



To: Honorable Mayor and Village Council

Date: April 29, 2013

From: Ron E. Williams, Village Manager

Re: Recommendation for Park
Master Plan Revisions to
Palmetto Bay Park -Updated

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE PARKS AND RECREATION PARKS MASTER PLAN; HOLDING A PUBLIC HEARING TO AUTHORIZE REVISIONS TO THE PALMETTO BAY PARK MASTER PLAN TO INCLUDE 1) TWO ADDITIONAL BATTING CAGES; 2) PAVILION WITHIN PLAYGROUND AREA AND 3) CONVERSION OF THE EXISTING SKATE PARK TO TWO MINI SOCCER FIELDS WITH ARTIFICIAL TURF; ADDITIONALLY, APPROVING THE APPLICATION OF THE VILLAGE OF PALMETTO BAY REQUESTING ZONING APPROVAL PURSUANT TO SECTION 30-50.21 TO ALLOW FOR PUBLIC FACILITY PUBLIC USE AT THE PROPERTY KNOWN AS PALMETTO BAY PARK, 17535 SW 95 AVENUE; AND PROVIDING AN EFFECTIVE DATE.

BACKGROUND:

In an effort to provide our residents with an attractive, functional and usable park system, the Village continues to seek implementation of desired recreational amenities sought by our community. In particular, the members of our community that regularly enjoy Palmetto Bay Park requested the Village add two (2) new batting cages, install a pavilion within the playground area, and convert the existing skate park into two mini soccer fields with artificial turf. These desired items were approved for funding in the FY 2012-2013 Village Capital Improvements Budget. Before this capital improvement project can be implemented the Council must first amend its Master Parks Plan and then, second, adopt an amended site plan for Palmetto Bay Park. Pursuant to Resolution No. 09-10, updates/amendments to the Parks Master Plan require a four-fifths vote.

Section 30-50.21 of the Land Development Code, provides a procedure for the Village Council to authorize on its own lands: public parks, playgrounds, buildings, and other ancillary structures and uses. In light of the funded amenities scheduled to be added to Palmetto Bay Park's site plan, an amended site plan is presented for the Council's consideration. Staff is requesting approval of the site plan as a governmental use in

substantial compliance with the attached exhibit 1. Approval of the site plan requires a minimum three-fifths vote.

UPDATE: This item was first heard at the March 4, 2013 Village Council hearing. The item was continued date certain to the May 6, 2013 Village Council Hearing, so that the Council would have an opportunity to more fully discuss the particulars of the Palmetto Bay Parks Master Plan at the March 20, 2013 Committee of the Whole (COW) meeting. Discussion at the COW involved items to be added and removed from the proposed master plan. Because adoption of this master plan requires a public hearing and advertising, no additional items may be added to this particular request beyond those originally noticed to the public for the original March 4, 2013 public hearing. There appeared to be general consensus to explore future upgrades to the park during the Capital Improvement Element and Capital Improvement Program processes, which would include a public workshop to be held at the park itself. There was no clear consensus regarding removing any items from the proposed master plan. If it is the desire to remove any item, any motion approving the master plan must include language excluding the omitted item.

Because consideration of this item has been conducted pursuant to the Village's quasi-judicial procedures, it is suggested that all testimony and presentations from the COW meeting, albeit unsworn, be incorporated into the May 6, 2013 hearing record of this item.

ANALYSIS

The following is a review of the site plan request pursuant to Section 30-50.21(a)(2) of the Village's Code of Ordinances. The Background Section of this report is hereby incorporated into this analysis and its corresponding criteria by reference. In adopting/amending a government facility site plan, the Council should take into consideration the type of function involved, the public need therefore, the existing land use pattern in the area, alternative locations for the facility, and the nature of the impact of the facility to the surrounding properties.

The site plan amendment reflects a modest modification to this existing multi-purpose park facility. The proposal poses no additional impact on the surrounding community as it seeks to merely upgrade existing amenities and convert the skate park into two (2) mini soccer fields. The requested improvements will be installed in the same areas as the existing amenities. The new mini soccer fields will replace the existing skate park area. As such, the request appears to satisfy the considerations delineated under Section 30-50.21(a)(2).

FISCAL/BUDGETARY IMPACT

Estimated Capital Improvement Funds required for the procurement and installation of 1) two new outdoor batting cages, 2) pavilion within the playground area, and 3) conversion the skate park into two (2) mini soccer fields with artificial turf, have been allocated as a part the FY 2012-2013 annual budget.

RECOMMENDATION:

In the adoption of the site plan, the plan may be implemented substantially in accordance with that submitted for the hearing, and as attached hereto. Except as may be specified by

any zoning resolution applicable to the subject property, any future additions on the property which conform to zoning code requirements will not require further public hearing action.

| | |
|--|----------|
| Modification of Parks Master Plan: | Approval |
| Amendment and Adoption of Palmetto Bay Site Plan : | Approval |



Fanny Carmona, Director
Department of Parks & Recreation



Darby Delsalle, AICP, Director
Department of Planning & Zoning

1 RESOLUTION NO. _____
2

3 A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE
4 VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE PARKS
5 AND RECREATION PARKS MASTER PLAN; HOLDING A PUBLIC
6 HEARING TO AUTHORIZE REVISIONS TO THE PALMETTO BAY
7 PARK MASTER PLAN TO INCLUDE 1) TWO ADDITIONAL BATTING
8 CAGES; 2) PAVILION WITHIN PLAYGROUND AREA AND 3)
9 CONVERSION OF THE EXISTING SKATE PARK TO TWO MINI
10 SOCCER FIELDS WITH ARTIFICIAL TURF; ADDITIONALLY,
11 APPROVING THE APPLICATION OF THE VILLAGE OF PALMETTO
12 BAY REQUESTING ZONING APPROVAL PURSUANT TO SECTION
13 30-50.21 TO ALLOW FOR PUBLIC FACILITY PUBLIC USE AT THE
14 PROPERTY KNOWN PALMETTO BAY PARK, 17535 SW 95 AVENUE;
15 AND PROVIDING AN EFFECTIVE DATE.
16

17 WHEREAS, in a continual effort to provide our residents with attractive, functional and
18 usable parks with consistency and a mindset of fulfilling our commitments in implementing
19 installation of selected recreational amenities desired by the community; and,
20

21 WHEREAS, the recreation community utilizing Palmetto Bay Park has expressed their
22 desire for additional batting cages, a pavilion in or near the playground area, and alternative uses of
23 the existing skate park to accommodate more popular activities such as soccer; and,
24

25 WHEREAS, the Village Council, as a part of the FY 2012-2013 budget process, authorized
26 funding for the aforementioned batting cages, pavilion, and conversion of skate park into two mini
27 soccer fields with artificial turf, contingent upon approval of the required amendment to the
28 current Parks Master Plan for Palmetto Bay Park; and,
29

30 WHEREAS, the Village Manager is therefore recommending the Village Council authorize
31 the necessary amendment the Parks Master Plan for Palmetto Bay Park to incorporate 1) two
32 additional outdoor batting cages; 2) a rental pavilion to be located within the park's playground;
33 and 3) conversion of the existing skate park into two mini soccer fields with artificial turf, with
34 funding allocated from budgeted FY 2012-2013 Capital Improvement Funds for Palmetto Bay
35 Park; and,
36

37 WHEREAS, pursuant to 30-50.21, the Village Council may authorize a governmental
38 facility such as public parks, playgrounds and buildings, and structures supplementary and incidental
39 thereto, by resolution following public hearing upon at least 15 days' notice of the time and place of
40 such hearing published in a newspaper of general circulation in the Village, which publication shall
41 include the time and place of hearing before the Village Council. A courtesy notice containing
42 general information as to the date, time, and place of the hearing, the property location and general
43 nature of the application may be mailed to the property owners of record, within a radius of 300 feet

1 of the property described in the application (actual notice issued at a 2,500 foot radius), or such
2 greater distance as the council may prescribe; and,
3

4 **WHEREAS**, such notice was dully provided; and,
5

6 **WHEREAS**, during the public hearing the Village Council shall consider, among other
7 factors, the type of function involved, the public need therefore, the existing land use pattern in the
8 area, alternative locations for the facility and the nature of the impact of the facility on the
9 surrounding property.
10

11 NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE
12 COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:
13

14 **Section 1.** The Parks Master Plan for Palmetto Bay Park is hereby amended to
15 incorporate 1) two additional outdoor batting cages; 2) a rental pavilion to be located within the
16 park's playground area; and 3) conversion of the existing skate park into two mini soccer fields with
17 artificial turf. (4/5 vote required)
18

19 **Section 2.** Funding for the procurement and installation of the authorized batting cages,
20 pavilion and skate park conversion to mini soccer fields shall be that allocated in the FY 2012-2013
21 Capital Improvement Program for Palmetto Bay Park; approved as a part of the FY 2012-2013
22 Annual Budget for the Village of Palmetto Bay, passed and adopted on September 24, 2012.
23

24 **Section 3.** After considering these the factors relating to a governmental use approval,
25 and public hearing, the Village Council authorizes the Governmental Use pursuant to section 30-
26 50.21 as it relates to the attached site plan for Palmetto Bay Park, including but not limited to the
27 overall locations and uses identified in the site plan as necessary to provide for and protect the
28 public health, safety and welfare of the citizens and residents of the Village. The site plan is
29 approved as a governmental use in substantial compliance with the attached exhibit 1. In the
30 approval of the plan, the plan may be implemented substantially in accordance with that submitted
31 for the hearing, and as attached hereto. Except as may be specified by any zoning resolution
32 applicable to the subject property, any future additions on the property which conform to zoning
33 code requirements will not require further public hearing action. (3/5 vote required).
34

35 **Section 4.** The use be established and maintained in accordance with the approved plan
36 and as provided for in Section 3 of this order.
37

38 **Section 5.** A public hearing was held on the master plan modifications and
39 governmental use approval consistent with the Village's Code.
40

41 **Section 6.** The property bears the following legal description of:
42

1 Folio: 33-5033-000-0660; address: 17535 SW 95th Avenue, Palmetto Bay, located at
2 approximately on 1/2 acre of the entire parcel along the north end of the parcel described as 33 55
3 40 5.24 AC; S1/2 of the SE 1/4 of SW 1/4 of NW 1/4 Less W 35 FT; OR Book 21727-194800903
4 3.

