



City of Newberry Commission Meeting

November 22, 2021
7:00 p.m.

25440 West Newberry Road
Newberry, Florida 32669

MINUTES

CALL TO ORDER

Mayor Marlowe called the meeting to order at 7:00 p.m.

APPROVAL OF AGENDA

Mayor Marlowe asked for approval of the agenda.

Motion made by Commissioner Marden to approve the agenda.

Seconded by Commissioner Mazon.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

QUORUM CHECK

Mayor

Jordan Marlowe

Commissioners

Mark Clark
Monty Farnsworth
Tim Marden
Tony Mazon

City Attorney

Scott Walker

City Manager

Mike New

City Clerk

Judy Rice

Staff:

Assistant City Manager, Director of Finance & Administration
Director of Planning & Economic Development
Principal Planner

Dallas Lee
Bryan Thomas
Wendy Kinser-Maxwell

Absent:

Commissioner

Ricky Coleman

INVOCATION

Pastor Armon Lowry led the invocation.

PLEDGE OF ALLEGIANCE

Commissioner Clark led the pledge.

PRESENTATIONS

1. Children's Trust of Alachua County.

Mr. Colin Murphy, Executive Director of Children's Trust of Alachua County, provided a PowerPoint.

2. Newberry Urban Services Area Boundary.

Manager New introduced this item and Director Thomas provided a PowerPoint.

PUBLIC ANNOUNCEMENTS

Mr. Lee Pinkoson, Ms. Lisa Tate, Newberry Main Street Organization, and Ms. Joy Glanzer, Newberry Opioid Task Force, spoke.

CONSENT AGENDA

3. EDA Grant Resolution (Champions Park)

Resolution 2021 - 50, A Resolution Authorizing the City Manager to Make Application to the U. S. Economic Development Administration's Tourism, Travel, and Outdoor Recreation Grant Fund.

4. EDA Matching Grant Resolution (Champions Park)

Resolution 2021 - 51, A Resolution authorizing the City of Newberry to Match the U.S. Economic Development Administration's Tourism, Travel, and Outdoor Recreation Grant Fund.

Mayor Marlowe asked for approval of the consent agenda.

Motion made by Commissioner Clark to approve the consent agenda.

Seconded by Commissioner Farnsworth.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

PUBLIC HEARINGS AND ORDINANCES

5. Fiscal Year 2020-2021 Final Budget Amendment (Resolution 2021-52).

Attorney Walker read Resolution 2021-52 by title only.

Assistant Manager Lee presented this item. The recommended action is to adopt Resolution 2021-52.

Motion made by Commissioner Farnsworth to adopt Resolution 2021-52.

Seconded by Commissioner Clark.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

6. Development Agreement between the City of Newberry and M3 Avalon Woods LLC for Phase 1B of the Avalon Woods Mixed-Use Development

Quasi-Judicial Public Hearing Second Reading: DA-SD 21-02, a proposed development agreement between the City of Newberry and M3 Avalon Woods LLC, Owner. The land which is the subject of the Development Agreement is located to the east of State Road 45 and on the south side of NW 24th Avenue, identified as Alachua County Parcel Number 01874--200-000, consisting of ±9.44 acres. The Development Agreement addresses implementation of the adopted Avalon Woods Mixed-Use Development Approval Ordinance 2021-14 (LDR 21-10), specifically the development of the Residential Phase 1B portion of Avalon Woods Subdivision. The proposed population density of Phase 1B is approximately 10 persons per acre, with a building density of 4 per acre. The maximum building height is 35 feet.

Mayor Marlowe reviewed the procedures for Quasi-Judicial Hearings. He read through the presentation order.

Clerk Rice swore in Principal Planner Kinser-Maxwell, Director Thomas, Manager New, Mr. Chris Potts, Applicant Representative, Engineer for JB Pro Group.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no third-party intervenor present.

OPEN PUBLIC HEARING

Principal Planner Kinser-Maxwell presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to approve DA-SD 21-02 on second reading.

Applicant did not present.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

**Motion made by Commissioner Marden to approve
DA-SD 21-02 on second reading.**

Seconded by Commissioner Mazon.

