



CITY OF PARKER

City Hall

1001 West Park Street

Phone 850-871-4104

www.cityofparker.com

Mayor

Rich Musgrave

Clerk

Nancy Rowell

Council Members

Ken Jones, Mayor Pro Tem

Ron Chaple

Stacie Galbreath

John Haney

Attorney

Tim Sloan

PUBLIC NOTICE

REGULAR MEETING **OF** **THE CITY OF PARKER COUNCIL** **February 5, 2019** **5:30 PM** **PARKER CITY HALL**

NOTE: AT EACH OF ITS REGULAR OR SPECIAL MEETINGS, THE CITY OF PARKER COUNCIL ALSO SITS, AS EX OFFICIO, AS THE CITY OF PARKER COMMUNITY REDEVELOPMENT AGENCY (CRA) AND MAY CONSIDER ITEMS AND TAKE ACTION IN THAT CAPACITY.

AGENDA

CALL TO ORDER - Mayor Musgrave

INVOCATION – Rev. Danny Davis, Refuge Assembly of God

PLEDGE OF ALLEGIANCE – Mayor Pro Tem Jones

ROLL CALL

ITEMS FROM THE AUDIENCE (non-agenda items)

APPROVAL OF MINUTES

October 22, 2018—Emergency Meeting

REGULAR AGENDA

1. **Request for Variance at 4911 and 4915 Sharon Drive—Jimmy Lumley**
2. **Available Line of Credit for City—Mayor Musgrave**

CLERK'S REPORT

MAYOR'S REPORT

COUNCIL COMMENTS AND ANNOUNCEMENTS

ADJOURNMENT

Upcoming Events

- Next Planning Commission Meeting is February 12, 2019 at 5:00 pm
- Next Regular City Council Meeting is February 19, 2019 at 5:30 pm



Nancy A. Rowell, City Clerk

If a person decides to appeal any decision made by the City Council with respect to any matter considered at the meeting, if an appeal is available, such person will need a record of the proceeding and such person may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the City Clerk at 1001 West Park Street, Parker, Florida 32404; or by phone at (850) 871-4104. If you are hearing or speech impaired and you have TDD equipment, you may contact the City Clerk using the Florida Dual Party System, which can be reached at 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD). ALL INTERESTED PERSONS DESIRING TO BE HEARD ON THE AFORESAID agenda are invited to be present at the meeting.

**MINUTES
EMERGENCY MEETING
PARKER CITY COUNCIL
October 22, 2018**

Mayor Musgrave called the meeting to order at 11:03 a.m.
Mayor Musgrave gave the Invocation.
Mayor Pro-Tem Miller led the Pledge of Allegiance.

Present: Council Members Chaple, Haney, Jones, Miller and Mayor Musgrave

Also Present: City Attorney Sloan, City Clerk Rowell, Police Lt. Wilson, Fire Chief Kelly and Public Works Supervisor Summerlin

ITEMS FROM THE AUDIENCE—None

AGENDA

1. **Affirmation of Declaration of Emergency from 10-8-18** — On motion of Council Member Jones and second of Council Member Miller, the declaration of emergency from Hurricane Michael, made and agreed to by phone by the members on October 8th, was affirmed by a vote of 5 ayes, 0 nays.
2. **Award emergency contract for debris clearing/hauling** — On motion of Council Member Jones and second of Council Member Haney, the Council suspended the competitive bidding requirements of the Code of Ordinances due to the emergency situation from Hurricane Michael by a vote of 5 ayes, 0 nays. On motion of Council Member Haney and second of Council Member Miller, Crowder Gulf was awarded the emergency debris removal contract for a period of 60 days by a vote of 5 ayes, 0 nays.
3. **Award emergency contract for monitoring of debris clearing/hauling** — On motion of Council Member Haney and second of Council Member Jones, Tetra Tech was awarded the contract to monitor debris hauling for a period of 60 days by a vote of 5 ayes, 0 nays

The Council discussed the destruction of homes in Parker from the storm. On motion of Council Member Haney and second of Council Member Chaple, the Council voted to allow RVs in the front yard for six months while people are rebuilding their homes, with an option to come back to the Council for an extension, 5 ayes, 0 nays.

There was discussion about how to get communications to the residents since the City doesn't have Internet and its website is not up; that a Facebook page might be beneficial; that all available resources would be used; that four garbage collection services were back to regular pickup schedules and that Council Member Jones would try to contact Bargain Sanitation; that the Bay County Jail was open and taking prisoners; that there was a boil water notice in effect and that results would be back in two days so that hopefully it would be lifted soon; that construction debris and vegetative debris would be picked up; that transformers, lines and poles

would begin being picked up by Gulf Power; that the Sports Complex would be the City's debris deposit and sorting site; and that informational flyers would be created and posted and handed out door to door.

ADJOURNMENT—The meeting was adjourned at 11:33 a.m.

Nancy A. Rowell, City Clerk



CITY OF PARKER AGENDA ITEM SUMMARY

1. DEPARTMENT MAKING REQUEST/NAME OF PRESENTER:

Property Owner Jimmy Lumley

2. MEETING DATE:

Feb. 5, 2019

3. REQUESTED MOTION/ACTION:

Determine if a variance should be granted

4. IS THIS ITEM BUDGETED (IF APPLICABLE)

YES

☐

NO

☐

N/A

☒

5. BACKGROUND: (PROVIDE HISTORY; WHY THE ACTION IS NEEDED; WHAT GOAL WILL BE ACHIEVED FOR THE CITY)

Mr. Lumley and his company own property at 4911 and 4915 Sharon Dr. He was rebuilding a dock prior to Hurricane Michael, and is now rebuilding it again due to the storm damage. He rented space on his property to the workers who were repairing his dock.

The City received complaints that there were people living on the property/properties in RVs, but without principle structures (home/homes) on the property/properties, a violation of the Land Development Regulations (Section 5-12.2.12.) Code Enforcement spoke with Mr. Lumley asking him to remove the RVs, but eventually had to issue a Notice of Violation. Mr. Lumley is now asking the Council for a variance to allow the RVs to remain through June 14th.

AGENDA ITEM # 1

**CITY OF PARKER
PETITION FOR VARIANCE APPLICATION**

Date of application: 1.22.19 Application No.: _____

Petitioner's Name: Timmy & Debra Lumley
(Current owner of the property must apply for the variance)

Address: 5117 Stewart Dr

City, State, Zip: Panama City FL 32404

Telephone Number: 258-4003 Fax No. _____

Email: _____

Parcel Identification Number(s) (Obtain from Property Appraiser's Office): _____

25977-000-000
City of Parker ADD (2.00)

Legal Description: com SW 1/4 Lot 3B15 3551W 23.75 along ROW of Sharky
Dr. POB TH 551W 71.25 40.5W cor Lot 24b, N25W
225168 +/- to water's edge. 4b N 41 06 41 E corner POB 23.5 +/- to 9
pt - that pt N 25W 160.00 POB + 65.25E 236.91 +/- to POB
Description of Proposed Variance: 19 D2 01b 3977P20

Location of Variance Property: 4911 Sharky Dr
Panama City FL 32404

Surveyor's Name: Sea Level Surveying & Mapping Inc.

Address: 1319 Maine

City, State, Zip: Fort Walton FL 32444

Telephone Number: 850-265-4500 Fax No. _____

Email: _____

Agent's Name: _____

Address: _____

City, State, Zip: _____

Telephone Number: _____ Fax No. _____

Email: _____

CITY OF PARKER VARIANCE APPLICATION
VARIANCE REQUEST QUESTIONNAIRE

1. Is there proof of unique circumstances?

Yes Hurston Michael

2. Is this variance request the minimum variance that will accomplish the purpose of the reasonable use of your property?

Yes

3. Are there extreme practical or economic difficulties with your property in carrying out the strict letter of the City's Land Development Code?

No

4. Is this variance based exclusively upon a desire to reduce the cost of developing your property?

No

5. Will the variance substantially increase the congestion in the public streets?

No

6. Could this variance be injurious to the neighborhood or otherwise detrimental to the public welfare?

No

7. Will the variance endanger public safety?

No

8. Would the granting of this variance substantially diminish property values, or alter the essential character of the adjacent neighborhood?

No See attached

9. Is this request in harmony with the general purpose and intent of the regulations imposed by the Land Development Code or the Land Use District in which this site is located?

