



Notice of Public Meeting Planning Board

Commission Chambers
155 Corey Avenue, St. Pete Beach, Florida 33706
7/21/2015
4:00 p.m.

**Call to Order
Pledge of Allegiance
Roll Call**

Regular Meeting Agenda

- 1. Changes to the Agenda** - Agenda items to be added, moved or deleted will be addressed at this time. Added items will be assigned agenda item numbers and moved items should remain with the same item numbers. Notation will be made that those items will be taken out of order.
- 2. Audience Comments** - Comments shall be limited to three minutes per person to issues not on the agenda.
- 3. Review and Approval of June 16, 2015 Meeting Minutes**
- 4. Public Hearings (Legislative)**
 - A. Resolution #2015-10 Update to the Pinellas County Local Mitigation Strategy (requesting recommendation to City Commission)
 - B. Ordinance #2015-16 Allowable Encroachments in the Right-of-Way on Eighth Avenue (requesting recommendation to City Commission)
- 5. Discussion/Workshop Items**
 - A. Adoption of the Administrative Code for the 5th Edition (2014) of the Florida Building Code

B. Revised Flood Hazard Mitigation Regulations

C. Regulations Regarding Dogs on the Beach

6. Adjournment

APPEAL

If a person decides to appeal any decision made at this meeting, he or she will need a record of the proceeding and, for such purpose, may need to ensure that a verbatim record of the meeting is made, which record includes the testimony and evidence upon which the appeal is to be based (F.S. 286.0105). The City does not furnish verbatim transcripts; interested parties should make the necessary arrangements for verbatim transcripts.

AMERICANS WITH DISABILITIES ACT

In Accordance with the Americans with Disabilities Act and F.S. 286.26, persons with disabilities needing special accommodations to participate in this meeting should contact City Hall at (727) 367-2735 no later than four days prior to the meeting for assistance.

The public is cordially invited to attend. All agenda material is available for review at City Hall.

RESOLUTION NO. 2015- 10

A RESOLUTION BY THE BOARD OF CITY COMMISSIONERS F THE CITY OF ST. PETE BEACH, COUNTY OF PINELLAS, STATE OF FLORIDA, ADOPTING THE COUNTYWIDE LOCAL MITIGATION STRATEGY.

WHEREAS, Pinellas County is located in an area that is vulnerable to natural and man-made disasters; and

WHEREAS, Pinellas County supports efforts to make our community more disaster-resistant, thereby reducing the costs of disasters, preventing or mitigating their impact to our residents, and reducing time needed for recovery; and

WHEREAS, the Local Mitigation Strategy represents a unified county-wide strategy toward a more disaster resistant community; and

WHEREAS, the Local Mitigation Strategy provides the consistent framework for future pre-disaster mitigation efforts and post-disaster redevelopment, regardless of the type of future threat faced by our community; and

WHEREAS, the Local Mitigation Strategy includes a section describing the method and schedule of monitoring, evaluating, and updating the mitigation plan within a five-year cycle; and

WHEREAS, the first unified county-wide Local Mitigation Strategy was adopted by the Board of County Commissioners in 1999, and

WHEREAS, Pinellas County established a website (www.pinellaslms.org) and copies of the plan were made available through all participating local governments; and

WHEREAS, the Board of County Commissioners has previously approved two five-year updates to the Local Mitigation Strategy (Resolution 04-165 and Resolution 10-60), and

WHEREAS, after a review and update period, the 2015 draft Local Mitigation Strategy has been placed on the LMS public website in order to obtain public comment regarding the plan pursuant to Federal Regulations; and

WHEREAS, the 2015 update of the Local Mitigation Strategy included the 10-step planning process which is consistent with FEMA's multi-hazard mitigation planning regulations pursuant to the Disaster Mitigation Act of 2000 and serves as the County's Floodplain Management Plan; and

WHEREAS, additional floodplain management planning documents (Attachment A) specific to unincorporated Pinellas County have been included in Appendix 15 of the Local Mitigation Strategy to satisfy the flood plain management requirements of the County's Community Rating System; and

WHEREAS, three publicly noticed workshops were held on January 26th, 28th, and 29th at three separate locations in Pinellas County (Tarpon Springs, Pinellas Park, and St. Petersburg) to inform the public and obtain public comments.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF ST. PETE BEACH, COUTNY OF PINELLAS, STATE OF FLORIDA, at a duly assembled meeting held on the ____ day of _____, 20____, that the CITYT hereby adopts the Pinellas County Local Mitigation Strategy developed by the Local Mitigation Strategy Workgroup. This Resolution supersedes Resolution 2011-16. This resolution shall become effective immediately upon its adoption.