5
6 **Section 7.** The Village Council adopts the cover memorandum and staff report as the
7 Village's findings of fact.

8
9 **Section 8.** This resolution shall take effect immediately upon adoption.

10
11 **Section 9.** The record shall consist of the notice of hearing, the applications, documents
12 submitted by the applicant and the applicant's representatives to the Village's Department of
13 Planning and Zoning in connection with the applications, the Department's recommendation and
14 attached cover sheet and documents, the testimony of sworn witnesses and documents presented at
15 the quasi-judicial hearing, and the tape and minutes of the hearing. The record shall be maintained
16 by the Village Clerk.

17
18 **Section 10.** This is a final order.

19
20 PASSED and ADOPTED this _____ day of May, 2013.

21
22
23 Attest:

24 _____
25 Meighan J. Alexander
26 Village Clerk

27 _____
28 Shelley Stanczyk
29 Mayor

30 APPROVED AS TO FORM:

31 _____
32 Eve A. Boutsis,
33 Village Attorney

34
35
36 Council Member Patrick Fiore _____

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38 Council Member Tim Schaffer _____

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40 Council Member Joan Lindsay _____

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42 Vice-Mayor John DuBois _____

43
44 Mayor Shelley Stanczyk _____

APPLICATION

PALMETTO BAY PARK VPB-13-003



VILLAGE OF PALMETTO BAY

LETTER OF INTENT

The attached plans indicate the intentions of the Village of Palmetto Bay's Department of Parks and Recreation to update its previously approved/existing Master Plan for Palmetto Bay Park to include the following: 1) two additional batting cages; 2) one pavilion within the playground area; and 3) a conversion of the existing skate park into two mini-soccer fields with artificial turf. Zoning approval for the subject application, allowing for public facility-use, is hereby presented for consideration pursuant to Section 30-50-21 of the Village Code.



January 18, 2013

Darby Delsalle
Director of Planning and Zoning
Village of Palmetto Bay
9705 East Hibiscus Street
Palmetto Bay, Florida 33157

Letter of Intent

Re: Application by the Village of Palmetto Bay's Department of Parks and Recreation, requesting authorization for revisions to the Palmetto Bay Park Master Plan to include 1) two additional batting cages; 2) one pavilion within the playground area; and 3) a conversion of the existing skate park into two mini-soccer fields with artificial turf; additionally, requesting consideration for approval of the subject application, allowing for public facility-use, pursuant to section 30-50.21 of the Village Code.

Dear Director Delsalle:

Purpose/Intent:

This Letter of Intent is a part of, and supplements, the subject application submitted for consideration in obtaining authorization for revisions to the Palmetto Bay Park Master Plan to include: 1} two (2) additional batting cages; 2} one (1) pavilion within the playground area; and 3} a conversion of the existing skate park into two (2) mini-soccer fields with artificial turf. Zoning approval for the subject application, allowing for public facility-use, is hereby submitted pursuant to Section 30-50.21 of the Village Code.

Amenities per Existing Park Master Plan:

The property consists of 24.83 acres of park land including six (6) softball/baseball fields, walking/jogging trails, open green field space, two (2) basketball courts, a 17,000 sq ft Boundless Playground, two (2) picnic pavilions, community building, a two-story concessions/restroom/storage building, lighted parking lot, and the skate park recommended for conversion.

Village of Palmetto Bay
Letter of Intent – Mr. Darby Delsalle
January 18th, 2013
Page 2 of 2

Property Information:

The property consists of 3 parcels of land under separate Village folio numbers:

Parcel A (Folio No. 33-5033-000-0660) is 5.23 acres in size; contains an existing recreation building with restrooms and storage, two (2) basketball courts with lights, skate park plaza with lights, parking lot with lights, entrance to park, and a 17,000 sq ft Boundless Playground. It is zoned I, AG under the Village zoning code and designated Parks & Recreation under the 2005 Village of Palmetto Bay Land Use Map (LUM).

Parcel B (Folio No. 33-5033-000-0850) is 12 acres in size; contains four (4) softball/baseball fields (2 with lights and 2 without lights), concessions/restroom/storage garage facility, two (2) batting cages with lights, walking/jogging trails with lights, and an open field area. It is zoned R1 under the Village zoning code and designated Parks & Recreation under the 2005 Village of Palmetto Bay Land Use Map (LUM).

Parcel C (Folio 33-5033-000-0852) is 7.6 acres in size: contains two (2) softball/baseball fields with lights, walking/jogging trails with lights, and open field space area. It is zoned R1 under the Village zoning code and designated Parks & Recreation under the 2005 Village of Palmetto Bay Land Use Map (LUM).

The legal descriptions for Parcels A, B and C are attached hereto as Exhibit A.

In summary, the purpose of this application is obtain authorization for specific revisions to the Palmetto Bay Park Master Plan, as described herein, to further enhance recreational opportunities within this landmark facility for both Village residents and visitors. At this time, I am respectfully requesting approval of the application.

Sincerely,



Fanny Carmona Gonzalez
Village of Palmetto Bay
Parks & Recreation Director



ZONING HEARING (ZH) APPLICATION
Village of Palmetto Bay, Department of Planning and Zoning

LIST ALL FOLIO #S: 33-5033-000-0660 Date Received _____

1. NAME OF APPLICANT (Owner(s) of record of the property or lessee. If applicant is a lessee, an executed 'Owner's Sworn-to-Consent' and copy of a valid lease for 1 year or more is required. If the applicant is a corporation, trust, partnership, or like entity, a 'Disclosure of Interest' is required).

Village of Palmetto Bay
Palmetto Bay Park

2. APPLICANT'S MAILING ADDRESS, TELEPHONE NUMBER:

Mailing Address: 17535 SW 95 Ave,
City: Palmetto Bay State: FL Zip: 33157 Phone#: 305-259-1234

3. OWNER'S NAME, MAILING ADDRESS, TELEPHONE NUMBER:

Owner's Name (Provide name of ALL owners): Village of Palmetto Bay
Palmetto Bay Park, 9705 E. Hibiscus St.
City: Palmetto Bay State: FL Zip: 33157 Phone#: 305-259-1234

4. CONTACT PERSON'S INFORMATION:

Name: Company Village of Palmetto Bay - Fanny Carmona Gonzalez
City: Palmetto Bay State: FL Zip: 33157 Cell Phone#: 305-720-7584
Phone#: 305-259-1234 Fax#: 305-259-1295 mail: fcarmona@palmettobay-fl.gov

5. LEGAL DESCRIPTION OF ALL PROPERTY COVERED BY THE APPLICATION

(Provide complete legal description, i.e., lot, block, subdivision name, plat book & page number, or metes and bounds. Include section, township, range. If the application contains multiple rezoning requests, a legal description for each requested zone must be provided. Attach separate sheets as needed and clearly label (identify) each legal description attached. In addition to paper version it is requested that lengthy metes and bounds descriptions be provided on diskette or compact disc in Microsoft Word or compatible software.)

3355 40 5.24 AC
5 1/2 of SE 1/4 of SW 1/4 of NW 1/4
Less 35 FT
A/K/A Perrine Youth Center
FAU 30-5033-000-0660 or 21727-1948-0903-3

6. ADDRESS OR LOCATION OF PROPERTY (For location, use description such as NE corner of, etc.)

17535 SW 95 Ave
Palmetto Bay, FL 33157

7. SIZE OF PROPERTY (in acres): 24.84 (divide total sq. ft. by 43,560 to obtain acreage)

8. DATE property acquired leased: 2002 **9. Lease term:** _____ years
(month & year)

10. IS CONTIGUOUS PROPERTY OWNED BY THE SUBJECT PROPERTY OWNER(S)? yes no If yes, provide complete legal description of said contiguous property.

11. Is there an option to purchase or lease the subject property or property contiguous thereto? no yes (If yes, identify potential purchaser or lessee and complete 'Disclosure of Interest' form)

12. PRESENT ZONING CLASSIFICATION: T, AG & R1

13. APPLICATION REQUESTS (Check all that apply and describe nature of the request in space provided)

District Boundary(zone) Changes [Zone(s) requested]: _____
 (Provide a separate legal description for each zone requested)

Unusual Use: _____

Use Variance: _____

Non-Use Variance: _____

Alternative Site Development: Option: _____

Special Exception: _____

Modification of previous resolution/plan: 04-104

Modification of Declaration or Covenant: _____

14. Has a public hearing been held on this property within the eighteen (18) months? no yes. If yes, provide applicant's name, date, purpose and result of hearing, and resolution number:

15. Is this application a result of a violation notice? no yes. If yes, give name to whom the violation notice was served: and describe the violation:

16. Describe structures on the property: Recreation facilities and amenities/Parks

17. Is there any existing use on the property? no yes. If yes, what use and when established? Public Park Year: 1938
 Use: _____

Planning Staff Use Only

| | | |
|-------------|--------------------------|------|
| Base Fee | Reviewed and Accepted by | Date |
| Receipt No. | Deemed Complete By | Date |

PHOTOGRAPHS

FRONT ELEVATION

See Attached

SIDE ELEVATION

REAR ELEVATION

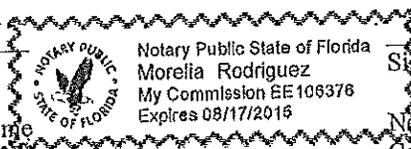
APPLICANT'S AFFIDAVIT

The Undersigned, first being duly sworn depose that all answers to the questions in this application, and all supplementary documents made a part of the application are honest and true to the best of (my)(our) knowledge and belief. (I)(We) understand this application must be complete and accurate before the application can be submitted and the hearing advertised.

OWNER OR TENANT AFFIDAVIT

(I)(WE), Ron E. Williams, being first duly sworn, depose and say that (I am) (we are) owner tenant of the property described and which is the subject matter of the proposed hearing.

Signature [Handwritten Signature]



Signature [Handwritten Signature]
Notary Public: Morelia Rodriguez
Commission Expires: August 17 2015

Sworn to and subscribed to before me this 24 day of January, 2015.

