



CITY COMMISSION MEETING CITY OF ST. PETE BEACH

155 Corey Avenue
St. Pete Beach, FL 33706

Tuesday, November 17, 2020
5:00 PM

Call to Order
Pledge of Allegiance
Roll Call

REGULAR MEETING

1. Changes to the Agenda
2. Audience Comments - Comments shall be limited to 3 minutes per person
3. Consent
 - a. **17th Avenue Seawall Design Task Order**
 - b. **Caveman Concrete Work Order**
4. Ordinances
 - a. **Public Hearing Ordinance 2020-21: Parking Ordinance**
AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 82 ARTICLE III, ENTITLED "STOPPING, STANDING AND PARKING;" AMENDING DIVISION 1- GENERALLY SECTION 82-131 – PARKING AT DON VISTA COMMUNITY CENTER; SECTION 82-132 – SPECIAL RESTRICTIONS FOR BUSES AND TAXICABS; REMOVING SECTION 82-133 – PARKING ON UNIMPROVED PROPERTY; AMENDING SECTION 82-134 – PARKING WITHIN MARKED PARKING STALLS; SECTION 82-135 PARKING IN COMMERCIAL DISTRICT; SECTION 82-136 – Parking of vehicles on City rights-of-way; SECTION 82-137 – Establishment and designation of limitations on parking where signs are officially POSTED; ESTABLISHING Designation of streets where parking is prohibited at any time; SECTION 82-138 – DESIGNATION OF STREETS WHERE STOPPING, STANDING OR PARKING IS PROHIBITED DURING CERTAIN HOURS; AMENDING SECTIONS 82-138 – 82-165 – RESERVED; DIVISION 2 - ENFORCEMENT SECTION 82-166 – VEHICLES PARKED IN VIOLATION OF REGULATIONS DEEMED NUISANCE; CONTINUOUS PARKING IN METERED OR RESTRICTED PARKING SPACES; SECTION 82-167 – NOTICE ON ILLEGALLY PARKED VEHICLE; SECTION

82-168 – ADMINISTRATIVE APPEALS; SECTION 82-169 – EVIDENTIARY PRESUMPTION; SECTION 82-170 PARKING VIOLATION HEARINGS; SECTION 82-171 – NOTICE OF EXCESSIVE PARKING VIOLATIONS TO STATE; ESTABLISHING SECTION 82-172 – FINES FOR VIOLATIONS; SECTION 82-173 PARKING VIOLATION AMNESTY PROGRAM; SECTION 82-174 - ADDITIONAL PENALTIES AND ENFORCEMENT TO INCLUDE IMMOBILIZATION, IMPOUNDMENT, AND USE OF A COLLECTION AGENCY; SECTION 82-175 – IMMOBILIZATION OR IMPOUNDMENT OF VEHICLES; SECTION 82-176 – RELEASE OF IMMOBILIZED OR IMPOUNDED VEHICLE; AMENDING SECTIONS 82-177 – 82-200 – RESERVED; DIVISION 3 – METERED PARKING SECTION 82-201 – TIME LIMITS; SECTION 82-202 – PARKING DECALS AND PARKING PERMITS; REMOVING SECTION 82-203 – PARKING PERMITS; AMENDING SECTION 82-205 – RATES GENERALLY; SECTION 82-206 – DEFACING OR INJURING METERS; ESTABLISHING SECTION 82-209 – ESTABLISHMENT OF EXCLUSIVE MOBILE PAYMENT ZONES; SECTION 82-210 LEASING OF METERED PARKING SPACES TO BUSINESSES; SECTION 82-211 PUBLIC-PRIVATE JOINT USE PARKING AGREEMENTS; AMENDING SECTIONS 82-212 – 82-235 – RESERVED; DIVISION 4 – RESIDENTIAL PARKING PERMITS SECTION 82-239 – DESIGNATION OF CONTROLLED PARKING RESIDENTIAL AREAS; SECTION 82-240 – ELIGIBILITY AND CRITERIA FOR ESTABLISHMENT OF CONTROLLED PARKING RESIDENTIAL AREAS; SECTION 82-242 – SPECIAL PARKING PERMITS; SECTION 82-243 – PRIVILEGES AND RESTRICTIONS ON PERMITS; SECTION 82-244 – RESIDENTIAL PARKING PERMITS; REMOVING SECTION 82-245 “C” RESIDENTIAL PARKING PERMITS; DIVISION 5 – GENERAL PARKING PERMITS AMENDING SECTION 82-260 – METERED AND NON-METERED PARKING SPACE PERMITS; RENUMBERING SECTIONS ACCORDINGLY; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, CONSTRUCTION, PUBLICATION, AND AN EFFECTIVE DATE.

Open the public hearing. Close the public hearing after comments.

Action Request: Motion to adopt Ordinance 2020-21.

b. Public Hearing Ordinance 2020-22: Towing Ordinance

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES CHAPTER 82 ARTICLE IV RELATING TO IMPOUNDMENT OF CERTAIN VEHICLES ON PUBLIC PROPERTY OR RIGHT-OF-WAYS; AMENDING SECTION 82-271 - AUTHORIZED; REMOVING SECTION 82-272 – NOTICE, SECTION 82-273 – FEES, AND SECTION 82-274 – RELEASE; AMENDING SECTION 82-272 – 82-300 – RESERVED; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, CONSTRUCTION, PUBLICATION, AND AN EFFECTIVE DATE.

Open the public hearing. Close the public hearing after comments.

Action Request: Motion to adopt Ordinance 2020-22.

c. Public Hearing Ordinance 2020-23 Appendix A

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA PROVIDING FOR AMENDMENTS TO APPENDIX A OF THE CODE OF ORDINANCES; AMENDING, DELETING, AND ESTABLISHING FEES AND CHARGES; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, CONSTRUCTION, PUBLICATION, AND AN EFFECTIVE DATE.

Open the public hearing. Close the public hearing after comments.

Action Request: Motion to adopt Ordinance 2020-23.

d. First Reading: Ordinance 2020-25 Amending the General Employees' Pension Plan

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA, AMENDING CHAPTER 66, PENSIONS AND RETIREMENT, ARTICLE II, GENERAL EMPLOYEES' RETIREMENT SYSTEM, DIVISION 1, GENERALLY, OF THE CODE OF ORDINANCES OF THE CITY OF ST. PETE BEACH; AMENDING SECTION 66-27, MEMBERSHIP; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HERewith, TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR PUBLICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Request: Motion to approve the first reading of Ordinance 2020-25.

5. Items for Discussion
6. City Clerk, City Manager, City Attorney and City Commission Reports
7. Adjournment

APPEAL: In accordance with 286.0105, Florida Statute (Notices of meetings and hearings must advise that a record is required to appeal), if a person decides to appeal any decision made by this committee, board, agency, or commission with respect to any matter considered at this meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

AMERICANS WITH DISABILITIES ACT (ADA): In accordance with the Americans with Disabilities Act and Florida Statutes, if any person with a disability defined by the ADA needs special accommodation to participate in this proceeding, then not later than two business days prior to the proceeding, he or she should contact City Hall at (727) 367-2735.

The public is cordially invited to attend this meeting.
All agenda material is available for review at City Hall or www.stpetebeach.org.

**St. Pete Beach City Commission
Agenda Report**

Issue Considered: 17th Avenue Seawall Design Task Order

Date: November 17, 2020

Prepared By: Mike Clarke, Public Works Director

Through: Alex Rey, City Manager

Summary of Issue: The 17th Avenue Seawall has failed and the City requested a task order from Cardno, Inc. to design and permit an FRP sheet pile wall that will be placed in the footprint of the approximately 40 ft long existing wall. The design will include tiebacks with anchors, details for a drainage pipe pass-through and associated manatee protection grate, and a reinforced concrete cap. The top of the new cap will be at elevation 5 ft NAVD. The purpose of the task is to provide construction documents including signed and sealed plans, specifications, and environmental permits for the seawall replacement.

Funding: CIP – Seawall Maintenance 301-8000-590-0021

Requested Motion: I move to approve the Task Order under the Continuing Engineering Services Contract with Cardno, in the amount of \$32,467.97 for the design and construction documents for the 17th Avenue Seawall Replacement.

Attachments: 1. 17th Ave Seawall Design Task Order



Exhibit "B"

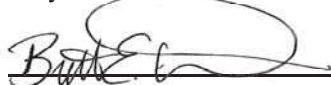
**TASK ORDER FORM - CONTINUING CONTRACT FOR
PROFESSIONAL DESIGN SERVICES**

<i>Date of Task Order Request</i>	July 8 th , 2020
<i>Firm Selected for Task</i>	Cardno, Inc.
<i>Task (Project) Name</i>	17 th Ave. Seawall Replacement
<i>Task Description (and other relevant details)</i>	This Scope of Services includes the design and permitting for the replacement of the existing seawall at the terminus of 17 th Ave. N. The purpose of the task is to provide construction documents including signed and sealed plans, specifications, and environmental permits for the replacement of the approximately 40 ft long seawall.
<i>Task Budget</i>	\$32,467.97
<i>Task Proposal Due Date</i>	October 14 th , 2020

Thank you for your efforts on behalf of the City of St. Pete Beach. If there are any questions or additional information needed, please contact the City Public Works Department at 727.363.9243.

Acknowledgement of Task Order:

Alex Rey
City Manager
City of St. Pete Beach

 10/28/2020

Brett Warner, PE
Assistant Public Works Director
City of St. Pete Beach



Doug Stoker, PE
Vice President
Cardno, Inc.



SCOPE OF SERVICES

17th Ave. Seawall Replacement, St. Pete Beach

1.0 PROJECT OBJECTIVE

The 17th Ave Seawall has rotated (failed) and the City of St. Pete Beach (“CITY”) wishes for Cardno, Inc. (CONSULTANT) to move forward with the design and permitting of an FRP sheet pile wall that will be placed in the footprint of the approximately 40 ft long existing wall. The design will include tiebacks with anchors, details for a drainage pipe pass-through and associated manatee protection grate, and a reinforced concrete cap. The top of the new cap will be at elevation 5 ft NAVD. The purpose of the task is to provide construction documents including signed and sealed plans, specifications, and environmental permits for the seawall replacement.

2.0 PROJECT SCOPE OF WORK (SOW)

This Scope of Services includes:

Task 1: Geotechnical Investigation

- 1.1 Review soil information from the “Soil Survey of Pinellas County, Florida” published by the United States Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS). Review topographic information obtained from the appropriate Quadrangle Map published by the United States Geological Survey (USGS). Review potentiometric information obtained from the “Potentiometric Surface of the Upper Floridan Aquifer in Florida” Maps also published by the USGS.
- 1.2 Conduct a visual reconnaissance of the project site and coordinate utility clearance via Sunshine State One Call.
- 1.3 Execute a program of subsurface exploration consisting of subsurface sampling and field testing. Perform One (1) Standard Penetration Test (SPT) boring advanced to a depth of approximately 40 to 50 feet below the ground surface (on land) adjacent to the existing seawall.
- 1.4 Visually classify and stratify the soil samples in the laboratory using the Unified Soil Classification System (USCS).
- 1.5 Conduct laboratory testing on select soil samples to confirm the visual classification and estimate engineering properties.
- 1.6 Generate soil parameters for use by the structural engineer (Cardno, Inc.) in evaluation and analysis of the seawall design.
- 1.7 Identify conditions encountered within the borings that may affect the design or construction.
- 1.8 Prepare a geotechnical report that summarizes the course of study pursued, the field and laboratory data generated, subsurface conditions encountered and our geotechnical recommendations.

Task 2: Survey

Survey will include topographic and bathymetric survey along the wall. The topographic survey will extend 50 ft on the land side and the bathymetric survey will extend 25 feet on the water side.

Task 3: Design and Construction Plans

The CONSULTANT shall prepare design calculations for the seawall replacement and associated components utilizing the methodology outlined in the Florida Department of Transportation (FDOT) Structures Design Guidelines. The CONSULTANT shall also provide wall details to accommodate the drainage outlet pipe. Plan sheets will be prepared detailing the plan area of the wall, a typical section, tieback details, manatee grate details, drainage pipe pass-thru, turbidity barrier details, as well as general notes. Quantities and a construction cost estimate will also be prepared.

The Consultant will provide the following construction plan sheets for the replacement of the 17th Ave. Seawall:

- 3.1 Key Sheet & General Notes
- 3.2 Wall Plan & Elevation
- 3.3 Wall Typical Section & Cap Details
- 3.4 Drainage Outfall & Manatee Grate Details

Task 4: Environmental Authorizations**4.1 Preparation and Submittal of Permit/Exemption Packages**

This task includes development of permit exhibits, preparing a project narrative, preparing permit application, and preparing PDC analysis. This information will be collated and submitted to Pinellas County and the Florida Department of Environmental Protection (FDEP). It is expected that the County will permit the proposed seawall activities. It is expected that FDEP will exempt the seawall activities, and will authorize the seawall activities on behalf of the Corps of Engineers under SPGP-V-R1.

4.2 Permit Application Assistance

This task includes working with the CITY to prepare and process your permits toward approval through the Pinellas County and Florida Department of Environmental Protection. This task may include responding to agency requests for additional information, conducting agency field reviews, meeting with agency staff or the CITY, and negotiating permit conditions.

Task 5: Construction Cost Estimate

The Consultant will provide a construction cost estimate for the replacement of the 17th Ave. Seawall:

Task 6: Specifications

The Consultant will provide a construction specification package for the replacement of the 17th Ave. Seawall:

3.0 SCHEDULE OF DELIVERABLES

The Draft Plans, Cost Estimate and Environmental Permit Applications for the 17th Ave. Seawall Replacement will be provided to the City within 60 days of Notice to Proceed.

The Final Plans and Specifications will be provided to the City within 14 days of receipt of the City's comments on the Draft Plans Submittal and Environmental Permits.

All documents shall be submitted electronically.

4.0 ASSUMPTIONS

This scope assumes the following:

- The replacement seawall will be constructed in the footprint of the existing seawall after its removal.
- Any required shoring or temporary wall design will be the responsibility of the contractor.
- The wall replacement will qualify for and be in compliance with the SPGP.
- The wall replacement will comply with ERP exemption criteria.
- There will be no impacts to mangroves.
- No maintenance dredging will be required for the project construction.
- No mitigation will be required for the project.
- The agencies requiring permits will only request information considered normal and necessary for this type of permit.
- Drawings, plans, etc. submitted as part of the permit application will not have to be revised in response to a redesign or re-engineering of the project outside the control of the CONSULTANT.
- The CITY will coordinate with the adjacent property owners regarding required closure of access during the wall construction including limit of access to parking on the south side of the wall.

5.0 SERVICES NOT INCLUDED

- Scour Analysis
- Permit fees
- Construction phase services
- In-water surveys for seagrasses and other benthic communities
- Submittal of an Environmental Narrative to support an ERP
- Separate submittal to the USACE for dredge and fill activities
- Development of a mangrove trimming plan or implementation of such a plan by a State Authorized Professional Mangrove Trimmer (PMT)
- Payment of agency application fees
- Quantitative sampling for water quality, benthos, sediment, flora or fauna
- Censuses of historic or cultural resources
- Bid and Construction Phase Services

6.0 ADDITIONAL SERVICES

The CONSULTANT will provide additional services whenever requested in writing by the CITY based on a negotiated lump sum or not-to-exceed amount.

7.0 CITY RESPONSIBILITIES

The CITY will provide the following for the CONSULTANT to use and rely on:

- A letter of permission for the CONSULTANT to access the site, as necessary
- Any necessary agency fees involved with the Scope of Work
- One round of review and comments
- Execution of all appropriate regulatory permit applications
- Copies of all maps, plats, aerial photographs and other available information and data pertinent to the project design which the CITY may have in its possession

8.0 COMPENSATION

For the above-described SCOPE OF SERVICES, the CITY will compensate the CONSULTANT a lump sum amount of \$32,467.97. A detailed fee breakdown is included in Attachment A.

ATTACHMENT A
Work Task Breakdown
City of St. Pete Beach
Task No. XX

17th Ave. Seawall Replacement

I. Staffhour Estimate: All Tasks

Direct Labor Rates Classifications		Principal	Project Manager	Senior Engineer	Designer	Total Hours	Labor Cost
Task		Billing Rate					
1	Geotechnical Investigation (LS)		2			2	\$ 360.00
2	Survey (LS)		2			2	\$ 360.00
3	Design and Construction Plans (LS)	4	10	28	77	119	\$ 15,645.00
3.1	Key Sheet & General Notes	1	2	4	9	16	\$ 2,235.00
3.2	Wall Plan & Elevation	1	2	10	20	33	\$ 4,410.00
3.3	Wall Typical Section & Cap Details	1	4	8	32	45	\$ 5,690.00
3.4	Drainage Outfall & Manatee Grate Details	1	2	6	16	25	\$ 3,310.00
4	Environmental Authorization (LS)	0	2	1	4	7	\$ 950.00
5	Construction Cost Estimate (LS)	1	4	12	0	17	\$ 3,010.00
6	Specifications (LS)	1	4	16	0	21	\$ 3,690.00
GRAND TOTAL		6	24	57	81	168	\$ 24,015.00

II. Fee Calculation

Phase	Labor Cost	Expenses	Subconsultant Services	Total Cost
1	\$ 360.00		\$ 3,362.97 Tierra	\$ 3,722.97
2	\$ 360.00		\$ 1,990.00 Hyatt	\$ 2,350.00
3	\$ 15,645.00			\$ 15,645.00
4	\$ 950.00	\$ 100.00	\$ 3,000.00 GFY	\$ 4,050.00
5	\$ 3,010.00			\$ 3,010.00
6	\$ 3,690.00			\$ 3,690.00
Grand Total				\$ 32,467.97

TIERRA

August 31, 2020

Attn: Ms. Ananda Bergeron, P.E.
Cardno, Inc.
380 Park Place Blvd., Suite 300
Clearwater, Florida 33759

RE: Geotechnical Services Proposal
17th Avenue Seawall Replacement
City of St. Petersburg
Pinellas County, Florida
Tierra Proposal No.: 65-20-445

Ms. Bergeron:

Tierra, Inc. appreciates the opportunity to submit this proposal to provide geotechnical services for the subject project.

