sensitive properties. Numerous eminent domain appraisals, specifically including the Burgess Road and Airport Boulevard DOT projects. Eminent domain appraisals performed for the property owners.
- 12/91 - 9/92 Commercial Real Estate Appraiser, Marshall Appraisals, Inc. Associate appraiser. Responsibilities include the valuation of office buildings, banks, hotels, and other large commercial properties throughout Florida.
- 4/91 - 12/91 Research Assistant, State of Florida, Office of the Auditor General, Division of Real Estate. Responsibilities include the review of State of Florida county appraisal files audited by the Department of Revenue, as well as the review and confirmation of data within privately contracted appraisals performed for the Department of Natural Resources.

Expert Witness Experience

U.S. Bankruptcy Court, Mobile, Alabama, U.S. District Court, Northern District of Florida, Circuit Court, Baldwin County, Circuit Court, Bay County, Circuit Court, Santa Rosa County, Florida, Circuit Court, Escambia County, Florida, Circuit Court, Okaloosa County, Florida

Specialty Projects

Federal Express Facilities (Freight, Ground and Express)
Medical Facilities (Single and Multi-tenant Facilities)

PROFESSIONAL LICENSES/AFFILIATIONS

Designated MAI Member, Appraisal Institute, Member #11029
State-Certified General Real Estate Appraiser, State of Florida, License #RZ 0001922
State-Certified General Real Property Appraiser, State of Alabama, License #G00445
Real Estate Broker, State of Florida, License # BK0573361; FLAG Realty, Inc.
Real Estate Broker, State of Alabama, License #065378 (Reciprocal Brokers License)
Member - Pensacola Association of Realtors, Florida Association of Realtors and the
National Association of Realtors
Past Member - Home Builders Association of West Florida
Past Member – City of Pensacola Zoning Board of Adjustments
Member – Leadership Escambia And Pensacola (LEAP) Class of 2001
Past Member – American Diabetes Association of Northwest Florida, Board of Directors
Past Member – Fiesta of Five Flags, Board of Governors
Past Member – WSRE Planned Giving Council, Board of Directors
Past Member - Pensacola Chamber of Commerce Relocation Committee

CLIENTS

American Equity Investments LIC	Beal Service Corporation
American National Bank of Minnesota	Clayton Bank and Trust
First National Bank and Trust	Community and Southern Bank
Lehman Brothers	Grandbridge Realty Services
Saad Development Group	Wade Ward Properties
Pen Air Federal Credit Union	Union Planters Bank
Pen Air Federal Credit Union	Centennial Bank
Charter Bank	PNC Bank
ServisFirst Bank	BBVA Compass Bank
Southtrust Bank	SunTrust Bank
Summit Bank	Iberia Bank
Regions Bank	First National Bank of Baldwin County
Mark Bednar, Esquire	Beroset and Keene, Attorneys at Law
Lucado Law Firm	Donald W. Stewart, P.C.
Whitaker, Mudd, Simms, Luke & Wells	Brogdon, Davis and Adams
Phillip Bates	Armbrrecht Jackson, LLP
Samuel Bearman, P.C.	Tyler & Hamilton

Denise Halstead

From: Dean Kirschner
Sent: Tuesday, May 20, 2014 11:20 AM
To: Denise Halstead
Subject: Planning Board Vacancy
Attachments: Timothy R. Bryan Resume.pdf

Denise:

Timothy R. Bryan 's Resume is attached. He is a resident of Start Lake here in Escambia County and wishes to be considered for the At-Large Planning Board position recently vacated by David L. Woodward.

Thank you,

Dean Kirschner
Commissioner Aide, District 2
Ofc. (850) 595-4920
Cell (850) 554-2177

May 22, 2014

Escambia County Board of County Commissioners

Pensacola, Florida

Gentlemen,

My name is Tim Bryan, and I ask that you consider me for appointment to the Escambia County Planning Board.

I am currently serving as the President of Star Lake Association, Inc., having lived in Star Lake since returning to Florida with my wife in 2000. Previously, I was the vice president of international operations of the nation's oldest operating toy company, and prior to that a naval officer and aviator retiring with the rank of Captain, USN.

My wife and I have embraced Pensacola and Escambia County almost from the first days of our return since marrying on the NAS many years ago. Pati volunteered her services to the Northwest Florida Council on Aging (The Oaks), where she has served with distinction and compassion these past fourteen years. In fact, she was named the Pensacola Volunteer of the Year a half dozen years ago; the State of Florida's Volunteer of the Year a few years ago at a presentation in Miami by the Governor; and the United States of America Volunteer of the Year for Senior Daycare two years ago at an honorary dinner in Pittsburgh. Clearly, I am very proud of her!

While she was assisting our elders, I began teaching international business at the University of West Florida in the spring of 2001, soon thereafter accepting a full-time faculty position which I held for a decade or more. Additionally, I consult and mentor; oversee a Trust; mediate disputes as a Supreme Court of Florida Mediator; and write. I refer you to the resumé provided separately for specifics.

Going forward, and in addition to my pro bono energies with Star Lake Association, Inc., I would very much enjoy the opportunity to participate in shaping and influencing the future of Escambia County. We are blessed with a fabulous piece of America, thanks in no small way to our predecessors' thoughtful and imaginative leadership. Continuing their crafted tradition of balanced growth, while preserving the uniqueness and beauty of our niche here on the Gulf Coast, would be a privilege.

Thank you in advance for your consideration.

Best Regards,

Tim Bryan

14 Star Lake Drive

Pensacola, FL 32507

850.291.5523

Timothy R. Bryan
timothyrbryan@gmail.com
850.291.5523

Recent and on-going Activities 2014

President, The Bryan Group, initiating, facilitating and advising out-sourced international sales, marketing, investment and overseas manufacturing options for client companies and concerns. Market-making expertise recognized and contracted in Europe, Asia, Latin America, Canada and Australia.

Trustee, DB Foundation, managing director of all philanthropic, investment and relationship management activities for The Foundation.

Licensed Supreme Court of Florida Mediator, providing pro bono County Court mediation services in business disputes and court-filed civil actions; facilitate international private sector partnership and career mentoring clients.

Adjunct Professor, University of West Florida (UWF), most recently teaching Business Negotiations (MAN4441) at the undergraduate and graduate levels.

Professional Experiences

-- **Vice President, International Operations**, The Ohio Art Company. Responsible for developing and executing **sales and marketing strategies** in over 65 countries, **overseas sourcing** rationalization, copyright and trademark issues, and profit/loss for this publicly-traded corporation, the oldest operating toy company in America.

-- **Senior U.S. Government Negotiator** and team leader responsible for the successful 1995 Congressionally mandated return of WWII properties leased from the Governments of the United Kingdom and Bermuda ... **achieved win-win settlement** of environmental remediation issues, asset exchange valued at over \$150 Million, and preservation of a half century of mutual good will and international cooperation ... **precedent setting** in key regards resulting in **awarding of the United States Government Legion of Merit**.

-- **Visiting Professor and Executive in Residence**, UWF, teaching in-class senior and graduate level courses in International Business (GEB4361), Marketing Strategies (MAR4308), Marketing Fundamentals (MAR3023), Business Negotiations (MAN4441) and Marketing Management (MAR6815) as the **sole marketing faculty** in the UWF MBA Program for **11 years**. **Highest ranked faculty member within the College of Business during national AACSB reaccreditation**.

-- **Visiting Professor University of Mannheim**, Ludwigshafen campus, teaching undergraduate German business students international business (GEB4361), and German MBA students Marketing Management (MAR6815) over a 6 year period through 2011.

-- **Chief of Staff, Navy International Programs Office**. Directed 1000-man Washington based organization in the transfer and sale of U.S. Navy equipments and services to foreign

governments. Led and oversaw the daily interface between Congress, State Department, embassies, host governments and U.S. defense contractors in the successful and profitable sale of naval technologies.

-- **Strategic and long-range planner for the Chief of Naval Operations, USN.** Responsible for initiating, developing, and implementing Total Quality Management planning and decision processes at the senior most level of the U.S. Navy. Additionally, **Managing Director of Technology Task Force** of the Chief of Naval Operations Executive Panel, Washington D.C.

-- **Commanding Officer, Naval Air Station Bermuda.** Senior U.S. Naval officer responsible for the leadership and management of over 2000 personnel, submitting and executing a \$25 Million annual operating budget, and maintaining over \$750 Million in capital assets. Directed the operation and support functions of the only civil or military airport in Bermuda. **Personal successes in labor/union negotiations, family advocacy, marketing strategies, TQM, and crisis mediation.**

-- **Navy Aviation squadron commanding officer and task group commander** responsible for the annual fiscal management of over \$2M in operating funds, capital assets of \$350M and the leadership of 450 personnel; led flight operations in support of national tasking extending from the Western Pacific to the Persian Gulf; distinguished as **#1 ranked squadron** for both operational effectiveness and personnel resource management.

-- **Principal Congressional Advisor for the Secretary of the Navy.** Monitored and responded to Congressional Committee activity associated with Navy programs, missions and installations; prepared, briefed, and backed up the Secretary during Navy posture statements before annual and special testimony hearings of the Authorization, Appropriations and other committees of the U.S. Congress; **drafted Congressional and other statements and speeches** for delivery by the Secretary of the Navy.

-- Competitively selected 1989-1990 **U.S. Navy Fellow** to the **Hoover Institution, Stanford University**, representing and communicating Navy interests and positions to Stanford faculty and alumni, Hoover colleagues, and visitors to the Institution; simultaneously pursued **post-Masters study at Stanford Business School.**

-- **White House Cabinet Committee staffer and translator for Spanish speaking business and cultural opportunity development;** interacted with senior White House officials and Spanish American organizations throughout the country in managing Administration efforts to enhance meaningful cross-cultural Latino participation throughout all levels of American society.

Education

Harvard University, Program on International Negotiation.

Stanford University, multi-disciplined research and post-Masters business/law study.

U.S. Naval Postgraduate School, Monterey, California, MS in International Affairs.

University of Maryland, BA in International Relations.

University of Barcelona, Spain, Undergraduate Exchange Student.



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

BALLOT

PLANNING BOARD "AT LARGE"

___ **Rodger Lowery**

___ **Timothy Bryan**

Signature

Date



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6397

Growth Management Report 11. 2.

BCC Regular Meeting

Action

Meeting Date: 07/10/2014

Issue: Action Item - Construction Of Docks And Piers On Right-Of-Way

From: Horace Jones, Interim Department Director

Organization: Development Services

RECOMMENDATION:

Recommendation Concerning Construction Of Docks And Piers On Right-Of-Way

That the Board review and approve the permitting of a dock on right-of-way that has been dedicated to the public, but not yet opened, maintained, or otherwise accepted by the County per LDC 7.05.00.C.12.g.

On August 8, 2013, the Board adopted Ordinance 2013-37 to establish a process to obtain permits for construction of docks and piers on right-of-way that has been dedicated to the public, but not yet opened, maintained, or otherwise accepted by the County upon authorization by the Board of County Commissioners.

This change to LDC Article 7 was based upon the fact that there are many platted subdivisions that dedicate waterfront right-of-way to the public and in many instances the County has not accepted these dedications. Upland property owners often desire to build docks, piers and similar structures on or across the area dedicated to the public.

BACKGROUND:

The submitted application has been reviewed by Development Services Department staff and has been found to meet all of the criteria required for the issuance of this permit.

BUDGETARY IMPACT:

No budgetary impacts are expected as a result of the recommended Board action.

LEGAL CONSIDERATIONS/SIGN-OFF:

NA

PERSONNEL:

No additional personnel are anticipated for the implementation of this recommended Board action.

POLICY/REQUIREMENT FOR BOARD ACTION:

The Board Chairman will need to sign the Certificate authorizing the permit.

IMPLEMENTATION/COORDINATION:

This authorization shall not be construed as a vacation or acceptance of the dedicated right-of-way.

Attachments

Dock Application

Approval Certificate



Development Services Department

Escambia County, Florida

APPLICATION INSTRUCTIONS

Prior to Application Submittal

Please contact the Development Services Department located at 3363 West Park Place (595-3475) to make an appointment for a pre-application meeting with a Planner to personally discuss your site and prospective plans for it, to review the application form and criteria with you, to answer any questions you may have, and/or any possible alternatives.

Application Submittal

It is important for the application packet to be complete and on time in order to process and schedule your request for the required public hearing. In order for the application request to proceed in a timely manner, all items on the application forms and checklist (attached herein) must be completed. An incomplete application will not be accepted by staff.

The owner and/or agent acting in his/her behalf, must sign the certification where indicated on the application. If an agent is handling the request, the owner **must** submit an Affidavit of Ownership & Limited Power of Attorney (attached herein) authorizing said agent to act in his/her behalf. Signatures must be properly notarized and dated no more than sixty (60) days prior to application submittal.

Upon receipt of a completed application, staff will produce findings regarding the criteria outlined in LDC 7.05.00.C.12.g and will schedule you for the next available BCC meeting.

No guarantee is made for the approval of any petition.

APPLICATION ATTACHMENTS CHECKLIST

Attached 1. Original letter of request, addressing all criteria for the request as outlined in LDC Article 7.05.00.C.12.g (dated, signed & notarized – notarization is only necessary if an agent will be used).

Attached 2. Application filled out completely, which consists of the following:

- a) Application/Owner Certification Form - Notarized Original (signatures of ALL legal owners or authorized agent are required)
- b) Affidavit of Owner & Limited Power of Attorney form - Notarized Original (if applicable) (signatures of ALL legal owners are required)

Attached 3. Legal Proof of Ownership (e.g. copy of Tax Notice or Warranty Deed). Include Corporation/LLC documentation or a copy of Contract for Sale if applicable.

Attached 4. Legal Description of Property Street Address / Property Reference Number

Attached 5. Site Plan drawn to scale showing the proposed structure(s).

Please note: Forms with signatures dated more than sixty (60) days prior to application submittal will not be accepted as

Development Services Department
c/o Andrew Holmer
3363 West Park Place
Pensacola, FL 32505

Dear Mr. Holmer:

Thank you for all your work in fleshing out the process for applying for a dock as outlined in LDC Article 7.05.00.C.12.g. You, along with everyone else I have come into contact with at the County through this process, have been incredibly helpful, professional, and a pleasure to work with.

Pursuant to the Development Services Department Application Instructions, please consider this letter Martina Mains' and Tristan Harper's ("Applicants'") formal letter of request ("Request") for permission to build a dock on County property in front of 2800 Bayou Grande Blvd, Pensacola, FL 32507. This Request addresses all criteria, five in total, as outlined in LDC Article 7.05.00C.12.g and is dated and signed by both property owners. The Applicants meet all criteria and request approval to proceed.

1. Whether the applicant has adequately demonstrated that they hold all necessary interest in the dedicated area where the dock or pier will be constructed.

Applicants hold all necessary interest in the dedicated area. Applicants hold fee simple title to 2800 Bayou Grande Blvd, Pensacola, FL 32507, the legal description for which is attached as **Exhibit A** (the "Property"). Applicants purchased the Property on May 16, 2014, by warranty deed, from the previous owner of record, Hancock Bank. See Warranty Deed, attached as **Exhibit B**.

The dedicated area from which the dock will be constructed is directly adjacent to and in front of the Property. See **Exhibit C** showing the Property and the dedicated area. This is exactly the situation contemplated by Ordinance 2013-79 where "upland property owners often desire to build docks, piers and similar structures on or across the area dedicated to the public." See Ordinance, attached as **Exhibit D**. Applicants are the "upland property owners" and thus hold all necessary interest in the dedicated area.

2. Whether construction of the dock or pier would have an adverse impact on adjacent property.

Construction of the dock would not have an adverse impact on adjacent property and would, instead, have a positive impact. The dock will be constructed in front of the Property and no other lot. The dock will not extend in front of adjacent lots. The dock will increase value of the Property and will thus have a positive impact on surrounding properties. This has been seen on Bayou Texar, Bayou Chico, and the parts of Bayou Grande where docks have been constructed. Given the wide range of property types and prices in the Beach Haven

neighborhood, additional investment in the area is positive for the County. Construction of a dock would have a positive impact on adjacent property.

3. Whether the dedicated area is or will be needed for development of a public right-of-way or other infrastructure in the foreseeable future.

Whether the dedicated area, meaning the strip of county land between 2800 Bayou Grande Blvd and the mean high water line, will be needed in the future is irrelevant as the proposed dock would not interfere with any use. The dock will only extend approximately eight (8) feet onto the dedicated area from the mean high water line. See dock plan, attached as **Exhibit E**. Even if the County wishes to develop a public right of way or other infrastructure on the dedicated area, the dock would not interfere.

For instance, the County trail along Bayou Grande at Navy Point is over fifty feet from the shoreline. In addition, houses along Bayou Boulevard before it meets with Perry Avenue and houses along Whaley Avenue and Osceola Boulevard on Bayou Texar are all separated from their docks by County maintained roads. Any County infrastructure placed on the dedicated area would be more than eight feet from the mean high water line due to concerns about salt water, flooding, and maintaining the infrastructure and thus the dock would not interfere.

However, the County has expressed no intent to develop the dedicated area in the future and thus criterion three is met. Even if the County wished to develop a public right of way or place infrastructure on the dedicated area in the future, the Applicant's requested use would not interfere.

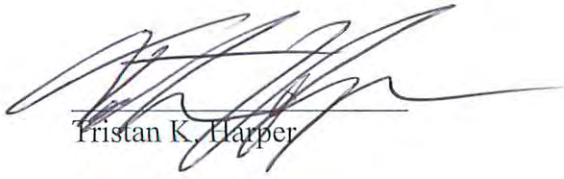
4. Whether the geography and configuration of the property is suited for construction of a dock or pier.

The geography and configuration of the Property is well suited for construction of a dock or pier and is the type of situation contemplated by the County Commission when modifying the LDC. See **Exhibit D**. The Property and the adjacent lots are rectangular and thus the proposed dock will only be in front of Applicant's property. See **Exhibit C**.

5. Whether construction of a dock or pier would have an adverse environmental impact on the shoreline or adjacent water body.

Construction of the proposed dock would have a positive environmental impact on Bayou Grande. Bayou Grande, at the proposed dock location, has a soft sandy bottom with no organic material, no sea grass or other plant life in the water, and no wetlands. Construction of the simple proposed dock would not harm the ecosystem and would instead provide structure for small fish and other aquatic life.

Thank you for your consideration of our application.



Tristan K. Harper

6/24/14
Date



Martina Mains

6/23/14
Date

Tristan K. Harper
Martina Mains
2800 Bayou Grande Blvd
Pensacola, FL 32507
850.287.3055

Exhibit A

Escambia County Property Appraiser
352S311000015036 - Full Legal Description

LTS 15 16 BLK 36 BEACH HAVEN PLAT DB 46 P 51 OR 7055 P 173 SEC 54/35 T 2S R 30/31

Exhibit B

Prepared By and Return to:

Melissa N. VanSickle, Esq.
Clark, Partington, Hart, Larry, Bond & Stackhouse
106 E. College Ave., Suite 600
Tallahassee, FL 32301
CPH File No.: 14-3057

Parcel ID: 35-2S-31-1000-015-036
Consideration: \$210,000.00

**STATE OF FLORIDA
COUNTY OF ESCAMBIA**

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED, made on the 16th day of May, 2014, between HANCOCK BANK now known as WHITNEY BANK, whose address is 228 St. Charles Ave., #305, New Orleans, LA 70130, Grantor, and MARTINA MAINS, an unmarried woman, and TRISTAN HARPER, an unmarried man, as joint tenants with right of survivorship, whose address is 2800 Bayou Grande Blvd., Pensacola, FL 32507, Grantee,

WITNESSETH, that Grantor, for and in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration to Grantor in hand paid by Grantee, the receipt of which is acknowledged, conveys to Grantee, Grantee's successors and assigns forever, the following described land, situate, lying and being in Escambia County, Florida:

LOTS 15 AND 16, BLOCK 36 of BEACH HAVEN SUBDIVISION, BEING A SUBDIVISION OF A PORTION OF SECTION 54, TOWNSHIP 2 SOUTH, RANGE 30 WEST AND SECTION 35, TOWNSHIP 2 SOUTH, RANGE 31 WEST, ESCAMBIA COUNTY, FLORIDA, ACCORDING TO PLAT OF SAID SUBDIVISION RECORDED IN DEED BOOK 46, PAGE 51, OF THE PUBLIC RECORDS OF SAID COUNTY.

Subject to easements, restrictions and reservations of record and taxes for the current and subsequent years.

And Grantor covenants with Grantee that, except as above noted, at the time of the delivery of this deed, the premises were free from all encumbrances made by Grantor, and that Grantor will warrant and defend against the lawful claims and demands of all persons claiming by, through, or under Grantor, but against none other.

Signed, Sealed and Delivered
in the Presence of:

Devin Farmer
Witness #1 Signature
DEVIN FARMER
Witness #1 Printed Name
[Signature]
Witness #2 Signature
Richard Bernabette
Witness #2 Printed Name

**HANCOCK BANK now known as
WHITNEY BANK**

Brad Stillwagon
By: Brad Stillwagon
Title: Banking Officer

CORPORATE SEAL

STATE OF Louisiana
COUNTY OR PARISH OF Orleans

The foregoing instrument was acknowledged before me this 16th day of May, 2014 by Brad Stillwagon, the Banking Officer, of Hancock Bank now known as Whitney Bank, on behalf of that entity. He is personally known to me or () has produced _____ as identification.

Courtney Ducote
NOTARY PUBLIC

COURTNEY DUCOTE
NOTARY PUBLIC No. 132659
STATE OF LOUISIANA
Commission Expires _____
Commission is for Life



**RESIDENTIAL SALES
ABUTTING ROADWAY
MAINTENANCE DISCLOSURE**

ATTENTION: Pursuant to Escambia County Code of Ordinances Chapter 1-29.2, Article V, sellers of residential lots are required to disclose to buyers whether abutting roadways will be maintained by Escambia County, and if not, what person or entity will be responsible for maintenance. The disclosure must additionally provide that Escambia County does not accept roads for maintenance that have not been built or improved to meet county standards. Escambia County Code of Ordinances Chapter 1-29.2, Article V requires this disclosure the attached along with other attachments to the deed or other method of conveyance required to be made part of the public records of Escambia County, Florida. Note: Acceptance for filing by County employees of this disclosure shall in no way be construed as an acknowledgement by the County of the veracity of any disclosure statements.

Name of Roadway: Bayou Grande

Legal Address of Property: 2800 Bayou Grande Blvd, Pensacola, FL 32507

The County (_____) has accepted (_xx_) has not accepted the abutting roadway for maintenance.

This form completed by: **CLARK PARTINGTON HART LARRY BOND & STACKHOUSE
P. O. BOX 13010, PENSACOLA, FL 32591-3010**

Devin Larmen
Witness Signature

DEVIN LARMEN
Witness Printed Name

[Signature]
Witness Signature

Richard Bernadette
Witness Printed Name

[Signature]
Witness Signature

Richard Shant
Witness Printed Name

Kim B Moore
Witness Signature

Kim B. Moore
Witness Printed Name

AS TO SELLER:

Hancock Bank n/k/a Whitney Bank

[Signature]
By: Brad Stillwagon
Its: Banking Officer

AS TO BUYERS:

[Signature]
Martina Mains

[Signature]
Tristan Harper



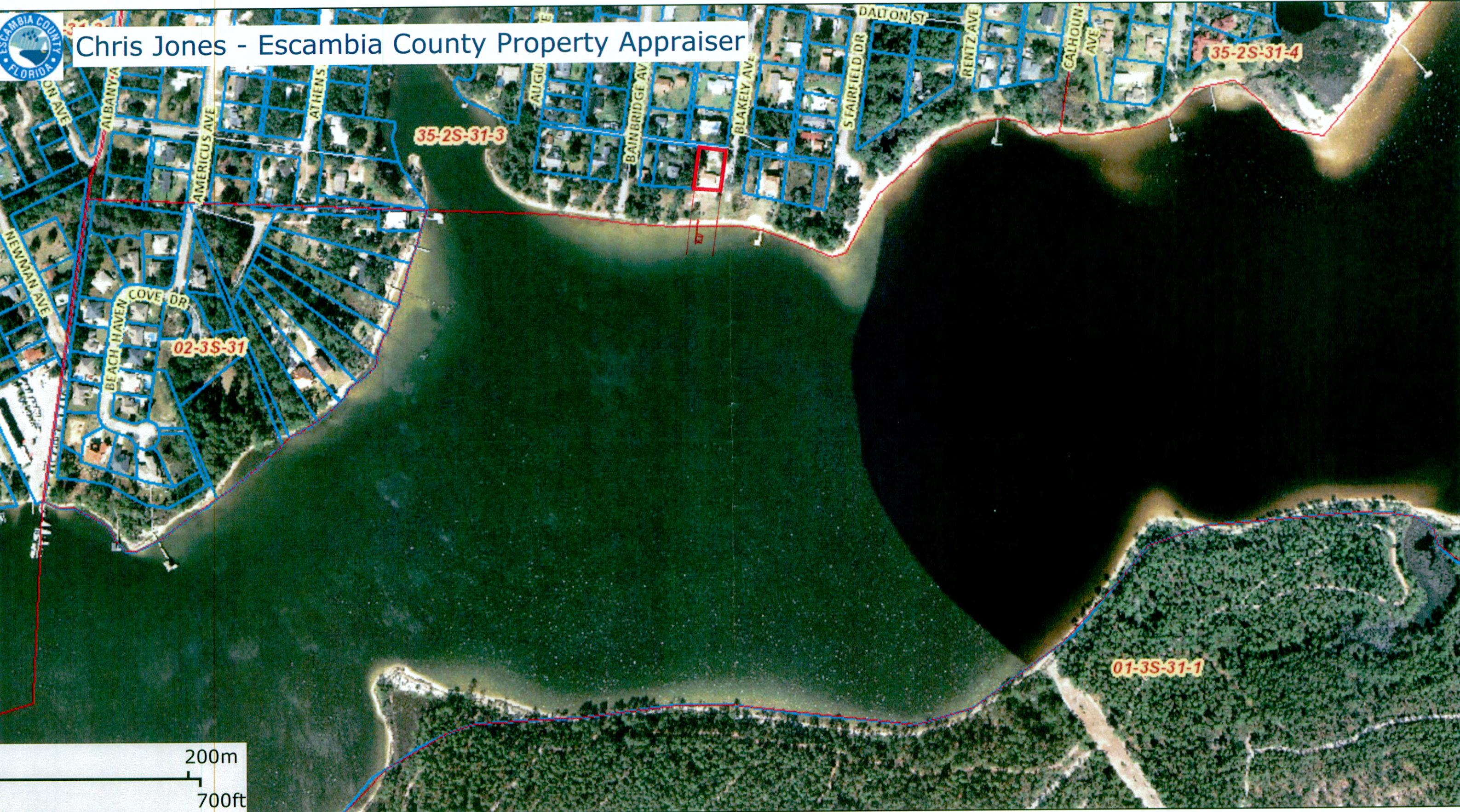
Chris Jones - Escambia County Property Appraiser



30m
100ft



Chris Jones - Escambia County Property Appraiser



ESCAMBIA COUNTY
CLERK'S ORIGINAL
8/8/2013 5:50 pm PH

Exhibit D

ORDINANCE NUMBER 2013-37

AN ORDINANCE OF ESCAMBIA COUNTY, FLORIDA, AMENDING PART III OF THE ESCAMBIA COUNTY CODE OF ORDINANCES (1999), THE LAND DEVELOPMENT CODE OF ESCAMBIA COUNTY, FLORIDA, AMENDING ARTICLE 7, SECTION 7.05.00.C.12; ESTABLISHING A PROCESS TO OBTAIN PERMITS FOR CONSTRUCTION OF DOCKS AND PIERS ON RIGHT-OF-WAY THAT HAS BEEN DEDICATED TO THE PUBLIC, BUT NOT YET OPENED, MAINTAINED, OR OTHERWISE ACCEPTED BY THE COUNTY; PROVIDING FOR FACTORS TO ALLOW THE BOARD OF COUNTY COMMISSIONERS TO APPROVE CERTAIN DOCK PERMITS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in Escambia County there are many platted subdivisions that dedicate waterfront right-of-way to the public; and

WHEREAS, in many instances the County has not accepted these dedications; and

WHEREAS, upland property owners often desire to build docks, piers and similar structures on or across the area dedicated to the public; and

WHEREAS, if certain factors are considered, the Board of County Commissioners could allow permits for such structures that would accommodate both the public's interests and the upland property owner's interests.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA:

SECTION 1. Part III of the Escambia County Code of Ordinances, the Land Development Code of Escambia County, Article 7, "Performance Standards", Section 7.05.00, is hereby amended as follows (words underlined are additions and words ~~stricken~~ are deletions):

7.05.00. Marina siting.

Section 7.05.00.C.12.

g. Permits for construction of docks and piers on right-of-way that has been dedicated to the public, but not yet opened, maintained, or otherwise accepted by the County, shall be issued only upon authorization by the Board of County Commissioners.

Verified By: *Ottavia*
Date: 8/14/2013

The Board may authorize issuance of such permits after considering all relevant factors, including, but not limited to, the following:

- (1) Whether the applicant has adequately demonstrated that they hold all necessary interest in the dedicated area where the dock or pier will be constructed;
- (2) Whether construction of the dock or pier would have an adverse impact on adjacent properties;
- (3) Whether the dedicated area is or will be needed for development of a public right-of-way or other infrastructure in the foreseeable future;
- (4) Whether the geography and configuration of the property is suited for construction of a dock or pier; and
- (5) Whether construction of a dock or pier would have an adverse environmental impact on the shoreline or adjacent water body.

However, neither authorization nor denial of a permit for construction of a dock or pier by the Board shall be construed as a vacation or acceptance of the dedication. This provision may be applied retroactively to allow permitting of existing docks or piers that were never properly permitted.

SECTION 2. SEVERABILITY.

It is declared the intent of the Board of County Commissioners that if any subsection, clause, sentence, provision or phrase of this Ordinance is held to be invalid or unconstitutional by a Court of competent jurisdiction, such invalidity or unconstitutionality shall not be so construed as to render invalid or unconstitutional the remaining provisions of this Ordinance.

SECTION 3. INCLUSION IN THE CODE.

It is the intention of the Board of County Commissioners that the provisions of this Ordinance shall become and be made a part of the Escambia County Code; and that the sections of this Ordinance may be renumbered or re-lettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

SECTION 4. EFFECTIVE DATE.

This Ordinance shall become effective upon its filing with the Department of State.

DONE AND ENACTED THIS 8th DAY OF August, 2013.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

BY: *Gene M. Valentino*
Gene M. Valentino, Chairman

ATTEST: PAM CHILDERS
Clerk to the Circuit Court

Date Executed

August 14, 2013



Pam Childers
Clerk

Enacted: August 8, 2013

Filed with Department of State: August 16, 2013

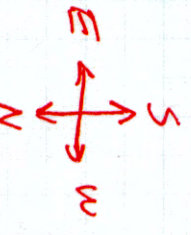
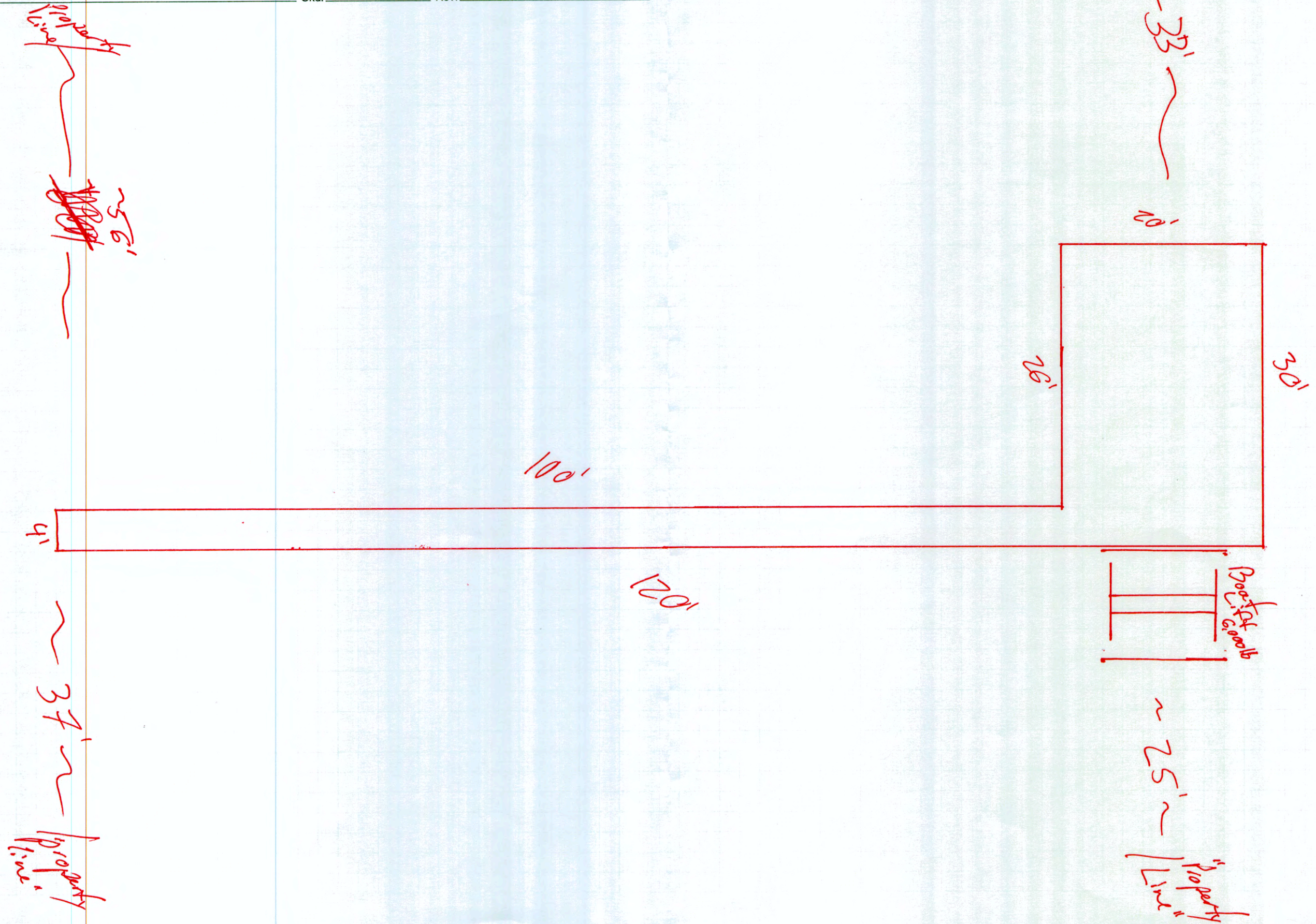
Effective: August 16, 2013

This document approved as to form and legal sufficiency.

By *[Signature]*
Title *Asst. County Attorney*
Date *Aug. 14, 2013*



Client _____ Job No. _____ Sheet _____ of _____
 Subject _____ By _____ Date _____
 Ckd. _____ Rev. _____





Development Services Department

Escambia County, Florida

APPLICATION

Name & address of current owner(s) as shown on public records of Escambia County, FL

Owner(s) Name: Tristan Harper and Martina Mains Phone: 850.287.3055

Address: 2800 Bayou Grande Blvd, Pensacola, FL 32507 Email: tristankharper@gmail.com

Check here if the property owner(s) is authorizing an agent as the applicant and complete the Affidavit of Owner and Limited Power of Attorney form attached herein.

Property Address: 2800 Bayou Grande Blvd, Pensacola, FL 32507

Property Reference Number(s)/Legal Description: 352S311000015036

LTS 15 16 BLK 36 BEACH HAVEN PLAT DB 46 P 51 OR 7055 P 173 SEC 54/35 T 2S R 30/31

By my signature, I hereby certify that:

- 1) I am duly qualified as owner(s) or authorized agent to make such application, this application is of my own choosing, and staff has explained all procedures relating to this request; and
- 2) All information given is accurate to the best of my knowledge and belief, and I understand that deliberate misrepresentation of such information will be grounds for denial or reversal of this application and/or revocation of any approval based upon this application.

[Signature]
Signature of Owner/Agent

Tristan Harper
Printed Name Owner/Agent

6/24/14
Date

Signature of Owner

Martina Mains
Printed Name of Owner

Date

STATE OF Florida COUNTY OF Escambia

The foregoing instrument was acknowledged before me this 24 day of June 20 14,
by Tristan Harper

Personally Known OR Produced Identification . Type of Identification Produced: _____

Pamella A. Perron
Signature of Notary
(notary seal must be affixed)

Pamella A. Perron
Printed Name of Notary





Development Services Department

Escambia County, Florida

APPLICATION

Name & address of current owner(s) as shown on public records of Escambia County, FL

Owner(s) Name: Tristan Harper and Martina Mains Phone: 850.287.3055

Address: 2800 Bayou Grande Blvd, Pensacola, FL 32507 Email: tristankharper@gmail.com

Check here if the property owner(s) is authorizing an agent as the applicant and complete the Affidavit of Owner and Limited Power of Attorney form attached herein.

Property Address: 2800 Bayou Grande Blvd, Pensacola, FL 32507

Property Reference Number(s)/Legal Description: 352S311000015036

LTS 15 16 BLK 36 BEACH HAVEN PLAT DB 46 P 51 OR 7055 P 173 SEC 54/35 T 2S R 30/31

By my signature, I hereby certify that:

- 1) I am duly qualified as owner(s) or authorized agent to make such application, this application is of my own choosing, and staff has explained all procedures relating to this request; and
- 2) All information given is accurate to the best of my knowledge and belief, and I understand that deliberate misrepresentation of such information will be grounds for denial or reversal of this application and/or revocation of any approval based upon this application.

Signature of Owner/Agent

Tristan Harper
Printed Name Owner/Agent

Date

Martina Mains
Signature of Owner

Martina Mains
Printed Name of Owner

6/23/14
Date

STATE OF Florida

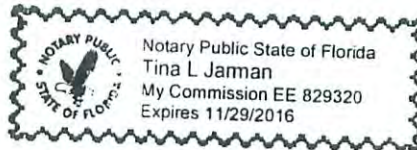
COUNTY OF Escambia

The foregoing instrument was acknowledged before me this 23 day of June, 2014,
by Martina Mains.

Personally Known OR Produced Identification . Type of Identification Produced: _____

Tina L. Jarman
Signature of Notary
(notary seal must be affixed)

Tina L. Jarman
Printed Name of Notary



Prepared By and Return to:

Melissa N. VanSickle, Esq.
Clark, Partington, Hart, Larry, Bond & Stackhouse
106 E. College Ave., Suite 600
Tallahassee, FL 32301
CPH File No.: 14-3057

Parcel ID: 35-2S-31-1000-015-036
Consideration: \$210,000.00

**STATE OF FLORIDA
COUNTY OF ESCAMBIA**

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED, made on the 16th day of May, 2014, between HANCOCK BANK now known as WHITNEY BANK, whose address is 228 St. Charles Ave., #305, New Orleans, LA 70130, Grantor, and MARTINA MAINS, an unmarried woman, and TRISTAN HARPER, an unmarried man, as joint tenants with right of survivorship, whose address is 2800 Bayou Grande Blvd., Pensacola, FL 32507, Grantee,

WITNESSETH, that Grantor, for and in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration to Grantor in hand paid by Grantee, the receipt of which is acknowledged, conveys to Grantee, Grantee's successors and assigns forever, the following described land, situate, lying and being in Escambia County, Florida:

LOTS 15 AND 16, BLOCK 36 of BEACH HAVEN SUBDIVISION, BEING A SUBDIVISION OF A PORTION OF SECTION 54, TOWNSHIP 2 SOUTH, RANGE 30 WEST AND SECTION 35, TOWNSHIP 2 SOUTH, RANGE 31 WEST, ESCAMBIA COUNTY, FLORIDA, ACCORDING TO PLAT OF SAID SUBDIVISION RECORDED IN DEED BOOK 46, PAGE 51, OF THE PUBLIC RECORDS OF SAID COUNTY.

Subject to easements, restrictions and reservations of record and taxes for the current and subsequent years.

And Grantor covenants with Grantee that, except as above noted, at the time of the delivery of this deed, the premises were free from all encumbrances made by Grantor, and that Grantor will warrant and defend against the lawful claims and demands of all persons claiming by, through, or under Grantor, but against none other.

Signed, Sealed and Delivered
in the Presence of:

Devin Larmen
 Witness #1 Signature
DEVIN LARMEN
 Witness #1 Printed Name
[Signature]
 Witness #2 Signature
Richard Bernabette
 Witness #2 Printed Name

HANCOCK BANK now known as
WHITNEY BANK

Brad Stillwagon
 By: Brad Stillwagon
 Title: Banking Officer

CORPORATE SEAL

STATE OF Louisiana
COUNTY OR PARISH OF Orleans

The foregoing instrument was acknowledged before me this 16th day of May, 2014 by Brad Stillwagon, the Banking Officer, of Hancock Bank now known as Whitney Bank, on behalf of that entity. He is () personally known to me or () has produced _____ as identification.

Courtney Ducote
NOTARY PUBLIC

COURTNEY DUCOTE
NOTARY PUBLIC No. 132659
STATE OF LOUISIANA
Commission Expires Commission is for Life



**RESIDENTIAL SALES
ABUTTING ROADWAY
MAINTENANCE DISCLOSURE**

ATTENTION: Pursuant to Escambia County Code of Ordinances Chapter 1-29.2, Article V, sellers of residential lots are required to disclose to buyers whether abutting roadways will be maintained by Escambia County, and if not, what person or entity will be responsible for maintenance. The disclosure must additionally provide that Escambia County does not accept roads for maintenance that have not been built or improved to meet county standards. Escambia County Code of Ordinances Chapter 1-29.2, Article V requires this disclosure the attached along with other attachments to the deed or other method of conveyance required to be made part of the public records of Escambia County, Florida. Note: Acceptance for filing by County employees of this disclosure shall in no way be construed as an acknowledgement by the County of the veracity of any disclosure statements.

Name of Roadway: Bayou Grande

Legal Address of Property: 2800 Bayou Grande Blvd, Pensacola, FL 32507

The County () has accepted (xx) has not accepted the abutting roadway for maintenance.

This form completed by: **CLARK PARTINGTON HART LARRY BOND & STACKHOUSE
P. O. BOX 13010, PENSACOLA, FL 32591-3010**

Devin Larmen
Witness Signature

DEVIN LARMEN
Witness Printed Name

[Signature]
Witness Signature

Richard Bernadette
Witness Printed Name

[Signature]
Witness Signature

Richard N. Shaw
Witness Printed Name

Kim B. Moore
Witness Signature

Kim B. Moore
Witness Printed Name

AS TO SELLER:

Hancock Bank n/k/a Whitney Bank

[Signature]
By: Brad Stillwagon
Its: Banking Officer

AS TO BUYERS:

[Signature]
Martina Mains

[Signature]
Tristan Harper

Legal Description of Property

LOTS 15 AND 16, BLOCK 36 of BEACH HAVEN SUBDIVISION, BEING A SUBDIVISION OF A PORTION OF SECTION 54, TOWNSHIP 2 SOUTH, RANGE 30 WEST AND SECTION 35, TOWNSHIP 2 SOUTH, RANGE 31 WEST, ESCAMBIA COUNTY, FLORIDA, ACCORDING TO PLAT OF SAID SUBDIVISION RECORDED IN DEED BOOK 46, PAGE 51, OF THE PUBLIC RECORDS OF SAID COUNTY.

Also stated as:

LTS 15 16 BLK 36 BEACH HAVEN PLAT DB 46 P 51 OR 7055 P 173 SEC 54/35 T 2S R 30/31

Property Street Address

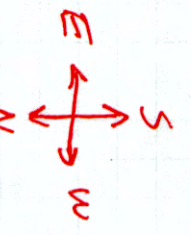
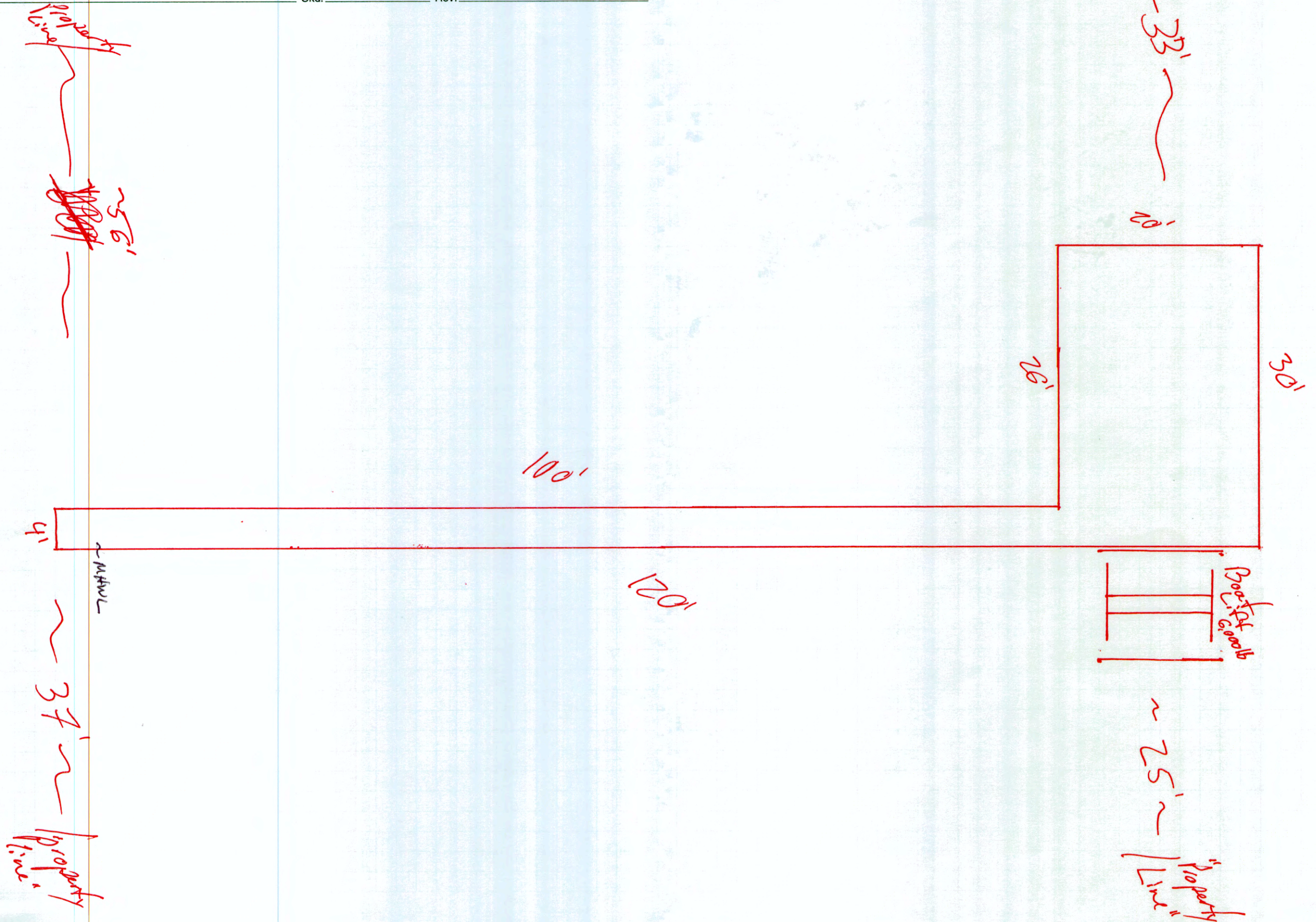
2800 Bayou Grande Blvd, Pensacola, FL 32507

Property Reference Number

352S311000015036



Client _____ Job No. _____ Sheet _____ of _____
 Subject _____ By _____ Date _____
 Ckd. _____ Rev. _____





THE COUNTY OF ESCAMBIA
PENSACOLA, FLORIDA

PERMIT FOR CONSTRUCTION OF A DOCK OR PIER ON RIGHT-OF-WAY

At its July 10, 2014 public hearing, the Escambia County Board of County Commissioners approved the construction of a dock on right-of-way for the following location:

Location: 2800 Bayou Grande Blvd.
Parcel Number: 35-2S-31-1000-015-036
Subdivision: Beach Haven Plat DB 46 PG 51
Applicant/Owner: Martina Mains and Tristan Harper

This authorization shall not be construed as a vacation or acceptance of the dedicated right-of-way.

ESCAMBIA COUNTY, FLORIDA
by and through its duly authorized
Board of County Commissioners

Lumon J. May, Chairman

ATTEST: Pam Childers
Clerk to the Court

Deputy Clerk
(SEAL)



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6327

Growth Management Report 11. 1.

BCC Regular Meeting

Consent

Meeting Date: 07/10/2014

Issue: Schedule of Public Hearings

From: Horace Jones, Interim Department Director

Organization: Development Services

RECOMMENDATION:

Recommendation Concerning the Scheduling of Public Hearings

That the Board authorize the scheduling of the following Public Hearings:

A. July 24, 2014

1. 5:45 p.m. - A Public Hearing - LDC Ordinance - Articles 3, 6 and 11 - Funeral Establishments, Cemeteries, Cinerators and Related Services.

B. August 21, 2014

1. 5:45 p.m. - A Public Hearing to amend the Official Zoning Map to include the following Rezoning Cases heard by the Planning Board on July1, 2014:

Case No.: **Z-2014-09**

Address: 7050 Pine Forest Road

Property Reference No.: 24-1S-31-4301-001-001

Reference No.:

Property Size: 7.45 (+/-) acres

From: R-1, Single-Family District, Low Density, (4 du/acre)

To: C-2NA, General Commercial and Light Manufacturing District, (cumulative) Bars, Nightclubs, and Adult Entertainment are Prohibited Uses (25 du/acre)

FLU Category: MU-U, Mixed-Use Urban

Commissioner District: 1

District:

Requested by: Frank A. and Myrtle M. Buchanan, Owners

Case No.: **Z-2014-10**

Address: 7040 Pine Forest Road

Property Reference No.: 24-1S-31-4301-000-001

Reference No.:

Property Size: 9.28 (+/-) acres
From: R-1, Single-Family District, Low Density, (4 du/acre)
To: C-2NA, General Commercial and Light Manufacturing District, (cumulative)
Bars, Nightclubs, and Adult Entertainment are Prohibited Uses (25 du/acre)
FLU Category: MU-U, Mixed-Use Urban
Commissioner District 1
Requested by: William P. and Lola V. Kittell, Owners



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6330

County Administrator's Report 11. 1.

BCC Regular Meeting

Technical/Public Service Consent

Meeting Date: 07/10/2014

Issue: Schedule a Public Hearing Regarding the Fiscal Year 2014 Edward Byrne Memorial Justice Assistance Grant (JAG) Program: Local Solicitation

From: Derek Whidden, Grants Coordinator

Organization: Escambia County Sheriff's Office

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Scheduling of a Public Hearing Regarding the Fiscal Year 2014 Edward Byrne Memorial Justice Assistance Grant Program - Derek Whidden, Grants Coordinator, Escambia County Sheriff's Office

That the Board authorize the scheduling of a Public Hearing for July 24, 2014, at 5:31 p.m., for the purpose of receiving public comments concerning the Edward Byrne Memorial Justice Assistance Grant (JAG) Program, Fiscal Year 2014 Local Solicitation Project funding.

BACKGROUND:

The Department of Justice requires applicants allow for public comment prior to the award of any funding under this program on its intended uses to the extent applicable law or established procedures make such opportunity available.

BUDGETARY IMPACT:

There are no matching funds required by this grant application.

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

Escambia County Sheriff's Office will coordinate all necessary activities including programmatic and and ack as the fiscal agent for this grant.

Attachments

Edward Byrne Memorial Solicitation



The [U.S. Department of Justice](#) (DOJ), [Office of Justice Programs](#) (OJP) [Bureau of Justice Assistance](#) (BJA) is seeking applications for funding under the Edward Byrne Memorial Justice Assistance Grant (JAG) Program. This program furthers the Department's mission by assisting state, local, and tribal efforts to prevent or reduce crime and violence.

Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2014 Local Solicitation

Eligibility

Applicants are limited to units of local government appearing on the FY 2014 JAG Allocations List. To view this list, go to www.bja.gov/programs/jag/14jagallocations.html. For JAG Program purposes, a unit of local government is: a town, township, village, parish, city, county, borough, or other general purpose political subdivision of a state; or, it may also be a federally recognized Indian tribe that performs law enforcement functions (as determined by the Secretary of the Interior). Otherwise a unit of local government may be any law enforcement district or judicial enforcement district established under applicable state law with authority to independently establish a budget and impose taxes. In Louisiana, a unit of local government means a district attorney or parish sheriff. In the District of Columbia or any U.S. Trust Territory, a unit of local government is any agency of the District of Columbia or federal government performing law enforcement functions for the District of Columbia or U.S. Trust Territory.

Deadline

Applicants must register in [OJP's Grants Management System](#) (GMS) prior to submitting an application for this funding opportunity. Select the "Apply Online" button associated with the solicitation title. See the "How to Apply" section on page 20 for more details. All registrations and applications are due by 8:00 p.m. eastern time on June 10, 2014. (See "Deadlines: Registration and Application," page 4.)

Contact Information

For technical assistance with submitting an application, contact the Grants Management System Support Hotline at 1-888-549-9901, option 3, or via e-mail to GMS.HelpDesk@usdoj.gov. The [GMS](#) Support Hotline hours of operation are Monday-Friday from 6:00 a.m. to 12 midnight eastern time, except federal holidays.

Applicants that experience unforeseen GMS technical issues beyond their control that prevent them from submitting their application by the deadline must e-mail the BJA contact identified

below **within 24 hours after the application deadline** and request approval to submit their application.

For assistance with any other requirement of this solicitation, contact the BJA Justice Information Center at 1-877-927-5657, via e-mail to JIC@telesishq.com, or by [live web chat](#). The BJA Justice Information Center hours of operation are 8:30 a.m. to 5:00 p.m. eastern time, Monday through Friday, and 8:30 a.m. to 8:00 p.m. eastern time, on the solicitation close date. You may also contact your [State Policy Advisor](#).

Release date: April 24, 2014

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Edward Byrne Memorial Justice Assistance Grant (JAG) Program: FY 2014 Local Solicitation (CFDA #16.738)

Overview

The Edward Byrne Memorial Justice Assistance Grant (JAG) Program (42 U.S.C. 3751(a)) is the primary provider of federal criminal justice funding to state and local jurisdictions. The JAG Program provides states and units of local governments with critical funding necessary to support a range of program areas including law enforcement, prosecution and court programs including indigent defense, prevention and education programs, corrections and community corrections, drug treatment and enforcement, crime victim and witness initiatives, and planning, evaluation, and technology improvement programs.

Deadlines: Registration and Application

Applicants must register in GMS prior to submitting an application for this funding opportunity. The deadline to register in GMS and the deadline to apply for funding under this announcement is 8:00 p.m. eastern time on June 10, 2014. See “How To Apply” on page 20 for details.

Eligibility

Refer to the title page for eligibility under this program.

Program-Specific Information

Program Areas

JAG funds may be used for state and local initiatives, technical assistance, strategic planning, research and evaluation (including forensics), data collection, training, personnel, equipment, forensic laboratories, supplies, contractual support, and criminal justice information systems that will improve or enhance such areas as:

- Law enforcement programs.
- Prosecution and court programs, including indigent defense.
- Prevention and education programs.
- Corrections and community corrections programs.
- Drug treatment and enforcement programs.
- Planning, evaluation, and technology improvement programs.
- Crime victim and witness programs (other than compensation).

***Please note that JAG funding may be utilized in support of:**

- Systems upgrades (hardware/software), including potential upgrades necessary for state, territories, units of local government and/or tribes to come into compliance with the [FBI's UCR Redevelopment Project \(UCRRP\)](#).
- Developing or sustaining state compatible incident based reporting systems.

Award Recipient Responsibilities: The Chief Executive Officer (CEO) of an eligible unit of local government or other officer designated by the CEO must submit the application for JAG funds. A unit of local government receiving a JAG award will be responsible for the administration of the funds including: distributing the funds; monitoring the award; submitting quarterly financial status (SF-425) and performance metrics reports and annual programmatic reports; and providing ongoing oversight and assistance to any subrecipients of the funds.

Governing Body Review: No fewer than 30 days prior to application submission, the applicant agency (fiscal agent in disparate situations) must make the grant application available for review by the governing body (or to the organization designated by the governing body. **See the Review Narrative section on page 15 for additional information.**

Public Comment: At the time of application submission, the applicant agency (the fiscal agent in disparate situations) must provide an assurance that the application was made public and an opportunity to comment was provided to citizens and neighborhood or community organizations to the extent the applicable law or established procedure makes such an opportunity available. **See the Review Narrative section on page 15 for additional information.**

Prohibited Uses: No JAG funds may be expended outside of JAG program areas. Even within these program areas, however, JAG funds cannot be used directly or indirectly for security enhancements or equipment for nongovernmental entities not engaged in criminal justice or public safety. Additionally, **JAG funds may not be used directly or indirectly to pay for any of the following items unless the BJA Director certifies that extraordinary and exigent circumstances exist**, making them essential to the maintenance of public safety and good order:

- *Vehicles, vessels, or aircraft.
- **Unmanned aerial vehicles/unmanned aircraft, aircraft system, or aerial vehicles (UA/UAS/UAV).
- Luxury items.
- Real estate.
- Construction projects (other than penal or correctional institutions).
- Any similar items.

***Police cruisers, police boats, and police helicopters are allowable vehicles under JAG and do not require BJA certification.**

****Unmanned Aircraft, Aircraft System, or Aerial Vehicles (UA/UAS/UAV):** No JAG funds may be expended on these items unless the BJA Director certifies that extraordinary and exigent circumstances exist, making them essential to the maintenance of public safety and good order. In addition, no JAG funds may be expended for this purpose without Federal Aviation Administration (FAA) approval and certification that the use is legal in the local jurisdiction. Also, any grant award using funds for this purpose may be subject to additional conditions and reporting criteria, which will be spelled out in a customized special condition attached to the grant award.

For information related to requesting a waiver to obtain BJA certification for any prohibited item, or for examples of allowable vehicles that do not require BJA certification, refer to the JAG FAQs on BJA's [JAG web page](#).

Evidence-Based Programs or Practices

OJP strongly emphasizes the use of data and evidence in policy making and program development in criminal justice, juvenile justice, and crime victim services. OJP is committed to:

- improving the quantity and quality of evidence OJP generates;
- integrating evidence into program, practice, and policy decisions within OJP and the field; and
- improving the translation of evidence into practice.

OJP considers programs and practices to be evidence-based when their effectiveness has been demonstrated by causal evidence, generally obtained through one or more outcome evaluations. Causal evidence documents a relationship between an activity or intervention (including technology) and its intended outcome, including measuring the direction and size of a change, and the extent to which a change may be attributed to the activity or intervention. Causal evidence depends on the use of scientific methods to rule out, to the extent possible, alternative explanations for the documented change. The strength of causal evidence, based on the factors described above, will influence the degree to which OJP considers a program or practice to be evidence-based.

OJP's CrimeSolutions.gov web site is one resource that applicants may use to find information about evidence-based programs in criminal justice, juvenile justice, and crime victim services. Additionally, when considering evidence-based programs and practices specific to reentry, it is recommended that jurisdictions review the [What Works in Reentry Clearinghouse](#) for important research on the effectiveness of a wide variety of reentry programs and practices. The Clearinghouse provides a one-stop shop for practitioners and service providers seeking guidance on evidence-based reentry interventions.

Amount and Length of Awards

Eligible allocations under JAG are posted annually on BJA's JAG web page: www.bja.gov/ProgramDetails.aspx?Program_ID=59.

Awards of at least \$25,000 or more are 4 years in length with an award period of October 1, 2013 through September 30, 2017. Extensions beyond a 4-year period may be made on a case-by-case basis at the discretion of BJA and must be requested via the Grants Management System (GMS) **no less than 30 days prior to the grant end date**.

Awards that are less than \$25,000 are 2 years in length with an award period of October 1, 2013 through September 30, 2015. Requests for up to an additional 2 years to complete performance of the award will be granted automatically, pursuant to 42 U.S.C. § 3751(f). Extensions beyond a 4-year period may be made on a case-by-case basis at the discretion of BJA and must be requested via the Grants Management System (GMS) **no less than 30 days prior to the grant end date**.

All awards are subject to the availability of appropriated funds and to any modifications or additional requirements that may be imposed by law.

Budget Information

AG awards are based on a statutory formula as described below.

Although JAG grantees and subgrantees are required to report on quarterly accountability measures through BJA's Performance Measurement Tool (PMT), those reports are intended to promote greater transparency about the use of JAG funds and do not determine the amount of JAG funds allocated to a state and/or localities.

Applicants must submit a budget and budget narrative outlining how JAG funds, including administrative funds if applicable, will be used to support and implement the program. **See the budget narrative description under the "How to Apply" section (page 20) for more information.**

JAG Formula: Once each fiscal year's overall JAG Program funding level is determined, BJA partners with the Bureau of Justice Statistics (BJS) to begin a four-step grant award calculation process which consists of:

1. Computing an initial JAG allocation for each state and territory, based on their share of violent crime and population (weighted equally).
2. Reviewing the initial JAG allocation amount to determine if the state or territory allocation is less than the minimum ("de minimus") award amount defined in the JAG legislation (0.25 percent of the total). If this is the case, the state or territory is funded at the minimum level, and the funds required for this are deducted from the overall pool of JAG funds. Each of the remaining states receives the minimum award plus an additional amount based on their share of violent crime and population.
3. Dividing each state's final award amount (except for the territories and District of Columbia) between state and local governments at a rate of 60 and 40 percent, respectively.
4. Determining local unit of government award allocations, which are based on their proportion of the state's 3-year violent crime average. If a local eligible award amount is less than \$10,000, the funds are returned to the state to be awarded to these local units of government through the state agency. If the eligible award amount is \$10,000 or more, then the local government is eligible to apply for a JAG award directly from BJA.

Administrative Funds: A unit of local government may use up to 10 percent of the award, including interest, for costs associated with administering JAG funds.

Supplanting: Supplanting is prohibited under JAG. Applicants cannot replace or supplant non-federal funds that have been appropriated for the same purpose. See the JAG FAQs on BJA's [JAG web page](#) for examples of supplanting.

Leveraging of Grant Funds: Although supplanting is prohibited, the leveraging of federal funding is encouraged. For example, a city may utilize JAG and Homeland Security Grant Program (HSGP) money to fund different portions of a fusion center project. In instances where leveraging occurs, all federal grant funds must be tracked and reported on separately and may not be used to fund the same line items. Additionally, federal funds cannot be used as match for other federal awards.

Disparate Certification: A disparate allocation occurs when a city or municipality is allocated one-and-one-half times (150 percent) more than the county, while the county bears more than 50 percent of the costs associated with prosecution or incarceration of the municipality's Part 1 violent crimes. A disparate allocation also occurs when multiple cities or municipalities are collectively allocated four times (400 percent) more than the county, and the county bears more than 50 percent of the collective costs associated with prosecution or incarceration of each municipality's Part 1 violent crimes.

- ★ Jurisdictions certified as disparate must identify a fiscal agent that will submit a **joint application** for the aggregate eligible allocation to all disparate municipalities. The joint application must determine and specify the award distribution to each unit of local government and the purposes for which the funds will be used. When beginning the JAG application process, a Memorandum of Understanding (MOU) that identifies which jurisdiction will serve as the applicant/fiscal agent for joint funds must be completed and signed by the Authorized Representative for each participating jurisdiction. The signed MOU should be attached to the application. For a sample MOU, go to www.bja.gov/Funding/JAGMOU.pdf.

Trust Fund: SAAs may draw down JAG funds in advance. To do so, a trust fund must be established in which to deposit the funds. The trust fund may or may not be an interest-bearing account. If subrecipients draw down JAG funds in advance, they also must establish a trust fund in which to deposit funds. This trust fund requirement does not apply to direct JAG award recipients or subrecipients that draw-down on a reimbursement basis rather than in advance.

Match Requirement: Match is not required under the JAG Program. Although match is an effective strategy to expand justice funds and build buy-in for local criminal justice initiatives, BJA encourages states to consider financial and other potential local constraints related to imposing a match requirement on subgrantees, as it may adversely affect small local jurisdictions. Matching funds become part of the overall award amount, and as such are subject to audit and should be expended prior to closeout.

Limitation on Use of Award Funds for Employee Compensation; Waiver

With respect to any award of more than \$250,000 made under this solicitation, recipients may not use federal funds to pay total cash compensation (salary plus cash bonuses) to any employee of the award recipient at a rate that exceeds 110 percent of the maximum annual salary payable to a member of the federal government's Senior Executive Service (SES) at an agency with a Certified SES Performance Appraisal System for that year. The 2014 salary table for SES employees is available at www.opm.gov/salary-tables. Note: A recipient may compensate an employee at a greater rate, provided the amount in excess of this compensation limitation is paid with non-federal funds. (Any such additional compensation will not be considered matching funds where match requirements apply.)

The Assistant Attorney General for OJP may exercise discretion to waive, on an individual basis, the limitation on compensation rates allowable under an award. An applicant requesting a waiver should include a detailed justification in the budget narrative of the application. Unless the applicant submits a waiver request and justification with the application, the applicant should anticipate that OJP will request the applicant to adjust and resubmit the budget.

The justification should include the particular qualifications and expertise of the individual, the uniqueness of the service the individual will provide, the individual's specific knowledge of the

program or project being undertaken with award funds, and a statement explaining that the individual's salary is commensurate with the regular and customary rate for an individual with his/her qualifications and expertise, and for the work to be done.

Prior Approval, Planning, and Reporting of Conference/Meeting/Training Costs

OJP strongly encourages applicants that propose to use award funds for any conference-, meeting-, or training-related activity to review carefully—before submitting an application—the OJP policy and guidance on “conference” approval, planning, and reporting available at www.ojp.gov/funding/confcost.htm. OJP policy and guidance (1) encourage minimization of conference, meeting, and training costs; (2) require prior written approval (which may affect project timelines) of most such costs for cooperative agreement recipients and of some such costs for grant recipients; and (3) set cost limits, including a general prohibition of all food and beverage costs.

Costs Associated with Language Assistance (if applicable)

If an applicant proposes a program or activity that would deliver services or benefits to individuals, the costs of taking reasonable steps to provide meaningful access to those services or benefits for individuals with limited English proficiency may be allowable. Reasonable steps to provide meaningful access to services or benefits may include interpretation or translation services where appropriate.

For additional information, see the "Civil Rights Compliance" section of the OJP "Other Requirements for OJP Applications" web page at www.ojp.usdoj.gov/funding/other_requirements.htm.

Other JAG Requirements

Body Armor Certification

- Ballistic-resistant and stab-resistant body armor can be funded through two BJA-administered programs: the JAG Program and the Bulletproof Vest Partnership (BVP) Program.
- The BVP Program is designed to provide a critical resource to state and local law enforcement through the purchase of ballistic-resistant and stab-resistant body armor. A jurisdiction is able to request up to 50 percent of the cost of a vest with BVP funds. For more information on the BVP Program, including eligibility and application, refer to the [BVP web page](#).
- JAG funds may also be used to purchase vests for an agency, but they may not be used to pay for that portion of the ballistic-resistant vest (50 percent) that is not covered by BVP funds. Unlike BVP, JAG funds used to purchase vests do not require a 50 percent match.
- Vests purchased with JAG funds may be purchased at any threat level, make, or model from any distributor or manufacturer, as long as the vests have been tested and found to comply with the latest applicable National Institute of Justice (NIJ) ballistic or stab standards. In addition, vests purchased must be American-made. Information on the latest NIJ standards can be found at: www.nij.gov/topics/technology/body-armor/safety-initiative.htm.
- As is the case in BVP, grantees who wish to purchase vests with JAG funds must certify that law enforcement agencies receiving vests have a written "mandatory wear" policy in effect.

FAQs related to the mandatory wear policy and certifications can be found at www.bja.gov/Funding/JAGFAQ.pdf. This policy must be in place for at least all uniformed officers before any FY 2014 funding can be used by the agency for vests. There are no requirements regarding the nature of the policy other than it being a mandatory wear policy for all uniformed officers while on duty. The certification **must** be signed by the certifying official and **must** be attached to the application. If the grantee proposes to change project activities to utilize JAG funds to purchase bulletproof vests after the application period (during the project period), the grantee must submit the signed certification to BJA at that time. A mandatory wear concept and issues paper and a model policy are available by contacting the BVP Customer Support Center atvests@usdoj.gov or toll free at 1-877-758-3787.