No See attached

10. Will the granting of this variance confer on the applicant any special privilege that is denied by the Land Development Code to other properties in the same land use district?

yes See attached

**CITY OF PARKER VARIANCE APPLICATION
NOTIFICATION TO AFFECTED PROPERTY OWNERS**

The applicant agrees that the City has the right to post a notification sign on the property, visible from the roadway, identifying the date, time, and location of the meeting of the City Council to consider the variance application. The applicant agrees to insure that the sign is continually posted on the property until after a final decision of the City Council on the variance request or the application is withdrawn. After the meeting, the City shall have the right to remove the sign, restoring the surface of the property to its former natural state.

Jimmy LUMLEY
Printed name

1/22/2019
Date

JIMMY LUMLEY PLUMBING INC.
5117 STEWART DR.
PANAMA CITY, FLA. 32401
TEL (850)769-2681
FAX (850)913-6223
lumleyj@bellsouth.net

Re: Application for variance to City of Parker Land Development Regulation Chapter 5-12.2

4911 Sharon Dr

Explanation of request

I the variance to the above mentioned ordinance to allow a 30 foot fifth wheel recreational vehicle to temporarily locate and set up on the above mentioned property. I have filed for this variance to allow this RV to stay for a period of six months retroactive to the date of set up this being Dec 14, 2018. This would allow him to stay until June 14th 2019 while they perform dock work for the residents of the City of Parker.

Answers to Variance Request Questionnaire

Section 8 Answer No. Allowing this variance will increase the property value of each residence that has their dock repaired. Due to Hurricane Michael the property values in The City of Parker have plummeted due in part to extensive dock destruction. Allowing this variance will allow easy contact for the residents of the area with this company while they are having a hard time getting anyone to give a quote for dock repairs. I have received several emails and visits from other residents asking me to put them in contact with the people that repaired my dock. Having this RV on my lot has actually increased the property value in the area.

Section 9 Answer NO This variance will not be agreeable with the Land Use Regulation mentioned above however the City of Parker is an emergency situation and many ordinances have been lifted to allow for easier adjustment and rebuilding after the devastation we have all suffered from Hurricane Michael. There are many RVs in the area under special rule where out of town contractors are living There are other properties in the area that are not in compliance with this ordinance having vacant lots with motor home, trailers storage buildings and gazebo's on the property.

Section 10 Answer Yes Granting this variance will allow an RV to remain on the site without a permanent structure for a temporary period of six months retroactive to Dec 14th 2018. After this period the property would revert back to conforming to the Land Development Regulation Ordinance Chapter 5-12.2

CITY OF PARKER VARIANCE APPLICATION
AUTHORIZATION TO REPRESENT

I, JIMMY LUMLEY, owner of the following described property:

PROPERTY ADDRESS: 4911 SHARON DR.

hereby authorize the following named individual to appear on my behalf at the City

Council hearing to be held on _____.

AUTHORIZED REPRESENTATIVE: JACK E WILLIAMS ATTORNEY

BY: Jimmy Lumley
PROPERTY OWNER

STATE OF FLORIDA

COUNTY OF BAY

The foregoing instrument was acknowledged before me this 24th day of
JANUARY 2019, by who is personally known to me, or who
has produced as identification and who did (did not) take an oath.

GARY MORRIS
NOTARY PUBLIC

NAME: GARY MORRIS

TITLE: NOTARY

COMMISSION NUMBER 66258988



GARY M. MORRIS
Commission # GG 258988
Expires September 18, 2022
Bonded Thru Budget Notary Services

REQUIRED SIGNATURE

I have read and understand all information provided in this application, the requirements listed within the application and agree to provide the necessary information requested by the City of Parker. The information I have provided on this application is true and correct to the best of my knowledge.

I understand that this application will be heard in a public meeting by the City of Parker City Council, the Parker Land Development Code shall govern the procedure of the decision.

I understand the Parker City Council cannot issue variances for the requirements of the City of Parker Comprehensive Plan. Changes to the Comprehensive Plan require the submittal of a Comprehensive Plan amendment application. (Applications are available from the City.)

I understand the City Council shall not vary the requirements of any provision of Ordinance 90-177, Parker Comprehensive Planning and Land Development Regulation Code, unless it makes a positive finding, based on substantial competent evidence on each of the finds contained in the variance application questionnaire.

FLORIDA STATUTES 837.06 – FALSE OFFICIAL STATEMENT

Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

Jimmy Lumley
Petitioner's Signature JIMMY LUMLEY 11/24/19
Printed Name Date of Signature

STATE OF FLORIDA

COUNTY OF BAY

BEFORE ME, the undersigned Notary Public in and for said County and State, appeared JIMMY LUMLEY, who personally known to me or who has produced _____ as identification, and who executed the foregoing instrument.

Given under my hand and seal this 24th day of JANUARY, 2019.

{Seal}



GARY M. MORRIS
Commission # GG 258988
Expires September 16, 2022
Bonded Thru Budget Notary Services

Gary Morris
Signed Name of Notary Public
GARY MORRIS
Printed Name of Notary Public
Commission Number: 66258988
Expiration Date: 9/16/22