Project Information

The project consists of replacing approximately 40-ft of seawall along the Intracoastal Waterway at the end of 17th Avenue in Saint Petersburg Beach, Florida. Tierra's involvement will be to provide geotechnical information for use in the design and construction of the seawall.

Geotechnical Scope of Services

Based on our understanding of the project, the following scope of services is anticipated:

1. Review soil information from the "Soil Survey of Pinellas County, Florida" published by the United States Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS). Review topographic information obtained from the appropriate Quadrangle Map published by the United States Geological Survey (USGS). Review potentiometric information obtained from the "Potentiometric Surface of the Upper Floridan Aquifer in Florida" Maps also published by the USGS.
2. Conduct a visual reconnaissance of the project site and coordinate utility clearance via Sunshine State One Call.
3. Execute a program of subsurface exploration consisting of subsurface sampling and field-testing. Perform One (1) Standard Penetration Test (SPT) boring advanced to a depth of approximately 40 to 50 feet below the ground surface (on land) adjacent to the existing seawall.
4. Visually classify and stratify the soil samples in the laboratory using the Unified Soil Classification System (USCS).

5. Conduct laboratory testing on select soil samples to confirm the visual classification and estimate engineering properties.
6. Generate soil parameters for use by the structural engineer (Cardno, Inc.) in evaluation and analysis of the seawall design.
7. Identify conditions encountered within the borings that may affect the design or construction.
8. Prepare a geotechnical report that summarizes the course of study pursued, the field and laboratory data generated, subsurface conditions encountered and our geotechnical recommendations.

Service Fee

The estimated fee to perform the above geotechnical services is \$3,362.97. A unit cost breakdown is included as an attachment. We appreciate the opportunity to offer our services and look forward to working with you on this project. Should you have any questions in regard to this proposal, please do not hesitate to contact our office.

Respectfully Submitted,

TIERRA, INC.



Joseph R. Antinori, P.E.
Geotechnical Engineer



Kevin H. Scott, P.E.
Senior Geotechnical Engineer

Attachment: Fee Schedule

Tierra, Inc.
Fee Schedule 2015
17th Avenue Seawall Replacemnt
City of St. Petersburg, Florida
Tierra propopsal No. 65-20-445

Item Description	Unit	Unit Price	Quantity	Total
Geotechnical Field Investigation				
612-Geo Mobilization Drill Rig Truck Mount	Each	\$ 350.00	1	\$ 350.00
418-Geo Drill Crew Support Vehicle	Day	\$ 160.00	1	\$ 160.00
Geo SPT Truck 0-50 Ft	LF	\$ 12.90	45	\$ 580.50
Geo SPT Truck 50-100 Ft	LF	\$ 17.00		\$ -
Geo Grout Boreholes- Truck 0-050 Ft	LF	\$ 5.25	45	\$ 236.25
Geo Grout Boreholes- Truck 50-100 Ft	LF	\$ 7.00		\$ -
Geo Temp Casing 3" Truck 0-050 Ft	LF	\$ 8.50	15	\$ 127.50
Geo Temp Casing 3" Truck 50-100 Ft	LF	\$ 10.25		\$ -
Geotechnical Soil Laboratory Testing				
812-Soils Materials Finer than 200 Sieve (FM 1-T011)	Test	\$ 42.00	1	\$ 42.00
817-Soils Moisture Content Laboratory (AASHTO T 265)	Test	\$ 10.00	1	\$ 10.00
822-Soils Particle Size Analysis (AASHTO T 88) (No Hydrometer)	Test	\$ 67.00	1	\$ 67.00
Atterberg Limit Tests (AASHTO T-89 and T-90) Combined	Test	\$ 130.00	1	\$ 130.00
Engineering and Technical Support Services				
Project Manager	Hour	\$ 166.50		\$ -
Senior Engineer	Hour	\$ 171.00		\$ -
Chief Scientist	Hour	\$ 137.04		\$ -
Senior Project Engineer	Hour	\$ 141.64	1	\$ 141.64
Geotechnical Engineer	Hour	\$ 113.81	2	\$ 227.62
Engineering Intern	Hour	\$ 96.62	6	\$ 579.72
Senior Scientist	Hour	\$ 115.65		\$ -
Designer	Hour	\$ 93.32	3	\$ 279.96
Sr Engineering Technician	Hour	\$ 82.61	2	\$ 165.22
Geotechnical Technician	Hour	\$ 66.39	4	\$ 265.56
Secretary/Clerical	Hour	\$ 72.00		\$ -
Total Estimated Fee:				\$ 3,362.97

Ananda Bergeron

From: Russell Hyatt <Russell@HyattSurvey.com>
Sent: Monday, August 31, 2020 6:41 PM
To: Ananda Bergeron
Cc: Pam Hyatt; Darlena Strong
Subject: RE: St. Pete Beach - 17th Ave. Seawall

Great to hear from you, Ananda!!

We could perform this survey for a fee of \$ 1,990.00.

Let me know if you need a more formal proposal.

Thank you!

Russell P. Hyatt, PSM
Vice President
Hyatt Survey Services, Inc.
2012 Lena Road
Bradenton, Florida 34211

Phone: 941-748-4693
Fax: 941-744-1643
Cell: 941-812-6460
Russell@hyattsurvey.com

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From: Ananda Bergeron <Ananda.Bergeron@cardno.com>
Sent: Monday, August 31, 2020 9:44 AM
To: Russell Hyatt <Russell@HyattSurvey.com>
Subject: St. Pete Beach - 17th Ave. Seawall

Hi Russell,

I hope you are doing well. St. Pete Beach has asked for a proposal from us to replace the subject seawall through our GEC contract with them. Can you please prepare a scope to perform topographic and bathymetric survey along the wall?

We'd like about 50 ft on the land side and 25 feet on the water side. Any details you could pick up regarding the drainage structure out there and wing walls would also be helpful. The seawall is only about 40 ft long. I'd like to get them this proposal by the middle of the week if that's possible.

Please let me know if you have any questions.

Thanks,

Ananda

Ananda Bergeron PE, ENV SP
PRACTICE GROUP MANAGER
SENIOR PRINCIPAL - TRANSPORTATION STRUCTURES
CARDNO



Direct +1 727 431 1594 Mobile +1 727 560 1191
Address 380 Park Place Blvd. Suite 300, Clearwater, Florida 33759
Email ananda.bergeron@cardno.com Web www.cardno.com

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GFY Proposal

St. Pete Beach Seawalls Replacement at East End of 17th Avenue Scope of Services Obtain Environmental Authorizations

Replacement at East End of 17th Avenue

Task I – Preparation and Submittal of Permit/Exemption Packages

This task includes working with Cardno to develop permit exhibits (Cardno to prepare, We will review and comment), preparing a project narrative, preparing permit application, and preparing PDC analysis. This information will be collated and submitted to Pinellas County and the Florida Department of Environmental Protection (FDEP). It is expected that the County will permit the proposed seawall activities. It is expected that FDEP will exempt the seawall activities, and will authorize the seawall activities on behalf of the Corps of Engineers under SPGP-V-R1.

Lump Sum Fee \$ 2000.00 expenses included

Task II – Permit Application Assistance

This task includes working with you to prepare and process your permits toward approval through the Pinellas County and Florida Department of Environmental Protection. This task may include responding to agency requests for additional information, conducting agency field reviews, meeting with agency staff or yourself, and negotiating permit conditions.

Probable estimated fee \$1000.00 to be billed hourly plus expenses

**St. Pete Beach City Commission
Agenda Report**

Issue Considered: Caveman Concrete Work Order

Date: November 17, 2020

Prepared By: Mike Clarke, Public Works Director

Through: Alex Rey, City Manager

Summary of Issue: The City requested a cost proposal from Caveman Concrete, utilizing the existing unit price contract, for repairs at eleven (11) locations throughout the City. These repairs include alleyway concrete apron replacements, sidewalk repairs, and brick paver replacements.

Funding: Streets Maintenance - R&M Other - 001-6103-541-5469

Requested Motion: I move to approve the proposal under the existing unit price contract with Caveman Concrete, LLC, in the amount of \$35,982.00, for concrete repairs.

Attachments: 1. Caveman Concrete Work Order Proposal



What can we do for you?

727-459-9710
Masonry Contractor
Lic. # C-10222

Proposal

Proposal Submitted To: CITY OF ST PETE BEACH		Job Name: Aprons	Job #:
Address: 155 Corey Avenue St. Pete Beach, FL 33706		Job Location: Various	
		Date: October 1, 2020	Date of Plans: N/A
Phone #: 727-363-9254	Fax #:	Architect: N/A	

We hereby submit a proposal for:

- 19th Ave South Side West Alleyway
Replace 6" Driveway Apron (200sf), Curb (15lf) and Sidewalk (50sf)
- 19th Ave South Side East Alleyway
Replace 6" Driveway Apron (146sf), Curb (32lf) and Sidewalk (130sf)
- 18th Ave North Side East Alleyway
Replace 6" Driveway Apron (206sf), Curb (40lf) and Sidewalk (50sf)
- 12th Ave North Side West Alleyway
Replace 6" Driveway Apron (203sf), Curb (35lf) and Sidewalk (50sf)
- 12th Ave North Side East Alleyway
Replace 6" Driveway Apron (203sf), Curb (40lf) and Sidewalk (25sf)
- 12th Ave South Side West Alleyway
Replace 6" Driveway Apron (169sf), Curb (36lf) and Sidewalk (50sf)
- 11th Ave North Side West Alleyway
Replace 6" Driveway Apron (196sf), Curb (35lf) and Sidewalk (50sf)
- 11th Ave South Side West Alleyway
Replace 6" Driveway Apron (196sf), Curb (22lf) and Sidewalk (100sf)
- 11th Ave South Side East Alleyway
Replace 6" Driveway Apron (196sf), Curb (36lf) and Sidewalk (50sf)
- 10th Ave North Side East Alleyway
Replace 6" Driveway Apron (263sf), Curb (34lf) and Sidewalk (25sf)



What can we do for you?

727-459-9710
Masonry Contractor
Lic. # C-10222

Don CeSar Paver Rework

Remove Pavers, Rework Base and Reset Pavers* at Gulf Blvd/33rd Ave/35th Ave (540sf); Patch Concrete at 33rd Ave; and Patch Broken Concrete, Remove Asphalt and Replace with Curb at Bull Nose.

Total: \$ 35,982.00

*City of St Pete to provide new pavers as needed to replace broken ones

We propose hereby to furnish material and labor - complete in accordance with the above specifications for the sum of:

\$ Thirty Five Thousand Nine Hundred Eighty Two and 00/100 Dollars

with payments to be made as follows: Per contract

Note - this proposal may be withdrawn by us if not
accepted within N/A days

Respectfully
Submitted:

David Will

Acceptance of Proposal

The above prices, specifications and conditions are satisfactory
and are hereby accepted. You are authorized to do the work as
specified. Payments will be made as outline above.

Signature _____

Date of Acceptance _____

Signature _____

St. Pete Beach City Commission Agenda Report

Issue Considered: Public Hearing Ordinance 2020-21: Parking Ordinance

Date: November 17, 2020

Prepared By: Michelle Gonzalez, Transportation and Parking Director

Through: Alex Rey, City Manager

Summary of Issue: The City of St. Pete Beach Transportation and Parking staff has been working since April, meeting individually with the City Commission to review the City's parking ordinance policies. Furthermore, following the complete review of the policies, proposed recommendations were presented to the City Commission at the June 23rd, 2020 meeting and a period for public comment and feedback was opened for 3 weeks. The public feedback received was reviewed by City staff and the City Commission, which aided in the development of Parking Ordinance 2020-21.

In prior years, updates to the parking ordinance were made periodically to address specific sections or issues on a as needed basis. The goal of this parking ordinance update was to review the existing ordinance as a whole and determine sections of the code, which had conflicting or redundant language, that were no longer applicable due to changes made within the City, create uniform permitting guidelines, update parking fines to reflect align with state statute and add language to address reoccurring problems based on community received. Furthermore, this update includes language that establishes new processes to improve the administration of the City's parking division processes, allows the City to partner with businesses to improve parking options, and provides further protections on residential permit areas from vehicles parked in a manner violating city rules.

Ordinance 2020-22, which relates to towing is a companion item to the parking ordinance, Ordinance 2020-21. The language under this ordinance was updated to reflect and support the changes to the parking ordinance. The main changes to Ordinance 2020-22, will now allow city parking enforcement to remove vehicles from public property pursuant to the rules in Sec. 82-171, allows for vehicles left continuously parked unmoved for a period of 72 hours to be towed pursuant to the restrictions listed in Sec 82-171 (c), and lastly establishes towing fines as required by Florida Statute 318.18.

Funding: N/A

Requested Motion: “I move to adopt Ordinance No. 2020-21.”

Attachments: 1. Ordinance 2020-21 Article III - Stopping
Standing Parking

Ordinance 2020-21

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 82 ARTICLE III, ENTITLED “STOPPING, STANDING AND PARKING;” AMENDING DIVISION 1- GENERALLY SECTION 82-131 – PARKING AT DON VISTA COMMUNITY CENTER; SECTION 82-132 – SPECIAL RESTRICTIONS FOR BUSES AND TAXICABS; REMOVING SECTION 82-133 – PARKING ON UNIMPROVED PROPERTY; AMENDING SECTION 82-134 – PARKING WITHIN MARKED PARKING STALLS; SECTION 82-135 PARKING IN COMMERCIAL DISTRICT; SECTION 82-136 – PARKING OF VEHICLES ON CITY RIGHTS-OF-WAY; SECTION 82-137 – ESTABLISHMENT AND DESIGNATION OF LIMITATIONS ON PARKING WHERE SIGNS ARE OFFICIALLY POSTED; ESTABLISHING DESIGNATION OF STREETS WHERE PARKING IS PROHIBITED AT ANY TIME; SECTION 82-138 – DESIGNATION OF STREETS WHERE STOPPING, STANDING OR PARKING IS PROHIBITED DURING CERTAIN HOURS; AMENDING SECTIONS 82-138 – 82-165 – RESERVED; DIVISION 2 - ENFORCEMENT SECTION 82-166 – VEHICLES PARKED IN VIOLATION OF REGULATIONS DEEMED NUISANCE; CONTINUOUS PARKING IN METERED OR RESTRICTED PARKING SPACES; SECTION 82-167 — NOTICE ON ILLEGALLY PARKED VEHICLE; SECTION 82-168 – ADMINISTRATIVE APPEALS; SECTION 82-169 — EVIDENTIARY PRESUMPTION; SECTION 82-170 PARKING VIOLATION HEARINGS; SECTION 82-171 — NOTICE OF EXCESSIVE PARKING VIOLATIONS TO STATE; ESTABLISHING SECTION 82-172 — FINES FOR VIOLATIONS; SECTION 82-173 PARKING VIOLATION AMNESTY PROGRAM; SECTION 82-174 - ADDITIONAL PENALTIES AND ENFORCEMENT TO INCLUDE IMMOBILIZATION, IMPOUNDMENT, AND USE OF A COLLECTION AGENCY; SECTION 82-175 — IMMOBILIZATION OR IMPOUNDMENT OF VEHICLES; SECTION 82-176 — RELEASE OF IMMOBILIZED OR IMPOUNDED VEHICLE; AMENDING SECTIONS 82-177 – 82-200 – RESERVED; DIVISION 3 — METERED PARKING SECTION 82-201 — TIME LIMITS; SECTION 82-202 — PARKING DECALS AND PARKING PERMITS; REMOVING SECTION 82-203 – PARKING PERMITS; AMENDING SECTION 82-205 — RATES GENERALLY; SECTION 82-206 — DEFACING OR INJURING METERS; ESTABLISHING SECTION 82-209 — ESTABLISHMENT OF EXCLUSIVE MOBILE PAYMENT ZONES; SECTION 82-210 LEASING OF METERED PARKING SPACES

TO BUSINESSES; SECTION 82-211 PUBLIC-PRIVATE JOINT USE PARKING AGREEMENTS; AMENDING SECTIONS 82-212 – 82-235 – RESERVED; DIVISION 4 — RESIDENTIAL PARKING PERMITS SECTION 82-239 — DESIGNATION OF CONTROLLED PARKING RESIDENTIAL AREAS; SECTION 82-240 — ELIGIBILITY AND CRITERIA FOR ESTABLISHMENT OF CONTROLLED PARKING RESIDENTIAL AREAS; SECTION 82-242 — SPECIAL PARKING PERMITS; SECTION 82-243 — PRIVILEGES AND RESTRICTIONS ON PERMITS; SECTION 82-244 – RESIDENTIAL PARKING PERMITS; REMOVING SECTION 82-245 “C” RESIDENTIAL PARKING PERMITS; DIVISION 5 — GENERAL PARKING PERMITS AMENDING SECTION 82-260 — METERED AND NON-METERED PARKING SPACE PERMITS; RENUMBERING SECTIONS ACCORDINGLY; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, CONSTRUCTION, PUBLICATION, AND AN EFFECTIVE DATE.

WHEREAS, notice of this Ordinance has been provided in accordance with applicable law; and

WHEREAS, the City Commission of the City of St. Pete Beach has determined that the specified amendments to the Code of Ordinances are necessary to ensure consistency with Florida Statutes.