- A copy of the certification related to the mandatory wear can be found at: www.bja.gov/Funding/BodyArmorMandatoryWearCert.pdf.

Interoperable Communications

- Grantees (including subgrantees) that are using FY 2014 JAG Program funds to support emergency communications activities (including the purchase of interoperable communications equipment and technologies such as voice-over-internet protocol bridging or gateway devices, or equipment to support the build out of wireless broadband networks in the 700 MHz public safety band under the Federal Communications Commission (FCC) Waiver Order) must ensure:
 - Compliance with the [FY 2014 SAFECOM Guidance on Emergency Communications Grants](#) (including provisions on technical standards that ensure and enhance interoperable communications).
 - Adherence to the technical standards set forth in the FCC Waiver Order, or any succeeding FCC orders, rules, or regulations pertaining to broadband operations in the 700 MHz public safety band.
 - Projects support the Statewide Communication Interoperability Plan (SCIP) and are fully coordinated with the full-time Statewide Interoperability Coordinator (SWIC) in the state of the project. As the central coordination point for their state's interoperability effort, the SWIC plays a critical role, and can serve as a valuable resource. SWICs are responsible for the implementation of the SCIP through coordination and collaboration with the emergency response community. The U.S. Department of Homeland Security Office of Emergency Communications maintains a list of SWICs for each of the 56 states and territories. Contact OEC@hq.dhs.gov.
 - All communications equipment purchased with grant award funding (plus the quantity purchased of each item) is identified during quarterly performance metrics reporting.

Use of Global Standards Package

In order to promote information sharing and enable interoperability among disparate systems across the justice and public safety community, OJP requires the grantee to comply with DOJ's Global Justice Information Sharing Initiative (DOJ's Global) guidelines and recommendations for this particular grant. Grantee shall conform to the Global Standards Package (GSP) and all constituent elements, where applicable, as described at: www.it.ojp.gov/gsp_grantcondition. Grantees shall document planned approaches to information sharing and describe compliance

to the GSP and appropriate privacy policy that protects shared information, or provide detailed justification for why an alternative approach is recommended.

DNA Testing of Evidentiary Materials and Upload of DNA Profiles to a Database

If JAG program funds will be used for DNA testing of evidentiary materials, any resulting eligible DNA profiles must be uploaded to the Combined DNA Index System (CODIS, the national DNA database operated by the Federal Bureau of Investigation (FBI)) by a government DNA lab with access to CODIS. No profiles generated with JAG funding may be entered into any other non-governmental DNA database without prior express written approval from BJA. For more information, refer to the NIJ FY 2014 DNA Backlog Reduction Program, available at <https://ncjrs.gov/pdffiles1/nij/si001112.pdf>.

In addition, funds may not be used for purchase of DNA equipment and supplies when the resulting DNA profiles from such technology are not accepted for entry into CODIS.

Reporting Requirements, Accountability Measures, and JAG Showcase

Award recipients will be required to submit quarterly financial status (SF-425) and annual programmatic reports through [GMS](#), quarterly accountability metrics reports (see below) through BJA's Performance Measurement Tool ([PMT](#)), and Federal Funding Accountability and Transparency Act (FFATA) reports through the FFATA Sub-award Reporting System ([FSRS](#)) as necessary (see FFATA section below).

Accountability Measures

To assist the Department in fulfilling its responsibilities under the Government Performance and Results Act of 1993 (GPRA), Public Law 103-62, and the GPRA Modernization Act of 2010, Public Law 111-352, applicants who receive funding under this solicitation must provide data that measures the results of their work done under this solicitation. **Quarterly accountability metrics reports must be submitted through BJA's PMT, available at www.bjaperformancetools.org. The accountability measures can be found at: www.bjaperformancetools.org/help/JAGMeasuresQuestionnaire.pdf.**

Data reported by JAG grantees and subgrantees for this report does not determine JAG funding, which is calculated based on a statutory formula combining population and Uniform Crime Reporting Part I crime data. BJA encourages JAG grantees to make decisions on funding through a collaborative process involving all major stakeholders including law enforcement, courts, indigent defense, prosecution, corrections and community corrections, treatment providers, crime victims, and others. The measures are not designed to replace the planning that should occur at the state and local level.

Submission of accountability measures data is not required for the application. Instead, applicants should discuss in their application their proposed methods for collecting data for accountability measures. Refer to the section "What an Application Should Include" on page 14 for additional information.

Note on Project Evaluations

Applicants that propose to use funds awarded through this solicitation to conduct project evaluations should be aware that certain project evaluations (such as systematic investigations

designed to develop or contribute to generalizable knowledge) may constitute “research” for purposes of applicable DOJ human subjects protection regulations. However, project evaluations that are intended only to generate internal improvements to a program or service, or are conducted only to meet OJP’s performance measure data reporting requirements likely do not constitute “research.” Applicants should provide sufficient information for OJP to determine whether the particular project they propose would either intentionally or unintentionally collect and/or use information in such a way that it meets the DOJ regulatory definition of research.

Research, for the purposes of human subjects protections for OJP-funded programs, is defined as, “a systematic investigation, including research development, testing, and evaluation, designed to develop or contribute to generalizable knowledge” 28 C.F.R. § 46.102(d). For additional information on determining whether a proposed activity would constitute research, see the decision tree to assist applicants on the “Research and the Protection of Human Subjects” section of the OJP “Other Requirements for OJP Applications” web page (www.ojp.usdoj.gov/funding/other_requirements.htm). Applicants whose proposals may involve a research or statistical component also should review the “Confidentiality” section on that Web page.

JAG Showcase

The [JAG Showcase](#) was designed to identify and highlight JAG projects that have demonstrated success or shown promise in reducing crime and positively impacting communities. BJA has now expanded the concept of the JAG Showcase to other BJA grant programs and created a new [BJA Success Story web page](#). This new web page will be a valuable resource for states, localities, territories, tribes and criminal justice professionals who seek to identify and learn about JAG and other successful BJA funded projects linked to innovation, crime reduction, and evidence based practices.

If you have a JAG Success Story you would like to submit, sign in to your [My BJA account](#) to access the Success Story Submission form. If you do not have a [My BJA account](#), please [Register](#). Once you register, one of the available areas on your *My BJA* page will be “*My Success Stories*”. Within this box, you will see an option to add a *Success Story*. Once reviewed and approved by BJA, all success stories will appear on the new [BJA Success Story web page](#).

Priorities

BJA recognizes that the downturn in the economy has resulted in significant pressures on state and local criminal justice systems. In these challenging times, shared priorities and leveraged resources can make a significant impact. In light of this, it is important to make SAAs and local JAG recipients aware of several areas of priority that may be of help in maximizing the effectiveness of JAG funding at the state and local level.

In addition to our longstanding and unwavering commitment to keeping violent crime at its lowest level in decades, the following priorities represent key areas where BJA will be focusing nationally and invite each state and local JAG recipient to join us in addressing these challenges as a part of our JAG partnership.

Reducing Gun Violence

Gun violence has touched every state, county, city, town, and tribal government in America. In the aftermath of the Sandy Hook Elementary School tragedy and recent mass shooting at the Washington Navy Yard, BJA continues to encourage states and localities to invest valuable JAG funds in programs to: combat gun violence, enforce existing firearms laws, improve the process used to ensure that those prohibited from purchasing or owning guns are prevented from doing so, enhance reporting to the FBI's National Instant Criminal Background Check System (NICS) and provide active shooter response training to law enforcement officers and first responders.

Recidivism Reduction, Pretrial Reform and Justice System Realignment

In this time of fiscal austerity and smaller state and local budgets, reducing unnecessary incarceration in a manner that promotes public safety is a paramount goal. Effective community supervision coupled with evidence-based program interventions can result in significant reductions in recidivism. A priority funding area is the implementation of effective pretrial services programs. The use of validated risk assessment tools to inform pre-trial release decisions is critical. For a variety of resources, or to request BJA supported technical assistance from the Pre-trial Justice Institute, see www.pretrial.org. Another priority for JAG funding is to support innovative programs and approaches in probation and parole supervision that improve services to offenders and increase collaborative efforts among community supervision agencies with law enforcement and the courts. Another promising approach to justice systems reform is the Justice Reinvestment Initiative (JRI), a public-private partnership between BJA and the PEW Public Safety Performance Project. Currently, 19 states and 17 local governments are working to control spiraling incarceration costs through JRI and reinvestment savings in evidence-based criminal justice programs and strategies. Strategic investment of JAG funds to implement JRI legislation and policy changes in those states and localities can augment federal funds and achieve greater cost savings and reinvestments in programs to promote public safety. (See the Urban Institute's [Justice Reinvestment Initiative State Assessment Report](#).)

Indigent Defense

Another key priority area is support for indigent defense. BJA continues to encourage states and units of local government to use JAG funds to support the vital needs of the indigent defense community. Attorney General Holder has consistently stressed that the crisis in indigent defense reform is a serious concern which must be addressed if true justice is to be achieved in our nation. In 2002, the American Bar Association (ABA) published Ten Principles of a Public Defense Delivery System which represent fundamental building blocks for implementing quality legal representation for indigent defendants. (See ABA's [Ten Principles of a Public Defense Delivery System](#).)

Improving Mental Health Services

Disproportionate numbers of people with mental illness are involved in the criminal justice system often as a result of untreated or undertreated mental illness. This is an issue that impacts numerous facets of the criminal justice system. After the Newtown tragedy, numerous states began pushing for and adopting policies supporting early identification and intervention. States aimed to enhance mental health screening services to identify emerging mental illness in children and adolescents and to ensure adequate access to care. BJA encourages states and units of local government to utilize JAG funding in support of programs and policy changes

aimed at the following: identifying and treating people with severe mental illness before they reach crisis point; training law enforcement and correctional officers on mental health and mental health related crisis-intervention; increasing justice system diversion strategies to divert offenders with mental illness from unnecessary arrest and incarceration to more appropriate and cost-effective community-based treatment and supervision; mental health courts, allowing inmates to continue psychotropic medication in jails; and improving oversight of mental health care in jails, increasing post-jail housing options and enhancing community mental health services. (See [Adults with Behavioral Health Needs under Correctional Supervision](#).)

Evidence-Based “Smart” Programs

Many criminal justice agencies continue to experience unprecedented budget cuts, layoffs, and reductions in force. These challenges must be met by making wider use of advancements in the criminal justice field in the last several decades which rely on use of data, crime analysis, cutting edge technology, research and evaluations regarding evidenced-based and high-performing programs. A useful matrix of evidence-based policing programs and strategies is available through the [Center for Evidence-Based Policy](#) at George Mason University. In the re-entry field, a summary of research-based re-entry strategies is available on the National Reentry Resource Center’s [What Works in Reentry Clearinghouse](#) link. BJA offers a number of program models designed to effectively implement evidence based strategies including Smart Policing, Smart Supervision, Smart Pretrial, and Smart Prosecution.

BJA encourages states and units of local government to use JAG funds to support these “smart on crime” strategies, including effective partnerships with universities and research partners and with non-traditional criminal justice partners.

What an Application Should Include

Applicants should anticipate that if they fail to submit an application that contains all of the specified elements, it may negatively affect the review of their application; and, should a decision be made to make an award, it may result in the inclusion of special conditions that preclude the recipient from accessing or using award funds pending satisfaction of the conditions.

Refer to the BJA Grant Writing and Management Academy and OJP’s Grants 101 for an overview of what should be included in each application requirement. These trainings can be found at bja.ncjrs.gov/gwma/index.html and www.ojp.gov/grants101/.

OJP strongly recommends use of appropriately descriptive file names (e.g., “Program Narrative,” “Budget Narrative,” “Memoranda of Understanding,” etc.) for all attachments.

1. Information to Complete the Application for Federal Assistance (SF-424)

The SF-424 is a standard form required for use as a cover sheet for submission of pre-applications, applications, and related information. GMS takes information from the applicant’s profile to populate the fields on this form.

2. Project Abstract

Applicants **must** provide an abstract that includes the applicant's name, title of the project, goals of the project, and a description of the strategies to be used. In addition, above or below the abstract narrative, applicants **must identify up to 5 project identifiers** that would

be associated with proposed project activities. The list of all identifiers can be found at www.bja.gov/funding/JAGIdentifiers.pdf. The abstract **should not** exceed a half-page, or 400-500 words.

Failure to submit this required information will result in an application being returned in the Grants Management System (GMS) for inclusion of the missing information OR the attachment of a withholding of funds special condition at the time of award.

3. Program Narrative

Applicants **must** submit a program narrative that generally describes the proposed program activities for the two or four year grant period. The narrative must outline the type of programs to be funded by the JAG award and provide a brief analysis of the need for the programs. Narratives must also identify anticipated coordination efforts involving JAG and related justice funds. Certified disparate jurisdictions submitting a **joint application** must specify the funding distribution to each disparate unit of local government and the purposes for which the funds will be used.

Failure to submit this required information will result in an application being returned in the Grants Management System (GMS) for inclusion of the missing information OR the attachment of a withholding of funds special condition at the time of award.

4. Budget and Budget Narrative

Applicants must submit a budget and budget narrative outlining how JAG funds, including administrative funds if applicable, will be used to support and implement the program. This narrative should include a full breakdown of administrative costs, as well as an overview of how funds will be allocated across approved JAG purpose areas. Applicants should utilize the following approved budget categories to label the requested administrative and/or sub-grant expenditures: Personnel, Fringe Benefits, Travel, Equipment, Supplies, Consultants/Contracts, and an Other category. For informational purposes only, a sample budget form may be found at www.ojp.usdoj.gov/funding/forms/budget_detail.pdf.

For questions pertaining to budget and examples of allowable and unallowable costs, see the OJP Financial Guide at www.ojp.usdoj.gov/financialguide/index.htm.

Failure to submit this required information will result in an application being returned in the Grants Management System (GMS) for inclusion of the missing information OR the attachment of a withholding of funds special condition at the time of award.

a. Non-Competitive Procurement Contracts In Excess of Simplified Acquisition Threshold

If an applicant proposes to make one or more non-competitive procurements of products or services, where the non-competitive procurement will exceed the simplified acquisition threshold (also known as the small purchase threshold), which is currently set at \$150,000, the application should address the considerations outlined in the [OJP Financial Guide](#).

5. Review Narrative

Applicants **must** submit information documenting that the date the JAG application was made available for review by the governing body, or to an organization designated by that governing body, not less than 30 days before the application was submitted to BJA. The attachment must also specify that an opportunity to comment was provided to citizens prior

to application submission to the extent applicable law or established procedures make such opportunity available.

Below are notification language templates that can be utilized in completing this section of the application.

The (provide name of City/County/Tribe) made its Fiscal Year 2014 JAG application available to the (provide name of governing body) for its review and comment on (provide date); or intends to do so on (provide date).

The (provide name of City/County/Tribe) made its Fiscal Year 2014 JAG application available to citizens for comment prior to application submission by (provide means of notification); or the application has not yet been made available for public review/comment.

Failure to submit this required information will result in an application being returned in the Grants Management System (GMS) for inclusion of the missing information OR the attachment of a withholding of funds special condition at the time of award.

6. Applicant Disclosure of Pending Applications

Applicants are to disclose whether they have pending applications for federally funded grants or subgrants (including cooperative agreements) that include requests for funding to support the same project being proposed under this solicitation and will cover the identical cost items outlined in the budget narrative and worksheet in the application under this solicitation. The disclosure should include both direct applications for federal funding (e.g., applications to federal agencies) and indirect applications for such funding (e.g., applications to state agencies that will subaward federal funds).

OJP seeks this information to help avoid any inappropriate duplication of funding. Leveraging multiple funding sources in a complementary manner to implement comprehensive programs or projects is encouraged and is not seen as inappropriate duplication.

Applicants that have pending applications as described above are to provide the following information about pending applications submitted within the last 12 months:

- the federal or state funding agency
- the solicitation name/project name
- the point of contact information at the applicable funding agency.

Federal or State Funding Agency	Solicitation Name/Project Name	Name/Phone/E-mail for Point of Contact at Funding Agency
DOJ/COPS	COPS Hiring Program	Jane Doe, 202/000-0000; jane.doe@usdoj.gov
HHS/ Substance Abuse & Mental Health Services Administration	Drug Free Communities Mentoring Program/ North County Youth Mentoring Program	John Doe, 202/000-0000; john.doe@hhs.gov

Applicants should include the table as a separate attachment, with the file name “Disclosure of Pending Applications,” to their application. Applicants that do not have pending applications as described above are to include a statement to this effect in the separate attachment page (e.g., “[Applicant Name on SF-424] does not have pending applications submitted within the last 12 months for federally funded grants or subgrants (including cooperative agreements) that include requests for funding to support the same project being proposed under this solicitation and will cover the identical cost items outlined in the budget narrative and worksheet in the application under this solicitation.”).

7. Memorandum of Understanding (if applicable)

Jurisdictions certified as disparate **must** identify a fiscal agent that will submit a **joint application** for the aggregate eligible allocation to all disparate municipalities. The joint application **must** determine and specify the award distribution to each unit of local government and the purposes for which the funds will be used. When beginning the JAG application process, a Memorandum of Understanding (MOU) that identifies which jurisdiction will serve as the applicant/fiscal agent for joint funds **must** be completed and signed by the Authorized Representative for each participating jurisdiction. The signed MOU **must** be attached to the application. For a sample MOU, go to www.bja.gov/Funding/JAGMOU.pdf.

Failure to submit this required information will result in an application being change requested in the Grants Management System (GMS) for inclusion of the missing information OR the attachment of a withholding special condition at the time of award if time does not permit for a change request process.

8. Tribal Authorizing Resolution (if applicable)

Tribes, tribal organizations, or third parties proposing to provide direct services or assistance to residents on tribal lands should include in their applications a resolution, a letter, affidavit, or other documentation, as appropriate, that certifies that the applicant has the legal authority from the tribe(s) to implement the proposed project on tribal lands. In those instances when an organization or consortium of tribes applies for a grant on behalf of a tribe or multiple specific tribes, then the application should include appropriate legal documentation, as described above, from all tribes that would receive services/assistance under the grant. A consortium of tribes for which existing consortium bylaws allow action without support from all tribes in the consortium (i.e., without an authorizing resolution or comparable legal documentation from each tribal governing body) may submit, instead, a copy of its consortium bylaws with the application.

Applicants unable to submit an application that includes a fully-executed (i.e., signed) copy of appropriate legal documentation, as described above, consistent with the applicable tribe’s governance structure, should, at minimum, submit an unsigned, draft version of such legal documentation as part of its application (except in cases in which, with respect to a tribal consortium applicant, consortium bylaws allow action without the support of all consortium member tribes). If receiving funding, BJA will make use of and access to funds will be contingent on receipt of the fully-executed legal documentation.

9. Applicant Disclosure of High Risk Status

Applicants are to disclose whether they are currently designated high risk by another federal grant making agency. This includes any status requiring additional oversight by the federal agency due to past programmatic or financial concerns. If an applicant is designated high risk by another federal grant making agency, you must email the following information to

OJPComplianceReporting@usdoj.gov at the time of application submission:

- The federal agency that currently designated the applicant as high risk;
- Date the applicant was designated high risk;
- The high risk point of contact name, phone number, and email address, from that federal agency; and
- Reasons for the high risk status.

OJP seeks this information to ensure appropriate federal oversight of any grant award. Unlike the Excluded Parties List, this high risk information does not disqualify any organization from receiving an OJP award. However, additional grant oversight may be included, if necessary, in award documentation.

10. Additional Attachments (if applicable)

Research and Evaluation Independence and Integrity

If a proposal involves research and/or evaluation, regardless of the proposal's other merits, in order to receive funds, the applicant must demonstrate research/evaluation independence, including appropriate safeguards to ensure research/evaluation objectivity and integrity.

For purposes of this solicitation, research and evaluation independence and integrity pertains to ensuring that the design, conduct, or reporting of research and evaluation funded by BJA grants, cooperative agreements, or contracts will not be biased by any personal or financial conflict of interest on the part of the investigators responsible for the research and evaluation or on the part of the applicant organization. Conflicts can be either actual or apparent. Examples of potential investigator (or other personal) conflict situations may include those in which an investigator would be in a position to evaluate a spouse's work product (actual conflict), or an investigator would be in a position to evaluate the work of a former colleague (potential apparent conflict). With regard to potential organizational conflicts of interest, as one example, generally an organization could not be given a grant to evaluate a project if that organization had itself provided substantial prior technical assistance to that project, as the organization in such an instance would appear to be evaluating the effectiveness of its own prior work. The key is whether a reasonable person understanding all of the facts would be able to have confidence that the results of any research or evaluation project are objective and reliable. Any outside personal or financial interest that casts doubt on that objectivity and reliability is a problem.

In the attachment dealing with research and evaluation independence and integrity, the applicant should explain the process and procedures that the applicant has put in place to identify and eliminate (or, at the very least, mitigate) potential personal or financial conflicts of interest on the part of its staff, consultants, and/or subrecipients. It should also identify any potential organizational conflicts of interest on the part of the applicant with regard to the proposed research/evaluation. If the applicant reasonably believes that no potential personal or organizational conflicts of interest exist, then the applicant should provide a brief narrative explanation of how and why it reached that conclusion. Documentation that may be helpful in this regard could include organizational codes of ethics/conduct or policies regarding organizational, personal, and financial conflicts of interest.

For situations in which potential personal or organizational conflicts of interest exist, in the attachment, the applicant should identify the safeguards the applicant has or will put in place to eliminate, mitigate, or otherwise address those conflicts of interest.

Considerations in assessing research and evaluation independence and integrity will include, but may not be limited to, the adequacy of the applicant's efforts to identify factors that could affect the objectivity or integrity of the proposed staff and/or the organization in carrying out the research, development, or evaluation activity; and the adequacy of the applicant's existing or proposed remedies to control any such factors.

11. Accounting System and Financial Capability Questionnaire

Any applicant (other than an individual) that is a non-governmental entity and that has not received any award from OJP within the past 3 years must download, complete, and submit this [form](#).

Review Process

OJP is committed to ensuring a fair and open process for awarding grants. BJA reviews the application to make sure that the information presented is reasonable, understandable, measurable, and achievable, as well as consistent with the solicitation. BJA will review applications for formula awards to ensure statutory requirements have been met.

Absent explicit statutory authorization or written delegation of authority to the contrary, the Assistant Attorney General will make all final award decisions.

Additional Requirements

Applicants selected for awards must agree to comply with additional legal requirements upon acceptance of an award. OJP encourages applicants to review the information pertaining to these additional requirements prior to submitting an application. Additional information for each requirement can be found at www.ojp.usdoj.gov/funding/other_requirements.htm.

- Civil Rights Compliance
- Civil Rights Compliance Specific to State Administering Agencies
- Faith-Based and Other Community Organizations
- Confidentiality
- Research and the Protection of Human Subjects
- Anti-Lobbying Act
- Financial and Government Audit Requirements
- Reporting of Potential Fraud, Waste, and Abuse, and Similar Misconduct
- National Environmental Policy Act (NEPA)

- DOJ Information Technology Standards (if applicable)
- Single Point of Contact Review
- Non-Supplanting of State or Local Funds
- Criminal Penalty for False Statements
- Compliance with [Office of Justice Programs Financial Guide](#)
- Suspension or Termination of Funding
- Non-profit Organizations
- For-profit Organizations
- Government Performance and Results Act (GPRA)
- Rights in Intellectual Property
- Federal Funding Accountability and Transparency Act of 2006 (FFATA)
- Awards in Excess of \$5,000,000 – Federal Taxes Certification Requirement
- Active SAM Registration
- Policy and Guidance for Approval, Planning, and Reporting of Conferences (including Meetings and Trainings)
- OJP Training Guiding Principles for Grantees and Subgrantees

How to Apply

Applicants must submit applications through the Grants Management System ([GMS](#)), which provides cradle to grave support for the application, award, and management of awards at OJP. Applicants **must register in GMS for each specific funding opportunity**. Although the registration and submission deadlines are the same, OJP urges applicants to **register promptly**, especially if this is their first time using the system. Find complete instructions on how to register and submit an application in GMS at www.ojp.usdoj.gov/gmscbt/. Applicants that experience technical difficulties during this process should e-mail GMS.HelpDesk@usdoj.gov or call 888-549-9901 (option 3), Monday–Friday from 6:00 a.m. to midnight eastern time, except federal holidays. OJP recommends that applicants **register promptly** to prevent delays in submitting an application package by the deadline.

Note on File Types: GMS does not accept executable file types as application attachments. These disallowed file types include, but are not limited to, the following extensions: “.com,” “.bat,” “.exe,” “.vbs,” “.cfg,” “.dat,” “.db,” “.dbf,” “.dll,” “.ini,” “.log,” “.ora,” “.sys,” and “.zip.”

All applicants should complete the following steps:

- 1. Acquire a Data Universal Numbering System (DUNS) number.** In general, the Office of Management and Budget requires that all applicants (other than individuals) for federal funds include a DUNS number in their application for a new award or a supplement to an existing award. A DUNS number is a unique nine-digit sequence recognized as the universal standard for identifying and differentiating entities receiving federal funds. The identifier is used for tracking purposes and to validate address and point of contact information for federal assistance applicants, recipients, and subrecipients. The DUNS number will be used throughout the grant life cycle. Obtaining a DUNS number is a free, one-time activity. Call Dun and Bradstreet at 866-705-5711 to obtain a DUNS number or apply online at www.dnb.com. A DUNS number is usually received within 1-2 business days.
- 2. Acquire registration with the System for Award Management (SAM).** SAM is the repository for standard information about federal financial assistance applicants, recipients, and subrecipients. OJP requires that all applicants (other than individuals) for federal financial assistance maintain current registrations in the SAM database. Applicants must **update or renew their SAM registration annually** to maintain an active status.

Information about SAM registration procedures can be accessed at www.sam.gov.

- 3. Acquire a GMS username and password.** New users must create a GMS profile by selecting the “First Time User” link under the sign-in box of the [GMS](http://www.gms.gov) home page. For more information on how to register in GMS, go to www.ojp.usdoj.gov/gmscbt/.
- 4. Verify the SAM (formerly CCR) registration in GMS.** OJP requests that all applicants verify their SAM registration in GMS. Once logged into GMS, click the “CCR Claim” link on the left side of the default screen. Click the submit button to verify the SAM (formerly CCR) registration.
- 5. Search for the funding opportunity on GMS.** After logging into GMS or completing the GMS profile for username and password, go to the “Funding Opportunities” link on the left side of the page. Select “Bureau of Justice Assistance” and the “Edward Byrne Memorial Justice Assistance Grant (JAG) Program–Local Solicitation.”
- 6. Register by selecting the “Apply Online” button associated with the funding opportunity title.** The search results from step 5 will display the funding opportunity title along with the registration and application deadlines for this funding opportunity. Select the “Apply Online” button in the “Action” column to register for this funding opportunity and create an application in the system.
- 7. Complete the Disclosure of Lobbying Activities, if applicable.** Any applicant that expends any funds for lobbying activities must provide the detailed information requested on the form, *Disclosure of Lobbying Activities* ([SF-LLL](http://www.ojp.usdoj.gov/gmscbt/)).
- 8. Follow the directions in GMS to submit an application consistent with this solicitation.** Once submitted, GMS will display a confirmation screen stating the submission was successful. **Important:** In some instances, applicants must wait for GMS approval before submitting an application. OJP urges applicants to submit the application **at least 72 hours prior** to the application due date.

Note: Duplicate Applications

If an applicant submits multiple versions of an application, BJA will review the most recent version submitted.

Experiencing Unforeseen GMS Technical Issues

Applicants that experience unforeseen GMS technical issues beyond their control that prevent them from submitting their application by the deadline must e-mail your [State Policy Advisor](#) **within 24 hours after the application deadline** and request approval to submit their application. The e-mail must describe the technical difficulties and include a timeline of the applicant's submission efforts, the complete grant application, the applicant's DUNS number, and any GMS Help Desk or SAM tracking number(s). **Note: BJA does not approve requests automatically.** After the program office reviews the submission, and contacts the GMS Help Desk to validate the reported technical issues, OJP will inform the applicant whether the request to submit a late application has been approved or denied. If OJP determines that the applicant failed to follow all required procedures, which resulted in an untimely application submission, OJP will deny the applicant's request to submit their application.

The following conditions are generally insufficient to justify late submissions:

- failure to register in SAM or GMS in sufficient time
- failure to follow GMS instructions on how to register and apply as posted on the GMS Web site
- failure to follow each instruction in the OJP solicitation
- technical issues with the applicant's computer or information technology environment, including firewalls.

Notifications regarding known technical problems with GMS, if any, are posted at the top of the OJP funding Web page at www.ojp.usdoj.gov/funding/solicitations.htm.

Provide Feedback to OJP

To assist OJP in improving its application and award processes, we encourage applicants to provide feedback on this solicitation, the application submission process, and/or the application review/peer review process. Provide feedback to OJPSolicitationFeedback@usdoj.gov.

IMPORTANT: This e-mail is for feedback and suggestions only. Replies are **not** sent from this mailbox. If you have specific questions on any program or technical aspect of the solicitation, **you must** directly contact the appropriate number or e-mail listed on the front of this solicitation document. These contacts are provided to help ensure that you can directly reach an individual who can address your specific questions in a timely manner.

If you are interested in being a reviewer for other OJP grant applications, please e-mail your resume to ojppeerreview@lmbps.com. The OJP Solicitation Feedback email account will not forward your resume. **Note:** Neither you nor anyone else from your organization can be a peer reviewer in a competition in which you or your organization have submitted an application.

Application Checklist

Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2014 Local Solicitation

This application checklist has been created to assist in developing an application.

What an Applicant Should Do:

Prior to Registering in GMS:

- _____ Acquire a DUNs Number (see page 21)
- _____ Acquire or renew registration with SAM (see page 21)

To Register with GMS:

- _____ For new users, acquire a GMS username and password* (see page 21)
- _____ For existing users, check GMS username and password* to ensure account access (see page 21)
- _____ Verify SAM registration in GMS (see page 21)
- _____ Search for correct funding opportunity in GMS (see page 21)
- _____ Register by selecting the "Apply Online" button associated with the funding opportunity title (see page 21)

*Password Reset Notice – GMS users are reminded that while password reset capabilities exist, this function is only associated with points of contacts designated within GMS at the time the account was established. Neither OJP or the GMS Help Desk will initiate a password reset unless requested by the authorized official or a designated point of contact associated with an award or application.

General Requirements:

- _____ Review "[Other Requirements](#)" web page

Eligibility Requirement:

- _____ Jurisdiction listed as the legal name on the application corresponds with the eligible jurisdiction listed on BJA's [JAG web page](#)
- _____ Federal amount requested is within the allowable limit of the FY 2014 JAG Allocations List as listed on BJA's [JAG web page](#)

What an Application Should Include:

- _____ Application for Federal Assistance (SF-424) (see page 14)
- _____ Project Abstract (see page 14)
- _____ Program Narrative (see page 15)
- _____ Budget and Budget Narrative (see page 15)
- _____ Review Narrative (see page 15)
- _____ Applicant Disclosure of Pending Applications (see page 16)
- _____ Memorandum of Understanding, if applicable (see page 17)
- _____ Tribal Authorizing Resolution, if applicable (see page 17)
- _____ Applicant Disclosure of High Risk Status (see page 17)
- _____ Research and Evaluation Independence and Integrity, if applicable (see page 18)
- _____ Accounting System and Financial Capability Questionnaire (if applicable) (see page 19)
- _____ Disclosure of Lobbying Activities, if applicable ([SF-LLL](#)) (see page 21)



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6409

County Administrator's Report 11. 2.

BCC Regular Meeting

Technical/Public Service Consent

Meeting Date: 07/10/2014

Issue: Schedule of a Public Hearing to Consider the Adoption of Community Cat Management Ordinance

From: Marilyn Wesley, Department Director

Organization: Community Affairs

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Scheduling of a Public Hearing to Consider the Adoption of an Ordinance Regarding Community Cat Management - Marilyn D. Wesley, Community Affairs Department Director

That the Board schedule a Public Hearing for July 24, 2014, at 5:33 p.m., to consider adoption of an Ordinance of the Escambia County Code of Ordinances, amending Volume 1, Chapter 10, Article 1, Section 10-3, to define "community cats," creating Section 10-27, relating to feeding cats and dogs outdoors, and creating Section 10-28, authorizing a Community Cat Management Initiative and establishing community cat management requirements.

BACKGROUND:

A draft ordinance concerning a Community Cat Management Program was presented and discussed at the April 10, 2014, Committee of the Whole (COW). Following the COW meeting, staff received input from the Animal Services Advisory Committee (ASAC) and Target Zero Institute (TZI). The draft ordinance has since been amended to address concerns presented by those organizations. The current draft (attached) establishes criteria for feeding cats and dogs outdoors and sets requirements for managing community cats. The goal of the Community Cat Management initiative is to reduce the number of cats being euthanized at the Escambia County Animal Shelter each year.

BUDGETARY IMPACT:

Community Cat Management is expected to reduce the number of cats that are euthanized annually, which will also reduce costs at the Escambia County Animal Shelter. The Animal Shelter currently euthanizes approximately 4,500 cats per year.

LEGAL CONSIDERATIONS/SIGN-OFF:

This Ordinance was prepared by Kerra A. Smith, Assistant County Attorney.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

The Animal Services Division intends to work with the Pensacola Humane Society to transition cats into the Community Cat Management Program, pending adoption of the Ordinance.

Attachments

Community Cat Management Draft Ordinance

1 county, or state. In those areas not served by an animal control authority, the sheriff shall carry
2 out the duties of the animal control authority under this chapter.

3 *Animal control officer* means any person duly employed or appointed who is authorized
4 to investigate, on public or private property, and to issue citations as provided in this chapter. An
5 animal control officer is not authorized to bear arms or make arrests.

6 *Animal enclosure* means any pet store, pet shop, animal shelter, kennel, animal rescue
7 organization facility, sty, barnyard, impoundment area or other area where animals are housed
8 and kept, whether for retail, breeding purposes or as household pets.

9 *Animal rescue organization* means a humane society or other nonprofit organization that
10 is: dedicated to the protection of animals; duly registered with the Florida Department of State
11 and the Florida Department of Agriculture and Consumer Services; and properly organized as a
12 charitable organization under § 501(c)(3) of the Internal Revenue Code.

13 *Animal shelter* means the offices of the animal control officer where an impoundment
14 area for animals is provided.

15 *Barnyard animals* means all animals of the equine, bovine or swine class and includes
16 goats, sheep, mules, horses, hogs or cattle and domesticated poultry.

17 Community cat means any free-roaming cat that does not have an owner but may be
18 cared for by one or more residents of the immediate area who is/are known or unknown; a
19 community cat may or may not be feral. Community cats shall be distinguished from other cats
20 by being sterilized, vaccinated against the threat of rabies, and ear tipped (preferably on the left
21 ear). Qualified community cats are exempt from pickup and impounding as strays under
22 section 10-5, tag requirements of section 10-8(b), licensing requirements of section 10-9, and
23 roaming at large provisions of section 10-11(a), but may be subject to the animal nuisance
24 provisions of section 10-11(e).

25 *County commissioners* means the board of county commissioners of the county.

26 *Cruelty* means any omission, or act of neglect, torture or torment that causes
27 unjustifiable pain or suffering of an animal.

28 *Dangerous or vicious animal* means any animal that according to the records of the
29 appropriate authority:

- 30 (1) Has aggressively bitten, attacked, or endangered or has inflicted severe injury on a
31 human being on public or private property;
- 32 (2) Has, more than once, severely injured or killed a domestic animal while off the
33 owner's property; or
- 34 (3) Has, when unprovoked, chased or approached a person upon the streets, sidewalks,
35 or any public grounds in a menacing fashion or apparent attitude of attack, provided

1 that such actions are attested to in a sworn statement by one or more persons and
2 dutifully investigated by the appropriate authority.

3 *Direct control* means immediate, continuous physical control of an animal at all times
4 such as by means of a fence, leash, cord, or chain of such strength to restrain the same. In the
5 case of specifically trained or hunting animals which immediately respond to such commands,
6 direct control shall also include aural and/or oral control, if the controlling person is at all times
7 clearly and fully within unobstructed sight and hearing of the animal.

8 *Harbor(ing)* means any person or entity that provides care, shelter, protection, refuge,
9 and/or nourishment to an animal.

10 *Hobby breeder* means any person who owns or breeds purebred dogs or pedigreed cats
11 primarily for personal recreational use. Personal recreational use may include participation in
12 recognized conformation shows, hunting, field or obedience trials, racing, specialized hunting,
13 working or water trials, and may include improving the physical soundness, temperament, and
14 conformation of a given breed to standard or for the purpose of guarding or protecting the
15 owner's property.

16 *Impounding officer* means the county administrator or his designee.

17 *Livestock* means all domestic animals kept for use on a farm or raised for sale and profit.

18 *Livestock officer* means the sheriff or his designee.

19 *Owner* means any person, firm, corporation or organization possessing, harboring,
20 keeping, or having control or custody of an animal, whether temporary or permanent, or if the
21 animal is owned by a person under the age of 18, that person's parent or guardian.

22 *Pet shop* means any place or premises at which the primary purpose is the keeping of
23 pet animals, exclusive of those animals regulated and controlled by the state freshwater fish and
24 game commission, for retail or wholesale purchase.

25 *Proper enclosure of a dangerous dog* means, while on the owner's property, a
26 dangerous dog is securely confined indoors or in a securely enclosed and locked pen or
27 structure, suitable to prevent the entry of young children and designed to prevent the animal
28 from escaping together with visible signage warning persons of the presence of a "bad dog."
29 Such pen or structure shall have secure sides and a secure top to prevent the dog from
30 escaping over, under, or through the structure, and shall also provide protection from the
31 elements.

32 *Public road* means any street, sidewalk, alley, highway, or other way open to travel by
33 the public including rights-of-way, bridges and tunnels.

1 *Residential area* means any area in the county where two or more dwellings or houses
2 are within 50 feet or less of each other.

3 *Severe injury* means any physical injury that results in broken bones, multiple bites, or
4 disfiguring lacerations requiring sutures or reconstructive surgery.

5 *Shelter* means provision of, and unlimited access to, a three-dimensional structure
6 having a roof, walls and a floor, which is dry, sanitary, clean and weatherproof and made of
7 durable material. At a minimum the structure must be:

- 8 (1) Sufficient in size to allow the animal to stand up, turn around, lie down and stretch
9 comfortably;
- 10 (2) Designed to protect the animal from the adverse effects of the elements and provide
11 access to shade from direct sunlight and regress from exposure to inclement weather
12 conditions;
- 13 (3) Free of standing water, accumulated waste and debris;
- 14 (4) Provide adequate ventilation; and
- 15 (5) Provide a solid surface flooring area, resting platform, pad, mat, or similar provision of
16 adequate size for the animal to lie upon in a comfortable manner.

17 *Stable* means those premises at which horses or equines are kept commercially for
18 boarding, riding, breeding, training, or resale purposes.

19 *Sterilization* means dogs and cats rendered permanently incapable of reproduction by
20 surgical alteration, implantation of a device, or other physical means, or permanently incapable
21 of reproduction because of physiological sterility, but only where the neutered or spayed
22 condition has been certified by a veterinarian licensed in any state.

23 *Tether* means to restrain an animal by tying the animal to any stationary object or
24 structure, including, but not limited to, a house, tree, fence, post, garage or shed, by any means,
25 including, but not limited to, a chain, rope, cord, leash or pulley/running line, but shall not include
26 the use of a leash when walking an animal.

27 *Unaltered animal* means a dog or cat which has not been neutered, spayed or is
28 otherwise not sterilized.

29 *Unprovoked* means that the victim who has been conducting himself or herself
30 peacefully and lawfully has been bitten or chased in a menacing fashion or attacked by a dog.

31 *Wild animal* means any living member of the kingdom Animalia, including those born or
32 raised in captivity, except the following:

- 33 (1) The species *Homo sapiens* (human beings).

- 1 (2) The species *Canis familiaris* (domestic dogs, including hybrids with wolves, coyotes,
2 or jackals).
- 3 (3) The species *Felis catus* (domestic cats, excluding hybrids with ocelots or margays).
- 4 (4) The species *Equus caballus* (domestic horses).
- 5 (5) The species *Equus asinus* (asses/donkeys).
- 6 (6) The species *Bos taurus* (cattle).
- 7 (7) The subspecies *Ovis ammon aries* (sheep).
- 8 (8) The species *Capra hircus* (goats).
- 9 (9) The subspecies *Sus scrofa domestica* (swine).
- 10 (10) Domesticated races of the species *Gallus gallus* or *Meleagris gallopavo* (poultry).
- 11 (11) Domesticated races of the species *Mesocricetus auratus* (golden hamsters).
- 12 (12) Domesticated races of the subspecies *Cavia aperea procellus* (guinea pigs).
- 13 (13) Domesticated races of rats or mice (white or albino, trained, laboratory-reared).
- 14 (14) Domesticated races of the species *Oryctolagus cuniculus* (rabbits).
- 15 (15) All captive-bred members of the species of the families *Psittacidae* (parrots,
16 parakeets), *Anatidae* (ducks), *Fringillidae* (finches), and *Columbidae* (doves and
17 pigeons).
- 18 (16) All captive-bred members of the species *Serinius canaria* of the class *Aves*
19 (canaries).
- 20 (17) Domesticated races of the species *Carassius auratus* (goldfish).
- 21 (18) Captive-bred members of the superorder *Teleostei* of the class *Osteichthyes*
22 (common aquarium fish).
- 23

24 **Section 2.** That Volume I, Chapter 10, Article I, Section 10-27 of the Escambia County Code
25 of Ordinances is hereby created to read as follows:

26 **Sec. 10-27. Feeding of Cats and Dogs Outdoors.**

27
28 Dogs and cats, excluding managed community cats covered in section 10-28, may be
29 fed outdoors only if the following conditions are met:

- 30
- 31 (1) Feeding shall take place primarily during daylight hours to minimize the risk of domestic-
32 wildlife interactions that have increased potential of rabies exposure for the cats or dogs.
33 Any food provided after daylight hours shall only be provided for such time as required
34 for feeding, which time shall not exceed 30 minutes, after which all food shall be
35 removed.
- 36
- 37 (2) All food must be placed in a sanitary container of sufficient size for the cat and/or dog
38 being fed. Only an amount of food that is appropriate for daily consumption may be
39 provided.
- 40
- 41 (3) Excess quantities of food may not be dumped on the ground or placed outdoors in
42 bowls or other contains. Leaving open food packages outdoors is also prohibited.
- 43

1 (4) Feeding outdoors must take place on the property owned by the person placing the food
2 or be done with the consent of the property owner. Feeding on public property, road
3 right-of-ways, parks, common land of a multifamily housing unit or any property without
4 the consent of the owner is prohibited.
5

6 A Violation of this section is a civil infraction punishable as provided for in section 10-23.
7

8 **Section 3.** That Volume I, Chapter 10, Article I, Section 10-28 of the Escambia County Code
9 of Ordinances is hereby created to read as follows:

10 **Sec. 10-28. Community Cat Management Initiative.**

11 (a) *Short title.* This section shall be known as the “Escambia County Community Cat
12 Management Ordinance”.

13 (b) *Legislative intent.* Escambia County hereby recognizes the need for innovation in
14 addressing the issues presented by feral, free-roaming and other community cats. It is
15 further recognized that there are community care givers of cats, and that properly
16 managed community cats may be part of the solution to the continuing euthanasia of
17 cats. The intent of this section is to address these issues by authorizing a community cat
18 management initiative.
19

20 (c) *Community Cat Management Requirements.* Community cats shall be managed as
21 follows:
22

23 (1) All managed community cats must be maintained on private property of the
24 caregiver(s), or with permission on the private property of another landowner
25 (including city, state, and federal public property).
26

27 (2) All cats that are part of community cat management programs must be sterilized,
28 vaccinated against the threat of rabies, and ear-tipped (preferably on the left ear) for
29 easy identification. Female cats may also be tattooed on the stomach or right ear as
30 evidence of sterilization.

31 (d) If the requirements of subsection (c) above are met, the community cat is exempt from
32 pickup and impounding as a stray pursuant to section 10-5, tag and licensing
33 requirements of sections 10-8(b) and 10-9, and roaming at large provisions of section
34 10-11(a), except as provided in subsection (f) below. Community cats may be subject to
35 the animal nuisance provisions of section 10-11(e).

36 (e) If a person is providing care for a community cat or community cat colony/group, the
37 following conditions must be satisfied:

38 (1) Food must be provided in the proper quantity for the number of cats being managed,
39 and must be maintained in proper feeding containers.

40 (2) Water, if supplied, must be clean, potable and free from debris and algae.

41 (3) If shelter is provided, it shall be unobtrusive, safe, and of the proper size for the
42 cat(s).

1 (4) If veterinary care is needed, but is unavailable or too expensive, the caregiver must
2 not allow a community cat to suffer.

3 (f) Community Cats and/or Community Cat colonies/groups are prohibited on public bathing
4 beaches or recreational areas on that portion of Santa Rosa Island owned by and under
5 the jurisdiction of the county or the Santa Rosa Island Authority, and on public bathing
6 beaches or recreational areas on any portion of any beach, public or private, on the
7 portion of the county known as Perdido Key and more particularly described in section
8 10-11(b)(2).

9 (g) A Violation of this section is a civil infraction punishable as provided for in section 10-23.

10
11 **Section 4. Severability.**

12 If any section, sentence, clause or phrase of this Ordinance is held to be invalid or
13 unconstitutional by any Court or competent jurisdiction, then said holding shall in no way affect
14 the validity of the remaining portions of this Ordinance.

15 **Section 5. Inclusion in the Code.**

16 It is the intention of the Board of County Commissioners that the provisions of this
17 Ordinance shall become and be made a part of the Escambia County Code; and that the
18 sections of this Ordinance may be renumbered or relettered and the word "ordinance" may be
19 changed to "section", "article", or such other appropriate word or phrase in order to accomplish
20 such intentions.

21 **Section 6. Effective Date.**

22 This Ordinance shall become effective upon filing with the Department of State.
23

24 **DONE AND ENACTED THIS _____ DAY OF _____, 2014.**

25 BOARD OF COUNTY COMMISSIONERS
26 ESCAMBIA COUNTY, FLORIDA
27

28
29
30 ATTEST: PAM CHILDERS
31 Clerk to the Circuit Court
32

Lumon J. May, Chairman

33 BY: _____
34 Deputy Clerk
35 (Seal)

36
37 Enacted:
38 Filed with Department of State:
39 Effective:



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6394

County Administrator's Report 11.3.

BCC Regular Meeting

Technical/Public Service Consent

Meeting Date: 07/10/2014

Issue: Expenditure in Excess of \$100,000 for Flood Mitigation at Fire Stations

From: Mike Weaver

Organization: Public Safety

CAO Approval:

RECOMMENDATION:

Recommendation Concerning Amending the Authorization for Expenditures in Excess of \$100,000 in Fiscal Year 2013-2014 for the Public Safety Department - Michael D. Weaver, Public Safety Department Director

That the Board amend its action taken on June 3, 2014, authorizing the issuance of a Purchase Order, in the amount of \$100,000, for Fiscal Year 2013-2014, for the Public Safety Department, to "Complete Construction," LLC, d/b/a Complete DKI, Vendor Number 165044, for flood mitigation at the fire stations that were damaged by flooding, to correct the vendor's name to "Pro Construction, LLC," d/b/a Complete DKI, due to a scrivener's error.

BACKGROUND:

A scrivener's error was made in the Agenda Item on the 6/3/2014 BCC meeting. This is to amend that Recommendation to correct the vendor's name.

BUDGETARY IMPACT:

N/A

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

This recommendation is in compliance with Escambia County Code of Ordinance Chapter 46 Finance, Article II purchases and Contracts.

IMPLEMENTATION/COORDINATION:

Escambia County Fire Rescue and the Purchasing Department will make the necessary corrections to the Purchase Order.

Attachments

[Resume from 6/3/2014 Agenda](#)

RESUME OF THE REGULAR BCC MEETING – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

2. Recommendation: That the Board approve, for the Fiscal Year 2013-2014, the issuance of a blanket Purchase Order, in excess of \$50,000, based upon previously awarded Contracts, Contractual Agreements, or annual requirements, for the Escambia County Fire Rescue Department, as follows (Funding: Fund 143, Fire Protection Fund, Cost Centers 330206 and 330209, Object Code 55201):

Vendor/Contractor	Amount	Contract Number
Ten-8 Fire Equipment Inc. Vendor Number: 200935 Fire Equipment Suppliers Fund: 143 Fire Protection Cost Center: 330206 and Cost Center: 330209	\$100,000	PD 13-14.017

Approved 5-0

3. Recommendation: That the Board authorize the issuance of a Purchase Order, in the amount of \$100,000, for Fiscal Year 2013-2014, for the Public Safety Department, to Complete Construction, LLC, d/b/a Complete DKI, Vendor Number 165044, for flood mitigation at the fire stations that were damaged by flooding (Funding: Fund 112, Disaster Recovery Fund, Cost Center 330494, Buildings and Contents, Object Code 54601, Repair and Maintenance).

Approved 5-0



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6324

County Administrator's Report 11. 4.

BCC Regular Meeting

Technical/Public Service Consent

Meeting Date: 07/10/2014

Issue: Strategic Intermodal System (SIS) Designation Change Request for 12th Avenue

From: Joy D. Blackmon, P.E., Department Director

Organization: Public Works

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Strategic Intermodal System Designation Change Request for 12th Avenue - Joy D. Blackmon, P.E., Public Works Department Director

That the Board consider authorizing the Chairman to sign a Letter of Support for the designation of 12th Avenue between State Road (SR) 750 (Airport Boulevard) and Francis Taylor Boulevard as a Strategic Intermodal System (SIS) Highway Connector to support Pensacola International Airport's growing air cargo.

BACKGROUND:

The Pensacola International Airport is currently planning to expand their regional freight and cargo services. Currently, the majority of the air cargo activity at Pensacola International Airport takes place on the ramp are located to the north of the terminal complex. Pensacola International Airport has seen a marked increase in cargo operations over the last few years. In order to expand its cargo capabilities, Pensacola International Airport is currently in the process of designing improvements to the existing ramp.

In order to support the expansion of cargo operations at Pensacola International Airport, a Designation Change Request is being proposed to integrate 12th Avenue between SR 750 (Airport Boulevard) and Francis Taylor Boulevard into the existing SIS Highway Connector. This portion of 12th Avenue is owned and maintained by Escambia County. This was confirmed on June 29th, 2009 (attached). The County supports the additional designation of 12th Avenue between SR 750 (Airport Boulevard) and Francis Taylor Boulevard as SIS Highway Connector to support Pensacola International Airport's growing air cargo.

The new SIS designation would not require the County to upgrade this portion of the facility or perform any particular maintenance other than our regular maintenance as required by the County. Also, if Federal, State, Airport, or City agencies request and/or require any upgrades or specific maintenance to this portion of 12th Ave, the upgrades and/or maintenance would be fully funded by the Federal, State, Airport or City agency requesting the upgrades and/or maintenance and would not require funding from the County.

BUDGETARY IMPACT:

N/A

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

Once the Chairman has signed the letter, Transportation and Traffic Operations will mail the letter and will coordinate with the Florida Department of Transportation.

Attachments

Letter

Terminated City IA



Board of County Commissioners • Escambia County, Florida

Wilson B. Robertson, District 1
Gene M. Valentino, District 2
Lumon J. May, District 3
Grover C. Robinson, IV, District 4
Steven Barry, District 5

July 10, 2014

Mr. Ray Kirkland
District 3 Systems Planning Supervisor
Florida Department of Transportation
1074 Highway 90
Chipley, FL 32428

RE: Strategic Intermodal System (SIS) Designation Change Request for 12th Avenue between SR 750 (Airport Boulevard) and Francis Taylor Boulevard

Dear Mr. Kirkland:

The Pensacola International Airport is currently planning to expand their regional freight and cargo services. Currently, the majority of the air cargo activity at Pensacola International Airport takes place on the ramp area located to the north of the terminal complex. Pensacola International Airport has seen a marked increase in cargo operations over the last few years. In order to expand its cargo capabilities, Pensacola International Airport is currently in the process of designing improvements to the existing ramp.

In order to support the expansion of cargo operations at Pensacola International Airport, a Designation Change Request is being proposed to integrate 12th Avenue between SR 750 (Airport Boulevard) and Francis Taylor Boulevard into the existing SIS Highway Connector. This portion of 12th Avenue is owned and maintained by Escambia County. The County supports the additional designation of 12th Avenue between SR 750 (Airport Boulevard) and Francis Taylor Boulevard as SIS Highway Connector to support Pensacola International Airport's growing air cargo.

The new SIS designation would not require the County to upgrade this portion of the facility or perform any particular maintenance other than our regular maintenance as required by the County. Also, if Federal, State, Airport, or City agencies request and/or require any upgrades or specific maintenance to this portion of 12th Ave, the upgrades and/or maintenance would be fully funded by the Federal, State, Airport or City agency requesting the upgrades and/or maintenance and would not require funding from the County.

Sincerely,

Lumon J. May, Chairman
Escambia County Commissioner
District 3

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Robert R. "Bob" McLaughlin, County Administrator

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

1-6. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving Consent Agenda Items 1 through 6, as follows (Item 7 was held for a separate vote):

1828

1. Accepting, for filing with the Board's Minutes, the June 18, 2009, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA. 1828
2. Accepting, for filing with the July 23, 2009, Board's Minutes, the Information Report concerning the Enterprise Zone Development Agency (EZDA) Second Quarter Report. 1828
3. Approving the scheduling (*and advertising*) of a Public Hearing on August 6, 2009, at 5:33 p.m., to consider the adoption of County Ordinances amending the Barrancas Redevelopment Trust Fund Ordinance Number 2008-24, Brownsville Neighborhood Redevelopment Trust Fund Ordinance Number 2008-25, Englewood Redevelopment Trust Fund Ordinance Number 2008-26, Palafox Redevelopment Trust Fund Ordinance Number 2008-27, and Warrington Redevelopment Trust Fund Ordinance Number 2008-28, allowing for a 50% allocation of revenue for community redevelopment projects in the Tax Increment Financing Districts. 1828
4. Taking the following action concerning the Petition to Vacate a portion of a 20-foot-wide alleyway (approximately 3,000 square feet, or 0.06 acre), located in Block 29, Englewood Heights Subdivision, as petitioned by Terry Hale: 1828
 - A. Rescinding the Board's action of April 16, 2009, as follows, due to the fact that the Petitioner failed to advertise the "Notice of Adoption" within the 30 days following its adoption, as required by Florida Statutes:
 - (1) Approving the Petition to Vacate;
 - (2) Accepting the Hold/Harmless Agreement;
 - (3) Adopting the Resolution (R2009-62) to Vacate; and
 - (4) Authorizing the Chairman or Vice Chairman to accept the documents as of the day of delivery of the documents to the Chairman or Vice Chairman, and authorizing the Chairman or Vice Chairman to execute them at that time; and

(Continued on Page 16)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-6. Approval of Various Consent Agenda Items – Continued

4. Continued...

B. Authorizing the scheduling of a Public Hearing on August 20, 2009, at 5:31 p.m., for consideration of the Petition to Vacate a portion of a 20-foot-wide alleyway (approximately 3,000 square feet, or 0.06 acre) located in Block 29, Englewood Heights Subdivision, as petitioned by Terry Hale.

5. Taking the following action regarding the termination of the Interlocal Agreement between Escambia County and the City of Pensacola, which arranged for a road maintenance strategy, was established on August 7, 1975, and was revised on June 29, 1982:

1828

A. Authorizing termination of the Interlocal Agreement regarding maintenance of the roads listed in Attachment "A"; and

B. Authorizing the Escambia County Public Works Bureau Chief, Joy D. Blackmon, P.E., to send the letter of termination to Mr. Al Garza, P.E., Director of Public Works for the City of Pensacola.

6. Taking the following action regarding establishment of the Animal Services Advisory Committee:

1828

A. Adopting the Resolution (*R2009-152*) establishing the Animal Services Advisory Committee;

B. Confirming the appointment of the following individuals to the Animal Services Advisory Committee as appointees from each Commission District; the terms of the appointment shall be effective July 23, 2009, and will run concurrent with the term of the appointing Commissioner:

District One – Term: July 23, 2009-November 2012

Dr. Regina Case, DVM
Megan's Landing Veterinary Clinic
10081 West Highway 98
Pensacola, FL 32506

(Continued on Page 17)



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

ORGANIZATION: Public Works Bureau

FROM: Joy D. Blackmon, P.E., Bureau Chief

DATE: June 29, 2009

ISSUE: Termination of Interlocal Agreement to provide road maintenance between Escambia County and the City of Pensacola

RECOMMENDATION:

That the Board take the following actions regarding the termination of the Interlocal Agreement between Escambia County and the City of Pensacola, which arranged for a road maintenance strategy, and was established on August 7, 1975, and revised on June 29, 1982:

- A. Authorize termination of the Interlocal Agreement regarding maintenance of the roads listed in Attachment "A"; and
- B. Authorize the Escambia County Public Works Bureau Chief Joy D. Blackmon, P.E., to send the attached letter of termination to Mr. Al Garza, P.E., Director of Public Works for the City of Pensacola.

BACKGROUND:

On August 25, 1975, the BCC adopted an Interlocal Agreement with the City of Pensacola (Attachment "B"), which provides for maintenance on certain roads. On June 29, 1982, the BCC revised this Interlocal Agreement. Both versions of the agreement called for Escambia County to pay the City \$1,500 per lane mile of identified roadway (six roadways at approximately ten lane miles), to cover the expenses the City would have incurred to maintain these roadways. Over the years, Escambia County has paid \$15,000 per year to the City for their maintenance efforts. Due to budgetary shortfalls, in 2008, the City proposed that the County increase their payment from \$1,500 per lane mile to \$2,500 per lane mile (Attachment "C"); it is Staff's recommendation that the Board terminate this Agreement, and that Escambia County Public Works Bureau begin maintenance for the portions of these County roads which fall within the City Limits (Attachment "A"). Upon approval by the Board, this Interlocal Agreement will end on October 1, 2009.

BUDGETARY IMPACT:

The Interlocal Agreement between Escambia County and the City of Pensacola regarding road maintenance is paid out of "Transportation Trust Fund," Account Code 210402.

BCC: 07/23/2009

RE: Termination of Interlocal Agreement to provide road maintenance between Escambia County and the City of Pensacola

Date: June 29, 2009

Page 2 of 2

LEGAL CONSIDERATIONS/SIGN-OFF:

Kristin Hual, County Attorney's Office, has reviewed, and has no objection to, the proposed Recommendation or the letter of termination.

PERSONNEL:

Current Public Works employees will implement the maintenance of the roads listed in Attachment "A".

POLICY/REQUIREMENT FOR BOARD ACTION/DISCUSSION:

Escambia County and City of Pensacola Interlocal Agreement regarding maintenance of roads (which are listed in Attachment "A".)

IMPLEMENTATION REQUIREMENTS:

Escambia County Public Works employees, using "Transportation Trust Fund" monies, Account Code 210402, which were previously paid to the City of Pensacola, will, beginning October 1, 2009, provide maintenance of the roads listed in Attachment "A".

COORDINATION WITH OTHER AGENCIES/PERSONS:

Upon Board approval, Escambia County Public Works Bureau Chief Joy D. Blackmon, P.E., will send the attached letter of termination to Mr. Al Garza, P.E., Director of Public Works for the City of Pensacola.

attachments

JDB:WM:RFA:CS:fg

CONCUR:

Robert R. McLaughlin, County Administrator



The County of Escambia
PENSACOLA, FLORIDA

Public Works
Bureau

Joy D. Blackmon, P.E.
Bureau Chief, County Engineer

July 27, 2009

Mr. Al Garza, Jr., P.E.
Director of Public Works
City of Pensacola
180 Governmental Center
P.O. Box 12910
Pensacola, Florida 32521

Dear Mr. Garza,

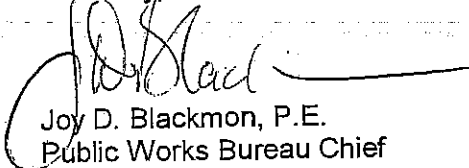
Meeting in regular session on July 23, 2009, the Escambia County Board of County Commissioners voted to terminate the Interlocal Agreement that exists between Escambia County and the City of Pensacola regarding road maintenance.

On August 25, 1975, an Interlocal Agreement to provide road maintenance was agreed to by the City of Pensacola and Escambia County Public Works. This Interlocal Agreement was revised on June 29, 1982.

This letter serves as a 90-day notice for the termination of said Interlocal Agreement between our agencies, as of October 1, 2009. Please see attached Board of County Commissioners approved recommendation.

If you have questions or concerns, please feel free to contact Rich Andrews, or me, at (850) 595-3434.

Sincerely,



Joy D. Blackmon, P.E.
Public Works Bureau Chief

Cc: Robert McLaughlin, County Administrator

JB: ldr

**INTERLOCAL AGREEMENT TO
PROVIDE ROAD MAINTENANCE**

ATTACHMENT "A"

Roadways and Mileage:

1. "W" Street north of Navy Boulevard to the City Limits 0.95 lane miles
2. "E" Street north of Cervantes to the City Limits, 1.66 lane miles
3. "T" Street from mid block of Gadsden – Cervantes to mid block of Strong – DeSoto, 0.28 lane miles.
4. Jackson Street from mid-block of "S" and "T" Streets to Pace Boulevard, 0.61 lane miles.
5. Leonard Street – US 29 (Palafox) to "B" Street, 1.19 lane miles.
6. 12th Avenue - Bayou Boulevard to Underwood, 6.06 lane miles.

Total lane miles 10.75 as of July 18, 2008



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6398

County Administrator's Report 11.5.

BCC Regular Meeting

Technical/Public Service Consent

Meeting Date: 07/10/2014

Issue: Request for Reinstatement of Property

From: Joy D. Blackmon, P.E.

Organization: Public Works

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Request for Reinstatement of Property for the Public Works Department - Joy D. Blackmon, P.E., Public Works Department Director

That the Board approve the Request for Reinstatement of Property Form for the Public Works Department, indicating one item to be reinstated, which is described and listed on the form.

The Ford Ranger pickup truck listed for reinstatement, Property #35924, was written off by the Community & Environment Department. It has been determined that the pickup truck could be repurposed by Cost Center 360402, saving the Pensacola Bay Center the cost of a new vehicle.

BACKGROUND:

The Ford Ranger Pickup Truck listed for reinstatement, Property #35924, was written off by the Community & Environment Department. It has been determined that the pickup truck could be repurposed by Cost Center 360402, saving the Pensacola Bay Center the cost of a new vehicle.

BUDGETARY IMPACT:

The County will save funds by repurposing an older vehicle rather than purchasing a new one.

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

Upon approval by the BCC, the property will be reinstated according to County Policy.

Attachments

Request for Reinstatement of Property

**REQUEST FOR REINSTATEMENT OF PROPERTY
ESCAMBIA COUNTY, FLORIDA**

DATE: 06/17/14 TO: Clerk & Comptroller's Finance Department

FROM: Sherry Holland *Sherry Holland* COST CENTER NO: 9990 Surplus
Property Custodian (PRINT NAME)

REQUEST THE FOLLOWING ITEM(S) TO BE DISPOSED:

ITEM NO.	PROPERTY NUMBER	DESCRIPTION OF ITEM	SERIAL NUMBER	MODEL	YEAR	CON-DITION
1	35924	TRUCK FORD RANGER	1FTCR10A2KUA97540	RANGER	1989	FAIR
		PLEASE REINSTATE TO COST CENTER 360402				

To Replace Vehicle #47319

Receiving Bureau: PENSACOLA BAY CENTER

INFORMATION TECHNOLOGY (IT Technician): _____

Print Name

Conditions: Dispose to Charity-Unusable for BOCC
 Send for recycling-Unusable

Computer is Ready for Disposition

Date: _____ Information Technology Technician Signature: _____

Date: 6/17/2014

FROM: Escambia County Department Director (Signature)

Terry Gray

TERRY GRAY

Director (Print Name)

RECOMMENDATION:

TO: Board of County Commissioners

Meeting Date: _____

Approved by the County Commission and Recorded in the Minutes of: _____

Pam Childers/Clerk of the Circuit Court/Comptroller

By (Deputy Clerk) _____

This Equipment Has Been Auctioned / Sold

by: _____
Print Name Signature Date

Property Tag Returned to Clerk & Comptroller's Finance Department

Clerk & Comptroller's Finance Signature of Receipt _____ Date _____

**REQUEST FOR DISPOSITION OF PROPERTY
 ESCAMBIA COUNTY, FLORIDA**

TO: Clerk & Comptroller's Finance Department
 FROM: Disposing Department: Community & Environment COST CENTER NO: 220101
 Randy Wilkerson DATE: 04-24-2014
 Property Custodian (PRINT FULL NAME)
 Property Custodian (Signature): *Randy Wilkerson* Phone No: 850-850-458-0466

REQUEST THE FOLLOWING ITEM(S) TO BE DISPOSED:

TAG (Y/N)	PROPERTY NUMBER	DESCRIPTION OF ITEM	SERIAL NUMBER	MODEL	YEAR	CONDITION
Y	35924	Ford Ranger Truck	1FTCR10A2KUA97940	Ranger	1989	Poor

Disposal Comments: Truck is in poor condition and has been moved to the Road Department for disposal.

INFORMATION TECHNOLOGY (IT Technician): N/A
 Print Name

Conditions: Dispose-Good Condition-Unusable for BOCC
 Dispose-Bad Condition-Send for recycling-Unusable

Computer is Ready for Disposition

Date: _____ Information Technology Technician Signature: _____

Date: 4-25-14
 FROM: Escambia County Department Director (Signature): *Keith Wilkins*
 Director (Print Name): Keith Wilkins

RECOMMENDATION:

TO: Board of County Commissioners
 Meeting Date: 05-15-2014

Approved by the County Commission and Recorded in the Minutes of: May 15, 2014
 Pam Childers, Clerk of the Circuit Court & Comptroller
 By (Deputy Clerk) *Pam Childers*

This Equipment Has Been Auctioned / Sold

by: _____
 Print Name Signature Date

Property Tag Returned to Clerk & Comptroller's Finance Department

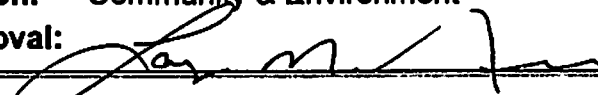
Clerk & Comptroller's Finance Signature of Receipt Date

Property Custodian, please complete applicable portions of disposition form. See Disposal process charts for direction. rcv. sh 11.19.13

Date: 5/19/2014 Verified By: *J. Carver*



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6100 County Administrator's Report 12.7.
BCC Regular Meeting Technical/Public Service Consent
Meeting Date: 05/15/2014
Issue: Community & Environment Department - Request for Disposition of Property
From: Keith Wilkins, Department Director
Organization: Community & Environment
CAO Approval: 

RECOMMENDATION:

Recommendation Concerning the Request for Disposition of Property for the Community & Environment Department - Keith Wilkins, Community & Environment Department Director

That the Board approve the Request for Disposition of Property Form for the Community & Environment Department, relating to a 1989 Ford Ranger Truck, Property Number 35924, which is described and listed on the Disposition Form, with reason for disposition stated. The truck has been found to be of no further use to the County; thus, it is requested that it be auctioned as surplus or properly disposed of.

BACKGROUND:

The 1989 Ford Ranger is in poor condition. Due to its poor condition, the truck has been moved to the Road Department to be auctioned or sold as scrap per Escambia County's policy relating to procedures for disposing of surplus or obsolete equipment. The Ranger has been checked, declared to be obsolete and/or of no use to the County, and suitable to be auctioned or properly disposed.

BUDGETARY IMPACT:

There is a possibility of recouping funds if/when property goes to auction or is sold as scrap.

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

The recommendation is in compliance with FS 274.07 and BCC Policy B-1,2 Section II, Procedures for Disposition of County Property.

IMPLEMENTATION/COORDINATION:

Upon approval by the BCC, the Ford Ranger truck will be posted on the "Pensacola Community Auction" website and/or disposed of according to the Disposition of County Property policies of the BCC.

Attachments

Exhibit I



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6412

County Administrator's Report 11. 6.