SYMBOLS and ABBREVIATIONS

0	SET 1/4" IRON ROD AND CAP PLACED	R.O.M.	RIGHT OF WAY
1	SET 1/4" IRON ROD AND CAP PLACED	P.O.B.	POINT OF BEGINNING
2	FOUND 3/4" IRON PIPE (HWP)	P.O.C.	POINT OF CURVATURE
3	FOUND 3/4" IRON PIPE (HWP)	P.O.D.	POINT OF DANGEROUS
4	FOUND 3/4" IRON PIPE (HWP)	P.O.E.	POINT OF EMBANKMENT
5	FOUND 3/4" IRON PIPE (HWP)	P.O.F.	POINT OF FLOODING
6	FOUND 3/4" IRON PIPE (HWP)	P.O.G.	POINT OF GRADIENT
7	FOUND 3/4" IRON PIPE (HWP)	P.O.H.	POINT OF HORIZONTAL CURVATURE
8	FOUND 3/4" IRON PIPE (HWP)	P.O.I.	POINT OF INTERSECTION
9	FOUND 3/4" IRON PIPE (HWP)	P.O.L.	POINT OF LATERAL CURVATURE
10	FOUND 3/4" IRON PIPE (HWP)	P.O.M.	POINT OF MEAN CURVATURE
11	FOUND 3/4" IRON PIPE (HWP)	P.O.N.	POINT OF NORTHERN CURVATURE
12	FOUND 3/4" IRON PIPE (HWP)	P.O.P.	POINT OF PERMANENT POINT
13	FOUND 3/4" IRON PIPE (HWP)	P.O.Q.	POINT OF QUARTER CURVATURE
14	FOUND 3/4" IRON PIPE (HWP)	P.O.R.	POINT OF REVERSE CURVATURE
15	FOUND 3/4" IRON PIPE (HWP)	P.O.S.	POINT OF SOUTHERN CURVATURE
16	FOUND 3/4" IRON PIPE (HWP)	P.O.T.	POINT OF TANGENCY
17	FOUND 3/4" IRON PIPE (HWP)	P.O.U.	POINT OF UPRIGHT CURVATURE
18	FOUND 3/4" IRON PIPE (HWP)	P.O.V.	POINT OF VERTICAL CURVATURE
19	FOUND 3/4" IRON PIPE (HWP)	P.O.W.	POINT OF WESTERN CURVATURE
20	FOUND 3/4" IRON PIPE (HWP)	P.O.X.	POINT OF EXTENSION
21	FOUND 3/4" IRON PIPE (HWP)	P.O.Y.	POINT OF YIELD CURVATURE
22	FOUND 3/4" IRON PIPE (HWP)	P.O.Z.	POINT OF ZONE CURVATURE
23	FOUND 3/4" IRON PIPE (HWP)	P.O.A.	POINT OF ANGLE CURVATURE
24	FOUND 3/4" IRON PIPE (HWP)	P.O.B.	POINT OF BOUNDARY
25	FOUND 3/4" IRON PIPE (HWP)	P.O.C.	POINT OF CORNER
26	FOUND 3/4" IRON PIPE (HWP)	P.O.D.	POINT OF DANGER
27	FOUND 3/4" IRON PIPE (HWP)	P.O.E.	POINT OF EMBANKMENT
28	FOUND 3/4" IRON PIPE (HWP)	P.O.F.	POINT OF FLOODING
29	FOUND 3/4" IRON PIPE (HWP)	P.O.G.	POINT OF GRADIENT
30	FOUND 3/4" IRON PIPE (HWP)	P.O.H.	POINT OF HORIZONTAL CURVATURE
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36	FOUND 3/4" IRON PIPE (HWP)	P.O.Q.	POINT OF QUARTER CURVATURE
37	FOUND 3/4" IRON PIPE (HWP)	P.O.R.	POINT OF REVERSE CURVATURE
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39	FOUND 3/4" IRON PIPE (HWP)	P.O.T.	POINT OF TANGENCY
40	FOUND 3/4" IRON PIPE (HWP)	P.O.U.	POINT OF UPRIGHT CURVATURE
41	FOUND 3/4" IRON PIPE (HWP)	P.O.V.	POINT OF VERTICAL CURVATURE
42	FOUND 3/4" IRON PIPE (HWP)	P.O.W.	POINT OF WESTERN CURVATURE
43	FOUND 3/4" IRON PIPE (HWP)	P.O.X.	POINT OF EXTENSION
44	FOUND 3/4" IRON PIPE (HWP)	P.O.Y.	POINT OF YIELD CURVATURE
45	FOUND 3/4" IRON PIPE (HWP)	P.O.Z.	POINT OF ZONE CURVATURE
46	FOUND 3/4" IRON PIPE (HWP)	P.O.A.	POINT OF ANGLE CURVATURE
47	FOUND 3/4" IRON PIPE (HWP)	P.O.B.	POINT OF BOUNDARY
48	FOUND 3/4" IRON PIPE (HWP)	P.O.C.	POINT OF CORNER
49	FOUND 3/4" IRON PIPE (HWP)	P.O.D.	POINT OF DANGER
50	FOUND 3/4" IRON PIPE (HWP)	P.O.E.	POINT OF EMBANKMENT
51	FOUND 3/4" IRON PIPE (HWP)	P.O.F.	POINT OF FLOODING
52	FOUND 3/4" IRON PIPE (HWP)	P.O.G.	POINT OF GRADIENT
53	FOUND 3/4" IRON PIPE (HWP)	P.O.H.	POINT OF HORIZONTAL CURVATURE
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66	FOUND 3/4" IRON PIPE (HWP)	P.O.X.	POINT OF EXTENSION
67	FOUND 3/4" IRON PIPE (HWP)	P.O.Y.	POINT OF YIELD CURVATURE
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70	FOUND 3/4" IRON PIPE (HWP)	P.O.B.	POINT OF BOUNDARY
71	FOUND 3/4" IRON PIPE (HWP)	P.O.C.	POINT OF CORNER
72	FOUND 3/4" IRON PIPE (HWP)	P.O.D.	POINT OF DANGER
73	FOUND 3/4" IRON PIPE (HWP)	P.O.E.	POINT OF EMBANKMENT
74	FOUND 3/4" IRON PIPE (HWP)	P.O.F.	POINT OF FLOODING
75	FOUND 3/4" IRON PIPE (HWP)	P.O.G.	POINT OF GRADIENT
76	FOUND 3/4" IRON PIPE (HWP)	P.O.H.	POINT OF HORIZONTAL CURVATURE
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80	FOUND 3/4" IRON PIPE (HWP)	P.O.N.	POINT OF NORTHERN CURVATURE
81	FOUND 3/4" IRON PIPE (HWP)	P.O.P.	POINT OF PERMANENT POINT
82	FOUND 3/4" IRON PIPE (HWP)	P.O.Q.	POINT OF QUARTER CURVATURE
83	FOUND 3/4" IRON PIPE (HWP)	P.O.R.	POINT OF REVERSE CURVATURE
84	FOUND 3/4" IRON PIPE (HWP)	P.O.S.	POINT OF SOUTHERN CURVATURE
85	FOUND 3/4" IRON PIPE (HWP)	P.O.T.	POINT OF TANGENCY
86	FOUND 3/4" IRON PIPE (HWP)	P.O.U.	POINT OF UPRIGHT CURVATURE
87	FOUND 3/4" IRON PIPE (HWP)	P.O.V.	POINT OF VERTICAL CURVATURE
88	FOUND 3/4" IRON PIPE (HWP)	P.O.W.	POINT OF WESTERN CURVATURE
89	FOUND 3/4" IRON PIPE (HWP)	P.O.X.	POINT OF EXTENSION
90	FOUND 3/4" IRON PIPE (HWP)	P.O.Y.	POINT OF YIELD CURVATURE
91	FOUND 3/4" IRON PIPE (HWP)	P.O.Z.	POINT OF ZONE CURVATURE
92	FOUND 3/4" IRON PIPE (HWP)	P.O.A.	POINT OF ANGLE CURVATURE
93	FOUND 3/4" IRON PIPE (HWP)	P.O.B.	POINT OF BOUNDARY
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95	FOUND 3/4" IRON PIPE (HWP)	P.O.D.	POINT OF DANGER
96	FOUND 3/4" IRON PIPE (HWP)	P.O.E.	POINT OF EMBANKMENT
97	FOUND 3/4" IRON PIPE (HWP)	P.O.F.	POINT OF FLOODING
98	FOUND 3/4" IRON PIPE (HWP)	P.O.G.	POINT OF GRADIENT
99	FOUND 3/4" IRON PIPE (HWP)	P.O.H.	POINT OF HORIZONTAL CURVATURE
100	FOUND 3/4" IRON PIPE (HWP)	P.O.I.	POINT OF INTERSECTION

DESCRIPTION

ORIGINAL (D.R.B. 3718, PAGE 1211)
 LOT TWO (2) AND THE SOUTH HALF (1/2) OF LOT THREE (3), BLOCK THREE (3), GILBERT-PARKER ADDITION TO POINT DONALDSON, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 7, PAGE 10 IN THE PUBLIC RECORDS OF BAY COUNTY, FLORIDA. THE SOUTH HALF (1/2) OF LOT THREE (3) MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGIN AT THE MOST SOUTHERLY CORNER OF LOT THREE (3), BLOCK THREE (3), GILBERT-PARKER ADDITION TO POINT DONALDSON, THENCE NORTH 41 DEGREES 30' EAST ALONG THE SOUTHERLY LINE OF SAID LOT THREE (3) FOR 47.5 FEET; THENCE NORTH 25 DEGREES 00' WEST FOR 238.37 FEET MORE OR LESS TO THE EDGE OF PARKER BAYOU; THENCE SOUTHWESTERLY ALONG THE EDGE OF SAID BAYOU 48 FEET MORE OR LESS TO A POINT ON THE MOST WESTERLY LINE OF SAID LOT THREE (3); THENCE SOUTH 28 DEGREES 00' EAST ALONG THE MOST WESTERLY LINE OF SAID LOT THREE (3) FOR 230 FEET MORE OR LESS TO THE POINT OF BEGINNING.

PARCEL 1 (NEW PARCEL):

COMMENCE AT THE SOUTHWEST CORNER OF LOT THREE, BLOCK THREE, GILBERT-PARKER ADDITION TO POINT DONALDSON, THENCE SOUTH 87°30'00" WEST ALONG THE WEST R.O.W. LINE OF SHARON DRIVE FOR 25.07 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 51°30'00" WEST ALONG SAID R.O.W. LINE FOR 68.83 FEET TO THE SOUTHWEST CORNER OF LOT 2; THENCE LEAVING SAID R.O.W. LINE NORTH 25°33'53" WEST, ALONG THE WEST LINE OF LOT TWO FOR 225.60 FEET MORE OR LESS TO THE WATER'S EDGE OF PARKER BAYOU; THENCE NORTHEASTERLY ALONG SAID WATER'S EDGE FOR 72.2 FEET MORE OR LESS, TO A POINT THAT BEARS NORTH 25°25'15" WEST FROM THE POINT OF BEGINNING; THENCE SOUTH 25°25'15" EAST FOR 338.86 FEET MORE OR LESS TO THE POINT OF BEGINNING, CONTAINING 0.3583 ACRES.

PARCEL 2 (NEW PARCEL):

COMMENCE AT THE SOUTHWEST CORNER OF LOT THREE, BLOCK THREE, GILBERT-PARKER ADDITION TO POINT DONALDSON, THENCE SOUTH 41°30'00" WEST ALONG THE WEST R.O.W. OF SHARON DRIVE FOR 47.50 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 41°30'00" WEST ALONG SAID R.O.W. LINE FOR 47.50 FEET TO THE SOUTHWEST CORNER OF SAID LOT 3 AND THE POINT OF INTERSECTION OF SAID WEST R.O.W. LINE OF SHARON DRIVE; THENCE SOUTH 51°30'00" WEST ALONG SAID R.O.W. LINE FOR 25.07 FEET; THENCE NORTH 25°25'15" WEST FOR 338.86 FEET MORE OR LESS TO THE WATER'S EDGE OF PARKER BAYOU; THENCE NORTHEASTERLY ALONG SAID WATER'S EDGE FOR 72.2 FEET MORE OR LESS, TO A POINT THAT BEARS NORTH 24°58'53" WEST FROM THE POINT OF BEGINNING; THENCE SOUTH 24°58'53" EAST FOR 244.58 FEET MORE OR LESS TO THE POINT OF BEGINNING, CONTAINING 0.3884 ACRES.

