

**GULF BREEZE CITY COUNCIL
EXECUTIVE SESSION**

FEBRUARY 24, 2010
WEDNESDAY 6:30 P.M.
COUNCIL CHAMBERS

ACTION AGENDA ITEMS:

- A. Discussion and Action Regarding Conceptual Approval Request by Britton Stamps for a Proposed subdivision that is adjacent to the Driftwood Subdivision located on the north end of Live Oak Street:
- B. Discussion and Action Regarding Special Event Application for St. Ann Catholic Church annual 5 K run:
- C. Discussion and Action Regarding Transient Rental :
- D. Discussion and Action Regarding. Intelligent Transportation System Letter of Support:
- E. Discussion and Action Regarding Proposed Resolution in Opposition to Amendment Four:
- F. Discussion and Action Regarding Appointment of Alternates to Various Boards
- G. Information Items

If any person decides to appeal any decisions made with respect to any matter considered at this meeting or public hearing, such person may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and any evidence upon which the appeal is to be based.

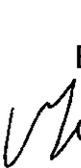
The public is invited to comment on matters before the City Council upon seeking and receiving recognition from the Chair.



City of Gulf Breeze

MEMORANDUM

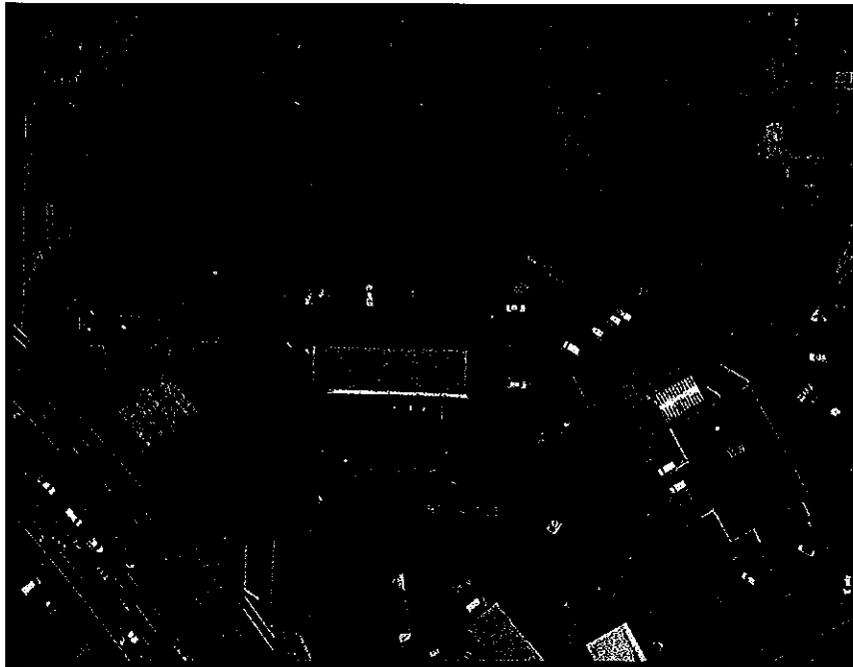
TO: Edwin A. Eddy, City Manager

FROM:  Craig S. Carmichael, Director of Community Services

DATE: February 17, 2010

SUBJECT: **2nd Addition to Driftwood Subdivision**

Attached, please find a conceptual approval request by Britton Stamps for a proposed subdivision that is adjacent to the Driftwood Subdivision located on the north end of Live Oak Street.



The proposed subdivision will consist of four single family lots measuring approximately 4,000 to 5,000 square feet each in area. Each lot would have access to the private drive which is currently under construction and part of the

existing Driftwood Subdivision. Mr. Stamps is requesting conceptual approval so that he can move forward with preparing the plat.

Mr. Stamp's project will require three variances. Two variances relate to setbacks and the other relates to size of the lots (density). The first variance is for a 20 foot front and rear setback instead of a 30 feet as required by the Land Development Code ("LDC"). Mr. Stamps request is based on the fact that the property is zoned RC and a multi-family fourplex could be built with 20 foot front and rear setbacks; however, due to a building of that size and mass, it would not be the best use of the property.

