



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

Village Manager Edward Silva  
Village Attorney Dexter Lehtinen  
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 seven days prior to the meeting.

## VILLAGE LOCAL PLANNING AGENCY MEETING AGENDA

Monday, October 19, 2015 - 7:00 P.M.

Village Hall Chambers, 9705 E. Hibiscus Street

1. **CALL TO ORDER, ROLL CALL, 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.
3. **ORDINANCE FOR SECOND READING/PUBLIC HEARING**
  - A. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ZONING; AMENDING SECTION 30-90.17(b) OF THE LAND DEVELOPMENT CODE RELATING TO SCHOOL SIGNAGE WITHIN RESIDENTIAL DISTRICTS; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.
4. **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.



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To: Honorable Mayor and Village Council

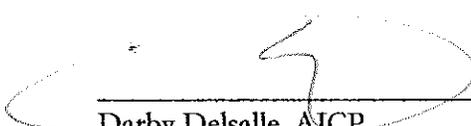
Date: October 19, 2015

From: Edward Silva, Village Manager

Re: School Signage  
Ordinance for 2<sup>nd</sup> Reading

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The attached item to be considered for second reading was continued from the October 5, 2015 Regular Council Meeting in order to ensure the required LPA hearing was properly advertised and scheduled. The item is as it was submitted on October 5, 2015.

  
\_\_\_\_\_  
Darby Delsalle, AICP  
Planning & Zoning Director



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To: Honorable Mayor and Village Council

Date: October 5, 2015

From: Edward Silva, Village Manager

Re: Ordinance for 2<sup>nd</sup> Reading --  
School Signage

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**AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ZONING; AMENDING SECTION 30-90.17(b) OF THE LAND DEVELOPMENT CODE RELATING TO SCHOOL SIGNAGE WITHIN RESIDENTIAL DISTRICTS; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.**

**UPDATE SINCE FIRST READING:**

This item was heard and passed on first reading on September 9, 2015. The motion included a request to modify the ordinance to provide for a backlit option with LED lighting for the requested sign type. The proposed ordinance is modified as requested. No other changes were made. The rest of this report is as it was submitted for the September 9, 2015 first reading.

**BACKGROUND:**

On October 20, 2008, the Mayor and Village Council adopted Ordinance 08-20, which established Division 30-90, Sign Regulations, of the Village's Land Development Code. That Division, among other things, established signage development standards for schools located within single family residential zoning districts. Specifically, section 30-90.17(b) permits schools within single residential districts to have a freestanding sign at the entrance with up to 24 square feet of signage area. This signage type, however, is not always the most desired within such neighborhoods. Staff believes a signage option affixed to the perimeter wall at the school facility entrance would be more in line with the development standards of a typical single family residential subdivision. However, it is not recommended that a freestanding option be repealed. The proposed amendment provides the school facility the option to choose either the perimeter wall or a free standing sign option. This approach provides for flexibility without creating an unintended nonconformity.

**ANALYSIS:**

The proposed ordinance was reviewed for consistency with the criteria established in Section 30-30.7(b). The Background section provided above shall be considered supplemental information to this analysis and thusly shall be incorporated into each criterion delineated below. The following is a review of those criteria:

**Criteria (1):** Whether the proposal is consistent with the comprehensive plan, including the adopted infrastructure minimum levels of service standards and the Village's Concurrency Management Program.

**Analysis:** The Village's Comprehensive Plan or Concurrency Management Plan does not address signage requirements.

**Finding:** Not applicable.

**Criteria (2):** Whether the proposal is in conformance with all applicable requirements of Chapter 30.

**Analysis:** Please see Background section of this report. The proposed ordinance is internally consistent with the remaining portions of Section 30-90 in that it seeks to fulfill the stated Intent and Purpose of Division 30-90.

**Findings:** Consistent.

**Criteria (3)** Whether, and the extent to which, land use and development conditions have changed since the effective date of the existing regulations, and whether the changes support or work against the proposed change in land use policy.

**Analysis:** Please see Background section of this report. As reflected in the Background Section of this report, free standing signs are not commonly used in residential districts. The proposed change provides for an option more consistent with subdivision development, while also avoiding an unintended creation of nonconformity for existing freestanding signs.

**Findings:** Consistent.

**Criteria (4)** Whether, and the extent to which, the proposal would result in any incompatible land uses, considering the type and locations of uses involved, the impact on the adjacent or neighboring properties, consistency with existing development, as well as compatibility with existing and proposed land uses.

**Analysis:** Please see Criteria 1 and 2, and the Background section of this report. The proposed ordinance does not change permitted uses.

**Finding:** Consistent.

**Criteria (5)** Whether, and the extent to which, the proposal would result in demands on transportation systems, public facilities and service; would exceed the capacity of the facilities and services, existing or programmed, including: transportation, water and

wastewater services, solid waste disposal, drainage, recreation, education, emergency services, and similar necessary facilities and services.

**Analysis:** The proposed ordinance does not alter permitted use, intensities or densities. As such, it does not impact the above systems.