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

SECTION 1. Recitals. The above recitals (“Whereas” clauses) are hereby adopted as legislative findings, purpose, and intent of the City Commission.

SECTION 2. The provisions in this Chapter pertaining to the City's Code of Ordinances are amended as follows:

SECTION 82-131 – PARKING AT DON VISTA COMMUNITY CENTER

- (a) The parking lot at the Don Vista Community Center shall be used for parking only by permit issued to persons who are using the community center. Persons not having a permit and using the community center are prohibited from parking in the center's parking lot.

- (b) The City shall post signs which provide, in some manner or form, that the parking lot at the Don Vista Community Center is reserved for parking for a vehicle whose operator has a permit and is using the community center. The signs may also provide for "Parking for community center users only. Must obtain permit inside. All others will be towed away." ~~no parking for persons not using the community center.~~

SECTION 82-132 – SPECIAL RESTRICTIONS FOR BUSES AND TAXICABS

The operator of a bus, including a tour bus of any kind, nature or description, wherein passengers are carried through the City or a taxicab shall not stop, stand or park upon any street in any district at any place or at any time other than at a bus stop or rider-share/taxicab zone stand, respectively. However, this section shall not prevent the operator of any such vehicle from temporarily stopping in accordance with other stopping, standing or parking regulations at any place for the purpose of and while engaging in the ~~expeditious~~ unloading or loading of passengers.

~~Sec. 82-133. – Parking on unimproved property.~~

- ~~(a) — It shall be unlawful for any person to park any motor vehicle on the unimproved property of another person where such property has been posted with a notice prohibiting parking. Any person who parks any motor vehicle on the unimproved property of another person shall have the burden of proving that permission or consent therefore has been granted, either by the owner of the property or by the City Manager.~~

- ~~(b) — Penalties for violation of subsection (a) of this section shall be assessed in accordance with section 1-14.~~

SECTION 82-134~~3~~– PARKING WITHIN MARKED PARKING STALLS

- (a) *Parking restrictions.* The following shall apply wherever the City has provided marked parking stalls, either upon City streets or upon City-maintained parking areas, except as provided in subsection (b) of this section:
- (1) All vehicles shall only be permitted to park within the marked stalls which have been provided on such streets or parking areas.
 - (2) No vehicle shall be entitled to be parked in more than one stall at any one time, unless its overall length is greater than the length of one stall, except on diagonal and perpendicular parking spaces.
 - (3) A vehicle must be parked with all of its wheels inside the parked stall unless, due to overall length as provided in subsection (a)(2) of this section, the vehicle's overall length is greater than the overall length of the provided stall.
 - (4) Only one ~~two~~ vehicles shall be parked within a single stall at any one time.

- a. When the stall is metered parking, only a single meter fee is required; ~~however, both~~ occupants shall be responsible to ensure that the meter fee is paid.
 - b. This subsection shall apply to both parallel, perpendicular and diagonal parking stalls.
- (5) The City Manager may waive the restrictions of this section in order to allow permitted special events or under such other circumstances as are deemed appropriate in the sole discretion of the City Manager.
- (b) *Exceptions.* The City maintains a municipal boat ramp situated at West Maritana and Casablanca, in the area between 30th and 35th Avenues, where the City has parking stalls designated for vehicles towing an attached boat trailer. single vehicle parking stalls and installed metered parking. These stalls are located on Casa Blanca Avenue between 35th Avenue/ Pinellas BayWay to Maritana Drive and Cabrillo Avenue between Maritana Drive to just approx. south of 3200 block Cabrillo Avenue. The restrictions provided in subsection (a) of this section shall not be applicable to metered stalls situated in this area for vehicles towing an attached boat trailer. One vehicle with attached boat trailer may occupy the marked stalls located in subsection (b) ~~two marked parking stalls and pay~~ are required to pay the established meter fee listed in appendix A to this Code ~~only a single meter fee~~ subject to the following:
 - (1) The vehicle and trailer are physically connected in the manner normally used for towing.
 - (2) The vehicle and the trailer occupy no more than one parking stall designated for vehicles towing an attached boat trailer ~~than two adjacent parking stalls.~~
 - ~~(3) The regular established meter fee shall be paid into the meter installed where the motor vehicle is parked. When the owner or operator of a motor vehicle with a boat trailer in tow complies with subsections (b)(1) and (2) of this section, no additional simultaneous meter fee would be required for the meter serving the stall occupied by the boat trailer.~~
 - ~~(3)~~(4) This exception shall apply only to parallel parking stalls.

SECTION 82-1354 PARKING IN COMMERCIAL DISTRICT

- (a) For the purpose of this section, the commercial business area is defined as Eighth Avenue in its entirety, east to west.
- (b) It shall be unlawful to park any vehicle between the hours of 8:00 a.m. and 6:00 p.m. on any day in any commercial business area for a period of longer than three ~~two~~ hours where signs are officially posted. However, the City Manager shall be authorized to further limit, restrict or prohibit parking within this area by the posting

of official signs. The changing of the parked position of a vehicle from one parking space directly to another parking space within either side of the same street or roadway shall be deemed one continuous parking period. Vehicles displaying a valid "D4R" permit pursuant to section 82-239 of this chapter, City code permits are exempt from the limit of three ~~two~~ hours.

- (c) The parking of any vehicle longer than the legal period of time as posted on official signs shall be unlawful and a violation of this section. No person shall cause, allow, permit or suffer any motor vehicle to be parked beyond the lawful or legal period of time permitted by subsection (a) of this section.

~~SECTION 82-1365 – PARKING OF BOATS, CAMPERS AND RECREATIONAL AND COMMERCIAL VEHICLES ON CITY RIGHTS-OF-WAY.~~

- (a) No person shall park a vehicle upon any City street or within the City rights-of-way for the principal purpose of:

- 1) Displaying a vehicle for sale
- 2) Displaying advertising
- 3) Storage, or junkage or dead storage for more than 24 hours.

- (b) No operator of a vehicle shall park a vehicle on a City owned or operated parking lot, garage or other City property overnight between the hours of 12:00 midnight and 6:00 am. The City Manager may waive this prohibition on a temporary basis where it is determined that such waiver is necessary. Vehicles parked overnight violating this subsection may be ticketed every two hours in violation or be subject to immobilization subject to Sec. 82.166. without notifying and first receiving approval from the City Manager or designee.

- (c) No operator of a vehicle that does not fall under subsection 82-136 (a) shall leave a vehicle parked and unmoved on any City street or within City rights-of-way, for a period longer than 72 hours, provided that such vehicle is not registered to an address immediately adjacent to the location where the vehicle is parked. The City Manager may waive this prohibition on a temporary basis where it is determined that such waiver is necessary.

- (d) No operator of a vehicle shall leave a vehicle parked within 10 ft of a mailbox between 8 a.m. and 5 p.m., except Sundays and holidays, unless such vehicle is registered to an address immediately adjacent to the location where the vehicle is parked. The City Manager may waive this prohibition on a temporary basis where it is determined that such waiver is necessary.
- (e) No operator of a vehicle shall leave a vehicle parked in a manner which blocks access to a commercial or residential dumpster accessible from City right of way.
- (f) The parking of boats, trailers, campers, recreational vehicles, commercial vehicles and trucks in excess of one-ton cab weight shall be prohibited on any City rights-of-way between the hours of 12:00 midnight and 6:00 a.m. The City Manager may waive this prohibition on a temporary basis where it is determined that such waiver is necessary.

~~The parking of boats, trailers, campers, recreational vehicles, commercial vehicles and trucks in excess of one ton cab weight shall be prohibited on any City rights-of-way between the hours of 12:00 midnight and 6:00 a.m. The City Manager may waive this prohibition on a temporary basis where it is determined that such waiver is necessary.~~

SECTION 82-1376 – ESTABLISHMENT AND DESIGNATION OF LIMITATIONS ON PARKING WHERE SIGNS ARE OFFICIALLY POSTED RESTRICTED PARKING ZONES

When necessary for the public convenience, necessity and safety, the City Manager is authorized prohibit, restrict or limit the parking time on any street where signs are posted giving notice of such prohibition, restriction or limitation for a period of 180 days and shall be confirmed by the City Commission through City resolution to extend the changes beyond the 180 day period. Except as otherwise provided in this Code, it shall be unlawful and a violation of this section for a person to park any vehicle or to permit or allow any vehicle registered in his name to park upon any street for a continuous period longer than the legal period of time as posted on official signs.

SECTION 82-1387 – DESIGNATION OF STREETS WHERE PARKING IS PROHIBITED AT ANY TIME

No person shall park a vehicle any time upon any street where signs are erected giving notice thereof.

SECTION 82-1398 – DESIGNATION OF STREETS WHERE STOPPING, STANDING OR PARKING IS PROHIBITED DURING CERTAIN HOURS

No person shall stop, stand or park a vehicle on a street between the hours as designated where signs are erected giving notice thereof.

- (a) ~~The following City streets shall require a "D" permit for parking from 8:00 a.m. to 8:00 p.m. every day on one side of the street, as designated on the City parking maps:~~

~~1st Avenue between Gulf Way and Pass-a-Grille Way;~~

~~12th Avenue thru 14th Avenue between Gulf Way and Pass-a-Grille Way;~~

~~17th Avenue thru 20th Avenue between Gulf Way and Pass-a-Grille Way;~~

~~22nd Avenue between Gulf Way and Pass-a-Grille Way;~~

~~25th Avenue between Sunset Way and Pass-a-Grille Way;~~

~~27th Avenue thru 30th Avenue between Sunset Way and Pass-a-Grille Way;~~

~~Sunset Way between 23rd Avenue and 24th Avenue;~~

~~Sunset Way between 28th Avenue and 30th Avenue;~~

~~1st Avenue West between 31st Avenue and 32nd Avenue;~~

~~32nd Avenue between Sunset Way and the beach; and~~

~~Pass-a-Grille Way between 7th Avenue and 3rd Avenue.~~

- (b) ~~The following City streets shall require a "D" permit for parking from 8:00 a.m. to 8:00 p.m. every day on each side of the street, as designated on the City parking maps:~~

~~2nd Avenue to 5th Avenue;~~

~~Sunset Way between 24th Avenue and 25th Avenue;~~

~~Sunset Way between 22nd Avenue and 23rd Avenue;~~

~~32nd Avenue between 1st Street West and the beach; and~~

~~One parking space on the west side of Casablanca Avenue at Cabrillo Avenue.~~

- ~~(c) The following City streets shall require a "D" permit for parking at any time every day on one side of the street, as designated on the City parking maps:~~

~~10th Avenue between Gulf Way and the alley before Pass-a-Grille Way;~~

~~11th Avenue between Gulf Way and Pass-a-Grille Way;~~

~~21st Avenue between Gulf Way and Pass-a-Grille Way;~~

~~23rd Avenue between Sunset Way and Pass-a-Grille Way; and~~

~~4 parking spaces on the south side of West Maritana Drive east of Casablanca Avenue.~~

- ~~(d) The following City streets shall require a "D" permit for parking at any time every day on each side of the street, as designated on the City parking maps:~~

~~6th Avenue between Gulf Way and Pass-a-Grille Way; and~~

~~7th Avenue between Gulf Way and Pass-a-Grille Way.~~

- ~~(e) The following City streets shall require a "B" permit for parking at any time every day on each side of the street, as designated on the City parking maps:~~

~~42nd Avenue between Belle Vista Drive and Poinsettia Drive; and~~

~~43rd Avenue between Belle Vista Drive and Moody Street.~~

- ~~(f) The following City streets shall require a "B" permit for parking from 8:00 a.m. to 8:00 p.m. every day on one side of the street, as designated on the City parking maps:~~

~~18 parking spaces on the west side of Beach Plaza between 70th Avenue and 71st Avenue.~~

- ~~(g) The following City streets shall require an "E" permit for parking from 8:00 a.m. to 8:00 p.m. every day on one side of the street, as designated on the City parking maps:~~

~~67th Avenue between Beach Plaza and Sunset Way; and~~

~~Eighteen parking spaces on the west side of Beach Plaza between 70th Avenue and 71st Avenue.~~

- (h) ~~The following City streets shall require an "E" permit for parking from 8:00 a.m. to 8:00 p.m. every day on each side of the street, as designated on the City parking maps:~~
- ~~68th Avenue to 70th Avenue between Beach Plaza and Sunset Way; and~~
- ~~Beach Plaza between 70th Avenue and 71st Avenue and~~
- ~~70th Avenue between Gulf Boulevard and Sunset Way.~~
- (i) ~~Parking in the locations designated on the following City streets shall be limited to 30 minutes, as designated on the City parking maps:~~
- ~~3 parking spaces on the west side Pass-a-Grille Way south from 9th Avenue;~~
- ~~3 parking spaces on the north side of 10th Avenue west from Pass-a-Grille Way;~~
- ~~1 parking space on the east side of the 800 block of Gulf Way;~~
- ~~1 parking space on the east side of 1300 block of Gulf Way;~~
- ~~1 parking space on the south side of 26th Avenue west of Pass-a-Grille Way;~~
- ~~3 parking spaces on the north side of 32nd Avenue west of Pass-a-Grille Way; and~~
- ~~The north side of the Don Vista Center.~~
- (j) ~~Parking on each side of the following City street shall be limited to three hours, between the hours of 8:00 a.m. and 6:00 p.m. every day, as designated on the City parking maps:~~
- ~~8th Avenue between Gulf Way and Pass-a-Grille Way. Vehicles displaying a valid "D" Permit are exempt from the limit of three hours.~~
- (k) ~~Parking in the main Don Vista Center parking lot shall be prohibited unless an event is scheduled by the City at the Don Vista Center.~~
- (l) ~~Parking on the west side of Gulf Way between 9th Avenue and 10th Avenue shall be limited to employees of the public concession stand at the beach.~~
- (m) ~~Parking on one side of the following City streets shall be prohibited at any time, as designated on the City parking maps:~~
- ~~1st Avenue between Gulf Way and Pass-A-Grille Way;~~
- ~~10th Avenue to 22nd Avenue between Gulf Way and Pass-A-Grille Way;~~
- ~~23rd Avenue to 30th Avenue between Sunset Way and Pass-A-Grille Way;~~
- ~~32nd Avenue between 1st Street West and Pass-A-Grille Way;~~

~~El Centro at the Don Vista Center;~~

~~West Maritana Drive between Alhambra Street and South Maritana Drive;~~

~~South Maritana Drive between West Maritana Drive and Granada Street, including East Maritana;~~

~~Alhambra Street between West Maritana and West Debazan Avenue;~~

~~West Debazan Avenue between East Debazan and South Maritana;~~

~~Debazan Avenue between Casablanca and Alhambra Street;~~

~~East Debazan between Alhambra Street and South Debazan Avenue;~~

~~Alfonzo Street between West Maritana Drive and West Debazan Avenue;~~

~~Granada Street between East Debazan Avenue and East Maritana Drive;~~

~~Barcelona Street between Debazan Avenue and East Maritana Drive;~~

~~Casablanca Avenue between 37th Avenue and Pinellas Bayway;~~

~~East Maritana Drive between 37th Avenue and Pinellas Bayway;~~

~~Belle Vista Drive between 41st Avenue and Belle Vista Drive East;~~

~~36th Avenue between El Centro and East Maritana Drive;~~

~~41st Avenue between Belle Vista Drive east to the end of the street;~~

~~46th Avenue between Gulf Boulevard and the east end of Lido Park;~~

~~49th Avenue;~~

~~51st Avenue between Gulf Boulevard and the beach;~~

~~51st Avenue between Gulf Boulevard and the east end;~~

~~55th Avenue between Aloha Drive and Leilani Drive;~~

~~Boca Ciega Isle Drive at the entrance;~~

~~58th Avenue between Gulf Boulevard and 2nd Street East;~~

~~64th Avenue between Gulf Winds Drive and 430 64th Avenue;~~

~~Gulf Winds Drive between 2nd St. East and 71st Avenue;~~

~~64th Avenue to 73rd Avenue between Sunset Way and Gulf Boulevard;~~

~~Sunset Way between 23rd Avenue and 24th Avenue;~~

~~Sunset Way between 25th Avenue and 26th Avenue;~~

~~Sunset Way between 29th Avenue and 30th Avenue;~~

~~Sunset Way between 64th Avenue and 67th Avenue;~~

~~1st Street West between 31st Avenue and 32nd Avenue;~~

~~Casablanca Avenue between 37th Avenue and Cabrillo Avenue; and~~

~~78th Avenue to 87th Avenue between Blind Pass Road and Boca Ciega Drive; and
Corey Circle.~~

~~(n) Parking on each side of the following City streets shall be prohibited at any time,
as designated on the City parking maps:~~

~~Pass-A-Grille Way between 13th Avenue and 32nd Avenue;~~

~~14th Avenue to 20th Avenue between Pass-A-Grille Way and the east end;~~

~~30th Avenue between Sunset Way and the beach;~~

~~31st Avenue between Sunset Way and Pass-A-Grille Way;~~

~~2nd Street West;~~

~~Cabrillo Avenue;~~

~~West Maritana Drive between Casablanca Avenue and Alhambra Street;~~

~~Belle Vista Drive between 44th Avenue and 41st Avenue;~~

~~37th Avenue between Gulf Blvd. and east Maritana;~~

~~44th Avenue between Gulf Boulevard and Moody Street;~~

~~45th Avenue between Gulf Boulevard and 2nd Street East;~~

~~Lido Drive between 1st Street East and 2nd Street East;~~

~~Punta Vista Drive;~~

~~Boca Ciega Isle Drive between Plaza Way and 520 Boca Ciega Isle Drive;~~

~~52nd Avenue between Gulf Boulevard and the beach;~~

~~55th Avenue between Gulf Boulevard and Aloha Drive;~~

~~Aloha Drive;~~

~~59th Avenue between Gulf Boulevard and Bimini Way;~~

~~Gulf Winds Drive between 2nd St. East and Gulf Blvd.;~~

~~64th Avenue between 1st Palm Point Street and 425 64th Avenue;~~

~~64th Avenue between Gulf Blvd. and Gulf Winds Drive;~~

~~67th Avenue between Gulf Blvd. and Gulf Winds Drive;~~

~~Sunset Way between 70th Avenue and 71st Avenue;~~

~~1st Street East between Lido Drive and 45th Avenue;~~

~~2nd St. East between Lido Drive and 45th Avenue; and~~

~~2nd St. East between 60th Avenue and Gulf Winds Drive.~~

- ~~(o) — Parking on one side of the following City streets shall be limited to the time for which payment of the parking fee has been made, between the hours of 8:00 a.m. and 8:00 p.m. every day, as designated on the City parking maps:~~

~~Pass-a-Grille Way between 1st Avenue and 7th Avenue;~~

~~Casablanca Avenue between Pinellas Bayway and Cabrillo Avenue;~~

~~51st Avenue between Gulf Boulevard and the beach;~~

~~67th Avenue between Beach Plaza and Sunset Way;~~

~~Sunset Way between 68th Avenue and 70th Avenue;~~

~~Gulf Winds Drive between 64th Avenue and 2nd St. East;~~

~~64th Avenue between Gulf Blvd. and Sunset Way;~~

~~Sunset Way between 64th Avenue and 66th Avenue; and~~

~~66th Avenue between Gulf Blvd. and Sunset Way.~~

- ~~(p) — Parking on each side of the following City streets shall be limited to the time for which payment of the parking fee has been made, between the hours of 8:00 a.m. and 8:00 p.m. every day, as designated on the City parking maps:~~

~~Gulf Way;~~

~~Pass-a-Grille Way between 7th Avenue and 12th Avenue unless otherwise posted; and~~

Beach Plaza between 67th Avenue and 70th Avenue.