**Voting Yea: Commissioner Clark, Commissioner
Farnsworth, Commissioner Marden, and
Commissioner Mazon.**

MOTION PASSED 4-0

**7. Development Agreement between the City of Newberry and M3 Avalon Woods LLC for
Phase 3 of the Avalon Woods Mixed-Use Development**

Quasi-Judicial Public Hearing Second Reading: DA-SD 21-08, a proposed development agreement between the City of Newberry and M3 Avalon Woods LLC, Owner. The land which is the subject of the Development Agreement is located on the east side of State Road 45 and to the south of NW 16th Avenue and identified as a portion of Alachua County Parcel Numbers 01897-000-000, consisting of ±43.38 total acres. The Development Agreement addresses implementation of the adopted Avalon Woods Mixed-Use Development Approval Ordinance 2021-14 (LDR 21-10)), specifically the development of the Residential Phase 3 portion of Avalon Woods subdivision. The proposed population density of the residential portion of Phase 3 is approximately 10 persons per acre, with a building density of 4 per acre. The maximum building height is 35 feet.

No new participants entered the chambers.

Principal Planner Kinser-Maxwell and Mr. Potts remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

**Voting Nay: Commissioner Clark, Commissioner
Farnsworth, Commissioner Marden, and
Commissioner Mazon.**

There was no third-party intervenor present.

OPEN PUBLIC HEARING

Principal Planner Kinser-Maxwell presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to approve DA-SD 21-08 on second reading.

Mr. Potts presented a PowerPoint presentation.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Clark to enact DA-SD 21-08 on second reading.

Seconded by Commissioner Marden.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

8. Request to change Future Land Use from Agriculture to Commercial on 18.48 Acres (parcels 01923-005-000 and 01923-005-001)

Quasi-judicial Public Hearing Second Reading: Ordinance 2021-50/CPA 21-15, an application by Joseph J. and Teresa L. Hoffman, Owners, to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the Future Land Use classification from AGRICULTURE to COMMERCIAL on the property consisting of approximately 18.48 acres, located at 20785 and 20737 West Newberry Road, as shown on the location map below and identified by Alachua County Parcel Numbers: 01923-005-000 and 01923-005-001.

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-50 by title only.

Principal Planner Kinser-Maxwell remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no third-party intervenor present.

OPEN PUBLIC HEARING

Principal Planner Kinser-Maxwell presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to enact Ordinance 2021-50 on second reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Mazon to enact Ordinance 2021-50 on second reading.

Seconded by Commissioner Marden.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

- 9. Rezoning from Agricultural (A) to Commercial, Intensive (CI) on 18.48 Acres (parcels 01924-002-000 and 01923-005-001)**

Quasi-Judicial Public Hearing Second Reading: Ordinance 2021-51/LDR 21-23, an application by Joseph J. and Teresa L. Hoffman, Owners, to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from AGRICULTURAL (A) to COMMERCIAL, GENERAL (CG) [recommended zoning is Commercial, Intensive (CI) which includes CG] on property consisting of approximately 18.48 acres, located at 20785 and 20737 West Newberry Road and identified by Alachua County Parcel Numbers: 01923-005-000 and 01923-005-001. (This application is contingent upon approval of Application CPA 21-15.)

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-51 by title only.

Principal Planner Kinser-Maxwell remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no third-party intervenor present.

OPEN PUBLIC HEARING

Principal Planner Kinser-Maxwell presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to enact Ordinance 2021-51 on second reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Farnsworth to enact Ordinance 2021-51 on second reading.

Seconded by Commissioner Mazon.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

- 10. Future Land Use Map amendment from Alachua County Rural/Agriculture to City of Newberry Agriculture on previously annexed property (Parcel Numbers: 01834-003-000 and 01834-006-000)**

Quasi-Judicial Public Hearing Second Reading: Ordinance 2021-52/CPA 21-16, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the Future Land Use classification from ALACHUA COUNTY RURAL/AGRICULTURE to CITY OF NEWBERRY AGRICULTURE on property previously voluntarily annexed to the City, identified by Alachua County Parcel Numbers: 01834-003-000 and 01834-006-000.

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-52 by title only.

Principal Planner Kinser-Maxwell remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Principal Planner Kinser-Maxwell presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to enact Ordinance 2021-52 on second reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Commissioner Mazon stepped out of the chambers at 8:34 p.m.

Motion made by Commissioner Farnsworth to enact Ordinance 2021-52 on second reading.

Seconded by Commissioner Clark.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, and Commissioner Marden.

MOTION PASSED 3-0

Commissioner Mazon returned to the chambers at 8:37 p.m.