BCC Regular Meeting

Technical/Public Service Consent

Meeting Date: 07/10/2014

Issue: Public Hearing to Amend the Unlicensed Contractor Ordinance

From: Donald R. Mayo, Interim Building Official

Organization: Building Inspections

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Scheduling of a Public Hearing - Donald R. Mayo, Interim Building Official

That the Board authorize the scheduling of a Public Hearing on July 24, 2014, at 5:34 p.m., concerning the review of Amendments to an Ordinance pertaining to unlicensed contracting - Volume I, Chapter 18, Article II, Division 4, Sections 18-92 through 18-101, of the Escambia County Code of Ordinances.

BACKGROUND:

The Unlicensed Contractor Ordinance was established to regulate unlicensed contracting in construction activities for which a County Certificate of Competency or state certification/registration is required in order to protect consumers requiring contracting services. The amended ordinance specifies acts that constitute unlicensed contracting and increases the civil penalty for violations. The amendment is also intended to make the ordinance more comprehensive by clarifying enforcement, citation, and hearing procedures.

BUDGETARY IMPACT:

The increase in the civil penalty will result in an increase in revenue in Fund 406, Building Inspections Department Inspection Fund.

LEGAL CONSIDERATIONS/SIGN-OFF:

This ordinance was reviewed and approved by Kerra A. Smith, Assistant County Attorney.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

The respective Ordinance was enacted May 4, 2000 and requires amending due to recent changes in F. S. Chapter 489.127.

IMPLEMENTATION/COORDINATION:

N/A

Attachments

Draft_amended Unlicensed Contractor Ordinance

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ORDINANCE 2014-__

AN ORDINANCE OF ESCAMBIA COUNTY, FLORIDA; AMENDING VOLUME I, CHAPTER 18, ARTICLE II, DIVISION 4, SECTIONS 18-92 THROUGH 18-101 OF THE ESCAMBIA COUNTY CODE OF ORDINANCES PERTAINING TO UNLICENSED CONTRACTING; SPECIFYING PROHIBITED ACTIVITIES; MODIFYING ENFORCEMENT PROCEDURES; INCREASING CIVIL PENALTIES FOR UNLICENSED CONTRACTING; AMENDING CITATION AND HEARING PROCEDURES; REPEALING SECTION 18-101 RELATED TO REFUSAL TO SIGN CITATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Chapter 489, Florida Statutes, the county is authorized to regulate persons who engage in activities for which a county certification or State registration or certification is required; and

WHEREAS, Section 489.127, Florida Statutes, as amended, provides for an increase in the maximum civil penalty which may be levied against persons engaged in unlicensed contracting; and

WHEREAS, the Board of County Commissioners finds that amending the county's ordinances to better identify the activities constituting unlicensed contracting and clarify enforcement and hearing procedures better ensures the health, safety, and welfare of the public; and

WHEREAS, the Board of County Commissioners further finds that modifying the provisions pertaining to unlicensed contractors serves an important public purpose,

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA:

SECTION 1. Volume I, Chapter 18, Article II, Division 4, Section 18-92 of the Escambia County Code of Ordinances is hereby amended as follows:

Sec. 18-92. Prohibited Activities. Authority and intent.

(a) Legislative Intent. This division is adopted pursuant to section 489.127, Florida Statutes (1999), as amended, and is intended to provide a means of assuring compliance with article II of [chapter 18](#) of the Escambia County Code of Ordinances and chapter 489, Florida Statutes (1999), as amended, prohibiting the activities of unlicensed contractors. The county may, at its option, designate one or more of its code enforcement officers, as defined in chapter 162, Florida Statutes (1999), as amended, to enforce, as set out in this division, the provisions of sections 489.127, Florida Statutes (1999), and 489.132(1), Florida Statutes (1999), as amended, against persons

1 who engage in construction activities in Escambia County for which a county certificate
2 of competency or license or state certification or registration is required.

3
4 (b) Prohibitions. It shall be a violation of this section for any person, partnership,
5 corporation, association, or other entity to:

6
7 (1) Engage in the business of or act in the capacity of a contractor, advertise,
8 or otherwise hold oneself or a business organization out as available to
9 engage in the business or act in the capacity of a contractor without being
10 duly registered or certified pursuant to Chapter 489, Florida Statutes or
11 Chapter 18 of the Escambia County Code of Ordinances;

12
13 (2) Falsely impersonate a locally licensed or locally registered contractor;

14
15 (3) Present as his own the local license of another;

16
17 (4) Knowingly give false or forged evidence to the contractor competency
18 board or board of electrical examiners or a member thereof;

19
20 (5) Use or attempt to use a local license which was been suspended,
21 revoked, or placed on inactive or delinquent status;

22
23 (6) Operate beyond the scope of work or geographical scope of a license;

24
25 (7) Operate a business organization engaged in contracting after 60 days
26 following the termination of its only qualifying agent without designating
27 another primary qualifying agent;

28
29 (8) Willfully or deliberately disregard or violate any municipal or county
30 ordinance relating to unlicensed or unregistered contractor;

31
32 (9) Commence or perform work for which a building permit is required without
33 such building permit being in effect;

34
35 (10) Conceal information relative to violations of this section.

36
37 (c) No uncertified or unregistered person associated with a contracting firm qualified
38 by a licensed or registered contractor shall:

39
40 (1) Conceal or caused to be concealed, or assist in concealing, from the
41 primary qualifying agent, any material activities or information about the
42 contracting firm;

43
44 (2) Exclude or facilitate the exclusion of any aspect of the contracting firm's
45 financial or other business activities from the primary qualifying agent;

1 (3) Knowingly cause any part of the contracting firm's activities, financial or
2 otherwise, to be conducted without the primary qualifying agent's
3 supervision; or

4
5 (4) Assist or participate with any local license holder in the violation of any
6 provision of this chapter.

7
8 **SECTION 2.** Volume I, Chapter 18, Article II, Division 4, Section 18-93 of the Escambia
9 County Code of Ordinances is hereby amended as follows:

10
11 **Sec. 18-93. Enforcement.**

12 (a) A code enforcement officer, designated pursuant to this division, may issue a
13 citation for any violation of ~~section 18-36(b)~~, or section 18-92, Escambia County
14 Code of Ordinances, or section 489.127, Florida Statutes (1999), as amended, or
15 section 489.132(1), Florida Statutes (1999), as amended, whenever, based upon
16 personal investigation, the code enforcement officer has reasonable and
17 probable grounds to believe that such a violation has occurred.

18 (b) All notices required by this section shall be provided to the alleged violator by
19 certified mail, return receipt requested; by hand delivery by the sheriff or other
20 law enforcement officer or code enforcement officer; or by leaving the notice at
21 the violator's usual place of residence with some person of his family above
22 fifteen (15) years of age, and informing such person of the contents of the notice,
23 or by including a hearing date within the citation. ~~The subsection does not~~
24 authorize or permit a code enforcement officer to perform any function or duty of
25 a law enforcement officer other than a function or duty that is authorized in this
26 subsection.

27 (c) The subsection does not authorize or permit a code enforcement officer to
28 perform any function or duty of a law enforcement officer other than a function or
29 duty that is authorized in this subsection or chapter 489, Florida Statutes. A
30 person cited for a violation pursuant to the subsection is deemed to be charged
31 with a noncriminal infraction.

32 (d) A person cited for a violation of this division is deemed to be charged with a
33 noncriminal infraction.

34
35 (e) Any person who willfully refuses to sign and accept a citation issued by a code
36 enforcement officer commits a misdemeanor of the second degree, punishable
37 as provided in F.S. § 775.082 or § 775.083

38
39 (f) Each day a willful, knowing violation continues shall constitute a separate offense
40 under the provisions of this subsection. A citation must be issued to the alleged
41 violator for each day an alleged violation continues to exist if a separate fine is to
42 be imposed.

1 (g) The building official or his designee may issue a stop-work order for all
2 unlicensed or unpermitted work on a project upon reasonable and probable
3 cause to believe that construction work which requires a license or a permit is
4 being performed without a current valid license or permit.

5
6 **SECTION 3.** Volume I, Chapter 18, Article II, Division 4, Section 18-94 of the Escambia
7 County Code of Ordinances is hereby amended as follows:
8

9 **Sec. 18-94. Citations and Fines.**

10
11 (a) A citation issued by a code enforcement officer shall be in a form prescribed by
12 the contractor competency board and shall state:

- 13 (1) The time and date of issuance.
- 14 (2) The name and address of the person to whom the citation is issued.
- 15 (3) The time and date of the violation.
- 16 (4) A brief description of the violation and the facts constituting reasonable
17 and probable cause.
- 18 (5) The name of the code enforcement officer.
- 19 (6) The procedure for the person to follow in order to pay the civil penalty or to
20 contest the citation.
- 21 (7) The applicable civil penalty if the person elects not to contest the citation.

22 (b) For violations of this division, the board of county commissioners hereby
23 establishes that the following maximum civil penalty citation schedules which
24 may be levied may not exceed \$2,000 will apply if the person cited elects not to
25 contest a citation, and the civil penalties which will apply if such person elects to
26 contest a citation.

27 (1) ~~For those persons not contesting a citation:~~

- 28 ~~a. First citation, \$50.00.~~
- 29 ~~b. Second citation, \$100.00.~~
- 30 ~~c. Third citation, \$200.00.~~
- 31 ~~d. Fourth and all additional citations, \$400.00.~~
- 32 ~~e. Serious or irreversible threat citation, \$400.00.~~

33 (2) ~~For those persons contesting a citation:~~

- 34 ~~a. First citation, \$100.00.~~
- 35 ~~b. Second citation, \$200.00.~~
- 36 ~~c. Third citation, \$300.00.~~
- 37 ~~d. Fourth and all additional citations, \$500.00.~~

1 ~~e. Serious or irreversible threat citation, \$500.00.~~

2 (c) Civil penalty monies collected pursuant to this division shall be retained by the
3 board of county commissioners, and may be set aside in a specific trust fund to
4 support future enforcement activities against unlicensed contractors by the
5 contractor competency board. Once a code enforcement officer issues a citation,
6 no such officer shall have the authority to void a citation but must deposit the
7 citation with the contractor competency board or board of electrical examiners for
8 disposition as provided in this section.

9 (d) Once a code enforcement officer issues a citation, no such officer shall have the
10 authority to void a citation but must deposit the citation with the contractor
11 competency board for disposition as provided in this section.

12
13 **SECTION 4.** Volume I, Chapter 18, Article II, Division 4, Section 18-95 of the Escambia
14 County Code of Ordinances is hereby amended as follows:
15

16 **Sec. 18-95. Procedure after citation issued. Rights of violator.**

17 (a) The act for which such a citation is issued shall be ceased upon receipt of the
18 citation; and the person charged with the violation shall elect either to correct the
19 violation and pay the civil penalty in the manner indicated on the citation or,
20 within ten days of receipt of such ~~the~~ the citation, exclusive of weekends and legal
21 holidays, ~~or~~ request an administrative hearing before the contractor competency
22 board to contest the issuance of the citation by the code enforcement officer.

23 (b) Upon receipt of a timely written request for a hearing to contest a citation, the
24 board secretary shall set the matter for hearing within forty-five (45) days of
25 receipt of such request.

26
27 (c) Failure of the violator to request an administrative hearing within the time period
28 set forth in subsection (a) above, shall constitute a waiver of the violator's right to
29 an administrative hearing. A waiver of the right to an administrative hearing shall
30 be deemed an admission of the violation, and penalties may be imposed
31 accordingly.

32
33 (d) If the alleged violator pays the applicable penalty before the date he is scheduled
34 to appear before the board, he shall have the option to admit the commission of
35 the infraction or to indicate that he does not wish to contest the citation. If such
36 person forfeits his right to appear before the board at the designated time and
37 location, he shall be deemed to have waived his right to a hearing, and to have
38 admitted the commission of the infraction.

39
40 (e) Upon receipt of a request for hearing, the board secretary shall serve a notice of
41 hearing to the alleged violator, which shall include, but not be limited to, the
42 following:

43
44 1) Place, date and time of hearing;

- 2) Notice that the alleged violator may be represented by an attorney;
- 3) Right of alleged violator to present witnesses and evidence and conduct cross-examination, and;
- 4) A conspicuous statement reflecting the requirements of F.S. Ch. 286, that a person deciding to appeal any decision of the board will need to ensure that a verbatim record of the proceedings is made.

(f) If the alleged violator or designated representative shows that the citation is invalid or that the violation has been corrected prior to appearing before the board, the board may dismiss the citation unless the violation is irreparable or irreversible.

(g) No hearing shall be scheduled on a date sooner than ten (10) days from the date of service of the citation on the alleged violator unless there is reason to believe that a violation presents a serious threat to the public health, safety and welfare. All hearings shall be administratively scheduled by the board secretary.

SECTION 5. Volume I, Chapter 18, Article II, Division 4, Section 18-96 of the Escambia County Code of Ordinances is hereby amended as follows:

Sec. 18-96. Establishment of enforcement trust fund.

~~(a) Civil penalty monies collected pursuant to this division shall be retained by the board of county commissioners, and may be set aside in a specific trust fund to support future enforcement activities against unlicensed contractors by the contractor competency board.~~

~~(b) The clerk of the circuit court for the county is hereby directed to impose a surcharge on each civil penalty in the sum of \$2.00 for the purpose of administering this enforcement trust fund.~~

~~(c) The clerk of the circuit court is further directed that said \$1.00 of each civil penalty is to be retained by the clerk of the circuit court for recurring administrative costs.~~

SECTION 6. Volume I, Chapter 18, Article II, Division 4, Section 18-97 of the Escambia County Code of Ordinances is hereby amended as follows:

Sec. 18-967. Hearings.

(a) Hearings shall be held before the contractor competency board and such hearings shall be conducted pursuant to the requirements of sections 162.07 and 162.08, Florida Statutes (1999), as amended; and the Rules and Procedures of the Contractor Competency Board, as adopted by the Board of County Commissioners.

1 (b) The Contractor Competency Board shall not continue, delay, or suspend any
2 action due to any other jurisdictional proceeding that is pending between an
3 alleged violator and complainant, including civil litigation.

4 ~~Failure of a violator to appeal the decision of the code enforcement officer within~~
5 ~~the time period set forth in section 18-95 above shall constitute a waiver of the~~
6 ~~violator's right to an administrative hearing. A waiver of the right to an~~
7 ~~administrative hearing shall be deemed an admission of the violation, and~~
8 ~~penalties may be imposed accordingly.~~

9 (c) Upon written notification by the code enforcement officer that a violator had not
10 contested the citation or paid the civil penalty within the time-frame allowed on
11 the citation, or if a violation has not been corrected within the time-frame set forth
12 on the notice of violation, the contractor competency board shall enter an order
13 ordering the violator to pay the civil penalty set forth on the citation or notice of
14 violation, and a hearing shall not be necessary for the issuance of such order.

15 ~~If the person issued the citation, or his or her designated representative, shows~~
16 ~~that the citation is invalid or that the violation has been corrected prior to~~
17 ~~appearing before the contractor competency board, the board may dismiss the~~
18 ~~citation unless the violation is deemed irreparable or irreversible.~~

19 (d) If the contractor competency board finds that a violation exists, the board may
20 order the violator to pay a civil penalty of not less than the amount set forth on
21 the citation but not more than \$2,500 per day for each violation. In determining
22 the amount of the penalty, the contractor competency board or board of electrical
23 examiners shall consider the following factors:

24 (1) The gravity of the violation.

25 (2) Any actions taken by the violator to correct the violation.

26 (3) Any previous violations committed by the violator.

27 (4) Other relevant facts relating to the violation.

28 ~~Each day a willful, knowing violation continues shall constitute a separate offense~~
29 ~~under the provisions of this section.~~

30 (e) If the contractor competency board finds that a violation exists, the violator may
31 also be held liable for the reasonable costs of the hearing, at the discretion of the
32 board.

33 ~~If the contractor competency board finds that a violation exists, the board may~~
34 ~~order the violator to pay a civil penalty of not less than the amount set forth on~~
35 ~~the citation but not more than \$1,000.00 per day for each violation. In~~
36 ~~determining the amount of the penalty, the contractor competency board shall~~
37 ~~consider the following factors:~~

38 ~~(1) The gravity of the violation.~~

39 ~~(2) Any actions taken by the violator to correct the violation.~~

40 ~~(3) Any previous violations committed by the violator.~~

1 ~~(4) — Other relevant facts relating to the violation~~

2 (f) The board shall determine whether or not to file a complaint with the state
3 attorney's office, depending upon the severity of the violation(s).

4 ~~Upon written notification by the code enforcement officer that a violator had not~~
5 ~~contested the citation or paid the civil penalty within the time frame allowed on~~
6 ~~the citation, or if a violation has not been corrected within the time frame set forth~~
7 ~~on the notice of violation, the contractor competency board shall enter an order~~
8 ~~ordering the violator to pay the civil penalty set forth on the citation or notice of~~
9 ~~violation, and a hearing shall not be necessary for the issuance of such order.~~

10 (g) The board shall file a complaint with the state attorney's office upon a finding that
11 severe loss has been incurred by a customer or supplier as a direct result of the
12 actions of the unlicensed individual or firm.

13
14 **SECTION 7.** Volume I, Chapter 18, Article II, Division 4, Section 18-98 of the Escambia
15 County Code of Ordinances is hereby amended as follows:

16
17 **Sec. 18-978. Lien on property.**

18 (a) A certified copy of an order imposing a civil penalty against an uncertified
19 contractor may be recorded in the public records and thereafter shall constitute a
20 lien against any real or personal property owned by the violator. Upon petition to
21 the circuit court, such order may be enforced in the same manner as a court
22 judgment by the sheriffs of this state, including a levy against personal property;
23 however, such order shall not be deemed to be a court judgment except for
24 enforcement purposes.

25 (b) A civil penalty imposed pursuant to this section shall continue to accrue until the
26 violator comes into compliance or until judgment is rendered in a suit to foreclose
27 on a lien filed pursuant to this subsection, whichever occurs first.

28 (c) After three months from the filing of any such lien which remains unpaid, the
29 contractor competency board may authorize the county attorney to foreclose on
30 the lien. No lien created pursuant to the provisions of this part may be foreclosed
31 on real property which is a homestead under Section 4, Article X of the State
32 Constitution.

33
34 **SECTION 8.** Volume I, Chapter 18, Article II, Division 4, Section 18-99 of the Escambia
35 County Code of Ordinances is hereby amended as follows:

36
37 **Sec. 18-99. Notices.**

38 ~~All notices required by this section shall be provided to the alleged violator by~~
39 ~~certified mail, return receipt requested; by hand delivery by the sheriff or other law~~
40 ~~enforcement officer or code enforcement officer; by leaving the notice at the violator's~~
41 ~~usual place of residence with some person of his or her family above 15 years of age~~

1 ~~and informing such person of the contents of the notice; or by including a hearing date~~
2 ~~within the citation.~~

3
4 **SECTION 9.** Volume I, Chapter 18, Article II, Division 4, Section 18-100 of the
5 Escambia County Code of Ordinances is hereby amended as follows:
6

7 **Sec. 18-99100. Appeal.**

8 An aggrieved party, including the county, may appeal a final administrative order of
9 the contractor competency board to the circuit court. Such an appeal shall not be a
10 hearing de novo but shall be limited to appellate review of the record created before the
11 contractor competency board. An appeal shall be filed in circuit court within 30 days of
12 the execution of the order to be appealed.

13
14 **SECTION 10.** **REPEALER**

15
16 Volume 1, Chapter 18, Article II, Division 4, Section 18-101 of the Escambia
17 County Code of Ordinances relating to *Refusal to Sign Citation* is hereby repealed in its
18 entirety and reserved for future use.

19
20 **SECTION 11.** **SEVERABILITY.**

21
22 If any section, sentence, clause or phrase of this Ordinance is held to be invalid
23 or unconstitutional by any Court of competent jurisdiction, then said holding shall in no
24 way affect the validity of the remaining portions of this Ordinance.

25
26 **SECTION 12.** **INCLUSION IN THE CODE.**

27
28 It is the intention of the Board of County Commissioners that the provisions of
29 this Ordinance shall be codified as required by Section 125.68, Fla. Stat. (2012); and
30 that the sections, subsections and other provisions of this Ordinance may be
31 renumbered or relettered and the word "ordinance" may be changed to "section",
32 "article", or such other appropriate word or phrase in order to accomplish such
33 intentions.

34
35 **SECTION 13.** **EFFECTIVE DATE.**

36
37 This Ordinance shall become effective upon filing with the Department of State.

38
39 DONE AND ENACTED THIS _____ DAY OF _____, 2014.

40
41 BOARD OF COUNTY COMMISSIONERS
42 ESCAMBIA COUNTY, FLORIDA

43
44 _____
45 Lumon J. May, Chairman

1 ATTEST: PAM CHILDERS
2 Clerk of the Circuit Court

3
4 _____
5 Deputy Clerk

6
7 (Seal)

8
9 Enacted: _____

10
11 Filed with Department of State: _____

12
13 Effective: _____

14
15
16

DRAFT



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6424

County Administrator's Report 11.7.

BCC Regular Meeting

Technical/Public Service Consent

Meeting Date: 07/10/2014

Issue: A Six-Month Moratorium on Permitting or Re-permitting of Borrow Pits

From: Jack Brown, County Administrator

Organization: County Administrator's Office

CAO Approval:

RECOMMENDATION:

Recommendation Concerning Scheduling Public Hearings to Consider a Six-Month Moratorium on Permitting or Re-permitting of Borrow Pits - Jack R. Brown, County Administrator

That the Board authorize the scheduling of the following Public Hearings for consideration of an Ordinance placing a temporary moratorium on the permitting or re-permitting of borrow pits, borrow pit reclamation facilities, construction and demolition debris facilities, and land clearance disposal facilities, so that County Staff may review and evaluate County Ordinances and regulations governing such land uses:

- A. The first of two Public Hearings for Thursday, July 24, 2014, at 5:36 p.m.; and
- B. The second of two Public Hearings for Thursday, August 21, 2014, at 5:31 p.m.

BACKGROUND:

Escambia County currently requires certain landfill (construction and demolition debris and land clearance disposal) and mining (borrow pit) operations to obtain County Permits. After receiving substantial public input, during its June 26, 2014, meeting, the Board directed staff to review and evaluate its current permitting processes and enforcement mechanisms for these types of operations. Staff anticipates drafting stronger and more effective regulations at the end of this review period. To ensure that any affected operations conform to the more stringent requirements being developed, a temporary six-month moratorium on the issuance of new or renewed permits is essential.

BUDGETARY IMPACT:

N/A

LEGAL CONSIDERATIONS/SIGN-OFF:

Assistant County Attorney, Ryan E. Ross will draft the moratorium Ordinance. The Ordinance will be advertised in the July 12, 2014, and the August 9, 2014, editions of the Pensacola News Journal.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

N/A

Attachments

Moratorium Ordinance

29 NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY

30 COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA:

31 Section 1. Chapter 42, Article VIII, Section 42-326 of the Escambia County Code of
32 Ordinances is hereby created to read as follows:

33 **Sec. 42-326.** Borrow Pits and Reclamation Moratorium.

34 A. Findings. The foregoing recitation of findings are hereby adopted and
35 incorporated by reference herein as the factual basis which necessitates this action.

36 B. Declaration of Moratorium.

37 1. The Board of County Commissioners hereby declares that permitting or
38 re-permitting borrow pits and borrow pit reclamation facilities shall
39 temporarily cease immediately upon the effective date of this ordinance,
40 for the period set forth in subsection C.

41
42 2. The moratorium imposed by this ordinance shall prohibit the processing of
43 any applications for the permitting or re-permitting of any borrow pits or
44 borrow pit reclamation facilities, including any application for development
45 review, so that county staff may review and evaluate county ordinances
46 and regulations governing such land uses.

47 C. Duration of Moratorium. This moratorium imposed by this ordinance shall
48 automatically expire on January 24, 2015, unless prior to such expiration, the Board of
49 County Commissioners, after holding a public hearing, finds and determines that it is
50 necessary to extend the moratorium for a limited and specified additional time period or
51 upon adoption of regulations contemplated by the moratorium to prevent adverse off-
52 site impacts and incompatibility of uses.

53 D. Jurisdiction. This ordinance imposing the foregoing moratorium shall apply to all
54 incorporated and unincorporated areas of Escambia County unless a municipality shall
55 expressly exclude itself by resolution.

56 Section 2. Chapter 82, Article V, Division 3, Section 82-229 of the Escambia County
57 Code of Ordinances is hereby created to read as follows:

58 **Sec. 42-326.** CDD and LCD Permit Moratorium.

59 A. Findings. The foregoing recitation of findings are hereby adopted and
60 incorporated by reference herein as the factual basis which necessitates this action.

61 B. Declaration of Moratorium.

- 62 1. The Board of County Commissioners hereby declares that permitting or
63 re-permitting CDD and LCD facilities, as defined by this Division, shall
64 temporarily cease immediately upon the effective date of this ordinance,
65 for the period set forth in subsection C.
66
- 67 2. The moratorium imposed by this ordinance shall prohibit the processing of
68 any applications for the permitting or re-permitting of any CDD or LCD
69 facilities, as defined by this Division, including any application for
70 development review, so that county staff may review and evaluate county
71 ordinances and regulations governing such land uses.

72 C. Duration of Moratorium. This moratorium imposed by this ordinance shall
73 automatically expire on January 24, 2015, unless prior to such expiration, the Board of
74 County Commissioners, after holding a public hearing, finds and determines that it is
75 necessary to extend the moratorium for a limited and specified additional time period or
76 upon adoption of regulations contemplated by the moratorium to prevent adverse off-
77 site impacts and incompatibility of uses.

78 D. Jurisdiction. This ordinance imposing the foregoing moratorium shall apply to all
79 incorporated and unincorporated areas of Escambia County unless a municipality shall
80 expressly exclude itself by resolution.

81 Section 3. Severability.

82 It is declared the intent of the Board of County Commissioners that any
83 subsection, clause, sentence, provision or phrase of this ordinance is held to be invalid
84 or unconstitutional by a court of competent jurisdiction, such invalidity or
85 unconstitutionality shall not be so construed as to render invalid or unconstitutional the
86 remaining provisions of this ordinance.

87 Section 4. Inclusion in the Code.

88 It is the intention of the Board of County Commissioners that the provisions of
89 this ordinance shall become and be made part of the Escambia County Code; and that
90 the sections of this ordinances may be renumbered or relettered and the word
91 "ordinance", may be changed to "section", "article", or such other appropriate word or
92 phrase in order to accomplish such intention.

93 Section 5. Effective Date.

94 This ordinance shall become effective upon its filing with the Department of
95 State.

96 DONE AND ENACTED this ____ day of _____, 2014.

97
98 BOARD OF COUNTY COMMISSIONERS
99 ESCAMBIA COUNTY, FLORIDA

100
101
102
103
104 _____
By: Lumon J. May, Chairman

105 ATTEST: Pam Childers
106 Clerk of the Circuit Court

107 This document approved as to form
108 and legal sufficiency.

109 _____
Deputy Clerk

110 By: _____
111 Title: _____
112 Date: _____

113
114 (Seal)

115 ENACTED:

116 FILED WITH DEPARTMENT OF STATE:

117 EFFECTIVE:
118



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6421

County Administrator's Report 11. 8.

BCC Regular Meeting

Technical/Public Service Consent

Meeting Date: 07/10/2014

Issue: Contractor Competency Board Member Designation

From: Donald R. Mayo, Interim Building Official

Organization: Building Inspections

CAO Approval:

RECOMMENDATION:

Recommendation Concerning Board Ratification of an Amendment to the Contractor Competency Board Member Designation of Dwayne Eric Pickett - Donald R. Mayo, Interim Building Official.

That the Board take the following action concerning the Contractor Competency Board's member designation of Dwayne Eric Pickett:

A. Ratify administrative action modifying the Contractor Competency Board's member designation of Dwayne Eric Pickett from "Engineer" to "lay person";

B. Make the Board's ratification of the change retroactive to June 26, 2014, the date the change was implemented.

BACKGROUND:

Dwayne Eric Pickett was appointed to the Contractor Competency Board at the June 26, 2014 Board meeting. The change in his member designation was necessary to comply with the statutory requirements regulating the composition of the board. Mr. Pickett is a special projects engineer for Gulf Power Company. Mr. Pickett fits the criteria for a consumer representative (lay person) since he has never been a member or practitioner of a profession regulated by the Contractor Competency Board, or any closely related profession.

BUDGETARY IMPACT:

N/A

LEGAL CONSIDERATIONS/SIGN-OFF:

This recommendation was reviewed and approved by Kerra A. Smith, Assistant County Attorney.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

This recommendation is in keeping with the mandates of a local enforcement board as set forth in Chapter 489.131, Florida Statutes.

IMPLEMENTATION/COORDINATION:

N/A



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6400

County Administrator's Report 11. 1.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Group Medical Insurance

From: Thomas Turner, Department Director

Organization: Human Resources

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Group Medical Insurance - Thomas G. "Tom" Turner, Human Resources Department Director

That the Board approve a three-month extension of the Contract with Blue Cross Blue Shield of Florida for the County's Group Medical Insurance (PD 08-09.042, Group Medical, Life, and Disability Insurance), to December 31, 2014, without a premium increase.

[Funding Source: Fund 501, Internal Service Fund, Cost Center 140609 (Medical) 150110]

BACKGROUND:

Based on our demographic data and claims versus premiums experience, Blue Cross and Blue Shield of Florida offered to extend our present Contract to December 31, 2014 with no premium increase. This will align our Contract year with the employees' deductible year. Employees' premiums will remain the same during the extension.

BUDGETARY IMPACT:

Funds are available in Fund 501, Internal Service Fund, Cost Center 140609, Object Code 54501.

LEGAL CONSIDERATIONS/SIGN-OFF:

This is in accordance with Florida Statutes 112.09 and 112.0801.

PERSONNEL:

The Human Resources Department and all appointing authorities (payrolls) will have to make the appropriate adjustments to their payroll systems, HRIS (Human Resources Information System) and work with Blue Cross Blue Shield of Florida to ensure changes are made in the respected systems

POLICY/REQUIREMENT FOR BOARD ACTION:

BCC Regular Meeting, County Administrator Report 14.24 of June 10, 2013, and July 10, 2013.

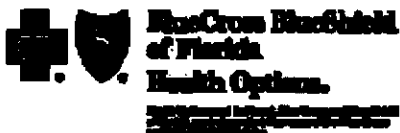
IMPLEMENTATION/COORDINATION:

A voucher/purchase order will be the instrument utilized for making payment against the Contract.

The Human Resources Department will coordinate with Legal, the Office of Purchasing, FRS, and the other appointing authorities to ensure all changes are made.

Attachments

Health Insurance Employer Application 2014



EMPLOYER APPLICATION (True Group Application)

New Business Renewal Business Other _____

I. Group Information

Group # (BCBSF): (HMO):

A. Name of Group:

Nature of Business: SIC Code:

Mailing Address:

Email Address:

List below Subsidiary or Affiliated Companies whose employees are to be eligible and included with this application.

Name	Address
<input type="text"/>	<input type="text"/>

B. Applicant hereby applies for issuance of a Group Policy (herein referred to as Policy) by Blue Cross and Blue Shield of Florida, Inc. (BCBSF) and/or Health Options, Inc. (HOI). Upon acceptance of this application by BCBSF and/or HOI, it will become part of the Policy issued to the applicant named above.

C. Prior Health Carrier: Insurance
HMO

D. The Policy excludes expenses for any service or supply to diagnose or treat any Condition from or in connection with an Insured's job or employment (e.g., any service or supply which is covered by Workers' Compensation insurance) except for medically necessary services (not otherwise excluded) for an individual who is not covered by Workers' Compensation and that lack of coverage did not result from any intentional action or omission by that individual. The foregoing exclusion applies to an individual who elects exemption from Workers' Compensation coverage and to an individual who foregoes Workers' Compensation coverage available to employees in the Group.

E. Workers Compensation Carrier is:

II. Effective Date/Eligibility Information

A. Effective Date of this Policy shall be

Effective Date of this Change to the Policy shall be

This Policy may be terminated by the applicant or BCBSF/HOI by giving at least 45 days prior written notice to the other party except in the case of non-payment of Premium.

B. Only eligible employees who regularly work a minimum of hours each week and their eligible dependents, shall be eligible for coverage upon the Effective Date of this Policy.

C. Specify classification of enrollees for whom coverage is being requested, if other than eligible employees as described in B above.

Eligibility Waiting Period: Effective 1st of the month following 30 actual days from date of hire; Count 30 actual days from date of hire with DOH being day 1 unless the 30th day falls on the 1st of the month then Effective Date would be that day.

D. New eligible employees may be covered effective on the after days of employment, so long as the eligible employee submits an application to BCBSF/HOI within 30 days of the date the individual first meets the applicable eligibility requirements.

E. At least % of the eligible employees must be enrolled under the Policy on the Effective Date and throughout the term of the Policy and the Group must meet and continue to meet BCBSF/HOI's participation requirements.

F. BCBSF/HOI shall have the right to audit the applicant's payroll records at any time to confirm eligibility for coverage, including participation percentage criteria required by BCBSF/HOI. Applicant agrees to furnish any such request.

G. Employer Contribution: Employee: % Dependents: %

EMPLOYER APPLICATION (True Group Application)

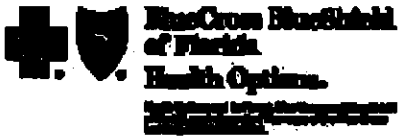
III. Health Plan Summary Information (select the appropriate box[s]):

Mandated Benefit Offerings: (Optional) Applicant has been advised of the following benefit offerings mandated by the Federal and/or State Law. Applicant's decision to accept or decline these benefits is indicated below.

Included in Product	Accept	Decline	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Mental & Nervous Disorder
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Alcohol and drug dependency
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Mammograms Waiver of Deductible & Coinsurance
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Enteral Formulas

Single Plan Blue Packages

Health Plan Name BlueOptions Health Plan 1168 - NSTD		Rx Option (indicate copayments) BlueScript G 100% after In-Network DEDC - STD	
Benefit Period : 01/01/2013 - 12/31/2013		Coinsurance:	
Deductible :		In-Network / Participating 100% / 0%	
Per Person	\$2,100 / \$4,200	Out-of-Network/Non-Participating 80% / 20%	
Per Family	Not Applicable / Not Applicable	Office Visit Copay:	
Pre-Existing	Waived	Family Phy.	DED
Rates		All Other Providers	DED
Employee	\$443.10	Employee/Spouse	N/A
Spouse	\$612.02	Employee/Child(ren)	N/A
		Family	N/A
		Spouse/Child(ren)	N/A
		Child(ren)	\$506.64
		Other	N/A



EMPLOYER APPLICATION (True Group Application)

Single Plan Blue Packages

Health Plan Name		Rx Option (Indicate copayments)	
BlueOptions Health Plan 1169 - NSTD		BlueScript G 100% after In-Network DEDC - STD	
Benefit Period :	01/01/2013 - 12/31/2013	Coinsurance:	
Deductible :		In-Network / Participating	100% / 0%
Per Person	\$4,200 / \$8,400	Out-of-Network/Non-Participating	90% / 20%
Per Family	\$4,200 / \$8,400	Office Visit Copay:	
Pre-Existing	Waived	Family Phy.	DED
Rates		All Other Providers	DED
Employee	N/A	Employee/Spouse	\$1055.12
Spouse	N/A	Child(ren)	N/A
		Employee/Child(ren)	\$949.74
		Spouse/Child(ren)	\$928.19
		Family	\$1371.29
		Other	N/A

Single Plan Blue Packages

Health Plan Name		Rx Option (Indicate copayments)	
BlueOptions Family Physician Plan 1352 - NSTD		BlueScript I \$15/\$30/\$50C - NSTD	
Benefit Period :	01/01/2013 - 12/31/2013	Coinsurance:	
Deductible :		In-Network / Participating	80% / 20%
Per Person	\$750 / Combined w/ In-Network	Out-of-Network/Non-Participating	60% / 40%
Per Family	\$2,250 / Combined w/ In-Network	Office Visit Copay:	
Pre-Existing	Waived	Family Phy.	\$20
Rates		All Other Providers	DED + Coinsurance
Employee	\$548.28	Employee/Spouse	\$1270.57
Spouse	\$722.29	Child(ren)	\$670.84
		Employee/Child(ren)	\$1219.12
		Spouse/Child(ren)	\$1205.87
		Family	\$1754.15
		Other	N/A

EMPLOYER APPLICATION (True Group Application)

 Single Plan

 Blue Packages

Health Plan Name		Rx Option (indicate copayments)	
BlueOptions Physician Copay Plan 1552 - NSTD		BlueScript I \$15/\$30/\$50C - NSTD	
Benefit Period :	01/01/2013 - 12/31/2013	Coinsurance:	
Deductible :		In-Network / Participating	80% / 20%
Per Person	\$500 / Combined w/ In-Network	Out-of-Network/Non-Participating	60% / 40%
Per Family	\$1,500 / Combined w/ In-Network	Office Visit Copay:	
Pre-Existing	Waived	Family Phy.	\$15
Rates		All Other Providers	\$30
Employee	\$595.89	Employee/Spouse	\$1379.29
Spouse	\$783.48	Child(ren)	\$748.87
		Employee/Child(ren)	\$1343.96
		Spouse/Child(ren)	\$1353.55
		Family	\$1949.44
		Other	N/A

 Single Plan

 Blue Packages

Health Plan Name		Rx Option (indicate copayments)	
BlueMedicare PPO Plan 1 - Cust		BlueMedicare Group Rx Option 2 - \$75 Brand DED + \$15/\$15/\$45/\$85/25% - STD	
Benefit Period :	01/01/2013 - 12/31/2013	Coinsurance:	
Deductible :		In-Network / Participating	N/A
Per Person	N/A	Out-of-Network/Non-Participating	N/A
Per Family	N/A	Office Visit Copay:	
Pre-Existing	N/A	Family Phy.	\$20
Rates		All Other Providers	DED + Coinsurance
Employee	N/A	Employee/Spouse	N/A
Spouse	N/A	Child(ren)	N/A
		Employee/Child(ren)	N/A
		Spouse/Child(ren)	N/A
		Family	N/A
		Other	\$285.99

EMPLOYER APPLICATION
(True Group Application)

Single Plan

Blue Packages

Health Plan Name		Rx Option (indicate copayments)	
<input type="text"/>		BlueMedicare Group Rx Option 2 -\$75 Brand DED + \$15/\$15/\$45/\$85/25% - STD	
Benefit Period :	<input type="text" value="01/01/2013 - 12/31/2013"/>	Coinsurance:	
Deductible :		In-Network / Participating	<input type="text" value="N/A"/>
Per Person	<input type="text" value="N/A"/>	Out-of-Network/Non-Participating	<input type="text" value="N/A"/>
Per Family	<input type="text" value="N/A"/>	Office Visit Copay:	
Pre-Existing	<input type="text" value="N/A"/>	Family Phy.	<input type="text" value="N/A"/>
Rates		All Other Providers	<input type="text" value="N/A"/>
Employee	<input type="text" value="N/A"/>	Employee/Spouse	<input type="text" value="N/A"/>
Spouse	<input type="text" value="N/A"/>	Child(ren)	<input type="text" value="N/A"/>
		Employee/Child(ren)	<input type="text" value="N/A"/>
		Spouse/Child(ren)	<input type="text" value="N/A"/>
		Family	<input type="text" value="N/A"/>
		Other	<input type="text" value="\$91.34"/>

Single Plan

Blue Packages

Health Plan Name		Rx Option (indicate copayments)	
BlueMedicare Supplement Plan F - STD		Rx Carve Out Rx Not Applicable - STD	
Benefit Period :	<input type="text" value="01/01/2013 - 12/31/2013"/>	Coinsurance:	
Deductible :		In-Network / Participating	<input type="text"/>
Per Person	<input type="text"/>	Out-of-Network/Non-Participating	<input type="text"/>
Per Family	<input type="text"/>	Office Visit Copay:	
Pre-Existing	<input type="text"/>	Family Phy.	<input type="text"/>
Rates		All Other Providers	<input type="text"/>
Employee	<input type="text" value="N/A"/>	Employee/Spouse	<input type="text" value="N/A"/>
Spouse	<input type="text" value="N/A"/>	Child(ren)	<input type="text" value="N/A"/>
		Employee/Child(ren)	<input type="text" value="N/A"/>
		Spouse/Child(ren)	<input type="text" value="N/A"/>
		Family	<input type="text" value="N/A"/>
		Other	<input type="text" value="N/A"/>

See the Group Master Policy for a complete description of benefits.

IV. Health Savings Account (HSA), Health Reimbursement Arrangement (HRA) or Flexible Spending Account (FSA)

- A. Are you choosing BCBSF's integrated HSA, HRA or FSA preferred administrator arrangement? Yes No
 (If left blank, the response is assumed to be No.)
- B. If Yes is selected above, which type of accounts are you choosing HSA HRA FSA
 NOTE: Applicant must have elected an HSA compatible plan to be able to offer an HSA with preferred administrator.

V. Rate Information

- A. Premium/Prepayment fee are payable monthly on or before the due date which will be:
- B. **Regular Billing** - Employee applications should be submitted thirty (30) days prior to proposed Effective Date.
 Employee cancellations must be submitted within 30 days of the Effective Date of the Termination.



EMPLOYER APPLICATION (True Group Application)

C. The Rates established for this Policy will not be changed for the first twelve (12) months following the initial Effective Date of Coverage unless there is a change in benefits or a 15% or more change in the composition of the group. However, BCBSF/HOI may change the Rates that are to be effective after this initial twelve (12) month period of coverage by providing notice to the employer of such changed Rates forty-five (45) days prior to their Effective Date.

D. Funding Arrangements:

BCBSF:

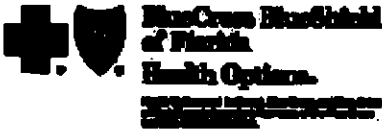
ANNUAL REFND NO SPEC STOP LOSS

HMO:

Not Applicable

E. Rate Comments:

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EMPLOYER APPLICATION (True Group Application)

VI. Applicant Responsibilities

- A. The applicant shall: 1) Notify each enrollee to the benefits selected by the applicant, their Effective Date, and the termination date of coverage (in this regard, applicant acts as the agent of the enrollee, and in no event shall the applicant be deemed an agent of BCBSF/HOI for this or any other purpose, nor shall BCBSF/HOI be responsible for such notification to retirees). 2) Deliver to covered enrollees identification cards and certificates of coverage furnished by BCBSF/HOI. 3) Notify BCBSF/HOI promptly of any changes in the eligibility of enrollees covered under this Agreement. 4) List any absentees at the time of initial enrollment on the appropriate BCBSF/HOI form. Applications from absentees will be accepted at BCBSF/HOI Corporate Headquarters no later than thirty (30) days from the group's Effective Date. 5) Collect enrollee contribution, if required, and remit Premium payment/prepayment fees to BCBSF/HOI as specified in this application.
- B. If applicant chose an HSA, HRA or FSA integrated arrangement with BCBSF's preferred administrator, applicant agrees to obtain from each employee enrolling in a health plan issued or administered by BCBSF and establishing an HSA, HRA or FSA in conjunction therewith, the employee's signed HIPAA compliant authorization form that authorizes BCBSF to disclose to BCBSF's preferred administrator such information, including protected health information, of the employee as the administrator may require in order to establish and maintain the employee's HSA, HRA or FSA accounts. Applicant acknowledges and agrees that BCBSF does not provide banking or administrative services for HSA, HRA or FSAs and that BCBSF is not responsible for the provision of HSA, HRA or FSA services. HSA, HRA or FSA services are provided by the administrator of applicant's choice subject to the terms and conditions of such agreements, including any fees that the administrator may require.
- C. Applicant understands that if applying for an HSA-qualified High Deductible Health Plan and electing to grant Prior Carrier Credit under Florida law to enrolling Employees, then that plan may no longer qualify as an HSA-compatible plan.
- D. Applicant hereby establishes an Employee Welfare Benefit Plan for the purpose of providing for its employees or their beneficiaries medical, surgical, hospital care, or benefits in the event of sickness.
- E. Any person who knowingly and with intent to injure, defraud, or deceive any insurer files a statement of claim or an application containing any false, incomplete, or misleading information is guilty of a felony of the third degree.

VII. Final Premiums, Benefits and Effective Dates are Subject to Approval by BCBSF Corporate Headquarters

Issuance of the Policy by BCBSF/HOI will be deemed acceptance of this application.

Date	Signature of Applicant	Print/Type Name & Title
8-26-13		George Touart, Interim County Administrator
	Witness:	Witness:
Date	Blue Cross and Blue Shield of Florida, Inc. and/or Health Options, Inc. Licensed Agent (Print)	
	Signature of Agent	Agent License Identification Number

Approved as to form and legal sufficiency.

By/Title:
Date: 8/23/13



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6401

County Administrator's Report 11. 2.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Humana Specialty Benefits Vision Care Contract

From: Thomas Turner, Department Director

Organization: Human Resources

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Humana Specialty Benefits Vision Care Contract - Thomas G. "Tom" Turner, Human Resources Department Director

That the Board take the following action concerning the renewal of the Humana Specialty Benefits Vision Care Contract:

A. Approve a 27-month extension with Humana Specialty Benefits Vision Care, at reduced rates, until December 31, 2016; and

B. Authorize the County Administrator to sign the Humana Specialty Benefits Annual Renewal Information Letter.

BACKGROUND:

The Vision Care (Humana Specialty Benefits) has been Escambia County Board of County Commissioners' vision plan since March 2000. The benefit coverage will remain the same and the premiums will be reduced for two years.

BUDGETARY IMPACT:

The Vision Care program is voluntary. Employees having coverage will pay the premiums through payroll deductions. The administrative cost to process deductions will be minimal.

LEGAL CONSIDERATIONS/SIGN-OFF:

The County Attorney's Office has reviewed the Humana Annual Vision Renewal Information letter and deemed it legally sufficient.

PERSONNEL:

The Human Resources Department will process enrollment applications for signature. Payroll will make the deductions and forward payments to the appropriate company.

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

Upon approval, the County Administrator will sign the attached Humana Specialty Benefits Annual Renewal to extend the Contract for two years.

The Human Resources Department will coordinate with the Office of Purchasing, the Clerk of the Courts, and the Appointing Authorities to ensure they are aware of the extension and changes.

Attachments

[Humana Specialty Benefits Annual Renewal 2014.pdf](#)



Humana Specialty Benefits Annual Renewal

Group Name: Escambia County BOCC
 Name of In-force Plans:
 VCP-VS3230

➤ **Reduction in rates. 27 month Rate Guarantee: Effective October 1, 2014**

Tier	Current	Renewal
Employee	\$7.30	\$7.04
Employee + Spouse	\$14.60	\$14.08
Employee + Child(ren)	\$13.87	\$13.36
Family	\$21.87	\$21.08

By signing and returning this acknowledgement will complete the renewal process; please let me know if you have any questions my contact information is provided below.

We hereby acknowledge that we have received and reviewed the renewal listed within this notification and agree with the terms of the renewal.

Acknowledgement of Renewal Rates:

Jack R. Brown

Signature
 County Administrator

Title

_____ **Dated**



Georgette Loeffler | Health Solutions Client Executive
 2032 Creighton Road Suite C | Pensacola, FL 32504
 ☒ Email gloeffler@humana.com | ☎ Cell 813-313-7976

Approved as to form and legal
 sufficiency.

By/Title: *Georgette Loeffler*
 Date: 10/26/14

Witness: _____

Witness: _____



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6399

County Administrator's Report 11. 3.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Flexible Benefits Plan Administrative Services (P.D. 12-13.029)

From: Thomas Turner, Department Director

Organization: Human Resources

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Flexible Benefits Plan Administrative Services (PD 12-13.029)
- Thomas G. "Tom" Turner, Human Resources Department Director

That the Board take the following action concerning the Flexible Benefits Plan Administrative Services (PD 12-13.029):

- A. Approve an amendment to the Plan Document that enables employees to have an option to rollover \$500 of unused money from health care reimbursement each year under the new Federal law covering flexible benefits;
- B. Approve a short Plan Year from October 1, 2014, to December 31, 2014; and
- C. Amend subsequent plan years to coincide with the calendar year.

[Funding Source: Fund 501, Internal Service Fund, Cost Center 150107, Object Code 53101]

BACKGROUND:

A. Federal law permits Flexible Benefit Plan (IRD Section 125 Plans) to allow employees to rollover up to five hundred dollars (\$500) annually from one plan year to another when an employee has not incurred sufficient eligible expense to exhaust the amount in the plan. This will reduce the extent of potential forfeiture employees may incur in any given plan year.

B. Approve a short Plan year for Health Care Reimbursement and Dependent Care to move all benefit programs together on a calendar year basis. The amount employees will be able to payroll deduct during the short plan year will be prorated. The maximum amount for health care reimbursement will be \$624 and for Dependent Care it will be \$1,249. Employees will have the option to enroll again during the upcoming open enrollment (January 1, 2015 to December 31, 2015).

C. Amend the Flexible Benefits Plan Administrative Services (PD 12-13.029) to establish a January 1 to December 31 plan year. In order to establish a single plan year and deductible year, all benefit plan years will be adjusted to a calendar year. This simplifies the benefit structure and facilitates movement between plans as appropriate for employees.

D. Effective October 1, 2014, the Other Health Insurance Plan will no longer be offered due to the change in the IRS laws.

BUDGETARY IMPACT:

N/A

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

The Human Resources Department will coordinate the short plan year and conduct open enrollment meetings and service all employee groups. Human Resources has advised all appointing authorities (payrolls) of any administrative changes in the program. This program was taken to the market in 2013 for competitive bid.

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

A Purchase Order will be the instrument utilized for making payment against the Contract.

The Human Resources Department will coordinate with the County Attorney's Office and other appointing authorities to ensure changes are made.



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6395

County Administrator's Report 11. 4.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Purchase of Replacement Mobile Command Trailer for Emergency Management

From: Mike Weaver, Department Director

Organization: Public Safety

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Purchase of a Mobile Command/Training Center Trailer - Michael D. Weaver, Public Safety Department Director

That the Board take the following action regarding the replacement of the Public Safety Mobile Command Trailer (Asset #49498):

A. Approve the purchase of one 53 foot triple expandable Training /Command Center Mobile trailer, Model # KTTEXP53CP, for the amount of \$611,420.89, delivered, per the terms and conditions of General Services Administration (GSA), Schedule 23V, Vehicular Multiple Award Schedule, SIN: 190-05, Contract GS-30F-0001Y; and

B. Authorize the issuance of a Purchase Order to Trailer Technologies Holdings, LLC, d/b/a Kentucky Trailer Technologies, for this purpose.

[Funding: Fund 352, LOST III, Cost Center 330435, Project Number 14PS3028, Object Code 56401]

BACKGROUND:

The current Escambia County Public Safety Mobile Command Trailer was purchased in 2002 under the concept of supporting Public Safety's needs for providing a mobile command platform to manage planned events and emergency incidents. After the 2001 terrorist attacks, the Nation significantly restructured how incidents are managed. Today efficient management of emergency incidents requires larger numbers of people from multiple disciplines. Our current trailer does not provide the space needed to support such an operation. We have had several incidents where sufficient space for incident management was unavailable. This new trailer will additionally allow it to be better utilized as part of a Continuity of Operations Plan (COOP), not only for the Public Safety Department, but for other County infrastructure, as well.

Following are reasons for replacement:

- The mobile response trailer is now 12 years old;
- Maintenance costs are increasing;

- The roof leaks;
- Radio, telephone and data infrastructure needs updating;
- Insufficient space and current trailer cannot be expanded;
- The generator has met end of life cycle and the air conditioning system is aging;
- Lack of storage capacity;
- Need for transition from analog and digital technology-whole infrastructure.

The GSA price for the KTTEXP53CP is \$628,138.56, including Freight and Federal Excise Tax (FET). The recommended cost of \$611,420.89, excludes FET.

BUDGETARY IMPACT:

Funding is available in Fund 352, LOST III Fund, Cost Center 330435. Project number PS143028 has been established for this purpose.

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

This recommendation is in compliance with Escambia County Code of Ordinance Chapter 46 Finance, Article II Purchase and Contracts.

IMPLEMENTATION/COORDINATION:

N/A

Attachments

GSA Contract GS-30F-0001Y



KENTUCKY TRAILER
TECHNOLOGIES

GENERAL SERVICES ADMINISTRATION
FEDERAL SUPPLY SERVICE
AUTHORIZED FEDERAL SUPPLY SCHEDULE

03/04/2014

Schedule 23V, Vehicular Multiple Award Schedule (VMAS)
SIN: 190-05

Contract Number: GS-30F-0001Y

Contract Period: 10/06/2011 – 10/05/2016

Trailer Technologies Holdings, LLC dba/Kentucky Trailer Technologies

1240 N. Pontiac Trail
Walled Lake, MI 48390

800-521-9701

Fax 248-960-7775

www.kytrailer.com/ktt

Business size: Small

On-line access to contract information, terms and conditions, up-to-date pricing, and the option to create an electronic delivery order are available through GSA Advantage!, a menu driven database system. The INTERNET address for GSA Advantage! is <http://www.gsaadvantage.gov>. For more information on ordering from Federal Supply Schedules, click on the FSS schedule button at www.fss.gsa.gov.

- 1a. Authorized SIN: 190-05, Special Vocation Vehicles and Attachments. All items in this catalog are part of this SIN.
- 1b. The lowest priced model number and lowest unit price under this contract is: KTF550CP at \$158,443.89 for a single unit exclusive on any volume/dollar discounts.
- 1c. Hourly rates: Not applicable
2. Maximum single order limitation: \$2,000,000.00
3. Minimum Order: \$100.00
4. Geographic delivery scope: 48 contiguous states, DC, Alaska, Hawaii, and Puerto Rico, U.S. Territories and overseas.
5. Production Point: Walled Lake, MI. Oakland County, USA.
6. Government prices are net, with discounts already deducted and include Industrial Funding Fee. Government discount from commercial pricing is 7% before IFF.
7. Quantity discounts: Prices already net (discounts already included).
8. Prompt payment terms: None
- 9a. Government purchase cards are accepted at or below the micro-purchase threshold.
- 9b. Government purchase cards are not accepted above the micro-purchase threshold.
10. All items manufactured in U.S.
- 11a. Time of delivery: 240 days ARO. If multiple units are ordered, the first unit will be completed in 240 days or less ARO. Additional units will be delivered within 30 days subsequently from the first unit. Non-standard items may impact the delivery date.
- 11b. Vehicles under this contract are not normally available for expedited delivery. Exceptions may be made for on-ground shells, demonstrator units or prototypes.

11c. Overnight and 2-day delivery: May be available on existing demonstration units.

11d. Urgent requirements: Customer should call to discuss urgent needs.

12. FOB: Origin (Walled Lake, MI).

13. Orders may be placed directly to:

Kentucky Trailer Technologies
1240 N. Pontiac Trail
Walled Lake, MI 48390

Faxed Orders: 248-960-7775

E-mailed orders: jmattman@kytrailer.com

13b. Ordering Procedures: For supplies and services, the ordering procedures and information on Blanket Purchase Agreements (BPA's) are found in the Federal Acquisition Regulation (FAR) 8.405-3.

14. Payment address: Kentucky Trailer Technologies
1240 N. Pontiac Trail
Walled Lake, MI 48348

15. Warranty provision: Standard warranty is one year. Major components that carry longer warranties remain intact.

16. Export packing charges: Not within the scope of this contract. Price can be determined on case by case basis as an open market item.

17. Government commercial credit card terms: Accepted below micro purchase level only.

18. Rental, maintenance, and repair: Not applicable

19. Terms and conditions of installation: Not applicable

20. Repair parts are not included in this contract. Repair parts are available from Kentucky Trailer Technologies as an open market purchase.

- 20a. No other services apply to this contract
- 21. Service and distribution points: Please call KTT to identify the location of the nearest authorized service center.
- 22. Participating dealers: Not applicable
- 23. Preventative maintenance manuals are provided with each vehicle in the provided manuals.
- 24a. Environmental attributes: Not applicable.
- 24b. Section 508 compliance information: Not applicable.
- 25. DUNS Number: 858462559
- 26. CAGE code: 1TRW9

KENTUCKY TRAILER TECHNOLOGIES

GSA PRICELIST

MODEL KTF550CP - MOBILE COMMAND CENTER

Ford F550 19,500 GVWR regular cab 4x2 diesel chassis with .040" aluminum skin 16' body. Includes 7KW Quiet diesel generator, Whelen light package, galley, lavatory, conference area, and work stations.

GSA price including IFF: \$158,443.89

MODEL KTSEXP53SH – 53' SINGLE EXPANDABLE SHELL

53' Kentucky Trailer single expandable single drop shell with smooth .090 aluminum skin. Includes 40' W x 7'D hydraulic expandable, single color paint, two entry doors with steps and landings, belly boxes, leveling system, urethane insulation, sub wall and sub floor, 200 amp service panel with shore cord, 10 tons of ducted air conditioning.

GSA price with IFF and FET \$274,161.76

MODEL KTST53TRN – 53' STRAIGHT TRAINING/COMMAND UNIT

53' Kentucky Trailer with flat floor and .050 riveted skin. Includes 20' powered awning, belly boxes, aluminum stairs and platform, automatic leveling system, galley, aluminum cabinets, electronics rack, 32KW diesel generator, shore cord, 6-ton ducted air conditioning, three 42" LED monitors, Herman Miller seating.

GSA price including IFF and FET: \$320,862.56

MODEL KTDEXP53SH – 53' DOUBLE EXPANDABLE SHELL

53' Kentucky Trailer double expandable single drop shell with smooth .090 aluminum skin. Includes one 40' W x 7'D hydraulic expandable and one 39'W x 7'D, single color paint, two entry doors with steps and landings, belly boxes, leveling system, urethane insulation, sub wall and sub floor, 200 amp service panel with shore cord, 10 tons of ducted air conditioning.

GSA price with IFF and FET \$334,712.41

MODEL KTSEXP53TR – 53' SINGLE EXPANDABLE TRAINING/COMMAND

53' Kentucky Trailer single expandable single drop shell with smooth .090 aluminum skin. Includes 40' W x 7'D hydraulic expandable, single color paint, two entry doors with steps and landings, belly boxes, leveling system, 200 amp service panel with shore cord, 10 tons of ducted air conditioning, galley, aluminum cabinets, two electronics racks, 40KW diesel generator, Herman Miller seating.

GSA price including IFF and FET: \$447,309.28

MODEL KTDEXP53TR – 53' DOUBLE EXPANDABLE TRAINING/COMMAND

53' Kentucky Trailer double expandable single drop shell with smooth .090 aluminum skin. Includes 40' W x 7'D hydraulic expandable and one 39'W x 7'D, single color paint, two entry doors with steps and landings, belly boxes, leveling system, 200 amp service panel with shore cord, 10 tons of ducted air conditioning, galley, aluminum cabinets, three electronics racks, 40KW diesel generator, Herman Miller seating.

GSA price including IFF and FET: \$537,234.03

**MODEL KTDEXP53CP – 53' DOUBLE EXPANDABLE HIGH LEVEL
COMMAND**

53' Kentucky Trailer double expandable single drop shell with smooth .090 aluminum skin. Includes 40' W x 7'D hydraulic expandable and one 39'W x 7'D, single color paint, two entry doors with steps and landings, belly boxes, leveling system, 200 amp service panel with shore cord, 12 tons of ducted air conditioning, galley, aluminum cabinets, three electronics racks, 40KW diesel generator, shore cord, Herman Miller seating, four powered awnings, skirts, observation deck, raised fifth wheel floor for cabling, 7KW UPS, three dispatch stations, KVH A7, TracStar 1.2M dish, aircraft downlink system, ACU1000, 16 radios, Cisco VOIP system, 42' mast with Pelco CCTV system, alarm, lightening protection, 42" monitors.

GSA price including IFF and FET: \$1,138,331.31

MODEL KTFLM2EXPCP – Freightliner M2106 with 26' .063 aluminum body, power awning, 20KW 50Hz. generator, workstation room, conference room, galley, four Panasonic Toughbooks, two LED monitors, Whelen light package, automatic leveling.

GSA price including IFF: \$422,655.72

MODEL KTTEXP53CP – 53' TRIPLE EXPANDABLE TRAINING/COMMAND

53' Kentucky Trailer double expandable single drop shell with smooth .090 aluminum skin. Includes gooseneck slideout, 40' W x 7'D hydraulic expandable and one 39'W x 7'D, single color paint, two entry doors with steps and landings, belly boxes, leveling system, exterior graphics, 200 amp service panel with shore cord, Northern Air 10 ton ducted air conditioning, aluminum cabinets, office package, 40KW diesel generator, recessed roof for satellite dish, five 42" monitors.

GSA price including IFF and FET: \$628,138.56

A	B	C	D	E	F	G	H	I	J	K	L	M
	MFR PART #	PRODUCT DESCRIPTION	LIST PRICE	GSA'S DISCOUNT IN (%) FROM LIST PRICE	GSA PRICE WITHOUT IFF	GVWR	Freight	FEDERAL EXCISE TAX IF APPLICABLE	PROPOSED GSA PRICE (W/IFFS FEET)	COUNTRY OF ORIGIN	WARRANTY	SIN
1	Kennedy Trailer Technologies, SIN: 19muR, DATE: 3/4/2014											
2	KTT	F501 F500 base unit	\$ 1,000.00	7%	\$ 930.00	19,000 lb.	FOB Origin	N/A	\$ 138,413.89	USA	1 year	19u0J5
3	KTT	K1S55318N	\$ 329,218.77	7%	\$ 306,921.46	65,000 lb.	FOB Origin	\$ 11,651.63	\$ 274,101.76	USA	1 year	19u0J5
4	KTT	K1S1X0P53SH	\$ 280,570.00	7%	\$ 262,930.10	65,000 lb.	FOB Origin	\$ 11,175.45	\$ 247,400.28	USA	1 year	19u0J5
5	KTT	K1S1X0P53SH	\$ 464,834.58	7%	\$ 432,296.16	65,000 lb.	FOB Origin	\$ 11,658.30	\$ 417,400.28	USA	1 year	19u0J5
6	KTT	K1S1X0P53SH	\$ 343,673.11	7%	\$ 319,165.99	65,000 lb.	FOB Origin	\$ 12,586.07	\$ 334,713.41	USA	1 year	19u0J5
7	KTT	K1S1X0P53SH	\$ 558,232.58	7%	\$ 519,156.39	65,000 lb.	FOB Origin	\$ 14,048.48	\$ 537,234.03	USA	1 year	19u0J5
8	KTT	K1S1X0P53SH	\$ 1,199,710.02	7%	\$ 1,115,730.32	65,000 lb.	FOB Origin	\$ 14,063.51	\$ 1,138,331.31	USA	1 year	19u0J5
9	KTT	K1S1X0P53SH	\$ 451,060.00	7%	\$ 419,485.80	32,000 lb.	FOB Origin	N/A	\$ 422,685.72	USA	1 year	19u0J5
10	KTT	K1S1X0P53SH	\$ 362,848.98	7%	\$ 340,548.55	32,000 lb.	FOB Origin	N/A	\$ 356,477.63	USA	1 year	19u0J5
11	KTT	K1S1X0P53SH	\$ 652,576.18	7%	\$ 606,709.85	65,000 lb.	FOB Origin	\$ 16,217.67	\$ 628,138.56	USA	1 year	19u0J5
12	KTT	K1S1X0P53SH	\$ 652,576.18	7%	\$ 606,709.85	65,000 lb.	FOB Origin	\$ 16,217.67	\$ 628,138.56	USA	1 year	19u0J5
13												
14												
15												
16	KTT	KTBUCG	\$ 1,780.00	7%	\$ 1,655.40	N/A	N/A	N/A	\$ 1,667.91	USA	Std. Commercial	190-05
17	KTT	KTBUCB	\$ 880.00	7%	\$ 818.40	N/A	N/A	N/A	\$ 824.58	USA	Std. Commercial	190-05
18	KTT	KTF5GN	\$ 185.00	7%	\$ 172.05	N/A	N/A	N/A	\$ 173.35	USA	Std. Commercial	190-05
19												
20												
21	KTT	KTPPDU	\$ 2,590.00	7%	\$ 2,408.70	N/A	N/A	N/A	\$ 2,426.90	USA	Std. Commercial	190-05
22	KTT	KTCFSU	\$ 1,800.00	7%	\$ 1,674.00	N/A	N/A	N/A	\$ 1,686.65	USA	Std. Commercial	190-05
23	KTT	KTB5D	\$ 2,300.00	7%	\$ 2,139.00	N/A	N/A	N/A	\$ 2,155.16	USA	Std. Commercial	190-05
24												
25												
26	KTT	KTKVAUFS	\$ 4,260.00	7%	\$ 3,961.80	N/A	N/A	N/A	\$ 3,991.74	USA	Std. Commercial	190-05
27	KTT	KTKVAUFS	\$ 16,920.00	7%	\$ 15,735.60	N/A	N/A	N/A	\$ 15,854.51	USA	Std. Commercial	190-05
28	KTT	KTKVAUFS	\$ 4,340.00	7%	\$ 4,054.80	N/A	N/A	N/A	\$ 4,085.44	USA	Std. Commercial	190-05
29	KTT	KTKVAUFS	\$ 17,905.00	7%	\$ 16,651.65	N/A	N/A	N/A	\$ 16,777.48	USA	Std. Commercial	190-05
30	KTT	KTKVAUFS	\$ 21,490.00	7%	\$ 19,985.70	N/A	N/A	N/A	\$ 20,136.73	USA	Std. Commercial	190-05
31	KTT	KTKVAUFS	\$ 993.00	7%	\$ 923.49	N/A	N/A	N/A	\$ 930.47	USA	Std. Commercial	190-05
32												
33												
34	KTT	KTAUX8B	\$ 1,900.00	7%	\$ 1,767.00	N/A	N/A	N/A	\$ 1,780.35	USA	Std. Commercial	190-05
35	KTT	KTW700LED	\$ 315.00	7%	\$ 292.95	N/A	N/A	N/A	\$ 295.16	USA	Std. Commercial	190-05
36	KTT	KTW900LED	\$ 485.00	7%	\$ 451.05	N/A	N/A	N/A	\$ 454.46	USA	Std. Commercial	190-05
37	KTT	KTW900LED	\$ 385.00	7%	\$ 357.35	N/A	N/A	N/A	\$ 370.13	USA	Std. Commercial	190-05
38												
39												
40	KTT	KTSSUP	\$ 85.00	7%	\$ 79.05	N/A	N/A	N/A	\$ 79.65	USA	Std. Commercial	190-05
41	KTT	KT3TACADD	\$ 8,450.00	7%	\$ 7,858.50	N/A	N/A	N/A	\$ 7,917.88	USA	Std. Commercial	190-05
42	KTT	KT4TACADD	\$ 2,270.00	7%	\$ 2,121.10	N/A	N/A	N/A	\$ 2,152.25	USA	Std. Commercial	190-05
43	KTT	KT5TACADD	\$ 9,870.00	7%	\$ 9,179.10	N/A	N/A	N/A	\$ 9,248.46	USA	Std. Commercial	190-05
44	KTT	KT6TACADD	\$ 10,695.00	7%	\$ 9,946.35	N/A	N/A	N/A	\$ 10,021.51	USA	Std. Commercial	190-05
45	KTT	KTRM-ACADD	\$ 1,190.00	7%	\$ 1,109.50	N/A	N/A	N/A	\$ 1,077.58	USA	Std. Commercial	190-05
46	KTT	KTACPTADD	\$ 800.00	7%	\$ 744.00	N/A	N/A	N/A	\$ 749.62	USA	Std. Commercial	190-05
47	KTT	KTRBADD	\$ 7,990.00	7%	\$ 7,430.70	N/A	N/A	N/A	\$ 7,486.85	USA	Std. Commercial	190-05
48	KTT	KT1B1A8ACK	\$ 1,350.00	7%	\$ 1,255.50	N/A	N/A	N/A	\$ 1,264.99	USA	Std. Commercial	190-05
49	KTT	KTREFEUC	\$ 925.00	7%	\$ 860.25	N/A	N/A	N/A	\$ 866.75	USA	Std. Commercial	190-05
50												
51												
52												
53	KTT	KTKVH47	\$ 4,450.00	7%	\$ 4,138.50	N/A	N/A	N/A	\$ 4,169.77	USA	Std. Commercial	190-05
54	KTT	KTKVH6	\$ 2,650.00	7%	\$ 2,466.50	N/A	N/A	N/A	\$ 2,488.12	USA	Std. Commercial	190-05
55	KTT	KTSV640	\$ 2,995.00	7%	\$ 2,785.35	N/A	N/A	N/A	\$ 2,806.40	USA	Std. Commercial	190-05
56	KTT	KT42STV	\$ 1,700.00	7%	\$ 1,581.00	N/A	N/A	N/A	\$ 1,592.95	USA	Std. Commercial	190-05
57	KTT	KTPERSURV	\$ 5,900.00	7%	\$ 5,480.50	N/A	N/A	N/A	\$ 5,481.61	USA	Std. Commercial	190-05
58	KTT	KT16X8R	\$ 9,500.00	7%	\$ 8,875.00	N/A	N/A	N/A	\$ 8,935.15	USA	Std. Commercial	190-05
59	KTT	KT42SEXT	\$ 3,950.00	7%	\$ 3,673.50	N/A	N/A	N/A	\$ 3,701.26	USA	Std. Commercial	190-05
60	KTT	KTPELESP	\$ 7,890.00	7%	\$ 7,337.70	N/A	N/A	N/A	\$ 7,395.15	USA	Std. Commercial	190-05
61	KTT	KTPROJ	\$ 1,510.00	7%	\$ 1,404.30	N/A	N/A	N/A	\$ 1,414.91	USA	Std. Commercial	190-05
62	KTT	KTSWARTB	\$ 4,200.00	7%	\$ 3,906.00	N/A	N/A	N/A	\$ 3,938.52	USA	Std. Commercial	190-05
63	KTT	KTINTECR	\$ 37,110.00	7%	\$ 34,512.30	N/A	N/A	N/A	\$ 34,773.10	USA	Std. Commercial	190-05
64	KTT	KTBX8R	\$ 2,850.00	7%	\$ 2,650.50	N/A	N/A	N/A	\$ 2,670.53	USA	Std. Commercial	190-05
65												
66												
67	KTT	KTRAC08	\$ 22,650.00	7%	\$ 21,044.50	N/A	N/A	N/A	\$ 21,223.68	USA	Std. Commercial	190-05
68	KTT	KTRAC12	\$ 31,055.00	7%	\$ 28,881.15	N/A	N/A	N/A	\$ 29,099.40	USA	Std. Commercial	190-05
69	KTT	KTRACU1000	\$ 24,560.00	7%	\$ 22,840.80	N/A	N/A	N/A	\$ 23,013.40	USA	Std. Commercial	190-05

From: [John Dosh](#)
To: [Joe F. Pillitary](#)
Cc: [Trisha K. Pohlmann](#)
Subject: RE: Command Trailer GS 30F-0001Y
Date: Friday, June 06, 2014 8:25:59 AM

Thanks for your time!

