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RESOLUTION NO. 2012-40

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO BOARDS AND AGENCIES; ESTABLISHING THE ZONING ADVISORY COMMITTEE; AUTHORIZING A FINAL REPORT BY SAID ADVISORY COMMITTEE; PROVIDING FOR A SUNSET OF THE COMMITTEE AFTER ISSUANCE OF THE FINAL REPORT AND/OR A SIX MONTH PERIOD, WHICHEVER OCCURS EARLIER; AND PROVIDING AN EFFECTIVE DATE. [Sponsored by Mayor Shelley Stanczyk].

WHEREAS, the Mayor and the Village Council are authorized pursuant to section 2-46 of the Village's Code of Ordinances to create advisory committees; and,

WHEREAS, pursuant to Section 2-46(c), the Village Council is required to determine the number, composition and method for designating advisory committee members and the duration of the committee; and,

WHEREAS, the Village Council previously created a Building and Permitting Advisory Committee to address all aspects of the building and permitting process; and,

WHEREAS, the Village Council now desires to create the Zoning Advisory Committee to conduct research as to the zoning code and procedures, and to issue a report and sunset; and,

WHEREAS, the Village Council desires to review the zoning process after receiving certain concerned comments from the community, including commercial property variance requests as to signs, parking and setbacks, and for residential variances as to setbacks and lot coverage; and,

WHEREAS, the scope of the committees shall include but not limited to a review of the zoning process, the fee structure, and/or codes affiliated with the zoning review process; and,

WHEREAS, the Village Council, pursuant to section 2-46(c), desires to create an advisory committee of 10 members to provide input and recommendations to the Village Council for improving the Village's zoning processes, if necessary; and,

WHEREAS, the Committee members should include Village residents and/or Village business owners and consist of at least: a qualified licensed contractor/developer authorized to do business in the Village; a qualified licensed commercial design architect and/or residential design architect; a property manager; a permit processor; a Village homeowner who has pulled a permit within the past five (5) years; a land use lawyer; a landscape architect; a licensed planner, a Village business owner who has pulled a permit within the past five (5) years; and, the remainder may be at large members concerned with the issue of zoning; and,

WHEREAS, the committee shall consist of ten members as determined by the Mayor and Village Council and based upon availability of applicants to participate in the Committee; and,

1
2 **WHEREAS**, the Zoning Advisory Committee is to prepare a report and to produce the
3 report to the Village Council; and,
4

5 **WHEREAS**, the Advisory Zoning Committee is to sunset (cease to exist) the earlier of
6 either the date the Final Committee Report is completed and presented to the Village Council or six
7 months following appointment; and,
8

9 **WHEREAS**, the Mayor shall act as the Council Liaison to the Zoning Advisory Committee;
10 and,
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12 **WHEREAS**, the members of the Zoning Advisory Committee shall select a chairperson;
13 and,
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15 **WHEREAS**, as with all Committees, this Committee shall be subject to the Sunshine law
16 (open meetings law) and public records law, requiring minutes, and publicly noticed meetings; and,
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18 **WHEREAS**, the Committee shall not engage in political advocacy or expression.
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20 **WHEREAS**, the Mayor and Village Council desire to appoint committee members.
21

22 **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE**
23 **COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:**
24

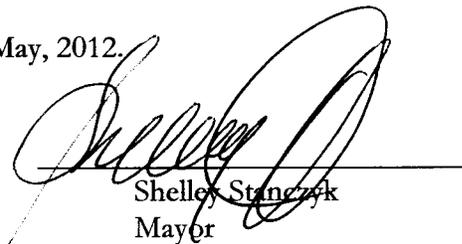
25 **Section 1.** The above whereas clauses are incorporated by reference herein.
26

27 **Section 2.** This resolution shall take effect immediately upon approval.
28

29 **Section 3.** The Zoning Advisory Committee is to sunset (cease to exist) the earlier of
30 either the date the Final Committee Report is completed and presented to the Village Council or six
31 months following appointment. The Mayor shall act as Council Liaison to the Committee.
32

PASSED and ADOPTED this 7th day of May, 2012.

33
34 Attest: 
35 Meghan Alexander
36 Village Clerk
37


Shelley Stanczyk
Mayor

38 APPROVED AS TO FORM:
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42 Eve A. Boutsis
43 Village Attorney

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FINAL VOTE AT ADOPTION:

Council Member Patrick Fiore	<u>NO</u>
Council Member Howard J. Tendrich	<u>NO</u>
Council Member Joan Lindsay	<u>YES</u>
Vice-Mayor Brian W. Pariser	<u>YES</u>
Mayor Shelley Stanczyk.	<u>YES</u>