CORPORATION AFFIDAVIT

(I) (WE), _____, being first duly sworn, depose and say that (I am) (we are) the President Vice-President Secretary Asst. Secretary of the aforesaid corporation, and as such, have been authorized by the corporation to file this application for public hearing; and that said corporation is the owner tenant of the property described herein and which is the subject matter of the proposed hearing.

Attest: _____

Authorized Signature _____

Office Held _____

(Corp. Seal)

Sworn to and subscribed to before me This _____ day of _____, _____.

Notary Public: _____
Commission Expires: _____

PARTNERSHIP AFFIDAVIT

(I)(WE), _____, being first duly sworn, depose and say that (I am) (we are) partners of the hereinafter named partnership, and as such, have been authorized to file this application for a public hearing; and that said partnership is the owner tenant of the property described herein which is the subject matter of the proposed hearing.

By _____ %

By _____ %

By _____ %

By _____ %

Sworn to and subscribed to before me This _____ day of _____, _____.

Notary Public: _____
Commission Expires: _____

ATTORNEY AFFIDAVIT

I, _____, being first duly sworn, depose and say that I am a State of Florida Attorney at Law, and I am Attorney for the Owner of the property described and which is the subject matter of the proposed hearing.

Signature _____

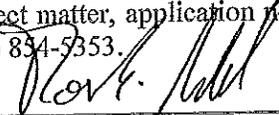
Sworn to and subscribed to before me This _____ day of _____, _____.

Notary Public: _____
Commission Expires: _____

RESPONSIBILITIES OF THE APPLICANT AFFIDAVIT

I AM AWARE THAT:

1. The Public Works Department, the Department of Environmental Resources Management (DERM), and other County agencies review and critique zoning hearing applications which may affect the scheduling and outcome of my hearing. These reviews may require additional hearings before DERM's Environmental Quality Control Board (EQCB), or other County boards, and/or the proffering of agreements to be recorded. I am also aware that I must comply promptly with any DERM or Public Works conditions and advise this office in writing if my application will be withdrawn.
2. Filing fees may not be the total cost of a hearing. Some requests require notices to be mailed to property owners up to a mile from the subject property and I am responsible for paying the additional radius mailing costs. In addition to mailing costs, I am responsible for additional fees related to application changes, plan revisions, deferrals, re-advertising, etc., that may be incurred. I understand that fees must be paid promptly. Applications withdrawn within 60 days of the filing are eligible for a refund of 50% of the hearing fee but after that time hearings withdrawn or returned will be ineligible for a refund. Refunds must be requested in writing.
3. The Florida Building code requirements may affect my ability to obtain a building permit even if my zoning application is approved; and a building permit will probably be required. I am responsible for obtaining any required permits and inspections for all structures and additions proposed, or built without permits. And that a Certificate of Use (C.U.) must be obtained for the use of the property after it has been approved at Zoning Hearing. Failure to obtain the required permits and/or C.U., Certificates of Completion (C.C.) or Certificate of Occupancy (C.O.) will result in enforcement action against any occupant and owner. Submittal of the Zoning Hearing application may not forestall enforcement action against the property.
4. The 3rd District Court of Appeal has ruled that zoning applications inconsistent with the Comprehensive Plan (CP) cannot be approved by a zoning board based upon considerations of fundamental fairness. Therefore, I acknowledge that if the hearing request is inconsistent with the CP and I decide to go forward then my hearing request can only be denied or deferred, but not approved.
5. Any covenant to be proffered must be submitted to the Village Attorney, on County form, at least 1 month prior to the hearing date. The covenant will be reviewed and the applicant will be notified if changes or corrections are necessary. Once the covenant is acceptable, the applicant is responsible to submit the executed covenant with a current 'Opinion of Title' within 1 week of the hearing. Village Attorney can advise as to additional requirements applicable to foreign corporations. Documents submitted to the Village Attorney must carry a cover letter indicating subject matter, application number and hearing date. Village Attorney may be reached at (305) 834-3353.



(Applicant's Signature)

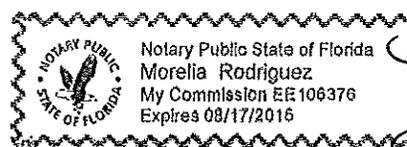
Ron E. Williams

(Print Name)

Sworn to and subscribed before me this 24 day of January, 2013. Affiant is personally known to me or has produced _____ as identification.

(Notary Public)

My commission expires August 17, 2015



OWNERSHIP AFFIDAVIT
FOR
INDIVIDUAL

STATE OF FLORIDA
COUNTY OF MIAMI-DADE

Public Hearing No. _____

Before me, the undersigned authority, personally appeared Ron E. Williams
hereinafter the Affiant, who being first duly sworn by me, on oath, deposes
and says:

- 1. Affiant is the fee owner of the property that is the subject of the proposed hearing.
- 2. The subject property is legally described as:

- 3. Affiant understands this affidavit is subject to the penalties of law for perjury and the possibility of voiding of any zoning granted at public hearing.

Witnesses:

Maria V. Bencomo
Signature

Maria V. Bencomo
Print Name

[Signature]
Signature

Fanny Carmona
Print Name

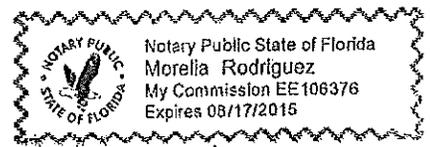
[Signature]
Affiant's signature

Ron E. Williams.
Print Name

Sworn to and subscribed before me on the 24 day of January 20 13.

Affiant is personally known to me or has produced _____ as identification.

Notary [Signature]



(Stamp/Seal)
Commission Expires: August 17, 2015

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RESOLUTION NO. 04-104

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA; APPROVING THE PARKS MASTER PLANS FOR PERRINE PARK; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, parks have always been a top priority for the residents of the Village of Palmetto Bay and our incorporation has created increased interest for parks; and

WHEREAS, it has been a year since Council adopted Resolution #04-06 awarding a contract to Bermello, Ajamil and Partners to develop our Parks Master Plan; and

WHEREAS, a Parks Master Plan increases our opportunity for funding and is critical in maximizing our chances for major awards; and

WHEREAS, we are taking a very important step in creating an identity for our Village where results will be visible as we break ground on projects in the new year with grant dollars that have been designated for several Palmetto Bay parks; and

WHEREAS, we feel confident that our Parks Master Plan will have a balance of passive and active recreation with a focus on educational and cultural components; and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:

Section 1. The Village of Palmetto Bay hereby adopts Parks Master Plans (noted as Plan number 4 -- six ball fields) for Perrine Park with the following modifications:

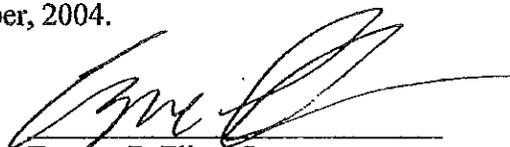
- The two eastern fields would be limited to four special events/tournaments per year;
- The four western fields shall be lit and the two eastern fields shall remain unlit; and
- The two eastern fields shall be limited for play by boys aged 8 and under and girls aged 12 and under.

Section 2. This resolution shall take effect immediately upon approval.

PASSED and ADOPTED this 13th day of December, 2004.

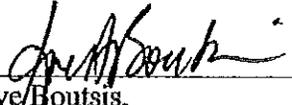
Attest:


Meighan Pier
Village Clerk


Eugene P. Flinn, Jr.
Mayor

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APPROVED AS TO FORM:

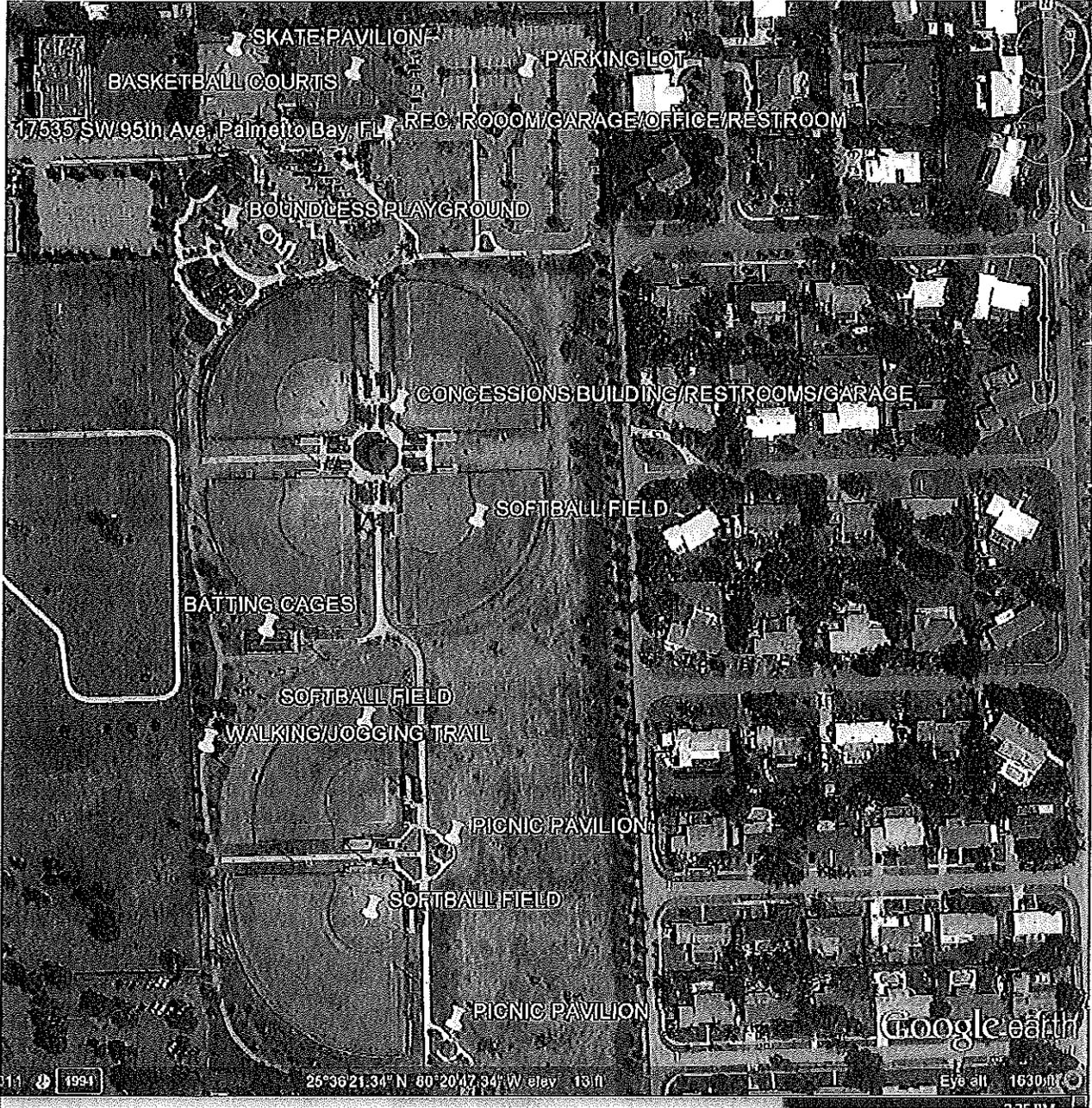


Eve Boutsis,
Village Attorney

FINAL VOTE AT ADOPTION:

- Council Member Ed Feller YES
- Council Member Paul Neidhart YES
- Council Member John Breder YES
- Vice Mayor Linda Robinson YES
- Mayor Eugene P. Flinn, Jr. YES

K:\Users\jmccoy\FY 2004-2005\Resolutions\Parks Master Plan, 12-13-04\Parks Master Plan
Resolution 12-13-04.doc



SKATE PAVILION

PARKING LOT

BASKETBALL COURTS

17535 SW 95th Ave, Palmetto Bay, FL REC ROOM/GARAGE/OFFICE/RESTROOM

BOUNDLESS PLAYGROUND

CONCESSIONS BUILDING/RESTROOMS/GARAGE

SOFTBALL FIELD

BATTING CAGES

SOFTBALL FIELD

WALKING/JOGGING TRAIL

PICNIC PAVILION

SOFTBALL FIELD

PICNIC PAVILION

Google earth

11 1994

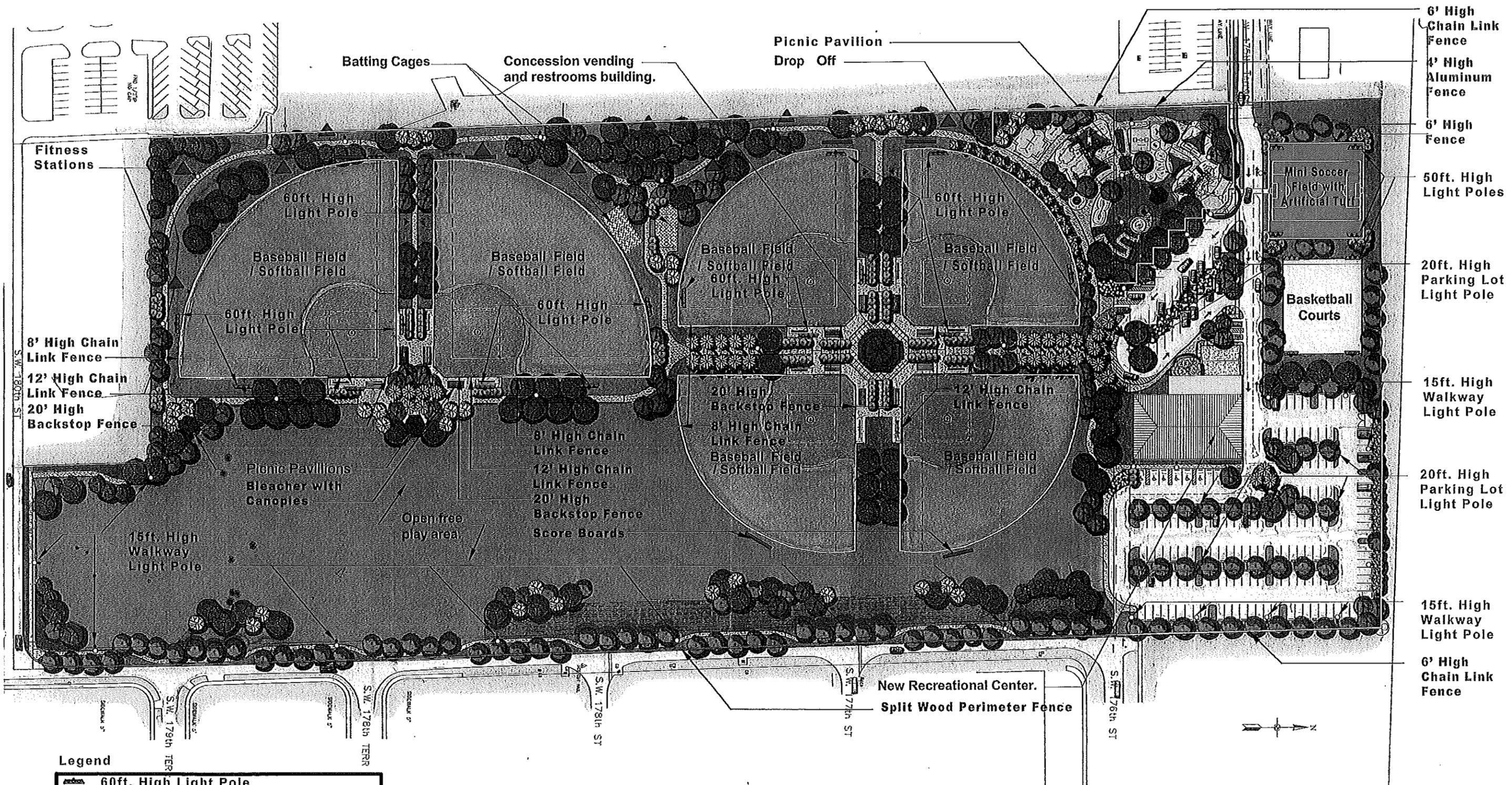
25°36'21.34" N 80°20'47.34" W elev 13 ft

Eye alt 1630 ft



Palmetto Bay Park Parks Master Plan

Section III



Legend

| | |
|--|-----------------------------------|
| | 60ft. High Light Pole |
| | 50ft. High Light Poles |
| | 20ft. High Parking Lot Light Pole |
| | 15ft. High Walkway Light Pole |
| | Fitness Stations |
| | Score Boards |

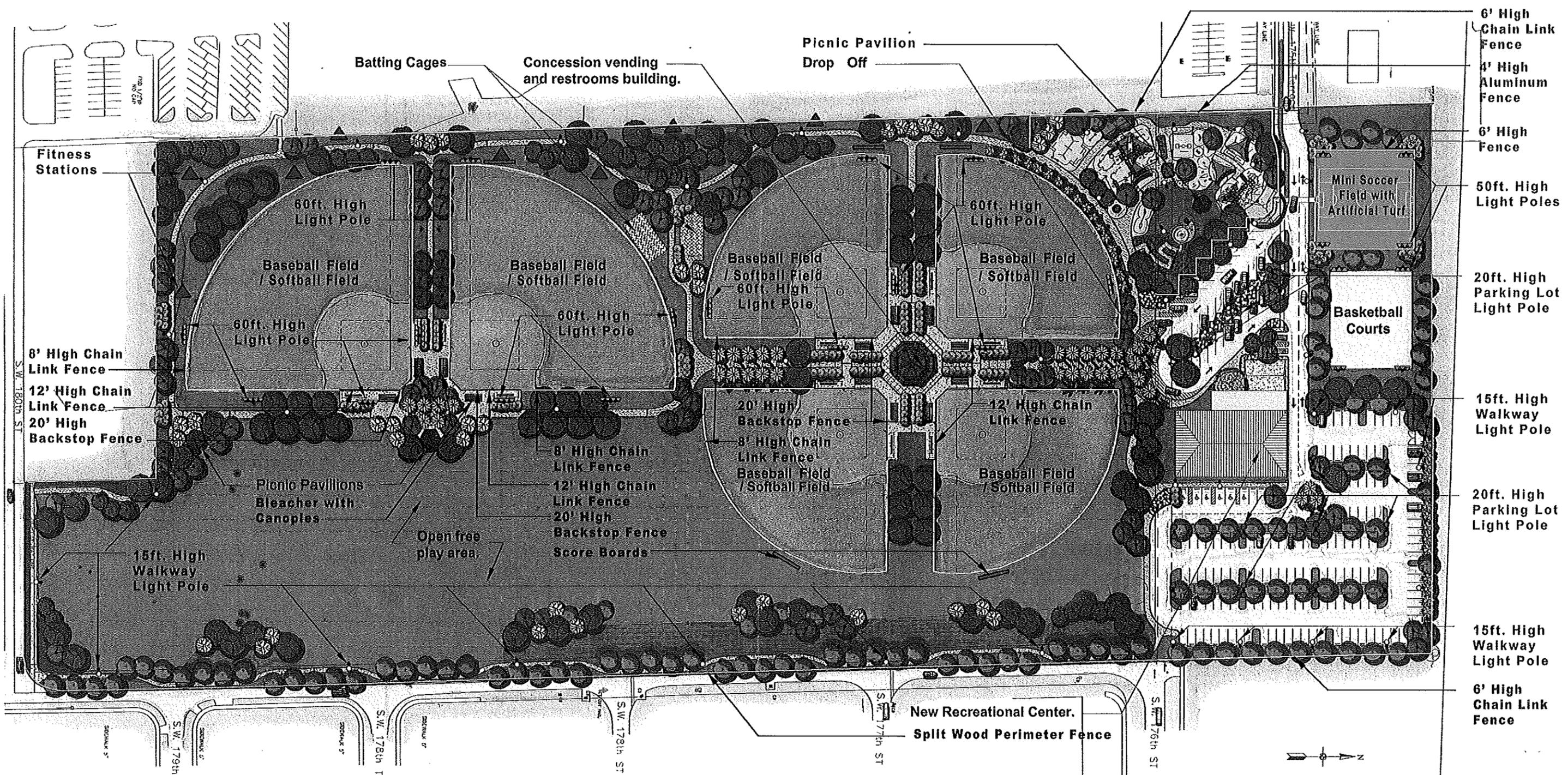
Proposed Master Plan
Phase II

Scale 1" = 100'-0"



Palmetto Bay Park Parks Master Plan

Section III



Legend

| | |
|--|-----------------------------------|
| | 60ft. High Light Pole |
| | 50ft. High Light Poles |
| | 20ft. High Parking Lot Light Pole |
| | 15ft. High Walkway Light Pole |
| | Fitness Stations |
| | Score Boards |

RESOLUTION 04-104

- The two eastern fields would be limited to four special events/tournaments per year;
- The four western fields shall be lit and the two eastern fields shall remain unlit; and
- The two eastern fields shall be limited for play by boys aged 8 and under and girls aged 12 and under.