John Dosh
Escambia County Emergency Manager
Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Joe F. Pillitary"
Date: 06/06/2014 8:09 AM (GMT-06:00)
To: John Dosh
Cc: "Joe F. Pillitary"
Subject: Command Trailer GS 30F-0001Y

Good Morning JD,

It's a good contract as per attached. "E Buy" is a method that GSA contracting officers, and other entitled to use GSA, receive electronic quotations for procurements.

Please call if you have any questions.

Have a blessed weekend.

Joe



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6267

County Administrator's Report 11. 5.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Interfund Loan from Local Option Sales Tax (LOST) Fund to the Disaster Recovery Fund

From: Amy Lovoy, Department Head

Organization: OMB

CAO Approval:

RECOMMENDATION:

Recommendation Concerning Approval of an Interfund Loan from the LOST Fund (352) to the Disaster Recovery Fund (112) - Amy Lovoy, Management and Budget Services Department Director

That the Board authorize a revolving, interest-free interfund loan from the Local Option Sales Tax (LOST) III Fund (352) to the Disaster Recovery Fund (112), in an amount not to exceed \$10,000,000, to provide cash for the disaster event recovery costs until such time that reimbursements are received from the Federal Emergency Management Agency (FEMA) and the State of Florida.

BACKGROUND:

Due to the recent disaster the County has incurred large costs for recovery. Some of these costs will come due prior to receiving any reimbursements from FEMA and the State of Florida. To finance this recovery cash will be transferred from the LOST fund when needed; then repaid when FEMA/State DEM reimbursements are received and the cash is not needed.

BUDGETARY IMPACT:

It is not anticipated this cash will be needed by the LOST fund prior to receiving reimbursements from FEMA/State DEM. However, the County currently has a 12.5% local match on eligible projects. This amount along with any costs deemed ineligible by FEMA will be the responsibility of the County to fund. Not all of these costs will be eligible to be paid from LOST. Therefore, General Fund dollars may be ultimately needed to pay portions of the local match and ineligible projects.

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

N/A



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6370

County Administrator's Report 11. 6.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Addendum to the Management Agreement with SMG

From: Amy Lovoy, Department Head

Organization: OMB

CAO Approval:

RECOMMENDATION:

Recommendation Concerning an Addendum to the Management Agreement with SMG - Amy Lovoy, Management and Budget Services Department Director

That the Board approve the Addendum to Pensacola Civic Center Management Services Agreement between Escambia County and SMG, dated February 16, 2012, allowing American Capital Ltd., to transfer their 57.2% direct ownership in SMG to American Capital Equity III, LP.

BACKGROUND:

SMG, the County's management company for the Pensacola Bay Center, is wholly owned by SMG Holdings and American Capital Ltd (ACAS). ACAS directly owns 57.2% of SMG and controls another 40.9% of SMG through its affiliates American Capital Equity I and American Capital Equity II. Approval of this addendum will allow ACAS to transfer its 57.2% direct interest in SMG to American Equity Capital III.

BUDGETARY IMPACT:

N/A

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

N/A

Attachments

SMG Management Agreement Addendum

**ADDENDUM TO PENSACOLA CIVIC CENTER MANAGEMENT
SERVICES AGREEMENT**

THIS ADDENDUM ("Addendum") is entered into this ____ day of _____ 2014, by and between Escambia County, Florida, a political subdivision of the State of Florida, with the administrative address of 221 Palafox Place, Pensacola, Florida 32502 (hereinafter referred to as "County") and SMG, a Pennsylvania general partnership authorized to conduct business in the State of Florida, whose principal address is 300 Conshohocken State Road, Suite 450, West Conshohocken, PA 19428 (hereinafter referred to as "Management Company").

WITNESSETH:

WHEREAS, on or about February 16, 2012, the Parties previously entered into a Management Services Agreement for the Pensacola Civic Center (hereinafter referred to as the "Agreement"); and

WHEREAS, pursuant to paragraph 35.3 of the Agreement, Escambia County shall have the option of terminating, for convenience, the Agreement in the event of a "Change of Control" as defined in paragraph 35.4 therein; and

WHEREAS, SMG is a general partnership, whose partners are wholly-owned and controlled by SMG Holdings, Inc., and American Capital Ltd. ("ACAS") presently owns 57.2% of SMG Holdings, Inc., and ACAS controls an additional 40.9% of the shares of SMG Holdings, Inc. through its affiliates, American Capital Equity I, LLC and American Capital Equity II, LP; and

WHEREAS, ACAS intends to transfer all of its 57.2% direct interest in SMG Holdings, Inc. to American Capital Equity III, LP., an affiliate of ACAS that is managed and controlled by ACAS; and

WHEREAS, ACAS's transfer of its interest in SMG will not cause any change in the management and operations of SMG, and SMG will remain the Manager under the Management Services Agreement.

NOW, THEREFORE, IN CONSIDERATION of the recitals set forth above and for other good and valuable consideration, the Parties hereby agree as follows:

1. SMG hereby notifies the County that it has become aware that a change in control will occur as set forth herein (the "Change in Control").
2. The County consents to the Change in Control.
3. The Agreement and all terms and conditions therein shall remain unaltered and in full force and effect and are hereby ratified and confirmed in all respects.

4. This Addendum to the Agreement will be governed by and construed in accordance with the laws of the State of Florida, without giving effect to otherwise applicable principles of conflicts of law.

IN WITNESS WHEREOF, the Parties hereto have made and executed this Addendum to the Agreement on the respective dates under each signature:

ESCAMBIA COUNTY, FLORIDA, a political subdivision of the State of Florida acting by and through its authorized Board of County Commissioners.

ATTEST: Pam Childers
Clerk of the Circuit Court

By: _____
Lumon J. May, Chairman

Deputy Clerk
(Seal)

BCC Approved: _____

Approved as to form and legal sufficiency.

By/Title: [Signature]
Date: 6/17/11

MANAGEMENT COMPANY: SMG, a Pennsylvania general partnership duly authorized to conduct business in the State of Florida

By: _____

Witness

Date: _____

Witness



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6374

County Administrator's Report 11.7.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Surplus and Sale of Real Properties

From: Amy Lovoy, Department Head

Organization: OMB

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Surplus and Sale of Real Escheated Properties - Amy Lovoy, Management and Budget Services Department Director

That the Board take the following action concerning the surplus and sale of real properties, located at the following locations, that have escheated to the County:

A. Authorize the County Attorney to take such necessary actions to evict the occupants of County-owned properties, if they are still occupying the premises;

B. Declare surplus the Board's real properties, as listed below, with the Property Appraiser's (PA) Value and District (Dist) noted:

Account	Reference	2013 PA Value	Address	District
063673000	332S301300006012	\$9,984	3700 W Moreno St Blk	3
064006100	332S303300092265	\$6,935	3502 W Cervantes St	2
064094000	332S303301005274	\$7,434	3403 W Lloyd St	3
064306500	332S304000013242	\$6,814	600 Y St Blk	2
070787000	342S300660000021	\$6,032	3722 James St	2
070979200	342S300850001002	\$3,311	901 Krasnosky St	2
070989000	342S300860050001	\$5,652	3704 W Cervantes St	2
071619000	342S301150011003	\$11,400	17 Carey Ave	2
074108730	372S303400014002	\$8,075	10 Beth Circle	2
081010000	502S305040003004	\$7,195	706 Wingate St	2
081479000	512S306000000008	\$17,586	20 W Washington St	2
081839000	502S306070120004	\$7,600	89 Leyte Drive	2
084039000	592S301000010017	\$14,250	13 Elegans Ave	2
084369000	592S302700002038	\$7,960	200 Seamarge Ln Blk	2
090236618	031S311000000007	\$21,314	Bristol Creek-Waste Land	5

070729000	342S300590034059	\$10,347	1533 N Green St	3
090237250	031S311101000005	\$13,894	Devine Farm Rd	5
092642000	012S314301001002	\$6,175	4900 Sierra Drive Blk	1
094070110	192S314209003002	\$4,180	200 S Crow Rd Blk	1
101348500	362S311010000005	\$16,862	5900 Princeton Dr Blk	1
112711110	091N311000233004	\$5,107	Off Muscogee Rd	5

C. Authorize the sale of each property to the bidder with the highest offer received at or above the minimum bid, which will be set at the current value assessed by the Property Appraiser, in accordance with Section 46.134 of the Escambia County Code of Ordinance; and

D. Authorize the Chairman to sign all documents related to the sales.

BACKGROUND:

These properties escheated to the County on June 6, 2014. The sale of the parcel will be set at the current value assessed by the Property Appraiser. The County does not have a need for these properties.

BUDGETARY IMPACT:

Sale of these properties will provide revenue for the General Fund.

LEGAL CONSIDERATIONS/SIGN-OFF:

All legal documents will be approved as to form and legal sufficiency by the County Attorney's Office prior to execution by the Chairman. The purchaser will pay all closing costs.

PERSONNEL:

NA

POLICY/REQUIREMENT FOR BOARD ACTION:

Escambia County Ordinance, Section 46.134

IMPLEMENTATION/COORDINATION:

NA

Attachments

June Escheated Properties-backup



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

[Back](#)

Navigate Mode
 Account
 Reference
 [Printer Friendly Version](#)

General Information Reference: 332S301300006012 Account: 063673000 Owners: SWEARINGEN JOHN C 1/2 INT & SWEARINGEN JOHN C & SHELLEY 1/2 INT Mail: PO BOX 16621 WEST PALM BEACH, FL 33416 Situs: 3700 W MORENO ST BLK 32505 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small>	2013 Certified Roll Assessment Improvements: \$0 Land: \$9,984 Total: \$9,984 <i>Save Our Homes:</i> \$0 <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
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Sales Data <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>04/2006</td> <td>5887</td> <td>1350</td> <td>\$100</td> <td>CJ</td> <td>View Instr</td> </tr> <tr> <td>09/2005</td> <td>5890</td> <td>1109</td> <td>\$7,000</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>09/2005</td> <td>5890</td> <td>1107</td> <td>\$7,000</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>10/1997</td> <td>4179</td> <td>1049</td> <td>\$100</td> <td>QC</td> <td>View Instr</td> </tr> </tbody> </table> <small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	04/2006	5887	1350	\$100	CJ	View Instr	09/2005	5890	1109	\$7,000	WD	View Instr	09/2005	5890	1107	\$7,000	WD	View Instr	10/1997	4179	1049	\$100	QC	View Instr	2013 Certified Roll Exemptions None Legal Description N1/2 OF LTS 6 7 BLK 12 WEST HIGHLANDS PB 1 P 74 OR 5890 P 1107/1109 CA 148 Extra Features None
Sale Date	Book	Page	Value	Type	Official Records (New Window)																										
04/2006	5887	1350	\$100	CJ	View Instr																										
09/2005	5890	1109	\$7,000	WD	View Instr																										
09/2005	5890	1107	\$7,000	WD	View Instr																										
10/1997	4179	1049	\$100	QC	View Instr																										

Parcel Information [Launch Interactive Map](#)

Section Map Id: CA148

Approx. Acreage: 0.2100

Zoned: R-3

Evacuation & Flood Information
[Open Report](#)

Buildings
Images
None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

**DEED
ESCHEATED**

Pam Childers
CLERK OF THE CIRCUIT COURT
ESCAMBIA COUNTY FLORIDA
JUN 13 2014 11:53 AM
OFF REC BK 1153 PG 1250 1200 Doc Type C

3700 W. Morens BLK

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 03292 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

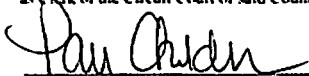
N1/2 OF LTS 6 7 BLK 12 WEST HIGHLANDS PB 1 P 74 OR 5890 P 1107/1109 CA 148

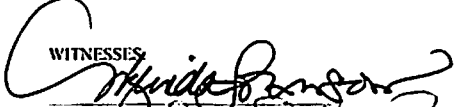

SECTION 33, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 332S301300006012
TAX ACCOUNT NUMBER 063673000

** Property previously assessed to: JOHN C SWEARINGEN 1/2 INT SHELLEY SWEARINGEN 1/2 INT

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.


PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

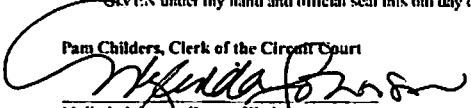
WITNESSES

Mylinda Johnson

Emily Hogg

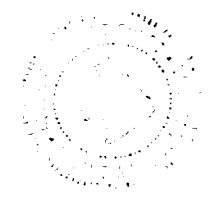


State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.

Pam Childers, Clerk of the Circuit Court

Mylinda Johnson, Deputy Clerk



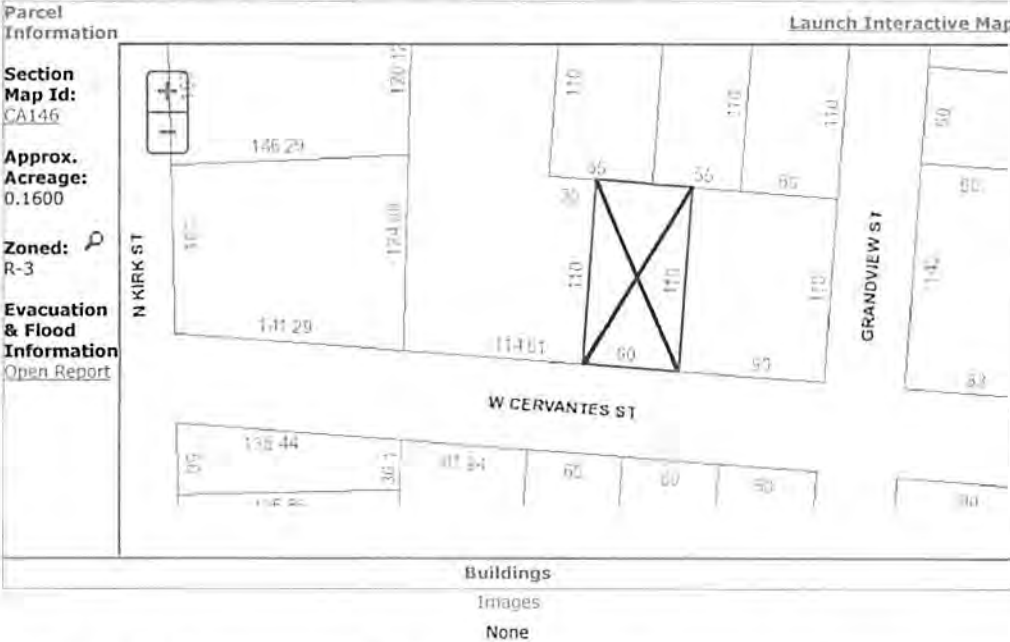


Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

[Back](#)

<p> <input type="radio"/> Navigate Mode <input checked="" type="radio"/> Account <input type="radio"/> Reference </p> <p style="text-align: right;">Printer Friendly Version</p> <p>General Information</p> <p> Reference: 332S303300092265 Account: 064006100 Owners: POWERS VICTORIA ANN Mail: C/O DAVID T JOHNSTON 401 SUMMERHILL DR VALRICO, FL 33594 Situs: 3502 W CERVANTES ST 32505 Use Code: MISC. RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small> </p>	<p>2013 Certified Roll Assessment</p> <p> Improvements: \$209 Land: \$6,726 Total: \$6,935 <i>Save Out Homes:</i> \$0 </p> <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>																														
<p>Sales Data</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>07/2004</td> <td>5457</td> <td>1967</td> <td>\$100</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>01/2001</td> <td>4651</td> <td>676</td> <td>\$5,500</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>04/1995</td> <td>3747</td> <td>378</td> <td>\$1,500</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>12/1991</td> <td>3119</td> <td>574</td> <td>\$4,000</td> <td>WD</td> <td>View Instr</td> </tr> </tbody> </table> <p><small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small></p>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	07/2004	5457	1967	\$100	WD	View Instr	01/2001	4651	676	\$5,500	WD	View Instr	04/1995	3747	378	\$1,500	WD	View Instr	12/1991	3119	574	\$4,000	WD	View Instr	<p>2013 Certified Roll Exemptions</p> <p>None</p> <p>Legal Description</p> <p>S 110 FT OF W 1/2 OF LT 10 AND OF E 1/2 LT 11 BLK 265 MULWORTH S/D PB 1 P 40 OR 5457 P 1967...</p> <p>Extra Features</p> <p>PATIO</p>
Sale Date	Book	Page	Value	Type	Official Records (New Window)																										
07/2004	5457	1967	\$100	WD	View Instr																										
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12/1991	3119	574	\$4,000	WD	View Instr																										



The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

3502 W. Cerasantas St

DEED ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 03347 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

S 110 FT OF W 1/2 OF LT 10 AND OF E 1/2 LT 11 BLK 265 MULWORTH S/D PB I P 40 OR 5457 P 1967 CA 146

SECTION 33, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 332S303300092265
TAX ACCOUNT NUMBER 064006100

** Property previously assessed to: VICTORIA ANN POWERS

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.

PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES:

Mylinda Johnson
Emily Hogg

State of Florida
County of Escambia

(OFFICIAL SEAL.)

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.

Mylinda Johnson, Deputy Clerk

Mylinda Johnson, Deputy Clerk





Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

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Navigate Mode
 Account
 Reference
 [Printer Friendly Version](#)

General Information Reference: 332S303301005274 Account: 064094000 Owners: ARD JAMES T WILLIAMS GLENDA F Mail: 4080 DRISKELL RD MILTON, FL 32583 Situs: 3403 W LLOYD ST 32505 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small>	2013 Certified Roll Assessment Improvements: \$0 Land: \$7,434 Total: \$7,434 <i>Save Our Homes:</i> \$0 <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
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Sales Data <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>02/08/2008</td> <td>6409</td> <td>1955</td> <td>\$100</td> <td>QC</td> <td>View Instr</td> </tr> <tr> <td>10/2005</td> <td>5772</td> <td>1305</td> <td>\$100</td> <td>QC</td> <td>View Instr</td> </tr> <tr> <td>03/1994</td> <td>3545</td> <td>250</td> <td>\$300</td> <td>OT</td> <td>View Instr</td> </tr> <tr> <td>07/1981</td> <td>1660</td> <td>755</td> <td>\$100</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>09/1980</td> <td>1468</td> <td>431</td> <td>\$100</td> <td>WD</td> <td>View Instr</td> </tr> </tbody> </table> <small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	02/08/2008	6409	1955	\$100	QC	View Instr	10/2005	5772	1305	\$100	QC	View Instr	03/1994	3545	250	\$300	OT	View Instr	07/1981	1660	755	\$100	WD	View Instr	09/1980	1468	431	\$100	WD	View Instr	2013 Certified Roll Exemptions None Legal Description LT 5 BLK 274 NORTH MULWORTH PB 1 P 51 OR 5772 P 1305 OR 6409 P 1955 CA 147 Extra Features None
Sale Date	Book	Page	Value	Type	Official Records (New Window)																																
02/08/2008	6409	1955	\$100	QC	View Instr																																
10/2005	5772	1305	\$100	QC	View Instr																																
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07/1981	1660	755	\$100	WD	View Instr																																
09/1980	1468	431	\$100	WD	View Instr																																

Parcel Information [Launch Interactive Map](#)

Section Map Id:
CA147

Approx. Acreage:
0.2100

Zoned:
R-3

Evacuation & Flood Information
[Open Report](#)

Buildings
Images
None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.



DEED 3403 W. Lloyd St.
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 03356 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

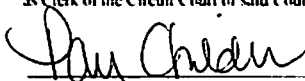
LT 5 BLK 274 NORTH MULWORTH PB 1 P 51 OR 5772 P 1305 OR 6409 P 1955 CA 147

SECTION 33, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 332S303301005274
TAX ACCOUNT NUMBER 064094000

** Property previously assessed to: JAMES T ARD GLENDA F WILLIAMS

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.



PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES:


Mylinda Johnson


Emily Hogg

State of Florida
County of Escambia

(OFFICIAL SEAL)

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.


Pam Childers, Clerk of the Circuit Court

Mylinda Johnson, Deputy Clerk



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

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<p>★ Navigate Mode <input checked="" type="radio"/> Account <input type="radio"/> Reference ★</p> <p>General Information</p> <p>Reference: 332S304000013242 Account: 064306500 Owners: BERTSINGER RODERICK & BAY Mail: 3003 W GADSDEN ST PENSACOLA, FL 32505 Situs: 600 Y ST BLK 32505 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small></p>	<p style="text-align: right;">Printer Friendly Version</p> <p>2013 Certified Roll Assessment</p> <p>Improvements: \$0 Land: \$6,814 Total: \$6,814 <i>Save Our Homes:</i> \$0</p> <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>																								
<p>Sales Data</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>06/1998</td> <td>4276</td> <td>1906</td> <td>\$60,000</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>11/1994</td> <td>3682</td> <td>865</td> <td>\$50,000</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>07/1994</td> <td>3618</td> <td>496</td> <td>\$100</td> <td>WD</td> <td>View Instr</td> </tr> </tbody> </table> <p><small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small></p>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	06/1998	4276	1906	\$60,000	WD	View Instr	11/1994	3682	865	\$50,000	WD	View Instr	07/1994	3618	496	\$100	WD	View Instr	<p>2013 Certified Roll Exemptions</p> <p>None</p> <p>Legal Description </p> <p>LTS 13 & 14 BLK 242 MCMILLAN ADDITION PLAT DB 26 P 147 OR 4276 P 1906...</p> <p>Extra Features</p> <p>None</p>
Sale Date	Book	Page	Value	Type	Official Records (New Window)																				
06/1998	4276	1906	\$60,000	WD	View Instr																				
11/1994	3682	865	\$50,000	WD	View Instr																				
07/1994	3618	496	\$100	WD	View Instr																				

Parcel Information [Launch Interactive Map](#)

Section Map Id:
CA139

Approx. Acreage:
0.2000

Zoned:
R-3

Evacuation & Flood Information
[Open Report](#)

Buildings

Images

None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

DEED 600 Y 5+
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 03373 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

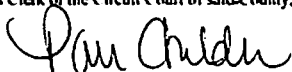
LTS 13 & 14 BLK 242 MCMILLAN ADDITION PLAT DB 26 P 147 OR 4276 P 1906 CA 139

SECTION 33, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 332S304000013242
TAX ACCOUNT NUMBER 064306500

** Property previously assessed to: RODERICK BERTSINGER BAY BERTSINGER

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anyway appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.



PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES:


Mylinda Johnson


Emily Hogg

(OFFICIAL SEAL)

State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.


Mylinda Johnson, Deputy Clerk

Mylinda Johnson, Deputy Clerk



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

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Navigate Mode
 Account
 Reference
 [Printer Friendly Version](#)

General Information Reference: 342S300660000021 Account: 070787000 Owners: SOULES NORMA L Mail: C/O MARTY MITCHELL 4111 BAYFRONT TER MILTON, FL 32571 Situs: 3722 JAMES ST 32505 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Hailey Escambia County Tax Collector</small>	2013 Certified Roll Assessment Improvements: \$0 Land: \$6,032 Total: \$6,032 Save Our Homes: \$0 <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
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Sales Data <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>01/1978</td> <td>1191</td> <td>69</td> <td>\$9,700</td> <td>QC</td> <td>View Instr</td> </tr> <tr> <td>01/1975</td> <td>943</td> <td>326</td> <td>\$3,750</td> <td>SC</td> <td>View Instr</td> </tr> </tbody> </table> <small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	01/1978	1191	69	\$9,700	QC	View Instr	01/1975	943	326	\$3,750	SC	View Instr	2013 Certified Roll Exemptions None Legal Description BEG AT A PT ON S R/W LI OF US RD 90 (HWY 10A) WHICH IS 1520 8/10 FT ALG SD R/W E OF FRISCO RR R/W (SD PT... Extra Features None
Sale Date	Book	Page	Value	Type	Official Records (New Window)														
01/1978	1191	69	\$9,700	QC	View Instr														
01/1975	943	326	\$3,750	SC	View Instr														

Parcel Information [Launch Interactive Map](#)

Section Map Id:
CA157

Approx. Acreage:
0.1000

Zoned:
R-3

Evacuation & Flood Information
[Open Report](#)

Buildings
Images
None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

DEED 3722 James Sr.
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 03501 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

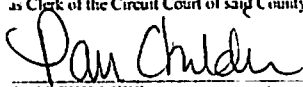
(see attached)

SECTION 34, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 342530866000021
TAX ACCOUNT NUMBER 070787000

** Property previously assessed to: NORMA L SOULES

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.


PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES:


Mylinda Johnson


Emily Hogg

(OFFICIAL SEAL)

State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.


Pam Childers, Clerk of the Circuit Court

Mylinda Johnson, Deputy Clerk

LEGAL DESCRIPTION

BEG AT A PT ON S R/W LI OF US RD 90 (HWY 10A) WHICH IS 1520 8/10 FT ALG SD R/W E OF FRISCO RR R/W (SD PT BEING ON ELY LI OF KRASNOSKY AVE AND BEING ALG SD S R/W OF HWY 90) 200 FT ELY OF NW COR OF GEORGE KRASNOSKY PROP (DB 145 P 292) S PARL WITH W LI OF GEORGE KRASNOSKY PROP ALG ELY LI OF KRASNOSKY AVE 550 FT FOR POB CONT SLY ALG SD ELY R/W OF KRASNOSKY AVE 90 FT TO NELY COR OF INTER OF KRASNOSKY AVE & JAMES ST ELY PARL WITH N LI OF SD GEORGE KRASNOSKY PROP AND ALG NLY LI OF JAMES ST 150 FT NLY PARL TO ELY LI OF KRASNOSKY AVE 90 FT WLY PARL TO N LI KRASNOSKY PROP 150 FT TO POB LESS W 100 FT PART OF LT 66 OR 1191 P 69 PLAT DB 128 P 575 CA 156



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

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 Reference
 [Printer Friendly Version](#)

<p>General Information</p> <p>Reference: 342S300850001002 Account: 070979200 Owners: LASTER CATHY E Mail: 901 KRASNOSKY ST PENSACOLA, FL 32505 Situs: 901 KRASNOSKY ST 32505 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</p>	<p>2013 Certified Roll Assessment</p> <p>Improvements: \$0 Land: \$3,311 Total: \$3,311 Save Our Homes: \$0</p> <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
--	--

<p>Sales Data</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>02/1998</td> <td>4258</td> <td>1074</td> <td>\$100</td> <td>QC</td> <td>View Instr</td> </tr> <tr> <td>01/1994</td> <td>3502</td> <td>37</td> <td>\$18,000</td> <td>SC</td> <td>View Instr</td> </tr> </tbody> </table> <p><small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small></p>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	02/1998	4258	1074	\$100	QC	View Instr	01/1994	3502	37	\$18,000	SC	View Instr	<p>2013 Certified Roll Exemptions None</p> <p>Legal Description BEG AT INTER OF N LI OF JACKSON ST & E LI OF DOMINQUEZ GRANT WLY ALG N LI OF JACKSON ST 1492 FT...</p> <p>Extra Features None</p>
Sale Date	Book	Page	Value	Type	Official Records (New Window)														
02/1998	4258	1074	\$100	QC	View Instr														
01/1994	3502	37	\$18,000	SC	View Instr														

Parcel Information [Launch Interactive Map](#)

Section Map Id:
CA158

Approx. Acreage:
0.1700

Zoned:
R-3

Evacuation & Flood Information
[Open Report](#)



9/20/11

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.



DEED 901 Kraamaley St
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 03547 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

BEG AT INTER OF N LI OF JACKSON ST & E LI OF DOMINIQUEZ GRANT WLY ALG N LI OF JACKSON ST 1492 FT TO INTER OF E R/W LI OF LYNCH ST N 14 DEG 30 MIN W ALG SD R/W LI 731 FT N 72 DEG 0 MIN E 176 FT FOR POB CONT N 72 DEG 0 MIN E 74 FT N 14 DEG 30 MIN W 100 FT S 72 DEG 0 MIN W 78 52/100 FT S 17 DEG 05 MIN 33 SEC E 99 84/100 FT TO POB PLAT DB 128 P 575 OR 3502 P 37 OR 4258 P 1074 CA 158

SECTION 34, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 342S300850001002
TAX ACCOUNT NUMBER 070979200

** Property previously assessed to: CATHY E LASTER

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.



PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES:



Mylinda Johnson



Emily Hogg

(OFFICIAL SEAL)

State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.



Pam Childers, Clerk of the Circuit Court

Mylinda Johnson, Deputy Clerk



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

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 Reference
 [Printer Friendly Version](#)

General Information Reference: 342S300860050001 Account: 070989000 Owners: WINSLETT DEBORAH LEE Mail: 668 CAPTAIN MORTON DR BRIERFIELD, AL 350353032 Situs: 3704 W CERVANTES ST 32505 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small>	2013 Certified Roll Assessment Improvements: \$0 Land: \$5,652 Total: \$5,652 <i>Save Our Homes:</i> \$0 <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
---	---

Sales Data <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>07/1989</td> <td>2746</td> <td>4</td> <td>\$100</td> <td>QC</td> <td>View Instr</td> </tr> <tr> <td>12/1980</td> <td>1502</td> <td>423</td> <td>\$100</td> <td>WD</td> <td>View Instr</td> </tr> </tbody> </table> <small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	07/1989	2746	4	\$100	QC	View Instr	12/1980	1502	423	\$100	WD	View Instr	2013 Certified Roll Exemptions None Legal Description LT 5 BLK A OAKLAWN PB 2 P 28 OR 1174/1190/1502 P 364/298/423 OR 2746 P 4... Extra Features None
Sale Date	Book	Page	Value	Type	Official Records (New Window)														
07/1989	2746	4	\$100	QC	View Instr														
12/1980	1502	423	\$100	WD	View Instr														

Parcel Information

Section Map Id:
CA158

Approx. Acreage:
0.2300

Zoned:
R-3

Evacuation & Flood Information
[Open Report](#)

[Launch Interactive Map](#)



3/28/03

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.



DEED 3704 W. Cervantes St
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 03551 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

LT 5 BLK A OAKLAWN PB 2 P 28 OR 1174/1190/1502 P 364298/423 OR 2746 P 4 CA 158

SECTION 34, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 342S300860050001
TAX ACCOUNT NUMBER 070989000

** Property previously assessed to: DEBORAH LEE WINSLETT

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.



PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES:


Mylinda Johnson


Emily Hogg

(OFFICIAL SEAL)

State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.


Mylinda Johnson, Deputy Clerk

Mylinda Johnson, Deputy Clerk



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

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General Information Reference: 342S301150011003 Account: 071619000 Owners: ROGERS ALFRED & PATRICIA A Mail: 17 CAREY AVE PENSACOLA, FL 32506 Situs: 17 CAREY AVE 32506 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small>	2013 Certified Roll Assessment Improvements: \$0 Land: \$11,400 <hr/> Total: \$11,400 <i>Save Our Homes:</i> \$0 <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
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Sales Data <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>06/1979</td> <td>1344</td> <td>469</td> <td>\$18,900</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>01/1970</td> <td>474</td> <td>618</td> <td>\$8,200</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>01/1969</td> <td>471</td> <td>485</td> <td>\$9,800</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>01/1966</td> <td>291</td> <td>919</td> <td>\$4,200</td> <td>WD</td> <td>View Instr</td> </tr> </tbody> </table> <small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	06/1979	1344	469	\$18,900	WD	View Instr	01/1970	474	618	\$8,200	WD	View Instr	01/1969	471	485	\$9,800	WD	View Instr	01/1966	291	919	\$4,200	WD	View Instr	2013 Certified Roll Exemptions None <hr/> Legal Description LT 11 BLK 3 RE S/D PEN HAVEN PB 2 P 98 OR 1344 P 469 CA 187 <hr/> Extra Features None
Sale Date	Book	Page	Value	Type	Official Records (New Window)																										
06/1979	1344	469	\$18,900	WD	View Instr																										
01/1970	474	618	\$8,200	WD	View Instr																										
01/1969	471	485	\$9,800	WD	View Instr																										
01/1966	291	919	\$4,200	WD	View Instr																										

Parcel Information [Launch Interactive Map](#)

Section Map Id: CA187

Approx. Acreage: 0.1700

Zoned: R-2

Evacuation & Flood Information
[Open Report](#)

Buildings
Images
None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

DEED 17 Carey Ave.
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 03614 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafix Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

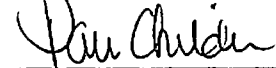
LT 11 BLK 3 RE S/D PEN HAVEN PB 2 P 98 OR 1344 P 469 CA 187



SECTION 34, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 342S301150011003
TAX ACCOUNT NUMBER 071619000

** Property previously assessed to: ALFRED ROGERS PATRICIA A ROGERS

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.


PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida


WITNESSEY

Mylinda Johnson

Emily Hogg

(OFFICIAL SEAL)

State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.

Pam Childers, Clerk of the Circuit Court

Mylinda Johnson, Deputy Clerk



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

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General Information Reference: 372S303400014002 Account: 074108730 Owners: WILLIAMS HOWARD Mail: C/O DEASON 2505 W LAKEVIEW AVE PENSACOLA, FL 32505 Situs: 10 BETH CIR 32506 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small>	2013 Certified Roll Assessment Improvements: \$0 Land: \$8,075 Total: \$8,075 <i>Save Our Homes:</i> \$0 <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
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Sales Data <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>12/1997</td> <td>4200</td> <td>1687</td> <td>\$11,000</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>01/1971</td> <td>525</td> <td>107</td> <td>\$2,600</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>01/1966</td> <td>320</td> <td>283</td> <td>\$2,600</td> <td>WD</td> <td>View Instr</td> </tr> </tbody> </table> <small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	12/1997	4200	1687	\$11,000	WD	View Instr	01/1971	525	107	\$2,600	WD	View Instr	01/1966	320	283	\$2,600	WD	View Instr	2013 Certified Roll Exemptions None Legal Description LT 14 BLK B 1ST ADDN TO WESLEYAN TERRACE PB 7 P 7 OR 4200 P 1687... Extra Features None
Sale Date	Book	Page	Value	Type	Official Records (New Window)																				
12/1997	4200	1687	\$11,000	WD	View Instr																				
01/1971	525	107	\$2,600	WD	View Instr																				
01/1966	320	283	\$2,600	WD	View Instr																				

Parcel Information [Launch Interactive Map](#)

Section Map Id:
[CA177](#)

Approx. Acreage:
0.2300

Zoned:
R-6

Evacuation & Flood Information
[Open Report](#)

Buildings
Images



3/3/03

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.



10 Beth Circle

DEED ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 03818 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

LT 14 BLK B 1ST ADDN TO WESLEYAN TERRACE PB 7 P 7 OR 4200 P 1687 CA 177

SECTION 37, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 372S303400014002
TAX ACCOUNT NUMBER 074108730

** Property previously assessed to: HOWARD WILLIAMS

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.

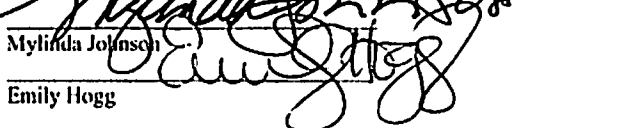


PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES:



Mylinda Johnson



Emily Hogg

(OFFICIAL SEAL)

State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June 2014



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

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<p>General Information</p> <p>Reference: 502S305040003004 Account: 081010000 Owners: DUKES EDWARD EST OF Mail: 706 WINGATE ST PENSACOLA, FL 32507 Situs: 706 WINGATE ST 32507 Use Code: VACANT RESIDENTIAL </p> <p>Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small></p>	<p>2013 Certified Roll Assessment</p> <p>Improvements: \$0 Land: \$7,195 Total: \$7,195 <i>Save Our Homes:</i> \$0</p> <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
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<p>Sales Data</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td colspan="6" style="text-align: center;">None</td> </tr> </tbody> </table> <p><small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small></p>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	None						<p>2013 Certified Roll Exemptions</p> <p>None</p> <p>Legal Description </p> <p>LTS 3 4 BLK 4 DB 130 P 318 JONAS BROWN PB 1 P 36 CA 219...</p> <p>Extra Features</p> <p>None</p>
Sale Date	Book	Page	Value	Type	Official Records (New Window)								
None													

Parcel Information [Launch Interactive Map](#)

Section Map Id: CA219

Approx. Acreage: 0.2200

Zoned: R-2

Evacuation & Flood Information
[Open Report](#)

Buildings

Images



3/26/03

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.



Pam Childers
CLERK OF THE CIRCUIT COURT
ESCAMBIA COUNTY FLORIDA
INST# 2014032546 06 13 2014 11 02 19 PM
OFF REC BK 7133 PG 1290 Doc Type: D

DEED 706 Wingate St
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 03922 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

LTS 3 4 BLK 4 DB 130 P 318 JONAS BROWN PB 1 P 36 CA 219 OR 2494 P 940

SECTION 50, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 502S05040003004
TAX ACCOUNT NUMBER 081010000

** Property previously assessed to: EST OF EDWARD DUKES

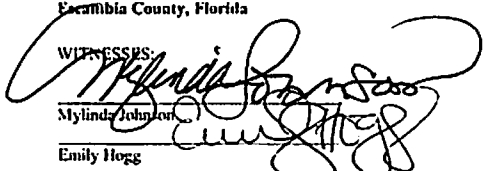
Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.



PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES:



Mylinda Johnson

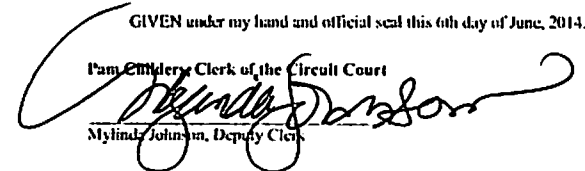
Emily Hogg

(OFFICIAL SEAL)

State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.



Pam Childers, Clerk of the Circuit Court

Mylinda Johnson, Deputy Clerk



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

[Back](#)

Navigate Mode
 Account
 Reference
 [Printer Friendly Version](#)

<p>General Information</p> <p>Reference: 512S306000000008 Account: 081479000 Owners: RUTLEDGE CREOLA Mail: 1031 S OLD CORYY FIELD RD PENSACOLA, FL 32507 Situs: 20 W WASHINGTON ST 32507 Use Code: SINGLE FAMILY RESID </p> <p>Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</p>	<p>2013 Certified Roll Assessment</p> <table style="width: 100%;"> <tr> <td>Improvements:</td> <td style="text-align: right;">\$12,108</td> </tr> <tr> <td>Land:</td> <td style="text-align: right;">\$5,478</td> </tr> <tr> <td>Total:</td> <td style="text-align: right;">\$17,586</td> </tr> <tr> <td><i>Save Our Homes:</i></td> <td style="text-align: right;">\$0</td> </tr> </table> <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>	Improvements:	\$12,108	Land:	\$5,478	Total:	\$17,586	<i>Save Our Homes:</i>	\$0
Improvements:	\$12,108								
Land:	\$5,478								
Total:	\$17,586								
<i>Save Our Homes:</i>	\$0								


<p>Sales Data</p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>02/06/2009</td> <td>6424</td> <td>1221</td> <td>\$100</td> <td>CJ</td> <td>View Instr</td> </tr> <tr> <td>09/1999</td> <td>4489</td> <td>703</td> <td>\$100</td> <td>QC</td> <td>View Instr</td> </tr> <tr> <td>09/1999</td> <td>4477</td> <td>1526</td> <td>\$100</td> <td>QC</td> <td>View Instr</td> </tr> <tr> <td>09/1999</td> <td>4471</td> <td>492</td> <td>\$100</td> <td>QC</td> <td>View Instr</td> </tr> <tr> <td>11/1996</td> <td>4075</td> <td>1934</td> <td>\$100</td> <td>OT</td> <td>View Instr</td> </tr> </tbody> </table> <p><small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small></p>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	02/06/2009	6424	1221	\$100	CJ	View Instr	09/1999	4489	703	\$100	QC	View Instr	09/1999	4477	1526	\$100	QC	View Instr	09/1999	4471	492	\$100	QC	View Instr	11/1996	4075	1934	\$100	OT	View Instr	<p>2013 Certified Roll Exemptions</p> <p>None</p> <p>Legal Description </p> <p>BEG AT NW COR OF LT 7 BLK 10 1ST ADDN NEW WARRINGTON S 64 6/10 FT FOR POB E TO A POINT ON E LI OF LT 8 67...</p> <p>Extra Features</p> <p>METAL SHED</p>
Sale Date	Book	Page	Value	Type	Official Records (New Window)																																
02/06/2009	6424	1221	\$100	CJ	View Instr																																
09/1999	4489	703	\$100	QC	View Instr																																
09/1999	4477	1526	\$100	QC	View Instr																																
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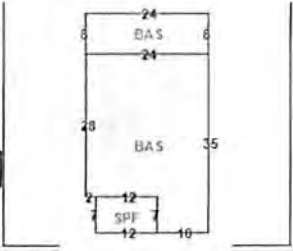
Parcel Information [Launch Interactive Map](#)

<p>Section Map Id: CA215</p> <p>Approx. Acreage: 0.0900</p> <p>Zoned: C-1</p> <p>Evacuation & Flood Information Open Report</p>	
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Buildings
<p>Building 1 - Address: 20 W WASHINGTON ST, Year Built: 1933, Effective Year: 1933</p> <p>Structural Elements</p> <p>DECOR/MILLWORK-MINIMUM DWELLING UNITS-1.00 EXTERIOR WALL-SIDING-SHT.AVG. FLOOR COVER-PINE/SOFTWOOD FOUNDATION-WOOD/NO SUB FLR</p>

HEAT/AIR-WALL/FLOOR FURN
INTERIOR WALL-WOOD/WALLBOARD
NO. PLUMBING FIXTURES-3.00
NO. STORIES-1.00
ROOF COVER-COMPOSITION SHG
ROOF FRAMING-GABL/HIP COMBO
STRUCTURAL FRAME-WOOD FRAME

 Areas - 1018 Total SF
BASE AREA - 934
SCRN PORCH FIN - 84



Images



4/7/03

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

**DEED 20 W. Washington St.
ESCHEATED**

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 03984 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

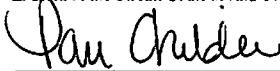
BEG AT NW COR OF LT 7 BLK 10 1ST ADDN NEW WARRINGTON S 64 6/10 FT FOR POB E TO A POINT ON E LI OF
LT 8 67 6/10 FT S OF NE COR OF LT 8 ELLIOTT PLACE S TO WASHINGTON ST W TO HARRIS ST N TO POB 1ST
ADDN NEW WARRINGTON PB 1 P 30 ELLIOTT PLACE PB 1 P 33 OR 4489 P 703 OR 6424 P 1221 CA 215

SECTION 51, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 512S30600000008
TAX ACCOUNT NUMBER 081479000

** Property previously assessed to: CREOLA RUTLEDGE

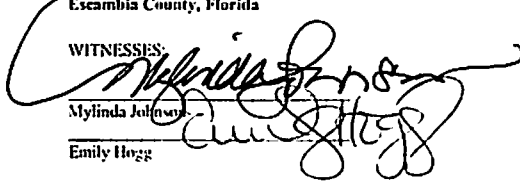
Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.



PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES:


Mylinda Johnson


Emily Hogg

(OFFICIAL SEAL)

State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.


Mylinda Johnson, Deputy Clerk

Mylinda Johnson, Deputy Clerk



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

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 Account
 Reference
 [Printer Friendly Version](#)

General Information Reference: 502S306070120004 Account: 081839000 Owners: LOTT JAKE SR Mail: 572 WESTWOOD ST MOBILE, AL 36606 Situs: 89 LEYTE DR 32507 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small>	2013 Certified Roll Assessment Improvements: \$0 Land: \$7,600 <hr/> Total: \$7,600 <i>Save Our Homes:</i> \$0 <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
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Sales Data <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>03/1992</td> <td>3163</td> <td>18</td> <td>\$15,000</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>04/1986</td> <td>2208</td> <td>849</td> <td>\$8,000</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>01/1985</td> <td>2017</td> <td>626</td> <td>\$500</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>08/1982</td> <td>1673</td> <td>429</td> <td>\$100</td> <td>CJ</td> <td>View Instr</td> </tr> </tbody> </table> <small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	03/1992	3163	18	\$15,000	WD	View Instr	04/1986	2208	849	\$8,000	WD	View Instr	01/1985	2017	626	\$500	WD	View Instr	08/1982	1673	429	\$100	CJ	View Instr	2013 Certified Roll Exemptions None Legal Description LT 12 BLK 4 LUZON HTS PB 2 P 5 SEC 50/51 T 2S R 30 OR 2208 P 849 OR 3163 P 18... Extra Features None
Sale Date	Book	Page	Value	Type	Official Records (New Window)																										
03/1992	3163	18	\$15,000	WD	View Instr																										
04/1986	2208	849	\$8,000	WD	View Instr																										
01/1985	2017	626	\$500	WD	View Instr																										
08/1982	1673	429	\$100	CJ	View Instr																										

Parcel Information [Launch Interactive Map](#)

Section Map Id:
CA217

Approx. Acreage:
0.1700

Zoned:
R-2

Evacuation & Flood Information
[Open Report](#)

Buildings
Images
None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

89 Key to Urine

DEED ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 04021 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

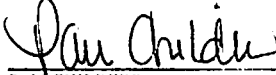
LT 12 BLK 4 LUZON HTS PH 2 P 5 SEC 50/51 T 2S R 30 OR 2208 P 849 OR 3163 P 18 CA 217


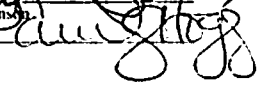
SECTION 50, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 502S306070120004
TAX ACCOUNT NUMBER 081839000

** Property previously assessed to: JAKE LOTT SR

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.


PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

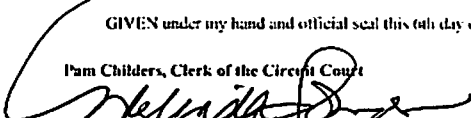
WITNESSES:

Mylinda Johnson

Emily Hogg



State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.


Mylinda Johnson, Deputy Clerk





Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

[Back](#)

Navigate Mode
 Account
 Reference

Printer Friendly Version

General Information Reference: 592S301000010017 Account: 084039000 Owners: HARDIN MARY L Mail: 1525 E FISHER ST PENSACOLA, FL 32503 Situs: 13 ELEGANS AVE 32507 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Halley Escambia County Tax Collector</small>	2013 Certified Roll Assessment Improvements: \$0 Land: \$14,250 Total: \$14,250 <i>Save Our Homes:</i> \$0 <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>																														
Sales Data <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>03/2002</td> <td>4865</td> <td>1337</td> <td>\$73,900</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>08/2000</td> <td>4593</td> <td>660</td> <td>\$9,000</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>12/1997</td> <td>4212</td> <td>1472</td> <td>\$100</td> <td>QC</td> <td>View Instr</td> </tr> <tr> <td>10/1992</td> <td>3259</td> <td>42</td> <td>\$100</td> <td>WD</td> <td>View Instr</td> </tr> </tbody> </table> <small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	03/2002	4865	1337	\$73,900	WD	View Instr	08/2000	4593	660	\$9,000	WD	View Instr	12/1997	4212	1472	\$100	QC	View Instr	10/1992	3259	42	\$100	WD	View Instr	2013 Certified Roll Exemptions None Legal Description LT 10 BLK 17 LAKEWOOD PB 2 P 30/30C OR 4865 P 1337 CA 191 Extra Features None
Sale Date	Book	Page	Value	Type	Official Records (New Window)																										
03/2002	4865	1337	\$73,900	WD	View Instr																										
08/2000	4593	660	\$9,000	WD	View Instr																										
12/1997	4212	1472	\$100	QC	View Instr																										
10/1992	3259	42	\$100	WD	View Instr																										

Parcel Information
[Launch Interactive Map](#)

Section Map Id:
CA191

Approx. Acreage:
0.2000

Zoned:
R-2

Evacuation & Flood Information
[Open Report](#)

Buildings
Images
None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

DEED 13 Elegance Ave
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 04133 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

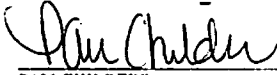
L.T 10 BLK 17 LAKEWOOD PB 2 P 30/30C OR 4865 P 1337 CA 191


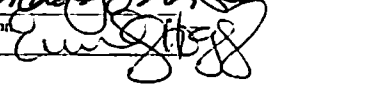
SECTION 59, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 592S301000010017
TAX ACCOUNT NUMBER 084039000

** Property previously assessed to: MARY L. HARDIN

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.


PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

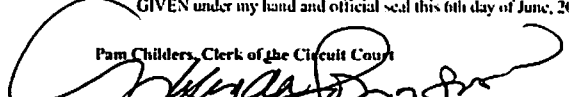
WITNESSES:

Mylinda Johnson

Emily Hogg



State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.


Mylinda Johnson, Deputy Clerk





Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

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<p> <input type="radio"/> Navigate Mode <input checked="" type="radio"/> Account <input type="radio"/> Reference </p> <p style="text-align: right;">Printer Friendly Version</p> <p>General Information</p> <p> Reference: 592S302700002038 Account: 084369000 Owners: MCGINNIS MALVINA FOUNTAIN Mail: C/O RONAL MCGINNIS 16886 INNISBROOK CIR LAKEVILLE, MN 55044 Situs: 200 SEAMARGE LN BLK 32507 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small> </p>	<p>2013 Certified Roll Assessment</p> <p> Improvements: \$0 Land: \$7,960 Total: \$7,960 Save Our Homes: \$0 </p> <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>												
<p>Sales Data</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td colspan="6" style="text-align: center;">None</td> </tr> </tbody> </table> <p><small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small></p>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	None						<p>2013 Certified Roll Exemptions</p> <p>None</p> <p>Legal Description </p> <p>S 40 93/100 FT OF LT 38 DB 200 P 381 S/D OF LTS 7 TO 10 PLAT DB 59 P 631...</p> <p>Extra Features</p> <p>None</p>
Sale Date	Book	Page	Value	Type	Official Records (New Window)								
None													

Parcel Information [Launch Interactive Map](#)

Section Map Id:
CA195

Approx. Acreage:
0.1700

Zoned:
R-2

Evacuation & Flood Information
[Open Report](#)

Buildings
 Images
 None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

DEED 200 Seamarque Ln 300
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 04199 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Land Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

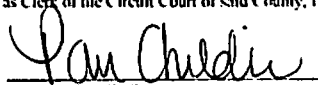
S 40 93/100 FT OF LT 38 DB 200 P 381 S/D OF LTS 7 TO 10 PLAT DB 59 P 631 CA 195

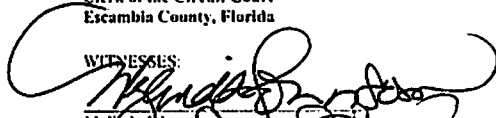
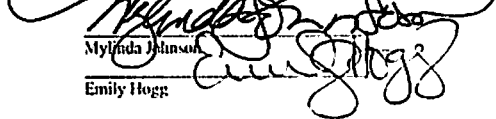
SECTION 59, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 592S302700002038
TAX ACCOUNT NUMBER 084369000

** Property previously assessed to: MALVINA FOUNTAIN MCGINNIS

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.


PAM CHILDEERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES:

Mylinda Johnson

Emily Hogg

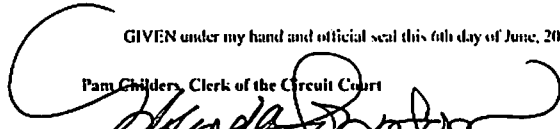
(OFFICIAL SEAL)



State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDEERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.


Mylinda Johnson, Deputy Clerk





Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

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Navigate Mode
 Account
 Reference
 [Printer Friendly Version](#)

General Information Reference: 031S311000000007 Account: 090236618 Owners: WHIT J T INC Mail: 4 LAGUNA ST STE 201 FORT WALTON BEACH, FL 32548 Situs: BRISTOL CRK 32533 Use Code: WASTE LAND <input type="checkbox"/> Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small>	2013 Certified Roll Assessment Improvements: \$12,745 Land: \$8,569 Total: \$21,314 <i>Save Our Homes:</i> \$0 <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
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Sales Data <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td colspan="6" style="text-align: center;">None</td> </tr> </tbody> </table> <small>Official Records Inquiry courtesy of Pam Childers, Escambia County Clerk of the Circuit Court and Comptroller</small>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	None						2013 Certified Roll Exemptions None Legal Description <input type="checkbox"/> ALL WETLAND JURISDICTION AREAS AND ALL RETENTION AREAS BRISTOL CREEK PHASE 1... Extra Features 6' WOOD FENCE
Sale Date	Book	Page	Value	Type	Official Records (New Window)								
None													

Parcel Information [Launch Interactive Map](#)

Section Map Id:
03-1S-31-1

Approx. Acreage:
22.5300

Zoned:
R-2

Evacuation & Flood Information
[Open Report](#)

Buildings
Images
None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

DEED *Bristol Crk - Wetland*
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 04242 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

ALL WETLAND JURISDICTION AREAS AND ALL RETENTION AREAS BRISTOL CREEK PHASE 1 PB 15 P 54/54A OR 3599 P 838 OR 3595 P 801

SECTION 03, TOWNSHIP 1 SOUTH, RANGE 31 WEST
REFERENCE NUMBER 031S311000000007
TAX ACCOUNT NUMBER 090236618

** Property previously assessed to: WIHT JT INC

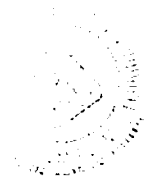
Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.

Pam Childers
PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES:
Mylinda Johnson
Mylinda Johnson
Emily Hogg
Emily Hogg

(OFFICIAL SEAL)



State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.

Pam Childers, Clerk of the Circuit Court
Mylinda Johnson
Mylinda Johnson, Deputy Clerk





Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

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Navigate Mode
 Account
 Reference
 [Printer Friendly Version](#)

General Information Reference: 342S300590034059 Account: 070729000 Owners: SIMMONS JAMES M Mail: 2803 W BOBE ST PENSACOLA, FL 32505 Situs: 1533 N GREEN ST 32505 Use Code: MISC. RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector	2013 Certified Roll Assessment Improvements: \$1 Land: \$10,346 Total: \$10,347 <i>Save Our Homes:</i> \$0 <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
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Sales Data <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>10/1991</td> <td>3070</td> <td>12</td> <td>\$100</td> <td>QC</td> <td>View Instr</td> </tr> <tr> <td>08/1981</td> <td>1573</td> <td>14</td> <td>\$38,000</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>01/1974</td> <td>846</td> <td>113</td> <td>\$20,000</td> <td>WD</td> <td>View Instr</td> </tr> </tbody> </table> Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller	Sale Date	Book	Page	Value	Type	Official Records (New Window)	10/1991	3070	12	\$100	QC	View Instr	08/1981	1573	14	\$38,000	WD	View Instr	01/1974	846	113	\$20,000	WD	View Instr	2013 Certified Roll Exemptions None Legal Description BEG AT SE COR OF FRISCO STORAGE YARD NLY ALG E LI OF FRISCO YARD 534 FT N 41 DEG 55 MIN E 101 FT S... Extra Features FRAME BUILDING
Sale Date	Book	Page	Value	Type	Official Records (New Window)																				
10/1991	3070	12	\$100	QC	View Instr																				
08/1981	1573	14	\$38,000	WD	View Instr																				
01/1974	846	113	\$20,000	WD	View Instr																				

Parcel Information [Launch Interactive Map](#)

Section Map Id:
CA156

Approx. Acreage:
0.4300

Zoned:
R-3

Evacuation & Flood Information
[Open Report](#)

Buildings
Images



The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.



Pam Childers
CLERK OF THE CIRCUIT COURT
ESCAMBIA COUNTY FLORIDA
DIST# 2014042552 06 18 2014 at 02:19 PM
OFF REC BK 7133 PG 1099-1096 Doc Type 0

DEED 1533 N. Green St.
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 03484 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

BEG AT SE COR OF FRISCO STORAGE YARD NLY ALG E LI OF FRISCO YARD 534 FT N 41 DEG 55 MIN E 101 FT S 81 DEG 30 MIN E 233 8/10 FT TO E LI OF SECS 21 DEG E 163 48/100 FT FOR POB N 77 DEG W 158 FT S 7 DEG W 95 FT ELY TO A POINT 110 FT S OF POB CONTINUE ELY TO E LI OF SEC NLY ON W LI OF GREEN ST TO POB OR 1573 P14 OR 3070 P 12 PART OF LT 59 PLAT DB 128 P 575 CA 156

SECTION 34, TOWNSHIP 2 SOUTH, RANGE 30 WEST
REFERENCE NUMBER 342S36059034059
TAX ACCOUNT NUMBER 070729000

** Property previously assessed to: JAMES M SIMMONS

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.

Pam Childers

PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES:

Mylinda Johnson

Mylinda Johnson
Emily Hogg

(OFFICIAL SEAL)

State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.

Mylinda Johnson
Pam Childers, Clerk of the Circuit Court
Mylinda Johnson, Deputy Clerk





Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

[Back](#)

Navigate Mode
 Account
 Reference
 [Printer Friendly Version](#)

General Information Reference: 031S311101000005 Account: 090237250 Owners: WHIT J T INC Mail: 4 LAGUNA ST STE 201 FORT WALTON BEACH, FL 32548 Situs: DEVINE FARM RD 32533 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small>	2013 Certified Roll Assessment Improvements: \$0 Land: \$13,894 Total: \$13,894 <i>Save Our Homes:</i> \$0 <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
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Sales Data <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>06/1994</td> <td>3595</td> <td>801</td> <td>\$34,800</td> <td>WD</td> <td>View Instr</td> </tr> </tbody> </table> <small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	06/1994	3595	801	\$34,800	WD	View Instr	2013 Certified Roll Exemptions None Legal Description BEG AT MOST NWLY COR OF BRISTOL WOODS S/D PB 14 P 53 ALSO BEING SLY R/W LI OF CO RD 97 (100 FT R/W) CONT... Extra Features None
Sale Date	Book	Page	Value	Type	Official Records (New Window)								
06/1994	3595	801	\$34,800	WD	View Instr								

Parcel Information [Launch Interactive Map](#)

Section Map Id:
03-15-31-1

Approx. Acreage:
1.1300

Zoned:
R-2

Evacuation & Flood Information
[Open Report](#)

Buildings
Images
None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

DEED *Wesley Farm Rd*
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 04243 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

(see attached)

SECTION 03, TOWNSHIP 1 SOUTH, RANGE 31 WEST
REFERENCE NUMBER 031S311101000005
TAX ACCOUNT NUMBER 090237250

** Property previously assessed to: WHIT J T INC

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.

Pam Childers
PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES
Myinda Johnson
Myinda Johnson
Emily Hogg
Emily Hogg

(OFFICIAL SEAL.)

State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.

Myinda Johnson
Pam Childers, Clerk of the Circuit Court
Myinda Johnson
Myinda Johnson, Deputy Clerk

v .

LEGAL DESCRIPTION

BEG AT MOST NWLY COR OF BRISTOL WOODS S/D PB 14 P 53 ALSO BEING SLY R/W LI OF CO RD 97 (100 FT R/W) CONT ALG CURVE CONCAVE NELY HAVING RADIUS 766 78/100 FT ARC DIST 74 51/100 FT (DELTA ANG 05 DEG 34 MIN 03 SEC CHORD 74 48/100 FT CHORD BEARING N 79 DEG 29 MIN 24 SEC W) TO INTER WITH S R/W LI OF DEVINE FARMS RD N 89 DEG 09 MIN 09 SEC W ALG S R/W LI 551 47/100 FT FOR POB S 01 DEG 31 MIN 31 SEC W 120 01/100 FT N 89 DEG 09 MIN 09 SEC W 1646 71/100 FT TO PT REFERRED TO AS PT C CONT N 89 DEG 09 MIN 09 SEC W 400 FT TO CENTER LI OF CREEK MEANDER NWLY ALG CREEK CENTER LI 180 FT TO PT OF INTER WITH A LI PASSED THRY POB HAVING A BEARING N 89 DEG 09 MIN 09 SEC W S 89 DEG 09 MIN 09 SEC E 396 FT TO PT BEING N 34 DEG 09 MIN 28 SEC W 146 50/100 FT FROM PT C CONT S 89 DEG 09 MIN 09 SEC E 1732 17/100 FT TO POB OR 3595 P 801



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

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[Printer Friendly Version](#)

Navigate Mode
 Account
 Reference

General Information Reference: 012S314301001002 Account: 092642000 Owners: MILLS PATRICIA A Mail: 9655 BEAULAH RD PENSACOLA, FL 32526 Situs: 4900 SIERRA DR BLK 32526 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small>	2013 Certified Roll Assessment Improvements: \$0 Land: \$6,175 Total: \$6,175 <i>Save Our Homes:</i> \$0 <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
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Sales Data <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>01/1989</td> <td>2646</td> <td>666</td> <td>\$100</td> <td>QC</td> <td>View Instr</td> </tr> <tr> <td>04/1984</td> <td>1928</td> <td>334</td> <td>\$100</td> <td>QC</td> <td>View Instr</td> </tr> <tr> <td>01/1977</td> <td>1067</td> <td>348</td> <td>\$100</td> <td>WD</td> <td>View Instr</td> </tr> </tbody> </table> <small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	01/1989	2646	666	\$100	QC	View Instr	04/1984	1928	334	\$100	QC	View Instr	01/1977	1067	348	\$100	WD	View Instr	2013 Certified Roll Exemptions None Legal Description BEG AT NW COR OF SEC S 677 FT E 549 79/100 FT S 313 FT FOR POB E 102 FT S 44 4/ 10 FT W 60 FT S 60 FT... Extra Features None
Sale Date	Book	Page	Value	Type	Official Records (New Window)																				
01/1989	2646	666	\$100	QC	View Instr																				
04/1984	1928	334	\$100	QC	View Instr																				
01/1977	1067	348	\$100	WD	View Instr																				

Parcel Information [Launch Interactive Map](#)

Section Map Id: 01-25-31-1 Approx. Acreage: 0.1300 Zoned: R-2 Evacuation & Flood Information Open Report	
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Buildings
 Images
 None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

Pam Childers
CLERK OF THE CIRCUIT COURT
ESCAMBIA COUNTY FLORIDA
INST# 2014042554 06 18 2014 JUL 02 10 PM
OFF REC BK 7183 PG 1299 Doc Type D

DEED 4900 Sierra Dr. 300
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 04682 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:


BEG AT NW COR OF SEC S 677 FT E 549 79/100 FT S 313 FT FOR POB E 102 FT S 44 4/10 FT W 60 FT S 60 FT W 42 FT N 104 4/10 FT TO POB OR 2646 P 666


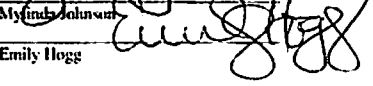
SECTION 01, TOWNSHIP 2 SOUTH, RANGE 31 WEST
REFERENCE NUMBER 012S314301001002
TAX ACCOUNT NUMBER 092642000

** Property previously assessed to: PATRICIA A MILLS

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.


PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

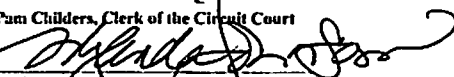
WITNESSES:

Mylinda Johnson

Emily Hogg

(OFFICIAL SEAL)

State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.

Pam Childers, Clerk of the Circuit Court

Mylinda Johnson, Deputy Clerk



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

[Back](#)

Navigate Mode
 Account
 Reference

Printer Friendly Version

<p>General Information</p> <p>Reference: 192S314209003002 Account: 094070110 Owners: BRADLEY WILLIE D Mail: PO BOX 36505 PENSACOLA, FL 32516 Situs: 200 S CROW RD BLK 32506 Use Code: VACANT RESIDENTIAL </p> <p>Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small></p>	<p>2013 Certified Roll Assessment</p> <p>Improvements: \$0 Land: \$4,180 Total: \$4,180 Save Our Homes: \$0</p> <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>																														
<p>Sales Data</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>05/1993</td> <td>3372</td> <td>590</td> <td>\$3,800</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>01/1992</td> <td>3116</td> <td>15</td> <td>\$100</td> <td>CJ</td> <td>View Instr</td> </tr> <tr> <td>01/1990</td> <td>2828</td> <td>95</td> <td>\$100</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>11/1989</td> <td>2782</td> <td>791</td> <td>\$9,300</td> <td>WD</td> <td>View Instr</td> </tr> </tbody> </table> <p><small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small></p>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	05/1993	3372	590	\$3,800	WD	View Instr	01/1992	3116	15	\$100	CJ	View Instr	01/1990	2828	95	\$100	WD	View Instr	11/1989	2782	791	\$9,300	WD	View Instr	<p>2013 Certified Roll Exemptions None</p> <p>Legal Description </p> <p>BEG AT NW COR OF NW 1/4 OF SE 1/4 S ALG W LI 413 FT E 310 FT FOR POB CONT E 110 FT S 90 DEG 61 78/100 FT...</p> <p>Extra Features None</p>
Sale Date	Book	Page	Value	Type	Official Records (New Window)																										
05/1993	3372	590	\$3,800	WD	View Instr																										
01/1992	3116	15	\$100	CJ	View Instr																										
01/1990	2828	95	\$100	WD	View Instr																										
11/1989	2782	791	\$9,300	WD	View Instr																										

Parcel Information

[Launch Interactive Map](#)

Section Map Id:
19-2S-31-2

Approx. Acreage:
0.2200

Zoned:
R-4

Evacuation & Flood Information
[Open Report](#)

Buildings

Images

None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

Pam Childers
CLERK OF THE CIRCUIT COURT
ESCAMBIA COUNTY FLORIDA
INST# 2014042555 CG 18 2014 JUN 02 10 PM
OFF REC BK 7133 PG 1300 - 1300 Doc Type C

DEED ESCHEATED

200 S. Craw Rd Bek

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This Instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 04914 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:

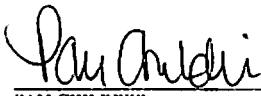
BEG AT NW COR OF NW 1/4 OF SE 1/4 S ALG W L 1 413 FT E 310 FT FOR POB CONT E 110 FT S 90 DEG 61 78/100 FT SWLY 118 15/100 FT N 00 DEG 105 FT TO POB OR 3372 P 590


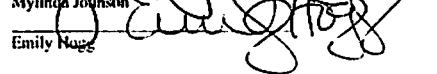
SECTION 19, TOWNSHIP 2 SOUTH, RANGE 31 WEST
REFERENCE NUMBER 192S314209003002
TAX ACCOUNT NUMBER 094070110

** Property previously assessed to: WILLIE D BRADLEY

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.


PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

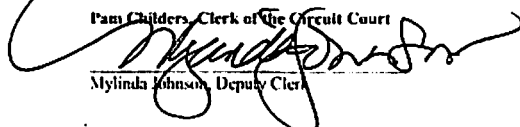
WITNESSES:

Mylinda Johnson

Emily Nogg

(OFFICIAL SEAL)

State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.

Pam Childers, Clerk of the Circuit Court

Mylinda Johnson, Deputy Clerk



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

[Back](#)

<p>General Information</p> <p>Reference: 362S311010000005 Account: 101348500 Owners: COOK BYRON M Mail: PO BOX 6006 PENSACOLA, FL 32503 Situs: 5900 PRINCETON DR BLK 32526 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</p>	<p>2013 Certified Roll Assessment</p> <p>Improvements: \$0 Land: \$16,862 Total: \$16,862 Save Our Homes: \$0</p> <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>																														
<p>Sales Data</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>12/1998</td> <td>4351</td> <td>436</td> <td>\$100</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>08/1991</td> <td>3051</td> <td>822</td> <td>\$100</td> <td>QC</td> <td>View Instr</td> </tr> <tr> <td>09/1988</td> <td>2604</td> <td>640</td> <td>\$100</td> <td>WD</td> <td>View Instr</td> </tr> <tr> <td>05/1987</td> <td>2396</td> <td>117</td> <td>\$42,500</td> <td>WD</td> <td>View Instr</td> </tr> </tbody> </table> <p><small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small></p>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	12/1998	4351	436	\$100	WD	View Instr	08/1991	3051	822	\$100	QC	View Instr	09/1988	2604	640	\$100	WD	View Instr	05/1987	2396	117	\$42,500	WD	View Instr	<p>2013 Certified Roll Exemptions</p> <p>None</p> <p>Legal Description</p> <p>BEG AT NE COR OF CENTURY WOODS UNIT 1 PB 11 P 32 S 18 DEG 23 MIN 20 SEC W ALG E R/W LI OF PRINCETON...</p> <p>Extra Features</p> <p>None</p>
Sale Date	Book	Page	Value	Type	Official Records (New Window)																										
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08/1991	3051	822	\$100	QC	View Instr																										
09/1988	2604	640	\$100	WD	View Instr																										
05/1987	2396	117	\$42,500	WD	View Instr																										

Section Information

Section Map Id:
36-2S-31-2

Approx. Acreage:
0.8000

Zoned:
R-R

Evacuation & Flood Information
[Open Report](#)

[Launch Interactive Map](#)

Buildings

Images
None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

DEED 5900 Princeton Dr
ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 05407 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:


(see attached)

SECTION 36, TOWNSHIP 2 SOUTH, RANGE 31 WEST
REFERENCE NUMBER 362S31101000005
TAX ACCOUNT NUMBER 101348500

** Property previously assessed to: BYRON M COOK

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.


PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES


Mylinda Johnson

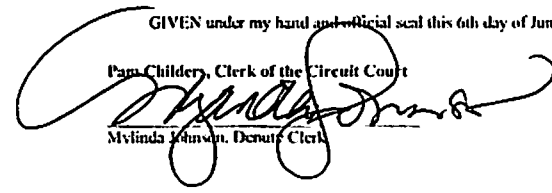

Emily Hogg

(OFFICIAL SEAL)

State of Florida
County of Escambia

Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.


Mylinda Johnson, Deputy Clerk

LEGAL DESCRIPTION

**BEG AT NE COR OF CENTURY WOODS UNIT 1 PB 11 P 32 S 18 DEG 23 MIN 20 SEC W ALG E
R/W LI OF PRINCETON DR (60 FT R/W) 703 57/100 FT FOR POB S 72 DEG 30 MIN 0 SEC E 454
11/100 FT TO WLY R/W LI OF TURKEY ST S 18 DEG 15 MIN 45 SEC W ALG SD WLY R/W LI 520
04/100 FT N 72 DEG 30 MIN 0 SEC W 319 26/100 FT N 18 DEG 23 MIN 20 SEC E 455 05/100 FT N 72
DEG 30 MIN 0 SEC W 136 FT TO SD E R/W LI OF PRINCETON DR N 18 DEG 23 MIN 20 SEC E ALG
E R/W LI 65 FT TO POB OR 4351 P 436 LESS OR 4558 P 422 WILLIAMS LESS OR 4667 P 1921
HARDING LESS OR 4741 P 1081 MORRIS LESS OR 4758 P 411 PATTI LESS OR 4778 P 963
BLOOMER**



Chris Jones
Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

[Back](#)

[Printer Friendly Version](#)

Navigate Mode
 Account
 Reference

General Information Reference: 091N311000233004 Account: 112711110 Owners: BAGGETT GLORIA G Mail: 9321 BELL RIDGE DR PENSACOLA, FL 32526 Situs: OFF MUSCOGEE RD 32533 Use Code: VACANT RESIDENTIAL Taxing Authority: COUNTY MSTU Tax Inquiry: Open Tax Inquiry Window <small>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</small>	2013 Certified Roll Assessment Improvements: \$0 Land: \$5,107 Total: \$5,107 <i>Save Our Homes:</i> \$0 <p style="text-align: center;">Disclaimer</p> <p style="text-align: center;">Amendment 1/Portability Calculations</p>
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Sales Data <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td>07/1990</td> <td>2900</td> <td>599</td> <td>\$100</td> <td>WD</td> <td>View Instr</td> </tr> </tbody> </table> <small>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</small>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	07/1990	2900	599	\$100	WD	View Instr	2013 Certified Roll Exemptions None Legal Description BEG AT INTER OF CENTERLINE OF MADRID RD & ISABELLA RD S 89 DEG 59 MIN 58 SEC W ALG CENTERLINE OF ISABELLA... Extra Features None
Sale Date	Book	Page	Value	Type	Official Records (New Window)								
07/1990	2900	599	\$100	WD	View Instr								

Parcel Information [Launch Interactive Map](#)

Section Map Id:
09-1N-31-2

Approx. Acreage:
0.2200

Zoned:
VR-2

Evacuation & Flood Information
[Open Report](#)

Buildings
Images
None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

DEED ESCHEATED

STATE OF FLORIDA
COUNTY OF ESCAMBIA

This instrument was prepared by:
Pam Childers, Clerk of the Circuit Court
Escambia County Courthouse
Pensacola, Florida

WHEREAS, Tax Certification No. 06702 was issued on May 30, 2008, against the land described herein-below, and the Tax Collector of Escambia County, Florida, duly delivered to the Clerk of the Circuit Court of said County a certificate as required by law as to the application for a Tax Deed thereon, and due notice of sale was published and mailed as required by law, and no person entitled so to do appeared to redeem said land, and said land was, on the 6th day of June, 2011, offered for public sale as required by law, and there being no bidders at the public sale, the land was entered on the list of "Lands Available for Taxes" and notice thereof sent to the County Commission and any other persons holding certificates against said land as required by law, and no person or governmental unit having purchased said land, and three years having elapsed since the land was offered for public sale, the land has escheated to Escambia County, Florida, pursuant to Section 197.502(8), Florida Statutes; and

WHEREAS, Section 197.502(8), Florida Statutes, directs the Clerk of the Circuit Court to now execute a tax deed vesting title in the Board of County Commissioners of Escambia County, Florida;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the undersigned Clerk, for Escambia County, Florida, in consideration of these premises, and pursuant to Section 197.502(8), Florida Statutes, do hereby release, remise, quitclaim, and convey to the Escambia County Board of County Commissioners, 221 Palafox Place, Pensacola, Florida, 32502, their successors and assigns, forever, the following described land in Escambia County, Florida, to wit:


(see attached)

SECTION 09, TOWNSHIP 1 NORTH, RANGE 31 WEST
REFERENCE NUMBER 091N311000233004
TAX ACCOUNT NUMBER 112711110

** Property previously assessed to: GLORIA G BAGGETT.

Together with all and singular the tenements, hereditaments, and appurtenances, thereto belonging or in anywise appertaining.

IN TESTIMONY WHEREOF, by virtue of authority in me vested by law, and for and on behalf of Escambia County, Florida, as Clerk of the Circuit Court of said County, I have executed this deed and have hereunto set my official seal this 6th day of June, 2014.


PAM CHILDERS,
Clerk of the Circuit Court
Escambia County, Florida

WITNESSES:


Mylinda Johnson


Emily Hogg

State of Florida
County of Escambia



Before me, the undersigned, personally appeared PAM CHILDERS, to me well known and known to me to be the individual described by that name who executed the foregoing instrument, and also known to me to be the Clerk of the Circuit Court of Escambia County, Florida, who acknowledged that he executed the same as Clerk of the uses and purposes therein set forth, and as the act and deed of said County.

GIVEN under my hand and official seal this 6th day of June, 2014.


Mylinda Johnson, Deputy Clerk

Mylinda Johnson, Deputy Clerk



LEGAL DESCRIPTION

BEG AT INTER OF CENTERLINE OF MADRID RD & ISABELLA RD S 89 DEG 59 MIN 58 SEC W
ALG CENTERLINE OF ISABELLA RD (60 FT R/W) 562 50/100 FT TO W R/W LINE RITTENBERRY
RD (66 FT COUNTY RD R/W DB 500 P 657) S 00 DEG 39 MIN 49 SEC E 235 FT FOR POB CONT S 00
DEG 39 MIN 49 SEC E ALG R/W LI 256 58/100 FT S 88 DEG 58 MIN 53 SEC W 200 FT S 00 DEG 39
MIN 49 SEC E 150 FT N 88 DEG 58 MIN 53 SEC E 68 50/100 FT S 00 DEG 39 MIN 49 SEC E 20 FT TO
SW COR OF LT 23 (BEING COMMON TO NE COR OF LT 31) S 00 DEG 39 MIN 50 SEC E ALG E LI
LT 31 451 62/100 FT TO NE COR OF PROPERTY DESC IN OR 1367 P 997 S 88 DEG 57 MIN 48 SEC
W ALG N LI 329 FT S 00 DEG 39 MIN 49 SEC E 180 FT TO N R/W LI OF MUSCOGEE RD DB 102 P
178 S 88 DEG 57 MIN 48 SEC W & ALG N R/W LI (BEING 30 FT N OF & PARALLEL WITH S LI OF
SEC 9) 174 FT TO SE COR OF PROP DESC IN OR 2068 P 91 N 00 DEG 39 MIN 50 SEC W ALG E
BOUNDARY LI OF SD PROPERTY 164 FT TO NE COR S 88 DEG 57 MIN 48 SEC W ALG N LI 155
FT TO W BOUNDARY LI OF LT 30) N 00 DEG 39 MIN 50 SEC W ALG W LI LT 30 467 83/100 FT TO
NW COR OF LT 30 N 88 DEG 58 MIN 53 SEC E 329 FT TO NE COR OF LT 30 N 00 DEG 39 MIN 50
SEC W ALG W BOUNDARY OF LT 24 371 73/100 FT N 88 DEG 59 MIN 58 SEC E ALG S
BOUNDARY OF PROP DESC IN OR 2112 P 677 AND ALSO OR 326 P 453 240 FT N 00 DEG 39 MIN
50 SEC W 55 FT N 88 DEG 59 MIN 58 SEC E ALG S BOUNDARY LINE OF PROPERTY DESC IN OR
418 P 922 220 50/100 FT TO POB BEING A PORTION OF LOTS 23 24 30 & 31 BLK D PENSACOLA
HIGHLANDS PLAT DB 102 P 178 OR 2900 P 599 LESS OR 4572 P 1501 GOODWIN LESS OR 4564 P
1804 HARRIS LESS OR 4564 P 1803 HARRIS LESS OR 5560 P 1695 RANDALL CONST CO LESS OR
5730 P 928 HOBBS



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6252

County Administrator's Report 11. 8.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Financial Auditing Services PD 13-14.054

From: Amy Lovoy, Department Head

Organization: OMB

CAO Approval:

RECOMMENDATION:

Recommendation Concerning Financial Auditing Services, PD 13-14.054 - Amy Lovoy,
Management and Budget Services Department Director

That the Board take the following action concerning PD 13-14.054, Financial Auditing Services:

A. Approve the following ranking of the Proposal Review Committee:

1. Warren Averett, LLC;
2. Saltmarsh, Cleaveland and Gund; and
3. Carr, Riggs & Ingram CPA's and Advisors; and

B. Approve the Agreement for Financial Auditing Services, PD 13-14.054, awarded to the first-ranked firm, Warren Averett, LLC, as follows:

1. Year 1, in the amount of \$207,240;
2. Year 2, in the amount of \$211,385;
3. Year 3, in the amount of \$215,612;
4. Year 4, in the amount of \$219,925; and
5. Year 5, in the amount of \$224,323.

Grand Total Price for Audit Services for 5 Years - \$1,078,485.

[Funding: Fund 001, General Fund, Cost Center 140201, Object Code 53101]

BACKGROUND:

Per Florida Statute 218.391 prior to the selection of an auditor all non-charter Counties must have an auditor selection committee that includes, at a minimum, representatives from each of the elected officials subject to the annual audit. This audit committee consisted of a representative from the Board, Tax Collector, Property Appraiser, Sheriff and Supervisor of Elections. This committee met to write the scope of the request for proposals (RFP), develop the decision criteria, serve as the selection committee and make recommendations to the Board after hearing proposals from respondents. This committee received three responses which were ranked as follows:

1. Warren Averett, LLC
2. Saltmarsh, Cleaveland and Gund
3. Carr, Riggs & Ingram CPA's and Advisors

The committee developed and utilized the following criteria for ranking:

- Responsiveness of the proposal related to the scope of work (0%-5%)
- Ability, capacity and skill of the proposer to perform the services on a timely basis (0%-30%)
- Responses of the clients' governmental references (0%-10%)
- Experience of the business and individual members of the business in accomplishing similar services (0%-5%)
- Total price (0%-30%)
- Recent, current and projected workload of proposing auditors (0%-5%)
- The quality, availability and adaptability of the services to the particular need requested (0%-10%)
- Local presence (0%-5%)

BUDGETARY IMPACT:

Funds are budgeted in the Office of Management & Budget cost center.

Funding: Fund 001 General Fund, Cost Center 140201, Object Code 53101

LEGAL CONSIDERATIONS/SIGN-OFF:

Assistant County Attorney Kristin Hual prepared the Contract.

PERSONNEL:

NA

POLICY/REQUIREMENT FOR BOARD ACTION:

This recommendation is in compliance with the Escambia County, FL, Code of Ordinance, Chapter 46, Article II, Purchases and Contracts.

IMPLEMENTATION/COORDINATION:

The Office of Purchasing will issue the Contract and Purchase Order.

Attachments

Agreement

AGREEMENT FOR FINANCIAL AUDITING SERVICES PD 13-14.054

THIS AGREEMENT is made this ___ day of _____, 2014 (hereinafter referred to as "Effective Date"), by and between Escambia County, Florida, a political subdivision of the State of Florida (hereinafter referred to as "County"), whose mailing address is 221 Palafox Place, Pensacola, Florida 32502, and Warren Averett, LLC (hereinafter referred to as "Auditor"), a limited liability company authorized to conduct business in the State of Florida, whose federal identification number is 45-4084437, and whose principal address is 2500 Acton Road, Birmingham, AL 35243.

WITNESSETH:

WHEREAS, on April 28, 2014, the County issued a Request for Proposal for Financial Auditing Services (PD13-14.054). This Request for Proposal, together with all exhibits, attachments, appendices and addenda, is referred to herein as the "RFP".

WHEREAS, in response to the RFP, the Auditor submitted to the County a proposal dated May 21, 2014. This proposal, together with all attachments and materials, is referred to herein as the "Proposal".

WHEREAS, the COUNTY intends to enter into a non-exclusive agreement for the provision of Annual Financial Audit Services by the AUDITOR to the COUNTY; and,

WHEREAS, the COUNTY requires certain professional services in connection with annual financial auditing services and,

WHEREAS, the AUDITOR represents that it is capable and prepared to provide such services:

WHEREAS, the parties hereto also desire that this Agreement shall be construed to authorize the COUNTY to request and the AUDITOR to provide expert witness services in connection with court proceedings arising out of projects in which the AUDITOR provided audit services;

NOW THEREFORE, in consideration of the promises contained herein, the parties hereto agree as follows:

ARTICLE 1 – TERM

This Agreement shall commence upon the effective date and continue for a term of five (5) years, subject to termination as provided herein.

ARTICLE 2 – SERVICE TO BE PERFORMED BY CONSULTANT

The AUDITOR shall perform the services as specifically stated in the Scope of Work, attached hereto as **Exhibit A**, and the Auditor's Proposal and as may be specifically designated and additionally authorized by the COUNTY through the issuance of a Work Order. Such additional authorizations will be in the form of a Work Order, which will set forth a specific Scope of Services, amount of compensation, deliverables and completion date and shall be subject to the approval of the BCC in accordance with the COUNTY'S Purchasing Policies and Procedures.

AUDITOR shall perform no work until all applicable work authorization is obtained in accordance with the COUNTY'S Purchasing Policies and Procedures and countersigned by the AUDITOR.

ARTICLE 3 – COMPENSATION

The COUNTY shall pay AUDITOR in accordance with **Exhibit B**, Billing Payment Schedule, and **Exhibit C**, Hourly Rate and Fee Structure, which are attached hereto and incorporated by reference as part of this Agreement. Failure to submit timely the audit report will result in the withholding of further fee payment by the County until satisfactory submission is made. In the event all annual financial audit services for the fiscal year are not completed on or before February 15th, Auditor shall thereafter forfeit ten percent (10%) of its allotted retainage per week until said services are complete. In addition, the County thereafter reserves the right to terminate this agreement upon completion of the auditor services for the fiscal year in question and re-award a contract for the remaining audit years to another vendor.

In the event there are delays caused by actions or omissions of the County that delay the auditor's performance pursuant to the audit schedule, the BCC will grant the auditor reasonable extensions of the schedule. In other cases, upon a finding of good cause, the BCC may extend the schedule only upon written request by the auditor. However, in the performance of all services under this agreement, dates for preparation, submission, and review of the audits established by the Auditor General of the State of Florida and any other applicable laws, regulations, and rules shall be complied with and shall prevail over this section.

ARTICLE 4 – STANDARD OF CARE

AUDITOR shall exercise the same degree of care, skill and diligence in the performance of the Services as is ordinarily provided by a professional surveyor, under similar circumstances and AUDITOR shall, at no additional cost to the COUNTY, re-perform services which fail to satisfy the foregoing standard of care.

ARTICLE 5 – INDEMNIFICATION

AUDITOR shall indemnify and hold harmless the COUNTY, its officers, and employees from liabilities, damages, losses and costs, including, but not limited to reasonable attorney's fees, to the extent caused by the negligence, recklessness or intentional wrongful misconduct of AUDITOR and persons employed or utilized by AUDITOR in the performance of this Agreement. Except as specifically provided herein, this Agreement shall not require the AUDITOR to indemnify the COUNTY, its officers, and employees from any liability, damage, loss, claim, action or proceeding.

Any costs and expenses, including attorney's fees, appellate, bankruptcy or defense counsel fees incurred by the COUNTY to enforce this Indemnification Clause shall be borne by the AUDITOR. This Indemnification Clause shall continue indefinitely and survive the cancellation, termination, expiration, lapse or suspension of this Agreement.

ARTICLE 6 – INDEPENDENT CONTRACTOR

AUDITOR undertakes performance of the Services as an independent contractor and shall be wholly responsible for the methods of performance. The COUNTY shall have no right to supervise the methods used, but the COUNTY shall have the right to observe such performance. AUDITOR shall work closely with the COUNTY in performing Services under this

Agreement. The AUDITOR shall not receive any COUNTY benefits, stipend or privileges afforded to COUNTY employees.

ARTICLE 7 – COMPLIANCE WITH LAWS

In performance of the Services, AUDITOR will comply with applicable regulatory and other applicable requirements including federal, state, and local laws, rules regulations, orders, codes, criteria and standards.

ARTICLE 8 – INSURANCE

During the performance of the Services under this Agreement, AUDITOR shall maintain the following insurance policies, and provide originals or certified copies of all policies, and such coverage shall be written by an insurance company authorized to do business in Florida.

WORKERS COMPENSATION

The AUDITOR shall procure and maintain, for the life of this Contract/Agreement, Worker's Compensation Insurance covering all its employees with limits meeting all applicable state and federal laws. This coverage shall include Employers' Liability with limits meeting all applicable state and federal laws. This coverage shall extend to any agent of AUDITOR that does not have their own Workers' Compensation and Employer's Liability Insurance. Thirty (30) days notice of cancellation, lapse or material modification is required and must be provided to the COUNTY via Certified Mail.

COMMERCIAL GENERAL LIABILITY

The AUDITOR shall procure and maintain, for the life of this Contract/Agreement, Commercial General Liability Insurance. This coverage shall be on an "Occurrence" basis. Coverage shall include Premises and Operations; Independent Contractors' Products and Completed Operations and Contractual Liability. This policy shall provide coverage for death, personal injury or property damage that could arise directly or indirectly from the performance of this Agreement.

The Minimum Limits of Coverage shall be \$1,000,000 per occurrence, Combined Single Limit for Bodily Injury Liability and Property Damage Liability with a \$10,000 deductible.

The COUNTY must be named as an additional insured. The additional insured requirement is waived if owners and Contractors' Protective Coverage is also provided, or required. Thirty (30) days written notice must be provided to the COUNTY via Certified Mail in the event of cancellation.

BUSINESS AUTOMOBILE LIABILITY

The AUDITOR shall procure and maintain, for the life of the Contract/Agreement, Business Automobile Liability Insurance.

The minimum limits of coverage shall be \$500,000 per occurrence, Combined Single Limit for Bodily Injury Liability and Property Damage Liability. This coverage shall be an "Any Auto" or "Comprehensive Form" type policy.

In the event that the AUDITOR does not own any vehicles, the COUNTY will accept hired and non-owned coverage in the amounts listed above. In addition, the COUNTY requires an affidavit signed by the AUDITOR indicating the following:

_____ does not own any vehicles.
"Name of Auditor"

In the event we acquire any vehicles throughout the term of this Contract/Agreement,

_____ agrees to purchase "Any Auto" or
"Name of Auditor"

Comprehensive Form coverage as of the date of acquisition.

Consultant's

Signature: _____

Thirty (30) days written notice must be provided to the COUNTY via Certified Mail in the event of cancellation, lapse or material modification of any coverage required by this Agreement.

PROFESSIONAL LIABILITY/ERRORS AND OMISSIONS

The AUDITOR shall procure and maintain, for the life of this Contract/Agreement either Professional Liability Insurance or Errors and Omissions Insurance. This coverage is for damages arising out of the insured's negligence, mistakes or failure to take appropriate action in the performance of business or professional duties. This coverage shall be on a "Claims Made" basis.

The minimum limits of coverage shall be \$1,000,000 per occurrence with a deductible of no more than \$10,000.

Thirty (30) days written notice must be provided to the COUNTY via Certified Mail in the event of cancellation.

SUPPLEMENTAL PROVISIONS

1. The insurance coverage and conditions afforded by this policy(s) shall be suspended, voided, canceled or modified except after thirty (30) days prior written notice by Certified Mail, Return Receipt Required, has been given to the COUNTY.
2. Certificates of Insurance meeting the specific required provision specified within this Contract/Agreement shall be forwarded to the COUNTY, and approved prior to the start of any work or the possession of any COUNTY property or the commencement of Services, as application.

SUBCONTRACTOR'S INSURANCE

The AUDITOR shall require each of his subcontractors to take out and maintain during the life of his subcontract the same insurance coverage's required of the successful AUDITOR. Each subcontractor shall furnish to the successful AUDITOR two copies of the Certificate of Insurance, and successful AUDITOR shall furnish one copy of the Certificate of Insurance to the COUNTY.

ARTICLE 9 – COUNTY'S RESPONSIBILITIES

The COUNTY shall be responsible for providing all reasonably required access to all project sites, and providing information on hand including other data that are available in the files of the COUNTY.

ARTICLE 10 – TERMINATION OF AGREEMENT

The obligation to continue services under this Agreement may be terminated for cause by either party upon seven (7) days written notice of substantial failure by the other party to perform in accordance with the terms hereof through no fault of the terminating party.

COUNTY shall have the right to terminate this Agreement or suspend performance thereof without cause for the COUNTY'S convenience upon fourteen (14) days written notice to AUDITOR, and AUDITOR shall terminate or suspend performance of services on a schedule acceptable to COUNTY or at the end of this fourteen (14) day period, at the option of the COUNTY. In the event of termination or suspension for COUNTY'S convenience, COUNTY shall pay AUDITOR for all services performed through the date of notice of termination or suspension.

ARTICLE 11 – NONDISCLOSURE OF PROPRIETARY INFORMATION

AUDITOR shall consider all information provided by COUNTY and all reports, studies, calculations and other documentation resulting from the AUDITOR'S performance of the Services to be proprietary unless such information is available from public sources or is a public record under Florida law. AUDITOR shall not publish or disclose proprietary information for any purpose other than the performance of the Services without the prior written authorization of COUNTY or in response to legal process.

ARTICLE 12 – UNCONTROLLABLE FORCES

Neither the COUNTY nor AUDITOR shall be considered to be in default of this Agreement if delays in or failure of performance shall be due to Uncontrollable Forces, the effect of which, by the exercise of reasonable diligence, the non-performing party could not avoid. The term "Uncontrollable Forces" shall mean any event which results in the prevention or delay of performance by a party of its obligations under this Agreement and which is beyond the reasonable control of the non-performing party. It includes, but is not limited, fire, flood, earthquakes, storms, lightening, epidemic, war, riot, civil disturbance, sabotage, Acts of God and governmental actions.

Neither party shall, however, be excused from performance if nonperformance is due to forces which are preventable, removable, or remediable and which the non-performing party could have, with the exercise of reasonable diligence, prevented, removed, or remedied with reasonable dispatch. The non-performing party shall, within a reasonable time of being prevented or delayed from performance by an uncontrollable force, give written notice to the other party describing the circumstances and uncontrollable forces preventing continued performance of the obligations of this Agreement.

ARTICLE 13 – GOVERNING LAW AND VENUE

This Agreement shall be governed by the laws of the State of Florida. Any and all legal action necessary to enforce the Agreement will be held in Escambia County, Florida and the Agreement will be interpreted according to the laws of Florida.

ARTICLE 14 – MISCELLANEOUS

14.1 Non-waiver

A waiver by either COUNTY or AUDITOR of any breach of this Agreement shall not be binding upon the waiving party unless such waiver is in writing and duly signed by both parties to this Agreement. In the event of a written waiver, such a waiver shall not affect the waiving party's rights with respect to any other or further breach. The making or acceptance of a payment by either party with knowledge of the existence of a default or breach shall not operate or be construed to operate as a waiver of any subsequent default or breach.

14.2 Severability

The invalidity, illegality, or unenforceability of any provision of this Agreement, or the occurrence of any event rendering any portion or provision of this Agreement void or voidable, shall in no way affect the validity or enforceability of any other portion or provision of the Agreement. Any void or voidable provision shall be deemed severed from the Agreement and the balance of the Agreement shall be construed and enforced as if the Agreement did not contain the particular portion of provisions held to be void. The parties further agree to reform the Agreement to replace any stricken provision with a valid provision that comes as close as possible to the intent of the stricken provision.

The provisions of this section shall not prevent the entire Agreement from being held void should a provision which is of the essence of the Agreement be determined to be void by a court of compensation jurisdiction.

14.3 Political Campaigns

During the term of this Agreement, the AUDITOR or any employee or associate, shall not be involved in any political campaign for COUNTY elective office nor make financial contribution to any such campaign.

ARTICLE 15 – INTEGRATION AND MODIFICATION

This Agreement is adopted by the COUNTY and AUDITOR as a final, complete and exclusive statement of the terms of the Agreement between the COUNTY and AUDITOR. This Agreement supersedes all prior agreements, contracts, proposals, representations, negotiations, letters of other communications between the CITY and AUDITOR pertaining to the Services, whether written or oral.

The Agreement may not be modified unless such modifications are evidenced by an amendment in writing signed by both the COUNTY and AUDITOR.

ARTICLE 16 – SUCCESSORS AND ASSIGNS

The COUNTY and AUDITOR each binds itself and its director, officers, partners, successors, executors, administrators, assigns and legal representatives to the other party to this Agreement and to the partners, successors, executors, administrators, assigns and legal representatives. Any assignment, sale, pledge, or conveyance of this contract by AUDITOR must be previously approved by the COUNTY, whose consent may be reasonably withheld.

ARTICLE 17 – CONTINGENT FEES

The AUDITOR warrants that it has not employed or retained any company or person, other than a bona fide employee working solely for the AUDITOR to solicit or secure this Agreement and that it has not paid or agreed to pay any person, company, corporation, individual or firm, other than a bona fide employee working solely for the AUDITOR, any fee, commission, percentage, gift or any other consideration contingent upon or resulting from the award or making of this Agreement.

ARTICLE 18 – TRUTH-IN-NEGOTIATION CERTIFICATE

Execution of this Agreement by the AUDITOR shall act as the execution of a truth-in-negotiation certificate certifying that the wage rates and costs used to determine the compensation provided for in this Agreement are accurate, complete and current as of the date of the Agreement and no higher than those charged the AUDITOR'S most favored customer for the same or substantially similar services.

The said rates and cost shall be adjusted to exclude any significant sums should the COUNTY determine that the rates and costs were increased due to inaccurate, incomplete or noncurrent wage rates or due to inaccurate representations of fees paid to outside consultants. The COUNTY shall exercise its rights under this "Certificate" within one (1) year following payment.

ARTICLE 19 – OWNERSHIP OF DOCUMENTS

AUDITOR shall be required to work in harmony with other auditors/consultants relative to providing information requested in a timely manner and in the specified form. Any and all documents, records, disks, original drawings, or other information shall become the property of the COUNTY upon completion for its use and distribution as may be deemed appropriate by the COUNTY.

The AUDITOR acknowledges that this agreement and any related financial records, audits, reports, plans, correspondence, and other documents may be subject to disclosure to members of the public pursuant to Chapter 119, Florida Statutes, as amended. In the event the AUDITOR fails to abide by the provisions of Chapter 119, Florida Statutes, the County without prejudice to right or remedy and after giving the AUDITOR and its surety, if any, seven (7) days written notice, during which period the AUDITOR still fails to allow access to such documents, terminates this agreement with the AUDITOR. In such case, the AUDITOR shall not be entitled to receive any further payment. Reasonable terminal expenses incurred by the County may be deducted from any payments left owing the AUDITOR.

ARTICLE 20 – USE OF OPERATIONAL SYSTEMS AND COMPUTER SOFTWARE

The AUDITOR shall obtain the County's written permission prior to using the County's computer system or software. The AUDITOR agrees that such system use will be controlled by the County so as not to disrupt its ongoing daily operations.

ARTICLE 21 – NOTICE

Any notice, demand, communication or request required or permitted hereunder shall be in writing and delivered in person or sent by certified mail, postage prepaid as follows:

COUNTY:
Board of County Commissioners
Management Services Bureau
Attention: Amy Lovoy
221 Palafox Place, Suite 440
Pensacola, FL 32502

AUDITOR:
Warren Averett, LLC
Attention: Jack A. Rowell
316 South Baylen Street, Suite 300
Pensacola, FL 32502

Notices shall be effective when received at the address specified above. Changes in the respective addresses to which such notice may be directed may be made from time-to-time by any party by written notice to the other party. Facsimile is acceptable notice effective when received, however, facsimiles received (i.e., printed) after 5:00 CDT pm or on weekends or holidays, will be deemed received on the next business day. The original of the notice must additionally be mailed as required herein.

Nothing contained in this Article shall be construed to restrict the transmission of routine communications between representatives of AUDITOR and COUNTY.

ARTICLE 22 – PROJECT TEAM

The Project Team shall consist of:

Project Team members may be changed only with the prior written approval of the COUNTY.

IN WITNESS WHEREOF, the parties hereto have made and executed this Agreement on the respective dates under each signature:

**BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA**

ATTEST: Pam Childers
Clerk of the Circuit Court

By: _____
Lumon J. May, Chairman
Date: _____

By: _____
Deputy Clerk

BCC Approved: _____

(SEAL)

AUDITOR:

WARREN AVERETT, LLC

By: _____
Jack Rowell

WITNESS:

WITNESS:

Approved as to form and legal
sufficiency.

By/Title: Kellie A. Aca
Date: 6/12/19

PART II – STATEMENT OF WORK

2.1 WORK OBJECTIVE

This RFP solicits proposals from certified public accounting firms to provide the County with an annual financial statement audit. The RFP is to provide responding parties with guidelines and information to aid in their submission of proposals.

The County will contract for five annual audits (2014, 2015, 2016, 2017, and 2018) based on a fee not to exceed a maximum amount (per year) with provisions for extension of the contract for five one year renewal terms. Additional services will be contracted for separately with the County reserving the right to solicit to other firms.

Escambia County has a population of approximately 296,000 people and is located in the northwestern part (the "Panhandle") of Florida. The County employs some 2,547 full-time employees and has total net position of over \$639 million and revenues of over \$290 million for the year ending September 30, 2013. The County organizational chart is presented on pages 32 and 33. The County has consecutively received the GFOA's Certificate of Achievement .

The County provides a pension plan through the Florida Retirement System (FRS) for all full-time employees of the County. FRS is a multiple employer cost sharing defined benefit pension plan established in 1970 by Chapter 121, Florida Statutes and is administered by the Florida Department of Management Services, Division of Retirement. Financial reports including financial statements and required supplementary information are available.

The County's accounting system is substantially fully automated. All Clerk Finance Department staff has a personal computer with access to the accounting system(s). Computer access will be made available to the auditors. The primary accounting software is an integrated financial system supplied by Sungard Pentamation, including general ledger, payroll, purchasing, fixed assets, accounts receivable, cash receipts, and extended reporting. The Finance Department utilizes reports from the accounting software, various spreadsheets, and word processing documents in preparing the Comprehensive Annual Financial Report (CAFR). In addition, Finance Department staff use personal computers extensively in day-to-day applications.

The County will provide adequate work and storage space during the field work period. County staff will be available to pull documents and prepare schedules that are agreed to prior to the start of the year-end field work.

Available for inspection are the County's CAFR, CAFR AG and Annual Audit Reports (for various years) on the Clerk's Website at www.escambiaclerk.com.



2.2 SCOPE OF WORK TO BE PERFORMED

The scope of the audit engagement will require the examination of the BCC and individual elected officials', the Pensacola Bay Center, and the Law Library (collectively known as "the County") financial statements as required by the Auditor General for the period of October 1, 2014 through September 30, 2018, and verification of beginning balances, in order to express an opinion on the fairness with which they present the financial position, results of operations, and changes in financial position in conformity with generally accepted accounting principles, and an examination to determine whether operations are properly conducted in accordance with legal and regulatory requirements.

The funds and account groups to be audited are those included or includable in the County's annual audit report (available at www.escambiaclerk.com). The County shall have closed, balanced, and prepared financial statements for all funds and account groups to be examined by the auditor in a schedule of events ending prior to November 15th, of each year. The Clerk will have primary responsibility for producing the CAFR (and all elements thereof) as well as the Annual Audit Report. The auditor shall assist in finalizing the County's annual financial report, and shall include an opinion in its report regarding the County's CAFR; as well as the individual elected officials' audit reports (including notes to financial statements), and shall include an opinion in its report regarding the County's CAFR and supplemental financial schedules. The opinion shall reference the audit of the County's governmental and business-type activities, each major fund and the aggregate remaining fund information. The County shall also provide additional financial and non-financial information not subject to examination by the auditor but necessary to conform to the principles and standards of public financial reporting necessary to submit the County's CAFR to the Government Finance Officers Association (GFOA) Certificate of Achievement Program. The County's CAFR will additionally be expected to meet any present or to-be-established standards for disclosure attributed to the CAFR to enable inclusion in various municipal bonds continuing disclosure libraries and depositories.

All records of constitutional officers of Escambia County, Florida, shall be included in the single combined audit report with separate management letters for each constitutional officer.

The audit should be performed in accordance with the following as they exist or as each may be subsequently amended:

- ◆ Generally accepted governmental accounting principles as promulgated by GASB
- ◆ Statements on Auditing Standards (GAAS) promulgated by the American Institute of Certified Public Accountants (AICPA)
- ◆ Government Auditing Standards (GAS) issued by the Comptroller General of the United States
- ◆ OMB Circular A-133 and other applicable OMB circulars
- ◆ The Federal and Florida Single Audit Acts
- ◆ Florida Statutes as applicable
- ◆ Regulations of the Florida Department of Financial Services
- ◆ Rules of the Auditor General, State of Florida, Chapter 10.550
- ◆ Audits of State and Local Governmental Units (AICPA Audit Guided revised) or other authoritative standards
- ◆ Any applicable federal, state, local regulations or professional guidance not specifically listed above as well as any additional requirements which may be adopted by these organizations in the future.

The auditors shall perform a study and evaluation of internal accounting and administrative controls as required by GAAS and GAO. If weaknesses are noted, recommendations should be

reviewed with the appropriate level of management and included in a separate Management Letter to each elected official.

Timeliness and the ability to complete the individual audit reports in a timely manner are critical factors in the performance of the audit. The proposer should include a proposed audit plan in consideration of the County's plan outlined in Appendix A (which will be subject to annual negotiation). The auditor will coordinate the audit with the Clerk's Administrator for Financial Services and will mutually endeavor to accomplish the audit in a phased basis throughout the year to reduce the year-end workload on the County's financial audit activities.

The auditor will review and accept separate audit reports for the Human Relations Commission, the Santa Rosa Island Authority, the Pensacola Economic Development Commission, and the Housing Finance Authority.

The Auditor agrees to do the GFOA checklist review for submission to the GFOA.

The auditor will agree to end field work by January 10th and to complete a review of the CAFR in time for the County to release the CAFR by February 15th and the Annual Audit Report by the same date .

2.3 REPORTS TO BE ISSUED

The County requires:

- ◆ An opinion on the CAFR
- ◆ An opinion on the government-wide basic financial statements and all supplementary information
- ◆ A separate single audit report that complies with OMB Circular A-133 and Rules of the Auditor General, State of Florida, Chapter 10.550 for Federal and State Programs
- ◆ A Schedule of Financial Assistance, both Federal and State
- ◆ A report on compliance and internal control over financial reporting
- ◆ A report on Landfill Management Escrow Account activity
- ◆ A report on Section 29.008 Article V revenues and expenditures
- ◆ Individual management letters as required by Florida Statute 11.45(3)(a)4 and defined in Rule 10.554, Rule of the Auditor General, for each elected official in accordance with the Auditor General of the State of Florida that includes a summation statement of audit findings and recommendations affecting financial statements, internal control, etc.
- ◆ Data collection form for reporting on audits of states, local governments, and non-profit organizations
- ◆ Any attestations of conclusions or special reports as required from time-to-time by Florida Statutes or Rules of State Agencies
- ◆ Review the Annual Financial Report (AFR). Filed via LOGER.

Prior to submission of the completed report, the audit firm's staff will be required to review a draft of the proposed report and management letter with individual constitutional officers.

After delivery of the final audit report, the firm shall have the responsibility to notify each constitutional officer of his/her right to provide a written statement of explanation or rebuttal to the auditor's comments, including corrective action to be taken.

The independent audit reports shall be delivered by the auditor to the Clerk's liaison for inclusion in the audit report that is published on behalf of the County.

2.4 SPECIAL CONSIDERATIONS AND SERVICES

- A. The County will send a CAFR to the GFOA of the United States and Canada for review in the Certificate of Achievement for Excellence in Financial Reporting Program. It is anticipated that the auditor will be required to provide special assistance to the County to meet the requirements of that program by providing technical advice to ensure awarding of certification.
- B. The schedules of federal and state financial assistance and related auditor's report, (data collection report) as well as the reports on the internal control structure and compliance, are to be issued in conjunction with the CAFR.
- C. Review of the accrued liability reserves for the County's self funded workers compensation fund and the general liability fund.
- D. Review of the financial report of the County filed with the Department of Banking and Finance, State of Florida, pursuant to Section 218.32, Florida Statutes, to verify that it is in agreement with the financial statements for the year ended September 30, 2014 and all subsequent years covered by this agreement.
- E. Review and issuance of special reports as required for:
 - ◆ The landfill liability financial assurance
 - ◆ Article V Section 29.008 report
- F. The auditor must designate the partner in charge and two (2) "key" members of the audit team. The County shall reserve the right to approve any substitutions or changes in those staff designated as "key".
- G. The auditor shall report to the Clerk at least weekly the status of any potential audit adjustments so that the County may have adequate opportunity to investigate, gather information and respond if necessary. Final audit adjustments shall be submitted to the Clerk no later than 90 days following the end of the fiscal year under audit.
- H. The auditor will be available to attend the BCC meetings at which time the audit report will be submitted for acceptance. The auditor will be available to present the report or to respond to BCC questions as needed.
- I. There may be instances where the auditor will need to rely on estimates prepared by third-party specialists in respective fields such as engineering and/or actuarial estimates. Guidance found in SAS 73 will govern the use of third-party estimates.

2.5 WORKING PAPER RETENTION AND ACCESS TO WORKING PAPERS

All reports and other documents that result from the auditor's services shall become the property of the County after final payment to the auditor. No changes or revisions to such documents shall be made by the County or its agents without the auditor's written approval.

Working papers are the property of the auditor and should be held locally for a period of five years. Working papers will be available for examination or duplication without charge to authorized County personnel or designated agencies, representatives of the cognizant Federal Audit Agency, the General Accounting Office, the State of Florida Auditor General or the State Board of Accountancy. They will be made available for examination or duplication at reasonable charge to subsequent auditors engaged by the County.

The auditor will agree to notify the County if the Board of Accountancy or any other regulatory agency requests a review of the audit work papers concerning the County or any government client audited by the local office.

To make each proposer aware of certain additional contractual requirements, which the County will provide for the contract, the following points are made:

- a) Understanding the nature of most CPA firms' promotion/resource reallocation practices, the County will reserve the right to approve the re-designation of any partner, manager, or seniors at the on-site supervisory or higher level. Each proposer should be aware of the County's interest in the on-site expertise and experience of the proposed project team.
- b) We expect immediate compliance with any expanded scope definitions and will only consider fee adjustment where significant change can be demonstrated which will materially affect what the County should have expected the auditor to accomplish at the time of fee determination.
- c) The auditor acknowledges that it will conduct its business in conformity with the provisions of Chapter 112, Florida Statutes, relating to ethics in government. In the event the auditor causes or in any way promotes or encourages a County officer, employee, or agent to violate Chapter 112, Florida Statutes, the County shall have the right to immediate termination of this agreement.

BILLING/PAYMENT SCHEDULE

<u>Audit Plan/Phase</u>	<u>Completion Date</u>	<u>Payment Progress</u>
Planning	July 31 st	Progress billing less retainage
Preliminary Field Work (Interim)	August 31 st	Progress billing less retainage
Remaining Interim Work (SOE, TC, PA & Sheriff, including yearend Field Work)	October 31 st	Progress billing less retainage
Year End Field Work	December 31 st	Progress billing less retainage
Completed Reviews/Exit	February 15th	Final billing and release retainage
Conferences and Release of reports		



AUDIT TIME LINE

August 18- 29, 2014	Auditor Field Work Testing
September 23, 2014 (Tues)	Approval of Budget by BOCC
September 15 - 26, 2014 (Mon - Fri)	Adjustments by Budget Dept & Review of Budget Prep System by Budget & Finance Depts.
September 26, 2014 (Fri) (AP, L-Vendors & PR)	Check Run
September 30, 2014 (Tue) (AM to ?)	Computer down (NO ENTRIES) Run Reports from Year End Procedures Backup Files Close Period 12, Open Period 13 & 1 Interface New Budget
September 30, 2014 (Tue)	(IT) Move Live Payroll to Training for all Databases
October 1, 2014 (Wed)	Comp earned/leave taken due to Payroll
October 3, 2014 (Fri)	Change fund letters Supplies inventories
October 3, 2014 (Fri)	Payroll accrual due
October 6, 2014 (Mon)	All Daily Deposit Reports Interdepartmental AR reports and billings due
October 10, 2014 (Fri).....	PCard Receipts due Final Submission of all Invoices, Receiving Reports & Vouchers (Including Contracts) Compensated absences JE due Revenue accruals due Grant accruals due
October 13, 2014 (Mon)	Bank Recons and A/R Recons
October 14, 2014 (Tues)	All Payables Loaded
October 15, 2014 (Wed)	Final Check Run for FY2014 Appropriations After check run ask IT (Karl) to run Aged AP Report Run Reports for Encumbrance Rollover
October 17, 2014 (Fri)	AP Accruals
November 6, 2014 (Thurs)	BOCC to approve encumbrance roll over / Budget adjustment
November 7, 2014(Fri).....	Post Rollover Budget Amendments Final Order for CAFR & Audit Covers & Spines Fixed Asset Expenditure Reclass entries & Fixed Asset Posting
November 10, 2014 (Mon).....	All fund folder assignments Done/All entries to GL Done
November 11, 2014 (Tue)	Veteran's Day Holiday, County Offices Closed
November 12, 2014 (Wed).....	Cash Flows Schedules
November 17, 2014 (Mon)	Auditors Return: Audit Schedules, PBC List Items System Reports, Trial Balance, work papers Fund Level Interface for CAFR
December 5, 2014 (Fri)	Receive Final Elected Officials', SRIA, Law Library Transfers/DT-DF Schedules
December 12, 2014 (Fri)	Receive Draft Financials from Outside Agencies (Including Notes)
January 9, 2015 (Fri)	End of Field Work
January 12 – 16, 2015	Exit Conferences with Elected Officials, Receive Responses
January 20, 2015 (Tue).....	Article V Sec 29 Report to Auditor
January 23, 2015 (Fri)	Rough Draft of CAFR to Auditor
January 27, 2015 (Tues).....	Receive Final Special Report from Auditor for Article V
January 30, 2015 (Fri)	Rough Draft of AFR/Sec 218 Report to Auditor Rough Draft of CAFR-AG version to Auditor
February 13, 2015 (Fri)	Final Approval of CAFR Final Auditor Approval AFR/218 Report, Landfill Escrow Audit Report, Clearinghouse Report, and Law Library Reports

February 16– 20, 2015 Print & Bind and Release CAFR to GFOA
February 23 2015 (Mon) Final Approval of CAFR-AG
February 23 - 27, 2015Print/Bind and Release CAFR-AG

NOTE: Run system update for FY14 each week after AP & JEs to accurately reflect FY15 cash.

Technical Proposal

M) Dollar Cost Bid

1. Warren Averett, LLC
2. Jack A. Rowell, CPA is entitled to represent the Firm and empowered to submit the dollar cost bid. He is authorized to sign a contract with the County.
3. The total all-inclusive maximum price for the 2014 engagement is: \$ 207,240.00

EXHIBIT

C

The information in this document is privileged and confidential. Disclosure of this communication without

disclosure. Dissemination, distribution or copying of this communication without the prior written consent of Warren Averett is strictly prohibited.

Technical Proposal

N) Rates by Partner, Specialist, Supervisory and Staff Level Times Hours Anticipated for Each

**Schedule of Professional Fees and Expenses
For the Audit of the September 30, 2014 - 2018 Financial Statements
Supporting Schedule for Audit Services**

	Hours	Standard Rates	Gross Fee at Standard Rates	40% Discount from Standard Rates	Net Proposed Fee
Partners	160	\$ 340	\$ 54,400	\$ (21,760)	\$ 32,640
Managers	400	\$ 190	76,000	(30,400)	45,600
Supervisors	700	\$ 170	119,000	(47,600)	71,400
Other Staff	640	\$ 150	96,000	(38,400)	57,600
Subtotal	1900		345,400	(138,160)	207,240
Other expenses			-	-	-
All inclusive price	1900		\$ 345,400	\$ (138,160)	\$ 207,240
Total Price for Audit Services					
Year 1					\$ 207,240
Year 2					\$ 211,385
Year 3					\$ 215,612
Year 4					\$ 219,925
Year 5					\$ 224,323
Grand Total Price for Audit Services (5 Years)					\$ 1,078,485

**Note: Years 2-5 are based on 2% increases in rates and 40% discount from standard fees.
These rates will apply additional services that might be requested by the County.**

Out of pocket costs: Our offices are located in Pensacola and we have not historically incurred any significant out of pocket costs or expenses. Although there are no anticipated out of pocket costs to be incurred that we would bill the County, if situations arise whereby the County requests our assistance outside the normal scope of the audit, and out of pocket costs are incurred, we agree to comply with provisions of Florida Statutes 112.061.

Name of Firm: Warren Averett, LLC

Technical Proposal

N) Rates by Partner, Specialist, Supervisory and Staff Level Times Hours Anticipated for Each – *continued*

APPENDIX A, PART 2
SCHEDULE OF PROFESSIONAL FEES AND EXPENSES
FOR ADDITIONAL SERVICES NOT IDENTIFIED IN PART II

	STANDARD HOURLY RATES
Partners	\$ 340
Managers	\$ 190
Supervisory Staff	\$ 170
Staff	\$ 150
Other (specify): _____	\$ _____
Other (specify): _____	\$ _____
Other Expenses (specify): _____ _____ _____	

Name of Firm: Warren Averett, LLC

Technical Proposal

O) Out-of-Pocket Expenses Included in the Total All-Inclusive Maximum Price and Reimbursement Rates

Warren Averett understands that all out-of-pocket expenses for firm personnel (e.g. travel, lodging and subsistence) will be reimbursed in accordance with Section 112.061, Florida Statutes; however, due to our close proximity to the County offices, we do not anticipate any out-of-pocket expenses. All estimated out-of-pocket expenses to be reimbursed are presented in the dollar cost bid listed in Section N. (Appendix A).

Technical Proposal

P) Rates for Additional Professional Services

If the County requests any additional services to either supplement the services requested in the RFP or to perform additional work as a result of the specific recommendations included in any report issued on this engagement, then such work will be performed only upon a written agreement between the County and Warren Averett. Any such additional work agreed to between the County and Warren Averett will be performed at the same rates set forth in the schedule of fees and expenses included in the dollar cost bid.

Technical Proposal

Q) Pricing for Contract Years 1 through 5

The rates listed below are the total all-inclusive prices for contract years 1 through 5. These rates will be applicable for any additional professional services which may be requested during those contract years.

**Schedule of Professional Fees and Expenses
For the Audit of the September 30, 2014 - 2018 Financial Statements
Supporting Schedule for Audit Services**

Total Price for Audit Services	
Year 1	\$ 207,240
Year 2	\$ 211,385
Year 3	\$ 215,612
Year 4	\$ 219,925
Year 5	\$ 224,323
Grand Total Price for Audit Services (5 Years)	\$ 1,078,485

**Note: Years 2-5 are based on 2% increases in rates and 40% discount from standard fees.
These rates will apply additional services that might be requested by the County.**

Out of pocket costs: Our offices are located in Pensacola and we have not historically incurred any significant out of pocket costs or expenses. Although there are no anticipated out of pocket costs to be incurred that we would bill the County, if situations arise whereby the County requests our assistance outside the normal scope of the audit, and out of pocket costs are incurred, we agree to comply with provisions of Florida Statutes 112.061.

Name of

Firm: Warren Averett, LLC



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6178

County Administrator's Report 11. 9.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Acceptance of Property in Springdale Forest, Phase 1, Subdivision

From: Joy D. Blackmon, P.E., Department Director

Organization: Public Works

CAO Approval:

RECOMMENDATION:

Recommendation Concerning Acceptance of the Donation of a Parcel of Real Property in Springdale Forest, Phase 1, Subdivision - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action concerning acceptance of the donation of a parcel of real property, located in Springdale Forest, Phase 1, Subdivision:

- A. Accept the donation of a parcel of real property (approximately 3.11 acres), located in Springdale Forest, Phase 1, Subdivision, from U.I.L., Family Limited Partnership;
- B. Authorize the payment of documentary stamps, because the property is being donated for governmental use, which is for stormwater drainage purposes, and the County benefits from the acceptance of this property, which enhances the safety and well-being of the citizens of Escambia County;
- C. Authorize the payment of incidental expenditures associated with the recording of documents; and
- D. Authorize staff to prepare, and the Chairman or Vice Chairman to accept, the Quit Claim Deed as of the day of delivery of the Quit Claim Deed to the Chairman or Vice Chairman, and authorize the Chairman or Vice Chairman to acknowledge the Board's acceptance at that time.

[Funding: Funds for incidental expenses associated with recording of documents are available in an Engineering Escrow Account accessed by the Escambia County Clerk's Office]

BACKGROUND:

Meeting in regular session on May 27, 1997, the Board approved the final plat of Springdale Forest, Phase 1 and accepted the road and drainage improvements, including three retention ponds for permanent County maintenance. Springdale Forest, Phase 1 is recorded in Plat Book 15 at Page 69 of the public records of Escambia County. The roads and drainage easements and ponds were dedicated by plat.

It recently came to staffs attention that one of the retention pond areas was not properly described in the dedication. The County is maintaining the retention pond, which is a part of the storm water drainage system that the County maintains. U.I.L. Family Limited Partnership was the owner and developer of Springdale Forest. Due to the incorrect dedication, the property is still owned by U.I.L. Family Limited Partnership.

In order to correct this discrepancy, staff approached the owner to see if he would be willing to deed this property to the County. U.I.L. Family Limited Partnership agreed to deed this property to the County, but wanted to utilize a quit claim deed. Therefore staff is requesting the Board accept the donation of the approximately 3.11 acre parcel by quit claim deed. Board approval is required for the Board's acceptance of the donated property.

BUDGETARY IMPACT:

Funds for incidental expenses associated with the recording of documents are available in an Engineering Escrow Account accessed by Escambia County Clerk's Office.

LEGAL CONSIDERATIONS/SIGN-OFF:

The Quit Claim Deed was approved as to form and legal sufficiency by Stephen West, Senior Assistant County Attorney.

PERSONNEL:

All work associated with this request is being done in-house and no additional staff is required.

POLICY/REQUIREMENT FOR BOARD ACTION:

These actions are consistent with the provisions of Section 46-139, Escambia County Code of Ordinances.

IMPLEMENTATION/COORDINATION:

Upon Board approval, staff will proceed in compliance with Section 46-139 of the County Code of Ordinances.

Attachments

Deed

Parcel info

Plat

Aerial map

This document was prepared by:
Larry Goodwin
Real Estate Acquisition Manager
Escambia County Public Works Department
3363 West Park Place
Pensacola, Florida 32502

STATE OF FLORIDA
COUNTY OF ESCAMBIA

QUITCLAIM DEED

THIS QUITCLAIM DEED is made this 25 day of APRIL 2014, between U.I.L., Family Limited Partnership, a Florida Limited Partnership, whose address is 4229 Highway 90, Pace, Florida 32571 (Grantor) and Escambia County, a political subdivision of the State of Florida, acting by and through its duly authorized Board of County Commissioners, whose address is 221 Palafox Place, Pensacola, Florida 32502 (Grantee).

WITNESSETH, that Grantor for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, in hand paid by Grantee, receipt of which is acknowledged, quitclaims to Grantee, and its successors and assigns forever, all of Grantor's right, title, and interest in the following described land in Escambia County, Florida:

SEE ATTACHED EXHIBIT "A"

Signed in the presence of :

Witness Joni Maddrey
Print Name Joni Maddrey

Witness Sharon A. Dosen
Print Name Sharon A. Dosen

GRANTOR:
U.I.L., Family Limited Partnership

By: [Signature]
Edwin Henry, President
Henry Business Group, General Partner
for U.I.L., Family Limited Partnership

STATE OF FLORIDA
COUNTY OF ESCAMBIA

The foregoing instrument was acknowledged before me this 25 day of APRIL, 2014, by Edwin Henry, President, Henry Business Group, General Partner for U.I.L. Family Limited Partnership. He () is personally known to me, or () has produced current _____ as identification.



Joni L. Maddrey
Signature of Notary Public
Joni L. Maddrey
Printed Name of Notary Public

(Notary Seal)

ACCEPTANCE

This Quitclaim Deed accepted by Escambia County, Florida on the _____ day of _____, 2014, as authorized by the Board of County Commissioners of Escambia County, Florida at its meeting held on the _____ day of _____, 2014.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

Lumon J. May, Chairman

ATTEST: Pam Childers
Clerk of the Circuit Court

Deputy Clerk

This document approved as to form and legal sufficiency.

By J. West
Title Asst. County Attorney
Date May 15, 2014

Legal Description for Quit Claim Deed
from U.I.L., Family Limited Partnership

EXHIBIT "A"

That portion of Springdale Forest, Phase I, as recorded in Plat Book 15 at page 99 of the public records of Escambia County, Florida, depicted on said plat as a Gulf Power Easement (200' R/W) lying West of Parcel "A" - Public Retention Area, North of Block "A" and Block "B", East of the West Boundary line of said Springdale Forest, Phase I and South of the North line of said Springdale Forest, Phase I, said North line also being the North line of a Gulf Power Easement (200' R/W).

Source: Escambia County Property Appraiser

Navigate Mode
 Account
 Reference

[Restore Full Page Version](#)

<p>General Information</p> <p>Reference: 391S311102000020</p> <p>Account: 091806500</p> <p>Owners: ESCAMBIA COUNTY</p> <p>Mail: 221 PALAFOX PL STE 420 PENSACOLA, FL 32502</p> <p>Situs: OFF BELLVIEW AVE 32526</p> <p>Use Code: WASTE LAND</p> <p>Taxing Authority: COUNTY MSTU</p> <p>Tax Inquiry: Open Tax Inquiry Window</p> <p>Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector</p>	<p>2013 Certified Roll Assessment</p> <table> <tr> <td>Improvements:</td> <td style="text-align: right;">\$0</td> </tr> <tr> <td>Land:</td> <td style="text-align: right;">\$95</td> </tr> <tr> <td>Total:</td> <td style="text-align: right;">\$95</td> </tr> </table> <p>Save Our Homes: \$0</p> <p style="text-align: center;">Disclaimer</p> <hr/> <p style="text-align: center;">Amendment 1/Portability Calculations</p>	Improvements:	\$0	Land:	\$95	Total:	\$95
Improvements:	\$0						
Land:	\$95						
Total:	\$95						

<p>Sales Data</p> <table> <thead> <tr> <th>Sale Date</th> <th>Book</th> <th>Page</th> <th>Value</th> <th>Type</th> <th>Official Records (New Window)</th> </tr> </thead> <tbody> <tr> <td colspan="6">None</td> </tr> </tbody> </table> <p>Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller</p>	Sale Date	Book	Page	Value	Type	Official Records (New Window)	None						<p>2013 Certified Roll Exemptions</p> <p>COUNTY OWNED</p> <p>Legal Description</p> <p>PARCEL A GREENBELT/DRAINAGE EASEMENT & OPEN SPACE UNDER GULF POWER EASEMENT...</p> <p>Extra Features</p> <p>None</p>
Sale Date	Book	Page	Value	Type	Official Records (New Window)								
None													

Parcel Information [Launch Interactive Map](#)

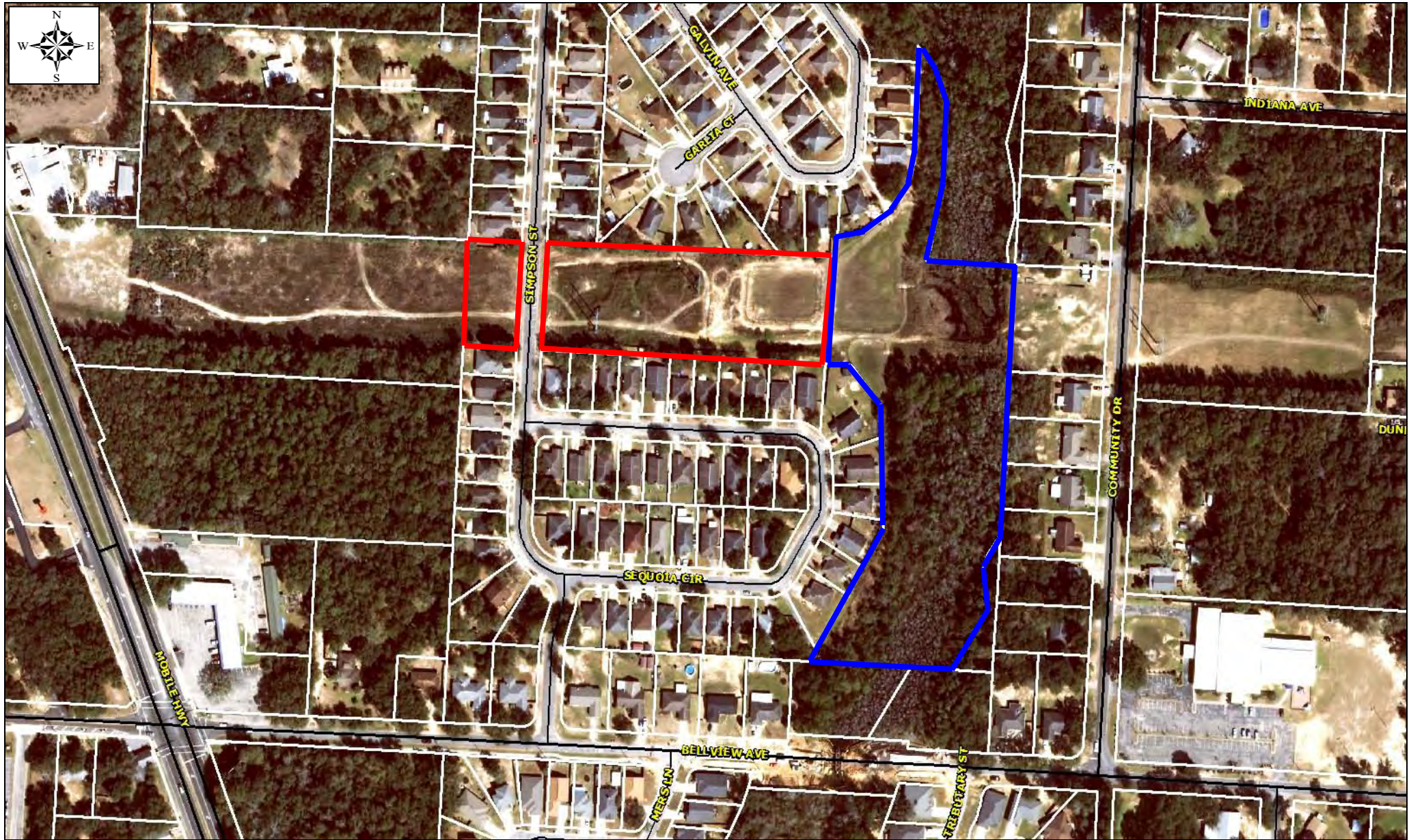
Section Map Id: [39-1S-31-1](#)

Approx. Acreage: 8.8600

Zoned: C-1

Evacuation & Flood Information
[Open Report](#)

SPRINGDALE FOREST SUBDIVISION



ESCAMBIA COUNTY PUBLIC
WORKS DEPARTMENT
LWG 02/25/14 DISTRICT 1



Portion of Property Owned by U.I.L. Family Limited Partnership / Approx. 2.6 Acres



Portion of Property Dedicated to County Per Plat



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6203

County Administrator's Report 11. 10.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: State Road (SR) 292 (Sorrento Road) – Transfer Project from Escambia County to Florida Department of Transportation

From: Joy D. Blackmon, P.E., Department Director

Organization: Public Works

CAO Approval:

RECOMMENDATION:

Recommendation Concerning State Road 292 (Sorrento Road) - Transfer Project from Escambia County to the Florida Department of Transportation - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action concerning the transfer of the State Road (SR) 292 (Sorrento Road) Project from Escambia County, Florida, to the Florida Department of Transportation (FDOT):

- A. Approve the Amendment to Transportation Regional Incentive Program (TRIP) Agreement by and between State of Florida, Department of Transportation and Escambia County, Florida [Financial Project No. 421011-2-28-01];
- B. Approve the Locally Funded Agreement between the State of Florida Department of Transportation and Escambia County, Project #421011-2-28-01;
- C. Approve the State of Florida Department of Transportation Assignment Agreement - Financial Project I.D. 421011-2-28-01;
- D. Adopt the Resolution supporting the transfer of the SR 292 (Sorrento Road) Project #421011-2-28-01 from Escambia County to FDOT and authorizing the Chairman to sign the Agreements;
- E. Approve the Second Amendment to Transportation Regional Incentive Program Agreement by and between State of Florida, Department of Transportation and Escambia County, Florida [Financial Project No. 421011-2-38-01];
- F. Approve the Locally Funded Agreement between the State of Florida Department of Transportation and Escambia County, Project #421011-2-38-01;
- G. Approve the State of Florida Department of Transportation Assignment Agreement - Financial Project I.D. 421011-2-38-01; and

H. Adopt the Resolution supporting the transfer of the SR 292 (Sorrento Road) Project #421011-2-38-01 from Escambia County to FDOT and authorizing the Chairman to sign the Agreements.

[Funding Source: Fund 152, "Southwest Sector," Cost Centers 110269 and 210507]

BACKGROUND:

Escambia County and the Florida Department of Transportation (FDOT) entered into a Transportation Regional Incentive Program (TRIP) Agreement on May 11, 2006, to perform a Project Development and Environmental (PD&E) Study of SR 292 (Sorrento Road) from the south end of the Theo Baars Bridge (ICWW) to SR 173 (Blue Angel Parkway) - Financial Project I.D. # 421011-2-28-01.

Escambia County, FDOT, and Hatch Mott MacDonald Florida, LLC entered into a TRIP Agreement on April 11, 2008 that provides for the performance of a design phase for SR 292 (Sorrento Road) from south of Theo Baars Bridge to SR 173 (Blue Angel Parkway)- Financial Project I.D. # 421011-2-38-01.

Escambia County and FDOT have agreed that it is in the best interest of all concerned to transfer all duties under the Agreement with Hatch Mott MacDonald Florida, LLC from Escambia County to FDOT, essentially reversing the Contract Agreements.

BUDGETARY IMPACT:

Funds for this transfer are available in Fund Fund 152, "Southwest Sector", Cost Center 110269 and 210507.

Escambia County will, within fourteen calendar days of the execution of this Agreement, furnish FDOT an advance deposit in the amount of \$862,311 for full payment of the County's 50% share of the estimated project costs. FDOT and the County agree that this payment constitutes a full and final payment for the County's share of the cost of the work on Project #421011-2-28-01 (\$71,221) and Project #421011-2-38-01 (\$791,090).

LEGAL CONSIDERATIONS/SIGN-OFF:

Kristin Hual, Assistant County Attorney, reviewed and approved the Amendment to Transportation Regional Incentive Program (TRIP) Agreement by and between State of Florida, Department of Transportation and Escambia County, Florida, the Locally Funded Agreement between the State of Florida Department of Transportation and Escambia County for Project #421011-2-28-0; the State of Florida Department of Transportation Assignment Agreement for Project #421011-2-28-01; the Second Amendment to Transportation Regional Incentive Program Agreement by and between State of Florida, Department of Transportation and Escambia County, Florida, the Locally Funded Agreement between the State of Florida Department of Transportation and Escambia County for Project #421011-2-38-01, the State of Florida Department of Transportation Assignment Agreement for Project #421011-2-38-01, and both Resolutions as to form and legal sufficiency.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

Upon the Board's approval of this Recommendation, the Chairman will need to sign five original copies of all Agreements. The Clerk's office will then need to certify five copies of both Resolutions for FDOT and retain the original for the official records. Transportation and Traffic Operations staff will forward the five signed original copies of all Agreements and five certified copies of both Resolutions to FDOT for final signatures and for their files.

Attachments

Amendment_28-01

LFA 28-01

Assignment Agrmnt-28-01

Resolution 28-01

2nd Amendment-38-01

LFA - 38-01

Assignment Agrmnt - 38-01

Resolution 38-01

AMENDMENT TO
TRANSPORTATION REGIONAL INCENTIVE PROGRAM AGREEMENT
BY AND BETWEEN
STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION
AND
ESCAMBIA COUNTY, FLORIDA

This Amendment to Agreement made and effective this ____ day of _____ 2014 by and between State of Florida, Department of Transportation (“DEPARTMENT”) and Escambia County, Florida (“COUNTY”).