The second variance is for a 5.5 foot side street setback on the lot immediately adjacent to Live Oak Street. The LDC requires a 15 side street setback of 15 feet. This distance is specified to help alleviate any sight distance issues that might arise from a corner lot. However, given that the subdivision drive intersects Live Oak Street at 90 degrees and the fact that there will be limited traffic, a sight distance problem should not be an issue.

The third variance is for minimum lot sizes ranging from 4,441 square feet to 5,224 square feet. The LDC requires a minimum lot size of 9,000 square feet. Again, a fourplex building could be developed on the overall site that would comply with the LDC; however, it may not be best use of the property considering it is located adjacent to single family water front lots.

Staff have reviewed each deviation and found that they will have minimal impacts and recommends that the City Council conceptually approve the proposed subdivision.

As with any variance, a public hearing is required. Because it involves a subdivision, the variances will be heard by the City Council. If the City Council is inclined to conceptually approve the project, need to schedule a public hearing to formally approve them. The hearing requires notification of nearby (within 150 feet) property owners and advertisement in the utility bill. Given the billing cycle, notification requirements and city council's meeting schedule, the closest available date is April 28, 2010.

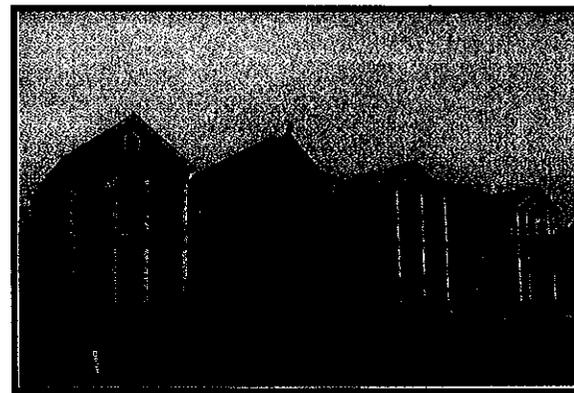
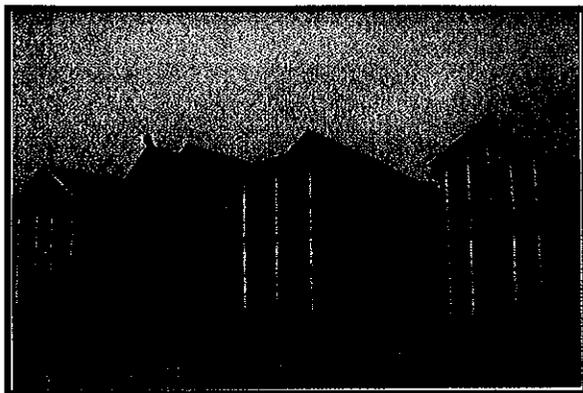
RECOMMENDATION: THAT THE CITY COUNCIL CONCEPTUALLY APPROVE THE PROJECT WITH THE THREE AFOREMENTIONED VARIANCES AND DIRECT STAFF TO SCHEDULE AND ADVERTISE A PUBLIC HEARING ON APRIL 28, 2010 TO FORMALLY APPROVE THE VARIANCES.