- 11. Future Land Use Map amendment from Alachua County Rural/Agriculture to City of Newberry Agriculture on previously annexed property (Parcel Number 04265-007-000).**

Quasi-Judicial Public Hearing Second Reading: Ordinance 2021-54/CPA 21-17, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the Future Land Use classification from ALACHUA COUNTY RURAL/AGRICULTURE to CITY OF NEWBERRY AGRICULTURE on property previously voluntarily annexed to the City, identified by Alachua County Parcel Number 04265-007-000.

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-54 by title only.

Principal Planner Kinser-Maxwell remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Principal Planner Kinser-Maxwell presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to enact Ordinance 2021-54 on second reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Clark to enact Ordinance 2021-54 on second reading.

Seconded by Commissioner Marden.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

12. Rezoning of previously annexed property from Alachua County Rural/Agriculture to City of Newberry Agricultural (Parcel Numbers: 01834-003-000 and 01834-006-000)

Quasi-Judicial Public Hearing Second Reading: Ordinance 2021-53/LDR 21-24, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from Alachua County Agriculture (A) to City of Newberry Agricultural (A) on property previously voluntarily annexed to the City and identified by Alachua County Parcel Numbers: 01834-003-000 and 01834-006-000. (This application is contingent upon approval of Application CPA 21-16.)

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-53 by title only.

Principal Planner Kinser-Maxwell remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Principal Planner Kinser-Maxwell presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to enact Ordinance 2021-53 on second reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Marden to enact Ordinance 2021-53 on second reading.

Seconded by Commissioner Mazon.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

13. Rezoning of previously annexed property from Alachua County Rural/Agriculture to City of Newberry Agricultural (Parcel Number 04265-007-000).

Quasi-Judicial Public Hearing Second Reading: Ordinance 2021-55/LDR 21-25, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from Alachua County Agriculture (A) to City of Newberry Agricultural (A) on property previously voluntarily annexed to the City and identified by Alachua County Parcel Number 04265-007-000. (This application is contingent upon approval of Application CPA 21-17.)

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-55 by title only.

Principal Planner Kinser-Maxwell remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Principal Planner Kinser-Maxwell presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to enact Ordinance 2021-55 on second reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Farnsworth to enact Ordinance 2021-55 on second reading.

Seconded by Commissioner Marden.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

- 14. Changing Future Land Use Map classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on previously annexed property (Parcel Number 01756-000-000).**

Quasi-Judicial Public Hearing First Reading: Ordinance 2021-57/CPA 21-23, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the Future Land Use classification from ALACHUA COUNTY RURAL/AGRICULTURE to CITY OF NEWBERRY AGRICULTURE on property previously voluntarily annexed to the City, identified by Alachua County Parcel Number 01756-000-000.

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-57 by title only.

Director Thomas remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Director Thomas presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to pass Ordinance 2021-57 on first reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Clark to pass Ordinance 2021-57 on first reading.

Seconded by Commissioner Marden.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

- 15. Changing Future Land Use Map classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on previously annexed property (Parcel Numbers 04262-000-000, 04263-001-000, 04263-000-000, 04272-000-000, and 04273-000-000).**

Quasi-Judicial Public Hearing: First Reading of Ordinance 2021-61/CPA 21-24, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the Future Land Use classification from ALACHUA COUNTY RURAL/AGRICULTURE to CITY OF NEWBERRY AGRICULTURE on property previously voluntarily annexed to the City, identified by Alachua County Parcel Numbers 04262-000-000, 04263-001-000, 04263-000-000, 04272-000-000, and 04273-000-000.

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-61 by title only.

Director Thomas remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Director Thomas presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to pass Ordinance 2021-61 on first reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Farnsworth to pass Ordinance 2021-61 on first reading.

Seconded by Commissioner Marden.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

- 16. Changing Future Land Use Map classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on previously annexed property (Parcel Numbers 01834-004-000 and 01834-005-000).**

Quasi-Judicial Public Hearing: First Reading of Ordinance 2021-59/CPA 21-22, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the Future Land Use classification from ALACHUA COUNTY RURAL/AGRICULTURE to CITY OF NEWBERRY AGRICULTURE on property previously voluntarily annexed to the City, identified by Alachua County Parcel Numbers 01834-004-000 and 01834-005-000.

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-59 by title only.