1. COUNTY and DEPARTMENT entered into a Transportation Regional Incentive Program Agreement (AOD37) (the “TRIP”) on May 11, 2006 that provides for the performance of a Project Development and Environmental (PE&E) Study of SR 292 (Sorrento Road) from the south end of the Theo Baars Bridge (ICWW) to SR 173 (Blue Angel Parkway) (hereinafter “the PROJECT”). The TRIP was subsequently amended to extend the PD&E completion date.

2. The parties desire to further amend the TRIP.

NOW, THEREFORE, the parties hereto agree as follows:

3. The recitals in paragraphs 1 and 2 above are true and incorporated into this agreement by reference.

4. With respect to the PROJECT described in the TRIP, DEPARTMENT shall have no obligation to pay or reimburse COUNTY for any services performed by or for COUNTY on and after the day, month and year set forth above.

IN WITNESS WHEREOF, COUNTY has caused this Amendment to the TRIP to be executed in its behalf by the Chair of the Board of County Commissioners, or authorized designee, as authorized by Resolution Number _____, and the DEPARTMENT has caused this Amendment to be executed in its behalf through its District Secretary or authorized designee.

Financial Project No. 421011-2-28-01
Escambia County

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

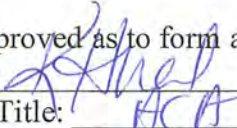
By: _____
Lumon J. May, Chairman

Date: _____

Attest: Pam Childers
Clerk of the Circuit Court

Deputy Clerk

Approved as to form and legal sufficiency:

By:  _____
Title: ACA _____

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

By: _____
James T. Barfield, P.E.,
District Three Secretary

Date: _____

Attest: _____
Executive Secretary (Seal)

Legal Review:

Office of the General Counsel

**LOCALLY FUNDED AGREEMENT
BETWEEN
THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
AND
ESCAMBIA COUNTY**

Project # 421011-2-28-01

This Locally Funded Agreement ("AGREEMENT") is between the State of Florida, Department of Transportation ("DEPARTMENT"), and Escambia County, Florida ("COUNTY").

1. COUNTY and DEPARTMENT entered into a Transportation Regional Incentive Program Agreement (hereinafter "the TRIP") on May 11, 2006, to perform a Project Development and Environmental (PD&E) Study of SR 292 (Sorrento Road) from the south end of the Theo Baars Bridge (ICWW) to SR 173 (Blue Angel Parkway) (hereinafter "the PROJECT"). The TRIP was subsequently amended to extend the PD&E completion date.
2. DEPARTMENT will now undertake and administer the PROJECT, and COUNTY and DEPARTMENT have amended the TRIP so that DEPARTMENT shall have no further obligation to pay or reimburse COUNTY for any services performed by or for COUNTY under the provisions of the TRIP.
3. In furtherance of DEPARTMENT's assumption of the PROJECT, COUNTY has assigned its agreement with the consultant performing Design Services for the PROJECT to the DEPARTMENT.
4. COUNTY is desirous of sharing in the funding of the PROJECT by contributing a lump sum amount to be applied against PROJECT costs.
5. The DEPARTMENT is authorized to enter into this AGREEMENT by Section 339.12, Florida Statutes, "F.S.," and other sections of the Florida Transportation Code.

Therefore, the DEPARTMENT and the COUNTY agree as follows:

6. The facts stated in the recitals, above, are true and correct and are incorporated into and made a part of this AGREEMENT.
7. The COUNTY agrees that it will, within fourteen (14) calendar days after the execution of this AGREEMENT, furnish the DEPARTMENT a contribution in the amount of **SEVENTY ONE THOUSAND TWO HUNDRED TWENTY-ONE and 00/100 DOLLARS (\$71,221.00)** to be used for a portion of the estimated project cost for project number 421011-2-28-01. The DEPARTMENT may utilize this contribution for payment of the PROJECT.
8. The DEPARTMENT may, in its discretion, decide to delay or cancel the PROJECT without liability to the DEPARTMENT if the COUNTY fails to furnish the contribution as provided for in paragraph seven (7).
9. The payment of funds under this AGREEMENT will be made directly to the DEPARTMENT for deposit. The DEPARTMENT and the COUNTY agree that the payment shall be an asset of the DEPARTMENT, and constitutes a full and final payment for the County's share of the cost of the work on the Project, without any requirement for a subsequent accounting for the use of the payment.

10. Notices pursuant to this AGREEMENT shall be sent by U.S. Mail to the following:

FOR THE COUNTY:

Public Works Department
Escambia County
Attn: Joy D. Blackmon, P.E.
3363 W. Park Place
Pensacola, FL 32505

FOR THE DEPARTMENT

Florida Department of Transportation
Attn: District Program Development Manager
Post Office Box 607
Chipley, FL 32428

11. The following provisions of Section 339.135(6)(a), F.S., are incorporated:

The DEPARTMENT, during any fiscal year, shall not expend money, incur any liability, or enter into any contract which, by its terms, involves the expenditure of money in excess of the amounts budgeted as available for expenditure during such fiscal year. Any contract, verbal or written, made in violation of this subsection shall be null and void, and no money may be paid on such contract. The DEPARTMENT shall require a statement from the Comptroller of the Department that funds are available prior to entering into any such contract or other binding commitment of funds. Nothing herein contained shall prevent the making of contracts for periods exceeding 1 year, but any contract so made shall be executory only for the value of the services to be rendered or agreed to be paid for in succeeding fiscal years; and this paragraph shall be incorporated verbatim in all contracts of the DEPARTMENT which are for an amount in excess of \$25,000.00 and which have a term for a period of more than 1 year.

12. This document incorporates and includes all prior negotiations, correspondence, conversations, agreements, or understanding applicable to the matters contained in this agreement, and the parties agree that there are no commitments, agreements, or understanding concerning the subject matter of this AGREEMENT that are not contained in this document. Accordingly, it is agreed that no deviation from the terms of this AGREEMENT shall be predicated upon any prior representation or agreements whether oral or written. It is further agreed that no modification, amendment, or alteration in the terms or conditions contained in this AGREEMENT shall be effective unless contained in a written, properly-executed document.

13. This AGREEMENT shall not be more strictly construed against either party because one party drafted or prepared any or all of the terms and provisions.

14. This AGREEMENT shall be governed by and interpreted in accordance with the laws of the State of Florida.

15. This AGREEMENT may be executed in two or more counterparts, each of which shall be an original but all of which shall be deemed to be but one agreement.

16. The COUNTY:

(a). Shall utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the COUNTY during the term of the contract; and

(b). Shall expressly require any subcontractors performing work or providing services pursuant to the state contract to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the contract term.

17. This AGREEMENT shall become effective when all parties have signed it. The date this AGREEMENT is signed by the last party (as indicated by the date stated under that party's signature) shall be deemed the date of this AGREEMENT.

IN WITNESS WHEREOF, the COUNTY and the DEPARTMENT have executed this AGREEMENT by their authorized representatives.

**BOARD OF COUNTY COMMISSIONERS
ESCAMBA COUNTY, FLORIDA**

**STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION**

By: _____
Name: Lumon J. May
Title: Chair _____
Date: _____

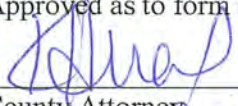
By: _____
James T. Barfield, P.E.
District Secretary, District Three
Date: _____

Attest: Pam Childers
Clerk of the Circuit Court

Attest: _____
Executive Secretary (SEAL)

_____(SEAL)
Deputy Clerk

Approved as to form and legal sufficiency:



County Attorney
Date: ACA

Legal Review:

Office of the General Counsel
Date: _____

**STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
ASSIGNMENT AGREEMENT**

Assignment and Amendment for the Agreement to perform Project Development, etc.,
see LFA in Escambia County dated _____.
Hereinafter known as Contract _____
Financial Project I.D. 421011-2-28-01
Vendor No. 081206

This Agreement of Assignment made and effective this ___ day of _____, 2014, among Escambia County, a political subdivision of the State of Florida ("AGENCY") ("ASSIGNOR"), Hatch Mott MacDonald Florida, LLC ("CONSULTANT"), and the State of Florida Department of Transportation ("DEPARTMENT") ("ASSIGNEE"),

1. AGENCY and DEPARTMENT entered into a Transportation Regional Incentive Program Agreement (hereinafter "the TRIP") on May 11, 2006, to perform a Project Development and Environmental (PE&E) Study of SR 292 (Sorrento Road) from the south end of the Theo Baars Bridge (ICWW) to SR 173 (Blue Angel Parkway) (hereinafter "the PROJECT").
2. AGENCY, as an agent of DEPARTMENT, and CONSULTANT entered into an Agreement dated April 11, 2008, which was subsequently amended, to perform these Design services for the PROJECT.
3. Interest in the TRIP is, by its terms, assignable only upon written consent of DEPARTMENT.
4. AGENCY desires to assign the Agreement with CONSULTANT to DEPARTMENT, and CONSULTANT is willing to perform all remaining obligations and duties occurring on or after the effective date of this Assignment Agreement.

NOW, THEREFORE, the parties hereto do agree as follows:

5. The aforementioned recitations in paragraphs 1 through 4 are true and are by reference made part of this agreement.
6. AGENCY hereby grants, bargains, sells, conveys, transfers, assigns and sets over its entire duties under the Agreement with CONSULTANT to DEPARTMENT subject to the covenants and conditions herein mentioned.
7. AGENCY hereby assumes responsibilities and obligations under the Agreement for payment of services rendered prior to the effective date of this Assignment Agreement. DEPARTMENT hereby assumes AGENCY'S responsibilities and obligations on and after the effective date of this Assignment Agreement and will hereafter perform faithfully all of the covenants, stipulations and agreements contained therein.

8. The CONSULTANT hereby consents to the assignment of the Agreement to the DEPARTMENT.

9. DEPARTMENT consents to and accepts the assignment of the Agreement to DEPARTMENT; provided, however, DEPARTMENT'S consent to this matter will not constitute a waiver of the general prohibition against assignment contained in the Agreement as to further assignments and will not constitute a release of CONSULTANT under the contract to the extent of CONSULTANT'S responsibilities to the AGENCY up to the effective date of this assignment or to the extent of CONSULTANT'S failure to perform under the Agreement hereafter, it being understood that this assignment will not be deemed to effect a novation. This Assignment Agreement will not release AGENCY from liabilities incurred prior to the effective date of this assignment.

10. The DEPARTMENT has established State of Florida Department of Transportation Contract Number AP865 for continuation of the services required for this project. All sums which become payable by DEPARTMENT for services rendered on and after the date of this Assignment Agreement will be made to CONSULTANT, as between DEPARTMENT and CONSULTANT. CONSULTANT and DEPARTMENT hereby agree that, when the DEPARTMENT will have made payments pursuant to the Agreement, regardless of whether such payments have heretofore been made by AGENCY or hereafter by DEPARTMENT, which in the aggregate are equal to the total sums payable under the Agreement, such payment will constitute satisfaction in full of AGENCY'S and DEPARTMENT'S obligation to pay the sums which it is obligated to pay pursuant to the Agreement. The balance available under said contract for the remaining services until AGENCY'S deposit of the funds required under its Locally Funded Agreement related to the PROJECT is equal to \$71,221.00. The balance available will be increased by the amount deposited pursuant to the Locally Funded Agreement at the time the deposit is made.

11. CONSULTANT specifically acknowledges and agrees that no time extension or requests for additional compensation or supplemental agreements will be granted due to this assignment or the duplication of any services provided by CONSULTANT to DEPARTMENT, it being understood that DEPARTMENT will stand in the place of AGENCY as though no assignment has occurred.

12. AGENCY and CONSULTANT hereby represent, and DEPARTMENT hereby accepts, that there are no claims or demands against DEPARTMENT arising out of or related to the performance under the Agreement prior to the effective date hereof. DEPARTMENT will not be responsible for contractual compensation for services or claims which occurred prior to this assignment. DEPARTMENT is hereby released from such liability under this Agreement.

13. The CONSULTANT shall:

Utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by CONSULTANT during the term of the Agreement; and

Expressly require any subcontractors performing work or providing services pursuant to the Agreement to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the term of the Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement by their duly authorized officers on the day, month and year set forth above.

ASSIGNOR:

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

By: _____
Lumon J. May, Chairman

Date: _____

Attest: Pam Childers
Clerk of the Circuit Court

Deputy Clerk

Approved as to form and legal sufficiency:
By: _____
Title: _____

ASSIGNEE:

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

By: _____
James T. Barfield, P.E.,
District Three Secretary

Date: _____

Attest: _____
Executive Secretary (Seal)

Legal Review:

Office of the General Counsel

CONSULTANT:

By: _____
Name: _____
Its: _____

Date: _____

Attest: _____
Secretary/Assistant Secretary

RESOLUTION NUMBER R2014-_____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA, SUPPORTING THE TRANSFER OF THE SR 292 (SORRENTO ROAD) PROJECT #421011-2-28-01 FROM ESCAMBIA COUNTY TO THE FLORIDA DEPARTMENT OF TRANSPORTATION; AUTHORIZING THE CHAIRMAN TO SIGN THE SECOND AMENDMENT TO TRANSPORTATION REGIONAL INCENTIVE PROGRAM AGREEMENT, THE LOCALLY FUNDED AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND ESCAMBIA COUNTY, AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION ASSIGNMENT AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Escambia County and the Florida Department of Transportation (FDOT) have determined that it is in the best interest of all concerned to transfer all duties associated with SR 292 (Sorrento Road) from the south end of the Theo Baars Bridge (ICWW) to SR 173 (Blue Angel Parkway), PD&E Phase - FPID 421011-2-28-01 (hereinafter referred to as the "Project") from Escambia County to the Florida Department of Transportation; and

WHEREAS, Escambia County will, within fourteen days of execution of this Agreement, furnish the FDOT an advance deposit in the amount of \$71,221.00 for full payment of the County's share of the estimated Project cost; and

WHEREAS, the completion of the proposed Project will provide mutual benefits to Escambia County and the FDOT.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA:

SECTION 1. That the Board of County Commissioners finds the above recitals to be true and correct and incorporates them herein by reference.

SECTION 2. That the Board of County Commissioners hereby supports the proposed transfer of the SR 292 (Sorrento Road) Project from Escambia County to Florida Department of Transportation.

SECTION 3. That the Board authorizes the Chairman to sign the Second Amendment to the Transportation Regional Incentive Program Agreement, the Locally Funded Agreement between the State of Florida Department of Transportation and Escambia County, and the State of Florida Department of Transportation Assignment Agreement.

SECTION 4. That this Resolution shall take effect immediately upon adoption by the Board of County Commissioners.

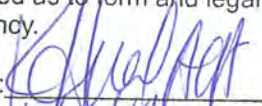
ADOPTED this _____ day of _____ 2014.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

By: _____
Lumon J. May, Chairman

ATTEST: Pam Childers
Clerk of the Circuit Court

Approved as to form and legal
sufficiency.

By/Title: 
Date: 6/6/14

By: _____
Deputy Clerk

**SECOND AMENDMENT TO
TRANSPORTATION REGIONAL INCENTIVE PROGRAM AGREEMENT
BY AND BETWEEN
STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION
AND
ESCAMBIA COUNTY, FLORIDA**

This Second Amendment to Agreement made and effective this ____ day of _____ 2014 by and between State of Florida, Department of Transportation (“DEPARTMENT”) and Escambia County, Florida (“COUNTY”).

1. COUNTY and DEPARTMENT entered into a Transportation Regional Incentive Program Agreement (AOZ63) (the “TRIP”) on April 11, 2008 that provides for the performance of a Design Phase for SR 292 (Sorrento Road) from south of Theo Baars Bridge to SR 173 (Blue Angel Parkway) (the “PROJECT”).
2. In a subsequent amendment dated May 7, 2009, the parties changed the southernmost limit of the PROJECT from Theo Baars Bridge to Innerarity Road so that the limits of the PROJECT are now from Innerarity Road to SR 173 (Blue Angel Parkway).
3. The parties desire to further amend the TRIP.

NOW, THEREFORE, the parties hereto agree as follows:

4. The recitals in paragraphs 1, 2 and 3 above are true and incorporated into this agreement by reference.
5. With respect to the PROJECT described in the TRIP, as amended, DEPARTMENT shall have no obligation to pay or reimburse COUNTY for any services performed by or for COUNTY on and after the day, month and year set forth above.

IN WITNESS WHEREOF, COUNTY has caused this Second Amendment to the TRIP to be executed in its behalf by the Chair of the Board of County Commissioners, or authorized designee, as authorized by Resolution Number _____, and the DEPARTMENT has caused this Second Amendment to be executed in its behalf through its District Secretary or authorized designee.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

By: _____
Lumon J. May, Chairman

Date: _____

Attest: Pam Childers
Clerk of the Circuit Court

Deputy Clerk

Approved as to form and legal sufficiency:
By: _____
Title: _____

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

By: _____
James T. Barfield, P.E.,
District Three Secretary

Date: _____

Attest: _____
Executive Secretary (Seal)

Legal Review:

Office of the General Counsel

**LOCALLY FUNDED AGREEMENT
BETWEEN
THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
AND
ESCAMBIA COUNTY**

Project # 421011-2-38-01

This Locally Funded Agreement ("AGREEMENT") is between the State of Florida, Department of Transportation ("DEPARTMENT"), and Escambia County, Florida ("COUNTY").

1. COUNTY and DEPARTMENT entered into a Transportation Regional Incentive Program Agreement (hereinafter "the TRIP") on April 11, 2008, to perform a Design Phase for SR 292 (Sorrento Road) from south of Theo Baars Bridge to SR 173 (Blue Angel Parkway) (hereinafter "the PROJECT").
2. In a subsequent amendment dated May 7, 2009, the parties changed the southernmost limit of the PROJECT from Theo Baars Bridge to Innerarity Road so that the limits of the PROJECT are now from Innerarity Road to SR 173 (Blue Angel Parkway).
3. DEPARTMENT will now undertake and administer the PROJECT, and COUNTY and DEPARTMENT have amended the TRIP so that DEPARTMENT shall have no further obligation to pay or reimburse COUNTY for any services performed by or for COUNTY under the provisions of the TRIP.
4. In furtherance of DEPARTMENT's assumption of the PROJECT, COUNTY has assigned its agreement with the consultant performing Design Services for the PROJECT to the DEPARTMENT.
5. COUNTY is desirous of sharing in the funding of the PROJECT by contributing a lump sum amount to be applied against PROJECT costs.
6. The DEPARTMENT is authorized to enter into this AGREEMENT by Section 339.12, Florida Statutes, "F.S.," and other sections of the Florida Transportation Code, and the Board of County Commissioners of Escambia County has authorized its execution by the resolution attached hereto.

Therefore, the DEPARTMENT and the COUNTY agree as follows:

7. The facts stated in the recitals, above, are true and correct and are incorporated into and made a part of this AGREEMENT.
8. The COUNTY agrees that it will, within fourteen (14) calendar days after the execution of this AGREEMENT, furnish the DEPARTMENT a contribution in the amount of **SEVEN HUNDRED NINETY ONE THOUSAND NINETY and 00/100 DOLLARS (\$791,090.00)** to be used for a portion of the estimated project cost for project number 421011-2-38-01. The DEPARTMENT may utilize this contribution for payment of the PROJECT.
9. The DEPARTMENT may, in its discretion, decide to delay or cancel the PROJECT without liability to the DEPARTMENT if the COUNTY fails to furnish the contribution as provided for in paragraph eight (8).

10. The payment of funds under this AGREEMENT will be made directly to the DEPARTMENT for deposit. The DEPARTMENT and the COUNTY agree that the payment shall be an asset of the DEPARTMENT, and constitutes a full and final payment for the County's share of the cost of the work on the Project, without any requirement for a subsequent accounting for the use of the payment.

11. Notices pursuant to this AGREEMENT shall be sent by U.S. Mail to the following:

FOR THE COUNTY:

Public Works Department
Escambia County
Attn: Joy D. Blackmon, P.E.
3363 W. Park Place
Pensacola, FL 32505

FOR THE DEPARTMENT

Florida Department of Transportation
Attn: District Program Development Manager
Post Office Box 607
Chipley, FL 32428

12. The following provisions of Section 339.135(6)(a), F.S., are incorporated:

The DEPARTMENT, during any fiscal year, shall not expend money, incur any liability, or enter into any contract which, by its terms, involves the expenditure of money in excess of the amounts budgeted as available for expenditure during such fiscal year. Any contract, verbal or written, made in violation of this subsection shall be null and void, and no money may be paid on such contract. The DEPARTMENT shall require a statement from the Comptroller of the Department that funds are available prior to entering into any such contract or other binding commitment of funds. Nothing herein contained shall prevent the making of contracts for periods exceeding 1 year, but any contract so made shall be executory only for the value of the services to be rendered or agreed to be paid for in succeeding fiscal years; and this paragraph shall be incorporated verbatim in all contracts of the DEPARTMENT which are for an amount in excess of \$25,000.00 and which have a term for a period of more than 1 year.

13. This document incorporates and includes all prior negotiations, correspondence, conversations, agreements, or understanding applicable to the matters contained in this agreement, and the parties agree that there are no commitments, agreements, or understanding concerning the subject matter of this AGREEMENT that are not contained in this document. Accordingly, it is agreed that no deviation from the terms of this AGREEMENT shall be predicated upon any prior representation or agreements whether oral or written. It is further agreed that no modification, amendment, or alteration in the terms or conditions contained in this AGREEMENT shall be effective unless contained in a written, properly-executed document.

14. This AGREEMENT shall not be more strictly construed against either party because one party drafted or prepared any or all of the terms and provisions.

15. This AGREEMENT shall be governed by and interpreted in accordance with the laws of the State

of Florida.

16. This AGREEMENT may be executed in two or more counterparts, each of which shall be an original but all of which shall be deemed to be but one agreement.

17. The COUNTY:

(a). Shall utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the COUNTY during the term of the contract; and

(b). Shall expressly require any subcontractors performing work or providing services pursuant to the state contract to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the contract term.

18. This AGREEMENT shall become effective when all parties have signed it. The date this AGREEMENT is signed by the last party (as indicated by the date stated under that party's signature) shall be deemed the date of this AGREEMENT.

IN WITNESS WHEREOF, the COUNTY and the DEPARTMENT have executed this AGREEMENT by their authorized representatives.

**BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA**

**STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION**

By: _____
Name: Lumon J. May
Title: Chair _____
Date: _____

By: _____
James T. Barfield, P.E.
District Secretary, District Three
Date: _____

Attest: Pam Childers
Clerk of the Circuit Court

Attest: _____
Executive Secretary (SEAL)

_____(SEAL)
Deputy Clerk

Approved as to form and legal sufficiency:

Legal Review:

Kenneth Acker
County Attorney
Date: 6/5/14

Office of the General Counsel
Date: _____

**STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
ASSIGNMENT AGREEMENT**

Assignment and Amendment for the Agreement to perform Design Phase see LFA in Escambia County dated _____
Hereinafter known as Contract _____
Financial Project I.D. 421011-2-38-01
Vendor No. 081206

This Agreement of Assignment made and effective this ___ day of _____, 2014, among Escambia County, a political subdivision of the State of Florida ("AGENCY") ("ASSIGNOR"), Hatch Mott MacDonald Florida, LLC. ("CONSULTANT"), and the State of Florida Department of Transportation ("DEPARTMENT") ("ASSIGNEE"),

1. AGENCY and DEPARTMENT entered into a Transportation Regional Incentive Program Agreement (hereinafter "the TRIP") on April 11, 2008, to perform a Design Phase for SR 292 (Sorrento Road) from south of Theo Baars Bridge to SR 173 (Blue Angel Parkway) (hereinafter "the PROJECT"). In a subsequent amendment dated May 7, 2009, the parties changed the southernmost limit of the PROJECT from Theo Baars Bridge to Innerarity Road so that the limits of the PROJECT are now from Innerarity Road to SR 173 (Blue Angel Parkway).

2. AGENCY, as an agent of DEPARTMENT, and CONSULTANT entered into an Agreement dated April 11, 2008, which was subsequently amended, to perform these Design services for the PROJECT.

3. Interest in the TRIP is, by its terms, assignable only upon written consent of DEPARTMENT.

4. AGENCY desires to assign the Agreement with CONSULTANT to DEPARTMENT, and CONSULTANT is willing to perform all remaining obligations and duties occurring on or after the effective date of this Assignment Agreement.

NOW, THEREFORE, the parties hereto do agree as follows:

5. The aforementioned recitations in paragraphs 1 through 4 are true and are by reference made part of this agreement.

6. AGENCY hereby grants, bargains, sells, conveys, transfers, assigns and sets over its entire duties under the Agreement with CONSULTANT to DEPARTMENT subject to the covenants and conditions herein mentioned.

7. AGENCY hereby assumes responsibilities and obligations under the Agreement for payment of services rendered prior to the effective date of this Assignment Agreement. DEPARTMENT hereby assumes AGENCY'S responsibilities and obligations on and after the

effective date of this Assignment Agreement and will hereafter perform faithfully all of the covenants, stipulations and agreements contained therein.

8. The CONSULTANT hereby consents to the assignment of the Agreement to the DEPARTMENT.

9. DEPARTMENT consents to and accepts the assignment of the Agreement to DEPARTMENT; provided, however, DEPARTMENT'S consent to this matter will not constitute a waiver of the general prohibition against assignment contained in the Agreement as to further assignments and will not constitute a release of CONSULTANT under the contract to the extent of CONSULTANT'S responsibilities to the AGENCY up to the effective date of this assignment or to the extent of CONSULTANT'S failure to perform under the Agreement hereafter, it being understood that this assignment will not be deemed to effect a novation. This Assignment Agreement will not release AGENCY from liabilities incurred prior to the effective date of this assignment.

10. The DEPARTMENT has established State of Florida Department of Transportation Contract Number AP865 for continuation of the services required for this project. All sums which become payable by DEPARTMENT for services rendered on and after the date of this Assignment Agreement will be made to CONSULTANT, as between DEPARTMENT and CONSULTANT. CONSULTANT and DEPARTMENT hereby agree that, when the DEPARTMENT will have made payments pursuant to the Agreement, regardless of whether such payments have heretofore been made by AGENCY or hereafter by DEPARTMENT, which in the aggregate are equal to the total sums payable under the Agreement, such payment will constitute satisfaction in full of AGENCY'S and DEPARTMENT'S obligation to pay the sums which it is obligated to pay pursuant to the Agreement. The balance available under said contract for the remaining services until AGENCY'S deposit of the funds required under its Locally Funded Agreement related to the PROJECT is equal to \$791,090.00. The balance available will be increased by the amount deposited pursuant to the Locally Funded Agreement at the time the deposit is made.

11. CONSULTANT specifically acknowledges and agrees that no time extension or requests for additional compensation or supplemental agreements will be granted due to this assignment or the duplication of any services provided by CONSULTANT to DEPARTMENT, it being understood that DEPARTMENT will stand in the place of AGENCY as though no assignment has occurred.

12. AGENCY and CONSULTANT hereby represent, and DEPARTMENT hereby accepts, that there are no claims or demands against DEPARTMENT arising out of or related to the performance under the Agreement prior to the effective date hereof. DEPARTMENT will not be responsible for contractual compensation for services or claims which occurred prior to this assignment. DEPARTMENT is hereby released from such liability under this Agreement.

13. The CONSULTANT shall:

Utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by CONSULTANT during the term of the Agreement; and

Expressly require any subcontractors performing work or providing services pursuant to the Agreement to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the term of the Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement by their duly authorized officers on the day, month and year set forth above.

ASSIGNOR:

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

By: _____
Lumon J. May, Chairman

Date: _____

Attest: Pam Childers
Clerk of the Circuit Court

Deputy Clerk

Approved as to form and legal sufficiency:

By: [Signature]
Title: ACA

CONSULTANT:

By: _____
Name: _____
Its: _____

Date: _____

Attest: _____
Secretary/Assistant Secretary

ASSIGNEE:

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

By: _____
James T. Barfield, P.E.,
District Three Secretary

Date: _____

Attest: _____
Executive Secretary (Seal)

Legal Review:

Office of the General Counsel

RESOLUTION NUMBER R2014-_____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA, SUPPORTING THE TRANSFER OF THE SR 292 (SORRENTO ROAD) PROJECT #421011-2-38-01 FROM ESCAMBIA COUNTY TO THE FLORIDA DEPARTMENT OF TRANSPORTATION; AUTHORIZING THE CHAIRMAN TO SIGN THE SECOND AMENDMENT TO TRANSPORTATION REGIONAL INCENTIVE PROGRAM AGREEMENT, THE LOCALLY FUNDED AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND ESCAMBIA COUNTY, AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION ASSIGNMENT AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Escambia County and the Florida Department of Transportation (FDOT) have determined that it is in the best interest of all concerned to transfer all duties associated with SR 292 (Sorrento Road) from the south end of the Theo Baars Bridge (ICWW) to SR 173 (Blue Angel Parkway), Design Phase – FPID 421011-2-38-01, (hereinafter referred to as the “Project”) from Escambia County to the Florida Department of Transportation; and

WHEREAS, Escambia County will, within fourteen days of execution of this Agreement, furnish the FDOT an advance deposit in the amount of \$791,090.00 for full payment of the County’s share of the estimated Project cost; and

WHEREAS, the completion of the proposed Project will provide mutual benefits to Escambia County and the FDOT.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA:

SECTION 1. That the Board of County Commissioners finds the above recitals to be true and correct and incorporates them herein by reference.

SECTION 2. That the Board of County Commissioners hereby supports the proposed transfer of the SR 292 (Sorrento Road) Project from Escambia County to Florida Department of Transportation.

SECTION 3. That the Board authorizes the Chairman to sign the Second Amendment to the Transportation Regional Incentive Program Agreement, the Locally Funded Agreement between the State of Florida Department of Transportation and Escambia County; and the State of Florida Department of Transportation Assignment Agreement.

SECTION 4. That this Resolution shall take effect immediately upon adoption by the Board of County Commissioners.

ADOPTED this _____ day of _____ 2014.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

By: _____
Lumon J. May, Chairman

ATTEST: Pam Childers
Clerk of the Circuit Court

Approved as to form and legal
sufficiency.

By/Title: [Signature]
Date: 12/6/14

By: _____
Deputy Clerk



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6303

County Administrator's Report 11. 11.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Acceptance of Public Road and Right-of-Way Easement for Massachusetts Avenue Sidewalk and Drainage Improvement Project

From: Joy D. Blackmon, P.E., Department Director

Organization: Public Works

CAO Approval:

RECOMMENDATION:

Recommendation Concerning Acceptance of the Donation of a Public Road and Right-of-Way Easement for Massachusetts Avenue Sidewalk and Drainage Improvements - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action concerning acceptance of the donation of a Public Road and Right-of-Way Easement, from Amanda Cherry, Trustee, located in the 300 Block of Massachusetts Avenue, for sidewalk and drainage improvements:

- A. Accept the donation of a Public Road and Right-of-Way Easement, from Amanda Cherry, Trustee, located in the 300 Block of Massachusetts Avenue, for sidewalk and drainage improvements;
- B. Authorize the payment of documentary stamps because the easement is being donated for governmental use, which is for road and drainage improvements, and benefits the Public from the acceptance of the easement, which will enhance the safety and well-being of the citizens of Escambia County;
- C. Authorize the payment of incidental expenditures associated with the recording of documents; and
- D. Authorize staff to prepare, and the Chairman or Vice Chairman to accept, the Public Road and Right-of-Way Easement as of the day of delivery of the Public Road and Right-of-Way Easement to the Chairman or Vice Chairman, and authorize the Chairman or Vice Chairman to acknowledge the Board's acceptance at that time.

[Funding: Funds for incidental expenses associated with recording of documents are available in an Engineering Escrow Account accessed by the Escambia County Clerk's Office]

BACKGROUND:

The County has a project in design to install sidewalks and improve stormwater drainage along Massachusetts Avenue. Due to limited right-of-way on Massachusetts Avenue, it was determined that additional property would be required to facilitate the installation of sidewalks and improvements to the stormwater drainage system in this area. Ms. Amanda Cherry, who owns property located in the 300 Block of Massachusetts Avenue, has agreed to the donation of a Public Road and Right-of-Way Easement (approximately 2,050 square feet). Staff is requesting Board approval as required for the Board's acceptance of the donated easement.

BUDGETARY IMPACT:

Funds for incidental expenses associated with the recording of documents are available in an Engineering Escrow Account accessed by Escambia County Clerk's Office. Construction funding will be provided through CRA funds (\$50,000 available in October 2014) and CIP LOST funds (\$185,000) currently available.

LEGAL CONSIDERATIONS/SIGN-OFF:

The Public Road and Right-of-Way Easement was approved as to form and legal sufficiency by Stephen West, Senior Assistant County Attorney.

PERSONNEL:

All work associated with this request is being done in-house and no additional staff is required.

POLICY/REQUIREMENT FOR BOARD ACTION:

These actions are consistent with the provisions of Section 46-139, Escambia County Code of Ordinances.

IMPLEMENTATION/COORDINATION:

Upon Board approval, staff will proceed in compliance with Section 46-139 of the County Code of Ordinances.

Attachments

Easement

parcel information

Map

This document was prepared by:
Wayne Manning
Escambia County, Public Works Department
3363 West Park Place
Pensacola, FL 32505
Parcel 09-2S-30-1300-050-009

**STATE OF FLORIDA
COUNTY OF ESCAMBIA**

PUBLIC ROAD AND RIGHT-OF-WAY EASEMENT

THIS PUBLIC ROAD AND RIGHT-OF-WAY EASEMENT is made this 3 day of April 2014, by and between Amanda Cherry, as Trustee of that certain Trust by and between Amanda Cherry as Grantor and Amanda Cherry as Trustee, whose address is 303 West Bayliss Court, Pensacola, FL 32505 (Grantor) and Escambia County, Florida, a political subdivision of the State of Florida, acting by and through its duly authorized Board of County Commissioners, whose address is 221 Palafox Place, Pensacola, Florida 32502 (Grantee).

WITNESSETH:

WHEREAS, Grantor is the owner of certain property located in Escambia County, Florida and more particularly described in the attached Exhibit A (the Property); and

WHEREAS, Grantor has agreed to convey to Grantee a public road and right-of-way easement over and across the Property;

NOW, THEREFORE, Grantor hereby conveys to Grantee an easement for the perpetual and unobstructed right of the public to access, ingress, and egress over and across the Property and for the purpose of constructing, paving, maintaining, replacing, inspecting, removing, and repairing a road and right-of-way, bridges and drainage structures, and other associated public facilities on the Property, together with all rights and privileges necessary and convenient for the purposes described above.

GRANTOR covenants that it is lawfully seized and possessed of the Property, that it has good and lawful right to convey the same, and that it is free from all encumbrances.

IN WITNESS WHEREOF, Grantor has executed this document on the date first written above.

Signed, sealed and delivered
in the presence of:

Grantor:

Amanda Cherry
Amanda Cherry, as Trustee

Witness [Signature]
Print Name SON CHERRY

Witness [Signature]
Print Name Bernie W Manning

STATE OF FLORIDA
COUNTY OF ESCAMBIA

The foregoing instrument was acknowledged before me this 3 day of April, 2014, by Amanda Cherry, as Trustee. She () is personally known to me, or () has produced current Florida Drivers License as identification.

(Notary Seal)
Bernie W. Manning
Notary Public-State of FL
Comm. Exp. May 31, 2014
Comm. No. DD967622

[Signature]
Signature of Notary Public
Bernie W Manning
Printed Name of Notary Public

ACCEPTANCE

This Public Road and Right-of-Way Easement is accepted by Escambia County, Florida on the _____ day of _____, 2014, as authorized by the Board of County Commissioners of Escambia County, Florida at its meeting held on _____.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

Lumon J. May, Chairman

ATTEST: Pam Childers
Clerk of the Circuit Court

Deputy Clerk

This document approved as to form and legal sufficiency.
By [Signature]
Title Asst. County Attorney
Date April 7, 2014



LEGEND:

- R/W Right of way
- P.O.B. Point of beginning
- P.O.C. Point of commencement
- OR Official Record Book
- P Page

EXHIBIT "A"

SURVEYOR'S NOTES:

1. Subject to setbacks, easements and restrictions of record.
2. This sketch is subject to any facts that may be disclosed by a full and accurate title search. No title work performed by this firm.
3. This sketch does not reflect or determine ownership.
4. This drawing only reflects setback lines, which appear on the recorded plat. This property may also be subject to setback lines mandated by zoning ordinances and/or restrictive covenants of record.
5. Footers and foundations below natural grade not located.
6. Parcel contains 550 square feet, more or less.

That portion of:

09-25-30-1300-050-009
OR 4546, page 1814

The East 70 feet of the West 370 feet of Lots 9 and 10, a subdivision of Lot 13, Section 9, Township 2 South, Range 30 West, Escambia County, Florida, said Lots 9 and 10 being shown on plat of the subdivision of said Lot 13 recorded in Deed Book 3, Page 483 and said Lot 13 being shown on plat of the subdivision of Section 9,

Lying within the following described easement:

That portion of Lot 10 according to plat recorded in Deed Book 3 at page 483 (being a subdivision of Lot 13 according to plat recorded in Deed Book 2 at page 479) of the public records of Escambia County, Florida, described as follows:

Commence at the northwest corner of said Lot 13; thence run South 15 degrees 59'11" East along the west line of said Lot 13 for a distance of 20.00 feet to the southerly right of way line of Massachusetts Avenue (R/W varies) for the point of beginning.

Thence North 74 degrees 00'49" East along said southerly right of way line for a distance of 370.00 feet; thence South 15 degrees 59'11" East for a distance of 10.00 feet; thence South 74 degrees 00'49" West for a distance of 40.00 feet; thence North 15 degrees 59'11" West for a distance of 5.00 feet; thence South 74 degrees 00'49" West for a distance of 330.00 feet; thence North 15 degrees 59'11" West for a distance of 5.00 feet to the point of beginning.

All lying and being in Section 9, Township 2 South, Range 30 West, Escambia County, Florida. Containing 2050 square feet, more or less.

TAX MAPS; PUBLIC RECORDS; D.O.T. R/W MAP "W" STREET EXTENSION, SECTION 48511-2603, SHT 2 & 9 OF 13; SURVEYS BY THIS FIRM; RECORDED PLAT: W STREET INDUSTRIAL PARK (P.B. 13, P. 42), AMENDED MAP BELL ACRES (P.B. 2, P. 86), BRENTWOOD (P.B. 1, P. 11) AND BELL ACRES (P.B. 2, P. 10); D.O.T. R/W MAPS "W" STREET SECTION 48511-2603 AND SR 95, SECTION 4804-204

Source of Information: Measurements made in accordance to United States Standards.

LB No. 7073

I hereby certify that this survey was made under my responsible charge and meets the Minimum Technical Standards as set forth by the Florida Board of Professional Surveyors & Mappers in Chapter 5J-17.050, 5J-17.051 and 5J-17.052, pursuant to Section 472.027 Florida Statutes.

Bearing Reference NORTH BASED
ON STATE PLANE COORDINATE
SYSTEM (GRID NORTH)

NOT VALID UNLESS
IMPRINTED WITH
EMBOSSSED SEAL
AND SIGNED BY
SURVEYOR

Encroachments _____

Ordered By MR. CHARLIE KRASNOSKY

FB -- PG -- File No. A-14349

FB -- PG -- Job No. 35584-13

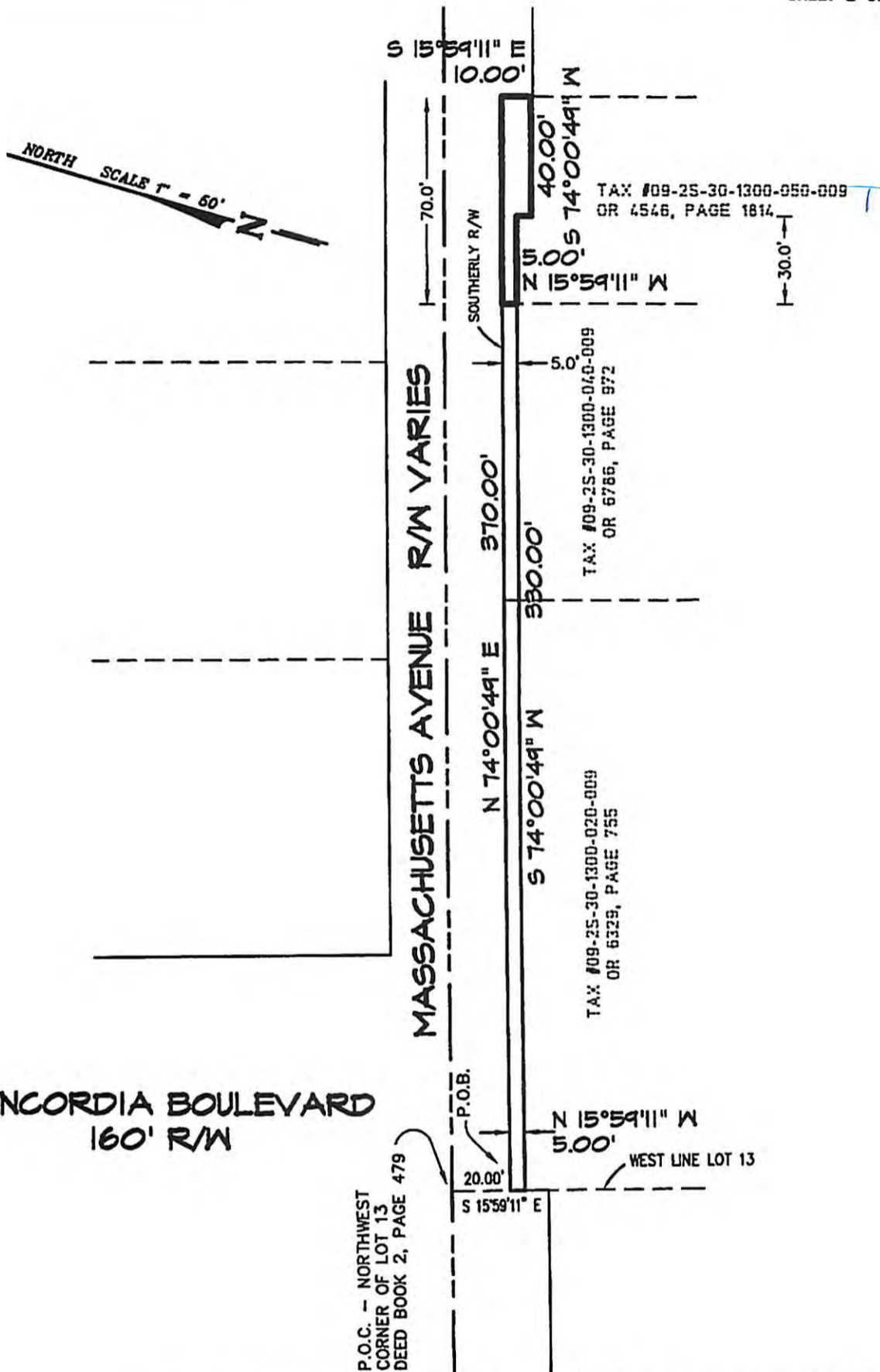
Date of Plat 6-20-13 Scale 1" = 50'

Date of Survey -- Drawn By PMJ

Date of Revision _____ Checked By JAH

David D. Glaze
□ PSM #5605

Walter J. Glaze
■ PSM #6190



TAX MAPS; PUBLIC RECORDS; D.O.T. R/W MAP "W" STREET EXTENSION, SECTION 48511-2603, SHT 2 & 3 OF 13; SURVEYS BY THIS FIRM; RECORDED PLAT: W STREET INDUSTRIAL PARK (P.B. 13, P. 42), AMENDED MAP BELL ACRES (P.D. 2, P. 86), BRENTWOOD (P.B. 1, P. 11) AND BELL ACRES (P.B. 2, P. 10); D.O.T. R/W MAPS "W" STREET SECTION 48511-2603 AND SR 95, SECTION 4804-204

Source of Information: Measurements made in accordance to United States Standards. LB No. 7073

I hereby certify that this survey was made under my responsible charge and meets the Minimum Technical Standards as set forth by the Florida Board of Professional Surveyors & Mappers in Chapter 5J-17.050, 5J-17.051 and 5J-17.052, pursuant to Section 472.027 Florida Statutes.

Bearing Reference <u>NORTH BASED</u>	NOT VALID UNLESS IMPRINTED WITH EMBOSSSED SEAL AND SIGNED BY SURVEYOR
ON STATE PLANE COORDINATE SYSTEM (GRID NORTH)	
Encroachments _____	
Ordered By <u>MR. CHARLIE KRASNOSKY</u>	
FB ___ PG ___ File No. <u>A-14350</u>	
FB ___ PG ___ Job No. <u>35584-13</u>	
Date of Plat <u>6-20-13</u> Scale <u>1" = 50'</u>	
Date of Survey ___ Drawn By <u>PMJ</u>	
Date of Revision ___ Checked By <u>JAH</u>	

David D. Glaze
□ PSM #5605

Walter J. Glaze
■ PSM #6190



Chris Jones Escambia County Property Appraiser

- Real Estate Search
- Tangible Property Search
- Sale List
- Amendment 1/Portability Calculations

[Back](#)

Navigate Mode
 Account
 Reference

[Printer Friendly Version](#)

General Information	
Reference:	092S301300050009
Account:	052914000
Owners:	CHERRY AMANDA L TRUSTEE
Mail:	303 W BAYLISS CT PENSACOLA, FL 32505
Situs:	300 MASSACHUSETTS AVE BLK 32505
Use Code:	VACANT RESIDENTIAL
Taxing Authority:	COUNTY MSTU
Tax Inquiry:	Open Tax Inquiry Window
Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector	

2012 Certified Roll Assessment	
Improvements:	\$0
Land:	\$22,396
Total:	\$22,396
Save Our Homes:	\$0
Disclaimer	
Amendment 1/Portability Calculations	

Sales Data					
Sale Date	Book	Page	Value	Type	Official Records (New Window)
04/2000	4546	1814	\$100	WD	View Instr
08/1984	1950	833	\$24,000	WD	View Instr
01/1970	472	842	\$3,500	WD	View Instr

Official Records Inquiry courtesy of Pam Childers
Escambia County Clerk of the Circuit Court and Comptroller

2012 Certified Roll Exemptions
None

Legal Description
E 70 FT OF W 370 FT OF LTS 9 10 S/D PLAT DB 3 P 483 OR 1950 P 833...

Extra Features
None

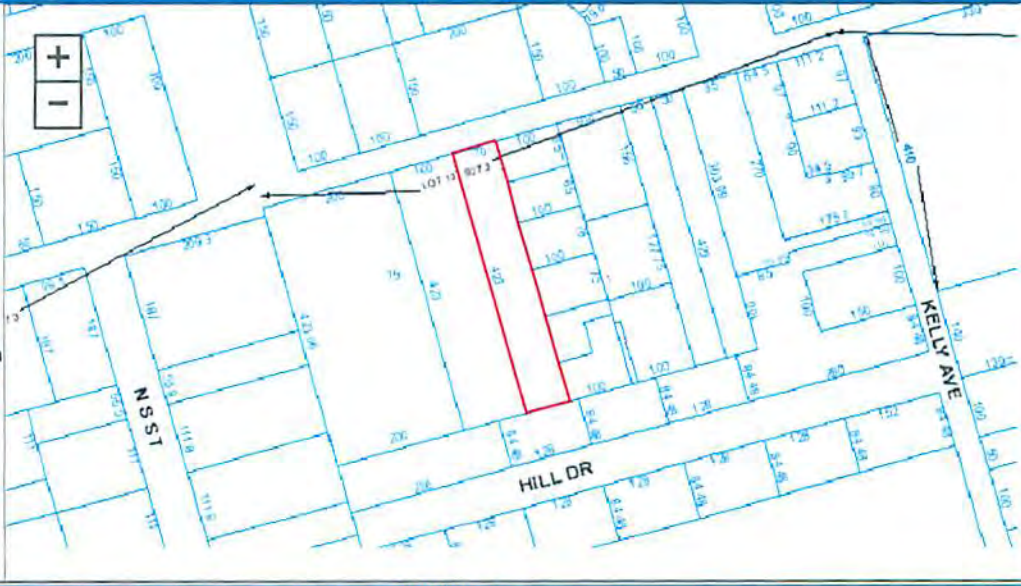
Parcel Information [Launch Interactive Map](#)

Section Map Id:
 09-2S-30-1

Approx. Acreage:
 0.6700

Zoned:
 R-6

Evacuation & Flood Information
[Open Report](#)



Buildings
Images
 None

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

Massachusetts Avenue Drainage and Sidewalk Project



2009
Aerial

ESCAMBIA COUNTY
ENGINEERING DEPARTMENT
SSW 6/9/14 DISTRICT 3



-  Amanda Cherry, Trustee/09-2S-30-1300-050-009
-  Easement Area



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6377

County Administrator's Report 11. 12.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Conveyance of an Overhead Distribution Easement to Gulf Power Company for Electric Service for Molino Community Complex

From: Joy D. Blackmon, P.E., Department Director

Organization: Public Works

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Conveyance of an Overhead Distribution Easement to Gulf Power Company for Electric Service for Molino Community Complex - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action concerning the conveyance of an Overhead Distribution Easement to Gulf Power Company for electric services on County-owned property, located on North Highway 95-A for the Molino Community Complex (Old Molino School):

- A. Approve granting an Overhead Distribution Easement to Gulf Power Company for electric services on County-owned property, located on North 95-A for the Molino Community Complex (Old Molino School; and
- B. Authorize the Chairman to sign the Easement document and any other documents, subject to Legal review and sign-off, associated with the granting of the Overhead Distribution Easement to Gulf Power Company.

[Funding Source: Funds for incidental expenditures associated with the recording of documents are available in the Engineering Escrow account accessed by the Escambia County Clerk's Office]

BACKGROUND:

Escambia County owns the Old Molino School property (now known as the Molino Community Complex), located on North Highway 95-A. Community Action Head Start has a lease agreement for one of the outbuildings at the Molino Community Complex. Community Action Head Start will be responsible for payment of the power bill for their leased building. This will require Gulf Power installing a separate service. In order to provide electrical service, Gulf Power requires an Overhead Distribution Easement. Engineering and Facilities Management staff have reviewed the request, and having no objections, request that the Board grant the approval required for the conveyance of this easement.

BUDGETARY IMPACT:

Funds for incidental expenditures associated with the recording of documents are available in an Engineering Escrow account accessed by the Escambia County Clerk's Office.

LEGAL CONSIDERATIONS/SIGN-OFF:

The easement document was approved as to form and legal sufficiency by Stephen West, Assistant County Attorney, on June 14, 2014.

PERSONNEL:

All work associated with this request is being done in-house and no additional staff is required.

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

Upon Board approval, staff will have the easement executed by the Chairman and attested by the County Clerk's office, with copies provided to Gulf Power Company. County staff will continue to work with Gulf Power Company in meeting their requirements to provide electrical service.

Attachments

easement

parcel information

aerial map



This Legal Document
Prepared by Mark B. Davidson
Gulf Power Company
One Energy Place
Pensacola, Florida 32520-0093

OVERHEAD DISTRIBUTION EASEMENT

WO# 55A72C, Old Molino School Property
TAX ID# 03-2N-31-3000-002-001
EN # 99640

STATE OF FLORIDA
COUNTY OF ESCAMBIA

KNOW ALL MEN BY THESE PRESENTS that Escambia County, Florida, a political subdivision of the State of Florida, acting by and through its duly authorized Board of County Commissioners, whose address is 221 Palafox Pl, Pensacola, FL 32502 (hereinafter "Grantor"), for and in consideration of the sum of One And 00/100 Dollars (\$1.00) in hand paid by Gulf Power Company, a Florida corporation (Grantee), whose address is One Energy Place, Pensacola, Florida 32520-0093, the receipt whereof is hereby acknowledged, does hereby grant and convey to said Gulf Power Company, its successors and assigns, the right to construct, maintain and operate its line of poles (consisting of 2 poles) as the same shall be located by said Company, with the right from time to time to string wires thereon for the distribution of electric power, together with the right to allow the attachment of utilities providing communication or related services; and also the right to install, maintain and use the necessary anchors and guy wires in connection therewith upon, over and across the following described land in Escambia County, Florida, to-wit:

A THIRTY FOOT STRIP (30') OF LAND LYING FIFTEEN FEET (15') ON EACH SIDE OF THE CENTERLINE OF THE ELECTRICAL FACILITIES AS INSTALLED AND OR TO BE INSTALLED ON THE PROPERTY DESCRIBED ON THE ATTACHED EXHIBIT "A" AS SHOWN ON THE ATTACHED EXHIBIT "B".

IT IS UNDERSTOOD AND AGREED THAT SAID FACILITIES WILL BE INSTALLED AT A MUTUALLY ACCEPTABLE LOCATION TO BOTH PARTIES.

SHOULD THE GRANTOR CAUSE TO HAVE A SURVEY COMPLETED DESCRIBING THE LOCATION OF THE ELECTRICAL FACILITIES AND EXECUTE A NEW EASEMENT TO GULF POWER COMPANY THE GRANTEE AGREES TO RELEASE THIS EASEMENT IN THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA.

Together with all rights and privileges necessary or convenient for the full enjoyment and use thereof, including the right of ingress and egress to and from said lines and also the right to cut down, trim and chemically treat any trees and undergrowth within the easement areas or adjacent to said easement areas that may interfere with the safe operation of said lines.

TO HAVE AND TO HOLD the same to the said Gulf Power Company, its successors and assigns, forever.

IN WITNESS WHEREOF, the Grantor has executed this instrument this ____ day of _____, 20____.

ESCAMBIA COUNTY, FLORIDA, a political subdivision of the State of Florida acting by and through its authorized BOARD OF COUNTY COMMISSIONERS

By: _____
Lumon J. May, Chairman

Attest: Pam Childers
Clerk of the Circuit Court

Deputy Clerk

This document approved as to form and legal sufficiency.

By: *[Signature]*
Title: Att. County Attorney
Date: June 19, 2014

LEGAL DESCRIPTION

EXHIBIT "A"

Begin at the intersection of the Eastern right-of-way line of the Pensacola and Flomaton Highway 33' from the centerline of the concrete pavement and the North line of Lot 1 of the Molino-Florida Colony Company's Subdivision of Lots 3, 4 and 5 of Section 3, Township 2 North, Range 31 West in Escambia County, Florida, as recorded in Deed Book 102, Page 282 and run thence, Eastward along the North line 862 feet; thence Southward parallel to its East line 591 feet; thence, Westward parallel to its North line 608.84 feet to the said Eastern right-of-way; thence, North Westward along the said Eastern right-of-way to the Point of Beginning and containing 10 acres, more or less.

LESS AND EXCEPT:

Any portion of the following described parcel of land as recorded in Official Records Book 4515 at Page 1836, of the public records of Escambia County, Florida:

Commence at the Southwest corner of Lot 4 of the Plat of Thomas Kent Subdivision, as recorded in Deed Book 102 at Page 282, of the public records of Escambia County, Florida; thence run S 90°00'00" E along the South line of said Lot 4, also being the North right-of-way line of Nancy Lane (30' R/W) for 8.65 feet to the East right-of-way line of Old Palafox Highway (S.R. No. 95A, 66' R/W, as per Tax Map); thence run N 22°21'24" W along said East right-of-way line for 755.10 feet for the Point of Beginning; thence continue along the last course run N 22°21'24" W along said East right-of-way line for 43.25 feet; thence run S 90°00'00" E for 595.50 feet; thence run N 01°13'48" E for 590.60 feet to the North line of the Northeast Quarter of the Southwest Quarter of said Section 3; thence run S 90°00'00" E along the North line of said Quarter for 241.89 feet; thence run S 01°13'48" West for 630.61 feet; thence run N 90°00'00" W for 820.09 feet to the Point of Beginning. Containing 4.04 acres, more or less. All lying and being in the Northeast Quarter of the Southwest Quarter of Section 3, Township 2 North, Range 31 West, Escambia County, Florida.

Source: Escambia County Property Appraiser

[←](#) Navigate Mode
 Account
 Reference
 [→](#)

[Restore Full Page Version](#)

General Information	
Reference:	032N313000002001
Account:	120067000
Owners:	ESCAMBIA COUNTY
Mail:	221 PALAFOX PL STE 420 PENSACOLA, FL 32502
Situs:	6450 HWY 95-A NORTH 32577
Use Code:	COUNTY OWNED
Taxing Authority:	COUNTY MSTU
Tax Inquiry:	Open Tax Inquiry Window
Tax Inquiry link courtesy of Janet Holley Escambia County Tax Collector	

2013 Certified Roll Assessment	
Improvements:	\$218,073
Land:	\$39,900
Total:	\$257,973
Save Our Homes:	\$0
Disclaimer	
Amendment 1/Portability Calculations	

Sales Data					Official Records (New Window)
Sale Date	Book	Page	Value	Type	
08/21/2009	6498	1498	\$100	WD	View Instr
Official Records Inquiry courtesy of Pam Childers Escambia County Clerk of the Circuit Court and Comptroller					

2013 Certified Roll Exemptions	
COUNTY OWNED	
Legal Description	
BEG AT INTER OF E LI OF PENSACOLA H/W AND N LI OF LT 1 JACOBI S/D OF LTS 3 4 5 E ON N LI OF LT 1 862 FT...	
Extra Features	
ASPHALT PAVEMENT FRAME BUILDING OPEN PORCH	

Parcel Information

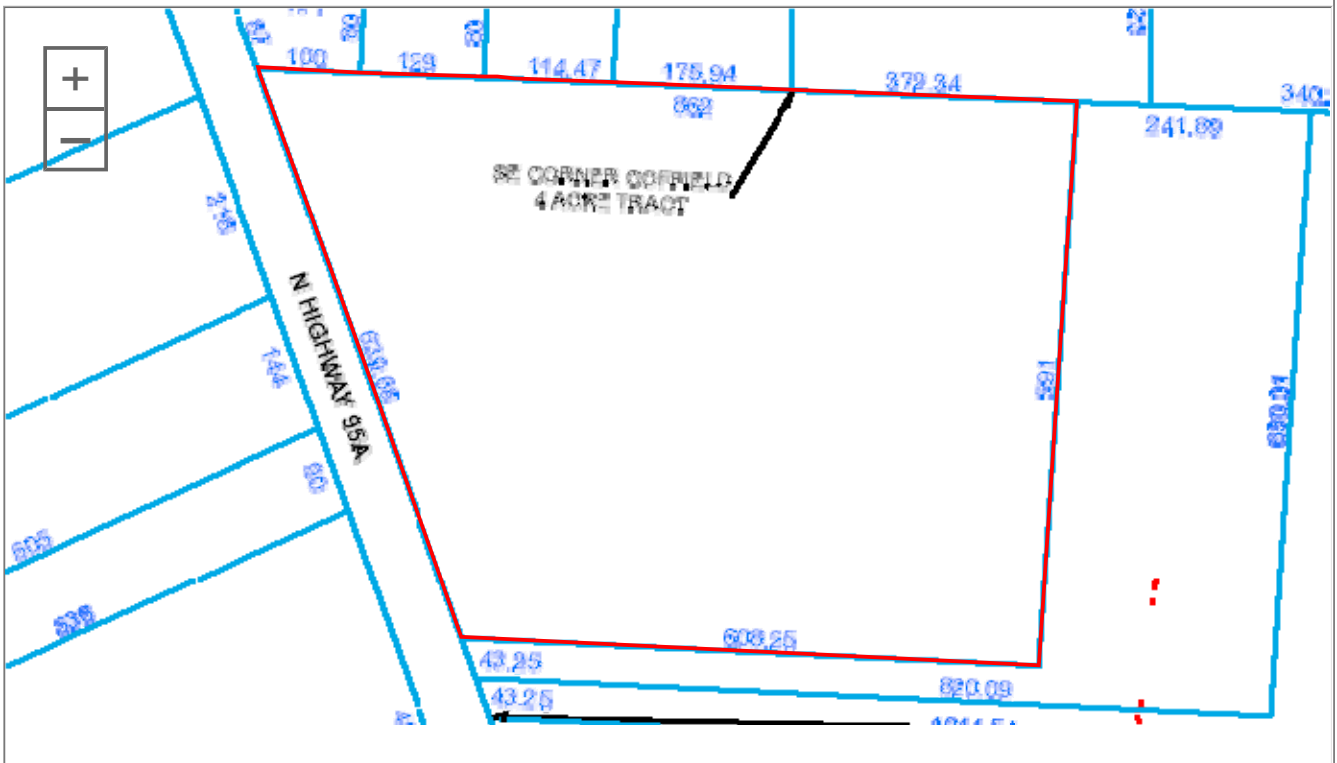
[Launch Interactive Map](#)

Section Map Id:
[03-2N-31](#)

Approx. Acreage:
9.6000

Zoned:
P

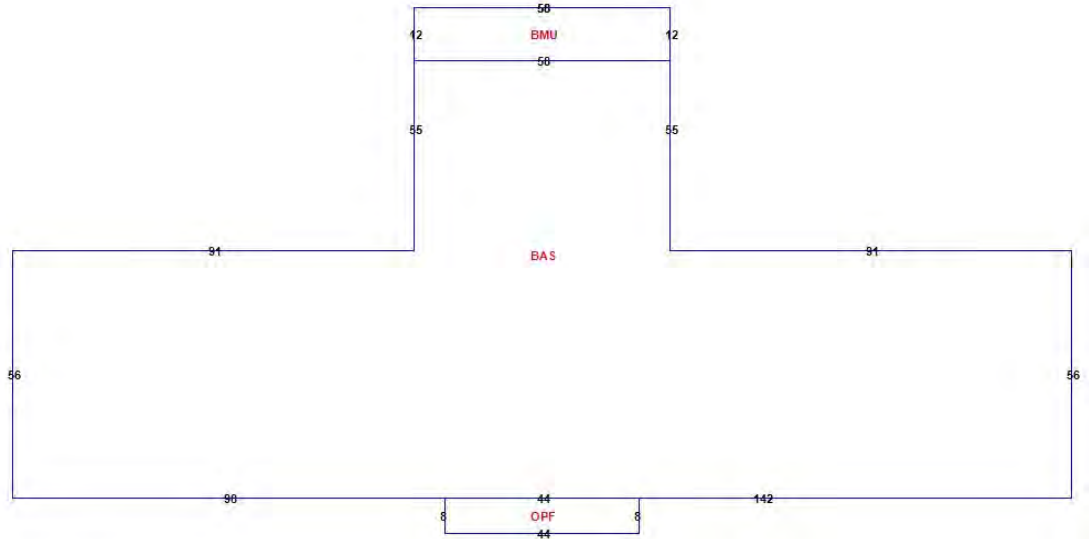
Evacuation & Flood Information
[Open Report](#)



Buildings

Building 1 - Address: 6450 HWY 95-A NORTH, Year Built: 1939, Effective Year: 1939

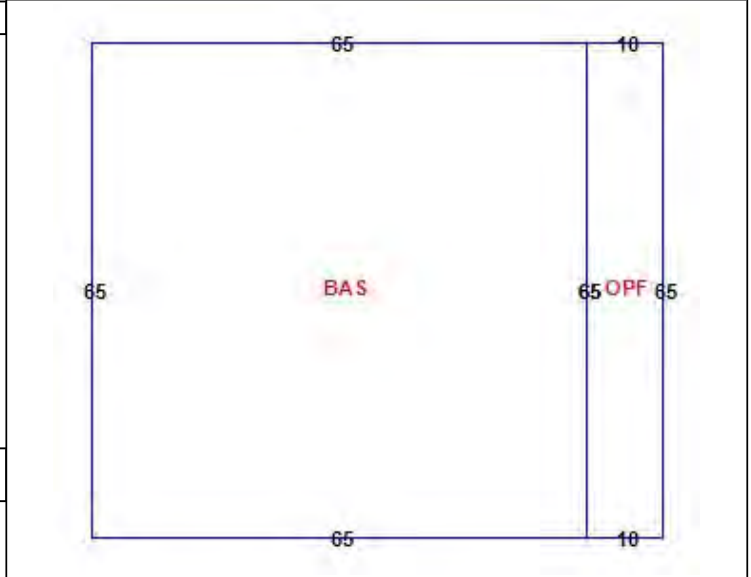
Structural Elements
DECOR/MILLWORK-
AVERAGE
EXTERIOR WALL-*BRICK-*
COMMON
FLOOR COVER-
PINE/SOFTWOOD
FLOOR COVER-*ASPHALT TILE*
FOUNDATION-*WOOD/SUB*
FLOOR
HEAT/AIR-*CENTRAL H/AC*
INTERIOR WALL-*DRYWALL-*
PLASTER
NO. PLUMBING FIXTURES-
41.00
NO. STORIES-*1.00*
ROOF COVER-*COMPOSITION*
SHG
ROOF FRAMING-*GABL/HIP*
COMBO
STORY HEIGHT-*12.00*
STRUCTURAL FRAME-*WOOD*
BEAMS&COL



Areas - 17678 Total SF
BASE AREA - 16630
BASEMENT UNF - 696
OPEN PORCH FIN - 352

Building 2 - Address: 6450 HWY 95-A NORTH, Year Built: 1945, Effective Year: 1945

Structural Elements
DECOR/MILLWORK-*AVERAGE*
EXTERIOR WALL-*BRICK-COMMON*
FLOOR COVER-*ASPHALT TILE*
FOUNDATION-*SLAB ON GRADE*
HEAT/AIR-*UNIT HEATERS*
INTERIOR WALL-*DRYWALL-PLASTER*
NO. PLUMBING FIXTURES-*12.00*
NO. STORIES-*1.00*
ROOF COVER-*BLT UP MTL/GYP*
ROOF FRAMING-*FLAT/SHED*
STORY HEIGHT-*8.00*
STRUCTURAL FRAME-*RIGID FRAME*



Areas - 4875 Total SF
BASE AREA - 4225
OPEN PORCH FIN - 650

Building 3 - Address: 6450 HWY 95-A NORTH, Year Built: 1945, Effective Year: 1945

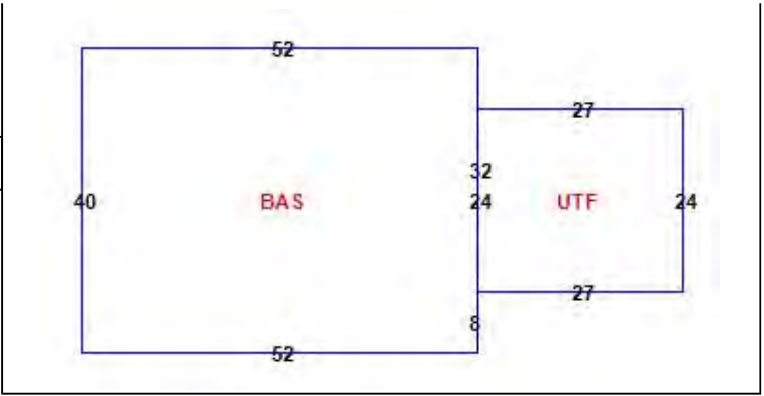
Structural Elements
DECOR/MILLWORK-*AVERAGE*
EXTERIOR WALL-*BRICK-COMMON*
FLOOR COVER-*ASPHALT TILE*
FOUNDATION-*SLAB ON GRADE*
HEAT/AIR-*CENTRAL H/AC*
INTERIOR WALL-*DRYWALL-PLASTER*
NO. PLUMBING FIXTURES-*12.00*
NO. STORIES-*1.00*



ROOF COVER-COMPOSITION SHG
ROOF FRAMING-WOOD FRAME/TRUS
STORY HEIGHT-8.00
STRUCTURAL FRAME-WOOD BEAMS&COL

Areas - 2728 Total SF

BASE AREA - 2080
UTILITY FIN - 648



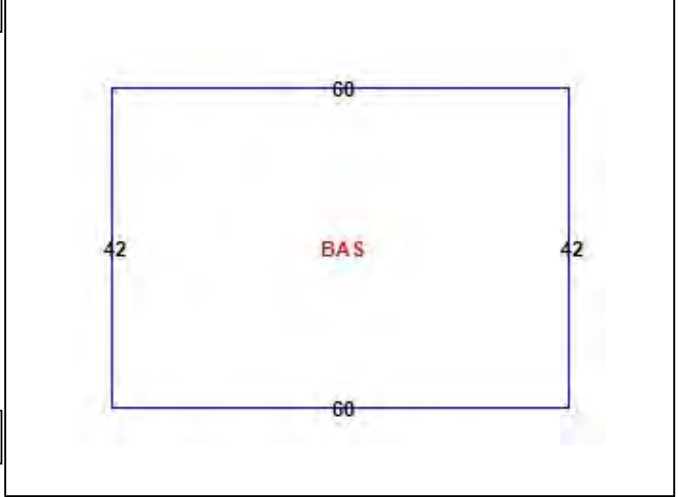
Building 4 - Address: 6450 HWY 95-A NORTH, Year Built: 1939, Effective Year: 1939

Structural Elements

DECOR/MILLWORK-AVERAGE
EXTERIOR WALL-CONCRETE BLOCK
FLOOR COVER-ASPHALT TILE
FOUNDATION-SLAB ON GRADE
HEAT/AIR-UNIT HEATERS
INTERIOR WALL-DRYWALL-PLASTER
NO. PLUMBING FIXTURES-12.00
NO. STORIES-1.00
ROOF COVER-COMPOSITION SHG
ROOF FRAMING-GABLE
STORY HEIGHT-12.00
STRUCTURAL FRAME-WOOD FRAME

Areas - 2520 Total SF

BASE AREA - 2520



Images



7/20/10



7/20/10



7/20/10



7/31/02

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

OVERHEAD DISTRIBUTION EASEMENT TO GULF POWER



ESCAMBIA COUNTY PUBLIC
WORKS DEPARTMENT
LWG 06/19/14 DISTRICT 5

 **MOLINO COMMUNITY COMPLEX (OLD MOLINO SCHOOL)**



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6411

County Administrator's Report 11. 13.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Amendment of Agreement Relating to Inmate Telephone Services

From: Gordon Pike, Department Head

Organization: Corrections

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Amendment to the Agreement Relating to Inmate Telephone Services for the Escambia County Jail - Gordon C. Pike, Corrections Department Director

That the Board take the following action concerning the Amendment of Agreement Relating to Inmate Telephone Services for the Escambia County Jail between Escambia County and CenturyLink Public Communications, Inc., d/b/a CenturyLink, formerly Embarq Payphone Services, Inc., d/b/a CenturyLink:

A. Approve the Amendment of Agreement Relating to Inmate Telephone Services with Centurylink Public Communications, Inc., d/b/a CenturyLink; and

B. Authorize the Chairman to sign the Amendment.

[Funding: Fund 111, Jail Inmate Commissary Fund, Cost Center 290406]

BACKGROUND:

On September 5, 2013, the County entered into an agreement with Embarq Payphone Services, Inc., d/b/a CenturyLink ("Embarq") relating to inmate telephone services; and on November 14, 2013, Embarq formally changed its name to Centurylink Public Communications, Inc., d/b/a CenturyLink. The parties previously entered into an Amendment to the agreement to reflect revised rates CenturyLink will charge for certain interstate calls placed by inmates from Escambia County facilities in order to bring them into compliance with rate caps established by FCC. The parties now wish to amend the Agreement to reflect the name change from Embarq Payphone Services, Inc., d/b/a CenturyLink to Centurylink Public Communications, Inc., d/b/a CenturyLink.