(q) ~~Parking on the north side of 10th Avenue between Gulf Way and Pass-a-Grille Way shall require a "D" permit for parking at any time every day, or shall be limited to patrons of the museum, unless otherwise posted, as designated on the City parking maps.~~

(r) ~~Parking on the following City streets and parking lots shall be limited as hereafter designated, as shown on the City parking maps:~~

~~Lazarillo Park – Parking shall be for park users only;~~

~~Lido Park – 45th Avenue Lot – Parking shall be for park users only;~~

~~Lido Park – 46th Avenue Lot – Parking shall be for park users only, with the exception of four parking spaces designated "B" permit required from 8:00 a.m. to 8:00 p.m.;~~

~~Don Boat Ramp – "D" permit or "B" permit required with attached boat trailer, or any vehicle with attached boat trailer subject to payment of designated parking fee from 8:00 a.m. to 8:00 p.m.;~~

~~County Park – Parking is subject to payment of designated parking fee at any time;~~

~~44th Avenue parking lot – Five parking spaces designated "B", "D", or "E" permit required; two parking spaces designated "B" permit required "3" hour limit; one parking space designated "3" hour limit; Parking spaces designated "B" permit required "4" hour limit~~

~~Ron McKenney Park – Parking shall be for park users only;~~

~~Sunset Park – "B" permit required from 8:00 a.m. to 8:00 p.m. on the waterfront side;~~

~~Egan Park/Captiva Circle:~~

~~North side: No parking.~~

~~East side: Two waterfront parking spaces designated "Car parking only 24-hour limit"; 16 waterfront parking spaces designated "Vehicle with attached boat trailer only" and subject to payment of designated parking fee at any time. Parking fee and vehicle with boat trailer attached restriction waived during adult softball games for the six southernmost waterfront spaces.~~

~~Egan Park Southeast gravel lot: spaces designated for vehicle with attached boat trailer only. "X" permit required with attached boat trailer, or any vehicle with attached boat trailer subject to payment of designated parking fee at any time.~~

~~Egan Park Southwest gravel lot: Parking available for parking users and car parking with 24-hour limit~~

~~Egan Park 10 Spaces at Egan Park designated for park users only~~

~~South side of Captiva Circle – Designated "No Parking Anytime."~~

~~Egan Park gravel parking lot – "B" permit required for vehicle with attached boat trailer.~~

~~Don Vista parking lot:~~

~~South side: Don Vista parking only; and~~

~~North side: 15 spaces, Don Vista parking only.~~

- ~~(s) Parking in the locations designated on the following City streets shall be limited to 15 minutes, as designated on the City parking maps:~~

~~Corey Avenue parking spaces directly in front of the post office.~~

- ~~(t) The following City streets shall require a "B" permit for parking from 9:00 a.m. to 5:00 p.m. Saturdays, Sundays and holidays on one side of the street, as designated on the City parking maps:~~

~~Gulf Winds Drive between 64th Avenue and Bay St.; and~~

~~64th Avenue between Gulf Winds Drive and First Palm Point.~~

- ~~(u) The following City streets shall require a "B" permit for parking from 9:00 a.m. to 9:00 p.m. Saturdays, Sundays and holidays on each side of the street, as designated on the City parking maps:~~

~~64th Avenue between 425 64th Avenue and the east end of 64th Avenue;~~

~~67th Avenue between Gulf Winds Drive and Bay St.;~~

~~Bay St. between Gulf Winds Drive and 64th Avenue; and~~

~~First through Fourth Palm Points Streets.~~

- ~~(v) The following City streets shall require a "C" permit for parking at any time every day on one side of the street, as designated on the City parking maps:~~

~~East Maritana Drive between 37th Avenue and Pinellas Bay way;~~

~~Casablanca Avenue between 37th Avenue and Pinellas Bay way;~~

~~Casablanca Avenue at Cabrillo Avenue;~~

~~36th Avenue between Gulf Blvd. and East Maritana Drive;~~

~~37th Avenue between Gulf Blvd. and El Centro;~~

~~Alhambra South Maritana Drive between West Maritana Drive and Granada Street;~~

~~Alhambra Street between West Maritana and West Debazan Avenue;~~

~~West Debazan Avenue between East Debazan and South Maritana;~~

~~Debazan Avenue between Casablanca and Alhambra Street;~~

~~East Debazan between Alhambra Street and South Debazan Avenue;~~

~~Alfonzo Street between West Maritana Drive and West Debazan Avenue;~~

~~Granada Street between East Debazan Avenue and East Maritana Drive; and~~

~~Barcelona Street between Debazan Avenue and East Maritana Drive.~~

Secs. 82-1389 – 82.165. - Reserved

DIVISION 2 – ENFORCEMENT

SECTION 82-166 – ~~Separate offenses for overtime or prohibited parking.~~ VEHICLES PARKED IN VIOLATION OF REGULATIONS DEEMED NUISANCE; CONTINUOUS PARKING IN METERED OR RESTRICTED PARKING SPACES.

- a. ~~Any overtime parking or parking prohibited violation shall constitute a separate offense for every two hours that the motor vehicle remains in violation of such parking regulation. Any officer may ticket a motor vehicle parked in violation of this article or other City parking ordinances for each successive two-hour violation. The owner of any vehicle shall be held responsible for any vehicle found upon a street in violation of any provision of this chapter, or any ordinances(s) or executive order for emergency which regulates the stopping, standing or parking of vehicles. Nothing contained in this chapter shall limit the ability of the City to seek other enforcement action as may be permitted in the Code nor limit the ability of the City to enjoin a nuisance.~~
- b. It is unlawful for any vehicle in violation of this chapter to remain parked for more than two (2) hours after a ticket has been issued for violation of any provision of this chapter. For continuous parking beyond each two-hour period, a new offense shall be deemed to have occurred and the transportation and parking department is authorized to issue an additional ticket for each subsequent two-hour period.

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SECTION 82-167 — NOTICE ON ILLEGALLY PARKED VEHICLE

- (a) Whenever any motor vehicle without driver is found parked, stopped or standing in violation of any of the restrictions imposed by ordinance, the designated enforcement officer, as assigned by the City Manager upon finding such vehicle, shall take its registration number and may take any other information displayed on the vehicle, which may identify its user. The designated enforcement officer shall conspicuously affix to such vehicle a traffic citation or notice in writing for the driver to answer the charge within such time specified on the traffic citation or notice and at such place as designated on the traffic citation or notice.
- (b) Any person issued a parking ticket by an officer shall be deemed to be charged with a noncriminal violation and shall comply with the directions on the ticket. A civil penalty in the amount set forth in section 82-172 ~~82-174~~ of this chapter shall be imposed against the person issued the ticket. If payment is not received or a response to the ticket is not made within the time period specified on the ticket, the City shall notify the registered owner of the vehicle which was cited, by mail to the address given on the motor vehicle registration, of the ticket. Mailing the notice to this address shall constitute notification. Upon notification, the registered owner shall comply with the City's directive. ~~Any person who fails to satisfy the City's directive shall be deemed to waive the right to pay the applicable civil penalty. Notwithstanding the foregoing, the City may take any action deemed necessary to collect any outstanding civil penalties against any person, in any manner allowed by law. The City Manager or his/her designee may dismiss parking citations under certain extenuating circumstances. These circumstances may include, but are not limited to, an improperly displayed permit or meter receipt when a valid permit or receipt is later produced, disabled vehicle, verified official City business, ambulance transport, police department undercover vehicles, utility service providers, or verified meter malfunction.~~
- (c) ~~Any person who elects to appear before a designated official to present evidence shall be deemed to have waived his right to pay the civil penalty provisions of the ticket. The official, after a hearing, shall make a determination as to whether a parking violation has been committed and may impose a civil penalty not to exceed \$100.00 plus court costs. Any person who fails to pay the civil penalty within the time allowed by the court shall be deemed to have been convicted of a parking ticket violation, and the court shall take appropriate measures to enforce collection of the fine.~~

~~(a) Whenever any motor vehicle without driver is found parked, stopped or standing in violation of any of the restrictions imposed by ordinance, the officer finding such vehicle shall take its registration number and may take any other information displayed on the vehicle which may identify its user. The officer shall conspicuously affix to such vehicle a traffic citation or notice in~~

writing for the driver to answer the charge within such time specified on the traffic citation or notice and at such place as designated on the traffic citation or notice.

(b) Any person issued a parking ticket by an officer shall be deemed to be charged with a noncriminal violation and shall comply with the directions on the ticket. A civil penalty in the amount set forth in section 82-171 of this chapter shall be imposed against the person issued the ticket. If payment is not received or a response to the ticket is not made within the time period specified on the ticket, the City shall notify the registered owner of the vehicle which was cited, by mail to the address given on the motor vehicle registration, of the ticket. Mailing the notice to this address shall constitute notification. Upon notification, the registered owner shall comply with the City's directive. Any person who fails to satisfy the City's directive shall be deemed to waive the right to pay the applicable civil penalty. Notwithstanding the foregoing, the City may take any action deemed necessary to collect any outstanding civil penalties against any person, in any manner allowed by law. The City Manager or his/her designee may dismiss parking citations under certain extenuating circumstances. These circumstances may include, but are not limited to, an improperly displayed permit or meter receipt when a valid permit or receipt is later produced, disabled vehicle, verified official City business, ambulance transport, police department undercover vehicles, utility service providers, or verified meter malfunction.

SECTION 82-168 – ADMINISTRATIVE APPEALS

- (a) Any person issued a parking ticket may request to have their ticket reviewed through the City's administrative review process. Requests for an administrative review must be submitted in writing, within 30 days of the issuance of the citation. A person requesting an administrative review must provide to the City a valid e-mail address or mailing address for which the City can contact them by. The City Manager or his/her designee may dismiss parking citations under certain extenuating circumstances. These circumstances may include, but are not limited to, an improperly displayed permit or meter receipt when a valid permit or receipt is later produced, disabled vehicle, verified official City business, ambulance transport, police department undercover vehicles, utility service providers, or verified meter malfunction. The City Manager may adopt reasonable rules and regulations necessary for the administration of this subsection.
- (b) Any person whose administrative review was denied, may elect to appear before a designated official, to present evidence shall be deemed to have waived his right to pay the civil penalty provisions of the ticket, pursuant to Sec 82-170. The official, after a hearing, shall make a determination as to whether a parking violation has been committed and may impose a civil penalty not to exceed \$100.00 plus court costs, with the exception of violations of Florida S.S 316.1955 or 316.1956 where in the fine imposed may be up to \$250, plus court costs. Any person who fails to pay the civil penalty within the time allowed by the court shall be deemed to have been convicted of a parking ticket violation, and the City shall take appropriate measures to enforce collection of the fine.

SEC 82-169 SECTION 82-168 – EVIDENTIARY PRESUMPTION

- (a) In any prosecution charging a violation of any section of this article or any ordinance governing the stopping, standing, parking or operating of a vehicle, proof that the particular vehicle described in the complaint was parked or operated in violation of any such ordinance or regulation, together with proof that the defendant named in the complaint was at the time of such parking or operating the registered owner of such vehicle, shall constitute in evidence a prima facie presumption that the registered owner of such vehicle was the person who stopped, stood, parked or operated such vehicle at the point where and for the time during which such violation occurred.
- (b) The owner of a vehicle is responsible and liable for payment of any parking ticket violation unless the owner can furnish evidence that the vehicle was, at the time of the parking violation, in the care, custody, or control of another person. In such instances, the owner of the vehicle is required, within a reasonable time after notification of the parking violation, to furnish to the City an affidavit setting forth the name, address, and driver's license number of the person who leased, rented or otherwise had the care, custody or control of the vehicle. The affidavit submitted pursuant to this subsection shall be admissible in a proceeding charging a parking ticket violation and shall raise the rebuttable presumption that the person identified in the affidavit is responsible for payment of the parking ticket violation. The owner of a vehicle is not responsible for a parking ticket violation if the vehicle involved was, at the time, stolen or in the care, custody or control of some person who did not have permission of the owner to use the vehicle.

SECTION 82-170 SECTION 82-169 – PARKING VIOLATION HEARINGS

- (a) A hearing may be requested by the person receiving a citation under this division of the cited vehicle's registered owner for the purpose of presenting evidence before a traffic hearing officer concerning an alleged parking violation. Any person requesting a hearing shall execute a statement on a form prepared by the City indicating his or her willingness to appear at such hearing at a time and place specified thereon. If a hearing is not requested, in writing, within 10-15 days from receiving a denial letter of their administrative appeal ~~of the issuance of the citation~~, the right to a hearing shall be deemed waived and no further hearing on the violation shall be required. A certification by the transportation and parking department that the denial letter was mailed to the physical address or e-mail address provided on administrative appeal form constitutes prima facie evidence that the person received on the letter was served with the notice. The City commission shall designate one or more hearing officers from time to time to conduct hearings as

provided herein. Said hearing officers shall be attorneys, members in good standing of the Florida Bar and shall have been practicing law in the State of Florida for at least five years.

- (b) All hearings under this section shall be conducted insofar as practical in accordance with the Florida Evidence Code. However, the general nature of the hearing shall be conducted in an informal manner. All irrelevant, immaterial or unduly repetitious evidence shall be excluded, but all other evidence of a type commonly relied upon by reasonable and prudent persons in the conduct of their affairs shall be admissible whether or not such evidence would be admissible in a trial in the courts of Florida. Any part of the evidence may be received in written form and all testimony of parties and witnesses shall be made under oath. Hearsay evidence may be used for the purpose of supplementing or explaining other evidence but shall not be sufficient in itself to support a finding, unless it would be admissible over objection in civil actions. Any interested party or person may make application and upon good cause shown may be allowed by the hearing officer, in the reasonable exercise of such officer's discretion, to intervene in a pending proceeding. At the conclusion of the hearing, the hearing officer may dismiss the citation or issue an appropriate fine in accordance with this division. All orders shall be in writing and shall be signed and dated by the hearing officer. Such fine may be collected by the City in any manner allowable by law. ~~An order of the hearing officer may be appealed by any party receiving an adverse ruling by filing a petition for writ of certiorari in the circuit court within 30 calendar days from the date the order was issued.~~

SECTION 82-1710 — NOTICE OF EXCESSIVE PARKING VIOLATIONS TO STATE

~~The transportation and parking department clerk of the court or the traffic violations bureau shall supply the state department of highway safety and motor vehicles in the form acceptable to the state with a magnetically encoded computer tape reel or cartridge or send by other electronic means data which is machine readable by the installed computer system at the department, listing persons who have three or more outstanding parking violations, including violations of F.S. § 316.1955 or F.S. § 316.1956. The state department of highway safety and motor vehicles shall mark the appropriate registration records of persons so reported. The provisions of F.S. § 320.03(8) shall apply to each person whose name appears on such list.~~

SECTION 82-1724 — FINES FOR VIOLATIONS

The following fines shall be charged for certain parking violations:

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Offense	Initial Fine	After 30 days 15 days	Administrative Fee After 30 days
(1) Overtime parking	\$25.00 \$50.00	\$50.00 \$65.00	<u>\$15.00</u>
(2) Improper parking	\$30.00 \$50.00	\$60.00 \$65.00	<u>\$15.00</u>
F(3) Double parking	\$30.00 \$60.00	\$60.00 \$75.00	<u>\$15.00</u>
(4) No parking zone	\$30.00 \$50.00	\$60.00 \$65.00	<u>\$15.00</u>
(5) Motor running unattended	\$30.00 \$50.00	\$60.00 \$65.00	<u>\$15.00</u>
(6) Keys in ignition	\$30.00 \$50.00	\$60.00 \$65.00	<u>\$15.00</u>
(7) Other	\$30.00 \$50.00	\$60.00 \$65.00	<u>\$15.00</u>
(8) Parking in space reserved for disabled persons	\$250.00 \$255.00	\$500.00 \$270	<u>\$15.00</u>
(9) Parking in front of fire hydrant	\$30.00 \$100.00	\$60.00 \$115	<u>\$15.00</u>
(10) Parking on streets or lots restricted to specific permit parking	\$30.00 \$60.00	\$60.00 \$75.00	<u>\$15.00</u>

SECTION 82-173 PARKING VIOLATION AMNESTY PROGRAM

The City Manager may from time to time declare periods of amnesty in which the fines imposed after 30 days under Section 82-172, may be waived or reduced. Such periods of amnesty and the terms thereof may be established upon a finding by the City Manager that they are likely to have the effect of increasing revenues to the City. The City may adopt reasonable rules and regulations necessary for the administration and enforcement of this subsection.