CSC
Attachments

PROPOSED SUBDIVISION RENDERING



SAMPLE STRUCTURES

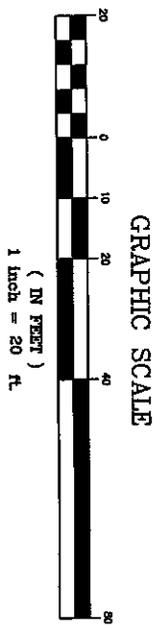
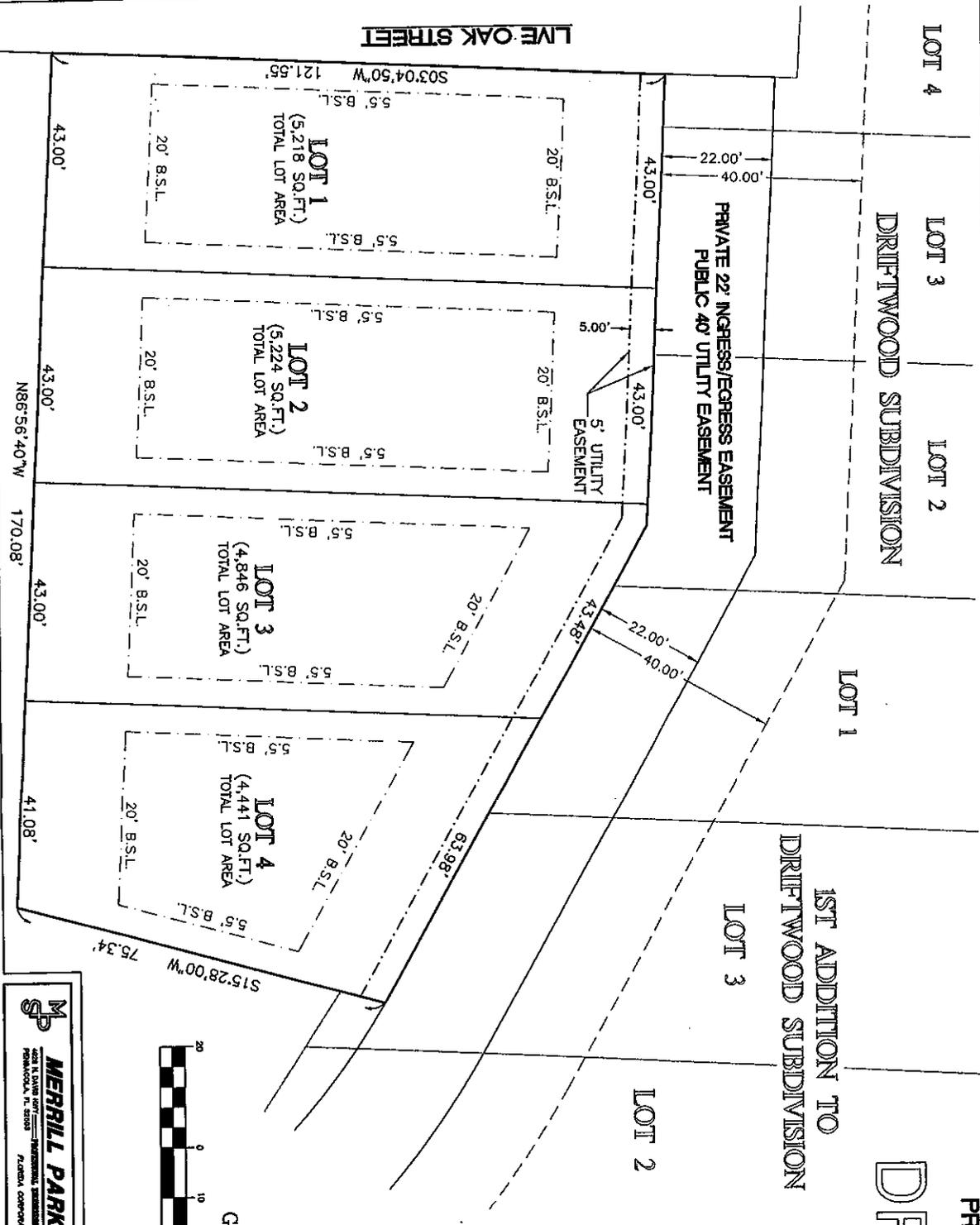


SAMPLE MULTIFAMILY DWELLING



PROPOSED DRAWING OF THE 2ND ADDITION TO DRIFTWOOD

1ST ADDITION TO
DRIFTWOOD SUBDIVISION



MERRILL PARKER SHAW, INC.
4024 N. DAVIS ROAD - INTERNATIONAL SUBDIVISIONS & DEVELOPMENT SERVICES
POMONA, FL 32688
FLORIDA CORPORATION NUMBER 7774
TEL: 850-297-4853
FAX: 850-297-4824



City of Gulf Breeze

POLICE DEPARTMENT

PETER R. PAULDING
Chief of Police

ROBERT C. RANDLE
Deputy Chief of Police

To: Edwin Eddy, City Manager
From: Robert Randle, Dep. Chief
Re: Special Event Application
Date: February 19, 2010

St. Ann Catholic Church has submitted a special event application for the annual 5K run. The Church has changed the timing of this race from September to April. The 5K run will be held on Saturday, April 17, 2010 at 8:00am. The race will be the same course as in the past, starting at the Catholic Church and proceeding through Baycliffs and Plantation Hills. This run requires very little support from the Police Department and will be handled with on-duty officers.