BUDGETARY IMPACT:

Funding: Fund 111; Inmate Commissary, Cost Center 290406

LEGAL CONSIDERATIONS/SIGN-OFF:

Kristen Hual, Assistant County Attorney, has certified that the agreement is in order and legally sufficient.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

This recommendation is in compliance with Chapter 46, Article II of the Escambia County Code of Ordinances.

IMPLEMENTATION/COORDINATION:

N/A

Attachments

Centurylink Amendment

AMENDMENT OF AGREEMENT RELATING TO INMATE TELEPHONE SERVICES

THIS AMENDMENT is made and entered into this day ____ of _____, 2014, by and between Escambia County, Florida, a political subdivision of the State of Florida, and Centurylink Public Communications, Inc., d/b/a CenturyLink, formerly Embarq Payphone Services, Inc., d/b/a CenturyLink, each at times being referred to as "Party" or "Parties".

WITNESSETH:

WHEREAS, on September 5, 2013, the County entered into an agreement with Embarq Payphone Services, Inc., d/b/a CenturyLink ("Embarq") relating to inmate telephone services; and

WHEREAS, effective November 14, 2013, Embarq formally changed its name to Centurylink Public Communications, Inc., d/b/a CenturyLink and

WHEREAS, as a result of said name change, the Board of County Commissioners finds it in the best interest of the health, safety and welfare of the citizens of Escambia County that the Agreement should be amended as provided herein.

NOW, THEREFORE, in consideration of the mutual terms, conditions, promises and covenants hereinafter set forth, the Parties agree to amend the Agreement as follows:

1. That the foregoing recitals are true and correct and incorporated herein by reference.
2. That the Agreement relating to inmate telephone services, dated September 5, 2013, is amended to reflect that effective November 14, 2013, Embarq Payphone Services, Inc., d/b/a CenturyLink formally changed its name to **Centurylink Public Communications, Inc., d/b/a CenturyLink** but has not changed any other corporate formalities.
3. That the Parties hereby agree that all other provisions of the Agreement that are not in conflict with the provisions of this Amendment shall remain in full force and effect.
4. That the effective date of this Amendment shall be on the date last executed by the Parties.
5. That this Agreement and any amendment thereto shall be governed by and construed in accordance with the laws of the State of Florida, and the Parties stipulate that venue for any state or federal court action or other proceeding relating to any matter which is the subject of this Agreement shall be in Escambia County, Florida.

IN WITNESS WHEREOF, the Parties hereto have made and executed this Amendment to the Agreement on the respective dates under each signature:

ESCAMBIA COUNTY, FLORIDA, a political subdivision of the State of Florida acting by and through its authorized Board of County Commissioners.

ATTEST: Pam Childers
Clerk of the Circuit Court

By: _____
Lumon J. May, Chairman

Deputy Clerk
(Seal)

CENTURYLINK PUBLIC
COMMUNICATIONS, INC., d/b/a
CenturyLink, formerly Embarq Payphone
Services, Inc., d/b/a CenturyLink

ATTEST: Corporate Secretary

Kay Buchart

By: Paul O'Connell

[CORPORATE SEAL]

Title: General Manager

Date: 16 Jan 2014

Approved as to form and legal
sufficiency.

By/Title: [Signature]
Date: 1/24/14



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6384

County Administrator's Report 11. 14.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: General Drainage and Paving Agreement, Contract PD 10-11.-65

From: Joy D. Blackmon, P.E., Department Director

Organization: Public Works

CAO Approval:

RECOMMENDATION:

Recommendation Concerning Amending the Board's Action of September 16, 2013, Approving the Issuance of Blanket and/or Purchase Orders in Excess of \$50,000 for Fiscal Year 2013-2014 on Contract PD 10-11.065, General Drainage and Paving Agreement for the Public Works Department - Joy D. Blackmon, P.E., Public Works Department Director

That the Board amend its action of September 16, 2013, approving the issuance of blanket and/or individual Purchase Orders in excess of \$50,000, for Fiscal Year 2013-2014, on Contract PD 10-11.065, General Drainage and Paving Agreement, for the Public Works Department, to add the following Cost Centers:

Fund 112, "Disaster Recovery," Cost Center 330491 (Category B)

Fund 112, "Disaster Recovery," Cost Center 330492 (Category C)

On April 29, 2014, Escambia County and surrounding areas received in excess of 25 inches of rain in less than 24 hours, causing significant flash flooding to occur in the City of Pensacola and the unincorporated area of the County causing significant damage to homes, roads, and bridges.

This Recommendation will grant the Public Works Department the authority to continue to issue Purchase Orders and continue to construct Projects utilizing this Contract without having to obtain Board Approval for every additional increment of \$50,000.

BACKGROUND:

On April 29, 2014, Escambia County and surrounding areas received in excess of 25 inches of rain in less than 24 hours causing significant flash flooding to occur in the City of Pensacola and the unincorporated area of the County causing significant damage to homes, roads, and bridges.

This recommendation will grant the Public Works Department the authority to continue to issue purchase orders and continue to construct projects utilizing this contract without having to obtain Board Approval for every additional increment of \$50,000.

BUDGETARY IMPACT:

N/A

LEGAL CONSIDERATIONS/SIGN-OFF:

This recommendation is in compliance with the provisions of the Code of Ordinances of Escambia County, Florida, Chapter 46, Finance, Article II, Purchase and Contracts.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

The Purchasing Ordinance specifies that any purchases over \$50,000 require Board approval.

IMPLEMENTATION/COORDINATION:

N/A

Attachments

Board Action 091613

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-34. Approval of Various Consent Agenda Items – Continued

25. Approving the issuance of blanket and/or individual Purchase Orders in excess of \$50,000, for the Fiscal Year 2013-2014, based upon previously awarded Contracts, Contractual Agreements, or annual requirements, as follows, for the Public Works Department; the issuance of these Purchase Orders during the first week of October 2013 is necessary to ensure continuity of services traditionally provided by the Board of County Commissioners to the citizens of Escambia County:

Engineering (includes Traffic and Transportation Operations Division)

	<u>Contractor</u>	<u>Amount</u>	<u>Contract #</u>	<u>Vendor #</u>
1.	Alabama Gulf Coast Railway Sign Maintenance for Railroad Crossings Fund 175, Account 211201	\$250,000	n/a	011211
2.	CSX Transportation Sign Maintenance for Railroad Crossings Fund 175, Account 211201	\$250,000	n/a	030050
3.	Ingram Signalization Signal Maintenance Fund 175, Cost Centers 211201/211602/211101 Funds 182-199, Cost Centers 210719-210736 Fund 352, Cost Center 210107	\$1,000,000	PD 12-13.049	070606
4.	TESI Temporary Contract Services Fund 352, Cost Center 210107/350229 Fund 116, Cost Center 211902 Fund 175, Cost Center 211201	\$500,000	PD 11-12.035	200955

(Continued on Page 31)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-34. Approval of Various Consent Agenda Items – Continued

25. Continued...

Engineering (includes Traffic and Transportation Operations Division)

<u>Contractor</u>	<u>Amount</u>	<u>Contract #</u>	<u>Vendor #</u>
5. General Drainage and Paving Agreement Paving and Drainage Projects Fund 352, Cost Center 210107/350229 Fund 181, Cost Center 210719-210736		PD 10-11.065	
a. Panhandle Grading and Paving, Inc.	\$4,000,000		160114
b. Roads, Inc. of NWF	\$4,000,000		182328
c. APAC	\$1,000,000		013641
d. Utility Services, Inc.	\$1,000,000		211593
e. Gulf Atlantic	\$1,000,000		843895
f. Heaton Brothers	\$1,000,000		081314
6. Coastline Striping Pavement Markings Fund 175, Cost Center 211201/211602/211101 Funds 182-199, Cost Centers 210719-210736 Fund 352, Cost Center 210107	\$600,000	PD 10-11.067	033766
7. Gulf Coast Traffic Engineers Signs Fund 175, Cost Center 211201/211602/211101 Funds 182-199, Cost Centers 210719-210736 Fund 352, Cost Center 210107	\$500,000	PD 11-12.009	072898

(Continued on Page 32)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-34. Approval of Various Consent Agenda Items – Continued

25. Continued...

Engineering (includes Traffic and Transportation Operations Division)

8. Award Purchase Orders in excess of \$50,000 to the following vendors for Bridge Renovations:

Fund 175, Cost Center 211201/211602/211101

Funds 182-199, Cost Centers 210719-210736

Fund 352, Cost Center 210107

<u>Contractor</u>	<u>Amount</u>	<u>Contract #</u>	<u>Vendor #</u>
a. <u>Material Vendors:</u>			
American Concrete Supply			011899
Ferguson Enterprises, Inc.			060880
Martin Marietta Materials			131502
USA Ready Mix d/b/a Block USA			023799
Bell Steel Co., Inc.			022699
Southeastern Pipe and Precast, Inc.			193791
Oldcastle Precast, Inc.			150129
Midway Lumber			New Vendor
A-1 Lumber			New Vendor
Gulf Coast Traffic Engineers			072898
Coast Line Striping			033766
b. <u>Continuing Professional Services - Bridge Work; Construction Contractors:</u>			
DKE Marine			040206
Davis Marine			040386
Gulf Coast Construction			New Vendor

(Continued on Page 33)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-34. Approval of Various Consent Agenda Items – Continued

25. Continued...

Engineering (includes Traffic and Transportation Operations Division)

8. Continued...

<u>Contractor</u>	<u>Amount</u>	<u>Contract #</u>	<u>Vendor #</u>
c. <u>Continuing Professional Services - Bridge Work, Engineers:</u>			
Thompson Engineering, Inc.			201604
DRMP, Inc.			042846
Jerry W. McGuire & Associates			131968
Hatch Mott MacDonald FL			081206
Volkert, Inc.			220584
American Consulting Engineers			012081
Sigma Consulting Group			192991

d. Bridge Program Technical Consulting:

Hatch Mott McDonald, LLC 081206

9. Real Estate Services

Real Estate Title Searches

Escarosa Land Research \$100,000 PD 07-08.048 051907

Property Appraisals

\$100,000 PD 10-11.030

- a. Brantley and Associates 410028
- b. Asmar Appraisal Company 014139
- c. G. Daniel Green and Associates 025977

(Continued on Page 34)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-34. Approval of Various Consent Agenda Items – Continued

25. Continued...

Engineering (includes Traffic and Transportation Operations Division)

<u>Contractor</u>	<u>Amount</u>	<u>Contract #</u>	<u>Vendor #</u>
10. Roads, Inc. of NWF OGCM Roads Hot In Place Resurfacing Fund 175, Cost Center 211201/211602/211101 Fund 182-199, Cost Centers 210719-210736 Fund 352, Cost Center 210107	\$775,000	Pending	183238
11. Traffic Logix Traffic Calming Devices Fund 175, Cost Center 211201/211602/211101 Funds 182-199, Cost Centers 210719-210736 Fund 352, Cost Center 210107	\$150,000	n/a	202308
12. Temple, Inc. Traffic Calming Devices Fund 175, Cost Center 211201/211602/211101 Fund 182-199, Cost Centers 210719-210736 Fund 352, Cost Center 210107	\$150,000	n/a	200924
13. Cutler Repaving, Inc. Hot In Place Resurfacing Fund 175, Cost Center 211201/211602/211101 Fund 182-199, Cost Centers 210719-210736 Fund 352, Cost Center 210107	\$500,000	n/a	035849

(Continued on Page 35)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-34. Approval of Various Consent Agenda Items – Continued

25. Continued...

Engineering (includes Traffic and Transportation Operations Division)

<u>Contractor</u>	<u>Amount</u>	<u>Contract #</u>	<u>Vendor #</u>
14. Pensacola Bay Transportation, LLC Transit Management Agreement Fund 104, Cost Centers 320401 and 350404	\$500,000	n/a	220272
15. Ingram Signalization Street and Navigational Lights Fund 175, Cost Center 211201/211602/211101 Fund 182-199, Cost Centers 210719-210736 Fund 352, Cost Center 210107	\$500,000	PD 12-13.048	070606

Road Department & Fleet Maintenance/Fuel Distribution

<u>Contractor</u>	<u>Amount</u>	<u>Contract #</u>	<u>Vendor #</u>
16. APAC Road Construction Materials Fund 175, Cost Center 210402 (Road Maintenance)	\$150,000		013641
17. Ferguson Enterprises, Inc. a/k/a Ferguson Mill Supply Polyethylene Pipe Fund 175, Cost Center 210402 (Road Maintenance)	\$150,000		060880
18. American Concrete Supply, Inc. Concrete Fund 175, Cost Center 210402 (Road Maintenance)	\$200,000		011899

(Continued on Page 36)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

25. Continued...

Road Department & Fleet Maintenance/Fuel Distribution

	<u>Contractor</u>	<u>Amount</u>	<u>Contract #</u>	<u>Vendor #</u>
19.	Vulcan Signs Sign Maintenance Fund 175, Cost Center 210404 (Sign Maintenance)	\$150,000		220810
20.	A-1 Small Engines Steadham Enterprises Small Engine Parts Fund 175, Cost Center 210405 (Fleet Maintenance)	\$150,000		010105
21.	Automotive Truck & Industrial Parts ATI-NAPA Light & Heavy Equipment Parts/Supplies Fund 175, Cost Center 210405 (Fleet Maintenance)	\$150,000		015006
22.	Beard Equipment Company Heavy Equipment Parts Fund 175, Cost Center 210405 (Fleet Maintenance)	\$100,000		022300
23.	Covington Heavy Duty Parts, Inc. Heavy Equipment Parts Fund 175, Cost Center 210405 (Fleet Maintenance)	\$100,000		034898
24.	Tractor & Equipment Co., Inc. Heavy Equipment Parts Fund 175, Cost Center 210405 (Fleet Maintenance)	\$100,000		202301

(Continued on Page 37)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-34. Approval of Various Consent Agenda Items – Continued

25. Continued...

Road Department & Fleet Maintenance/Fuel Distribution

<u>Contractor</u>	<u>Amount</u>	<u>Contract #</u>	<u>Vendor #</u>
25. Thompson Tractor Co., Inc. Heavy Equipment Parts (CAT) Fund 175, Cost Center 210405 (Fleet Maintenance)	\$100,000		201639
26. Howell's Truck & Giant Light and Heavy Equipment Tires Fund 175, Cost Center 210405 (Fleet Maintenance)	\$150,000	863-000-10-1 BCC Approved State Contract	410406
27. Southern Energy Company, Inc. Gasoline and Diesel Fuel Fund 501, Cost Center 210407 (Fuel Distribution)	\$7,000,000	PD 10-11.059	194108
28. R. K. Allen Oil/grease and lubricant Fund 501, Cost Center 210402 (Road Maintenance)	\$100,000	PD 10-11.042	011470
29. Group III Asphalt, Inc. Road Construction Material Fund 175, Cost Center 210402 (Road Maintenance)	\$150,000		410333
30. Martin Marietta Aggregates, Inc. Road Construction Material Fund 175, Cost Center 210402 (Road Maintenance)	\$150,000		131502

(Continued on Page 38)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-34. Approval of Various Consent Agenda Items – Continued

25. Continued...

Road Department & Fleet Maintenance/Fuel Distribution

	<u>Contractor</u>	<u>Amount</u>	<u>Contract #</u>	<u>Vendor #</u>
31.	Pensacola Ready Mix USA Concrete Fund 175, Cost Center 210402 (Road Maintenance)	\$150,000		162690
32.	Arcadia Culvert Metal Pipe Fund 175, Cost Center 210402 (Road Maintenance)	\$100,000		013789
33.	Roads, Inc. of NWF Asphalt Fund 175, Cost Center 210402 (Road Maintenance)	\$200,000		182328
34.	Woerner Landscape Source Inc. Sod Fund 175, Cost Center 210402 (Road Maintenance)	\$100,000		233840
35.	Suncoast Infrastructure, Inc. Cured-in-place Pipe Lining Services Fund 175, Cost Center 210402 (Road Maintenance)	\$150,000		159854



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6406

County Administrator's Report 11. 15.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Change Order in Excess of \$50,000 Related to Emergency Response to the Flood and Explosion at Central Booking and Detention Facility

From: David Wheeler, Department Director

Organization: Facilities Management

CAO Approval:

RECOMMENDATION:

Recommendation Concerning a Change Order in Excess of \$50,000 Related to the Emergency Response to the Flood and Explosion at the Central Booking and Detention Facility - David W. Wheeler, CFM, Facilities Management Department Director

That the Board accept for information and ratify the issuance of the following Change Order in excess of \$50,000, for the emergency response to the April 2014 flood event and explosion at the Central Booking and Detention Facility, issued during the Declaration of Emergency by the Board of County Commissioners on April 29, 2014, through June 3, 2014, for emergency services required during the emergency:

Department:	Facilities Management
Division:	DCAT
Type:	Addition
Amount:	\$107,000
Vendor:	Hatch Mott MacDonald Florida, LLC
Project Name:	Engineering Services for Demolition Plans for Central Booking and Detention Facility
Contract:	PD 02-03.079
Purchase Order Number:	141186-1
Change Order (CO) Number:	1
Original Award Amount:	\$16,350
Cumulative Amount of Change Orders through this CO:	\$107,000
New Contract Total:	\$123,350

[Funding: Fund 501, Internal Service Fund for Insurance Claims, Cost Center 140836, Object Code 56201]

BACKGROUND:

On May 8, 2014 Hatch Mott MacDonald (HMM) was issued a purchase order in the amount of \$16,350 to provide an emergency evaluation of the structural integrity of the Central Booking and Detention Facility (CBDF) located at 1200 W. Leonard Street, the Sheriff's Fleet Maintenance Building located at 3101 H. Street and the County Office Building (COB) located at 2251 N. Palafox Street as a result of the flood and/or explosion. The initial purchase order was issued under the Declaration of Emergency.

After attending a meeting on May 7, 2014 with the State Fire Marshal (SFM) and Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) on the severity of the damage to CBDF and their concern with the building's structural integrity, HMM recommended that the County post the building as unsafe for occupancy and entry and recommended setting-up a fall zone around the perimeter of the facility.

On May 16, 2014 HMM provided the County with a proposal in the amount of \$107,000 to provide Professional Engineering Services for the demolition of CBDF. Services include stakeholder coordination, performance specifications, demolition plans, bid assistance and contract administration during demolition. On May 20, 2014 while the Declaration of Emergency was still in effect, a Change Order in the amount of \$107,000 was issued to Hatch Mott MacDonald to provide these services.

BUDGETARY IMPACT:

Funds are available in Fund 501, Internal Service Fund for Insurance Claims, Cost Center 140836, Object Code 56201.

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

This recommendation is in compliance with Escambia County Code of Ordinance Chapter 46, Article II, section 93, Emergency Purchases.

IMPLEMENTATION/COORDINATION:

N/A

Attachments

HMM PO & CO

BOARD OF COUNTY COMMISSIONERS

ESCAMBIA COUNTY FLORIDA
 213 PALAFOX PLACE SECOND FLOOR SUITE 11.101
 PO BOX 1591
 PENSACOLA, FL 32591-1591
 (850) 595-4980

PURCHASE ORDER NO. 141186-1

CHANGE DATE: 05/20/14

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PLEASE EMAIL INVOICES TO:
 escambia.invoices@escambiaclerk.com
 CLERK OF THE COURT & COMPTROLLER
 HON. PAM CHILDERS
 221 PALAFOX PLACE, SUITE 140
 PENSACOLA, FL 32502-5843

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081206
 HATCH MOTT MACDONALD FLORIDA LLC
 5111 N 12TH AVENUE
 PENSACOLA FL 32504

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FACILITIES MAINTENANCE
 SEE BELOW

T
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ATTN:



ORDER DATE: 05/08/14 BUYER: PAUL NOBLES REQ. NO.: 14001361 REQ. DATE: 05/06/14

TERMS: NET 30 DAYS F.O.B.: N/A DESC.: CHANGE ORDER - 1

ITEM#	QUANTITY	UOM	DESCRIPTION	UNIT PRICE	EXTENSION
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Change Order #1 provides for:

1. Additional Work - Engineering Services for the demolition of CBD - see attached proposal
2. Re code initial survey for CBD to capital object code as well

01	.00	LOT	Increase purchase order by \$107,000.00 ENGINEERING SERVICES FOR BUILDING EVALUATIONS AS RESULT OF THE SEVERE WEATHER EVENT. NOT TO EXCEED AMT BILLING IN ACCORD WITH PD 02-03.079	107000.0000	107,000.00
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ITEM#	ACCOUNT	AMOUNT	PROJECT CODE	PAGE TOTAL \$	107,000.00
01	140836 53101	.00	414E0155	TOTAL \$ 107,000.00	
01	140836 53101	.00	414F0130		
01	140836 56201	107,000.00	414E0155		

APPROVED BY

Original Purchase Order

**SCOPE OF SERVICES
FOR
PROFESSIONAL ENGINEERING SERVICES -DEMOLITION
AT
ESCAMBIA COUNTY CENTRAL BOOKING FACILITY
ESCAMBIA COUNTY, FLORIDA**

May 16, 2014

1.0 Purpose:

Escambia County (County) notified Hatch Mott MacDonald (Consultant) on May 1, 2014 that an explosion had occurred at the County's Central Booking Facility located at the County's Jail on West Leonard Street. The County requested that Consultant's structural engineers provide an emergency structural safety assessment of the building. However, access to the building was denied due to an active investigation being conducted by the State Fire Marshal (SFM) and Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF). Based on the information provided by SFM and ATF officials concerning the structural integrity of the building, the Central Booking Facility was classified as unsafe for occupancy and entry.

This scope of services is to provide Professional Engineering for demolition plans of the facility. In general the services will include stakeholder coordination, performance specifications, demolition plans, bid assistance, and contract administration during demolition. The proposed work is to be provided under the current agreement between Escambia County and Hatch Mott MacDonald Florida, LLC for Professional Services as governed by Florida Statute 287.005 (PD 02.03.79).

2.0 Consultant Tasks (The term Consultant used herein, includes HMM and its sub-consultants)

2.1 Stakeholder Meeting:

Consultant will attend an initial meeting with stakeholders to receive input regarding the locations of areas with sensitive documents and personal belongings. This information will be used to make provisions in the demolition plan to secure and protect the contents in these areas so they can be retrieved by the appropriate parties in a safe manner. In addition, the chiller plant is required to stay in operation during the demolition. The demolition sequencing will need to be coordinated with County personnel. Finally, a coordination meeting with the County's landfill staff is needed to discuss fees and the potential for an isolated disposal area to allow for additional recovery of sensitive material and personal belongings.

2.2 Demolition Documents

Consultant will produce demolition documents that include plans and performance specifications to be used for the pricing, permitting, and demolition of the facility. The documents will include the County's upfront general and special condition specifications supplemented with technical specifications and plans produced by Consultant. The plans and specifications shall address demolition sequencing, protection of surrounding structures, protection of areas with sensitive contents, removal of material from site, utility coordination and abandonment, protection of the chiller operations, fill operations, and finish grading plans.

The demolition documents will also include existing drawings of the building and existing abatement reports. These documents will be provided by the County for Consultant's review and determination of inclusion into

the demolition package. The finish grading plans will include fill operations based on geotechnical recommendations in order for the site to be "construction ready" at a time the County deems fit.

2.3 Permitting and Utility Coordination:

Consultant will work with and coordinate with the County's Building Department and local utility agencies to comply with permitting and utility abandonment requirements for demolition.

2.4 Bid Assistance

This task shall include those efforts necessary to assist the County during bid negotiations. Consultant shall assist the County in preparation of an RFP to issue to select demolition contractors. Consultant will respond to bidder requests for information/clarification of the plans and technical specifications, attend one (1) pre-bid meeting, attend bid opening, and review bid proposals for recommendation.

2.5 Demolition Administration

Consultant shall attend one (1) pre-demolition meeting and perform submittal reviews, respond to requests for information/clarification and attend up to six (6) monthly progress meetings to observe work completed to date and determine general compliance with the approved and permitted demolition plans. Consultant shall review pay application in conjunction with monthly progress meetings. Consultant shall attend the inspection for substantial and final completion stages and prepare a Certification of Completion.

Due to the lack of actual visual observations of the condition of the building there are many unknowns. Consultant shall provide an allowance for additional site visits and engineering as required during the demolition process. Once portions of the building are uncovered, revisions to the demolition plan and sequencing may be needed. The allowance will include up to twelve (12) additional site visits. Due to the unknowns, any additional time required on site will be negotiated with the County and added to the scope and fee at that time.

3.0 Fee

Consultant proposes to provide tasks 2.1 through 2.5 plus expenses on a reimbursable basis for time, material and expenses with a not-to-exceed budget of \$107,000.00. Refer to the attached estimated hour and fee schedule. Rates are based on the latest negotiated with the County under PD 02.03.79.

4.0 Exclusions

The following tasks are excluded from the Consultant's scope of services:

- Permit fees
- Landfill fees
- Resident engineering services during demolition
- Cost estimating
- Legal consultation or expert witness services
- Expressed, implied or fitness for purpose warranties



ESTIMATED SCHEDULE OF HOURS AND FEES										
Task	Description	Principle Project Manager	Sr. Project Engineer	Project Engineer/ Architect	Design IV	Designer III	Administration	Sub-Consultant Fees**	Hrs	Fee
2.1	Stakeholder Meetings	24	8	8	\$90.00	\$78.00	\$45.00		40	\$7,120.00
2.2	Demolition Documents	40	80	160	80	80	16	\$15,000.00	456	\$66,760.00
2.3	Permitting and Utility Coordination	4	8	8					20	\$2,920.00
2.4	Bid Assistance	8	8	16			4		36	\$4,780.00
2.5	Demolition Administration	24	40	70		8	4	\$2,500.00	146	\$21,894.00
	Sub-Totals	100	144	262	80	88	24	\$17,500.00	698	\$103,474.00
	Expenses 3%*								3.00%	\$3,104.22
	Total Fee									\$106,578.22

* Expenses include direct cost such as mileage, travel expenses, field equipment, shipping, printing, cost

** Includes geotechnical and mechanical engineering allowances

Tasks 2.1 thru 2.4.* Expenses	\$84,684
Task 2.5	\$21,894
Total	\$106,578



Hatch Mott
MacDonald

Hatch Mott MacDonald
5111 North 12th Ave
Pensacola, FL 32504
T 850.484.6011 www.hatchmott.com

AAC000035 E80000155 L800006783

May 9, 2014

(Sent Via Email)

Mr. David Wheeler, CFM
Director, Escambia County Facilities Management
100 East Blount Street
Pensacola, Florida 32501

Re: Escambia County Central Booking Facility Explosion
Structural Assessment

Dear Mr. Wheeler,

Escambia County (County) first attempted to notify Hatch Mott MacDonald (HMM) around 3:30 AM on May 1, 2014 that an explosion had occurred at the County's Central Booking Facility located at the County's Jail on West Leonard Street in Pensacola, Florida. The County requested that HMM structural engineers provide an emergency structural assessment of the building. After receiving the message around 7:00 AM, HMM engineers arrived on site around 8:00 AM on May 1st, but were not allowed access to the building due to an active investigation being conducted by the State Fire Marshal (SFM) and Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF).

On May 7th, Escambia County requested HMM attend an 11:00 AM meeting on May 8, 2014 between the County and SFM/ATF. The purpose of the meeting was to allow SFM and ATF the opportunity to describe the severity of damage to the building and their concern with the building's structural integrity. Limited video footage was shown to show some of the areas of concern. Please note that the footage was limited and did not include footage of the basement or first floor where it was expressed by SFM and ATF that severe damage had occurred. This damage is not visible from the outside.

The damage described by SFM and ATF was interior concrete columns in the basement and first floors were either missing and/or have shifted. They went on to explain that "hairline" cracks in some concrete floors and CMU walls throughout the building were observed at the beginning of their investigation and these cracks had grown significantly in size during their investigation. They also indicated the floors were beginning to slope and become "spongy" and stairwells were "pulling away" from the building. The SFM and ATF indicated they made attempts to shore areas of concern, but the signs of movement continued. These signs of continuous movement of the building resulted in SFM and ATF making the decision to pull their personnel out of the building for safety concerns.

Based on the above information provided by SFM and ATF, along with the limited video shown, HMM recommends that the County post the building as unsafe for occupancy and entry. In



Hatch Mott
MacDonald

In addition, we recommend the County set up a Collapse Zone of 1 ½ times the height of the exterior walls based on the National Institute for Occupational Safety and Health (OSHA). This is estimated to be a minimum of 100ft around the perimeter of the four-story portion of the building.

Please do not hesitate to call me at 484-6011 should you have any questions.

Sincerely,
HATCH MOTT MACDONALD FLORIDA, LLC

Lowry J Denty, PE
Senior Associate

Cc: Larry Newsom, Escambia County Administrator
Charles Baxley, PE - HMM
David Skipper, PE - HMM
File



BOARD OF COUNTY COMMISSIONERS

ESCAMBIA COUNTY FLORIDA
 213 PALAFOX PLACE SECOND FLOOR SUITE 11.101
 PO BOX 1591
 PENSACOLA, FL 32591-1591
 (850) 595-4980

I
 N [PLEASE EMAIL INVOICES TO
 V escambia.invoices@escambiaclerk.com
 O CLERK OF THE COURT & COMPTROLLER
 I HON. PAM CHILDERS
 C 221 PALAFOX PLACE, SUITE 140
 E PENSACOLA, FL 32502-5843

V [081206
 E HATCH MOTT MACDONALD FLORIDA LLC
 N 5111 N 12TH AVENUE
 O PENSACOLA FL 32504
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ORDER DATE: 05/08/14 BUYER: PAUL NOBLES REQ. NO.: 14001361 REQ. DATE: 05/07/14

TERMS: NET 30 DAYS F.O.B.: N/A DESC.:

ITEM#	QUANTITY	UOM	DESCRIPTION	UNIT PRICE	EXTENSION
01	1.00	LOT	EMERGENCY PO UNDER THE SEVERE WEATHER EVENT SIGNED 4/29/2014. ENGINEERING SERVICES FOR BUILDING EVALUATIONS AS RESULT OF THE SEVERE WEATHER EVENT. NOT TO EXCEED AMT BILLING IN ACCORD WITH PD 02-03.079	16350.0000	16,350.00

ITEM#	ACCOUNT	AMOUNT	PROJECT CODE	PAGE TOTAL \$	16,350.00
01	140836 53101	4,750.00	414E0155 ✓	TOTAL \$ 16,350.00	
01	140836 53101	11,600.00	414F0130		

I do hereby certify that the attached invoices are correct; the goods or services have been properly received by the County; the expenditures are in compliance with any applicable laws or grant restriction; that adequate budget appropriations are available; the expenditures are just, reasonable and necessary for operations of the appropriate department; and that the invoices are due and payable.

APPROVED BY

Original Purchase Order



**Hatch Mott
MacDonald**

Hatch Mott MacDonald
5111 North 12th Ave
Pensacola, FL 32504
T 850.484.6011 www.hatchmott.com

AAC000035 FBC000155 LB00006783

May 1, 2014

Mr. David Wheeler, CFM
Director, Escambia County Facilities Management
100 East Blount Street
Pensacola, Florida 32501

(Sent Via Email)

Re: Escambia County Central Booking Facility Explosion
Professional Engineering Services

14001361

35 - ~~113~~

A 5/7/14

Dear Mr. Wheeler,

Escambia County (County) notified Hatch Mott MacDonald (HMM) on May 1, 2014 that an explosion had occurred at the County's Central Booking Facility located at the County's Jail on West Leonard Street. The County requested that HMM structural engineers provide an emergency evaluation of the structural integrity of the building to help with search and recovery. HMM engineers arrived on site around 8:00 am on May 1st, but were not allowed access to the building at that time. HMM engineers were on standby at the site until 10 am and by phone throughout the day. No evaluation was performed.

The following is a proposal to provide a structural safety assessment at a time the County deems appropriate. The proposed work is to be provided under the current agreement between Escambia County and Hatch Mott MacDonald Florida, LLC for Professional Services as governed by Florida Statute 287.005 (PD 02.03.79). The safety assessment will be visual in nature with no material or destructive testing.

The objective of this evaluation is to inspect and evaluate the building to identify unsafe and potentially unsafe structural conditions for personnel access to the building. A team of two structural engineers is proposed for this initial assessment consisting of a senior and project engineer. It is anticipated that this initial evaluation will require a day to complete. We propose a reimbursable fee for time and expenses using \$170/hr for the Senior Engineer and \$130/hr for the project engineer. A budget of \$4000 is anticipated, but will be adjusted based on the actual time spent to perform this service. Based on this initial safety assessment, HMM will then be able to provide the County a separate proposal to provide a detailed assessment of the building and make recommendations as to whether the building could be repaired or needs to be demolished.

Please do not hesitate to call should you have any questions or need additional information.

Sincerely,
HATCH MOTT MACDONALD

Lowry J Denty
Lowry J Denty, PE
Senior Associate

CBD 414E0155
COB 414F0130
New Sheriff Garage

J

Cc: David Skipper, PE
File



Hatch Mott
MacDonald

Hatch Mott MacDonald
5111 North 12th Ave
Pensacola, FL 32504
T 850.484.6011 www.hatchmott.com

AAC000035 EB0000155 LB00006783

May 6, 2014

Mr. David Wheeler, CFM
Director, Escambia County Facilities Management
100 East Blount Street
Pensacola, Florida 32501

(Sent Via Email)

Re: Escambia County Post Storm Facility Assessments
Professional Engineering Services

Dear Mr. Wheeler,

Escambia County (County) notified Hatch Mott MacDonald (HMM) on May 1 and May 6, 2014 with concerns due to the recent floods at the Department of Community Corrections and Sheriff Fleet Maintenance Buildings respectively. The County requested that HMM structural engineers visit the site to evaluate the structural integrity of the buildings. The proposed work is to be provided under the current agreement between Escambia County and Hatch Mott MacDonald Florida, LLC for Professional Services as governed by Florida Statute 287.005 (PD 02.03.79). The assessments will be visual in nature with no material or destructive testing.

Department of Community Corrections

HMM structural engineers visited the site on May 2, 2014. The building was flooded in the lower two levels and several wall and slab cracks were pointed out by the County as being new. Water was penetrating the basement walls and coming up through the floor slab. The initial indication is excessively high ground water creating head pressure and causing penetration into the building. It is anticipated that this will continue until the ground water subsides. In order to determine the level of ground water a piezometer was installed on May 6, 2014 and will be monitored for a minimum of 72 hours to determine the rate the water is receding. This will be used to estimate the remaining time to expect water penetration into the building.

In addition, HMM along with our geotechnical subconsultant will review the existing drawings and borings to determine the soil types and foundation construction. HMM will provide up to an additional four (4) site visits to monitor the building for settlement. A written report with our findings and recommendations addressing the water intrusion and potential settlement will be issued. We propose a reimbursable fee for time, material and expenses with a not to exceed budget of \$11,500.00.

Sheriff Fleet Maintenance

The building is located behind the County's Central Booking Facility that had an explosion on the evening of April 30, 2014. The County indicated the building was damaged due to the



Hatch Mott
MacDonald

explosion. An HMM engineer visited the site on May 6, 2014 and initial visual observations indicated no damage to the structural framing system. The scope of work for this assessment includes one site visit and a letter indicating our findings and recommendations. We propose a reimbursable fee for time, material and expenses with a not to exceed budget of \$750.00.

Fee Summary

Refer to the attached estimate for anticipated hours and fee for each building.

Department of Community Corrections	\$11,600
<u>Sheriff Fleet Maintenance</u>	<u>\$750</u>
Total	\$12,350

Please do not hesitate to call should you have any questions or need additional information.

Sincerely,
HATCH MOTT MACDONALD

A handwritten signature in black ink, appearing to read 'Lowry J. Denty'.

Lowry J. Denty, PE
Senior Associate

Cc: David Skipper, PE
File

Escambia County Post Storm Facility Assessments
 Estimated Hours and Fee



Department of Community Corrections						
Anticipated Tasks	Project Manager/Sr. Eng \$170	Project Engineer \$130	Administration \$40	Subconsultant Fee	Hrs	Fee
Site Visits	4	10			14	\$1,980
Drawing Review	2	4			6	\$860
Engineering with Report	6	24	4	\$1,000	34	\$5,300
Project Management	4				4	\$680
Piezometer*				\$2,750	0.00	\$2,750
Totals	16	38	4	\$3,750	58	\$11,570

* Includes NFWFMD permit, installation of piezometer to 20ft depth, well monitoring, and well abandonment

Sheriff Fleet Maintenance						
Anticipated Tasks	Project Manager/Sr. Eng \$170	Project Engineer \$130	Administration \$40	Subconsultant Fee	Hrs	Fee
Site Visit		2			2	\$260
Letter		2	1		3	\$300
Project Management	1				1	\$170
Totals	1	4	1	0	6	\$730

Will use Fee Schedules in
 PB 02-03.079



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6418

County Administrator's Report 11. 16.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Big Bend Community Based Care Contract AH102 Amendment #006

From: Gordon Pike, Department Head

Organization: Corrections

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Amendment of Contract Number AH102 between Big Bend Community Based Care, Inc., and the Escambia County Board of County Commissioners - Gordon C. Pike, Corrections Department Director

That the Board take the following action concerning the Amendment of Contract Number AH102, by Big Bend Community Based Care, Inc., which provides funding for the establishment of a Forensic Mental Health Specialist position within the Community Corrections Division, in the Pre-Trial Release Program, to provide services to the Criminal Justice System:

A. Approve Amendment #006 to Contract Number AH102 between Big Bend Community Based Care, Inc., and Escambia County Board of County Commissioners, which renews the Contract for the Fiscal Year 2014/2015; revises the Contract amount from \$136,951.80 to \$180,922.80; revises the required reports to conform to Contract requirements with BBCBC; revises Exhibit "C", Required Reports; and revises Exhibit "D", Performance Outcomes and Outputs; and

B. Authorize the Chairman to sign the Amendment.

[This Contract is a fixed-rate Contract for a total amount of \$43,971, for Fiscal Year 2014/2015. This funding is provided by the State 100%.]

BACKGROUND:

This contract originated in December 2006 with the Department of Children and Families (DCF) to establish a Forensic Pre-Trial Diversion Program in Escambia County. The Escambia County Board of County Commissioner's affiliation with all other county operated services, including the State Attorney's Office, the Public Defender's Office, the County Jail and the Department of Community Corrections places them in a uniquely qualified position to provide Forensic Mental Health Pre-Trial Release Services in Escambia County.

BUDGETARY IMPACT:

This is a fixed price contract. BBCBC shall pay for the delivery of authorized services specified in accordance with the terms and conditions of this contract for a total dollar amount not to exceed \$43,971.00.

LEGAL CONSIDERATIONS/SIGN-OFF:

This contract amendment has been reviewed by Kristen Hual, Assistant County Attorney, and found to be legally sufficient.

PERSONNEL:

This contract provides funding from the State for one (1) Forensic Mental Health Specialist position.

POLICY/REQUIREMENT FOR BOARD ACTION:

Board of County Commissioners' Policy requires contract amendments to be Board approved.

IMPLEMENTATION/COORDINATION:

Contract requirements will be carried out by Escambia County Community Corrections, Pre-Trial Release Program.

Attachments

Big Bend Contract

**BIG BEND COMMUNITY BASED CARE
AND
ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS**

Contract Number AH102 Amendment #006 – Renewal

This renewal is entered into between the **Big Bend Community Based Care, Inc.** herein after referred to as “BBCBC” and **Escambia County Board of County Commissioners**, hereinafter referred to as the “provider”.

This amendment accomplishes the following:

- Renews the contract for the FY 14/15
- Revises the contract amount
- Revises Exhibit C, Required Reports
- Replaces Exhibit D, Performance Outcomes and Outputs

1. Standard Contract, Page 5, Section II, The Department Agrees, Paragraph A. Contract Amount

The contract amount as previously amended for \$136,951.80” is hereby deleted and inserts “\$180,922.80” in lieu thereof.

2. Standard Contract, Page 18, Section D Special Provisions, Paragraph 1. Renewals

BBCBC is exercising an option to renew this contract (#AH102) if mutually agreed upon by both parties. This renewal will begin on July 1, 2014 and end on June 30, 2015.

3. Standard Contract, Exhibit B, Method of Payment

1. Payment Clauses

- a. This is a fixed price (unit cost) contract. The Department shall pay the provider for the delivery of authorized services specified in **Exhibit G, Services to Be Provided** in accordance with the terms and conditions of this contract for a total dollar amount not to exceed \$136,951.80 subject to the availability of funds.

FY 2011-2012	\$47,640.00
FY 2012-2013	\$45,341.16
FY 2013-2014	\$43,970.64

Is hereby amended to read:

1. Payment Clauses

- a. This is a fixed price (unit cost) contract. The Department shall pay the provider for the delivery of authorized services specified in **Exhibit G, Services to Be Provided** in accordance with the terms and conditions of this contract for a total dollar amount not to exceed \$180,922.80 subject to the availability of funds.

FY 2011-2012	\$47,640.00
--------------	-------------

FY 2012-2013 \$45,341.16
FY 2013-2014 \$43,970.64
FY 2014-2015 \$43,971.00

- 4. **Exhibit C, Required Reports** is hereby incorporated and is attached.
- 5. **Exhibit D, Performance Outcomes and Outputs** is hereby incorporated and is attached.

This amendment and all attachments are hereby made a part of the contract.

All terms and conditions of said original contract, as well as any supplements and / or amendments thereto, not in conflict with this amendment, shall remain in force and effect for this renewal.

In Witness thereof:

**PROVIDER: ESCAMBIA COUNTY BOARD
OF COUNTY COMMISSIONERS**

BIG BEND COMMUNITY BASED CARE,
INC.

BY: _____
Lumon J. May, Chairman

SIGNED BY: _____

Date Executed: _____

NAME: MIKE WATKINS

TITLE: CHIEF EXECUTIVE OFFICER

ATTEST: Pam Childers
Clerk of the Circuit Court

DATE: _____

By: _____
Deputy Clerk

Approved as to form and legal
sufficiency.

By/Title: K. S. [Signature]
Date: 7/1/14

**EXHIBIT C
REQUIRED REPORTS**

Report	Delivery Format	Frequency/Due Date	Send to:	Required Y/N
Deaf and Hard of Hearing Compliance Report/Auxiliary Aid	E-mail confirmation of electronic submission see Section 6 for details	Monthly by the 3rd business day	mecontracts@bigbendcbc.org	N
Agency Single-Point of Contact for DHH	E-mail of confirmation of name and contact information	Within 14 days of contract begin date	mecontracts@bigbendcbc.org	N
Response to Monitoring Reports and Corrective Action Plans	E-Mail	30 days post receipt of final report	mecontracts@bigbendcbc.org	Y
Program Description	E-Mail	Within 30 days of contract execution and upon request by BBCBC	mecontracts@bigbendcbc.org	Y
Financial Audit and Compliance Report and 4 additional schedules as required by Rule 65E-14.003(2)(a). F.A.C.	Hard Copy and E-mail	Annually within 180 days of Provider's fiscal year end	Hard copy to BBCBC administrative offices and electronic to mecontracts@bigbendcbc.org	Y
Civil Rights Compliance Checklist	E-mail-Electronic template found on the Department website www.dcf.state.fl.us	Within 15 days of contract execution and annually thereafter by May 20th	mecontracts@bigbendcbc.org	Y
Emergency Preparedness Plan	E-Mail	Within 15 days of contract execution and annually by May 1	mecontracts@bigbendcbc.org	Y
General Liability Insurance Certificate	E-Mail	Upon or before contract execution and upon insurance renewal	mecontracts@bigbendcbc.org	Y
Proof of Accreditation	E-Mail	Within 30 days of contract execution and upon renewal of certification	mecontracts@bigbendcbc.org	Y
Notification of Criminal Investigation involving Agency	E-Mail	Within 15 days of notice	mecontracts@bigbendcbc.org	Y
Incident Report	Electronic to IRAS –Incident Reporting and Analysis System	In Accordance with DCF's CFOP 215-6	IRAS	Y
Current Agency Licenses	E-Mail	Within 15 days of contract execution and upon license renewal	mecontracts@bigbendcbc.org	N
Match Reports	E-Mail	Quarterly in accordance with 65E-14	mecontracts@bigbendcbc.org	N
Sliding Fee Scale	E-Mail	Within 30 days of contract execution and annually on May 1.	mecontracts@bigbendcbc.org	N
Waiting List	Electronic to SAMHIS	As required in PAM-155-2	SAMHIS	N
Monthly Forensic Report	E-Mail	Monthly with Invoice	mecontracts@bigbendcbc.org	Y
Quarterly Forensic Report	E-Mail	Quarterly within 15 days of end of quarter	mecontracts@bigbendcbc.org	Y

**EXHIBIT C
REQUIRED REPORTS**

Report	Delivery Format	Frequency/Due Date	Send to:	Required Y/N
Staff Recruitment Plan for racial and ethnic parity with client base	E-Mail	Within 90 days of contract execution	mecontracts@bigbendcbc.org	N
Alternative Projected Operating and Capital Budget Report	E-Mail	Annually by March 31	mecontracts@bigbendcbc.org	Y
Agency Service Capacity Report	E-Mail	Annually by March 31	mecontracts@bigbendcbc.org	N
Cost Center Personnel Detail Report	E-Mail	Annually by March 31	mecontracts@bigbendcbc.org	N
List of Assisted Living Facility Cooperative Agreements	E-Mail	Within 30 days of contract execution and annually by July 1	mecontracts@bigbendcbc.org	N
Subcontracts	E-Mail	Prior to execution of subcontract	mecontracts@bigbendcbc.org	N
Prevention - Program Evaluation Instrument Level I and Level 2	Electronic	Within 5 business days	KIT Solutions	N
Prevention – Invoice Support Report	E-Mail	Submitted with monthly invoice	mecontracts@bigbendcbc.org	N
Annual Report for HIV Early Intervention Services, SAPT Block Grant Set Aside Funded Services Only	E-Mail	Upon Request	mecontracts@bigbendcbc.org	N
Annual Report for Evidenced-based Injection Drug User Outreach Services, SAPT Block Grant Mandate, Designated Providers Only	E-Mail	Upon Request	mecontracts@bigbendcbc.org	N
Annual Report for Pregnant Women and Women With Dependent Children SAPT Block Grant Set Aside Funded Services Only	E-Mail	Upon Request	mecontracts@bigbendcbc.org	N
TANF Program Logs and Service Data	E-Mail/Hard Copy	Monthly with Invoice	Monthly with Invoice	N
PATH Annual Report	E-Mail	As directed by DCF/SAMH Headquarters	As directed by DCF/SAMH Headquarters and mecontracts@bigbendcbc.org	N
Aggregate Payor Class Report for designated receiving facilities	E-Mail in Required Report Format	No later than 90 days following the end of the facility's fiscal year	As directed by DCF/SAMH Headquarters and mecontracts@bigbendcbc.org	N
Client Trust Fund Representative Payee Determination/Certification Letter	E-Mail	Within 30 days of contract execution/amendment and annually by July 15	mecontracts@bigbendcbc.org	N
MOU(s) with local Federally Qualified Health Centers (FQHCs)	E-Mail copy of MOU(s)	Within 15 days of MOU signing	mecontracts@bigbendcbc.org	N
FACT Enhancement Reconciliation Report	E-Mail	Quarterly within 15 days of end of quarter	mecontracts@bigbendcbc.org	N
FACT Ad Hoc Report	E-Mail	Quarterly within 15 days of end of quarter	mecontracts@bigbendcbc.org	N

**EXHIBIT C
REQUIRED REPORTS**

Report	Delivery Format	Frequency/Due Date	Send to:	Required Y/N
FACT Monthly Enrollment Report	E-Mail	Monthly with Invoice	mecontracts@bigbendcbc.org	N
FACT Monthly Vacant Position Report	E-Mail	Monthly with Invoice	mecontracts@bigbendcbc.org	N
BNET Alternative Services Provision, Pharmaceuticals Only	E-Mail	Monthly with Invoice	mecontracts@bigbendcbc.org	N
BNET Alternative Services Provision, Other than Pharmaceuticals	E-Mail	Monthly with Invoice	mecontracts@bigbendcbc.org	N
BNET Statement of Program Cost	E-Mail	Annually by September 1	mecontracts@bigbendcbc.org	N
BNET Discreet Service Events	E-Mail	Monthly with Invoice	mecontracts@bigbendcbc.org	N
Pregnant and Post-Partum High Risk Women Report	E-Mail	Monthly with Invoice	mecontracts@bigbendcbc.org	N
Monthly Case Load and Service Report	E-Mail	Monthly with Invoice	mecontracts@bigbendcbc.org	Y

**Exhibit D
Substance Abuse and Mental Health Required Performance Outcomes and Outputs**

2014-2015

Provider

Name: Escambia Board of County Commissioners Contract #: AH102 Date: 7/1/14 Revision #: 1

I. Mental Health Contracted Services

A. Required Performance Output Standards for Each Target Population (Include all clients paid for by this SAMH contract only, Contract funding includes SAMH, TANF, PTS, Local Match, and Title XXI payments.)	Minimum Numbers to be Served
*Please explain in the comment section below if a target population is indicated in the section below, but there is no corresponding outcome standard for that population.	
1. Adult Mental Health	
a. Adults with Severe and Persistent Mental Illness (SPMI) (M0016)/(MH016)	N/A
b. Adults with Serious and Acute Episodes of Mental Illness (M05301)/(MH5301)	N/A
c. Adults with Mental Health Problems (M05302)/(MH5302)	N/A
d. Adults with Forensic Involvement (M0018)/(MH018)	60
2. Children's Mental Health	
a. Children with Serious Emotional Disturbances (SED) (M0031)/(MH031)	N/A
b. Children with Emotional Disturbances (ED) (M0032)/(MH032)	N/A
c. Children at-risk of Emotional Disturbances (M0033)/(MH033)	N/A
B. Required Performance Outcome Standards for Each Target Population	Minimum Contract Standard
*Please explain in the comment section below if there is an Outcome Standard but there is no corresponding target population indicated.	
1. Adult Mental Health - Adults with Severe and Persistent Mental Illness	
a. Percent of adults with severe and persistent mental illnesses who live in stable housing environment will be at least (M0742)/MH742) - (Statewide Target - 93%)	N/A
b. Average annual number of days (post admission assessments) worked for pay for adults with severe and persistent mental illness will be at least (M0003)/(MH003) - (Statewide Target - 30)	N/A
2. Adult Mental Health - Adults in Mental Health Crisis, Including Adults with Serious and Acute Episodes of Mental Illness and Adults with Mental Health Problems	
a. Percent of adults in mental health crisis who live in stable housing environment will be at least (M0744)/MH744) - (Statewide Target - 90%)	N/A
3. Adult Mental Health - Adults with Serious Mental Illness (SPMI, MH Crisis, Forensic)	
a. Percent of adults with serious mental illness who are competitively employed will be at least (M0703)/MH703) - (Statewide Target - 15%)	N/A
4. Adult Mental Health - Forensic Involvement	
a. Percent of adults in forensic involvement who live in stable housing environment will be at least (M0743)/MH743) - (Statewide Target - 70%)	70
5. Children's Mental Health - Seriously Emotionally Disturbed	
a. Percent of children with serious emotional disturbance who live in stable housing environment will be at least (M0779)/MH779) - (Statewide Target - 95%)	N/A
b. Percent of children with serious emotional disturbance who improve their level of functioning will be at least (M0378)/MH378) - (Statewide Target - 65%)	N/A
c. Percent of school days seriously emotionally disturbed children attended will be at least (M0012)/MH012) - (Statewide Target - 86%)	N/A
6. Children's Mental Health - Emotionally Disturbed	
a. Percent of children who live in stable housing environment will be at least (M0778)/MH778) - (Statewide Target - 95%)	N/A
b. Percent of children who improve their level of functioning will be at least (M0377)/MH377) - (Statewide Target - 64%)	N/A
7. Children's Mental Health - At-Risk of Emotional Disturbance	N/A



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6386

County Administrator's Report 11. 17.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Escambia County Residential Rehab Disaster Assistance Grant Program

From: Keith Wilkins, Department Director

Organization: Community & Environment

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Escambia County Residential Rehab Disaster Assistance Grant Program - Keith Wilkins, Community & Environment Department Director

That the Board take the following action regarding the Escambia County Residential Rehab Disaster Assistance Grant Program:

A. Approve the Escambia County Residential Rehab Disaster Assistance Grant Program, including specified eligibility requirements, levels of Program assistance, and administrative provisions, as required to implement the Program for the benefit of eligible Escambia County homeowners impacted by the April 30, 2014, flood (FEMA 4177-CR); and

B. Authorize the County Administrator or his designee to execute all Program-related documents as necessary to promptly implement the Program for the benefit of flood survivors.

[Funding: Fund 129/CDBG: 220403 & 220452; Fund 151/CRA: 220515, 220516, 220517, 220519, & 220520]

BACKGROUND:

On April 30, 2014 Escambia County was impacted by severe flooding which resulted in a State and Presidential Disaster Declaration, now formally known as FEMA 4177-DR. Over 2,100 residential properties were impacted by the flooding, many with in excess of 12 inches of water in the unit. Due to the unique nature of the flooding event and the locations impacted many homeowners were inadequately insured for damages and/or did not have flood insurance. Though Federal Emergency Management Agency (FEMA) Individual Assistance (IA) was an option for many of the impacted homeowners, cases remain where the assistance provided was is inadequate to allow the owner to make all necessary repairs to the home. Given this scenario, the Escambia County Commission directed staff to devise a plan to assist homeowners with necessary repairs that will enable them to safely return to their homes. The intent is to target health and safety issues as a priority over cosmetic improvements. The Escambia County Residential Rehab Disaster Assistance Grant Program will address this issue by providing assistance to eligible homeowners (survivors) as follows:

Basic Requirements for Eligibility:

Residential Rehab grant funding for property improvements shall apply to the following:

Location: Properties in Escambia County are eligible. To receive assistance through the CRA, properties must be located within one of the following County designated redevelopment areas: Barrancas, Brownsville, Englewood, Palafox, Warrington or Cantonment. For properties lying outside CRA areas, all matching funds will be provided through the Neighborhood Enterprise Division (NED).

Ownership: Property owner(s), as evidenced by a warranty deed or similar legal proof of ownership, must sign the Grant Program application and any other related documents.

Income: There are no income limits for applicants within the CRA. For applicants in areas outside the CRA, household income cannot exceed 80% of median under any circumstance. However those applicants with household incomes below 80% of median who desire the lower owner match requirements cited below must fully verify all sources of income and must meet applicable U. S. Department of Housing and Urban Development (HUD) income limits provided in Exhibit 1 (limits are revised annually) regardless of location.

Application: Applications are accepted on a first come, first serve basis. However, preference will be given to first-time applicants (until funds are exhausted).

Homeowner Match (based on household income):

Household Income *greater than 80%* of Pensacola Area Median:

50 Percent: Residential Rehab Disaster Assistance Program funding may not exceed 50% of the total cost of the project or \$10,000; whichever is less. The property owner must expend one dollar into the project for every CRA dollar committed to the project.

(Example: \$20,000 total project cost = \$10,000 property owner contribution + \$10,000 CRA grant)

Household Income *between 51% and 80%* of Pensacola Area Median:

25 Percent: Residential Rehab Disaster Assistance Program funding may not exceed 75% of the total cost of the project or \$15,000; whichever is less. The property owner must expend one dollar into the project for every three CRA/NED dollars committed to the project. (Example: \$20,000 total project cost = \$5,000 property owner contribution + \$15,000 CRA/NED grant)

Household Income *below 50%* of Pensacola Area Median:

0 Percent: Residential Rehab Disaster Assistance Program funding provides 100% of the total cost of the project or \$20,000; whichever is less. No owner contribution is required for this income category, however the owner shall be responsible for maintaining the improvements upon completion. (Example: \$20,000 total project cost = \$0 property owner contribution + \$20,000 CRA/NED grant)

CDBG funding in the amount of \$200,000 is available to support costs associated with this Program, however CRA Tax increment Financing (TIF) funds are required to effectively match the CDBG resources. The current reduced CRA/TIF percentage at 34% of total CRA/TIF revenues will not provide adequate funding to support this initiative if the demand for assistance is significant. Therefore, the Board should consider increasing the percentage of TIF revenues allocable to the CRA from the current 34% to at least 50%. This will enable the CRA to meet the matching requirements for this initiative.

BUDGETARY IMPACT:

CDBG funds for this Program are currently budgeted in Fund 129/2012 & 2013 CDBG Cost Centers 220403 & 220452 in the amount of \$200,000. Limited CRA funds for this Program are budgeted in Cost Centers 220515, 220516, 220517, 220519, & 220520 as limited by existing Tax Increment Fund (TIF) balances. No County general fund revenue is allocated for this Program.

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

The Program must be approved by the Board prior to awarding assistance to eligible survivors.

IMPLEMENTATION/COORDINATION:

With Board approval of the Program, implementation will be jointly managed by the Community Redevelopment Agency and Neighborhood Enterprise Division, including verification of eligibility for assistance. Homeowners applying for and benefiting from this initiative must be the owner, occupant of a residential home in Escambia County damaged as a result of the April 30, 2014 and must meet the applicable income restrictions stipulated in the Program Plan. The Program intent is to provide gap funding to cover the cost of uninsured or under-insured repairs that are not eligible for FEMA assistance within the established funding limitations.

Attachments

Exhibit I



ESCAMBIA COUNTY

This program will provide up to a \$20,000 grant to be matched by the property owner as detailed below.

Program Intent

The intent of the Residential Rehab Disaster Assistance Grant program is to, within the limitations cited in this policy, help owner occupants of residential property located within the County's designated CRA districts cover the cost of uninsured or underinsured repairs that are not eligible for Federal Emergency Management Agency (FEMA) assistance. Such repairs must be for damages caused by flooding, hurricane or other natural disasters during a local, state or presidentially declared disaster.

Program Eligibility

Residential Rehab grant funding for property improvements shall apply to the following:

- ❑ **Location:** Properties in Escambia County are eligible. **To receive assistance through the CRA,** Properties must be located within one of the following County designated redevelopment areas: Barrancas, Brownsville, Englewood, Palafox, Warrington or Cantonment.
For properties lying outside CRA areas, all matching funds will be provided through NED.
- ❑ **Ownership:** Property owner(s), as evidenced by a warranty deed or similar legal proof of ownership, must sign the Grant Program application and any other related documents.
- ❑ **Income:** There are no income limits for applicants within the CRA. For applicants in areas outside the CRA, household income cannot exceed 80% of median under any circumstance. **However those applicants with household incomes below 80% of median** who desire the lower owner match requirements cited below must fully verify all sources of income and must meet applicable HUD income limits provided in Exhibit 1 (limits are revised annually) regardless of location.
- ❑ **Application:** Applications are accepted on a first come, first serve basis. However, preference will be given to first-time applicants.
- ❑ **Design Review:** Grant Application must be approved for appropriateness before any improvements are completed.

Program Partnerships

Addressing the needs of disaster survivors who are unable to fully repair their flood damaged homes due to lack of adequate insurance coverage or FEMA ineligibility, has and will continue to require the cooperation and support of community based organizations. Depending on the level of demand for disaster related housing repair assistance from eligible homeowners and availability of funds to support the costs associated with such repairs, in addition to the Escambia County CRA and NED, Pensacola Habitat for Humanity, Inc. and Rebuild Northwest Florida, Inc. stand ready to assist in the recovery process by lending their substantial construction expertise to this Program.

Eligible Improvements

The following list includes **eligible** improvement items (subject to maximum cost limitations cited herein):

- Electrical Rewiring
- Repair interior damage to flooded homes as required to make the home safe and sanitary (repairing flood damage including any building code requirements). To include items such as replacing/repairing: damaged/unsalvageable sheetrock, subflooring, doors, floor level cabinets/vanities, damaged wall or floor insulation, electrical wiring (if required by code due to flooding), HVAC (if rendered inoperable by flooding) to the extent necessary for the owner to live in the home.
- Install new Central Heating & Air Conditioning System (does not allow repair and/or partial replacement)
- Install new Roof
- Install new hurricane rated Storm Shutters
- Replacement Windows and/or hurricane rated Storm Windows
- Sanitary Sewer Connection

Ineligible Improvements

The following list includes a sample of **ineligible** improvement items:

- Refinancing existing debt
- Non-fixed improvements (repair and/or partial replacement of Central Heating & Air Condition System)
- Owner performed labor (unless the owner is a duly licensed contractor)
- **Improvements constructed prior to execution of the Residential Rehab Disaster Assistance Grant Program funding agreement**

Residential Rehab Disaster Assistance Program Requirements

Owner Match (based on household income):

- **Household Income greater than 80% of Pensacola Area Median:**
50 Percent: Residential Rehab Disaster Assistance Program funding may not exceed 50% of the total cost of the project or \$10,000; whichever is less. The property owner must expend one dollar into the project for every CRA dollar committed to the project. *(Example: \$20,000 total project cost = \$10,000 property owner contribution + \$10,000 CRA grant)*
- **Household Income between 51% and 80% of Pensacola Area Median:**
25 Percent: Residential Rehab Disaster Assistance Program funding may not exceed 75% of the total cost of the project or \$15,000; whichever is less. The property owner must expend one dollar into the project for every three CRA/NED dollars committed to the project. *(Example: \$20,000 total project cost = \$5,000 property owner contribution + \$15,000 CRA/NED grant)*
- **Household Income below 50% of Pensacola Area Median:**
0 Percent: Residential Rehab Disaster Assistance Program funding provides 100% of the total cost of the project or \$20,000; whichever is less. No owner contribution is required for this income category, however the owner shall be responsible for maintaining the improvements upon completion. *(Example: \$20,000 total project cost = \$0 property owner contribution + \$20,000 CRA/NED grant)*

Lien Requirements:

- Residential Rehab Disaster Assistance Program funds shall be secured by a lien against the applicant’s property. The lien shall be forgiven one year after the date of dispersing funds. CRA/NED will execute the necessary documents to acknowledge satisfaction of the lien provided the following criteria are met.
 1. Funded Improvements are **not**:
 - Altered
 - Modified
 - Removed
 - Demolished
 2. The property is not sold
 3. The property is not converted to rental occupancy
 3. The property is not transferred to another party or parties
 4. Converted to 100% non-residential use
- If any of the above-referred activities should occur within the lien period and without receiving prior CRA/NED approval, the total grant funds will then become due and payable.

Residential Rehab Disaster Assistance Program Applications

may be obtained at the CRA office located at
221 Palafox Place, Suite 305
Pensacola, Florida 32502
(850) 595-3216 or (850) 595-3499
website: www.myescambia.com

or at the NED office located at:
221 Palafox Place, Suite 200
Pensacola, Florida 32502
(850) 595-0022
website: www.myescambia.com



APPLICATION TO: ESCAMBIA COUNTY
COMMUNITY & ENVIRONMENT DEPARTMENT
RESIDENTIAL REHAB DISASTER ASSISTANCE PROGRAM
221 PALAFOX PLACE
PENSACOLA, FL 32502

DATE OF APPLICATION: _____

ADDRESS OF PROJECT:

APPLICATION IS HEREBY MADE FOR PROJECT AS DESCRIBED HEREIN:

LEGAL DESCRIPTION:

ATTACH REQUIRED ADDITIONAL INFORMATION:

1. PROOF OF OWNERSHIP (E.G. DEED, ETC.)
2. ANY ADDITIONAL INFORMATION REQUESTED BY THE CRA

NAME & MAILING ADDRESS OF OWNER/APPLICANT:
(PLEASE PRINT)

SIGNATURE(S) OF PROPERTY OWNER(S)

TELEPHONE # _____ FAX # _____

DATE _____

For office use only:

DATE & TIME APPLICATION RECEIVED: _____ RECEIPT NO. _____

ACCEPTED AS COMPLETE: _____ PLANS REVIEW: _____ APPROVED: _____
DATE INITIAL DATE

Residential Rehab Grant Review Process

1. Application submit complete grant application packet including the following:
 - Complete application form
 - Legal description of property
 - Proof of property ownership
 - Proof of property insurance
 - Income Verification (required for households with income less than 80% of area median)
 - Original color photographs of existing property conditions
 - Three cost estimates from qualified contractors to include labor and materials for the entire project. (Chosen estimate cannot exceed 10% of lowest bid.)
 - If the owner of the property is a licensed contractor and is qualified to do the work, then two additional cost estimates from qualified contractors will be required.
 - Copy of the chosen contractor's license
2. CRA/NED staff reviews application & the project for completeness and merit.
3. CRA/NED staff prepares the Funding and Lien Agreements for Legal review and approval.
4. CRA/NED staff coordinates with Applicant to obtain signature (s) on the Funding and Lien Agreements.
5. After approval, the property owner is provided with Notification to Proceed (NTP).
6. Upon project completion, Applicant must submit the following:
 - a. Submit a signed off permit from Escambia County Building Inspections
 - b. Submit a copy of the final invoice(s) from contractor(s), and a W-9 from the Contractor
 - c. For Homeowner Matching Funds: Provide proof of payment (copy of cancelled check – front and back), and/or credit card payment receipt with statement
 - d. Provide a completed and signed W9 Tax form
7. Upon project completion, CRA/NED staff will:
 - a. Submit a final rendering of project
 - b. Prepare a certificate of approval memo
 - c. Prepare a voucher for reimbursement or direct payment (as applicable) to Accounts Payable
8. Accounts Payable will issue a check to the property owner for reimbursement of County portion of project cost and/or directly pay the contractor (for homeowners with incomes below 80% of median)
9. After issuance of the reimbursement check or payment to the Contractor, the Clerk of the Court will record the lien against the property in the amount of the County portion of project cost.
10. After one year of continued compliance with the program guidelines and one year from the date of funds dispersal the lien shall be forgiven.



**BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA**

COMMUNITY & ENVIRONMENT DEPARTMENT
221 Palafox Place
Pensacola, Florida 32502
Phone: (850) 595-3217
Fax: (850) 595-3218
www.myescambia.com

**RESIDENTIAL REHAB DISASTER ASSISTANCE GRANT PROGRAM
Memorandum of Understanding**

I, the grantee, understand that work cannot commence on any portion of the Residential Rehab Disaster Assistance Program project prior to receiving approval of the grant funds from the Escambia County Board of County Commissioners. Written notification to proceed will be provided to the grantee by the Community Redevelopment Agency (CRA) or the Neighborhood Enterprise Division (NED).

Grantee Signature

Date

Program Administrator

Date

EXHIBIT 1

Income Limits by Household Size

ESCAMBIA COUNTY 2014 INCOME GUIDELINES

# PERSONS IN FAMILY	50%	80%
1	20,450	32,700
2	23,400	37,400
3	26,300	42,050
4	29,200	46,700
5	31,550	50,450
6	33,900	54,200
7	36,250	57,950
8	38,550	61,650
9	40,880	65,380
10	43,216	69,116



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6402

County Administrator's Report 11. 18.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Acceptance of a Drainage Easement in Woodbridge Subdivision, 1st Addition

From: Joy D. Blackmon, P.E., Department Director

Organization: Public Works

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Acceptance of a Drainage Easement in Woodbridge Subdivision, 1st Addition, from Michael J. and Michael C. Walther - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action concerning the acceptance of the donation of a 15-foot-wide drainage easement (approximately 0.06 acres) in Woodbridge Subdivision, 1st Addition, from Michael J. and Michael C. Walther:

- A. Accept the donation of a 15-foot-wide drainage easement (approximately 0.06 acres) in Woodbridge Subdivision, 1st Addition, from Michael J. and Michael C. Walther;
- B. Authorize the payment of documentary stamps as the easement is being donated for governmental use for road and drainage improvements and the County benefits from the acceptance of this drainage easement, which enhances the safety and well-being of the citizens of Escambia County;
- C. Authorize the payment of incidental expenditures associated with the recording of documents; and
- D. Authorize staff to prepare, and the Chairman or Vice Chairman to accept the Drainage Easement as of the day of delivery of the Drainage Easement to the Chairman or Vice Chairman, and authorize the Chairman or Vice Chairman to acknowledge the Board's acceptance at that time.

[Funding: Funds for incidental expenses associated with recording of documents are available in an Engineering Escrow Account accessed by the Escambia County Clerk's Office]

BACKGROUND:

The acceptance of this 15-foot wide drainage easement is intended to help alleviate future flooding by installing a piped emergency overflow discharge for the on-site stormwater system for Campus Quarters. Mr. Michael J. and Mr. Michael C. Walther have agreed to donate a 15 foot wide drainage easement (approximately 0.06 acres) along the western boundary of their property. Board approval is required for the Board's acceptance of the donated drainage easement.

BUDGETARY IMPACT:

Funds for incidental expenses associated with recording of documents are available in an Engineering Escrow Account accessed by the Escambia County Clerk's Office.

LEGAL CONSIDERATIONS/SIGN-OFF:

The Drainage Easement was approved as to form and legal sufficiency by Stephen West, Senior Assistant County Attorney.

PERSONNEL:

All work associated with this request is being done in-house and no additional staff is required.

POLICY/REQUIREMENT FOR BOARD ACTION:

These actions are consistent with the provisions of Section 46-139, Escambia County Code of Ordinances.

IMPLEMENTATION/COORDINATION:

Upon Board approval, Staff will proceed in compliance with Section 46-139 of the County Code of Ordinances.



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6430

County Administrator's Report 11. 19.

BCC Regular Meeting

Budget & Finance Consent

Meeting Date: 07/10/2014

Issue: Interlocal Cost-Sharing Agreement for the Navy Point Sewer Expansion and Drainage Project - Phase III

From: Joy D. Blackmon, P.E., Department Director

Organization: Public Works

CAO Approval:

RECOMMENDATION:

Recommendation Concerning Approving the Interlocal Cost-Sharing Agreement between Escambia County and the Emerald Cost Utilities Authority (ECUA) for the Navy Point Sewer Expansion and Drainage Improvement Project - Phase III - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action:

A. Approve the Interlocal Cost-Sharing Agreement between Escambia County and ECUA, in the amount not to exceed \$500,000, for the Navy Point Sewer Expansion and Drainage Improvement Project; and

B. Authorize the Chairman or Vice-Chairman to execute the Agreement and all related documents as required to implement the project.

This is a joint project with Emerald Coast Utilities Authority (ECUA) in the Navy Point area. ECUA is installing sewer in the Navy Point area and Escambia County would like to partner with ECUA to upgrade the storm sewer that is undersized, in poor condition, and in some locations unsafe to pedestrians. The proposed County improvements include: milling and resurfacing existing roadways outside of ECUA's project area, replacing broken curb, removal and replacement of undersized and/or broken storm pipes, and up-sizing existing curb inlets. ECUA will provide the initial payments, and the County will reimburse ECUA through this Interlocal Cost-Sharing Agreement.

On June 3, 2014, ECUA opened bids for this project. The Interlocal Cost-Sharing Agreement must be approved by the BCC and the ECUA Board in a timely manner so that the bids do not expire.

[Funding Source: Fund 352, "LOST III", Account 210107/56301, Project# 11EN1272 - Navy Point (\$525,000)]

BACKGROUND:

This is a joint project with Emerald Coast Utilities Authority (ECUA) in the Navy Point area. ECUA is installing sewer in the Navy Point area and Escambia County would like to partner with ECUA to upgrade the storm sewer that is undersized, in poor condition, and in some locations unsafe to pedestrians. The proposed County improvements include: milling and resurfacing existing roadways outside of ECUA's project area, replacing broken curb, removal and replacement of undersized and/or broken storm pipes, and upsizing existing curb inlets. ECUA will provide the initial payments, and the County will reimburse ECUA through this Interlocal Cost-Sharing Agreement.

On June 3, 2014, ECUA opened bids for this project. The Interlocal Cost-Sharing Agreement must be approved by the BCC and the ECUA Board in a timely manner so that the bids do not expire.

BUDGETARY IMPACT:

Funds are available in Fund 352 "LOST III", Account 210107/56301, Project #11EN1272 - Navy Point (\$525,000).

LEGAL CONSIDERATIONS/SIGN-OFF:

The Interlocal Cost-Sharing Agreement with ECUA has been reviewed as to form and sufficiency by Stephen West, Assistant County Attorney on July 2, 2014.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

Board Policy requires the approval by the Board of all agreements.

IMPLEMENTATION/COORDINATION:

Upon Board approval, Escambia County Public Works Department will coordinate with ECUA to complete the implementation requirements for this Interlocal Cost-Sharing Agreement. JDB/rar
Attachments

Attachments

Interlocal Agreement

**INTERLOCAL COST-SHARING AGREEMENT
(Navy Point Sewer Expansion and Drainage Improvement Projects)**

THIS AGREEMENT, made and entered into as of the ____ day of _____, 2014, by and between the COUNTY OF ESCAMBIA, a political subdivision of the State of Florida (hereinafter "County"), and the EMERALD COAST UTILITIES AUTHORITY, a local governmental body, corporate and politic, of the State of Florida (hereinafter "ECUA") (collectively the "Parties"), is as follows:

WITNESSETH:

WHEREAS ECUA provides water and wastewater services in certain defined areas in Escambia County, Florida;

WHEREAS the County is responsible for stormwater drainage facilities in the unincorporated portions of Escambia County, Florida;

WHEREAS ECUA has a sewer expansion project scheduled to take place in certain portions of the Navy Point area of Escambia County, Florida which is formally known as Navy Point Sewer Expansion, Phase III (CS318J);

WHEREAS the storm water drainage system in the Navy Point area is in a deteriorated condition and in need of repair and improvement;

WHEREAS the Parties recognize that two construction projects going on in the same geographical area at different times would be more disruptive than a single combined project in which sewer expansion and drainage were addressed simultaneously;

WHEREAS the Parties further recognize that certain economies of scale can be achieved by combining the projects rather than constructing them separately;

WHEREAS the County requested that ECUA include drainage upgrades as an alternate to the bidding process for its sewer expansion project;

WHEREAS ECUA acceded to this request and included various drainage upgrades as an alternate in the bidding process for its sewer expansion project;

WHEREAS engineering services associated with including drainage upgrades as an additive alternate in the sewer expansion project cost \$31,810;

WHEREAS bids for the sewer expansion project, along with the alternate for drainage upgrades, were received and opened by ECUA on June 3, 2014;

WHEREAS through its bidding process, ECUA identified Roberson Excavation, Inc. as the lowest responsive bidder, and ECUA is awarding it a contract for the sewer expansion project;

WHEREAS the bid submitted by Roberson Excavation, Inc. contained a proposal to complete the work described in the drainage alternate for the price of \$444,141.14; and

WHEREAS the Parties desire to enter into this Interlocal Cost Sharing Agreement;

NOW THEREFORE, in consideration of mutual terms, covenants, and conditions contained herein, and other good and valuable consideration, the receipt of which is hereby acknowledged, it is agreed as follows:

1. Recitals. The above recitals are true and correct, and are incorporated in this Agreement as fully as if set forth herein.

2. Entry into Contract. In return for the promises contained herein, ECUA will enter into a contract with Roberson Excavation, Inc. to construct the sewer expansion project in Navy Point as well as the drainage additive alternate. ECUA will also administer the contract.

3. Cost Sharing. ECUA will pay all of the costs associated with the referenced sewer improvement project and the drainage alternate. The County shall reimburse ECUA on a monthly basis for all costs incurred as part of the drainage alternate. Thus far, the engineering fees associated with drainage amount to \$31,810, and the drainage alternate was bid to cost \$444,141.14, for a total sum of \$475,951.14. (The asphalt overlay associated with paving the roadways is divided evenly between the Parties, as both projects individually require this work).

4. Change Orders. The Parties, however, acknowledge that there may be change orders requiring cost adjustments in the event certain unforeseen conditions arise. The County Engineer, or her designee, shall have the right to approve any requested change orders submitted by the contractor regarding the drainage portion of the work, but the maximum amount of reimbursement from the County to ECUA under this Agreement shall be \$500,000, absent further action by the County's Board of

County Commissioners.

5. Inspection. The County shall have the right to inspect all drainage improvement work contemplated under this Agreement at any time during construction as well as prior to ECUA's acceptance of the work.

6. Notice and Contact:

(a) All notices provided under or pursuant to this Agreement shall be in writing, delivered either by hand or mail, to the representatives named below, at the address below:

(b) Name and contact information of the County's project manager:

Nicolas Chauvin
Escambia County Engineering Division of Public Works
3363 West Park Place
Pensacola, Florida 32505

(c) Name and contact information of ECUA's project manager:

John Seymour, P.E.
9255 Sturdevant Street
Pensacola, Florida 32514

(d) In the event that different representatives or addresses are designated by either Party after execution of this Agreement, notice of the name, title, and address of the new representative will be provided as outlined in subparagraph (a), above.

7. Documentation of Work. ECUA agrees to fully document completion of the work in writing by furnishing to the County copies of as-built drawings and such other documentation as is reasonably required by the County to clearly evidence the construction of the drainage facilities in accordance with the intent of this Agreement.

8. Records. The Parties acknowledge that this Agreement and any related financial records, audits, reports, plans, correspondence, and other documents may be subject to disclosure to members of the public pursuant to Chapter 119, Florida Statutes, as amended. In the event a Party fails to abide by the provisions of Chapter 119, Florida Statutes, the other Party shall give the first party written notice of the alleged violation of Chapter 119 and seven (7) calendar days to cure the alleged violation. If the alleged

violation has not been cured at the end of that time period, then the first Party may terminate this Agreement for cause.

9. Ownership and Maintenance. ECUA agrees that all drainage system improvements resulting from the work under this Agreement shall become the property of the County after complete and satisfactory construction of said improvements. Thereafter, the County shall become responsible for maintaining, operating, and protecting said stormwater drainage improvements.

10. Liability. Subject to any claim of sovereign immunity, each Party to this Agreement shall be fully liable for the acts and omissions of its respective employees and agents in the performance of this Agreement to the extent permitted by law. Furthermore, nothing in this Agreement nor any act of the Parties shall be deemed or construed by the Parties hereto or by any third party to create a relationship of principal and agent, joint venture, business affiliation, or of any association whatsoever between ECUA and the County.

11. Term of Agreement. This Agreement shall commence upon execution by both Parties and terminate upon the completion of the work contemplated under this Agreement and the County's having reimbursed ECUA for all costs for which it is responsible under paragraph 3 of this Agreement, above, barring any warranty issues.

12. Choice of Law; Venue. This Agreement and the interpretation and performance thereof shall be governed by the laws of the State of Florida, and any action arising out of or related to this Agreement shall be brought only in a court of appropriate jurisdiction in Escambia County, Florida.

13. Interpretation. Headings used throughout this Agreement are for the purpose of convenience only and no heading shall modify or be used to interpret the text of any paragraph. This Agreement shall not be more strictly construed against either Party by reason of the fact that one Party may have drafted or prepared any or all of the terms and provisions of this Agreement.

14. Severability. The invalidity or non-enforceability of any portion or provision of this Agreement shall not affect the validity or enforceability of any other portion or provision. Any invalid or unenforceable portion or provision shall be

deemed severed from this Agreement, and the balance of this Agreement shall be construed and enforced as if this Agreement did not contain such invalid or unenforceable portion or provision.

15. No Waiver. The failure of a Party to insist upon the strict performance of the terms and conditions of this Agreement shall not constitute or be construed as a waiver or relinquishment of any other provision or of either Party's right thereafter to enforce the same provision in accordance with this Agreement.

16. Dispute Resolution. The Parties agree that in the event of a dispute or claim relating to, arising out of, or interpreting this Agreement, all such disputes or claims shall be fully, finally, and exclusively decided by a court of competent jurisdiction sitting in or presiding over Escambia County, Florida. Additionally, the Parties knowingly and willingly hereby waive their respective rights to have any such disputes or claims decided by a jury; instead, their sole relief shall be via a bench trial in which the judge alone sits as the trier of fact.

17. Amendment. This Agreement may be amended only by a written agreement signed by an authorized representative of each Party.

18. Authority to Contract. Each individual executing this Agreement on behalf of a Party represents and warrants that he is duly authorized to execute and deliver this Agreement on behalf of said entity, in accordance with applicable law, and that this Agreement is binding upon said entities in accordance with its terms.

IN WITNESS WHEREOF, the Parties have executed this Agreement, by and through their duly undersigned representatives, as of the date and year first written above.

ESCAMBIA COUNTY, FLORIDA, a political subdivision of the State of Florida acting by and through its duly authorized Board of County Commissioners.

By: _____
Lumon May, Chairman

ATTEST: Pam Childers
Clerk of the Circuit Court

Date: _____

By: _____
Deputy Clerk
(SEAL)

BCC APPROVED: _____

This document approved as to form and legal sufficiency.

By: [Signature]
Title: Att. County Attorney
Date: July 2, 2014

EMERALD COAST UTILITIES AUTHORITY, a local governmental body, corporate and politic, acting by and through its duly authorized BOARD

By: _____
Steven E. Sorrell, Executive Director

ATTEST:
By: _____
Secretary

Date: _____



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6425

County Administrator's Report 11. 1.

BCC Regular Meeting

Discussion

Meeting Date: 07/10/2014

Issue: Request for Funding for "A Music/Entertainment/Meeting Venue"

From: Jack Brown, County Administrator

Organization: County Administrator's Office

CAO Approval:

RECOMMENDATION:

Recommendation Concerning Request for Funding for "A Music/Entertainment/Meeting Venue" - Jack R. Brown, County Administrator

That the Board consider the request by It's Personal Venue for \$42,000, to be funded from the 4th Cent Tourist Development Tax, for direct event expenses for "A Music/Entertainment/Meeting Venue," to be held Sunday, August 3, 2014, and approve a Purchase Order for this purpose.

BACKGROUND:

It's Personal Venue is requesting \$42,000 from the County that will be used to fund direct event expenses for two upcoming events, being sponsored and managed by It's personal Venue, in collaboration with Friendship Baptist Church, a principal collaborative community-based partner. Sunday August 3, 2014, Tamala Mann, actress/television personality and gospel singer will be featured in two events. The first event will be a Tamala Mann concert, hosted by Friendship Missionary Baptist church with a seating capacity of 1,000 seats. Following the concert, It's personal Venue will host a special dinner with Tamala Mann as a special guest, for collaborative community development partners, dignitaries and elected officials to meet, greet and be inspired.

BUDGETARY IMPACT:

The Board placed \$250,000 in the 4th Cent Tourist Development Tax reserves. These funds were to be allocated by the Board for events and other tourist promotion activities.

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

Should the Board vote to fund all or part of this request, staff will issue a purchase order to It's Personal Venue for this event.

Attachments

It's Personal Venue Business Plan and Sponsorship Proposal



It's Personal Venue

Business Plan and Sponsorship Proposal

A Music/Entertainment/Meeting Venue

Prepare By: Sheila Green
2610 West Cervantes Street
Pensacola, Florida 32505
850 607-2520

Introduction

We are pleased to introduce to you "It's Personal Venue" and provide pertinent information about the mission and vision embodying the business plan and community enhancement/development strategy. This proposal is intended for the solicitation of investment or sponsorship funding for two upcoming events, being sponsored and managed by It's Personal Venue, in collaboration with Friendship Baptist Church, a principal collaborative community based partner. Sunday August 3, 2014, Tamala Mann, actress/television personality (Tyler Perry's Meet The Browns) and gospel singer extraordinaire (NAACP Image Award winner/Grammy Award nominee "Take Me To The King"), will be featured in two events. The first event will be a Tamala Mann concert, hosted by Friendship Missionary Baptist Church, with a seating capacity of 1,000 seats. Following the concert, It's personal Venue will host a special, dinner with Tamala Mann as a special guest, for collaborative community development partners, dignitaries and elected officials to meet, greet and be inspired, as we endeavor to continue the work in reclaiming and redeveloping the Brownsville community.

The show is the first of a series of events being planned to establish a revolving public/private investment fund, earmarked for use as seed and equity capital for community development projects, within the Brownsville community. The ultimate goal of this solicitation is to provide a platform for raising financial resources to be invested in projects, which improve the quality of convenience and specialty retail shopping and provide a multi-purpose entertainment/meeting venue for patrons, in general, while enhancing the commercial and entertainment viability of the Brownsville community commercial corridor, in particular. The benefits of collaborating with Friendship Baptist Church are two-fold. First, the tax advantage of contributing to a nonprofit affords a sponsor the benefit of a tax right off. Second, it's institution presence, physical plant and membership enhances the scope and capacity of the community development opportunities.

The economic impact of attracting a nationally recognized, admired and spirit filled personality, like Tamala Mann, to Pensacola will significantly contribute to the local economy. Her fan base is broad based and dynamic, attraction intergenerational and diverse audiences, who frequent gospel, theatre and film events. The planned Pensacola events will be marketed throughout the Northwest Florida and South Alabama regions. It will also be marketed to her regional and national faithful fan base, planning to visits the Gulf Coast during this period.

We project that up to 400 attendees will be visiting from outside of the Pensacola area, including visitors from Mobile, Fort Walton Beach, Destin, Panama City and even as far as Tallahassee and Atlanta/Dallas (her home/fan base). The increase in the tourist/transient population will have an immediate and cascading effect on local trade and commerce related to air travel. Additionally, retailers, including hoteliers, gas stations, restaurants, clothing stores and convenience store for sundry item purchases etc., will benefit from the multiplier effect of the complimentary exchange of goods and service. The Pensacola area local economy will benefit from more transient (bed) taxes, sales taxes and usage fees being generated. These increased revenues contribute to

the local infrastructure by enhancing the public sectors' ability to provide public goods/services, i.e. security, streetscaping, sidewalks, etc. With the ongoing tourism promotional efforts of the Escambia County Tourist Development Council's already attracting vacationers from within and outside the state, any additional nationally recognized entertainer/attraction gives vacationers another reason to come and/or extend their stay.

It's Personal Venue – The Vision

It's Personal Venue is the culmination of a spirit filled inspiration that emanates from Sheila Green's 25 years of business and community development endeavors – all of which has been geared toward community empowerment through collective engagement activities. Sheila's Boutique retail shop for women clothing opened in 1989 serving the community with unique styles from New York. As the business continued to prosper, it relocated to its current Brownsville address; after Sheila purchased the building and completed the first phase of renovations, to accommodate the specialty retail use. In 2011 the second phase of the building's renovation was completed and opened as a multi-purpose venue for community meetings and entertainment uses.

In addition to her entrepreneur capabilities, Sheila Green has originated and developed many successful programs and projects to benefit disadvantaged families in the Pensacola area. From 2003-2011, Sheila was the director and founder of the Christian Women Job Corp Community Center. The program was originally developed and housed at Brownsville Baptist Church, the current home of Friendship Baptist Church. The center assisted women with children with no high school education. In partnership with Pensacola State College, Pensacola Southern Baptist Bay Association, Salvation Army, Brownsville Baptist Church, Waterfront Mission, First Baptist Church downtown Pensacola, Brentwood Baptist Church and others; the program afforded each participant the opportunity to learn, at their own pace, in meeting requirements for a High School Diploma.

The program also developed a free child care facility on campus for participants' children. The children were provided two meals a day, educational skill development, tutorial assistance and instructional support for the children Monday-Thursday for four hours daily. The program provided transportation and spiritual guidance. This program was a bridge and vehicle that provided the necessary support for many young adults to earn their High School Education and furthering their education, with many attending Pensacola State College and UWF to obtain degrees.

It's Personal Venue – The Facility

Formerly a vacant/abandoned and dilapidated eyesore, the property was purchase by Sheila Green in 2009. Like many other properties in the area, at the time, the property was a major contributor to the area blight and/or blighting conditions. Previously used as an office furniture store, the property has been substantially rehabilitated and is currently being touted and credited as an excellent example of creative reuse of a

uniquely renovated masonry structure, creating retail space for a specialty women's boutique and an entertainment venue.

The venue hosts numerous Jazz, Southern Gospel, Contemporary Christian concerts, community mentoring programs and non-profit fundraisers, along with community forums and other family-friendly events. The entertainment venue offers an expandable and removable stage to provide maximum flexibility in layout to effectively meet the requirements of special event and customer needs. Future plans are to install a state-of-the-art audio and video system, currently being contracted and managed by independent sound and lighting professionals. The facility has a continually expanding list of professional performers, many of whom have returned because of popular demand and are scheduled for upcoming dates. To date, a partial list of performances have included renowned contemporary and modern jazz artist like Althea Rene, Karen Briggs, Southern Gentlemen (Michael Ward, Joey Summerville, Eric Essex), Dennis Finger Roll Nelson, Madacoa, Kyle Turner, Sean Johns, PJ Spraggins, David Jones and local bands..

Brownsville Community

The Brownville community has a storied history. Brownsville was once a stable and desirable single-family residential and retail commercial hub, serving as the home and thriving business district for West Pensacola. The area offered a wide array of commercial and retail uses along the Cervantes Street/Mobile Highway corridor, the Pace Boulevard corridor and the W and T Street corridors. Brownsville reached its heyday in the 1950's, with businesses thriving on the traffic routed through Pensacola on the only local road to Mobile. Families filled the neighborhoods and shopped in the Laundromats, corner stores and specialty shops. It was the place everyone around Pensacola came to shop for shoes, clothing, repairs and entertainment.

The community gradually began to decline as businesses moved out to blossoming neighborhoods and malls in other parts of Pensacola, beginning with Town and Country Plaza (1956) and eventually Cordova Mall (1971), as consumer shopping patterns changed. Brownsville really nose-dived after 1978, when Interstate 10 replaced Mobile Highway as the thoroughfare to the West, siphoning off much of the casual through-traffic. Additionally, Cervantes Street was widened to a four-lane road (1979), eliminating convenient parking in front of business establishments and relegating parking to the rear. Commercial corridors with rear parking are less desirable than front parking. National studies have found that street widening projects that eliminate front parking, tend to deter patronage, because rear parking is perceived as being less safe, particularly, when an area experience residents' flight, due to an increase in drug and criminal activities. Another blow to the revitalization efforts was when Hurricane Ivan hit Pensacola, culminating in many marginal businesses' being destroyed and/or abandoned, because of a lack of insurance proceeds and/or federal aid to finance redevelopment of the properties. These factors contributed to a drastic shift in the population mass, with newer residential communities being developed in other areas of the city, closer to regional transportation and convenience shopping, to the detriment of older residential communities.

Mobile Highway/Cervantes Street commercial corridor was once the primary vehicular connector for regional shopping and commerce for consumers within the Mobile/Pensacola market place. Hunter Interests, Inc., a national market research firm, conducted a market feasibility study for a retail commercial center along the Mobile Highway/Cervantes Street Corridor in 2001. The study revealed that there were at least fifty vacant commercial structures in the Brownsville area in need of renovation and occupancy. The study further revealed unmet neighborhood retail needs in the area, a lack of adequate consumption capacity by residents related to high poverty rates, and a need to capture the drive through market to sustain new retail businesses along Mobile Highway/Cervantes Street.

Community Redevelopment Strategy

The Brownsville community has been designated as a redevelopment project area. The plan encourages signage that could help capture the drive through market and create a more unified and attractive “look” along the corridor, enhancing neighborhood pride and a sense of identity. Commercial activity has been increasing, noticeably along Mobile Highway and Cervantes Street. A number of Asian-owned businesses have opened. There is an effort among the Asian community to increase their numbers, creating a centralized location for retail goods and services for customers from as far away as Mobile and Panama City. The targeted population is primarily Vietnamese and Phillipino.

The Brownsville Redevelopment Plan strategy recommends the following:

- Promote the creation of a commercial urban village from Kirk east into the City portion of the Mobile/Cervantes frontage through installation of additional infrastructure, especially sidewalks, sewer, and public parking.
- Apply to FDOT for a highway beautification grant to coincide with the resurfacing of Mobile Highway, from V Street to Lynch Street.
- Encourage use of the Brownsville Business District urban design guidelines by linking them to Façade and Streetscape Grant incentives and utilizing them in any public streetscaping projects.
- Seek funding to acquire and assemble small parcels and other predevelopment activities to promote development of a commercial retail center along Mobile Highway.
- Create urban design guidelines for “T” Street and expand the existing “T” Street corridor as a furniture and antique specialty area using Façade and Streetscape Grant incentives.

Venue Sponsorship Program

Sponsorship is a great way to generate awareness of businesses; find unique and fun ways to reward employees and clients; or simply contribute to programs/activities that are important to improving the quality of life for the underserved. It's Personal Venue offers a vehicle to meet these needs. It's Personal Venues is committed to serving the

niche market of consumers from Northwest Florida and neighboring Mobile, with a quality wholesome entertainment venue.

It's Personal Venue opened as a concert and entertainment venue in 2011 and the community hasn't stopped singing its praises since. Over the years, it has cultivated a loyal base of patrons and is recognized as a destination place, to enjoy quality wholesome entertainment covering multiple music genres. The venue also provides a perfect environment for fundraising and/or host venue for conferences. The venue current serves as a neighborhood meeting venue for community meetings, community events, monthly men's prayers breakfast (sponsored by non-denominational men of faith), and youth rallies, women mentoring programs, single parents without high school educations, local neighborhood and a variety of spiritual/religious programs.

It's Personal Venue is the area's preferred booking facility, with a seating capacity of 225 people and the ability to accommodate different room configurations. The venue can accommodate a variety of events, including:

- Church Outing/Retreats
- Corporate & Associations Events
- Events/Meeting Planning Companies
- Rehearsal Dinners
- Bar/Bat Mitzvahs
- Weddings
- Non-Profit Organizations
- School Related Events
- Birthday Parties
- Trade Associations

Restore and Recapture Brownsville

Brownsville's southern-style residences that radiated from the commercial corridors offered a distinct feeling of "home" for the local residents of the community. Like many older communities experiencing a decline in population, attributable to a reduction in employment opportunities, convenience shopping and a stagnant housing market; Brownsville has witnessed a rapid shift in housing pattern from predominantly ownership to rental residential occupancy. The negative impact of the aforementioned economic determinants has contributed to a gradual decline in the viability of the community fabric, thus exacerbating the physical deterioration of property, lowering property values and accelerating deprivation that fuel blighting conditions. While challenging, these impediments are far from being sufficient to damper the community's enthusiasm or deter it from a commitment to transforming and reinventing Brownsville. As seasoned community advocates and difference makers, it is understood that community transformation and redevelopment is a protracted process.

Located at the corner of Cervantes and T Street, It's Personal Venue serves as one of the anchors and gateway to the Brownville Redevelopment Area. The Venue essentially serves as a catalyst project, contributing to the revitalization the Cervantes

corridor (between Pace Blvd and W Street, and has influenced complementary improvement and expansion of adjacent properties that has contributed to an increase in retail commercial activity. The visual influence of the physical restoration of It's Personal Venue property is evidence of the commercial viability of creative reuses that meets consumer demands and enhances the prospect of redeveloping the community, block by block.

The investor or sponsorship revolving seed and equity fund would provide capital to encourage public/private partnership investment in the "Restore and Recapture Brownsville Initiative". The long term objective is to safeguard the integrity of the community by investing in strategic projects and programs that enhances the quality of life for residents and visitors to the Brownsville community. The investment fund would create opportunities for leveraging community development funding from such sources as the Redevelopment Agency (TIF funds), CDBG, HOME and newly expanding Obama Initiatives, such as "Pay for Success" and "Social Impact Bonds", which match and finance successful public/private community empowerment venture that reduces citizens 'dependency on public funding, i.e. reducing recidivism rate, development of employability skills, healthy community programs, etc. (<http://nonprofitfinancefund.org/pay-for-success>).

TAMELA MANN BIO



DAVID MANN BIO

TAMELA MANN | BEST DAYS

Few entertainers today can match the unbridled energy and creative passion that Tamela Mann brings to her multi-faceted career. An acclaimed actress, NAACP Image Award and Grammy Award nominee and Stellar Award and Dove Award-winning vocalist, as well as wife and mother, Mann's talent has helped anchor one of the industry's most successful film, TV and theatrical franchises, while her amazing vocal gift is at the top of her impressive resume.

Tamela seems to effortlessly juggle a variety of notable projects while still finding time to aid such worthy organizations as the American Diabetes Assn. Mann and her husband, NAACP Image award-winning actor and comedian, David Mann will co-host in a number of upcoming television projects including a new lifestyle and cooking show, "Hanging With The Manns" and a new sitcom "Mann and Wife." Mann's 2012 "Best Days" album release set records and garnered a list of accolades adding to Mann's musical profile.

"I want to present music that people can be blessed by and that can be healing," she says about her record. "We have to put music out to keep people encouraged and keep lifting the body of Christ up, and even the ones that haven't become Christians. We need to encourage them that the best thing that they could ever do is become a child of God."

With "Best Days," Tamela is on a mission to share the strength and joy that can be found in being a child of God. Produced by Myron Butler and Kirk Franklin, the seven-time Stellar Gospel Music Award and two-time Dove Award-winning project showcases Mann's powerful voice and her gift for wringing every ounce of emotion from a great lyric. The title track, penned by Butler, is a jubilant celebration of God's promises. "It's a very encouraging song. It gives a lot of hope," Tamela says. "It's about looking back on your past and not letting your past take over your life. You can see the light at the end of the tunnel. Things will be better."

Tamela has a gift for encouraging people through music. Her previous album "The Master Plan," won the 2011 Dove Award for Traditional Gospel Album of the Year. Though an award-winning project might cause some artists to feel pressure when they enter the studio to record their follow up album, Tamela just felt excited and motivated to take her music to another level, and she does just that on "Best Days." "I take no glory. I take no merit for myself because it all comes from Him," Mann says. "Everything that I am comes from Him. The Lord gives me words and the most fulfilling part is that I can plant a seed of joy and hope for people that I've never met."

Among Tamela's favorite songs on the album is "All To Thee." "That is a worship song that says, 'Less of me, more of thee, all the glory and all the honor belongs to you.' The lyrics make me cry because they remind me that it's not about me," she says. "It's all about Him. I want to give everything that I have to Him."

"Back in the Day Praise" is a nostalgic turn that takes Tamela back to her roots. "When I was growing up we'd have a lot of tent revivals," she says, "and it's talking about all the things we did back in the day and how when people would go to church they would kneel and pray. It's a reminder of how we used to praise God."

"Guest of Honor" is a modern worship anthem about treating the Lord as an invited guest. "Some of lyrics say, 'Here we are Lord. We are waiting for your arrival.' It's another one of my favorite songs on this album," she states. Tamela is also excited about her daughters, Tia and Tiffany, making their recording debut on the track "Best Days" and "This Place." "I'm so excited for people to hear them," says Tamela.

One of the most powerful tracks on the album is the Grammy-nominated, Stellar Award and Dove Award-winning debut single "Take Me to the King," produced by long-time friend and Gospel icon, Kirk Franklin. The song earned Mann her first Grammy Award nomination for Best Gospel/Contemporary Christian Music Performance and remained at #1 on the Gospel radio chart for a record number of weeks. The lyric acknowledges how heartbreakingly challenging life can be and how respite can be found in the presence of the King. Tamela turns in a soul-stirring performance with her voice conveying every ounce of vulnerability in the well crafted lyric as well as the hope that is within grasp.

The single is also featured on Mann's 2013 "Best Days Deluxe Edition" release, which also features the worship favorite and single "I Can Only Imagine." The NAACP Image Award-nominated album features favorites from the standard version, plus live versions of the positive and powerful songs.

The positive, life-affirming attitude is not only the focal point of Tamela's albums, it's at the heart of everything she does. Whether she's starring in a film, a play or on television with her husband David in the successful TBS comedy "Meet the Browns," or recording an award-winning album, the singer continually touches people with her impressive talent and her Christ-like spirit.

Faith has always been the foundation of Tamela's life. "It was all about faith and all about God in my mom's house," She recalls of growing up in Fort Worth, Texas as the youngest of 14 kids. "We couldn't listen to like R&B or blues. My mom would say, 'You can't listen to those blues in my house.' She was really strict, but we listened to a lot of gospel music—The Clark Sisters, Andrae' Crouch, Walter Hawkins, The Williams Brothers and Inez Andrews."

Tamela knew at an early age that she was called to music ministry. "When I was eight-years-old, I was going to youth choir rehearsals with my older siblings, and I would start learning the songs that they were singing. I noticed myself scooting up closer and closer to the choir stand, singing with the choir. I jumped in there and started singing soprano right off."

Though she was young, her voice caught the attention of the choir director and her uncle, who was the pastor. "I had an opportunity to sing the lead and the song was James Cleveland's 'I Don't Feel No Ways Tired.' It went over so well and I got so moved while I was singing the song, I started crying. I didn't know what it was at the time, being so young, but it was like the spirit of God would take me over every time that I would sing. I found out that singing was my passion."

By the time she was 12, she was in the singing choir at the Holy Tabernacle church. Shortly after high school, she met three young men that would change her life forever. David Mann became her husband, Darrell Blair who is now her pastor, and pal Kirk Franklin, who helped launch Tamela's singing career when he recruited her to be part of his groundbreaking group, The Family. Tamela sang on five of Franklin's albums and has fond memories of those days. "I look at all of us and how God has blessed us in different areas," she says. "We're going on and doing our own things. We're all still serving the Lord which is really a blessing. And working with Kirk again after all these years has been so special."

After her stint with The Family, God continued to open doors for Mann to serve him in the arts. She landed a role in the play "He Say... She Say... But What Does God Say?" Her stage skills were noticed by actor/writer/producer Tyler Perry who chose her to appear in his play, "I Can Do Bad All By Myself." From there her acting career escalated as she developed the role of Cora Simmons in Perry's plays and such films as "Diary of a Mad Black Woman," "Madea Goes to Jail" and 2011's "Madea's Big Happy Family." The Madea films have become one of Hollywood's most successful film franchises and Mann's portrayal of 'Cora Simmons' has become a cornerstone of the series.

Tamela has also taken 'Cora' into America's living rooms via the television screen, co-starring with her husband David in the #1 TBS series, "Meet the Browns." Yet even as she's become increasingly successful as an actress, Mann's passion for music has never diminished. She's recorded four highly acclaimed albums, including "The Master Plan," and the versatile entertainer has been nominated for an NAACP Image award.

2012 was a memorable year in film for Mann as she joined Jordyn Sparks and Whitney Houston in the film "Sparkle." Mann acted alongside Houston as her character's best friend.

Tamela Mann has been blessed with a busy life filled with faith, family and a rewarding career. She and David have been happily married for 25 years and have four children and eight grandchildren. The couple serves as spokespeople for the American Diabetes Association, helping educate people on healthy food choices and the importance of exercise. They also incorporate tips into "Hanging with the Manns," a new cooking show the couple is co-hosting. They revel in the opportunity to work together on different projects. "We started out as best friends and we tell each other everything," she says of what keeps her marriage strong. "Everything that we have accomplished has been together and it's just really a blessing."

The Mann's home base remains in Texas and they are active in their church. "I'm always involved in church when I'm home," she says. "When we have activities, I'm the decorator. I always decorate the fellowship hall. I really like being involved and I think it's important because the pastors need laborers. They don't just need members. They need laborers. It's very important to come and be a part of actual fellowship and be a part of activities."

As much as she loves being home, she also loves touring and ministering to people all over the world through her music. "That's where I find my joy, when I can sing and minister to people," she says, "because I see the hope and encouragement that it gives people. It's something that I will do until I die. I will do this until the Lord calls me home because this is one sure way that I know I can tell people about Him so He can be glorified. I'll never stop because I love it so much."

FILM & TELEVISION



David and Tamela Mann have worked in film, TV and theater since the early '90's.

This acclaimed acting duo has gone on to star in one of the most successful film, TV and theatrical franchises. They have multiple projects in production and look forward to introducing their fans to family-friendly new entertainment.

TAMELA MANN - FILM, TV & THEATER

- Sparkle (new, 2012 film)
- Hanging With The Manns (new, 2012 TV series)
- Meet the Browns (TV series, 4 seasons)
- Medea's Big Happy Family (2011 film)
- 53rd Grammy Awards (2011)
- Made In Hollywood (2011)
- The Mo'Nique Show (2010, 2011)
- 41st Annual NAACP Image Awards (2010)
- Down Home with the Neelys (2010 TV series, guest)
- Madea Goes to Jail (2009 film)
- 40th Annual NAACP Image Awards (2009)
- 17th Annual Trumpet Awards (2009)
- Meet the Browns (2008 film)
- Tyler Perry's House of Payne (TV series, 2007, 3 episodes)
- Diary Of A Mad Black Woman (2005 film)
- Madea's Class Reunion (2003 video)
- I Can Do Bad All By Myself (2002 film)
- Kingdom Come (2001 film)
- Meet The Browns (DVD, 4 seasons)
- He Say... She Say...But What Does God Say? (theater)
- What's Done In The Dark (theater)
- Meet The Browns (theater)
- Madea's Class Reunion (theater)
- Diary Of A Mad Black Woman (theater)
- I Can Do Bad All By Myself (theater)

DAVID MANN - THEATER, FILM & TV

- Hangin' With The Manns (new, 2012 TV series)
- Meet the Browns (TV series, 4 seasons)
- Medea's Big Happy Family (2011 film)
- The Mo'Nique Show (2010, 2011)
- Down Home With The Neelys (2010 TV series, guest)
- Madea Goes to Jail (2009 film)
- 40th Annual NAACP Image Awards (2009)
- 17th Annual Trumpet Awards (2009)
- Meet the Browns (2008 film)
- What's Done in the Dark (2008 video)
- Tyler Perry's House of Payne (TV series, 2007, 5 episodes)
- Madea's Class Reunion (2003 video)
- Madea's Family Reunion (2002 film)
- I Can Do Bad All By Myself (2002 film)
- Meet The Browns (DVD, 4 seasons)
- Madea's Family Reunion (theater)
- Madea's Class Reunion (theater)
- Meet The Browns (theater)
- What's Done In The Dark (theater)

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TAMALA MANN CONCERT & DINNER

EXPENSES

Artistic Costs

Artist Fees & Expense	\$	24,920.00
Vehicle Rental	\$	570.00
Instrument Hire	\$	1,200.00
Sound & Light Hire	\$	<u>9,500.00</u>
Artistic Cost Sub-Total	\$	36,190.00

Marketing Cost

Advertising		
Newspaper (Pensacola/Mobile)	\$	2,150.00
Radio (Pensacola/Panama City)	\$	1,200.00
Leaflet/Fliers/Tickets	\$	1,500.00
Programme (BET TV)	\$	2,300.00
Social Media	\$	-
PR Consultants	\$	<u>850.00</u>
Market Costs Sub-Total	\$	8,000.00

Additional Event Cost

Police Security	\$	850.00
Insurance	\$	<u>300.00</u>

Additional Event Cost Sub-Total

\$ 1,150.00

Overhead Expenses

Administration	\$	4,891.50
Office Expense (Rent/Postage)	\$	250.00
Communications (Telephone/Fax)	\$	<u>100.00</u>
Overhead Sub-Total	\$	5,241.50

Dinner Venue Costs

Food Catering (Local renown shelf)	\$	2,250.00
Event Staff (Prep/Closout)	\$	900.00
Event Staff (Greeting)		Included
Event Staff (Serving)	\$	<u>425.00</u>
Dinner Venue Sub-Total	\$	3,575.00

TOTAL EXPENSES

\$ 54,156.50



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6392 **County Attorney's Report** **11. 1.**
BCC Regular Meeting **Action**
Meeting Date: 07/10/2014
Issue: Dog Parks on Pensacola Beach and Perdido Key
From: Kerra Smith, Assistant County Attorney
Organization: County Attorney's Office
CAO Approval:

RECOMMENDATION:

Recommendation Concerning amending Volume 1, Chapter 10, Article 1, Sections 10-25 and 10-26 regarding dog parks on Pensacola Beach and Perdido Key.

That the Board schedule a public hearing for July 24, 2014 at 5:32 p.m. to consider adoption of an ordinance amending Volume 1, Chapter 10, Article 1, Section 10-25 to extend the sunset provision regarding dog parks on Pensacola Beach and amending Volume 1, Chapter 10, Article 1, Section 10-26 to remove the sunset provision relating to dog parks on Perdido Key.

BACKGROUND:

Sections 10-25 and 10-26 of the Escambia County Code of Ordinances establish dog parks on Pensacola Beach and Perdido Key. Both of these sections contain a sunset clause which will automatically repeal the ordinance, unless it is reviewed and saved from repeal through reenactment by the Board. These sections are scheduled to expire August 8, 2014. The amended ordinance will extend the sunset provision in Section 10-25 related to dog parks on Pensacola Beach for one year, and remove the sunset provision from Section 10-26 concerning dog parks on Perdido Key, making Section 10-26 permanent.

BUDGETARY IMPACT:

N/A

LEGAL CONSIDERATIONS/SIGN-OFF:

This Ordinance was prepared by Kerra A. Smith, Assistant County Attorney

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

N/A

Attachments

Dog Park Ordinance

1 (a) Except as specifically provided herein, it shall be unlawful for the
2 owner of an animal to allow his animal, whether roaming at large or on a leash or
3 otherwise under his control, on public bathing beaches or recreational areas on that
4 portion of Santa Rosa Island owned by and under the jurisdiction of the county or the
5 Santa Rosa Island Authority.
6

7 (b) Dogs shall be permitted on that portion of Pensacola Beach on the
8 Gulf of Mexico adjacent to Parking Lot B ("Park West") extending south from the dune
9 vegetation line to the Gulf of Mexico and 100 yards to the west of the dune walkover
10 and Parking Lot E ("Park East") extending south from the dune vegetation line to the
11 Gulf of Mexico and 150 feet to the east and 150 feet to the west of the dune walkover.
12

13 (c) From May 1 through October 31, the hours of operation shall be
14 from 7:00 a.m. until sunset. From November 1 through April 30, the hours of operation
15 shall be from the time of sunrise until sunset.
16

17 (d) The Santa Rosa Island Authority shall provide appropriate signage
18 designating the park boundaries and rules of operation.
19

20 (e) All dogs shall be prohibited from roaming freely within the
21 boundaries of the park. Each dog must be fastened to a suitable leash of dependable
22 strength not to exceed eight (8) feet in length, and the leash must be held at all times by
23 the person maintaining supervision and control over the dog.
24

25 (f) Any person having a dog on the beach during the above
26 enumerated hours must carry with and on such person suitable materials with which to
27 remove from the beach any fecal matter deposited by the dog. Any fecal matter must be
28 removed immediately upon its deposit by the person maintaining supervision and
29 control over the dog.
30

31 (g) Each dog must have the proper license tags affixed to its collar or
32 harness at all times.
33

34 (h) No person maintaining supervision and control over a dog on the
35 beach may deliberately disobey a reasonable command to ensure compliance with the
36 rules and regulations provided in this section. A reasonable command shall only be
37 made by the executive director, the director of public safety, the water safety supervisor
38 and senior lifeguards of the Santa Rosa Island Authority while in the performance of
39 their official duties. A reasonable command shall be preceded by a verbal warning to
40 cease the prohibited activity and such person shall be permitted a reasonable
41 opportunity to comply with the warning. A reasonable command shall be made in the
42 presence of the county sheriff or his or her deputies.
43

44 (i) The executive director and the director of public safety of the Santa
45 Rosa Island Authority shall have the authority to close the parks when deemed
46 necessary to ensure the health, safety and welfare of the general public.

1
2 (4) Enforcement and penalty. This section may be enforced by the county
3 sheriff and his or her deputies or county animal control officers as provided in this
4 chapter. Violators of this section shall be guilty of a civil infraction and punishable
5 pursuant to section 10-23.
6

7 (5) Sunset provision. This provision shall stand repealed ~~12 [months]~~ one
8 year from the date of enactment unless reviewed and saved from repeal through
9 reenactment by the Board of County Commissioners.
10

11 **Section 2.** That Volume 1, Chapter 10, Article I, Section 10-26 of the Escambia
12 County Code of Ordinances is hereby amended to read as follows:
13

14 (1) Short Title. This section shall be known as the “Perdido Key Dog Park
15 Ordinance.”

16 (2) Legislative Intent. The intent of this section is to establish parks on
17 Perdido Key where dogs are permitted subject to the regulations provided herein that
18 will promote a pet-friendly atmosphere while enhancing the health, safety and welfare of
19 the public by providing protection for, regulation and control of animals on designated
20 beaches in Escambia County.

21 (3) Dog parks, requirements, hours.
22

23 (a) Except as specifically provided herein, it shall be unlawful for the
24 owner of an animal to allow his animal, whether roaming at large or on a leash or
25 otherwise under his control, on public bathing beaches or recreational areas on that
26 portion of any beach, public or private, lying seaward of the coastal construction setback
27 line for land southward of the right-of-way of State Road 292 or lying seaward of the line
28 of vegetation for land northward of the right-of-way for State Road 292 on the portion of
29 the county known as Perdido Key which is bordered to the west by the Alabama state
30 line, to the south by the waters of the Gulf of Mexico, to the east by the property of the
31 U.S. Government, and to the north by the waters of the Intracoastal Waterway.
32

33 (b) Dogs shall be permitted on those designated portions of Perdido
34 Key on the Gulf of Mexico identified as Gulf Access Point #3 and Access Point #4
35 adjacent to Tot Park (River Road).
36

37 (c) From May 1, 2013, through September 2, 2013, the hours of
38 operation shall be from 6:00 a.m. until 10:00 a.m. CST. Effective September 3, 2013,
39 Gulf Access Point #3 will be closed for use as a dog park. Effective September 3, 2013,
40 the hours of operation for Access Point #4 adjacent to Tot Park (River Road) shall be
41 from the time of sunrise until sunset.

42 (d) The County shall provide appropriate signage designating the park
43 boundaries and rules of operation.

1
2 (e) From May 1, 2013, through September 2, 2013, all dogs shall be
3 prohibited from roaming freely within the boundaries of Gulf Access Point #3 when sea
4 turtle or shorebird surveyors find evidence of nesting within the park boundaries. Each
5 dog must be fastened to a suitable leash of dependable strength not to exceed eight (8)
6 feet in length, and the leash must be held at all times by the person maintaining
7 supervision and control over the dog. All dogs may roam freely within the boundaries of
8 Access Point #4 adjacent to Tot Park (River Road).

9
10 (f) Any person having a dog on the beach during the above
11 enumerated hours must carry with and on such person suitable materials with which to
12 remove from the beach any fecal matter deposited by the dog. Any fecal matter must be
13 removed immediately upon its deposit by the person maintaining supervision and
14 control over the dog.

15
16 (g) Each dog must have the proper license tags affixed to its collar or
17 harness at all times.

18
19 (h) No person maintaining supervision and control over a dog on the
20 beach may deliberately disobey a reasonable command to ensure compliance with the
21 rules and regulations provided in this section. A reasonable command shall only be
22 made by county animal control officers while in the performance of their official duties.
23 A reasonable command shall be preceded by a verbal warning to cease the prohibited
24 activity and such person shall be permitted a reasonable opportunity to comply with the
25 warning. A reasonable command shall be made in the presence of the county sheriff or
26 his or her deputies.

27
28 (i) The director of public safety shall have the authority to close the
29 parks when deemed necessary to ensure the health, safety and welfare of the general
30 public.

31
32 (4) Enforcement and penalty. This section may be enforced by the county
33 sheriff and his or her deputies or county animal control officers as provided in this
34 chapter. Violators of this section shall be guilty of a civil infraction and punishable
35 pursuant to section 10-23.

36
37 ~~(5) Sunset provision. This provision shall stand repealed twelve (12)~~
38 ~~months from the date of enactment unless reviewed and saved from repeal through~~
39 ~~reenactment by the Board of County Commissioners.~~

40
41 **Section 3. Severability.**

42 If any section, sentence, clause or phrase of this Ordinance is held to be invalid
43 or unconstitutional by any Court of competent jurisdiction, then said holding shall in no
44 way affect the validity of the remaining portions of this Ordinance.

1 **Section 4. Inclusion in the Code.**

2 It is the intention of the Board of County Commissioners that the provisions of
3 this ordinance shall become and be made a part of the Escambia County Code; and
4 that the sections of this Ordinance may be renumbered or relettered and the word
5 "ordinance" may be changed to "section", "article", or such other appropriate word or
6 phrase in order to accomplish such intentions.
7

8 **Section 5. Effective Date.**

9 This Ordinance shall become effective upon filing with the Department of State.

10 DONE AND ENACTED this ____ day of _____, 2014.

11
12 BOARD OF COUNTY COMMISSIONERS
13 ESCAMBIA COUNTY, FLORIDA
14

15
16
17
18 _____
19 Lumon J. May, Chairman

20 ATTEST: PAM CHILDERS
21 Clerk to the Circuit Court
22

23 BY: _____
24 Deputy Clerk
25

26 (SEAL)
27

28
29 Enacted:

30
31 Filed with Department of State:

32
33 Effective:
34
35
36



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6410 **County Attorney's Report** **11. 2.**
BCC Regular Meeting **Action**

Meeting Date: 07/10/2014

Issue: Scheduling a Public Hearing Concerning the Small Business Enterprise Program Ordinance

From: Kristin Hual, Assistant County Attorney

Organization: County Attorney's Office

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Scheduling of a Public Hearing on July 10, 2014, at 5:32 p.m. to Consider Amending Volume 1, Chapter 46, Article II, Division 3, Section 46-11 of the Escambia County Code of Ordinances Relating to the Small Business Enterprise Program Ordinance.

That the Board authorize scheduling a Public Hearing on July 10, 2014, at 5:32 p.m. to consider amending Volume I, Chapter 46, Article II, Division 3, Section 46-111 of the Escambia County Code of Ordinances relating to the Small Business Enterprise Program.

BACKGROUND:

By Board action on December 5, 2013, the Board of County Commissioners previously adopted Ordinance Number 2013-52 creating a small business enterprise program to provide qualified small businesses the maximum opportunity to participate in the public procurement of goods and services. The proposed amendment will serve to clarify certain provisions relating to the implementation of the program.

BUDGETARY IMPACT:

N/A

LEGAL CONSIDERATIONS/SIGN-OFF:

Kristin Hual, Assistant County Attorney drafted the proposed amendment.

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

A copy of the Ordinance will be filed with the Department of State.

Attachments

Ordinance

47 not be eligible for certification as a SBE. In determining whether a business performs a
48 commercially useful business function, consideration will include, but not be limited to,
49 whether the business adds a value to the product or service provided; whether the
50 business has a distributorship agreement with the manufacturer of goods supplied;
51 whether the business takes possession of the product or service provided; whether the
52 business warrants the product or service provided; whether the business maintains
53 sufficient storage space to keep the product in inventory; whether the business
54 maintains sufficient inventory to meet the requirements of its contracts; whether the
55 business provides the product or service to the public or other business other than a
56 governmental agency.

57
58 *SBE* means a small business enterprise certified by Escambia County.

59
60 **C. Scope.**

61
62 Unless otherwise prohibited by federal or state law, this chapter shall apply to the
63 solicitation of all goods, services and construction by the County which are governed by
64 the county purchasing code. Whenever possible, the County shall utilize a solicitation
65 process which encourages SBE participation even on those items which are exempted
66 from the requirements of the purchasing code.

67
68 **D. SBE Program Goals.**

69
70 ~~(1) *Annual goals:* The cumulative annual SBE goal for county procurement contracts~~
71 ~~shall be a minimum expenditure of up to **fifteen (15) percent** of the total annual~~
72 ~~expenditures for operating and capital costs for the current fiscal year as calculated in~~
73 ~~accordance with County SBE Program policies and procedures. —competitive~~
74 ~~procurement monies for materials, supplies, equipment services and construction. The~~
75 ~~annual goal shall be applied to each individual county procurement of goods, services~~
76 ~~or construction unless otherwise approved by the County Administrator. The cumulative~~
77 ~~annual SBE goal may be adjusted annually by the Board of County Commissioners.~~

78
79 ~~(2) *Evaluation of goal attainment:* The goal shall be applied to the full monetary value of~~
80 ~~the contract and be reflected in the full monetary portion spent on subcontracts for~~
81 ~~goods, services, supplies, consulting or and construction services to be that may be~~
82 ~~awarded to those SBEs meeting contract specifications~~

83
84 **E. Certification.**

85
86 (1) *Requirements.* For the purposes of this section, the following certification
87 requirements shall govern:

- 88
89 (a) The business must currently perform a *commercially useful business function*;
90
91 (b) The business must be a local business as defined in Sec. 46-110;
92

93 (c) The business must be an independently owned and operated, for-profit entity;

94
95 (d) The business may employ 10 or fewer full time employees; and

96
97 (e) The business may have a net worth of not more than one million dollars.

98
99 (2) *Application procedure.* All applicants wishing to be considered as certified
100 businesses for the benefits of the SBE program must complete the small business self
101 certification form which can be obtained through the office of purchasing. Applicants
102 must submit the necessary documentation as appropriate to their business and all of its
103 affiliates. ~~The Office of Purchasing may request any other documentation necessary to~~
104 ~~determine eligibility.~~ This is a self-certification process and shall require a signed
105 affidavit attesting to the accuracy of the data provided on the form.

106
107 (3) The purchasing department shall ~~certify~~ accept SBEs for use by the County in its
108 purchasing and procurement process based upon the eligibility requirements provided
109 herein. The purchasing department shall maintain an up-to-date electronic list of SBEs,
110 and encourage the use of this list by all departments in their procurement activities.

111
112 (4) Any change of ownership or circumstances that may affect certification eligibility
113 of an SBE must be reported to the purchasing department within 30 days of the change
114 taking place. In the event of a change, the current owner is responsible for fulfilling this
115 reporting requirement prior to seeking business with the County.

116
117 (5) *Recertification.* Certified SBEs are required to submit an affidavit of their
118 continued eligibility as a SBE every year. If there has been a change in operation,
119 ownership, control, activities, domicile or gross receipts, the SBE must identify such
120 change on their application for recertification. ~~Supporting documentation may be~~
121 ~~required for continued certification.~~ A company that fails to submit its affidavit of
122 continued eligibility ~~or fails to submit documentation requested by the office of~~
123 ~~purchasing~~ will no longer be deemed certified for purposes of participation in the small
124 business program.

125
126 (6) *Decertification.* If during any period of certification, the County has reason to
127 believe that the SBE was not properly certified or that there has been a substantial
128 change of ownership or circumstances that may affect certification eligibility then the
129 ~~purchasing department~~ County Administrator may conduct an investigation and
130 decertify an SBE if the investigation indicates that continued certification would be
131 contrary to the County's SBE program requirements. The County Administrator
132 ~~purchasing department~~ County Administrator shall notify the SBE by certified mail that it
133 has been decertified. Any business that is decertified may not be recertified for one (1)
134 year from the date of decertification.

135
136 (7) *Appeal of Decertification.* Any business that believes it was wrongfully denied
137 certification may submit a written request with the office of purchasing to appeal the
138 decertification. The appeal shall be filed within twenty (20) days of receipt of the notice

139 of decertification. The request for appeal shall state with particularity the reasons why
140 the business believes the denial was erroneous.

141
142 (8) *Hearing on Appeal of Decertification.* If an appeal is requested, an administrative
143 review will be conducted by the County Administrator, or designee, within forty-five (45)
144 days of receipt of the notice of appeal. Upon review, the County Administrator, or
145 designee shall take one of the following actions:

146
147 (a) Grant the appeal. If a determination is made that decertification was contrary
148 to County's SBE program requirements, the appeal shall be granted and the business
149 recertified;

150
151 (b) Deny the appeal. If a determination is made that certification would be
152 contrary to the County's SBE program requirements, the appeal shall be denied and the
153 applicant may request that the matter be referred to a special master for further
154 proceedings in accordance with Sec. 46-102(4)-(7); or

155
156 (c) Refer the appeal to a special master. If no administrative determination is
157 made, the matter may be referred to a special master for further proceedings in
158 accordance with Sec. 46-102(4)-(7).

159
160 **F. False representation.**

161
162 (1) It is unlawful for any individual or entity to knowingly submit false information in
163 order to qualify for SBE certification.

164
165 (2) Any contractor that falsely represents to the county that it is an SBE, or
166 knowingly submits false information or represents that it will use the services or
167 commodities of an SBE and subsequently does not, shall be deemed in breach of
168 contract. Upon a determination that a breach has occurred, all payments under the
169 contract or any other arrangement shall be immediately suspended. The contractor may
170 show that it attempted in good faith to comply with the terms of the contract but was
171 unable to comply. If the county determines that the contractor did not act in good faith,
172 all amounts paid to the contractor under the county contract or agreement intended for
173 expenditure with the SBE shall be forfeited and recoverable by the county. In addition,
174 the contract or agreement may be rescinded and the department or division may return
175 all unused goods received and recover all amounts paid under the contract.

176
177 (3) Any contractor or affiliate determined to have falsely represented that it or a
178 subcontractor is an SBE, or determined to have not acted in good faith to fulfill the terms
179 of a contract calling for it to use the services or commodities of an SBE, will be
180 considered under the county's suspension and debarment policy.

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G. Reservation of Contracts.

(1) Unless otherwise prohibited by federal or state law, the County may reserve contracts to be awarded only to SBEs. The County shall may review all of its needs and requirements in each fiscal year and the Board of County Commissioners may shall determine which contracts may be reserved for bidding only by SBEs. This reservation may only be used when it is determined, before dissemination of the request for proposals or invitation to bid, that there are capable, qualified, SBEs available who are interested and willing to bid on these contracts in order to provide for effective competition. Once a decision has been made to reserve a contract, the County shall estimate what it expects the dollar amount of the contract to be based on the nature of the contract and its value under prevailing market conditions. If all the bids received are over this estimate, the County may reject the bids and open the bidding to all vendors and contractors. Before contracts can be reserved for bidding only by SBEs, the Board of County Commissioners Administrator, in conjunction with the purchasing manager, must determine that such a reservation is in the best interest of the County.

(2) Unless otherwise prohibited by federal or state law, the County may reserve any construction contract for competitive bidding for contractors who agree to utilize SBEs as subcontractors or subvendors. The percentage of funds which must be expended with SBE subcontractors shall be determined by the County before the contract is reserved. In order to bid on a construction contract so reserved, the contractor shall identify those SBEs that will be utilized as subcontractors or subvendors. Once a decision has been made to reserve a contract, but before bids are requested, the County shall estimate what it expects the amount of the contract to be based on the nature of the contract involved and its value under prevailing market conditions. If all the bids received are over this estimate, the County may reject the bids and open the bidding to all vendors and contractors. It is the express responsibility of the contractor to verify that all SBEs that will be utilized as subcontractors or subvendors are currently certified by the County.

H. SBE Preference.

(1) The County may award a bid preference on any single bid, as provided in Sec. 46-110, to a certified SBE.

~~(2) The County may award a bid preference on any single bid, as provided in Sec. 46-110, to any contractor that agrees to use SBEs as subcontractors or subvendors for at least 15-51 percent or more of the total dollar value of the bid.~~

~~(3) The County may award a preference in evaluation points to SBEs or contractors that meet the SBE participation goal in its RFP response.~~

~~(4) The purchasing department will formulate and present for adoption any rules necessary to implement the SBE preference in order to guide the county toward having~~

228 ~~a certain percentage of its expenditures for materials, supplies, equipment, goods,~~
229 ~~services or construction placed with SBEs.~~

230
231 (52) SBE preference does not apply to contracts that are reserved in accordance with
232 this section. Preferences as provided in this chapter may not be combined. Only one
233 preference may be awarded on any single solicitation to any certified SBE or contractor.
234 Any SBE bid preference awarded pursuant to this section shall take priority over any
235 local business bid preference that may apply to any single solicitation.

236
237 **I. Responsiveness of bids—Good faith efforts.**

238
239 (1) Every competitive bid ~~or proposal~~, if not submitted by a SBE, must demonstrate
240 good faith efforts to utilize SBEs as subcontractors or subvendors.

241
242 (2) The County may consider written documentation submitted with the bid package
243 ~~or proposal~~ in determining whether a contractor has made one or more good faith
244 efforts including, but not limited to:

245
246 (a) Whether the contractor attended any presolicitation or prebid meeting that
247 was scheduled by the county to inform SBEs of contracting and subcontracting
248 opportunities;

249
250 (b) Whether the contractor advertised in a general circulation, trade association,
251 and/or SBE focus media concerning the subcontracting opportunities;

252
253 (c) Whether the contractor provided written notice to a reasonable number of
254 SBEs that their interest in the contract was being solicited in sufficient time to
255 allow the SBE to participate effectively;

256
257 (d) Whether the contractor followed up initial solicitations of interest by
258 contacting SBEs to determine whether a SBE is interested;

259
260 (e) Whether the contractor selected portions of the work to be performed by
261 SBEs in order to increase the likelihood of meeting the SBE goals of the county,
262 including, where possible, breaking down contracts into economically feasible
263 units to facilitate SBE participation;

264
265 (f) Whether the contractor negotiated in good faith with interested SBEs, not
266 rejecting SBE as unqualified without sound reasons based on investigation of
267 their capabilities;

268
269 (g) Whether the contractor made efforts to assist interested SBEs in obtaining
270 bonding, lines of credit, or insurance required by the county and/or the
271 contractor; and

272

273 (h) Whether the contractor effectively used the services of available small
274 business community organizations; small business contractors' groups; local,
275 state, and federal business assistance offices; and other organizations that
276 provide assistance in the recruitment and placement of small businesses.
277

278 (3) The County may waive the good faith requirement for procurement where sub-
279 contracting is not applicable or in order to ensure adequate competition.
280

281 **J. SBE Assistance Program.**

282
283 (1) The SBE assistance program is established within the Office of Purchasing and
284 will report all recommendations and activities associated with the SBE program directly
285 to the County Administrator. This program will assist, and encourage, ~~and serve as a~~
286 ~~liaison for a~~ SBEs to ~~become a supplier of materials, supplies, equipment, or services to~~
287 ~~the County~~ participate in the County solicitation process.
288

289 (2) In addition, the purchasing department, in conjunction with the County
290 Administrator, shall:

291 (a) Review and comment on any changes to a county policy, rule or regulation
292 relating to SBE procurement;
293

294 (b) Receive, compile and disseminate information on procurement opportunities,
295 availability of SBEs and available technical assistance;
296

297 (c) Refer all information on any business suspected of misrepresenting its SBE
298 status to the County Administrator's office;
299

300 (d) Maintain a central list of certified SBEs, and provide it upon request, ~~and~~
301 ~~maintain a process for timely and independent verification of the status of~~
302 ~~businesses currently certified and seeking certification from the County as a~~
303 ~~SBE;~~ and
304

305 (e) Host, not less than annually, a workshop to assist small businesses located
306 in Escambia County to obtain SBE certification and to do business with the
307 county.
308

309 (f) ~~Present an annual written report to the Board of County Commissioners on~~
310 ~~the SBE Program.~~
311

312
313 **K. Implementation of policy; monitoring of compliance.**

314
315 In order to systematically augment a viable SBE component within the County's
316 purchasing and procurement system, the purchasing manager shall be delegated the
317 following powers and duties to fulfill their responsibilities and functions:
318

- 319 1) Establish and compile a system of coordinated, uniform procurement policies,
320 procedures, and practices ~~to implement~~ supporting the SBE program.
321
- 322 2) ~~Establish and strongly encourage the annual expenditure of up to fifteen (15)~~
323 ~~percent of the total competitive procurement monies with SBEs for materials,~~
324 ~~supplies, equipment services and construction~~ Encourage the use of SBE's in
325 County contracting and procurement for goods, services and construction that
326 may be provided or performed by SBEs and strive to achieve the stated SBE
327 annual program goal.
328
- 329 3) ~~Formulate and establish a system~~ Manage and maintain the Information
330 System or other automated interface with the County's Finance System to record
331 and measure the use of SBEs in county contracting. This system shall maintain
332 information and statistics on SBE participation, in order to analyze the progress
333 of the SBE program.
334
- 335 4) ~~The purchasing manager shall annually~~ Provide an annual written report to
336 the County Administrator detailing the contractual or procurement disbursements
337 made to SBEs to the County Administrator for goods, services and construction.
338 ~~This information shall be made available to the Board of County Commissioners.~~
339 ~~as well as the public at large. The purchasing department shall be responsible for~~
340 ~~the accuracy of information provided.~~
341

342 **Section 2. Severability.**
343

344 That if any section, sentence, clause or phrase of this Ordinance is held to be
345 invalid or unconstitutional by any Court of competent jurisdiction, then said holding shall
346 in no way affect the validity of the remaining portions of this Ordinance.
347

348 **Section 3. Inclusion in the Code.**
349

350 It is the intention of the Board of County Commissioners that the provisions of
351 this ordinance shall become and be made a part of the Escambia County Code; and
352 that the sections of this Ordinance may be renumbered or relettered and the word
353 "ordinance" may be changed to "section", "article", or such other appropriate word or
354 phrase in order to accomplish such intentions.
355

356 **Section 4. Effective Date.**
357

358 This Ordinance shall become effective upon filing with the Department of State.
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DONE AND ENACTED THIS ____ DAY OF _____, 2014.

**BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA**

BY: _____
Lumon J. May, Chairman

**ATTEST: PAM CHILDERS
Clerk to the Circuit Court**

BY: _____
Deputy Clerk

(SEAL)

Enacted:
Filed with Department of State:
Effective:



BOARD OF COUNTY COMMISSIONERS
Escambia County, Florida

AI-6389

County Attorney's Report 11. 1.

BCC Regular Meeting

Information

Meeting Date: 07/10/2014

Issue: Florida Association of County Attorneys 2014-15 Board of Directors

From: Alison Rogers, County Attorney

Organization: County Attorney's Office

CAO Approval:

RECOMMENDATION:

Recommendation Concerning the Florida Association of County Attorneys (FACA) 2014-15 Board of Directors

That the Board be informed that the County Attorney, Alison P. Rogers, was appointed to the Florida Association of County Attorneys (FACA) 2014-15 Board of Directors pursuant to action during the 2014 Annual Conference.

BACKGROUND:

N/A

BUDGETARY IMPACT:

N/A

LEGAL CONSIDERATIONS/SIGN-OFF:

N/A

PERSONNEL:

N/A

POLICY/REQUIREMENT FOR BOARD ACTION:

N/A

IMPLEMENTATION/COORDINATION:

N/A

Attachments

2014-15 Board of Directors



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