Proposed Master Plan Phase II

Scale 1" = 100'-0"

EXHIBIT A

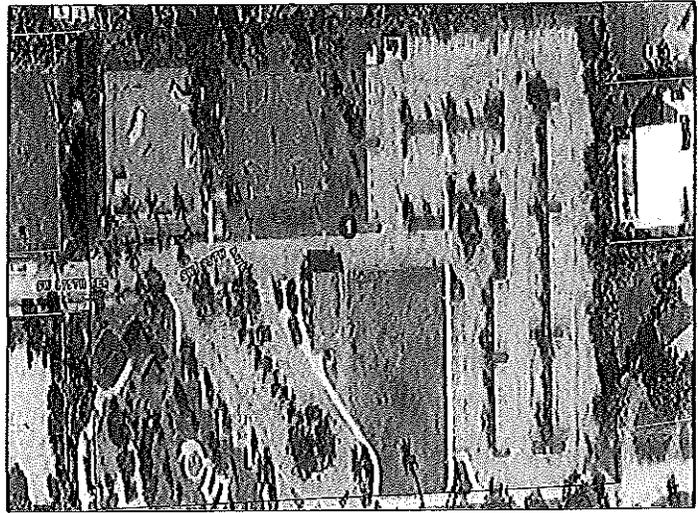
PALMETTO BAY PARK VPB-13-003



MIAMI-DADE COUNTY
OFFICE OF THE PROPERTY APPRAISER
PROPERTY SEARCH SUMMARY REPORT

Honorable Carlos Lopez-Cantera
Property Appraiser

| Property Information: | |
|-------------------------|---|
| Folio | 33-5033-000-0660 |
| Property Address | 17535 SW 95 AVE |
| Owner Name(s) | VILLAGE OF PALMETTO BAY |
| Mailing Address | 9705 E HIBISCUS ST PALMETTO BAY FL 33157-5606 |
| Primary Zone | 8900 INTERIM-AWAIT SPECIFIC ZO |
| Use Code | 0040 MUNICIPAL |
| Beds/Baths/Half | 0/0/0 |
| Floors | 2 |
| Living Units | 0 |
| Adj. Sq. Footage | 4,454 |
| Lot Size | 5.23 ACRES |
| Year Built | 1938 |
| Legal Description | 33 55 40 5.24 AC S1/2 OF SE1/4 OF SW1/4 OF NW1/4 LESS W35FT A/K/A PERRINE YOUTH CENTER F/A/U 30-5033-000-0660 OR 21727-1948 0903 3 |
| Assessment Information: | |
| | Current Previous |
| Year | 2012 2011 |
| Land Value | \$2,282,540 \$2,282,540 |
| Building Value | \$957,548 \$957,548 |
| Market Value | \$3,240,088 \$3,240,088 |
| Assessed Value | \$3,240,088 \$3,240,088 |
| Exemption Information: | |
| | Current Previous |
| Year | 2012 2011 |
| Homestead | \$0 \$0 |
| 2nd Homestead | \$0 \$0 |
| Senior | \$0 \$0 |
| Veteran Disability | \$0 \$0 |
| Civilian Disability | \$0 \$0 |
| Widow(er) | \$0 \$0 |



Aerial Photography 2012

| Taxable Value Information: | | |
|----------------------------|-------------------|-------------------|
| | Current | Previous |
| Year | 2012 | 2011 |
| | Exemption/Taxable | Exemption/Taxable |
| County | \$3,240,088 / \$0 | \$3,240,088 / \$0 |
| School Board | \$3,240,088 / \$0 | \$3,240,088 / \$0 |
| City | \$3,240,088 / \$0 | \$3,240,088 / \$0 |
| Regional | \$3,240,088 / \$0 | \$3,240,088 / \$0 |
| Sale Information: | | |

1, AC

Disclaimer:

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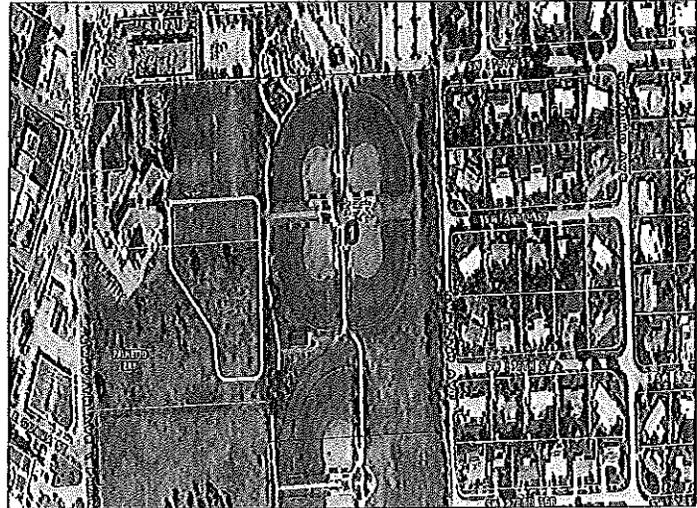
Generated on: Friday, January 18, 2013



MIAMI-DADE COUNTY
OFFICE OF THE PROPERTY APPRAISER
PROPERTY SEARCH SUMMARY REPORT

Honorable Carlos Lopez-Cantera
Property Appraiser

| Property Information: | |
|-----------------------|---|
| Folio | 33-5033-000-0850 |
| Property Address | 17700 SW 94 AVE |
| Owner Name(s) | VILLAGE OF PALMETTO BAY |
| Mailing Address | 9705 E HIBISCUS ST PALMETTO BAY FL 33157-5606 |
| Primary Zone | 0100 SINGLE FAMILY - GENERAL |
| Use Code | 0080 VACANT LAND GOVERNMENT |
| Beds/Baths/Half | 0/0/0 |
| Floors | 0 |
| Living Units | 0 |
| Adj. Sq. Footage | 0 |
| Lot Size | 12 ACRES |
| Year Built | 0 |
| Legal Description | 33 55 40 12 AC BEG AT NE COR OF NW1/4 OF SW1/4 TH S 03 DEG E 783.29FT S 88 DEG W 666.47FT N 03 DEG W 783.34FT N88 DEG E 668.60FT TO POB OR 18886-3312 1199 3 |



Aerial Photography 2012

| Assessment Information: | | |
|-------------------------|-------------|-------------|
| | Current | Previous |
| Year | 2012 | 2011 |
| Land Value | \$2,400,000 | \$2,280,000 |
| Building Value | \$0 | \$0 |
| Market Value | \$2,400,000 | \$2,280,000 |
| Assessed Value | \$2,032,800 | \$1,848,000 |

| Taxable Value Information: | | |
|----------------------------|-------------------|-------------------|
| | Current | Previous |
| Year | 2012 | 2011 |
| | Exemption/Taxable | Exemption/Taxable |
| County | \$2,032,800 / \$0 | \$1,848,000 / \$0 |
| School Board | \$2,400,000 / \$0 | \$2,280,000 / \$0 |
| City | \$2,032,800 / \$0 | \$1,848,000 / \$0 |
| Regional | \$2,032,800 / \$0 | \$1,848,000 / \$0 |

| Exemption Information: | | |
|------------------------|---------|----------|
| | Current | Previous |
| Year | 2012 | 2011 |
| Homestead | \$0 | \$0 |
| 2nd Homestead | \$0 | \$0 |
| Senior | \$0 | \$0 |
| Veteran Disability | \$0 | \$0 |
| Civilian Disability | \$0 | \$0 |
| Widow(er) | \$0 | \$0 |

| Sale Information: | | | |
|-------------------|-------------|---------------------|--------------------|
| Date | Amount | Recording Book-Page | Qualification Code |
| 9/1999 | \$2,350,000 | 18886-3308 | Other disqualified |

R-1

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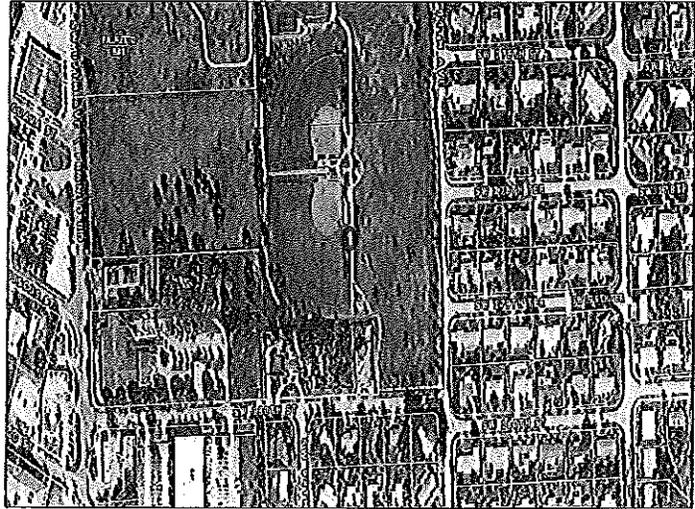
Generated on: Friday, January 18, 2013



