

**MINUTES  
LOCAL PLANNING AGENCY  
THURSDAY, FEBRUARY 18, 2016 - 5:30 P.M.  
DESTIN CITY HALL BOARDROOM**

**1. CALL TO ORDER:**

Vice Chairman Link called the Local Planning Agency meeting to order on Thursday, February 18, 2016 at 5:30 p.m., in the Destin City Hall Boardroom.

**2. ROLL CALL:**

**Members Present**

James Link  
Ronald Johnston  
Scott Jacobs  
Corey Ledbetter

**Members Absent**

Donald David

**Staff**

Kim Montgomery, Deputy City Clerk  
Joe Bodi, Engineering Assistant  
Jerry Miller, City Attorney

**3. APPROVAL OF MINUTES: January 7, 2016**

**Motion by Agency member Jacobs, seconded by Agency member Johnston; to approve both the minutes of the January 7, 2016 meeting minutes, passed unanimously with a 4-0 vote.**

**4. NEW BUSINESS:**

- A. A public hearing to review proposed Ordinance No. 16-02-CN, which is an Ordinance that would vacate the northeast 0.08 acre segment of Tarpon Street right-of-way. Blacjac Investments LLC, owner - William W Abbott, Jr, Managing Member of 4575 Luke Ave, is requesting to vacate abandon, discontinue and close a portion of the public Right-of-Way (ROW) on Tarpon Street in Destin. The proposed Ordinance title is as follows:

**ORDINANCE NO. 16-02-CN**

**AN ORDINANCE OF THE CITY OF DESTIN, FLORIDA, PROVIDING FOR AUTHORITY; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR ABANDONMENT OF THE NORTHEAST 0.08 ACRE SEGMENT OF TARPON STREET RIGHT-OF-WAY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

The City Attorney read the title into the record. He explained that in the staff report, it reflects that there is no public purpose for the City to retain this portion of right of way in the public domain and that in the Florida Law, presumption is that a municipal or county government shall retain property that is suitable for public purpose. In addition, any property that shows there is no public benefit, the expectation is that property shall be returned to private ownership by vacation of right-of-way and therefore it returns to taxability under the ad valorem tax system in Florida.

The Vice Chairman opened the hearing to the public. With no one coming forward to speak, he closed the public portion of the hearing and asked staff for any additional input. The Engineering Assistant informed the members that there will be an easement required by a utility company as well as the large shared driveway to be split by the property owners.

**On a motion by Agency member Johnston, seconded by Agency member Ledbetter; the members voted 4-0 to recommend City Council vacate and abandon a portion of the Tarpon Street right-of-way based on findings that the request satisfies all requirements identified in the Land Development Code, Section 8.01.00.D, with the following conditions that the applicant must provide an executed easement agreements with Okaloosa Gas District as requested.**

- B. A public hearing to review proposed Ordinance No. 16-03-CN, which is an Ordinance that would vacate the northwest 0.08 acre segment of the Tarpon Street right-of-way. Mr. Jeffery R & Christine McGowan, owners of 4571 Luke Ave, are requesting to vacate abandon, discontinue and close a portion of the public Right-of-Way (ROW) on Tarpon Street in Destin. The proposed Ordinance title is as follows:

**ORDINANCE NO. 16-03-CN**

**AN ORDINANCE OF THE CITY OF DESTIN, FLORIDA, PROVIDING FOR AUTHORITY; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR ABANDONMENT OF THE NORTHWEST 0.08 ACRE SEGMENT OF TARPON STREET RIGHT-OF-WAY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

The City Attorney read the title into the record and afterwards explained that this ordinance has all the same requirements as the previous one they just heard.

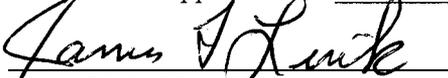
The Vice Chairman opened the hearing to the public. With no one coming forward to speak, he closed the public portion of the hearing and called for a motion.

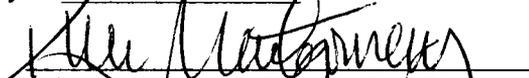
**On a motion by Agency member Ledbetter, seconded by Agency member Jacobs the Agency members voted 4-0 to recommend City Council vacate and abandon a portion of the Tarpon Street right-of-way based on findings that the request satisfies all requirements identified in the Land Development Code, Section 8.01.00.D, with the following conditions that the applicant must provide an executed easement agreements with Okaloosa Gas District as requested.**

**5. ADJOURNMENT:**

Having no further discussion at this time, the meeting adjourned at 5:40 p.m.

Adopted and approved this 17<sup>th</sup> day of March, 2016.

  
James Link, Vice Chairman

  
Kim Montgomery, Deputy City Clerk