**Finding:** Consistent.

**Criteria (6)** Whether, and to the extent to which, the proposal would result in adverse impacts on the natural environment, including consideration of wetland protection, preservation of groundwater aquifer wildlife habitats, and vegetative communities.

**Analysis:** The proposed ordinance does not impact the above systems.

**Finding:** Consistent.

**Criteria (7)** Whether, and to the extent to which, the proposal would adversely affect the property values in the affected area, or adversely affect the general welfare.

**Analysis:** Please see Criteria 1 and 2, and the Background Section of this report. The amendment provides a signage option more in line with subdivision development standards.

**Findings:** Consistent.

**Criteria (8)** Whether the proposal would result in an orderly and compatible land use pattern. Any positive and negative effects on land use pattern shall be identified.

**Analysis:** The proposed ordinance does not change permitted uses or change any provisions which affect the development of land.

**Findings:** Consistent.

**Criteria (9)** Whether the proposal would be in conflict with the public interest, and whether it is in harmony with the purpose of Chapter 30.

**Analysis:** See Analysis under Criteria 2, 3 and the Background section of this report.

**Finding:** Consistent.

**Criteria (10)** Other matters which the local planning agency or Village Council in its legislative discretion may deem appropriate.

Analysis: As per the direction of the Village Council.

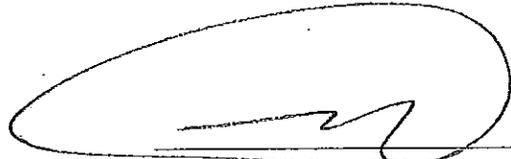
Finding: As determined by the Village Council.

**FISCAL/BUDGETARY IMPACT:**

There is no anticipated fiscal impact. All such signage will continue to require building permits.

**RECOMMENDATION:**

Approval.

A handwritten signature in black ink, consisting of a large, loopy 'D' followed by a stylized 'Delsalle'. The signature is written over a horizontal line.

Darby Delsalle, AICP  
Planning & Zoning Director

ORDINANCE NO. \_\_\_\_\_

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4 AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE  
5 VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ZONING;  
6 AMENDING SECTION 30-90.17(b) OF THE LAND DEVELOPMENT  
7 CODE RELATING TO SCHOOL SIGNAGE WITHIN RESIDENTIAL  
8 DISTRICTS; PROVIDING FOR ORDINANCES IN CONFLICT,  
9 CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.  
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11  
12 WHEREAS, on October 20, 2008, the Mayor and Village Council adopted Ordinance 08-  
13 20, which established Division 30-90, Sign Regulations, of the Village's Land Development Code,  
14 establishing development standards for permitted signage throughout the Village; and  
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16 WHEREAS, section 30-90.17(b) was adopted as part of Division 30-90 and included  
17 signage regulations for schools located within residential districts; and  
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19 WHEREAS, section 30-90.17(b) permits schools within residential districts to have a  
20 freestanding sign at the entrance with up to 24 square feet of copy area, but does not permit similar  
21 signage on a perimeter wall; and  
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23 WHEREAS, in lieu of a freestanding sign, it is desired to have an alternative signage option;  
24 a sign of equal size to be located on school's perimeter wall located at its entrance; and  
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26 WHEREAS, pursuant to Section 163.3174, *Florida Statutes* the Village Council has been  
27 designated as the Local Planning Agency for the Village; and  
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29 WHEREAS, on \_\_\_\_\_, 2015, the Local Planning Agency approved the proposed  
30 amendment; and  
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32 WHEREAS, the Village Council have reviewed the criteria of 30-30.7(b) and find the  
33 ordinance in compliance with the applicable standards and the Comprehensive Plan; and  
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35 WHEREAS, the Mayor and Village Council now desire to permit in lieu of a freestanding  
36 sign within the residential zoning districts, a signage option that is affixed to the a perimeter wall,  
37 located at the school entrance, and at a size not to exceed 24 square feet.  
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39 NOW, THEREFORE, BE IT ENACTED BY THE MAYOR AND VILLAGE  
40 COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:  
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42 Section 1. Pursuant to the requirements of 30-30.7(b) of the Village's Code of  
43 Ordinances, the following text change is in compliance with the review criteria and the  
44 Comprehensive Plan.  
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1 PASSED and ENACTED this \_\_\_\_ day of \_\_\_\_\_, 2015.

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3 First Reading: \_\_\_\_\_

4 Second Reading: \_\_\_\_\_

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8 Attest: \_\_\_\_\_

9 Meighan Alexander  
10 Village Clerk

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Eugene Flinn  
Mayor

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13 APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE  
14 USE AND RELIANCE OF THE VILLAGE OF PALMETTO BAY ONLY:

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17 \_\_\_\_\_  
18 Dexter W. Lehtinen  
19 Village Attorney

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21 FINAL VOTE AT ADOPTION:  
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23 Council Member Karyn Cunningham \_\_\_\_\_  
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25 Council Member Tim Schaffer \_\_\_\_\_  
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27 Council Member Larissa Siegel Lara \_\_\_\_\_  
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29 Vice-Mayor John DuBois \_\_\_\_\_  
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31 Mayor Eugene Flinn \_\_\_\_\_  
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