MIAMI-DADE COUNTY
OFFICE OF THE PROPERTY APPRAISER
PROPERTY SEARCH SUMMARY REPORT

Honorable Carlos Lopez-Cantera
Property Appraiser

| Property Information: | | | | | | | | | | | | | | | | | | | | | | | | | |
|-------------------------|--|-------------|---------|----------|------|------|------|------------|-------------|-------------|----------------|-----|-----|--------------|-------------|-------------|--------------------|-------------|-------------|---------------------|-----|-----|-----------|-----|-----|
| Folio | 33-5033-000-0852 | | | | | | | | | | | | | | | | | | | | | | | | |
| Property Address | | | | | | | | | | | | | | | | | | | | | | | | | |
| Owner Name(s) | VILLAGE OF PALMETTO BAY | | | | | | | | | | | | | | | | | | | | | | | | |
| Mailing Address | 9705 E HIBISCUS ST PALMETTO BAY FL 33157-5606 | | | | | | | | | | | | | | | | | | | | | | | | |
| Primary Zone | 0100 SINGLE FAMILY - GENERAL | | | | | | | | | | | | | | | | | | | | | | | | |
| Use Code | 0066 EXTRA FEA OTHER THAN PARKING | | | | | | | | | | | | | | | | | | | | | | | | |
| Beds/Baths/Half | 0/0/0 | | | | | | | | | | | | | | | | | | | | | | | | |
| Floors | 0 | | | | | | | | | | | | | | | | | | | | | | | | |
| Living Units | 0 | | | | | | | | | | | | | | | | | | | | | | | | |
| Adj. Sq. Footage | 0 | | | | | | | | | | | | | | | | | | | | | | | | |
| Lot Size | 7.60 ACRES | | | | | | | | | | | | | | | | | | | | | | | | |
| Year Built | 0 | | | | | | | | | | | | | | | | | | | | | | | | |
| Legal Description | 33 55 40 7.60 AC BEG 783.29FTS OF NE COR OF NW1/4 OF SW1/4 OF SEC CONT S 03 DEG E 590.26FT S 88 DEG W 255.08FT N 03 DEG W 149.79FT S 88 DEG W 410.20FT N 03 DEG W 440.07FT | | | | | | | | | | | | | | | | | | | | | | | | |
| Assessment Information: | | | | | | | | | | | | | | | | | | | | | | | | | |
| | <table border="1"> <thead> <tr> <th></th> <th>Current</th> <th>Previous</th> </tr> </thead> <tbody> <tr> <td>Year</td> <td>2012</td> <td>2011</td> </tr> <tr> <td>Land Value</td> <td>\$1,520,000</td> <td>\$1,444,000</td> </tr> <tr> <td>Building Value</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Market Value</td> <td>\$1,520,000</td> <td>\$1,444,000</td> </tr> <tr> <td>Assessed Value</td> <td>\$1,287,440</td> <td>\$1,170,400</td> </tr> </tbody> </table> | | Current | Previous | Year | 2012 | 2011 | Land Value | \$1,520,000 | \$1,444,000 | Building Value | \$0 | \$0 | Market Value | \$1,520,000 | \$1,444,000 | Assessed Value | \$1,287,440 | \$1,170,400 | | | | | | |
| | Current | Previous | | | | | | | | | | | | | | | | | | | | | | | |
| Year | 2012 | 2011 | | | | | | | | | | | | | | | | | | | | | | | |
| Land Value | \$1,520,000 | \$1,444,000 | | | | | | | | | | | | | | | | | | | | | | | |
| Building Value | \$0 | \$0 | | | | | | | | | | | | | | | | | | | | | | | |
| Market Value | \$1,520,000 | \$1,444,000 | | | | | | | | | | | | | | | | | | | | | | | |
| Assessed Value | \$1,287,440 | \$1,170,400 | | | | | | | | | | | | | | | | | | | | | | | |
| Exemption Information: | | | | | | | | | | | | | | | | | | | | | | | | | |
| | <table border="1"> <thead> <tr> <th></th> <th>Current</th> <th>Previous</th> </tr> </thead> <tbody> <tr> <td>Year</td> <td>2012</td> <td>2011</td> </tr> <tr> <td>Homestead</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>2nd Homestead</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Senior</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Veteran Disability</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Civilian Disability</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Widow(er)</td> <td>\$0</td> <td>\$0</td> </tr> </tbody> </table> | | Current | Previous | Year | 2012 | 2011 | Homestead | \$0 | \$0 | 2nd Homestead | \$0 | \$0 | Senior | \$0 | \$0 | Veteran Disability | \$0 | \$0 | Civilian Disability | \$0 | \$0 | Widow(er) | \$0 | \$0 |
| | Current | Previous | | | | | | | | | | | | | | | | | | | | | | | |
| Year | 2012 | 2011 | | | | | | | | | | | | | | | | | | | | | | | |
| Homestead | \$0 | \$0 | | | | | | | | | | | | | | | | | | | | | | | |
| 2nd Homestead | \$0 | \$0 | | | | | | | | | | | | | | | | | | | | | | | |
| Senior | \$0 | \$0 | | | | | | | | | | | | | | | | | | | | | | | |
| Veteran Disability | \$0 | \$0 | | | | | | | | | | | | | | | | | | | | | | | |
| Civilian Disability | \$0 | \$0 | | | | | | | | | | | | | | | | | | | | | | | |
| Widow(er) | \$0 | \$0 | | | | | | | | | | | | | | | | | | | | | | | |



Aerial Photography 2012

| Taxable Value Information: | | | |
|----------------------------|-------------------|---------------------|---|
| | Current | | Previous |
| Year | 2012 | | 2011 |
| | Exemption/Taxable | | Exemption/Taxable |
| County | \$1,287,440 / \$0 | | \$1,170,400 / \$0 |
| School Board | \$1,520,000 / \$0 | | \$1,444,000 / \$0 |
| City | \$1,287,440 / \$0 | | \$1,170,400 / \$0 |
| Regional | \$1,287,440 / \$0 | | \$1,170,400 / \$0 |
| Sale Information: | | | |
| Date | Amount | Recording Book-Page | Qualification Code |
| 9/2006 | \$0 | 24875-2078 | Sales which are disqualified as a result of examination of the deed |
| 9/1999 | \$2,350,000 | 18886-3308 | Other disqualified |

R-1

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GIS inquiries, comments, and suggestions email: gis@miamidade.gov

Generated on: Friday, January 18, 2013

POSTING & MAILING

PALMETTO BAY PARK VPB-13-003



VILLAGE OF PALMETTO BAY RE-NOTICE OF ZONING PUBLIC HEARING

The Village of Palmetto Bay shall conduct a zoning public hearing on Monday, February 25, 2013, at 7:00 p.m. Discussion and public input will be welcomed concerning the following hearing items which may be of interest to your immediate neighborhood.

The following item is being considered pursuant to Sections 30-50.21 of the Village's Land Development Code:

Applicant: **Village of Palmetto Bay -- Palmetto Bay Park**
Location: 17535 SW 95th Avenue Zoned: I, AG & R1
Palmetto Bay, Florida

Request: The applicant is requesting to obtain authorization for revisions to the Palmetto Bay Park Master Plan to include 1) Two additional Batting cages; 2) a Pavilion within the playground area and 3) to convert the existing skate park into two mini soccer fields with artificial turf; additionally, approving the application requesting zoning approval pursuant to section 30-50.21 to allow for public facility use.

Subject Property Described as follows:

PARCEL A

33 55 40 5.24 AC
S1/2 OF SE1/4 OF SW1/4 OF NW1/4
LESS W35FT
A/K/A PERRINE YOUTH CENTER
F/A/U 30-5033-000-0660
OR 21727-1948 0903 3

Together with PARCEL B

33 55 40 12 AC
BEG AT NE COR OF NW1/4 OF SW1/4
TH S 03 DEG E 783.29FT S 88 DEG W
666.47FT N 03 DEG W 783.34FT
N88 DEG E 668.60FT TO POB
OR 18886-3312 1199 3

Together with PARCEL C

33 55 40 7.60 AC
BEG 783.29FTS OF NE COR OF NW1/4
OF SW1/4 OF SEC CONT S 03 DEG E
590.26FT S 88 DEG W 255.08FT
N 03 DEG W 149.79FT S 88 DEG W
410.20FT N 03 DEG W 440.07FT

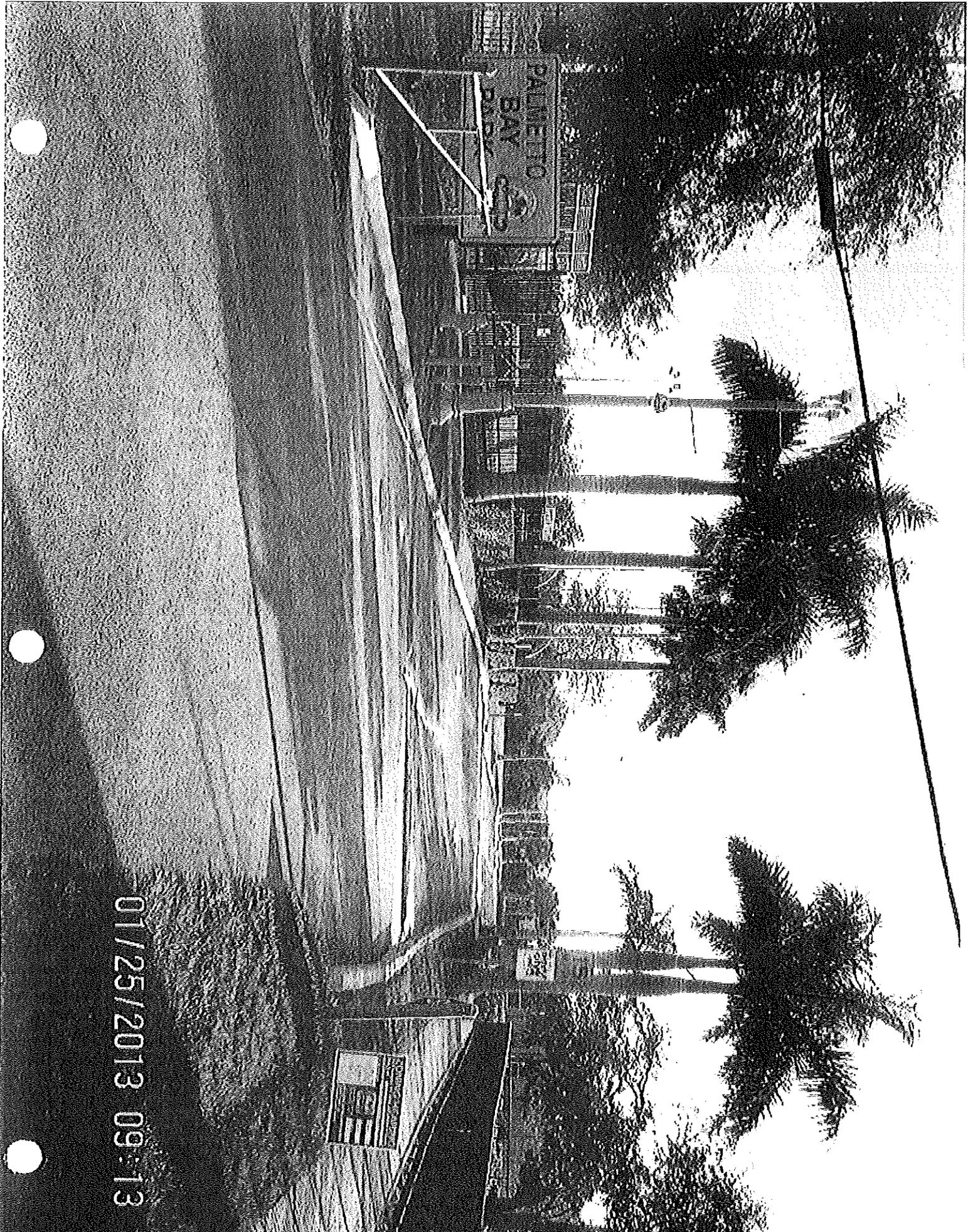
Size of property: 24.84 acres approximately

