

PLANNING BOARD MINUTES

NOVEMBER 15, 2016

2:00 P.M.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT:

Tiffany Secka, Chairwoman
Michael Lehman, Vice Chairman
Linda Chaney, Member
Jack Ohlhaber, Member
Marvin Shavlan, Member

ALSO PRESENT:

Andrew Dickman, City Attorney
Jennifer Bryla, Community Development Director
Mike Clarke, Public Services Director
Mary Jo Murphy, Deputy City Clerk

1. Changes to the Agenda

Ms. Bryla, Community Development Director, asked that the following changes be made to the agenda:

- Item 3a, "Minutes for Acceptance," the 10/18/16 minutes and the 9/20/16 minutes were not included in the 11/15/16 agenda packet. The minutes are being reviewed by the City Clerk and the City Attorney and will be presented at the December 13, 2016 meeting.
- Item 3c, "Ordinance 2016-23," will be presented at the December 13, 2016 Planning Board meeting.

2. Audience Comments

Bill Pyle, 6600 Sunset Way, spoke in regard to the following items: Planning Board minutes and Member Shavlan.

3. Agenda Items

- a. ~~Minutes for Acceptance: October 18, 2016~~

Item 3a was pulled from the agenda during Item 1, "Changes to the Agenda."

- b. CPA 03-16: Amendment to the Capital Improvements Element of the City of St. Pete Beach Comprehensive Plan.

Ms. Bryla reviewed CPA 03-16 with the Planning Board, and there was board and staff discussion in regard to the Comprehensive Plan amendment.

City Attorney Dickman explained and reviewed the following items with the board: development orders, development agreements, and contractual agreements.

Member Chaney requested that the Planning Board make all the language consistent in regard to the time of impact of development and to reflect the language that is in Policy 1.3.4.

City Attorney Dickman suggested making a recommendation to search through the element to ensure that the intent is that facilities are in place concurrent with the impact and not necessarily the issuance of a development order to develop.

In regard to Policy 1.2.5, Vice Chairman Lehman asked for an explanation as to the 10 percent that is stated. Ms. Bryla replied and offered that she would contact the finance director, Elaine Edmunds, to speak about Policy 1.2.5 in the future.

At the conclusion of the board discussion, Chairwoman Secka asked for audience comments.

Cyndi Tarrapani, Florida Design Consultants, 3030 Starkey Blvd., New Port Richey, Florida, representing the TradeWinds Resort, spoke in support of the plan amendments and the capital improvement schedule and discussed the following items: local governments taking schools, parks and recreation out of concurrency; 5-year schedule of capital improvements; plan amendments; concurrency; level of service; development orders; sanitary sewer, solid waste, drainage and roads.

Chairwoman Secka asked for any further audience comments. Hearing none, Chairwoman Secka closed audience comments

Chairwoman Secka asked for any additional board deliberation or a motion.

Vice Chairman Lehman made a motion to approve CPA 03-16, the amendment to the Capital Improvements Element of the City of St. Pete Beach Comprehensive Plan. The motion was seconded by Member Shavlan and approved by a roll call vote (4 yeases; Vice Chairman Lehman, Member Shavlan, Member Chaney, Chairwoman Secka – 1 no, Member Ohlhaber).

- c. ~~Ordinance 2016-23: Review and recommendation to the City Commission for acceptance of the proposed Capital Improvements Schedule.~~

Item 3c was pulled from the agenda during Item 1, "Changes to the Agenda," and moved to date certain of December 13, 2016.

- d. Ordinance 2016-09: Review and recommendation to the City Commission regarding amendments to Chapter 6 – Alcoholic Beverages of the Code of Ordinances.

Ms. Bryla reviewed Ordinance 2016-09 with the Planning Board members.

There was board and staff discussion in regard to Ordinance 2016-09.

Chairwoman Secka asked for audience comments.

Penny Davis, 6658 Sunset Way, spoke against drinking at the cabanas on the beach.

Tim Bogott, CEO of the TradeWinds organization, commented in regard to the following items: cost of the beach requires some return on the amount invested, property rights, liquor license gives the owner of the liquor license the right to serve on the beach, TradeWinds employs over 1100 employees, biodegradables and it's the hotel's responsibility to keep the beach policed.