SECTION 82-174 - ADDITIONAL PENALTIES AND ENFORCEMENT TO INCLUDE IMMOBILIZATION, IMPOUNDMENT, AND USE OF A COLLECTION AGENCY

(a) Purpose and intent. The City has made substantial efforts to ensure that persons who violate the City's parking regulations pay their fines and those efforts have generally been successful. However, there remains a significant number of persons who refuse to pay their fines while generally accruing additional violations. The purpose of this regulation is to help enforce the City's parking regulations by ensuring that persons who violate these regulations pay their fines.

(b) An immobilization device may be attached to a vehicle which prevents the vehicle from being moved under its own power under the following conditions:

- (1) There is one outstanding and overdue parking violation notice for parking in a space lawfully designated for disabled parking, or there are three or more outstanding and overdue parking citations issued to the vehicle and/or other vehicles owned by the same person, and for which no hearing has been requested;
 - (2) The registered owner of the vehicle has been given written notice by mail that the provisions of this section will be enforced against the vehicle unless, not more than ten calendar days from the date of the notice, the owner shall pay the City, in cash or by credit card, the civil fines and penalties for all such outstanding parking citations; and
 - (3) The registered owner of the vehicle has failed or refused to pay such civil fines and penalties.
- (c) The immobilization device may be attached to the vehicle if it is in a right-of-way or other City property, such as a City parking lot or parking garage; except that no vehicle shall be immobilized within the travel portion of any street or in any portion of any street when immobilization at such place would create a hazard to the public.
- (d) At the time that an immobilization device is attached to a vehicle, a notice shall be affixed to the windshield or to the left front window stating:
- (1) That the immobilization device has been attached and cautioning the operator not to attempt to operate the vehicle or to attempt to remove the immobilization device;
 - (2) The total amount of civil fines and penalties assessed under the citations for which the vehicle is immobilized;
 - (3) The charge for removal of the immobilization device; and

- (4) The location to which the owner or operator must go in order to pay the civil fines and penalties and removal charge and have the immobilization device removed from the vehicle.
- (e) Except as provided in this section, the immobilization device shall be removed from the vehicle only upon payment of the civil fines and penalties assessed under the citations for which the vehicle has been immobilized, plus the removal charges.
- (f) The City of Pinellas County Sheriff's office may cause to be towed and impounded any vehicle immobilized under this section if payment in full of all fines and charges have not been made within 24 hours of the attachment of the immobilization device. If an immobilized vehicle is towed and impounded pursuant to this subsection, the owner or operator shall pay the cost of towing and impounding prior to the release of the vehicle, in addition to the fines and charges for which the vehicle was immobilized.
- (g) Upon payment of all civil fines and penalties, the owner or operator of a vehicle which has been immobilized with an immobilization device shall have the right to request an administrative hearing for the purpose of determining whether such vehicle was properly immobilized in accordance with the terms of this section. The owner or operator has the option of paying the removal charge to have the immobilization device removed subject to the administrative hearing being held in accordance with this section. Otherwise, the immobilized vehicle is subject to towing as provided in this section. Any request for an administrative hearing must be made to the parking department in writing no later than 12:00 p.m. on the next business day after the vehicle was immobilized. The owner or operator requesting the hearing shall receive notice of the date, time and place of the hearing at the time the request is delivered to the parking department. The hearing will be conducted in accordance with Section 82-170. If, upon the conclusion of the hearing, the hearing officer determines that the vehicle was properly immobilized in accordance with the terms of this section, removal charges shall be retained by the City. If the City designee determines that the vehicle was not properly immobilized in accordance with this section, the immobilization device shall be removed immediately, and the removal charge will be returned to the owner or operator. Any vehicle owner/operator exercising his right to appeal under this subsection shall be deemed to have exhausted his administrative remedies once a decision has been rendered by the hearing officer.
- (h) The removal charge for the authorized removal of an immobilization device is hereby established in the amount of \$30.00.
- (i) It shall be unlawful for any person to tamper with an immobilization device or remove such device without proper authorization from the City. In addition to the penalties

for a violation of this section, any person tampering with an immobilization device shall pay the City for any damage to the immobilization device.

(j) This section shall apply to all parking fines which are unpaid as of the effective date of the ordinance from which this section is derived.

(k) The City may choose to hire the services of a collection agency to collect on outstanding parking tickets which are in delinquent status for more than 180 days.

(l) The City may choose to hire the services of a towing company to assist with the enforcement of immobilization and impoundment.

SECTION 82-175 — IMMOBILIZATION OR IMPOUNDMENT OF VEHICLES

(a) Immobilization referred to in this chapter shall be by an immobilization device attached to the vehicle at the place where it is found, except that no vehicle shall be immobilized on private property or within the traveled portion of any street or on any portion of a street when immobilization at such place would create a hazard to the public or to the traffic. At the same time as the immobilizing device is attached to the vehicle, a warning notice shall be affixed to the windshield or other prominent place on the vehicle stating that the immobilizing device has been so attached, cautioning the operator not to attempt to operate the vehicle while the immobilizing device is still attached and informing the operator that the vehicle is under immobilization, the reason for the immobilization, and where the proper person must go in order to arrange for the removal of the immobilization device or request a post-immobilization hearing. Immobilization fees shall be paid to the transportation and parking department. A person with standing who wishes to request a post-immobilization hearing in front of a hearing officer shall follow the procedure set out under section 82-174 of this chapter.

(b) Impoundment referred to in this chapter shall be done in accordance with on F.S. § 713.78. Impoundment of a vehicle under this chapter will require the Pinellas County Sheriff's Office to authorize the vehicle to be removed to a police impound lot. A vehicle impounded under this chapter will be subject to all liens and terms described under F.S. § 713.78, in addition to payment of all penalties and costs that are due. A person wishing to challenge the immobilization of a vehicle shall follow the procedure described under F.S. § 713.78. The transportation and parking department will establish a procedure for sending notice to the owner that the vehicle has been impounded along with the reason

for the impoundment, location of the vehicle, and the process for obtaining the vehicle. The City will also ensure a notice is sent as required under F.S. § 713.78. Upon request, a person whose vehicle has been immobilized shall be provided with an itemized list of all penalties and costs owed which resulted in the immobilization. A vehicle impounded as authorized under section 82-174, relating to delinquent status, or as authorized under section 82-174, relating to habitual parking status, shall be released upon proof of payment of penalties and costs to the transportation and parking department or a release from the transportation and parking department along with payment of all costs related to the impoundment.

(c) The transportation and parking department shall establish a procedure for the immediate removal of an immobilization device when a person pays all past due penalties and costs and an immobilization fee as established by resolution, and there are no more tickets in delinquent status.

SECTION 82-176 — RELEASE OF IMMOBILIZED OR IMPOUNDED VEHICLE

- (a) An immobilized vehicle under this chapter may be released by the City upon: payment of all parking fines, costs, and immobilization fees; a parking division review determination to release the immobilization device without penalty; or upon a hearing officer finding in favor of the person challenging the immobilization.
- (b) A vehicle impounded under this chapter may be released upon: payment of all parking penalties, costs, towing, storage, and administrative fees in accordance with F.S. § 713.78; or upon the posting of a cash or surety bond totaling all applicable amounts owed until the disposition of any hearing held in accordance with section F.S. § 713.78. A person who posts a bond under this section and fails to file a complaint within the time period required under F.S. § 713.78 shall have waived his or her right to a hearing and the total amount of the posted bond shall be forfeited to the City.

SECTION 82-1772 — 82-200 — RESERVED

DIVISION 3 — METERED PARKING

SECTION 82-201 — TIME LIMITS

When parking meters are erected on any public thoroughfare giving notice thereof, no person shall stop, stand or park a vehicle in any metered parking zone for a period of time longer than designated by the parking meters upon the deposit of a coin or credit card transaction in United States currency of the designated denomination. The payment of a parking meter is required from 8 am to 8 pm on all City metered parking spaces, except for the County Beach Access Park, which a meter payment is required 24 hours a day.

SECTION 82-202 — PARKING DECALS AND PARKING PERMITS

- (a) Parking decals and hang tag permits shall be valid from January 1 through December 31 of each year. The purchase price of a parking permit shall not be prorated or reduced if the parking permit is purchased after January 1.
- (b) The City may adopt reasonable rules and regulations necessary for the administration and enforcement of this subsection.
- (c) Parking decal and hang tag permit fees shall be established by resolution of the City commission and listed in appendix A to this Code.
- (d) Parking permits in the form of decals are not transferrable. Parking permits in the form of hang tags are transferable.
- (e) Lost permits or hang tag permits can be replaced up to a maximum of one time per year at an additional fee established by resolution of the City commission and listed in appendix A to this Code.
- (f) The holder of a residential parking permit shall be permitted to stand or park a motor vehicle displaying the permit and operated by him in any designated residential controlled parking area during such times and places as the parking of motor vehicles therein is permitted. While a vehicle for which a residential parking permit has been issued is so parked, such permit shall be permanently affixed on the left rear bumper of the vehicle. A residential parking permit shall not guarantee or reserve to the holder of the permit a parking space within a designated controlled parking residential area.
- (g) A residential parking permit shall not authorize the holder to stand or park a motor vehicle in such places or during such times as the stopping, standing or parking of a motor vehicle is prohibited or set aside for specified types of

vehicles, nor shall it exempt the holder from the observance of any traffic regulation within the controlled parking residential area.

- (h) No person, other than the permittee named on the permit, shall use the residential parking permit or display it on a vehicle operated or parked, and any such use or display by a person other than the permittee shall constitute a violation of this division by the permittee and by the person who so used or displayed such parking permit. Any owner or his agent who permits use of the parking permits authorized in this subsection in violation of this subsection or in violation of any administrative rules or regulations shall be denied eligibility to purchase such permits for a period of one year following a finding of such violation, after hearing before the City Manager. The City, through the transportation and parking department police department, is authorized to revoke the residential parking permit of any permittee found to be in violation of this division and, upon written notification thereof, the permittee shall surrender such permit to the transportation and parking department police department. Failure, when so requested, to surrender a residential parking permit so revoked shall constitute a violation of this division.
- (i) It shall constitute a violation of this division for any person to falsely represent himself as eligible for a residential parking permit or to furnish any false information in an application to obtain a residential parking permit.
- (j) Parking permit fees shall be established by resolution of the City commission and listed in appendix A to this Code.
- (k) The following rules shall apply to specific parking permits:

Permit/Decal Name	Eligibility	Allowed Use	Allowed Quantity
Resident Permits			
<u>B Decal (General Residents)</u>	<u>Any resident of the City, as defined in section 82-1, or nonresident owning property within the City may purchase a parking decal for a fee. Board members shall be provided with one free decal for their personal use.</u>	<u>Exempts the holder from parking meter fees City-wide, except County Park and the metered parking spaces designated for vehicles with attached boat trailer at the Don Boat Ramp and Egan Park.</u>	<u>One permit per resident or nonresident meeting the requirements outline in Sec. 82-2.</u>
<u>2R-U Decal (Resident Yearly)</u>	<u>Any resident as defined in section 82-1 and meeting the requirements in section 82-2</u>	<u>"2R-U" decals exempt the holder thereof from the payment of parking meter</u>	<u>One permit per resident or</u>

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	<u>of Gulf Winds Condominium, Friendly Native, Raymar Apartments, Starlite Towers Condominium, or 70th Avenue, shall be allowed to purchase a "2R-U" parking permit for those vehicles, in the form of a decal.</u>	<u>fees City-wide, except County Park and the metered parking spaces designated for vehicles with attached boat trailer at the Don Boat Ramp and Egan Park. Also, shall allow the holder to park within spaces marked "2R-U or B permit parking only".</u>	<u>nonresident meeting the requirements outline in Sec. 82-2. of Gulf Winds Condominium, Friendly Native Condominium, Raymar Apartments, Starlite Towers Condominium or 70th Avenue.</u>
<u>2R-U Hang Tag (Resident Transferable)</u>	<u>Any resident as defined in section 82-1 and meeting the requirements in section 82-2 of Gulf Winds Condominium, Friendly Native, Raymar Apartments, Starlite Towers Condominium, or 70th Avenue, may purchase a "2R-U" hang tag permit.</u>	<u>Exempt the holder thereof from the payment of parking meter fees within the Upham Beach area and shall allow the holder to park within spaces marked "B permit parking only" anywhere within the Upham Beach area, defined as the following: 6700-6900 Sunset Way; 6700-7000 Beach Plaza; 67th, 68th, 69th and 70th Avenues.</u>	<u>One Hang Tag permit per condominium or property.</u>
<u>3R-B Decal (Resident Yearly)</u>	<u>Residents of Belle Vista, Lido Beach, and Boca Ciega Isle communities.</u>	<u>Allows the holder to park at the 44th Avenue community lot or streets designated "3R-B parking only" and exempts the holder from City-wide parking meter fees, except County Park and the metered parking spaces designated for vehicles with attached boat trailer at the Don Boat Ramp and Egan Park.</u>	<u>One permit per resident or nonresident meeting the requirements outlined in Sec. 82-2 registered to an address within the Belle Vista, Lido Beach, and Boca Ciega Isle communities.</u>
<u>3R-D (Resident Yearly)</u>	<u>Any resident of the City, as defined in section 82-1, who resides on a "3R-D" street as defined to include the streets listed in a resolution adopted by the City Commission, shall be allowed to purchase a "3R-D" parking permit in the form of a decal.</u>	<u>The holder of a "3R-D" residential parking permit shall be permitted to stand or park a motor vehicle displaying the permit in a "3R-D" designated residential controlled parking area during such times and places as the parking of motor vehicles therein is permitted and is exempt paying meter fees City-wide, except County</u>	<u>One permit per resident or nonresident meeting the requirements outline in Sec. 82-2 residing on a "3R-D" street as defined in a resolution adopted by the City Commission</u>

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		<u>Park and the metered parking spaces designated for vehicles with attached boat trailer at the Don Boat Ramp and Egan Park..</u>	
<u>3R-D (Resident Transferable)</u>	<u>Each residential dwelling located on a "3R-D" street as defined in a resolution adopted by the City Commission, shall be also be allowed to purchase a temporary "3R-D" hang tag.</u>	<u>The holder of a "3R-D" hang tag residential parking permit shall be permitted to stand or park a motor vehicle displaying the permit in a "3R-D" designated residential controlled parking area during such times.</u>	<u>One Hang Tag permit per residential dwelling property.</u>
<u>4R Decal (Resident Yearly)</u>	<u>Any resident of the City, as defined in section 82-1, who resides on a "4R" street as defined in a resolution adopted by the City Commission or whose residential property abuts a metered parking space in Pass-a-Grille shall be allowed to purchase a "4R" parking permit for those vehicles, in the form of a decal.</u>	<u>The holder of a "4R" residential parking permit shall be permitted to stand or park a motor vehicle displaying the permit in a "4R" designated residential controlled parking area during such times and places as the parking of motor vehicles therein is permitted and is exempt paying meter fees City-wide, except County Park and the metered parking spaces designated for vehicles with attached boat trailer at the Don Boat Ramp and Egan Park..</u>	<u>One permit per resident or nonresident meeting the requirements outline in Sec. 82-2. residing on a "4R" street as defined in a resolution adopted by the City Commission.</u>
<u>4R Hang Tag (Resident Transferable)</u>	<u>Each residential dwelling located on a "4R" street as defined in a resolution adopted by the City Commission or abuts a metered parking space in Pass-a-Grille shall be also be allowed to purchase a temporary "4R" hang tag.</u>	<u>The holder of a "4R" residential parking permit shall be permitted to stand or park a motor vehicle displaying the permit in a "4R" designated residential controlled parking area during such times.</u>	<u>One Hang Tag permit per residential dwelling property.</u>

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Business Permits			
<u>4B Decal (Businesses in Pass-a-Grille)</u>	<u>Employees of on-premises businesses in Pass-a-Grille shall be issued as follows: The owner or his agents of any business operated on premises located only in the Pass-a-Grille area and south of 31st Avenue shall be entitled to purchase parking permits for full-time or part-time employees in the form of a decal.</u>	<u>Permits shall be displayed in accord with regulations adopted by the City, and when so displayed shall exempt the holder thereof from parking meter fees within the Pass-a-Grille area only during those hours when the holder is actively engaged in his employment on the eligible premises.</u>	<u>One permit per full time or part time employees meeting the requirements outlined in subsection 82-2 (c)</u>
<u>4B-H Hang Tag Permit (Hotels in PAG)</u>	<u>May be issued to registered temporary lodging units in Pass-a-Grille as follows:</u> <u>Each owner of real property legally registered with the City as a temporary lodging business in Pass-a-Grille, which abuts a street upon which the City has installed parking meters along the frontage of that real property, is located on Eighth Avenue, or due to historical purposes is not able to provide off street parking is entitled to purchase a permit exempting the holder thereof from the payment of parking meter fees anywhere within the Pass-a-Grille area.</u> <u>These permits shall be controlled in such a way to restrict their use only to the property owners and bona fide guests residing on the property subject to receipt of the permits.</u>	<u>Only vehicles displaying 4B-H permits issued under this subsection shall be entitled to park without payment of meter fees at parking metered spaces within Pass-a-Grille only.</u>	<u>The owner or his agents of the temporary lodging business is allowed to purchase one permit per temporary lodging unit. Additional permits may be purchased up to the total of one half of the number of temporary lodging units on the property. Lost or stolen permits can be replaced up to a maximum of three time per year at an additional fee.</u>