RECOMMENDATION: That the City Council approve the application.





City of Gulf Breeze

POLICE DEPARTMENT

PETER R. PAULDING
Chief of Police

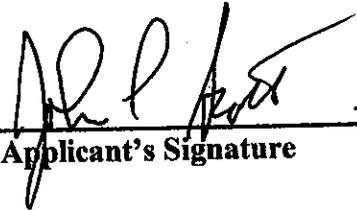
ROBERT C. RANDLE
Deputy Chief of Police

CITY OF GULF BREEZE SPECIAL EVENT

PACKET INCLUDES

- 1) COPY OF REQUIREMENTS TO CONDUCT SPECIAL EVENTS
- 2) APPLICATION TO CONDUCT SPECIAL EVENT

**ABOVE DOCUMENTS MUST BE SIGNED, DATED AND RETURNED TO
THE GULF BREEZE POLICE DEPARTMENT
AT LEAST (30) DAYS PRIOR TO THE SPECIAL EVENT**


Applicant's Signature 3 Feb 2010
Date





City of Gulf Breeze

POLICE DEPARTMENT

PETER R. PAULDING
Chief of Police

CITY OF GULF BREEZE

REQUIREMENTS TO CONDUCT SPECIAL EVENT ON CITY PROPERTY OR IN THE CITY OF GULF BREEZE

Applicant must provide at least (30) days prior to the Special Event:

- (a) The name, address, and telephone number of the person requesting the permit. ✓
- (b) The name and address of the organization or group he or she is representing. ✓
- (c) The name, address and telephone number of the person or persons who will act as chairman of the special event and be responsible for the conduct thereof. ✓
- (d) The purpose of the event, a general description of the activities to take place, the estimated number of persons to participate or otherwise attend, and the number and types of vehicles (if any) to participate. ✓
- (e) The date the event is to be conducted and the hours it will commence and terminate. ✓
- (f) The specific location(s) where the event is to take place. (see map) ✓
- (g) Sponsors of special events will be responsible for all costs incurred by the city in providing required public safety personnel. Cost for public safety personnel will include FICA, retirement, and overtime. We will attempt to use auxiliary and part-time officers to keep the expense down, but should we have to utilize full time personnel the cost will increase considerably. OK
- (h) Assurance that the applicant will conform to necessary fire prevention rules, regulations and guidelines. OK

- (i) Assurance of indemnification and insurance coverage. The applicant shall agree to indemnify and hold harmless the City, its servants agents and employees for any and all claims caused by or arising out of the activities permitted. The applicant shall provide certification of an appropriate policy of insurance to protect the City from liability which might arise from the special event. The policy occurrence limits shall not be less than \$1,000,000. *OK*
 A Copy of the policy shall be submitted at the time of application. *(Copy of policy will be submitted within 1-2 weeks)*
- (j) Sponsors shall be required to submit a detailed map illustrating the location of the event and the streets which may be affected by the event. Per City Council action, no event will be allowed on U.S. Highway 98. *(see map)*
- (k) Such other information as the Chief of Police and/or the City Manager may deem necessary in order to provide for traffic control, street and property maintenance and the protection of the public health, safety and welfare. *✓*
- (l) Event sponsors will be responsible for cleanup of the event site and/or route. *OK*
 Failure by the sponsor to cleanup the site will result in the city doing the cleanup and billing the sponsor for the actual cost.