SURVEYOR'S NOTES:

- A COMPARISON HAS BEEN MADE BETWEEN RECORD ON PLATTED BOUNDARIES AND DISTANCES WITH FIELD MEASURED DIMENSIONS. WHEN A DIFFERENCE IS FOUND, RECORD ON PLATTED DIMENSIONS ARE SHOWN IN PARENTHESES.
- THE UNDEVELOPED SURVEYOR HAS NO CLAIM AS TO THE EXISTENCE OF SUBSURFACE FEATURES SUCH AS UNDERGROUND UTILITIES, FOOTINGS, ETC., OTHER THAN THE SURFACE EVIDENCE OF SAME AS SHOWN HEREON.
- EXTENSION WALLS OF BUILDINGS AND STRUCTURES ARE AS SHOWN HEREON, LINES, OVERLAYS OR FOOTINGS INCLUDING BAY FLUTTERS ARE NOT SHOWN ON THIS SURVEY DRAWING UNLESS THEY REPRESENT AN ENCROACHMENT.
- A TITLE SEARCH OF THE SUBJECT PROPERTY HAS NOT BEEN CONDUCTED BY THE UNDERSIGNED SURVEYOR. IT IS POSSIBLE THERE ARE DEEDS, ENCUMBRANCES OR UNRECORDED, LATERAL, RIGHT OF WAY, STATE OR FEDERAL JURISDICTIONS WHICH COULD AFFECT THE BOUNDARIES AND/OR LINE OF THE SUBJECT PROPERTY.

NOTE

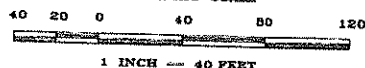
METHODOLOGY USED TO DETERMINE INAPPROPRIATE RIGHT LINES AS SHOWN HEREON FOR THE EAST AND WEST LINES IS BY PROJECTING A LINE PERPENDICULAR TO THE EXISTING SHORELINE OF PARKER BAYOU.

FLOOD ZONE STATEMENT

A REVIEW OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY'S FLOOD INSURANCE RATE MAP NO. 1200500428H, DATED JUNE 2, 2009 INDICATES THE SUBJECT PROPERTY LIES WITHIN ZONE "X" AND ZONE "AE" AS SHOWN.

THE FORMATTED CERTIFICATION IS FOR
 FIRST AMERICAN TITLE INSURANCE COMPANY
 DALE HELLMAN AND WOLFE HELLMAN

GRAPHIC SCALE



SEA LEVEL SURVEYING AND MAPPING, INC.

(904) 268-8888 • 1218 MARINE AVENUE • LYNN HAVEN, FLORIDA 33444

I HEREBY CERTIFY THAT THE SURVEY SHOWN HEREON MEETS OR EXCEEDS THE STANDARDS OF PRACTICE SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPMAKERS CHAPTER 46-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 471.02(3), FLORIDA STATUTES.

DATE OF SURVEY: 1/24/2018 SURVEYORS: NOT SHOWN SCALE: 1"=40'

REASON FOR SURVEY: BAY COUNTY G.E.B. 3718, PAGE 1211 AND NEW PARCEL

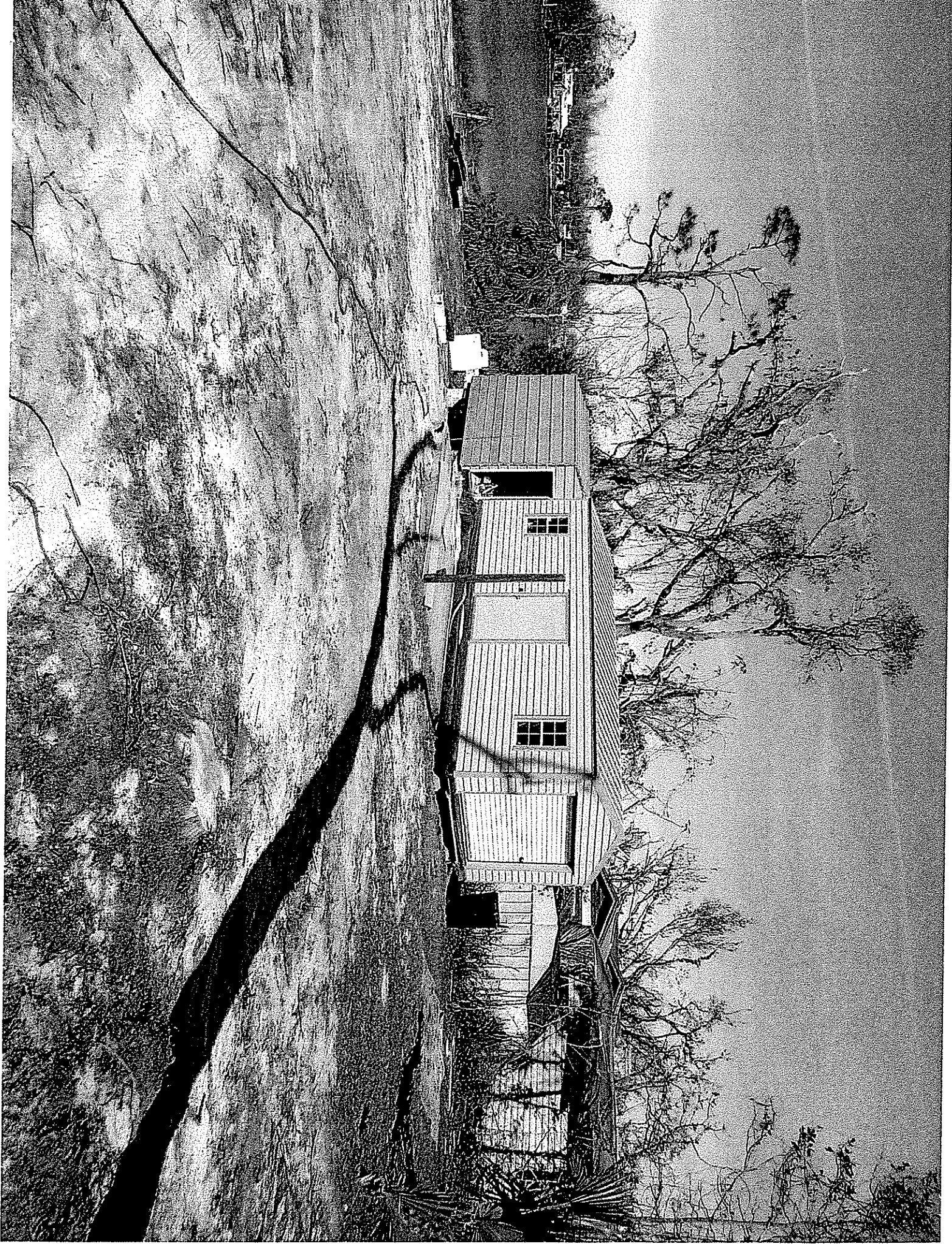
REASON FOR SURVEY: 1/24/2018 SURVEYORS: NOT SHOWN SCALE: 1"=40'