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4B-M Hang Tag Permit (Merry Pier Permits)	<u>Permits for watersport businesses at Merry Pier. Operators of commercial watersports business, who possess a current and valid occupational license for such business at the Merry Pier, may purchase one-day parking permits from the City for resale at the same price to their legitimate customers.</u>	<u>Proper display of such permit will only exempt the permit holder from payment of parking meter fees in Pass-a-Grille when engaged in a commercial watersport through a vendor at the Merry Pier for the date which appears on the face of the permit. The parking permit must be properly displayed.</u>	<u>May purchase one-day parking permits, as needed.</u>
Other Permits			
G Decal (Government)	<u>1) City employees and City Commission members shall be provided with one free parking decal to conduct official City business. (2) Parking decal shall be valid to employees throughout their employment. Those employees, who either resign or are terminated must provide their parking decal back to the City.</u>	<u>Exempts the holder from parking meter fees and enables the holder to park anywhere in the City.</u>	<u>One per City commissioner or employee.</u>
T Decal (Boat Trailer)	<u>Any resident of the City, as defined in section 82-1, or nonresident owning property within the City may purchase a parking decal for their vehicle with an attached boat trailer.</u>	<u>Exempts the holder from parking meter fees at the City's boat ramp parking facilities designated for vehicles with attached boat trailer at the Don Boat Ramp and Egan Park Boat Ramp</u>	<u>No more than one parking decal shall be issued per household.</u>
C Hang Tag Permit (Contractor)	<u>May be issued to public and private contractors performing work in the City within a restricted parking zone, as follows:(1) To be eligible to obtain a parking permit, the contractor shall be required to obtain a building permit or other approval from the City and the scope of work is expected to last 3 or more days to complete. (2) Permits shall be valid from the date of purchase through the length of work, as determined at the time the City building permit or City approval is issued. They shall not be prorated. The date of purchase shall be</u>	<u>Valid for parking in permit restricted parking areas.</u>	<u>A maximum of 5 parking permits can be purchased per approved building permit. The City Manager may waive the restrictions of this section under circumstances deemed appropriate in the sole discretion of the City Manager.</u>

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	<u>plainly stamped on each permit.</u>		
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~~(a) "B" parking decals, exempting the holder from parking meter fees, may be issued to the following persons:~~

- ~~(1) Any resident of the City, as defined in section 82-1, or nonresident owning property within the City may purchase a parking decal for a fee established by resolution of the City commission and listed in appendix A to this Code.~~
- ~~(2) City employees, board members and volunteers shall be provided with one free parking decal for their personal use by the City Manager. Nonresident City employees may purchase one additional decal at the resident rate.~~

~~(b) Not more than two parking decals shall be issued per dwelling for any class of persons described in subsection (a) of this section. Decals shall not be transferrable.~~

~~(c) Parking decals shall be valid from January 1 through December 31 of each year. The purchase price of a parking decal shall not be prorated or reduced if the parking decal is purchased after January 1.~~

~~(d) The City Manager shall establish rules and regulations regarding the use of parking decals.~~

(e) ~~"E" hang tag permits. Parking permits for Gulf Winds Condominium, Friendly Native Condominium, Ramar Apartments, Starlight Towers Condominium and residents of the City, as defined in section 82-1, between Gulf Boulevard and Sunset Way, shall be obtained as follows:~~

~~(1) Issuance of permits shall be subject to the following:~~

~~a. The record title owner of a condominium unit at the Gulf Winds Condominium or Friendly Native Condominium or the lessee under written lease with a term of not less than one year for a unit at the Gulf Winds Condominium, Friendly Native Condominium, Ramar Apartments, or Starlite Towers Condominium may purchase one permit per each bedroom of the unit exempting the holder thereof from the payment of parking meter fees within the Upham Beach area and~~

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shall allow the holder to park within spaces marked "B permit parking only" anywhere within the Upham Beach area, defined as the following: 6700-6900 Sunset Way; 6700-7000 Beach Plaza; 67th, 68th, 69th and 70th Avenues.

b. ~~Not more than two "E" hang tags shall be issued per dwelling on 70th Avenue between Gulf Boulevard and Sunset Way.~~

(1) ~~Any resident of the City, as defined in section 82-1, or nonresident owning property within the City may purchase a parking decal for a fee established by resolution of the City commission and listed in appendix A to this Code.~~

(2) ~~City employees, board members and volunteers shall be provided with one free parking decal for their personal use by the City Manager. Nonresident City employees, board members and volunteers may purchase one additional decal at the resident rate.~~

(3b) ~~Not more than two parking decals shall be issued per dwelling for any class of persons described in subsection (a) of this section. Decals shall not be transferrable.~~

(4) (c) ~~Parking decals shall be valid from January 1 through December 31 of each year. The purchase price of a parking decal shall not be prorated or reduced if the parking decal is purchased after January 1.~~

(5) (d) ~~The City Manager shall establish rules and regulations regarding the use of parking decals.~~

(e) ~~"E" hang tag permits. Parking permits for Gulf Winds Condominium, Friendly Native Condominium, Ramar Apartments, Starlight Towers Condominium and residents of the City, as defined in section 82-1, between Gulf Boulevard and Sunset Way, shall be obtained as follows:~~

(1) ~~Issuance of permits shall be subject to the following:~~

a. ~~The record title owner of a condominium unit at the Gulf Winds Condominium or Friendly Native Condominium or the lessee under written lease with a term of not less than one year for a unit at the Gulf Winds Condominium, Friendly Native Condominium, Ramar Apartments, or Starlite Towers Condominium may purchase one permit per each bedroom of the unit exempting the holder thereof from the payment of parking meter fees within the Upham Beach area and shall allow the holder to park within spaces marked "B permit parking only" anywhere within the Upham Beach area, defined as the following: 6700-6900 Sunset Way; 6700-7000 Beach Plaza; 67th, 68th, 69th and 70th Avenues.~~

b. ~~Not more than two "E" hang tags shall be issued per dwelling on 70th Avenue between Gulf Boulevard and Sunset Way.~~

~~(b) "G" parking decals, exempting the holder from parking meter fees and enables the holder to park anywhere in the City while conducting official business, may be issued to the following persons:~~

~~(1) City employees and City Commission members shall be provided with one free parking decal to conduct official business by the City Manager.~~

~~(2) Parking decal shall be valid to employees and commission members throughout their employment or elected term. Those employees or commission members, who either resign, are terminated, or elected term has expired must provide their parking decal back to the City.~~

~~(c) "T" parking decals, exempting the holder from parking meter fees at the City's boat ramp parking facilities at the Don Boat Ramp and Egan Park Boat Ramp, may be issued to the following persons:~~

~~(1) Any resident of the City, as defined in section 82-1, or nonresident owning property within the City may purchase a parking decal for a fee established by resolution of the City commission and listed in appendix A to this Code.~~

~~(2) No more than one parking decal shall be issued per dwelling for any class of persons described in subsection (a) of this section. Decals shall not be transferrable.~~

~~(3) Parking decals shall be valid from January 1 through December 31 of each year. The purchase price of a parking decal shall not be prorated or reduced if the parking decal is purchased after January 1.~~

Sec. 82-203. -- Parking permits.

~~(a) Gulf Way and Eighth Avenue. "A" hang tag permits may be issued for Gulf Way and Eighth Avenue as follows:~~

~~(1) Each owner of real property legally used as a residence or lodging in Pass-a-Grille, which abuts a street upon which the City has installed parking meters along the frontage of that real property or Eighth Avenue, is entitled to purchase a permit exempting the holder thereof from the payment of parking meter fees anywhere within the Pass-a-Grille area.~~

~~(2) Incorporated by reference in this subsection is exhibit B to this section, which was first adopted by Ordinance 2009-28. It is on file in the City clerk's office and is a survey of "permits needed" for houses and apartments having street addresses on Gulf Way from First Avenue to 22nd Avenue and Eighth Avenue. Each owner of real property as set forth in exhibit B shall be entitled to purchase, at a cost established by resolution of the City and listed in appendix A to this Code, the following:~~

a. ~~A number of permits equal to one-half of the number of the indicated "permits needed" per house or apartment.~~

b. ~~Additional permits up to the total number of units.~~

c. ~~If a street address has only one unit, a permit may be purchased for that unit.~~

d. ~~Notwithstanding the provisions of exhibit B as cited above, each property on Gulf Way is entitled to a minimum of two permits.~~

~~(3) These permits shall be controlled in such a way to restrict their use only to the property owners and bona fide guests residing on the property subject to receipt of the permits.~~

~~(4) Permits shall be valid for the period from January 1 through December 31 of each year or any part thereof. Permits shall be renewed annually, and the City official administering this subsection shall maintain books and records on the collection of fees and issuance of permits.~~

~~(5) Only vehicles displaying a permit obtained under this subsection shall be exempt from parking meter fees in the areas designated by this subsection. Vehicles displaying the permits issued under this subsection shall be entitled to park without payment of meter fees at parking metered spaces within Pass-a-Grille only.~~

~~(6) The City may adopt reasonable rules and regulations necessary for the administration and enforcement of this subsection and may amend the survey referred to in subsection (a)(2) of this section from time to time as may be necessary or appropriate.~~

~~(b) Vehicles utilized by persons attending services at the Pass-a-Grille Community Church shall be exempt from parking meter fees on 16th Avenue in Pass-a-Grille on Sundays between the hours of 7:00 a.m. and 1:00 p.m., and at such other times as specifically authorized by the City Manager.~~

~~The Pass-a-Grille Community Church may also purchase temporary "B" hang tags at the cost of \$2.00 per permit. These permits shall exempt persons attending services at the Pass-a-Grille Community Church from parking fees at meters on Sundays between the hours of 7:00 a.m. and 1:00 p.m.~~

~~Permits shall be valid for the period from January 1 through December 31 of each year or any part thereof. Only vehicles displaying a permit obtained under this subsection shall be exempt from parking meter fees at metered spaces and shall be valid at parking meters between First Avenue and Twenty-First Avenue.~~

~~(c) "B" parking permits for employees of on-premises businesses in Pass-a-Grille shall be issued as follows:~~

~~(1) The owner or his agents of any business operated on premises located only in the Pass-a-Grille area and south of 31st Avenue or the owner or his agents of any business operated on premises having frontage on Beach Plaza shall be entitled to purchase parking permits for full-time or part-time employees in the form of a decal. The cost of the permit shall be established by resolution of the City commission and is listed in appendix A to this Code.~~

~~(2) Permits shall be valid from the date of purchase through December 31 of the same year. They shall not be prorated. The date of purchase shall be plainly stamped on each permit.~~

~~(3) Permits shall be displayed in accord with regulations adopted by the City, and when so displayed shall exempt the holder thereof from parking meter fees only during those hours when the holder is actively engaged in his employment on the eligible premises.~~

~~(4) The City shall adopt such reasonable rules and regulations as may be necessary to administer and to enforce this subsection.~~

~~(5) To be eligible to obtain a parking permit in accord with this subsection, the applicant shall furnish the required documents listed in subsection [82-2\(c\)](#).~~

~~(6) Any owner or his agent who permits use of the parking permits authorized in this subsection in violation of this subsection or in violation of any administrative rules or regulations shall be denied eligibility to purchase such permits for a period of one year following a finding of such violation, after hearing before the City Manager.~~

~~(d) "M" hang tag permits for watersport businesses at Merry Pier. Operators of commercial watersports business, who possess a current and valid occupational license for such business at the Merry Pier, may purchase one-day parking permits from the City for resale at the same price to their legitimate customers. The cost of the permits shall be established by resolution of the City commission and is listed in appendix A to this Code. Proper display of such permit will only exempt the permit holder from payment of parking meter fees in Pass-a-Grille when engaged in a commercial watersport through a vendor at the Merry Pier for the date which appears on the face of the permit. The parking permit must be properly displayed.~~

~~(e) "E" hang tag permits for Gulf Winds Condominium, Friendly Native Condominium and Ramar Apartments and Starlight Towers Condominium. Parking permits for Gulf~~

~~Winds Condominium, Friendly Native Condominium, Ramar Apartments and Starlight Towers Condominium shall be obtained as follows:~~

~~(1) Issuance of permits shall be subject to the following:~~

~~a. The record title owner of a condominium unit at the Gulf Winds Condominium or Friendly Native Condominium or the lessee under written lease with a term of not less than one year for a unit at the Gulf Winds Condominium, Friendly Native Condominium, Ramar Apartments, or Starlite Towers Condominium may purchase one permit per each bedroom of the unit exempting the holder thereof from the payment of parking meter fees within the Upham Beach area and shall allow the holder to park within spaces marked "B permit parking only" anywhere within the Upham Beach area, defined as the following: 6700-6900 Sunset Way; 6700-7000 Beach Plaza; 67th, 68th, 69th and 70th Avenues.~~

~~(2) The record title owner of a unit entitled to issuance of permits under this subsection may purchase permits at a cost established by resolution of the City commission and listed in appendix A to this Code.~~

~~(3) The holder of a permit shall allow it to be used only by himself or by his bona fide guests.~~

~~(4) Permits shall be valid for the period from January 1 through December 31 of each year. The purchase price shall not be prorated.~~

~~(5) The City may adopt reasonable rules and regulations deemed necessary for the administration and the enforcement of this subsection.~~

~~(6) The parking spaces which are marked "B permit parking only" shall be restricted to the use by appropriate holders of the permits issued under this subsection between the hours of 8:00 a.m. and 8:00 p.m. every day.~~

~~(7) Any person who violates this subsection shall be penalized pursuant to [section 1-14](#) relating to violations of City ordinances and relating to violations of persons illegally parked. Additionally, vehicles improperly parked may be towed and stored at the expense of the owner.~~

~~(f) "B" hang tag permits for Pass-a-Grille businesses. Business owners with valid occupational licenses in the Pass-a-Grille area will be permitted to purchase two hang tag permits per year. These permits will be used by patrons of the businesses only during actual business hours. Fees for such permits are provided for in appendix A, Fee Schedule.~~

SECTION 82-205 — RATES GENERALLY

- (a) Parking meter rates charged at all City parking meters shall be established by resolution of the City commission and are listed in appendix A to this Code.
- (b) A daily flat meter rate shall be charged for parking at the City municipal boat ramps situated at West Maritana and Casablanca, in the area between 30th and 35th Avenues and Egan Park as referenced in sec. 82-134(b). The flat meter rate shall be established by established by resolution of the City commission and are listed in appendix A to this Code.
- (c) A daily flat meter rate shall be charged on the Friday, Saturday, Sunday and actual holiday, whichever day it should land on the calendar year, as observed by the City: Memorial Day, Fourth of July, and Labor Day. The flat meter rate shall be established by established by resolution of the City commission and are listed in appendix A to this Code.

SECTION 82-206 — ~~Use of U.S> coins; damaging meters.~~ DEFACING OR INJURING METERS

It is unlawful for any person to deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter installed under the terms of this chapter or to attach to any meter or post any type of object or thing which may cause damage, concern or safety hazards.

~~It is unlawful for any person to deposit or attempt to deposit in any parking meter anything other than a lawful coin of the United States or any coin that is bent, cut, torn, battered or otherwise misshaped. It is unlawful for any unauthorized person to remove, deface, tamper with, open, willfully break, destroy or damage any parking meter, and no person shall willfully manipulate any parking meter in such a manner that the indicator will fail to show the correct amount of unexpired time before a violation.~~

SECTION 82-209 — ESTABLISHMENT OF EXCLUSIVE MOBILE PAYMENT ZONES

(a) Where necessary for the public convenience, necessity, and safety, the City Manager is authorized to establish a exclusive mobile payment zones for parking. The City Manager shall, through appropriate markings or signage, notify the vehicle operator

as to which parking spaces are exclusive mobile payment zones and the telephone number and/or website to access the authorize mobile payment service provider.

(b) Any motor vehicle parked within an exclusive mobile payment zone upon entering the parking space, shall immediately pay through the authorized mobile payment service provider, the amount as may be designated by the markings or signage designated to serve the parking space, and the parking space may be used by the motor vehicle during the lesser of the legal parking limit or such part of the legal parking limit as shall be allocated for the amount paid.

(c)The parking of any motor vehicle for longer than the legal period of time as may be allotted for the amount paid to the mobile payment service shall be unlawful and a violation of this section. It shall be unlawful for any person to cause, allow, permit or suffer any motor vehicle of which he or she is the driver or which shall be registered or licensed in his or her name to be parked beyond the lawful or legal period of time permitted by subsection (b) of this section or beyond the period of time that may be allotted to the motor vehicle by the amount paid by mobile payment.

(d)The City Council may, by resolution, exempt or waive the requirement for the payment of authorized legal tender by mobile payment during certain days or certain hours, or in certain locations as may be provided in the resolution.

(e) Each motor vehicle shall be parked wholly within the parking space for which the markings or signage for mobile payment zone show the parking privilege has been granted.

SECTION 82-210 LEASING OF METERED PARKING SPACES TO BUSINESSES

The City commission may, by resolution authorize the City Manager to enter into leasing agreements with businesses operating within the City to lease metered parking spaces that are determined to be essential or improve business operations for a private business. The businesses wishing to part take in the program shall pay an annual fee for the metered parking spaces established by resolution of the City commission and listed in appendix A to this Code.

SECTION 82-211 PUBLIC-PRIVATE JOINT USE PARKING AGREEMENTS

- a) The City commission may, by resolution authorize the City Manager to enter into public-private joint use parking agreement with private businesses interested in

maximizing the use of offsite parking lots during non-business hours for metered public parking.