Director Thomas remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Director Thomas presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to pass Ordinance 2021-59 on first reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Mazon to pass Ordinance 2021-59 on first reading.

Seconded by Commissioner Clark.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

- 17. Changing Future Land Use Map classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on previously annexed property (Parcel Number 04273-001-000).**

Quasi-Judicial Public Hearing: First Reading of Ordinance 2021-63/CPA 21-20, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the Future Land Use classification from ALACHUA COUNTY RURAL/AGRICULTURE to CITY OF NEWBERRY AGRICULTURE on property previously voluntarily annexed to the City, identified by Alachua County Parcel Number 04273-001-000.

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-63 by title only.

Director Thomas remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Director Thomas presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to pass Ordinance 2021-63 on first reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Clark to pass Ordinance 2021-63 on first reading.

Seconded by Commissioner Mazon.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

- 18. Changing Future Land Use Map classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on previously annexed property (Parcel Number 02696-010-007).**

Quasi-Judicial Public Hearing First Reading: Ordinance 2021-67/CPA 21-19, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the Future Land Use classification from ALACHUA COUNTY

RURAL/AGRICULTURE to CITY OF NEWBERRY AGRICULTURE on property previously voluntarily annexed to the City, identified by Alachua County Parcel Number 02696-010-007.

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-67 by title only.

Director Thomas remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Director Thomas presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to pass Ordinance 2021-67 on first reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Mazon to pass Ordinance 2021-67 on first reading.

Seconded by Commissioner Clark.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

- 19. Changing Future Land Use Map classification from Alachua County Rural/Agriculture to City of Newberry Agriculture on previously annexed property (Parcel Number 01925-009-000 and 01925-009-001).**

Quasi-Judicial Public Hearing: Ordinance 2021-69/CPA 21-21, an application by the City of Newberry to amend the Future Land Use Plan Map of the Comprehensive Plan by changing the Future Land Use classification from ALACHUA COUNTY RURAL/AGRICULTURE to CITY OF NEWBERRY AGRICULTURE on property previously voluntarily annexed to the City, identified by Alachua County Parcel Numbers 01925-009-000 and 01925-009-001.

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-69 by title only.

Director Thomas remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Director Thomas presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to pass Ordinance 2021-69 on first reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Marden to pass Ordinance 2021-69 on first reading.

Seconded by Commissioner Mazon.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

20. Rezoning previously annexed property from Alachua County Rural/Agriculture to City of Newberry Agricultural (Parcel Number: 01756-000-000).

Quasi-Judicial Public Hearing: First Reading of Ordinance 2021-58/LDR 21-32, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from ALACHUA COUNTY AGRICULTURE (A) to CITY OF NEWBERRY AGRICULTURAL (A) on property recently annexed into the City and identified by Alachua County Parcel Numbers: 01756-000-000. (This application is contingent upon approval of Application CPA 21-23.)

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-58 by title only.

Director Thomas remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Director Thomas presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to pass Ordinance 2021-58 on first reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Marden to pass Ordinance 2021-58 on first reading.

Seconded by Commissioner Mazon.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

21. **Rezoning previously annexed property from Alachua County Rural/Agriculture to City of Newberry Agricultural (Parcel Numbers: 04262-000-000, 04263-001-000, 04263-000-000, 04272-000-000, and 04273-000-000).**

Quasi-Judicial Public Hearing: First Reading of Ordinance 2021-62/LDR 21-33, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from ALACHUA COUNTY AGRICULTURE (A) to CITY OF NEWBERRY AGRICULTURAL (A) on property recently annexed into the City and identified by Alachua County Parcel Numbers: 04262-000-000, 04263-001-000, 04263-000-000, 04272-000-000, and 04273-000-000. (This application is contingent upon approval of Application CPA 21-24.)

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-62 by title only.

Director Thomas remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Director Thomas presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to pass Ordinance 2021-62 on first reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Clark to pass Ordinance 2021-62 on first reading.

Seconded by Commissioner Marden.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

22. Rezoning previously annexed property from Alachua County Rural/Agriculture to City of Newberry Agricultural (Parcel Numbers: 01834-004-000 and 01834-005-000)

Quasi-Judicial Public Hearing: First Reading of Ordinance 2021-60/LDR 21-31, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from Alachua County Agriculture (A) to City of Newberry Agricultural (A) on property previously voluntarily annexed to the City and identified by Alachua County Parcel Numbers: 01834-004-000 and 01834-005-000. (This application is contingent upon approval of Application CPA 21-22.)