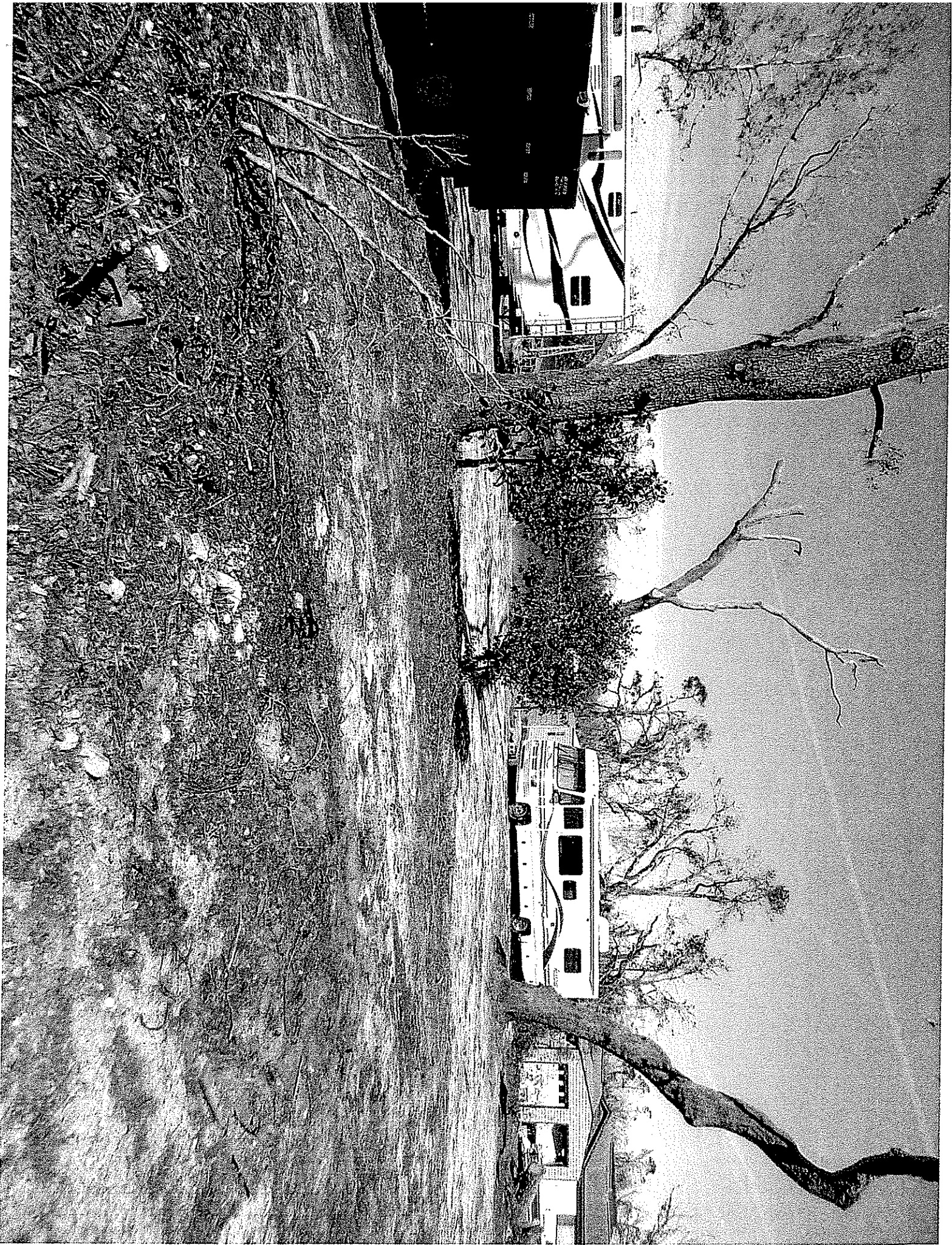
DATE OF SURVEY: 1/24/2018 SURVEYORS: NOT SHOWN SCALE: 1"=40'

DATE OF SURVEY: 1/24/2018 SURVEYORS: NOT SHOWN SCALE: 1"=40'











**CITY OF PARKER
PETITION FOR VARIANCE APPLICATION**

Date of application: Jan, 23 2019 Application No.: _____

Petitioner's Name: Sandy Toes & Sunsets LLC

(Current owner of the property must apply for the variance)

Address: 5117 Stewart Dr

City, State, Zip: Panama City FL 32404

Telephone Number: 850 258-4003 Fax No. _____

Email: lvnleyj@bellsouth.net

Parcel Identification Number(s) (Obtain from Property Appraiser's Office): _____

25977 010 000

Gilbert Parker Add 0202A - Cont 3E corners

Legal Description: Lot 3 Bk 3 S41W 1/4 W 1/2 Sec 47.5
for POB 4h cont S41W 1/4 47.50 S51W 33.84h N25W for 236.91 ft
to water's edge 4h rely on water's edge 76.2 ft to a pt that bears N24W
from POB 4h S29E 244.50 ft to POB 01B 3977 P153 MAP 110D2

Description of Proposed Variance: _____

Location of Variance Property: 4915 Sharon Dr

Panama City FL 32404

Surveyor's Name: Sea Level Surveying & Mapping Inc

Address: 1219 Marine Ave

City, State, Zip: Lynn Haven FL 32404

Telephone Number: 850 265-4800 Fax No. _____

Email: _____

Agent's Name: _____

Address: _____

City, State, Zip: _____

Telephone Number: _____ Fax No. _____

Email: _____

**CITY OF PARKER VARIANCE APPLICATION
VARIANCE REQUEST QUESTIONNAIRE**

1. Is there proof of unique circumstances?

YES HURRICANE MICHAEL

2. Is this variance request the minimum variance that will accomplish the purpose of the reasonable use of your property?

YES

3. Are there extreme practical or economic difficulties with your property in carrying out the strict letter of the City's Land Development Code?

NO

4. Is this variance based exclusively upon a desire to reduce the cost of developing your property?

NO

5. Will the variance substantially increase the congestion in the public streets?

NO

6. Could this variance be injurious to the neighborhood or otherwise detrimental to the public welfare?

NO

7. Will the variance endanger public safety?

NO

8. Would the granting of this variance substantially diminish property values, or alter the essential character of the adjacent neighborhood?

SEE ATTACHED

9. Is this request in harmony with the general purpose and intent of the regulations imposed by the Land Development Code or the Land Use District in which this site is located?

SEE ATTACHED

10. Will the granting of this variance confer on the applicant any special privilege that is denied by the Land Development Code to other properties in the same land use district?

SEE ATTACHED

JIMMY LUMLEY PLUMBING INC.
5117 STEWART DR.
PANAMA CITY, FLA. 32401
TEL (850)769-2681
FAX (850)913-6223
lumleyj@bellsouth.net

Re: Application for variance to City of Parker Land Development Regulation Chapter 5-12.2
4915 Sharon Dr

Explanation of request

I am seeking a variance to the above mentioned ordinance to allow a 30 foot Motor Home recreational vehicle to temporarily locate and set up on the above mentioned property. I have filed for this variance to allow this RV to stay for a period of six months retroactive to the date of set up, this being Dec 14, 2018. This would allow him to stay until June 14th 2019 while they perform dock work for the residents of the City of Parker.

Answers to Variance Request Questionnaire

Section 8 Answer No. Allowing this variance will increase the property value of each residence that has their dock repaired. Due to Hurricane Michael the property values in The City of Parker have plummeted due in part to extensive dock destruction. Allowing this variance will allow easy contact for the residents of the area with this company while they are having a hard time getting anyone to give a quote for dock repairs. I have received several emails and visits from other residents asking me to put them in contact with the people that repaired my dock. Having this RV on my lot will in the long run increase the property value in the area.

Section 9 Answer NO This variance will not be agreeable with the Land Use Regulation mentioned above however the City of Parker is an emergency situation and many ordinances have been lifted to allow for easier adjustment and rebuilding after the devastation we have all suffered from Hurricane Michael. There are many RVs in the area under special rule where out of town contractors are living. There are other properties in the area that are vacant properties with motor homes, trailers and Gazebos and storage buildings on the property. With this in mind my would conform to the evident City standard.

Section 10 Answer Yes Granting this variance will allow an RV to remain on the site without a permanent structure for a temporary period of six months retroactive to Dec 14th 2018. After this period the property would revert back to conforming to the Land Development Regulation Ordinance Chapter 5-12.2

**CITY OF PARKER VARIANCE APPLICATION
NOTIFICATION TO AFFECTED PROPERTY OWNERS**

The applicant agrees that the City has the right to post a notification sign on the property, visible from the roadway, identifying the date, time, and location of the meeting of the City Council to consider the variance application. The applicant agrees to insure that the sign is continually posted on the property until after a final decision of the City Council on the variance request or the application is withdrawn. After the meeting, the City shall have the right to remove the sign, restoring the surface of the property to its former natural state.

Jimmy Lumley
Printed name

1/22/19
Date

CITY OF PARKER VARIANCE APPLICATION
AUTHORIZATION TO REPRESENT

I, _____, owner of the following described property:

PROPERTY ADDRESS: 4915 SHARON DR

hereby authorize the following named individual to appear on my behalf at the City

Council hearing to be held on _____.

AUTHORIZED REPRESENTATIVE: JACK C WILLIAMS ATTORNEY

BY: _____

PROPERTY OWNER

STATE OF FLORIDA

COUNTY OF BAY

The foregoing instrument was acknowledged before me this 24th day of
JANUARY 2019, by who is personally known to me, or who
has produced as identification and who did (did not) take an oath.