PLANS ARE ON FILE FOR THE ABOVE APPLICATIONS AND MAY BE EXAMINED IN THE DEPARTMENT OF PLANNING AND ZONING AT VILLAGE HALL. PLANS MAY BE MODIFIED AT THE PUBLIC HEARING.

The rescheduled hearing shall be held at the Council Chambers located within Village Hall, 9705 East Hibiscus Street, Palmetto Bay, FL 33157. Any meeting may be opened and/ or continued, under such circumstances, additional legal notice would not be provided. Any person may contact Village Hall at (305) 259-1234 for additional information.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation (or hearing impaired) to participate in this proceeding or to review any documents relative thereto should contact the Village for assistance at (305) 259-1234 no later than four (4) days prior to the proceedings.

01/25/2013 09:13



PALMETTO
BAY
PARK

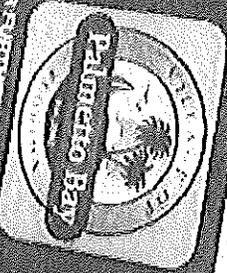
ZONING
ORDINANCE
FOR THE CITY OF
PALMETTO
FLORIDA

01/25/2013 09:13

ZONING HEARING

PERTAINING TO THIS PROPERTY TO BE
HELD AT
ADDRESS

PURPOSE OF HEARING:



FOR FURTHER DETAILS CALL:
305-259-1271
VILLAGE OF PALMETTO BAY
DEPARTMENT OF
PLANNING AND ZONING

DATE

TIME

HEARING NO.

7/22/11

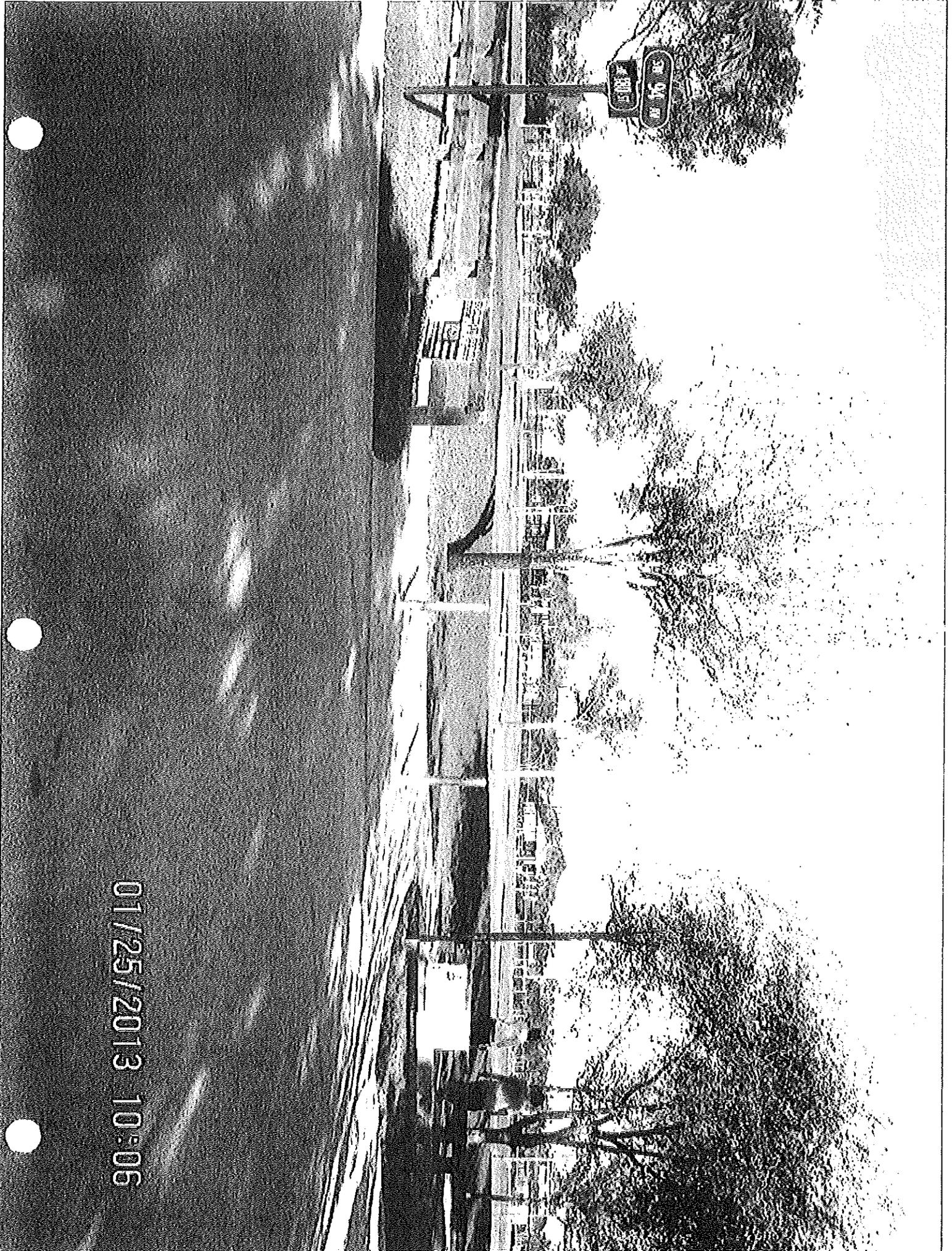
7:00 AM

11

102-11-012

01/25/2013 10:07

01/25/2013 10:06



01/25/2013 10:06



VILLAGE OF PALMETTO BAY NOTICE OF PUBLIC HEARING

APPLICANT NAME: VILLAGE OF PALMETTO BAY

PROJECT LOCATION: 17535 SW 95th AVE, PALMETTO BAY, FL 33157 (Palmetto Bay Park)

REQUEST: A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE PARKS AND RECREATION PARKS MASTER PLAN; HOLDING A PUBLIC HEARING TO AUTHORIZE REVISIONS TO THE PALMETTO BAY PARK MASTER PLAN TO INCLUDE 1) TWO ADDITIONAL BATTING CAGES; 2) PAVILION WITHIN PLAYGROUND AREA AND 3) CONVERSION OF THE EXISTING SKATE PARK TO TWO MINI SOCCER FIELDS WITH ARTIFICIAL TURF; ADDITIONALLY, APPROVING THE APPLICATION OF THE VILLAGE OF PALMETTO BAY REQUESTING ZONING APPROVAL PURSUANT TO SECTION 30-50.21 TO ALLOW FOR PUBLIC FACILITY PUBLIC USE AT THE PROPERTY KNOWN AS PALMETTO BAY PARK, 17535 SW 95 AVENUE; AND PROVIDING AN EFFECTIVE DATE.

A PUBLIC HEARING WILL BE HELD MONDAY, FEBRUARY 25TH, 2013, AT 7:00 PM AT THE COUNCIL CHAMBERS LOCATED WITHIN VILLAGE HALL, 9705 EAST HIBISCUS STREET, PALMETTO BAY, FL 33157.

YOU ARE NOT REQUIRED TO RESPOND TO THIS NOTICE: However, objections or waivers of objection may be made in person at the hearing or filed in writing prior to the hearing date with the Department of Planning and Zoning. Any meeting may be opened and continued and, under such circumstances, additional legal notice would be provided. Any person may contact Village Hall at (305) 259-1234 for additional information. Please call the Village Clerk for ADA needs (or hearing impaired) no later than four (4) days prior to the proceedings.

VILLAGE OF PALMETTO BAY NOTICE OF PUBLIC HEARING

APPLICANT NAME: VILLAGE OF PALMETTO BAY

PROJECT LOCATION: 17535 SW 95th AVE, PALMETTO BAY, FL 33157 (Palmetto Bay Park)

REQUEST: A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE PARKS AND RECREATION PARKS MASTER PLAN; HOLDING A PUBLIC HEARING TO AUTHORIZE REVISIONS TO THE PALMETTO BAY PARK MASTER PLAN TO INCLUDE 1) TWO ADDITIONAL BATTING CAGES; 2) PAVILION WITHIN PLAYGROUND AREA AND 3) CONVERSION OF THE EXISTING SKATE PARK TO TWO MINI SOCCER FIELDS WITH ARTIFICIAL TURF; ADDITIONALLY, APPROVING THE APPLICATION OF THE VILLAGE OF PALMETTO BAY REQUESTING ZONING APPROVAL PURSUANT TO SECTION 30-50.21 TO ALLOW FOR PUBLIC FACILITY PUBLIC USE AT THE PROPERTY KNOWN AS PALMETTO BAY PARK, 17535 SW 95 AVENUE; AND PROVIDING AN EFFECTIVE DATE.