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-60 by title only.

Director Thomas remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Director Thomas presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to pass Ordinance 2021-60 on first reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Farnsworth to pass Ordinance 2021-60 on first reading.

Seconded by Commissioner Marden.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

23. Rezoning previously annexed property from Alachua County Rural/Agriculture to City of Newberry Agricultural (Parcel Number: 04273-001-000)

Quasi-Judicial Public Hearing: First Reading of Ordinance 2021-64/LDR 21-29, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from Alachua County Agriculture (A) to City of Newberry Agricultural (A) on property previously voluntarily annexed to the City and identified by Alachua County Parcel Number: 04273-001-000. (This application is contingent upon approval of Application CPA 21-20.)

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-64 by title only.

Director Thomas remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Director Thomas presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to pass Ordinance 2021-64 on first reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

**Motion made by Commissioner Clark to pass
Ordinance 2021-64 on first reading.**

Seconded by Commissioner Mazon.

**Voting Yea: Commissioner Clark, Commissioner
Farnsworth, Commissioner Marden, and
Commissioner Mazon.**

MOTION PASSED 4-0

24. Rezoning previously annexed property from Alachua County Rural/Agriculture to City of Newberry Agricultural (Parcel Number: 02696-010-007)

Quasi-Judicial Public Hearing: First Reading of Ordinance 2021-68/LDR 21-28, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from Alachua County Agriculture (A) to City of Newberry Agricultural (A) on property previously voluntarily annexed to the City and identified by Alachua County Parcel Number: 02696-010-007. (This application is contingent upon approval of Application CPA 21-19.)

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-68 by title only.

Director Thomas remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

**Voting Nay: Commissioner Clark, Commissioner
Farnsworth, Commissioner Marden, and
Commissioner Mazon.**

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Director Thomas presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to pass Ordinance 2021-68 on first reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

Motion made by Commissioner Marden to pass Ordinance 2021-68 on first reading.

Seconded by Commissioner Mazon.

Voting Yea: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

MOTION PASSED 4-0

25. Rezoning previously annexed property from Alachua County Rural/Agriculture to City of Newberry Agricultural (Parcel Number: 01925-009-000).

Quasi-Judicial Public Hearing: First Reading of Ordinance 2021-70/LDR 21-30, an application by the City of Newberry to amend the Official Zoning Atlas of the City of Newberry by changing the zoning from ALACHUA COUNTY AGRICULTURE (A) to CITY OF NEWBERRY AGRICULTURAL (A) on property recently annexed into the City and identified by Alachua County Parcel Numbers: 01925-009-000 and 01925-009-001. (This application is contingent upon approval of Application CPA 21-21.)

No new participants entered the chambers.

Attorney Walker read Ordinance 2021-70 by title only.

Director Thomas remained sworn.

Mayor Marlowe asked for ex parte communication. There was none.

Voting Nay: Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, and Commissioner Mazon.

There was no applicant or third-party intervenor present.

OPEN PUBLIC HEARING

Director Thomas presented the staff overview as well as the report and recommendation with a PowerPoint. Recommendation is to pass Ordinance 2021-70 on first reading.

Mayor Marlowe asked for public comment. There was none.

There were no questions from the Commission to the staff or applicant. No cross-examination or final argument took place.

CLOSE PUBLIC HEARING

Attorney Walker reminded the Commission of the applicable law.

**Motion made by Commissioner Marden to pass
Ordinance 2021-70 on first reading.**

Seconded by Commissioner Clark.

**Voting Yea: Commissioner Clark, Commissioner
Farnsworth, Commissioner Marden, and
Commissioner Mazon.**

MOTION PASSED 4-0

AGENDA ITEMS

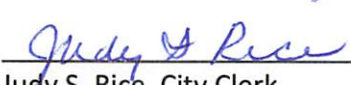
COMMENTS

Manager New, Attorney Walker, Clerk Rice, Commissioner Clark, Commissioner Farnsworth, Commissioner Marden, Commissioner Mazon, and Mayor Marlowe made comments.

MEETING ADJOURNMENT

Meeting adjourned at 9:25 p.m.



Jordan Marlowe, Mayor

Judy S. Rice, City Clerk