- b) The public-private joint use agreement will allow the City to set up a mobile payment zone to be operate during non-business hours and manage the collection of meter payments during non-business hours.
- c) The revenue collected from the mobile payment zone shall be split 50/50 between the City and the private business.
- d) The private business shall be responsible for the general maintenance and upkeep of the parking lot. The City shall be responsible for litter maintenance during the period the City is engaged in managing the parking lot.

SECTION 82-209~~212~~—82-235 - RESERVED

DIVISION 4 - RESIDENTIAL PARKING PERMITS

SECTION 82-239 — DESIGNATION OF CONTROLLED PARKING RESIDENTIAL AREAS

The City Manager, through his authorized representative in the transportation and parking police department, is authorized to designate "controlled parking residential areas" by appropriate signs and the recording thereof on an appropriate City map or plat in which the parking of vehicles may be restricted on public streets at certain times during the day only to vehicles bearing a valid residential parking permit issued pursuant to this division. This authority shall be in addition to any other authority of the City to regulate the times and conditions of motor vehicles parking on public streets.

SECTION 82-240 — ELIGIBILITY AND CRITERIA FOR ESTABLISHMENT OF CONTROLLED PARKING RESIDENTIAL AREAS

- (a) A residentially zoned area shall be deemed eligible for designation as a controlled parking residential area for residential permit parking if parking therein is impacted by commuter and visitor vehicles during any hours of any day.

SECTION 82-242 — SPECIAL PARKING PERMITS

- (a) Following the official designation of a controlled parking residential area, the City, through the transportation and parking police department, shall issue appropriate residential parking permits. Upon application, a permit shall be issued only to the owner or operator of a motor vehicle who resides in the controlled parking residential area ~~in which he resides.~~
- (b) The application for a permit shall contain the required information as outlined in sec. 82-2. ~~name of the owner or operator of the motor vehicle; the residential address; and the motor vehicle's make, model and registration number. The motor vehicle's registration may, at the discretion of the transportation and parking department police department, be required at the time of making application in order to verify the contents. If the vehicle is registered at an address other than the local residence, the applicant shall provide other sufficient proof, acceptable to the transportation and parking department police department, showing residency within the controlled residential parking area. The permit shall be valid for a calendar year and shall be renewed for each successive calendar year. A fee established by resolution of the City commission and listed in appendix A to this Code, payable at the office designated by the City, shall be charged for the annual permit. Permits shall expire on December 31. After the initial permit has been issued, any renewal thereof shall be affixed to the vehicle no later than January 1 of the calendar year for which the renewal permit is issued.~~

SECTION 82-243 — PRIVILEGES AND RESTRICTIONS ON PERMITS

- (a) ~~The holder of a residential parking permit shall be permitted to stand or park a motor vehicle displaying the permit and operated by him in any designated residential controlled parking area during such times and places as the parking of motor vehicles therein is permitted. While a vehicle for which a residential parking permit has been issued is so parked, such permit shall be permanently affixed on the left rear bumper of the vehicle. A residential parking permit shall not guarantee or reserve to the holder of the permit a parking space within a designated controlled parking residential area.~~

- ~~(b) A residential parking permit shall not authorize the holder to stand or park a motor vehicle in such places or during such times as the stopping, standing or parking of a motor vehicle is prohibited or set aside for specified types of vehicles, nor shall it exempt the holder from the observance of any traffic regulation within the controlled parking residential area.~~
- ~~(c) No person, other than the permittee named on the permit, shall use the residential parking permit or display it on a vehicle operated or parked, and any such use or display by a person other than the permittee shall constitute a violation of this division by the permittee and by the person who so used or displayed such parking permit.~~
- ~~(d) It shall constitute a violation of this division for any person to falsely represent himself as eligible for a residential parking permit or to furnish any false information in an application to obtain a residential parking permit.~~
- ~~(e) The City, through the transportation and parking department police department, is authorized to revoke the residential parking permit of any permittee found to be in violation of this division and, upon written notification thereof, the permittee shall surrender such permit to the transportation and parking department police department. Failure, when so requested, to surrender a residential parking permit so revoked shall constitute a violation of this division.~~
- ~~(f) Any permit issued under this division is nontransferable to another person or another vehicle.~~
- ~~(g) The City, through the transportation and parking department police department, is authorized to adopt rules for the issuance of temporary parking permits to bona fide visitors and commercial service vehicles of residents of a designated controlled parking residential area. The fee for a temporary parking permit shall be established by resolution of the City commission and is listed in appendix A to this Code.~~
- ~~(h) The City shall be authorized to adopt all reasonable rules and regulations necessary for the enforcement and administration of this division, including rules and regulations providing for specific time and day parking restrictions.~~

~~Sec. 82-244. -- "D" residential parking permits.~~

~~A controlled parking residential area is hereby established, to include the streets listed in subsections 82-137(a) -- (d), generally described as the residential side streets in Pass-a-Grille and the surrounding area.~~

- ~~(1) Any resident of the City, as defined in section 82-1, who resides on a "D" street as defined in subsections 82-137(a) -- (d) and who has a vehicle registered in their name shall be allowed to purchase a "D" parking permit for those vehicles, in the form of a decal, for a fee established by resolution of the City commission and listed in appendix A to this Code.~~

- ~~(2) Each dwelling shall also be allowed to purchase two temporary "D" hang tags per month for their visitors, not to exceed three consecutive months.~~
- ~~(3) Temporary "D" hang tags shall be valid for 30 days from the date of purchase, and shall not be purchased more than three months in advance. The date of purchase shall be plainly stamped on each permit.~~
- ~~(4) "D" parking decals shall be valid from the date of purchase through December 31 of the same year. The purchase price of a parking decal shall not be prorated or reduced if the parking decal is purchased after January 1.~~

~~Sec. 82-245. -- "C" residential parking permits:~~

- ~~(a) A controlled parking residential area is hereby established, to include the streets listed in subsection 82-137(v), generally described as the residential side streets on East Maritana Drive and Casablanca Avenue between 37th Avenue and Pinellas Bayway, 37th Avenue west of Gulf Boulevard, El Centro Street from 37th Avenue to 35th Avenue, and the streets of Alhambra, Alfonso, Barcelona, Granada, East DeBazan, West DeBazan, South DeBazan, East Maritana, and South Maritana.~~
- ~~(b) Any resident of the City, as defined in section 82-1, who resides on and who has a vehicle registered to a "C" street as defined in subsection 82-137(v) shall be allowed to purchase a "C" parking permit, in the form of a decal, for a fee established by resolution of the City commission and listed in appendix A to this Code.~~
- ~~(c) "C" parking decals shall be valid from January 1 through December 31 of each year. The purchase price of a parking decal shall not be prorated or reduced if the parking decal is purchased after January 1.~~

DIVISION 5 — GENERAL PARKING PERMITS

SECTION 82-260 — METERED AND NON-METERED RESIDENT ONE DAY PARKING SPACE PERMITS

The City Manager shall be authorized to issue one day residential parking daily or monthly parking permits to resident meeting the requirement in Sec. 82-2 living in a residential parking permit zone. One day parking permits shall be valid within the residential parking zone the resident resides in. Permits can only be purchased for a one-day period and cannot be purchased for multiple consecutive days. One day permits shall only be valid on the date indicated on the permit. as determined as necessary which shall authorize the parking of a motor vehicle without the payment of meter fees at any City metered parking space except the "county beach access lot" or any non-metered City parking space requiring the display of a "B" permit outside of on the date(s) indicated on the permit. A "metered parking space" means any parking space for which payment is required by a parking meter or parking pay station. In order

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for the permit to be valid, it must be displayed prominently in the driver-side front window and be visible to the City enforcement officer. The fee for said permit shall be as provided in appendix A to this Code.

SECTION 3. Codification. This Ordinance shall be codified in the Code of Ordinance of the City of St. Pete Beach.

SECTION 4. Conflicts. All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with the Ordinance.

SECTION 5. Severability. The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 6. Construction. This Ordinance is to be liberally construed to accomplish its objectives.

SECTION 7. Publication. This Ordinance shall be published in accordance with the requirements of law.

SECTION 8. Effective Date. This ordinance shall take effect immediately upon adoption.

FIRST READING: _____
PUBLISHED: _____
SECOND READING: _____
PUBLIC HEARING: _____

CITY COMMISSION, CITY OF ST. PETE
BEACH, FLORIDA.

Alan Johnson, Mayor

I, Amber LaRowe, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this _____ day of _____, 2020.

Amber LaRowe, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Andrew Dickman, City Attorney

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St. Pete Beach City Commission Agenda Report

Issue Considered: Public Hearing Ordinance 2020-22: Towing Ordinance

Date: November 17, 2020

Prepared By: Michelle Gonzalez, Transportation and Parking Director

Through: Alex Rey, City Manager

Summary of Issue: The City of St. Pete Beach Transportation and Parking staff has been working since April, meeting individually with the City Commission to review the City's parking ordinance policies. Furthermore, following the complete review of the policies, proposed recommendations were presented to the City Commission at the June 23rd, 2020 meeting and a period for public comment and feedback was opened for 3 weeks. The public feedback received was reviewed by City staff and the City Commission, which aided in the development of Parking Ordinance 2020-21.

In prior years, updates to the parking ordinance were made periodically to address specific sections or issues on a as needed basis. The goal of this parking ordinance update was to review the existing ordinance as a whole and determine sections of the code, which had conflicting or redundant language, that were no longer applicable due to changes made within the City, create uniform permitting guidelines, update parking fines to reflect align with state statute and add language to address reoccurring problems based on community received. Furthermore, this update includes language that establishes new processes to improve the administration of the City's parking division processes, allows the City to partner with businesses to improve parking options, and provides further protections on residential permit areas from vehicles parked in a manner violating city rules.

Ordinance 2020-22, which relates to towing is a companion item to the parking ordinance, Ordinance 2020-21. The language under this ordinance was updated to reflect and support the changes to the parking ordinance. The main changes to Ordinance 2020-22, will now allow city parking enforcement to

remove vehicles from public property pursuant to the rules in Sec. 82-171, allows for vehicles left continuously parked unmoved for a period of 72 hours to be towed pursuant to the restrictions listed in Sec 82-171 (c), and lastly establishes towing fines as required by Florida Statute 318.18.

Funding: N/A

Requested Motion: "I move to adopt Ordinance No. 2020-22."

Attachments:

1. Ordinance 2020-22 Article IV Impoundment of Certain Vehicles

Ordinance 2020-22

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES CHAPTER 82 ARTICLE IV RELATING TO IMPOUNDMENT OF CERTAIN VEHICLES ON PUBLIC PROPERTY OR RIGHT-OF-WAYS; AMENDING SECTION 82-271 - AUTHORIZED; REMOVING SECTION 82-272 – NOTICE, SECTION 82-273 – FEES, AND SECTION 82-274 – RELEASE; AMENDING SECTION 82-272 – 82-300 – RESERVED; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, CONSTRUCTION, PUBLICATION, AND AN EFFECTIVE DATE.

WHEREAS, notice of this ordinance has been provided in accordance with applicable law;

WHEREAS, the City Commission of the City of St. Pete Beach has determined that the specified amendment to the Code of Ordinances is necessary to ensure consistency with Florida Statutes; and

WHEREAS, the City Commission finds this amendment 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. Recitals. The above recitals (“Whereas” clauses) are hereby adopted as legislative findings, purpose, and intent of the City Commission.

SECTION 2. The provisions in this Section pertaining to the Code of Ordinances is hereby amended as follows:

Sec. 82-271. - Authorized Impoundment of Certain Vehicles from Public Property or a Public Right-of-Way.

- (a) ~~Members of the police department~~ The City’s designated representatives, including but not limited to the Pinellas County Sheriff’s Office, are authorized to remove a vehicle from public property or a right-of-way to a place of impoundment maintained or contracted by the City when:

* * * *

(9) When a vehicle is unlawfully displayed for sale, hire, or rental in violation of F.S. § 316.1951, as amended.

- (b) When any vehicle has been left continuously parked and unmoved for a period of 72 hours, ~~seven days,~~ it may be presumed that such vehicle is being stored on

public property, provided that such vehicle does not bear a current vehicle registration and ~~valid City parking permit, or~~ showing an address immediately adjacent to the location where the vehicle is parked. Such storage is prohibited, and the vehicle may be impounded. The City's designated representative, including but not limited to the Pinellas County Sheriff's Office shall place a parking citation charging "vehicle stored on public property—will be impounded after 24 hours," on the vehicle for a period of 24 hours prior to actual impoundment.

- (c) A violation of this section will subject the owner of such vehicle to a citation and a fine as required by F.S. § 318.18, as amended. The City's designated representative, including but not limited to the Pinellas County Sheriff's Office shall affix a warning notice to the vehicle providing the vehicle's owner with 24 hours to correct the violation, unless the same vehicle owner has received another warning notice within a 12-month period, the parked vehicle endangers public safety or constitutes a hazard, the vehicle reasonably appears to be a stolen vehicle, or other extraordinary conditions exist, in which case the vehicle may be immediately towed without warning. For the purposes of determining violations of F.S. § 316.1951, as amended, the public street immediately adjacent to private real property shall be both sides, where permitted, of the public street abutting the real property for the length of the block on which the real property is located.
- (d) No vehicle impounded in an authorized garage as provided in this section shall be released there from until the charges for towing such vehicle into the garage and storage charges have been paid. The charge for towing or removal of any such vehicle and storage charges shall be fixed by the service provider and shall be commensurate with the service they provided and in parity to the fees for similar services as provided in south Pinellas County.
- (e) Vehicles that are stored in conjunction with this section, or other lawful purposes as defined by Florida Statutes, and where no notice to prohibit release pursuant to F.S. § 323.001 or other competent authority exists, may be released to the most currently titled, documented or registered owner or their authorized agent, to the person who was in possession of the vehicle at the time of removal or impoundment providing that this person had lawful authority to possess said vehicle and that no objection by the lawful owner has been received by the City. Vehicles stored pursuant to any of the aforementioned conditions which are eligible for release may be so released to a financial institution or their agent who provides sufficient proof that they hold a primary financial security interest or lien with this vehicle, that this security interest or lien has been duly registered according to the law and regulation of the state, territory or commonwealth in which this vehicle was purchased or now registered, and if different, whichever holds lawful jurisdiction to record this lien, that the individual or individuals financially responsible for agreed upon payment to this security interest are at the time of claim at least 30 calendar days delinquent to the repayment terms of this

financial obligation. The institution or their agent making claim to seek possession of this vehicle must submit to the City a sworn and notarized affidavit attesting their eligibility and compliance to the aforementioned requirements for release, they shall provide clearly copied and fully executed documentation that sufficiently supports their claim and interest and lastly, they shall execute a hold-harmless agreement with the City prior to receiving custody and control of the vehicle sought

- (f) Whenever a City designated representative, including but not limited to the Pinellas County Sheriff's Office, removes a vehicle as authorized in this article and the representative knows or is able to ascertain the name and address of the owner of the vehicle, such representative shall immediately give or cause to be given notice in writing to such owner of the fact of such removal and the reasons therefore and of the place to which such vehicle has been removed. If any such vehicle is stored in an authorized garage, a copy of such notice shall be given to the proprietor of such garage.
- (g) Whenever a City designated representative, including but not limited to the Pinellas County Sheriff's Office, removes a vehicle under this article, the representative shall, within 24 hours, send or cause to be sent a report of such removal to the department of highway safety and motor vehicles and shall notify the proprietor of any authorized garage in which the vehicle may be stored. Such notice shall include a description of the vehicle, the date, time and place from which removed, the reasons for such removal, and the name of the garage or place where the vehicle is stored.

Sec. 82-272. -- Notice.

- ~~(a) Whenever an officer removes a vehicle as authorized in this article and the officer knows or is able to ascertain the name and address of the owner of the vehicle, such officer shall immediately give or cause to be given notice in writing to such owner of the fact of such removal and the reasons therefor and of the place to which such vehicle has been removed. If any such vehicle is stored in an authorized garage, a copy of such notice shall be given to the proprietor of such garage.~~
- ~~(b) Whenever an officer removes a vehicle under this article, the officer shall within 24 hours send or cause to be sent a report of such removal by electronic communication to the department of highway safety and motor vehicles and shall notify the proprietor of any authorized garage in which the vehicle may be stored. Such notice shall include a complete description of the vehicle, the date, time and place from which removed, the reasons for such removal, and the name of the garage or place where the vehicle is stored~~

Sec. 82-273. -- Fees.

~~There shall be levied a storage charge upon all motor vehicles impounded by the~~

~~City and stored by the City on City-owned property. The fee shall be in an amount established by resolution of the City commission and listed in appendix A to this Code. In addition, a towing charge shall be levied on such vehicle~~

~~Sec. 82-274. --Release.~~

~~— No vehicle impounded in an authorized garage as provided in this article shall be released therefrom until the charges for towing such vehicle into the garage and storage charges have been paid. The charge for towing or removal of any such vehicle and storage charges shall be fixed by the City commission. Such charges shall be based upon a computation of all actual expenses entering into the current cost of such services. Such charges shall be posted for public inspection in the traffic violations bureau and in any authorized garage.~~

* * * *

Secs. 82-2762 – 82.300

SECTION 3. Codification. This Ordinance shall be codified in the Code of Ordinance of the City of St. Pete Beach.

SECTION 4. Conflicts. All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with the Ordinance.

SECTION 5. Severability. The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 6. Construction. This Ordinance is to be liberally construed to accomplish its objectives.

SECTION 7. Publication. This Ordinance shall be published in accordance with the requirements of law.

SECTION 8. Effective Date. This ordinance shall take effect immediately upon adoption.