GARY M MORRIS

NOTARY PUBLIC

[Signature]

NAME:

NOTARY

TITLE:

GG 258 89 88

COMMISSION NUMBER



GARY M. MORRIS
Commission # GG 258988
Expires September 16, 2022
Bonded Thru Budget Notary Services

REQUIRED SIGNATURE

I have read and understand all information provided in this application, the requirements listed within the application and agree to provide the necessary information requested by the City of Parker. The information I have provided on this application is true and correct to the best of my knowledge.

I understand that this application will be heard in a public meeting by the City of Parker City Council, the Parker Land Development Code shall govern the procedure of the decision.

I understand the Parker City Council cannot issue variances for the requirements of the City of Parker Comprehensive Plan. Changes to the Comprehensive Plan require the submittal of a Comprehensive Plan amendment application. (Applications are available from the City.)

I understand the City Council shall not vary the requirements of any provision of Ordinance 90-177, Parker Comprehensive Planning and Land Development Regulation Code, unless it makes a positive finding, based on substantial competent evidence on each of the finds contained in the variance application questionnaire.

FLORIDA STATUTES 837.06 – FALSE OFFICIAL STATEMENT

Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

Jimmy Lumley Jimmy Lumley 1/24/19
Petitioner's Signature Printed Name Date of Signature

STATE OF FLORIDA

COUNTY OF BAY

BEFORE ME, the undersigned Notary Public in and for said County and State, appeared Jimmy Lumley, who personally known to me or who has produced _____ as identification, and who executed the foregoing instrument.

Given under my hand and seal this 24th day of January, 2019.

{Seal}



GARY M. MORRIS
Commission # GG 258988
Expires September 16, 2022
Bonded Third Budget Notary Services

Gary M. Morris
Signed Name of Notary Public
GARY M. MORRIS
Printed Name of Notary Public
Commission Number: GG 258988
Expiration Date: 9/16/22

SYMBOLS and ABBREVIATIONS	
○	SET 3/4" IRON ROD AND CAP ALIGNED
□	SET 4"x4" CONCRETE P.I.M. RESSCO
⊙	FOUND 3/4" IRON PIPE (NOT)
⊙	FOUND P.I.M.
—	CONTROL LINE
—	AERIAL POWER LINE
—	FENCE
—	DISTANCE IN FEET AND TENTHS OF A FOOT
—	DEGREES — MINUTES — SECONDS
FFE	FINISH FLOOR ELEVATION
R.C.P.	REINFORCED CONCRETE PIPE
R.O.W.	RIGHT OF WAY
P.O.B.	POINT OF BEGINNING
P.C.	POINT OF CURVATURE
P.T.	POINT OF TANGENCY
P.C.P.	PERMANENT CONTROL POINT
P.O.C.	POINT OF COMMENCEMENT
P.O.R.	POINT OF REVERSE CURVATURE
P.L.C.	POINT OF COMPOUND CURVATURE
P.M.	PERMANENT REFERENCE MONUMENT
CONC.	CONCRETE
C.M.P.	CORRUGATED METAL PIPE



Parker Bayou

DESCRIPTION
OVERALL (D.R.B. 3718, PAGE 1211)
LOT TWO (2) AND THE SOUTH HALF (1/2) OF LOT THREE (3), BLOCK THREE (3), GILBERT-PARKER ADDITION TO POINT DONALDSON, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 7, PAGE 70 IN THE PUBLIC RECORDS OF BAY COUNTY, FLORIDA, THE SOUTH HALF (1/2) OF LOT THREE (3) HAVE PARTICULARLY DESCRIBED AS FOLLOWS: BEGIN AT THE MOST SOUTHERLY CORNER OF LOT THREE (3), BLOCK THREE (3), GILBERT-PARKER ADDITION TO POINT DONALDSON, THENCE NORTH 41 DEGREES 30' EAST ALONG THE SOUTHERLY LINE OF SAID LOT THREE (3) FOR 47.5 FEET; THENCE NORTH 25 DEGREES 00' WEST FOR 238.57 FEET MORE OR LESS TO THE EDGE OF PARKER BAYOU; THENCE SOUTHWESTERLY ALONG THE EDGE OF SAID BAYOU 48 FEET MORE OR LESS TO A POINT ON THE MOST WESTERLY LINE OF SAID LOT THREE (3); THENCE SOUTH 26 DEGREES 00' EAST ALONG THE MOST WESTERLY LINE OF SAID LOT THREE (3) FOR 250 FEET MORE OR LESS TO THE POINT OF BEGINNING.

PARCEL 1 (NEW PARCEL):
COMMENCE AT THE SOUTHWEST CORNER OF LOT THREE, BLOCK THREE, GILBERT-PARKER ADDITION TO POINT DONALDSON, THENCE SOUTH 51°30'00" WEST ALONG THE WEST R.O.W. LINE OF SHARON DRIVE FOR 25.07 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 51°30'00" WEST ALONG SAID R.O.W. LINE FOR 60.83 FEET TO THE SOUTHWEST CORNER OF LOT 2; THENCE LEAVING SAID R.O.W. LINE NORTH 25°25'15" WEST, ALONG THE WEST LINE OF LOT TWO FOR 226.88 FEET MORE OR LESS TO THE WATER'S EDGE OF PARKER BAYOU; THENCE NORTHEASTERLY ALONG SAID WATER'S EDGE FOR 78.5 FEET MORE OR LESS, TO A POINT THAT BEARS NORTH 25°25'15" WEST FROM THE POINT OF BEGINNING; THENCE SOUTH 25°25'15" EAST FOR 238.66 FEET MORE OR LESS TO THE POINT OF BEGINNING.
CONTAINING 0.3083 ACRES.

PARCEL 2 (NEW PARCEL):
COMMENCE AT THE SOUTHWEST CORNER OF LOT THREE, BLOCK THREE, GILBERT-PARKER ADDITION TO POINT DONALDSON, THENCE SOUTH 41°30'00" WEST ALONG THE WEST R.O.W. LINE OF SHARON DRIVE FOR 47.50 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 41°30'00" WEST ALONG SAID R.O.W. LINE FOR 42.80 FEET TO THE SOUTHWEST CORNER OF SAID LOT 3 AND THE POINT OF INTERSECTION OF SAID WEST R.O.W. LINE OF SHARON DRIVE, THENCE SOUTH 25°25'15" WEST ALONG SAID R.O.W. LINE FOR 25.07 FEET; THENCE NORTH 25°25'15" WEST FOR 238.66 FEET MORE OR LESS TO THE WATER'S EDGE OF PARKER BAYOU; THENCE NORTHEASTERLY ALONG SAID WATER'S EDGE FOR 77.5 FEET MORE OR LESS, TO A POINT THAT BEARS NORTH 24°58'33" WEST FROM THE POINT OF BEGINNING; THENCE SOUTH 24°58'33" EAST FOR 244.58 FEET MORE OR LESS TO THE POINT OF BEGINNING.
CONTAINING 0.3804 ACRES.

- SURVEYOR'S NOTES:**
1. A COMPARISON HAS BEEN MADE BETWEEN RECORD ON PLATED BEARINGS AND DISTANCES WITH FIELD MEASURED DIMENSIONS. WHEN A DIFFERENCE IS FOUND, RECORD ON PLATED DIMENSIONS ARE SHOWN IN PARENTHESES.
 2. THE UNDEVELOPED SURVEYOR MAKES NO CLAIM AS TO THE EXISTENCE OF SUBSURFACE FEATURES SUCH AS UNDERGROUND UTILITIES, FLOODING, ETC., OTHER THAN THE SURFACE EVIDENCE OF SAME AS SHOWN HEREON.
 3. EXISTING WALLS OR STRUCTURES ARE AS SHOWN HEREON, TAKEN, OVERLAPPED OR FOOTING INCLUDING MAIN CLUTTER ARE NOT SHOWN ON THIS SURVEY DRAWING UNLESS THEY REPRESENT AN ENCROACHMENT.
 4. A TITLE SEARCH OF THE SUBJECT PROPERTY HAS NOT BEEN CONDUCTED BY THE UNDERSIGNED SURVEYOR. IT IS POSSIBLE THERE ARE CLAIMS, (RECORDED OR UNRECORDED), EASEMENTS, RIGHT OF WAY, ETC., OR FEDERAL JURISDICTIONS WHICH COULD AFFECT THE BOUNDARIES AND/OR USE OF THE SUBJECT PROPERTY.

NOTE
METHODOLOGY USED TO DETERMINE RHYTHMIC RIGHT LINES AS SHOWN HEREON FOR THE EAST AND WEST LINES IS BY PROJECTING A LINE SEAWARD AND PERPENDICULAR TO THE EXISTING SHORELINE OF PARKER BAYOU.