[Handwritten Signature] 3 Feb 2010
 Applicant's Signature Date

Robert C. Randolph Feb 19, 2010
 Police Department's Approval Date

APPLICATION TO CONDUCT SPECIAL EVENT ON
CITY PROPERTY OR RIGHT-OF-WAY

4
3 Feb 2010
Date Submitted

1. ORGANIZATION BEING REPRESENTED:

Name St. Ann Catholic Church
Address 100 Daniel Drive, Gulf Breeze, FL 32561 (932-2859)
Administrator: MR Tom Naile, 932-2859

2. PERSON REQUESTING PERMIT:

Name Deacon John Scott
Address 8286 Covewood Lane, Navarre, FL 32566
Phone (850) 939-5151; (850) 516-5053 (cell); john.scott@mchsi.com

3. PERSON ACTING AS CHAIRMAN AND RESPONSIBLE FOR CONDUCT THEREOF:

Name Deacon John Scott
Address 8286 Covewood Lane, Navarre, FL 32566
Phone (850) 939-5151 - see above -

4. DATE, HOURS AND LOCATION OF EVENT: see attached route map.

17 April 2010, St. Ann Catholic Church and residential and public streets to the NE. Race starts 0800^{am} and ends by 0930. Race setup begins about 0645 am.

5. GENERAL DESCRIPTION OF ACTIVITIES, ESTIMATED ATTENDANCE, NUMBER AND TYPE OF VEHICLES, IF ANY. IF A FUND RAISING EVENT, INDICATE PROPOSED USE OF FUNDS: 5K Road race (has been scheduled in past) - route attached; estimate 300-400 runners, adults and children; 1-2 vans used for supply of water points. Funds used to finance parish ministries of many types; food to poor; support to homeless, Habitat for Humanity, plans have RN on-site for medical support

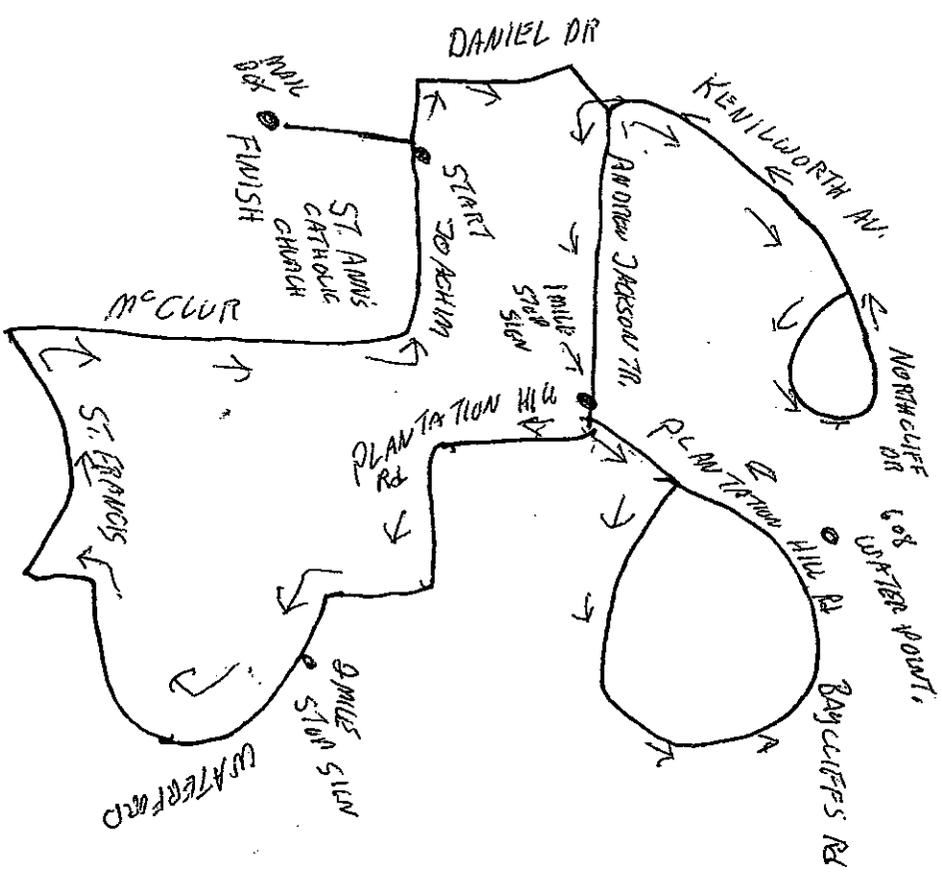
[Signature] 3 Feb 2010
Applicant's Signature/Date

