

## PLANNING AND ZONING COMMISSION

There was a meeting of the Indian River County (IRC) Planning and Zoning Commission (P&Z) on Thursday, May 22, 2008 at 7:00 p.m. in the Commission Chambers of the County Administration Building, 1801 27<sup>th</sup> Street, Vero Beach, Florida. You may hear an audio of the meeting; review the meeting agenda, backup material and the minutes on Indian River County website [www.ircgov.com/Boards/PZC/2008](http://www.ircgov.com/Boards/PZC/2008).

Present were members: Chairman George Hamner, Member-at-Large; Gerard Weick, District 2 Appointee; Craig Fletcher, District 3 Appointee; Greg Smith, District 4 Appointee and George Lawrence, District 5 Appointee.

Absent were Donna Keys, District 1 Appointee; Dr. Richard Baker, Member-at-Large; and Ann Reuter, non-voting School Board Liaison (all excused).

Also present was IRC staff: William G. Collins II, County Attorney; Stan Boling, Planning Director; John McCoy, Senior Planner; and Reta Smith, Recording Secretary.

### **Call to Order and Pledge of Allegiance** (6:01:23)

Chairman Hamner called the meeting to order and led all in the Pledge of Allegiance.

### **Approval of Minutes** (6:02:02)

**ON MOTION BY Mr. Lawrence, SECONDED BY Mr. Fletcher, the members voted unanimously (5-0) to approve the minutes of the meeting of May 8, 2008, as presented.**

### **Public Hearing** (6:02:23)

Chairman Hamner read the following into the record:

#### **A. Consideration of Proposed Mining Moratorium Extension**

Attorney Collins recapped the moratorium was imposed for six months by an ordinance to look at new mining regulations and get them in

place. He related there had been a number of workshops in the past few months but it had become apparent future workshops would preclude any new regulations from being developed by the July 10, 2008 expiration of the current moratorium. Attorney Collins continued State law did not allow mining moratoriums to go for more than 12 months and staff had structured an extension of the existing moratorium ordinance for six more months. He added in the event new mining regulations were adopted prior to that time, the ordinance could terminate the moratorium earlier if appropriate.

Chairman Hamner opened the public hearing at 7:05 p.m. and since no one wished to speak, the public hearing was closed.

6:06:17

**ON MOTION BY Mr. Lawrence, SECONDED BY Mr. Weick, the members voted unanimously (5-0) to extend the mining moratorium as recommended by staff, with termination in the event of passage of legislation.**

**Commissioners Matters** (6:06:51)

Discussion was held about dates for future mining workshops. It was felt daytime meetings on July 14 or 15 and one day during the second week in August, 2008 would fit into everyone's schedule.

**Planning Matters** (6:11:03)

None.

**Attorney's Matters** (6:11:11)

Attorney Collins related the Everglades mining case had been overturned. He advised the case would either go to the United States Supreme Court or back to the Federal District Judge to exercise less of his own judgment and more evaluation of the permitting agencies' opinions as to whether permits were appropriate or not.

**Adjournment** (6:13:40)

There being no further business, the meeting was adjourned at 7:15 p.m.

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George Hamner, Chairman

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Date

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Reta Smith, Recording Secretary

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Date