FLOOD ZONE STATEMENT
A REVIEW OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY'S FLOOD INSURANCE RATE MAP NO. 130500428H, DATED JUNE 2, 2009 INDICATES THE SUBJECT PROPERTY LIES WITHIN ZONE "X" AND ZONE "AE" AS SHOWN.

SEA LEVEL SURVEYING AND MAPPING, INC.
(850) 286-0800 • 1218 MARINE AVENUE • LYNN HAVEN, FLORIDA 32464

I HEREBY CERTIFY THAT THE SURVEY SHOWN HEREON WAS MADE BY THE SURVEYOR SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPMANS CHAPTER 46-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 473.227, FLORIDA STATUTES.

TYPE OF SURVEY: BOUNDARY FOR: 116667

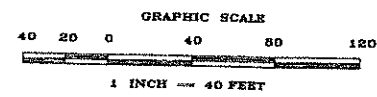
DATE SURVEYED: 1/24/2018 REFERENCES: NOT SHOWN SCALE: 1"=40'

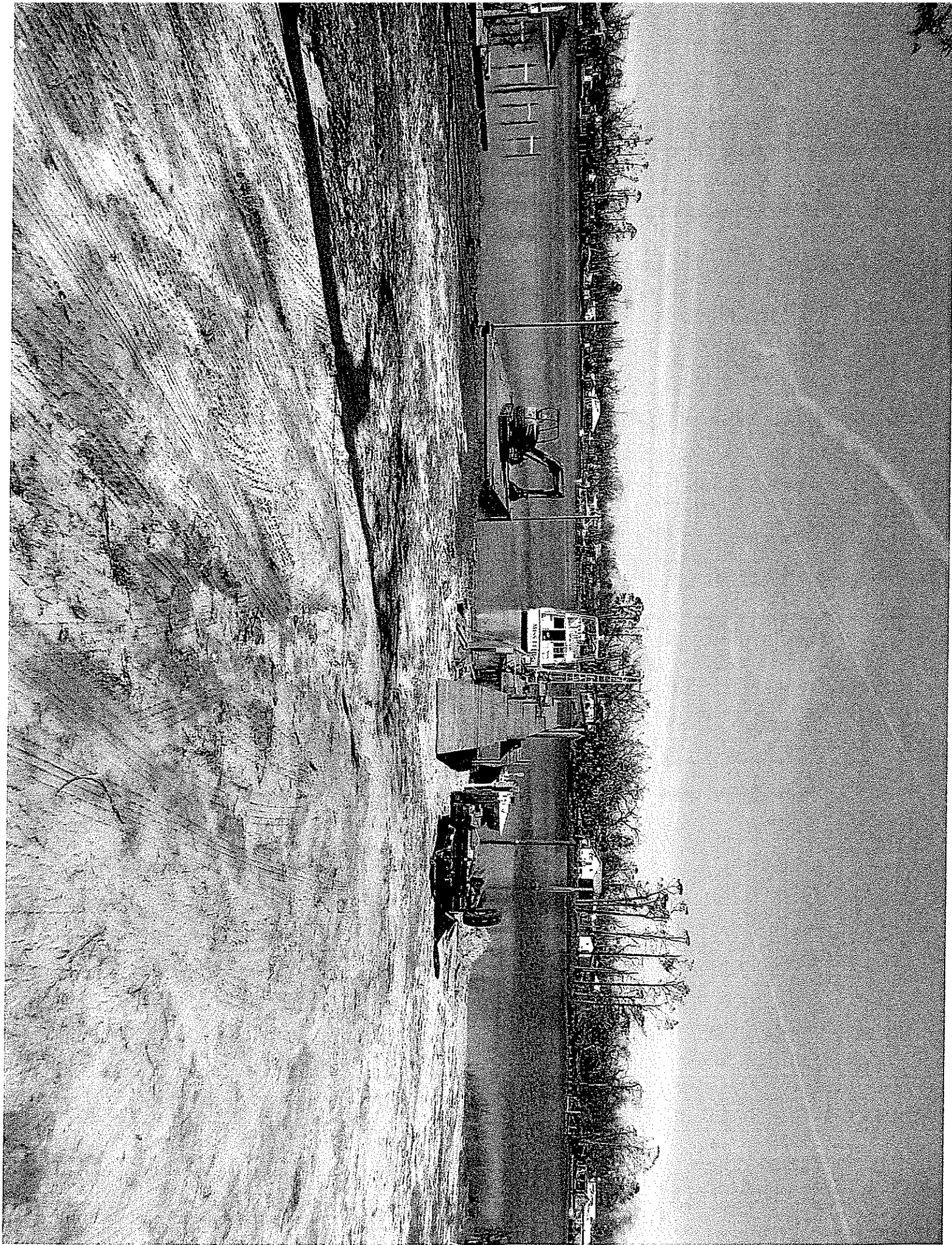
REMARKS:
SOURCE OF INFORMATION: BAY COUNTY D.R.B. 3718, PAGE 1211 AND NEW PARCEL
REFERENCE: N. 51°30'00" E. FOR WEST R.O.W. SHARON DRIVE PER DEED
REMARKS: N/A