[Signature] Feb 19, 2010
Police Department's Approval/Date

City Manager's Approval/Date

21

PEOPLE A PEOPLE RUN/WALK



1 MILE- STOP SIGN AT ANDREW JACKSON
& PLANTATION HILL RD.

WATER POINT 2 608 PLANTATION HILL RD

2-MILE- STOP SIGN ON WATERFORD,
NEXT TO WOODS INDIAN



City of Gulf Breeze

OFFICE OF THE CITY MANAGER

Memorandum

To: Mayor and City Council

From:  Edwin A. Eddy, City Manager

Date: 2/19/2010

Subject: **Transient Rental**

Members of the informal citizen group known as the Beautification Committee brought to our attention the issue of transient rental or short term rental. There is a home with a sign in the yard that appears to advertise the dwelling for vacation rental. This unit has been used, according to residents for weekend rentals for special events in the area.

This issue was partly the cause of problems on Pensacola Beach recently noted in the press. Single family units were rented for weekend gatherings that caused noise and parking issues.

From a building code standpoint, such transient or weekend rental may be an issue as well. There may be stricter regulations required for transient occupancy.

A very quick look at a few sample ordinances indicates that regulating transient occupancy areas zoned residential is acceptable.

RECOMMENDATION:

THAT THE CITY COUNCIL DIRECT STAFF AND THE CITY ATTORNEY TO DEVELOP AN ORDINANCE FOR CONSIDERATION BY THE CITY COUNCIL REGULATING TRANSIENT OCCUPANCY IN RESIDENTIALLY ZONED AREAS.



City of Gulf Breeze

Memorandum

To: Edwin A. Eddy, City Manager

From: David J. Szymanski, Assistant City Manager 

Date: 2/19/2010

Subject: Intelligent Transportation System Letter of Support

The City of Pensacola is working with Congressmen Jeff Miller's office to secure construction dollars for an Intelligent Transportation System that would benefit both the Escambia and Santa Rosa areas. Intelligent Transportation System involves the application of advanced technology to improve transportation systems. These technologies typically include information processing, communications and electronics. These systems have the potential to significantly reduce traffic congestion, enhance mobility, improve safety, decrease delays, and reduce environmental pollution at fraction of the price of construction new highways. Typically overhead signs are used to warn motorists of the ups ahead.

During July 2009, the City of Pensacola initiated a request for funds from the Federal Highway Administration for an ITS. This request included letters of support from the FDOT District 3 Secretary and FL/AL TPO Transportation Director.

The original funding request was for \$14 million dollars to be administered by the FDOT District. The City of Pensacola has been advised that partial funding of the project (in the amount of \$2.7 million) has a very good change of being included in the upcoming federal budget. To improve the possibility for funding Congressmen Millers' office is requesting additional letters of support from Escambia County, Santa Rosa County and the City of Gulf Breeze.

RECOMMENDATION:

THAT THE CITY COUNCIL DIRECT STAFF TO DRAFT A LETTER OF SUPPORT FOR AN INTELLIGENT TRANSPORTATION SYSTEM PROPOSED BY THE CITY OF PENSACOLA AND AUTHORIZE THE MAYOR TO SIGN THE LETTER.



City of Gulf Breeze

OFFICE OF THE CITY MANAGER

Memorandum

To: Mayor and City Council

From: *Kevin A. Eddy* Kevin A. Eddy, City Manager

Date: 2/19/2010

Subject: Proposed Resolution in Opposition to Amendment Four

A question will appear on the state ballot next November that is known as Amendment Four. This initiative, if approved by the voters, will require all changes to a City's land use plan to be subject to referendum through a formal election before it can be enacted.

A practical example of the impact of this amendment is the Quietwater project. The City Council decides to change land use in order to immediately act to attract or retain a business but cannot finalize such action without a vote in favor by the public at the next election.

At the very least, costs would increase greatly as elections are expensive. Time delays while waiting for the next election would be difficult to overcome and there would be a risk of an under or ill informed electorate denying a change that would be very beneficial.

Various agencies such as the Chamber of Commerce have come out strongly against Amendment Four. The City of St. Pete Beach tried to implement locally such a requirement for a vote each time a change was contemplated to the land use plan or zoning code. They repealed the requirement.

