

VILLAGE OF PALMETTO BAY
Minutes of the Local Planning Agency Meeting of February 2, 2015
Village Hall Chambers
9705 East Hibiscus Street

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

Mayor Eugene Flinn
Vice Mayor John DuBois
Council Member Karyn Cunningham
Council Member Larissa Siegel Lara

Staff present:
Village Manager Ron E. Williams
Village Attorney Dexter W. Lehtinen
Village Clerk Meighan J. Alexander

Mayor Flinn called the meeting to order at 9:15 p.m. He led the pledge of allegiance.

- 2. DECORUM STATEMENT:** Any person making impertinent or slanderous remarks, or who becomes boisterous, while addressing the Council may be barred from further appearance before the Council by the Mayor, unless permission to continue or again address the Council is granted by a majority vote of the Council. Applauding speakers shall be discouraged. Heckling or verbal outbursts in support or opposition to a speaker, or his or her remarks, shall be prohibited. No signs or placards shall be allowed in the Council meeting. Persons exiting the Council meeting shall do so quietly. All cellular telephones and beepers are to be silenced during the meeting.

- A. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, ACTING IN ITS CAPACITY AS THE MAYOR AND VILLAGE COUNCIL AND AS THE LOCAL PLANNING AGENCY, AMENDING THE VILLAGE'S COMPREHENSIVE PLAN'S GOALS, OBJECTIVES, AND POLICIES, CONSISTENT WITH THE VILLAGE'S ADOPTED EVALUATION AND APPRAISAL REPORT (EAR) OF THE VILLAGE'S COMPREHENSIVE PLAN, IN ACCORDANCE WITH SECTION 163.3191, FLORIDA STATUTE; TOGETHER WITH OTHER AMENDMENTS THERETO; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

Vice Mayor DuBois moved this item forward. Seconded by Councilman Schaffer.

Planning & Zoning Director Darby Delsalle provided staff report.

Mayor Flinn opened the public hearing. Mr. Eric Tullberg, 7884 SW 179 Terrace addressed the Council. Mayor Flinn closed the public hearing.

Councilwoman Siegel Lara asked if the Comprehensive Plan was mandated by law. Attorney Lehtinen advised that the Village can deny planning that is consistent with the master plan and/or deny matters inconsistent with the master plan. He explained that a property owner is not guaranteed a use simply due to its consistency with the land use plan.

Vice Mayor DuBois asked if this matter is time sensitive. Mayor Flinn asked the penalty for failure to update.

Director Delsalle advised that the deadline is March 1st and if the plan is not updated, the State will not allow any further updates. He added that the coastal high hazard map is a seven year update.

Manager Williams advised that the first master plan was adopted in 2005.

Mr. Kelley Klepper of Kimley Horn provided information concerning the new State Statute concerning growth management.

Discussion ensued concerning the source of the updates and whether the entire plan should be reviewed.

Vice Mayor DuBois asked if there are any changes made that were not the direct result of the State Statutes. Mr. Klepper advised that he believed all changes were due to the state laws.

Mayor Flinn asked if any current or former council members give input to the document outside of a public hearing. Director Delsalle stated that the Council did not provide input outside of a public hearing.

Mayor Flinn called the question. Following roll call vote, the matter was passed unanimously (5-0.)

4. NEXT MEETING AND ADJOURNMENT: The Meeting adjourned at 9:45 pm.

Prepared and submitted by:



Meighan J. Alexander, CMC
Village Clerk

Approved by the Village Council on this 2nd day of March, 2015.



Eugene Flinn, Mayor

PURSUANT TO FLORIDA STATUTES 286.0105, 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. WHILE THE FLORIDA STATUTES DO NOT REQUIRE TAPE RECORDINGS, TO THE EXTENT THAT TAPE RECORDINGS ARE MADE, THE TAPES MAY BE REQUESTED FROM THE VILLAGE CLERK FOR REVIEW AND/OR COPYING. THE VILLAGE OF PALMETTO BAY CAN NOT GUARANTEE QUALITY OF ANY RECORDING.