Deborah Nicklaus, Sirata Beach Resort, spoke in regard to the following items: business tax, cabana rental tax and definition of a cabana.

Bill Pyle, 6600 Sunset Way, spoke against the ordinance in regard to the following items: large crowds of people, rowdy behavior, arm bands, sewer system, and the Technical Review Committee.

Bob Sauerwine, general manager of the Postcard Inn, spoke in regard to guest service, guest experience, increased security, taxpayers, and cabana rental process.

Managing director of the Don CeSar Hotel, spoke about making guests happy and that there is confusion among their guests and team members.

Robert Steins, Attorney with Phelps Dunbar, representing the Carlyle Group, owner of the Postcard Inn, spoke in favor of the ordinance with one concern being the 75 feet provision having a desperate impact on the business of the Postcard Inn.

Missy Cradle (phonetic), Bon Aire, posed questions in regard to her concern of the clarity of guests, alcohol and cabanas.

Chairwoman Secka asked for any further audience comments. Hearing none, Chairwoman Secka opened board discussion. The board discussed the following changes to be made to Ordinance 2016-09:

- Change "Only guests of the transient lodging facility may be served alcohol, ~~guests of the patron may not be served...~~" to "Only guests of the transient lodging facility may be served alcohol or invitees of the guests which are registered at the transient lodging facility..."

- Change “Cabana service area can be no closer than 75’...” to “Cabana service area can be no closer than is consistent with the property line side setback...”
- State the definition of “cabana.”

Vice Chairman Lehman made a motion to approve Ordinance 2016-09, an ordinance of the City Commission of the City of St. Pete Beach, Florida, amending Chapter 6, Alcoholic Beverages, Article 1, in general of the City of St. Pete Beach Code of Ordinances by amending Section 6.5, public consumption or possession relating to restrictions and permitting of public alcohol consumption on sand beach areas; providing for publication in accordance with the requirements of law; and providing for an effective date and including the amendments stated. The motion was seconded by Member Shavlan and approved by a roll call vote (3 yeases; Member Shavlan, Vice Chairman Lehman, Chairwoman Secka – 2 nos, Member Ohlhaber, Member Chaney).

- d. Ordinance 2016-24: Review and recommendation to the City Commission regarding amendments to Division 26 – Sign Ordinance of the Land Development Code.

Ms. Welden reviewed Ordinance 2016-24 with the Planning Board, and there was Staff and board discussion.

Chairwoman Secka opened audience comments. Hearing none, Chairwoman Secka closed audience comments and called for additional board deliberation.

Member Chaney made a motion to recommend to the Commission Division 26 of the Land Development Code. The motion was seconded by Member Ohlhaber and unanimously approved by a roll call vote (5 – 0).

4. Other Items

Mike Clarke, Public Services Director, updated the Planning Board on Pass-A-Grille Phase 1 and 2.

Member Chaney requested that a future agenda item be an ordinance addressing biodegradable serving materials on the sandy beach. Vice Chairman Lehman asked that the board make a recommendation to the City Commission to research the aforementioned subject matter.

Mr. Clarke continued to speak in regard to biodegradable materials on the beach and stated he would include the item of biodegradables in his staff update to the Beach Stewardship Committee during the November 16, 2016 meeting.

City Attorney Dickman reiterated to the board the following procedure for making a recommendation to the City Commission:

- Ask Staff to list a proposed ordinance addressing biodegradable serving materials on the sandy beach as an agenda item.

- Planning Board will formally craft some language for the proposed ordinance.
- Send the recommendation to the City Commission through the City Manager's designee, Jennifer Bryla.
- City Manager will present the recommendation from the Planning Board to the City Commission.
- Board members can individually discuss the subject item with their Commissioner.

Ms. Bryla stated she will list the topic of biodegradables as an agenda item for the December 13, 2016 Planning Board meeting.

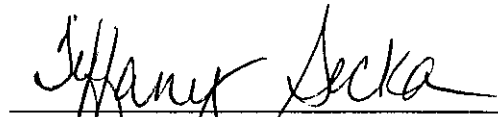
5. Adjournment

There being no further business to come before the Board, the meeting was adjourned at 4:45 p.m.

Attest:



Rebecca C. Haynes, City Clerk



Tiffany Secka, Chairwoman

Minutes approved on: 1/17/17