Statewide mandates such as this one almost always cause unforeseen circumstances. If such a matter was made part of the State Constitution, repeal would be very difficult.

RECOMMENDATION:

THAT THE CITY COUNCIL DIRECT STAFF TO PREPARE A RESOLUTION OPPOSING AMENDMENT FOUR FOR ADOPTION BY THE CITY COUNCIL ON MONDAY, MARCH 1, 2010.

**A RESOLUTION OF THE _____ OF _____ OPPOSING
AN AMENDMENT TO THE FLORIDA CONSTITUTION THAT
WOULD FORCE VOTERS TO DECIDE ALL CHANGES TO A
CITY OR COUNTY'S COMPREHENSIVE PLAN.**

WHEREAS, the State of Florida has experienced tremendous growth; and

WHEREAS, the challenges presented by growth require that local governments embrace smart growth policies aimed at protecting our State's quality of life, engendering greater economic prosperity, and equitably planning for the common good; and

WHEREAS, smart growth requires careful planning and direction combined with a clear and effective means of engaging the people's voice; and

WHEREAS, the _____ of _____ understands that elected leaders must always empower citizens and never abandon government's primary responsibility for creating sound public policy; and

WHEREAS, Amendment 4 seeks to place a constitutional amendment before Florida's voters to amend Article II, Section 7, of the Florida Constitution, (Title: REFERENDA REQUIRED FOR ADOPTION AND AMENDMENT OF LOCAL GOVERNMENT COMPREHENSIVE LAND USE PLANS); and

WHEREAS, this amendment constitutes a fundamental abandonment of government's responsibility to represent all its citizens; and

WHEREAS, this amendment will impede progress on smarter growth policies aimed at improving citizen input, enhancing public participation, and engaging every community.

WHEREAS, this amendment will further disenfranchise millions of Florida's already-fatigued electorate, paralyze local governments and potentially cripple vital public services including crime prevention, transportation improvement and public education; and

WHEREAS, this amendment poses a grave threat to Florida's unique quality of life.

NOW, THEREFORE BE IT RESOLVED BY THE _____ OF _____ THAT:

Section 1. The _____ of _____ meeting in _____, Florida on _____, 2009, having dedicated its own policies to advancing smarter growth recommends defeat of the Florida Hometown Democracy initiative and its proposed amendment to the Florida Constitution.

Section 2. The _____ of _____ urges citizens to vote "no" on Amendment 4, when it appears on the 2010 ballot.

Section 3. The _____ of _____ does not concur with the "one size fits all" approach of Amendment 4 and believes in opening a broad-based community dialogue that addresses the unique growth management concerns of our community.



City of Gulf Breeze

February 17, 2010

TO: Edwin A. Eddy, City Manager
FROM: Marita Rhodes, City Clerk *Marita*
SUBJ: APPOINTMENT OF ALTERNATES TO VARIOUS BOARD

The City Council has recently completed making appointments to the various boards. To help the Board of adjustment and the Development Review Board obtain a quorum for their meetings, it would be helpful if alternates were appointed to each Board.

Mr. Bill Clark, who served two consecutive terms on the Development Review Board, has indicated he is interested in serving on another Board.

RECOMMENDATION:

That the City Council appoint Mr. Bill Clark to serve as an alternate on the Board of Adjustment, term to expire 2014. (It would be helpful to have another person to serve as alternate for the Development Review Board.)



City of Gulf Breeze

OFFICE OF THE MAYOR

February 12, 2010

Alex Williams
101 Highpoint Drive
Gulf Breeze, FL 32561

Dear Alex,

On behalf of the City Council, our staff and all of our residents, congratulations on achieving the rank of Eagle Scout. This is a great honor of which you should be very proud. It is a fitting culmination of a great deal of work.

We especially want to thank you for the work you completed in your Eagle Service Project. Having our fine hydrants repainted and coded according to tested flows helps us fight fires as they occur.

Good luck in your future endeavors. The leadership qualities you have demonstrated will serve you well in the future.

Sincerely,

Beverly H. Zimmern
Mayor

BHZ: lag