INTRODUCED AND PASSED by the City Commission of the City of St Pete Beach, Pinellas County, Florida this ____ day of _____, 2015

ORDINANCE # 2015-16

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, PINELLAS COUNTY, FLORIDA, PROVIDING FOR AMENDMENTS TO THE LAND DEVELOPMENT CODE; AMENDING DIVISION 40, 40.9 - SETBACKS THE EIGHTH AVENUE COMMUNITY REDEVELOPMENT DISTRICT, AS WRITTEN IN EXHIBIT "A" ATTACHED HERETO; PROVIDING FOR THE REPEAL OF ORDINANCES OF PARTS OF ORDINANCES IN CONFLICT HERewith, TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission adopted Ordinance 2008-24 on August 26, 2008, establishing a special Future Land Use designation for Eighth Avenue, known as the Community Redevelopment District- Eighth Avenue: and

WHEREAS, the Citizens of St. Pete Beach validated the adoption of this comprehensive plan amendment via public referendum in 2009; and

WHEREAS, pursuant to Section 163.3202 Florida Statutes, the City must adopt Land Development regulations consistent with the land use plan; and

WHEREAS, City Commission of the City of St. Pete Beach conducted public hearings on Tuesday, July 28, 2015 and August 11, 2015, noticed pursuant to Florida law and conducted pursuant to Ordinance 88-36 of the City of St. Pete Beach and Section 3.4 of the Land Development Code; and

WHEREAS, the City Commission finds this text amendment to the Land Development Code to be Consistent with the Goals, Objectives, and Policies of the Comprehensive Plan; and

WHEREAS, the City Commission finds this text amendment to the Land Development Code to be in the best interest of the citizens of the City of St. Pete Beach.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, HEREBY ORDAINS:

Section 1. Division 40 of the Land Development Code, modifying the Eighth Avenue Zoning district, specifically 40.9 – Setbacks, as identified in "Exhibit A".

Section 2. All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with this Ordinance.

Section 3. If any portion or part of this Ordinance is declared invalid by a court of competent jurisdiction, the valid remainder hereof shall remain in full force and effect.

Section 4. This Ordinance shall become effective immediately upon adoption.

"Exhibit A"

Section 40.9. Setbacks

For structures that front 8th Avenue:

Front Yard: A minimum of 50 percent of the building frontage shall be built in line with the buildings adjacent to it, or set back no greater than two and a half feet, whichever distance from the front property line is less. In cases where vacant lots are adjacent to the lot which is proposed for development, no more than 50 percent of the building frontage shall be set back more than two and a half feet from the front property line. Marquees, canopies, colonnades, arcades, or fixed awnings may project over the public right of way. Foundational structures, that support the projections, may be placed in the ROW provided that such items are, subject to a development and right of way use agreement with the City. Structures may not project over alleys. ~~When new construction is proposed and no structures exist on either side (east or west of) of the proposed structure, the structure can be set back between 0 and 2 feet from the front property line. A maximum of 15 feet of the frontage can be set back up to 7 feet in order to accommodate recessed doorway.~~

When there is an existing structure on one side of the proposed structure, then the proposed building frontage shall be in line with the adjacent building. In the event there are existing buildings on both sides of the proposed building, and the adjacent buildings are not set back the same distance from the front property line, then the proposed structure may be built to the average frontage of the two adjacent buildings. For the purposes of this section, adjacent shall mean those properties abutting one another and not separated by any street or alley. No more than 15 feet of the frontage may be set back up to 7 feet to accommodate recessed doorways.

Secondary front yard: No secondary front yard setback for primary structure; Marquees, canopies, colonnades, arcades, or fixed awnings may project over the public right of way. Structures may not project over alleys.

Side yard: None

Rear yard: 10 feet minimum. Parking may be placed in the rear setback.

For structures that front Pass-a-Grille Way:

Front yard: 10 feet

Secondary front yard: 5 feet

Sidyard: 5 feet

Rear Yard: 10 feet. Parking can be placed in the rear yard setback.

For structures that front Gulf Way or 9th Avenue:

Front yard: 0' minimum, 7' maximum

Secondary front yard: None

Side yard: None

Rear yard: 10 feet minimum. Parking may be placed in the rear yard setback.

