



## VILLAGE OF PALMETTO BAY

Mayor Shelley Stanczyk  
Vice Mayor Brian W. Pariser  
Council Member Patrick Fiore  
Council Member Howard Tendrich  
Council Member Joan Lindsay

Village Manager Ron E. Williams  
Village Attorney Eve A. Boutsis  
Village Clerk Meighan J. Alexander

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation, a sign language interpreter, or hearing impaired to participate in this proceeding should contact the Village Clerk at (305) 259-1234 for assistance no later than four days prior to the meeting.

### VILLAGE COUNCIL MEETING AGENDA

Monday, October 1, 2012 - 7:00 P.M

Village Hall Chambers  
9705 E. Hibiscus Street  
(305) 259-1234

1. **CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE**
2. **PROCLAMATIONS, AWARDS, PRESENTATIONS**
  - A. Recognition of 2012 Counselors in Training
3. **APPROVAL OF MINUTES**
  - A. Minutes of the Local Planning Agency Meeting of September 10, 2012
  - B. Minutes of the Regular Council Meeting of September 10, 2012
4. **CONSENT AGENDA**
  - A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ATTORNEYS' FEES; APPROVING ATTORNEYS' FEES AND COSTS FOR FIGUEREDO & BOUTSIS, P.A. IN THE AMOUNT OF \$30,886.14; PROVIDING AN EFFECTIVE DATE.
  - B. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA; RELATING TO AWARDED A CONTRACT TO E. RODRIGUEZ LANDSCAPING INC., TO EXECUTE THE VILLAGE OF PALMETTO BAY LAWN

MAINTENANCE AND SERVICES CONTRACT FOR A PERIOD OF TWO (2) YEARS WITH TWO (2) ADDITIONAL ONE (1) YEAR TERMS NOT TO EXCEED A TOTAL CONTRACT TERM OF FOUR (4) YEARS; ESTABLISHING THE RATE OF PAY FOR SERVICES TO BE PROVIDED; AND PROVIDING AN EFFECTIVE DATE.

**5. REQUESTS, PETITIONS AND PUBLIC COMMENTS**

**6. VILLAGE MANAGER'S REPORT**

- A. Village Police Commander Update

**7. VILLAGE ATTORNEY'S REPORT**

- A. October, 2012 Update

**8. BOARD AND COMMITTEE REPORTS**

**9. RESOLUTIONS**

**10. RESOLUTIONS REQUIRING PUBLIC HEARING**

**11. ORDINANCES FOR FIRST READING**

- A. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO SPONSORSHIP PROGRAM; CREATED ARTICLE VIII, SECTION 2-300 RELATING TO SAME; PROVIDING FOR TERMS, CONDITIONS, EXEMPTIONS RELATING TO ACCEPTING DONATIONS, SPONSORSHIP AND PARTICIPATION IN EVENTS; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

**Public hearings required for the following Ordinances:**

- B. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE VILLAGE'S GREEN INCENTIVE PROGRAM; MODIFYING SECTION 5-54 ENTITLED "SCOPE OF GREEN PROGRAM"; TO INCLUDE USES OF PUBLIC ASSEMBLAGE; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

- C. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO REMOVAL OF DUPLICATE PROVISION RELATING TO CHARTER SCHOOLS; REMOVING CHAPTER 9 PROVISIONS AND RESERVING THE

CHAPTER AS CHARTER SCHOOLS ARE REGULATED UNDER 30-120 OF THE VILLAGE'S LAND DEVELOPMENT CODE; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

- D. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ZONING; MODIFYING SECTION 30-30.2 RELATING TO DEVELOPMENT APPROVAL PROCEDURES; MODIFYING SECTION 30-30.2(q) RELATING TO FINES TO BE CONSISTENT WITH CHAPTER 162, FLORIDA STATUTE; MODIFYING DIVISION 30-50 ENTITLED "ZONING DISTRICTS"; MODIFYING PERMITTED AND CONDITIONAL LIST OF USES WITHIN THE ZONING DISTRICTS; CONSOLIDATING SECTION 30-60.15 INTO DIVISION 30-110 RELATING TO RELIGIOUS FACILITIES, PRIVATE SCHOOLS, CHILD CARE FACILITIES, AND OTHER NON-GOVERNMENTAL PUBLIC ASSEMBLY USES; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.
- E. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ZONING; MODIFYING DIVISION 30-60, ENTITLED "GENERAL REGULATIONS"; REVISING SECTION 30-60.6 RELATING TO LIGHTING; PROVIDING HEIGHT LIMITATIONS FOR RESIDENTIAL DISTRICTS OF LIGHT POLES TO 15 FEET; AND PROVIDING FURTHER CLARIFICATION OF STANDARDS FOR RESIDENTIAL DISTRICTS, AND GENERAL REGULATIONS RELATING TO LIGHTING; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.
- F. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ZONING; MODIFYING DIVISION 30-60, ENTITLED "GENERAL REGULATIONS"; REVISING SECTION 30-60.11 RELATING TO PRE-CONSTRUCTION AND CONSTRUCTION STANDARDS TO PROVIDE ADDITIONAL DETAILED REQUIREMENTS; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.
- G. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ZONING; MODIFYING DIVISION 30-60 ENTITLED "GENERAL REGULATIONS"; REVISING SECTION 30-60.29 RELATING TO NOISE STANDARDS; REVISING HOURS OF OPERATION OF TEMPORARY PUBLIC ADDRESS SYSTEMS; DELETING NOISE ORDINANCE FROM CHAPTER 15 OF THE CODE OF ORDINANCES AS IT IS A DUPLICATE PROVISION OF 30-30.29; PROVIDING FOR ORDINANCES IN

CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

H. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ZONING; MODIFYING DIVISION 30-70 ENTITLED "PARKING REGULATIONS"; REVISING SECTION 30-70.4 TO PROVIDE FURTHER CLARITY IN THE REQUIREMENTS; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

I. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ZONING; MODIFYING DIVISION 30-100 ENTITLED "ENVIRONMENTAL REGULATIONS"; REVISING SECTION 30-100.3 RELATING TO LANDSCAPING BUFFER AND MAINTENANCE STANDARDS; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

**12. ORDINANCES FOR SECOND READING AND PUBLIC HEARING**

A. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO PARKS AND RECREATION; AMENDING ORDINANCE NO. 09-04, AND 2012-12, TO MODIFY PARK RENTAL FEES RELATING TO ALL PARK COMMUNITY ROOMS; PROVIDING FOR AN ADMINISTRATIVE WAIVER OF RENTAL FEES FOR ALL NONPROFITS OR COMMUNITY GROUPS FOR USE OF THE COMMUNITY ROOMS; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE. [Sponsored by Mayor Shelley Stanczyk.]

**13. OTHER BUSINESS**

**14. COUNCIL COMMENTS**

**15. NEXT MEETING AND ADJOURNMENT**

PURSUANT TO FLORIDA STATUTES 286.0105, THE VILLAGE HEREBY ADVISES THE PUBLIC THAT IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE OR SHE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, THE AFFECTED 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 BASED. THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE VILLAGE FOR THE INTRODUCTION OR ADMISSION OF OTHERWISE INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.