JOB NO. 10872 FILE NO. D-1608 PLS. 300 PL. 47 SHEETS 5 OF 5 SHEET NO. 1 OF 1

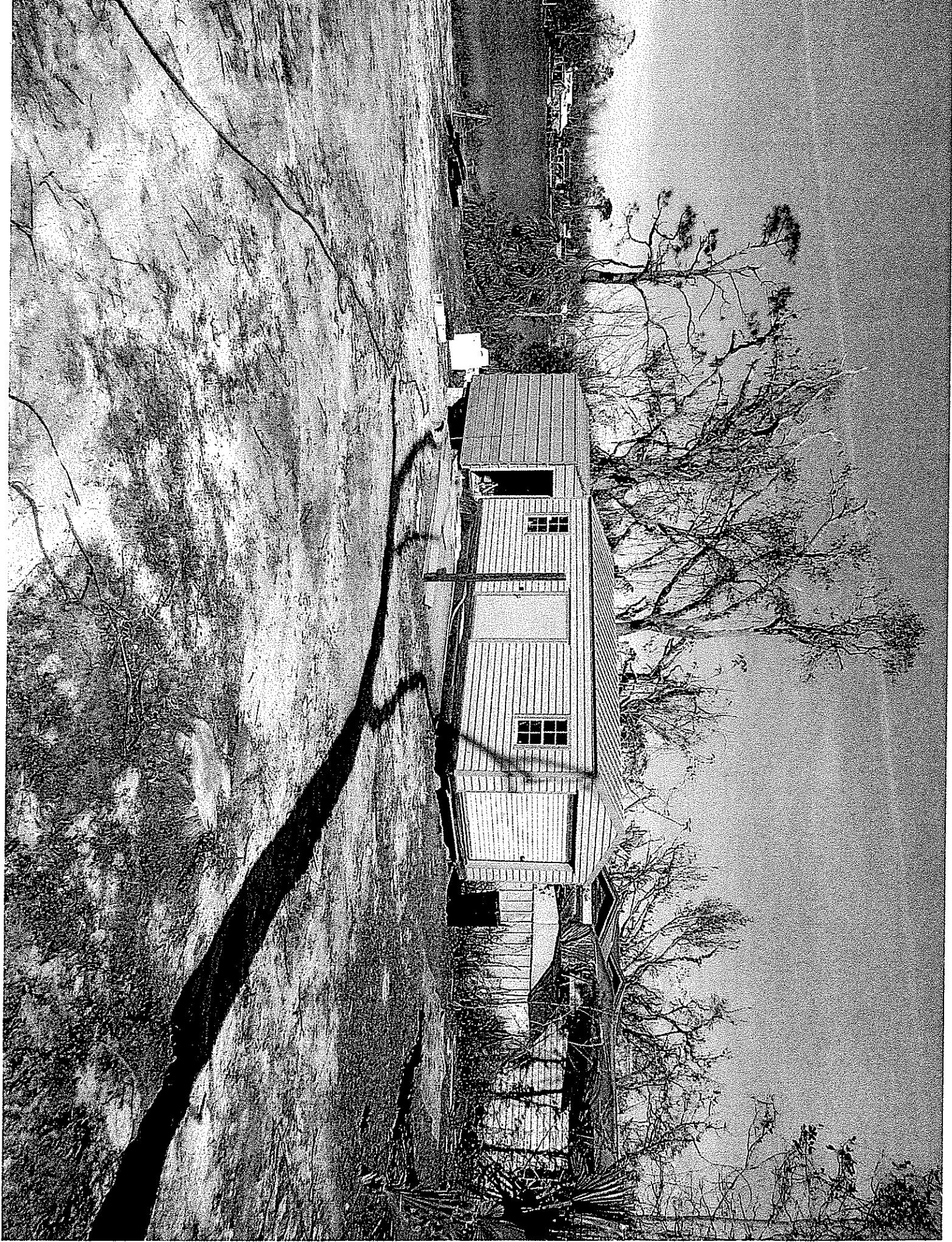
NOT VALID UNLESS SIGNED AND SEALED

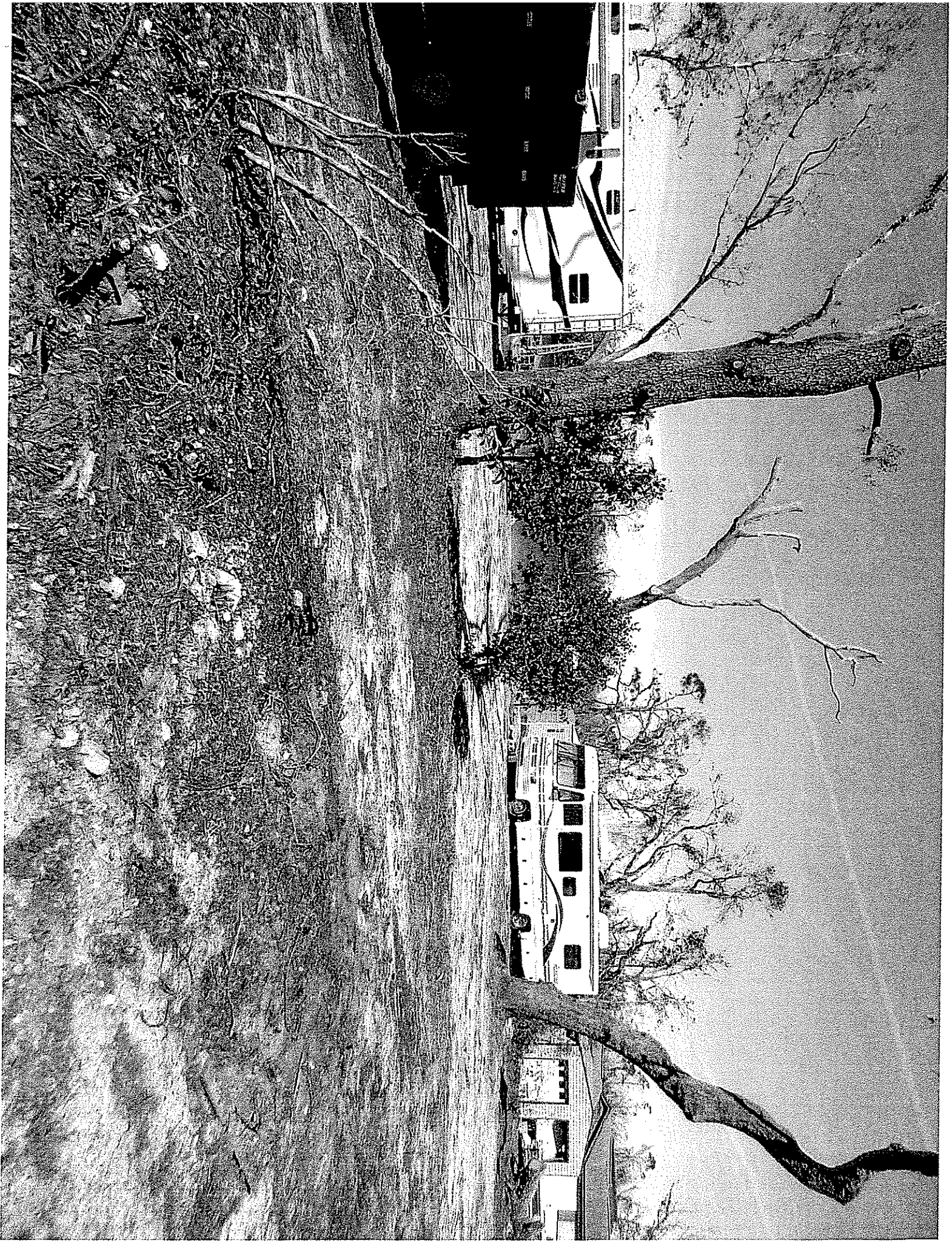
THE FORMATTED CERTIFICATION IS FOR
FIRST AMERICAN TITLE INSURANCE COMPANY
DALE HELLMAN AND VICKIE HELLMAN



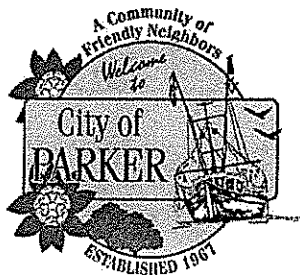












CITY OF PARKER

CODE ENFORCEMENT

1001 WEST PARK STREET • PARKER, FLORIDA, 32404
TELEPHONE (850) 871-2825 • FAX (850) 871-6684

Notice of Violation January 9, 2019, 2:00 P.M.

TO: Jimmy Lumley
5117 Stewart Drive
Panama City, FL. 32404-5313

CODE CASE: 19-003

COMPLAINT DATE: January 2, 2019

VIOLATION LOCATION: 4911 Sharon Drive, Parker, Florida, 32404

Mr. Lumley:

Responding to a complaint, an investigation of the above-noted property location resulted in a finding that this property is in violation of Parker's Code of Ordinances and/or Land Development Regulations.

VIOLATION IN PART OR WHOLE: (1) Recreational Vehicles are being used as a residence creating a violation of the City of Parker's Land Development Regulations.

SECTIONS OF PARKER'S LDR VIOLATED BY THE STATED CONDITION:

1) Chapter 5-12.2(12)(iii) [\$250] Recreational vehicle is to be occupied as a residence during the period of construction, under an existing building permit, of a home by the applicant on a parcel of land owned by the applicant.

COMPLIANCE REQUIREMENTS:

- Have all Recreational Vehicles moved off of the property.
- Maintain property according to Parker's Code of Ordinances and Land Development Regulations.
- Notify this office by phone immediately when violation/s has been corrected.

This notice is to advise you that the deadline to correct this violation is January 23, 2019 or we will issue a Citation. Once a citation is issued, there will be a civil penalty of \$250.00, which will accrue daily until violations are corrected, with added court costs, and possible other fines and fees with interest.

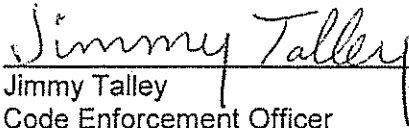
Also, as we discussed, the shed must be removed. Please contact me immediately about the shed.

The Code of Ordinances for the City of Parker may be read at: <http://www.municode.com/library/fl/parker>.
The Land Development Regulations (LDR) may be read at: <http://www.cityofparker.com>.

NOTICE

If you fail to correct these violations, the City may utilize all remedies available under its Code to remedy and abate the violations. Any expenses incurred by the City for abatement will be charged against the real property in the form of a lien and/or be placed as an assessment on the tax roll as a non-ad valorem assessment if not paid by December 1 of the year the Civil Violation Notice was sent. The property can either be foreclosed on to satisfy the lien or be subject to the sale of a tax certificate, and then conveyed by tax deed if the tax certificate is not redeemed by payment of the non-ad valorem assessment in full plus interest, pursuant to Florida law.

Please contact me if you have any questions.



Jimmy Talley
Code Enforcement Officer
(850) 871-2825
jotalley@cityofparker.com



CITY OF PARKER AGENDA ITEM SUMMARY

1. **DEPARTMENT MAKING REQUEST/NAME OF PRESENTER:**

Finance

2. **MEETING DATE:**

February 5, 2019

3. **REQUESTED MOTION/ACTION:** Approve Trustmark Line of Credit availability for payment of debris invoices prior to FEMA reimbursement

4. **IS THIS ITEM BUDGETED (IF APPLICABLE)**

YES

☐

NO

☐

N/A

☐

5. **BACKGROUND:** (PROVIDE HISTORY; WHY THE ACTION IS NEEDED; WHAT GOAL WILL BE ACHIEVED FOR THE CITY)

FEMA requires submission of all debris removal documentation for audit. Once approved, documentation is forwarded to Florida Division of Emergency Management (DEM) for additional audit and review. DEM requires invoices submitted as part of detailed documentation be paid before reimbursement funds can be dispersed. The Line of Credit arrangement will allow the City to draw funds sufficient to pay invoices submitted to FEMA until reimbursement is made. Reimbursement will be used to repay drawn funds.

AGENDA ITEM #

2