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REQUEST: A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE PARKS AND RECREATION PARKS MASTER PLAN; HOLDING A PUBLIC HEARING TO AUTHORIZE REVISIONS TO THE PALMETTO BAY PARK MASTER PLAN TO INCLUDE 1) TWO ADDITIONAL BATTING CAGES; 2) PAVILION WITHIN PLAYGROUND AREA AND 3) CONVERSION OF THE EXISTING SKATE PARK TO TWO MINI SOCCER FIELDS WITH ARTIFICIAL TURF; ADDITIONALLY, APPROVING THE APPLICATION OF THE VILLAGE OF PALMETTO BAY REQUESTING ZONING APPROVAL PURSUANT TO SECTION 30-50.21 TO ALLOW FOR PUBLIC FACILITY PUBLIC USE AT THE PROPERTY KNOWN AS PALMETTO BAY PARK, 17535 SW 95 AVENUE; AND PROVIDING AN EFFECTIVE DATE.

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PROJECT LOCATION: 17535 SW 95th AVE, PALMETTO BAY, FL 33157 (Palmetto Bay Park)

REQUEST: A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE PARKS AND RECREATION PARKS MASTER PLAN; HOLDING A PUBLIC HEARING TO AUTHORIZE REVISIONS TO THE PALMETTO BAY PARK MASTER PLAN TO INCLUDE 1) TWO ADDITIONAL BATTING CAGES; 2) PAVILION WITHIN PLAYGROUND AREA AND 3) CONVERSION OF THE EXISTING SKATE PARK TO TWO MINI SOCCER FIELDS WITH ARTIFICIAL TURF; ADDITIONALLY, APPROVING THE APPLICATION OF THE VILLAGE OF PALMETTO BAY REQUESTING ZONING APPROVAL PURSUANT TO SECTION 30-50.21 TO ALLOW FOR PUBLIC FACILITY PUBLIC USE AT THE PROPERTY KNOWN AS PALMETTO BAY PARK, 17535 SW 95 AVENUE; AND PROVIDING AN EFFECTIVE DATE.

A PUBLIC HEARING WILL BE HELD MONDAY, FEBRUARY 25TH, 2013, AT 7:00 PM AT THE COUNCIL CHAMBERS LOCATED WITHIN VILLAGE HALL, 9705 EAST HIBISCUS STREET, PALMETTO BAY, FL 33157.

YOU ARE NOT REQUIRED TO RESPOND TO THIS NOTICE: However, objections or waivers of objection may be made in person at the hearing or filed in writing prior to the hearing date with the Department of Planning and Zoning. Any meeting may be opened and continued and, under such circumstances, additional legal notice would be provided. Any person may contact Village Hall at (305) 259-1234 for additional information. Please call the Village Clerk for ADA needs (or hearing impaired) no later than four (4) days prior to the proceedings.

DISCLOSURES

PALMETTO BAY PARK

VPB-13-003, COUNCIL DISTRICT 3

Darby Delsalle

From: Eve Boutsis FBM Law <eboutsis@fbm-law.com>
Sent: Monday, February 25, 2013 6:07 PM
To: Darby Delsalle
Subject: Fwd: RE: Disclosures

Sent from my Verizon Wireless 4G LTE DROID

----- Original Message -----

Subject: RE: Disclosures

From: Mayor Shelley Stanczyk <sstanczyk@palmettobay-fl.gov>

To: Eve Boutsis <eboutsis@fbm-law.com>, Meighan Alexander <malexander@palmettobay-fl.gov>, Ron Williams <rwilliams@palmettobay-fl.gov>

CC: Efren Nunez <enunez@palmettobay-fl.gov>, Darby Delsalle <ddelsalle@palmettobay-fl.gov>, Vanessa Bencomo <vbencomo@palmettobay-fl.gov>

Beatriz Herman has called numerous times regarding the lights alleging that they are not needed

Buster Tocein left me a message and I returned his call on 2/20/13 regarding the skate park and would like it to remain. I reminded him that this is a quasi-judicial matter and could not speak to him.

David Singer sent emails out regarding the Village zoning request regarding lights over the past month since the public notice was posted and he received his post card.

Lance & Sonia Aylsworth

8200 SW 151 Street

Village of Palmetto Bay, FL 33158

and

Sheila Kelley have written emails in the on 2/23 and 2/21 in support of the tennis program and the improvements to be made.

Sheila Frazier wrote an email on 2/20 or there about and copied me asking her neighbors to attend the meeting about Palmetto Bay Park to see about the improvements.

I can remain impartial.

From: Eve Boutsis [mailto:eboutsis@fbm-law.com]
Sent: Monday, February 25, 2013 9:45 AM

To: Joan Lindsay; John DuBois; Mayor Shelley Stanczyk; Meighan Alexander; Patrick Fiore; Ron Williams; Tim Schaffer
Cc: Efren Nunez; Darby Delsalle; Vanessa Bencomo
Subject: Disclosures

Please don't forget to compile any written disclosures for the quasi-judicial proceedings. This would be any communications, after being in office, and since the filing of the zoning applications in which you may have received communications.

I ask that you forward all such communications to Mr. Delsalle so that they can be compiled and made available for tonight's meeting - should an applicant want to review same.

Thank you. See everyone tonight.

Very truly yours,

Eve,

Eve A. Boutsis
Village Attorney
Village of Palmetto Bay
18001 Old Cutler Road, Suite 533
Palmetto Bay, Florida 33157
305-235-9344, Telephone
305-235-9372, Facsimile
Eboutsis@fbm-law.com

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[Electronic Communications Privacy Act of 1986. 18 U. S. C. 2701(a) and 2702(a)]

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Darby Delsalle

From: Joan Lindsay
Sent: Monday, March 04, 2013 7:06 PM
To: Darby Delsalle
Subject: Fwd: Palmetto Bay Park

Disclosure

Sent via the Samsung Galaxy Note® II, an AT&T 4G LTE smartphone

----- Original message -----

From: Marsha Matson <x4m2h5@gmail.com>
Date: 03/04/2013 10:33 AM (GMT-05:00)
To: Mayor Shelley Stanczyk <[sstanczyk@palmettobay-fl.gov](mailto:ssstanczyk@palmettobay-fl.gov)>, John DuBois <jdubois@palmettobay-fl.gov>, Patrick Fiore <pfiore@palmettobay-fl.gov>, Tim Schaffer <tschaffer@palmettobay-fl.gov>, Joan Lindsay <jlindsay@palmettobay-fl.gov>, Ron Williams <rwilliams@palmettobay-fl.gov>, Fanny carmona <fcarmona@palmettobay-fl.gov>, Marsha Matson <x4m2h5@gmail.com>
Subject: Palmetto Bay Park

Dear Mayor, Vice Mayor, Council members, Village manager, and Parks manager,

I encourage you to build a childrens' water feature near the children's play area in Palmetto Bay Park. This feature allows children to play actively and safely by running through gentle jets of water that randomly shoot up from the paved surface. Other features can include small buckets of water elevated on poles that fill up with water and tip onto the children, to their great delight. A timer system shuts off the fountains. Pinecrest Park has such a water feature which is a big hit with children and parents. Caretakers can sit on surrounding benches or a low wall around the fountain and chat while watching the children play. A popular feature attracting many users would be a better use of funds than a covered gazebo near the childrens' play area..

At a SW neighbors' meeting last spring, we discussed what the we would like in the park - more benches and picnic tables, a community center, and a childrens' water feature. We reported these preferences at a subsequent council meeting. Why are these not on the list of proposed changes to Palmetto Bay Park?

Most of the park neighbors have lived only a few blocks away from Village Hall for years. The manager and the parks director have worked for the village for years. We know who each other is. When staff is putting together a list of changes for Palmetto Bay Park, why not call or email one or more neighbors to get input? If staff does not want to contact the neighbors directly, why not check the public record about what we prefer to have in the park?

We can have a staff-neighbors' meeting and discuss ideas before they are put on the agenda. Why does every new year bring issues that the neighbors need to react to, instead of proposals that have been developed together? This is what the county staff did to us before incorporation and, frankly, I don't see any difference in the village staff's ignoring of neighbors.

Enough already with softball amenities, like more batting cages!. Put the money and staff time into making the park more neighborhood friendly, not incrementally increasing the softball dominance of the park.

I encourage you to dismantle the skate board park and put back the original tennis courts so that all ages can again enjoy this sport without having to travel to Coral Reef Park.

Please buy the Franjo Rd. property owned by Shores of Palmetto Bay. The land would make a wonderful municipal promenade between Palmetto Bay Park and Village Hall, especially with a community center on it.

Finally, please revise the FT&I plan to eliminate schools from being able to build in the area. Schools such as the one proposed for the Franjo Rd. property which would permanently destroy the concept of a liveable, walkable downtown Palmetto Bay.

Marsha Matson

Darby Delsalle

From: Joan Lindsay
Sent: Wednesday, March 06, 2013 9:23 AM
To: George Williams
Cc: Darby Delsalle
Subject: RE: Palmetto Bay Park

Mr. Williams,

Thank you for your email, and for letting me know your thoughts about the park master plan. As you may know, the item on Palmetto Bay Park was deferred to the March 20 Committee of the Whole meeting which will be held at Village Hall at 7:00 pm. No vote will be taken at that meeting, and there will be an opportunity for you to speak during the public comment segment of the meeting. We also discussed having a community meeting to discuss options for the park master plan. That meeting has not been scheduled as yet. I hope you will be able to attend the March 20 meeting, and participate in the discussion.

Sincerely,
Councilwoman Joan Lindsay

From: George Williams
Sent: Wednesday, March 06, 2013 9:10 AM
To: Joan Lindsay
Subject: Palmetto Bay Park

Wednesday, March 6, 2013

Dear Councilmember Lindsay,

I was working Monday evening, and unable to attend the public zoning meeting. Since, I have regretted being unable to attend, and decided to send this message.

I want to tell you (briefly), as a homeowner in district 3, and neighbor of Palmetto Bay Park, I strongly disagree with proposals for the Village to further develop Palmetto Bay Park. I see the proposed development plans as overdevelopment of our public park, as plans to serve limited very specific park users at the expense of everyone else's use and enjoyment of a park that is already overdeveloped.

I recommend if the Village has such excess money, to either give us a tax break or purchase vacant property for sale adjacent to the park and again not overdevelop.

Thank you for your time and attention, and for representing as councilmember.

George G. Williams
9345 SW 180 ST
Palmetto Bay, FL
33157