

CITY OF APALACHICOLA
PLANNING & ZONING BOARD
JOINT WORKSHOP & REGULAR MEETING
MONDAY, February 13th, 2023
Community Center - 1 Bay Avenue
Minutes

Attendance:

- **Al Ingle, Bobby Miller, Lee McLemore, Elizabeth Milliken, Chase Galloway, Joe Taylor**

Joint Workshop - Height Ordinance: 5:30 PM

- **City Clerk to publish minutes on City website.**

Regular Meeting: 6:00 PM

1. Approval of January 9th, 2023 regular meeting minutes.
 - **Motion to approve by Elizabeth Milliken; 2nd by Lee McLemore. All in favor – motion carried.**

2. Review, Discussion and Decision for Fish Cleaning Station. **(R-2) @ 27 Myrtle Avenue.** Block 8, Lot 16. For A.& D. Ingle -Owner; Contractor: Self
 - **Motion to approve by Lee McLemore; 2nd by Joe Taylor. All in favor – motion carried.**

3. Review, Discussion and Decision for Fence, Shed, & Additions. **(R-2) @ 157 Avenue I,** Block 139, Lot 1. For G. & R. Striker -Owner; Contractor: Self
 - **Motion to approve by Bobby Miller; 2nd by Lee McLemore. All in favor – motion carried.**

4. Review, Discussion and Decision for Sign. **(Historic District) (R-1) @ 27 6th Street.** Block 14 Lots 6-9. For St. Patrick Catholic Church –Owner; Contractor: TBD
 - **Motion to approve by Joe Taylor; 2nd by Chase Galloway. All in favor – motion carried.**

5. Review, Discussion and Decision for Mobile Home. **(R-3) @ 356 25th Avenue.** Block 221 Lots 1-2. For M. Varnes – Owner; Contractor: TBD
 - **Motion to approve by Lee McLemore; 2nd by Elizabeth Milliken. All in favor – motion carried.**

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6. Review, Discussion and Decision for Mobile Home & 2 Sheds. **(R-3) @ 444 23rd Avenue.** Block 215 Lots 12-14. For E. Pugh & H. Bramlett – Owner; Contractor: Ironwood
 - **Motion to approve contingent upon corner setbacks being met by Chase Galloway; 2nd by Bobby Miller. All in favor – motion carried.**

7. Review, Discussion and Decision for Carport. **(Historic District) (R-1) @ 17 7th Street.** Block 26 Lots ½ of Lot 7 & 30' of Lot 8. For N. McNair – Owner; Contractor: Polaronis
 - **Motion to approve by Elizabeth Milliken; 2nd by Lee McLemore. All in favor – motion carried.**

8. Review, Discussion and Decision for Shed. **(R-2) @ 164 MLK Ave.** Block 139 Lots 8 & ½ of 7. For C. Darnell – Owner; Contractor: TBD
 - **Motion to approve contingent upon the land swap with G. Coxwell (agenda item 9) being recorded with the Franklin County Property Appraiser Office by Bobby Miller; 2nd by Lee McLemore. All in favor – motion carried.**

9. Review, Discussion and Decision for Fence, Relocation of Home, & Addition. **(R-2) @ 911 ADDRESS NEEDED.** Block 139 Lots ½ of 7 & ½ of 8. For Apalachicola Development & Land LLC – Owner; Contractor: Construct Group SE Inc.
 - **Motion to approve contingent upon the land swap with C. Darnell (agenda item 8) being recorded with the Franklin County Property Appraiser Office and a 911 Address being allocated for the property by Joe Taylor; 2nd by Bobby Miller. All in favor – motion carried.**

10. Review, Discussion and Decision for Fence & Decks. **(Historic District) (R-1) @ 232, 228, 226 8th Street.** Block 165 Lot 165 Lots ½ of 2, 3, & 17.5 of 4. For Apalachicola Historical Rentals LLC – Owner; Contractor: Self
 - **Motion to approve by Chase Galloway; 2nd by Elizabeth Milliken. All in favor – motion carried.**

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11. Review, Discussion and Decision for Fence, Parking Pad, Deck Addition, and SwimSpa Pad. **(Historic District) (R-1) @ 194 10th Street.** Block 157 Lots 3 & 4. For A, & D. Rauscher – Owner; Contractor: Construct Group SE Inc.
- **Motion to approve by Bobby Miller; 2nd by Chase Galloway. All in favor – motion carried.**
12. Review, Discussion and Decision for Fence & Gravel Driveway. **(Historic District) (R-1) @ 165 10th Street.** Block 159 Lot 8. For K. Lee & H. Arthur – Owner; Contractor: Construct Group SE Inc.
- **Motion to approve by Lee McLemore; 2nd by Bobby Miller. All in favor – motion carried.**
13. Review, Discussion and Decision for Signage. **(Historic District) (C-1) @ 100 Market Street.** Block 2 Lots 4 & 5. For Jerry Hall – Owner; Contractor: Self
- **Motion to approve contingent upon all 3 signs being 24SqFt or under & The Grill sign on the corner of the building being left as a historic reference as the name of the business has changed by Bobby Miller; 2nd by Elizabeth Milliken. All in favor – motion carried.**
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Other/New Business: **N/A**

Outstanding/Unresolved Issues: **N/A**

Motion to adjourn by Lee McLemore; 2nd by Chase Galloway. Meeting adjourned.

Minutes Approved: 

Date: 02/14/23

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

LAST NAME—FIRST NAME—MIDDLE NAME Ingle AI	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE City of Apalachicola, Planning and Zoning Board
MAILING ADDRESS 192 Coach Wagoner Blvd	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY City of Apalachicola	<input type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input checked="" type="checkbox"/> OTHER LOCAL AGENCY
COUNTY Franklin	NAME OF POLITICAL SUBDIVISION: City of Apalachicola
DATE ON WHICH VOTE OCCURRED February 13, 2023	MY POSITION IS:
	<input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

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

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

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

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

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

* * * * *

ELECTED OFFICERS:

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

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

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

* * * * *

APPOINTED OFFICERS:

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

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

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

APPOINTED OFFICERS (continued)

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

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

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

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Al Ingle, hereby disclose that on February 13, 2023:

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

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

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

I submitted to PZ (a Board upon which I serve as Chairman) for approval to construct a fish cleaning station at my home.

Date Filed

2/14/23

Signature

Al Ingle

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