

VILLAGE OF PALMETTO BAY
Minutes of the Local Planning Agency Meeting of Monday, February 1, 2010
Deering Estate Visitor's Center
16701 SW 72 Avenue

1. CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE

Mayor Eugene P. Flinn, Jr.
Vice Mayor Brian W. Pariser
Council Member Ed Feller
Council Member Howard Tendrich
Council Member Shelley Stanczyk

Staff present:
Village Manager Ron E. Williams
Village Attorney Eve A. Boutsis
Village Clerk Meighan J. Rader

Mayor Flinn called the meeting to order at 7:05 p.m. Mayor Flinn led the pledge of allegiance.

2. ORDINANCES FOR FIRST READING (Public Hearing)

- A. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY ACTING AS THE LAND PLANNING AGENCY, FLORIDA, RELATING TO SUSTAINABLE BUILDING STANDARDS FOR CONSTRUCTION AND PERMITTING; RELATING TO U.S. GREEN BUILDING COUNCIL'S LEADERSHIP IN ENERGY AND ENVIRONMENTAL DESIGN (LEED) CERTIFICATION AND GREEN CONSTRUCTION; PROVIDING FOR MANDATORY REQUIREMENTS AND VOLUNTARY INCENTIVES FOR COMMERCIAL, MIXED USE AND GOVERNMENTAL CONSTRUCTION PROJECTS; EXEMPTING SINGLE FAMILY AND SINGLE RESIDENTIAL UNIT CONSTRUCTION; ESTABLISHMENT OF PROGRAM; PROVIDING FOR LEED CERTIFICATION FOR VILLAGE CONSTRUCTION; PROVIDING FOR DENSITY BONUS INCENTIVES; PROVIDING FOR ADMINISTRATION AND CERTIFICATION; PROVIDING FOR STANDARDS, TRAINING, CERTIFICATION, AND REVIEW; PROVIDING FOR SEVERABILITY, ORDINANCES IN CONFLICT; AND AN EFFECTIVE DATE. (Public Hearing required)

Councilman Feller moved this item forward. Seconded by Councilman Tendrich.

Attorney Boutsis provided staff report. She advised that staff included an amended appeal process, including information concerning how the bond will be provided. She explained the bonus for incentives and how the applicant can appeal for a hardship if the applicant can demonstrate that due to circumstances beyond their control, they weren't able to meet the standard. She noted that she will further revise the ordinance and correct scriveners' errors.

Director of Planning and Zoning Julian Perez remarked that the ordinance is flexible and will serve the Village well. He noted that while the Village is mostly “built out,” this ordinance will assist with development in the future.

Mayor Flinn opened the public hearing. No one wished to be heard.

Vice Mayor Pariser stated that a definition of hardship should be included. He added that staff should be well-trained in the various LEED requirements. Building Official Ed Silva noted that training is included in the ordinance.

Vice Mayor Pariser suggested that the cost of the permitting could be adjusted if someone is seeking a bonus.

Attorney Boutsis stated that the ordinance incorporates an incentive program; however, as a developer will spend more money to become LEED certified, staff could consider adjusting the fee schedule in the future.

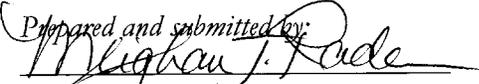
Councilman Tendrich asked for clarification regarding parking requirements; asking staff to insure that the parking requirements are not reduced.

Director Perez noted that the parking requirements do not change.

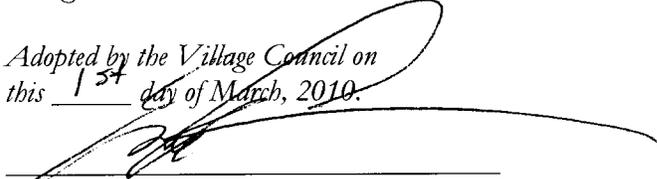
Mayor Flinn called the question. All voted in favor of the ordinance on first reading. The matter passed unanimously (5-0.)

3. NEXT MEETING AND ADJOURNMENT

The Meeting was officially adjourned at 7:35 pm.

Prepared and submitted by:

Meighan J. Rader, CMC
Village Clerk

Adopted by the Village Council on
this 1st day of March, 2010.


Eugene P. Flinn, Jr., Mayor

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