FIRST READING: _____
 PUBLISHED: _____
 SECOND READING: _____
 PUBLIC HEARING: _____

CITY COMMISSION, CITY OF ST. PETE
BEACH, FLORIDA.

Alan Johnson, Mayor

I, Amber LaRowe, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this _____ day of _____, 2020.

Amber LaRowe, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Andrew Dickman, City Attorney

**St. Pete Beach City Commission
Agenda Report**

Issue Considered: Public Hearing Ordinance 2020-23 Appendix A

Date: November 17, 2020

Prepared By: Michelle Gonzalez, Transportation and Parking Director

Through: Alex Rey, City Manager

Summary of Issue: Ordinance 2020-23 is a companion item to the Parking Ordinance, Ordinance 2020-21. Appendix A of the Code of Ordinances is being updated to establish the schedule of fees and charges related to the city parking permits and meter fees, as required based on the changes being made to the City's parking ordinance.

Funding: N/A

Requested Motion: "I move to adopt Ordinance No. 2020-23."

Attachments: 1. Ordinance 2020-23 - Appendix A

Ordinance 2020-23

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA PROVIDING FOR AMENDMENTS TO APPENDIX A OF THE CODE OF ORDINANCES; AMENDING, DELETING, AND ESTABLISHING FEES AND CHARGES; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, CONSTRUCTION, PUBLICATION, AND AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of St. Pete Beach desires to update the schedule of fees and charges outlined in Appendix A of the Code of Ordinances; and

WHEREAS, the City Commission desires to re-define certain fees and charges included in Appendix A; and

WHEREAS, the City Commission desires to amend or delete certain fees and charges included in Appendix A; and

WHEREAS, the City Commission desires to establish additional fees and charges to be included in Appendix A; and

WHEREAS, the City Commission finds these amendments, deletions, and additions 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. Recitals. The above recitals ("Whereas" clauses) are hereby adopted as legislative findings, purpose, and intent of the City Commission.

SECTION 2. Appendix A of the Code of Ordinances is hereby amended as illustrated in "Exhibit A," which is attached and made a part of this Ordinance.

SECTION 3. Codification. This Ordinance shall be codified in the Code of Ordinance of the City of St. Pete Beach.

SECTION 4. Conflicts. All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with the Ordinance.

SECTION 5. Severability. The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

stand notwithstanding the invalidity of any part.

SECTION 6. Construction. This Ordinance is to be liberally construed to accomplish its objectives.

SECTION 7. Publication. This Ordinance shall be published in accordance with the requirements of law.

SECTION 8. Effective Date. This ordinance shall take effect immediately upon adoption.

FIRST READING: _____
PUBLISHED: _____
SECOND READING: _____
PUBLIC HEARING: _____

CITY COMMISSION, CITY OF ST. PETE
BEACH, FLORIDA.

Alan Johnson, Mayor

I, Amber LaRowe, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this _____ day of _____, 2020.

Amber LaRowe, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Andrew Dickman, City Attorney

APPENDIX A - FEE SCHEDULE

This appendix includes fees and charges that do not appear in other sections of the Code of Ordinances.

Description	Amount
Chapter 2. Administration	
<i>Miscellaneous fees:</i>	
Photocopy charges:	
Per side of page	0.15
Per two-sided duplicated page	0.20
Reprint of color photos up to 5" x 7"	3.00
Reprint of color photos larger than 5" x 7"	Actual cost of duplication
DVD or CD of meetings	5.00
<i>Administrative fees:</i>	
Returned Check fee	25.00
Credit Card Processing Fee	2.50%
Notarization of documents, per document	No charge
Preparation of declaration and notarization of domicile, per preparation	7.00
Temporary street banners permitted by chapter 122 pertaining to signs:	
Erection by city employees	184.00
City civic associations or charitable special events, no fee	
Certification of city records by city clerk's office (F.S. § 119.07.1(a)), per document	1.00

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Fees for off-duty fire department personnel special detail work per person (minimum three hours)	50.00
Special event fire vehicle charge per hour per vehicle (minimum three hours)	25.00
Chapter 10. Amusements and Entertainment	
<i>Article II. Adult Entertainment Establishments</i>	
Permit fee for employee of licensed adult entertainment establishment	25.00
Permit renewal fee for employee of licensed adult entertainment establishment	25.00
Replacement of lost permit for employee of licensed adult entertainment establishment	25.00
Adult use business fees:	
Adult use establishment license; fee for zoning review	375.00
Adult use establishment nonrefundable license fee	25.00
Annual licensing regulatory fees for adult entertainment establishments:	
Adult theater:	
Having only adult booths, for each booth	450.00
Having only a hall or auditorium, for each seat	450.00
Having only an area outdoors designed to permit viewing by customers seated in vehicles, for each parking space	450.00
Having a combination of two or more of the items listed in subsections (a)(1)a—(1)c of this section, the cumulative license fee applicable to each under subsections (a)(1)a—(1)c of this section	
Special adult cabaret	450.00
Adult photographic studio	450.00
Physical culture establishment	450.00

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

Adult bookstore/video store	450.00
Change of name of adult use establishment	5.00
Appeal of denial, suspension or revocation of adult entertainment license or permit	25.00
Plus, deposit for costs of administrative hearing officer	250.00
Certified mail/postage/handling	
Per certified letter (depending on the weight of letter)	Time & Material
Per noncertified letter (depending on the weight of letter)	Time & Material
Copies, per copy per letter	0.15
Administrative costs for letters of violation/notices of hearing/hearing agenda/hearing minutes per hour for preparation of each of the following documents: Notice of violation letter, notice of hearing letter, agenda, findings of fact letter, minutes, notary fee, lien filing fee, courier service	15.00
Chapter 26. Businesses	
Regulatory fee for unlicensed businesses	15.00
Special Event Administrative Regulations and Fees	
Event fees:	
<i>Type IA Event:</i> St. Pete Beach Resident/Business event that does not require site plan review, on-site inspections, other city services, permits from other governmental agencies and are limited to three consecutive days	
<i>Type IB Event:</i> Non-Resident/Business event that does not require site plan review, on-site inspections, other city services, permits from other governmental agencies and are limited to three consecutive days	
<i>Type IIA Event:</i> St. Pete Beach Resident/Business event that requires any of the following: site plan review, on-site inspections, other city services or additional permits from other governmental agencies	

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

<i>Type IIB Event:</i> Non-Resident/Business event that requires any of the following: site plan review, on-site inspections, other city services or additional permits from other governmental agencies	
<i>Type III Event:</i> Any event that the City Manager or his/her designee determines cannot be permitted as a Type IA, IB, IIA, or IIB due to complexity of event or other impacts of the event. The fee shall be determined following review of the event impact	

Special event fees:						
Attendance	Type IA	TypeIB	Type IIA	Type IIB	Type III	
Up to 249	\$25.00	\$50.00	\$75.00	\$100.00	TBD	
250—500	\$50.00	\$100.00	\$250.00	\$350.00	TBD	
501—999	\$75.00	\$150.00	\$500.00	\$650.00	TBD	
1,000+	\$100.00	\$200.00	\$750.00	\$1,000.00	TBD	
Non-Permitted Event Fee - 3 times event fee plus cost incurred by City						

Description	Amount
<i>Beach Wedding:</i>	
St. Pete Beach Resident	\$100.00
Non-Resident	250.00
Beach Wedding with no Commercial support (i.e., no equipment, chairs, etc.) limited to 20 people:	
St. Pete Beach Resident	50.00

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

Non-Resident	75.00
Business permit for fire and other altered goods sale or going out of business sale:	
First 60 days	20.00
Additional 15 days	5.00
Chapter 38. Elections	
Candidate guidebook administrative costs	10.00
Qualifying fee for position of mayor-commissioner or city commissioner	40.00
Chapter 42. Emergency Services	
<i>Article II. Alarm Systems</i>	
Response to fourth or succeeding false alarm	150.00
Chapter 46. Environment	
<i>Article II. Nuisances</i>	
Lot clearing or mowing by city:	
Administrative fee	200.00
Lot mowing charges for vacant or improved lots in an amount equal to the city cost for mowing, in addition to administrative fee in subsection (1) of this section	
Tree trimming in an amount equal to the city cost for trimming, in addition to administrative fee in subsection (1) of this section	
Clerical work, secretarial services and all other notification costs at rate equivalent to actual city cost. Attorney's fees equal to actual charge to the city	

Words ~~stricken through~~ shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

<i>Article III. Junked, Wrecked, Abandoned Property</i>	
Storage of abandoned or unclaimed property, per day	10.00
Chapter 50. Library	
Special, temporary "tourist" card for visitors from outside the Tampa Bay Area	
Up to 90 days	25.00
90—180 days	50.00
Over 180 days	100.00
Books returned in such condition that they cannot be returned to circulation	Replacement value
50-3 becomes 50-3-2	
50-3 becomes 50-3-3	
50-3 becomes 50-3-4	
Copies from the self-service photocopy machine	0.20
Print-outs from the public computers, per page	0.20
Chapter 58. Parks and Recreation	
Fees and Memberships:	
Resident daily use (visitor) fees for multi-facilities (gym, arts studio, fitness room)	1.00
Non-resident daily use (visitor) fees for multi-facilities (gym arts studio, fitness room)	2.00
Warren Webster	60.00
Park/pool pavilion	25.00

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

All Don Vista Rooms: Mary Nabors, Mary Tracy, Don Vista "A", "B" and "C"	25.00
Gymnasium	75.00
Raymond Room	75.00
Boca Ciega Room (entire floor)	200.00
½ Boca Ciega Room	100.00
Balcony Room and Board Room	20.00
Under the CC Building and Courtyard	60.00
Friday/Saturday/Sunday rental of Community Center:	
4 hours:	
Standard (Friday & Sunday)	1,000.00
Premium (Saturday)	1,500.00
6 hours:	
Standard (Friday & Sunday)	1,500.00
Premium (Saturday)	2,000.00
8 hours:	
Standard (Friday & Sunday)	2,000.00
Premium (Saturday)	2,500.00
10 or more:	
Standard (Friday & Sunday)	2,500.00
Premium (Saturday)	3,000.00

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

Additional Rental Charges:	
Pool umbrella—Party rental	25.00
Staff Cost:	
Staff (min. two hours)	20.00
Staff holiday pay (min. two hours)	45.00
Rental of park property based on the number of anticipated attendees:	
Residents:	
50—100	150.00
101—250	250.00
251—500	350.00
Nonresidents:	
50—100	250.00
101—250	350.00
251—500	400.00
Deposit	50.00—500.00
Rental deposit for facilities:	
Under 50 people	100.00
Over 50 people	500.00
The resident hourly and time block room rental fees will be ten percent less than the standard fee schedule	
Pool (151—180 guest)	200.00

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

Additional Rental Charges:	
Pool Umbrella - Party Rental	25.00
Staff Cost:	
Staff (Min. 2 hrs)	20.00
Staff Holiday pay (Min. 2 hrs)	45.00
Pass-a-Grille Patio Rental:	
City operated markets: \$25.00 + tax per vendor	
4 p.m. - 10 p.m.: \$450.00 for three hour rental (minimum) + tax; additional \$100.00 for each additional hour after three hours; \$200.00 deposit due at time of booking.	
Chapter 62. Peddlers and Solicitors	
<i>Article II. Commercial Solicitations</i>	
Solicitation permit fee, per individual, yearly	100.00
Chapter 78. Taxation	
<i>Article IV. Business License Tax</i>	
Business tax license application fee	10.00
Transfer of business tax license to another person:	
Transfer of business tax license from one location to another:	
Not less than	3.00
Not more than	25.00
Chapter 82. Traffic and Vehicles	

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

Parking decals and permits:	
<u>"B" Decal- City resident or nonresident owning property within city</u>	<u>20.00</u>
<u>"2R-U" Decal – Resident or nonresident owning property within Gulfwinds Condominium, Friendly Native Condominium and Raymar Apartments and Starlight Towers Condominium and 70th Avenue</u>	<u>20.00</u>
<u>"2R-U" Hang Tag Permit- Resident or nonresident owning property within Gulfwinds Condominium, Friendly Native Condominium and Raymar Apartments and Starlight Towers Condominium and 70th Avenue</u>	<u>20.00</u>
<u>3R-B Decal- Resident or nonresident owning property within Belle Vista, Lido Beach, and Boca Ciega Isle</u>	<u>20.00</u>
<u>3R-D Decal- Controlled parking residential parking annual permit</u>	<u>20.00</u>
<u>3R-D Hang Tag Permit Controlled parking residential parking annual permit</u>	<u>20.00</u>
<u>4R Decal- Controlled parking residential parking annual permit</u>	<u>20.00</u>
<u>4R Hang Tag Permit- Controlled parking residential parking annual permit</u>	<u>20.00</u>
<u>4B Decal - Employees of businesses operated on premises only in Pass-a-Grille area and south of 31st Avenue</u>	<u>25.00</u>
<u>4B-H Hang Tag Permit- Permits for registered temporary lodging businesses in Pass-a-Grille</u>	<u>\$50</u>
<u>4B-H – Lost permit</u>	<u>\$100</u>
<u>Lost 2R-U, 3R-D, 4R hang tag permit</u>	<u>\$50</u>
<u>4B-M Hang Tag Permit- One-day permits for operators of commercial watersports businesses at Merry Pier, for resale at same price to legitimate customers</u>	<u>5.00- weekdays</u> <u>10.00- weekends</u>
<u>T Decal- Vehicles with attached boat trailer</u>	<u>75.00</u>

Words ~~stricken through~~ shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

<u>C Hang tag permit- public and private contractors conducting work in the city</u>	<u>10.00</u>
Employees of businesses operated on premises only in Pass-a-Grille area and south of 31st Avenue, employees of businesses operated on premises having frontage on Beach Plaza	25.00
City resident or nonresident owning property within city	20.00
Parking permits:	
Gulf Way and Eighth Avenue area:	Below
Houses and apartments having street addresses on Gulf Way from First Avenue to 22nd Avenue and Eighth Avenue	Below
"A" Permit purchase by record title owner of each unit	20.00
On-premises businesses in Pass-a-Grille	Below
One-day permits for operators of commercial watersports businesses at Merry Pier, for resale at same price to legitimate customers	4.00
Gulfwinds Condominium, Friendly Native Condominium and Ramar Apartments and Starlight Towers Condominium	Below
"E" Permit Purchase by record title owner of unit, each	20.00
Hanging meter permits for Pass-a-Grille business owners to be used by customers	35.00 per yr.
Parking meter rates for coin-operated parking meters per hour	2.00
Parking meter rates for parking pay stations	<u>3.25</u> 2.75 per hour
Parking meter rates County Park Beach Access parking pay stations	<u>3.25</u> 2.75 per hour
<u>Parking meter rates for boat ramp parking at Egan Park and Don Boat Ramp</u>	<u>15.00 per day</u>

Words stricken through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

Parking meter rates for designated holiday and holiday weekends	<u>15.00 per day</u>
"C" and "D" Controlled parking residential parking annual permit	5.00
"C" and "D" Controlled parking residential temporary parking permit	3.00 per mo.
Daily parking permits:	
Daily B permit for city metered parking spaces and non-metered city streets requiring, parks and lots requiring B permit (other than County Park)	\$27.00 per day
One day Residential Permit Temporary non-metered B permit— Must provide proof of owning or residing at an address fronting a city non-metered B Permit only zone	3.00 <u>one-day permit per month</u>
Temporary one-day non-metered B permit—Must provide proof of owning or residing at an address fronting a city non-metered B permit only zone. Cannot be consecutive days	Up to 20 one-day permits \$3.00
Storage charge for impounded motor vehicle, per day	35.00
Annual lease of metered parking space	<u>1,200</u>
Chapter 86. Utilities	
Identification or location of sanitary sewer tap-in	25.00
Fats, Oils and Grease annual inspection fee	100.00
Fats, Oils and Grease re-inspection fee	50.00
Chapter 90. Vehicles for Hire	
Permit fees for taxicabs and public conveyances:	
Each vehicle	50.00
Each driver	10.00
Driver's permit fee	10.00

Words stricken through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

Chapter 94. Waterways	
<i>Article IV. Water Taxes</i>	
Fee for water taxi permit, per year	100.00
Renewal fee, per year	100.00
Chapter 98. Buildings and Building Regulations	
General site development/Site plan review—Fire:	
Plan review (developments less than 15,000 sq. ft. and no higher than three stories in height)	250.00
Plan review for buildings greater than 15,000 sq. ft. or three stories in height	350.00
Re-submittals	100.00
Building construction:	
Plan review (developments less than 15,000 sq. ft. and no higher than three stories in height)	250.00
Plan review for buildings greater than 15,000 sq. ft. or greater than three stories in height	350.00
Building four stories or higher add additional fee per floor	50.00
Re-submittals	100.00
Fire protection/Life safety systems:	
Plan review, inspections and acceptance test	250.00
Re-submittals	100.00
Re-inspections and Red tag	50.00
Fire prevention inspections:	

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Certificate of occupancy inspection	No charge
Periodic-inspection	50.00
Business tax inspection (For fire inspection of new occupancy)	50.00
Hotels	
- Small (< 15,000 sq. ft.)	100.00
- Large (> 15,000 sq. ft.)	150.00
Restaurants (each restaurant within a hotel or business will be charged individually in addition to hotel or business inspection fee)	75.00 (Less than 50) 150.00 (More than 50)
Apartments, condominiums and transient occupancies buildings	50.00 per floor
Apartments, condominiums hotels and transient occupancies building four stories or higher add additional fee per floor	25.00
Assisted living facilities—Per floor	50.00
Foster homes	50.00
Daycares	50.00
Other (Specialty facilities: Marina, boat repair, auto repair type facilities and other facilities/business types not covered)	150.00
Special events—Fire-Permits and inspections:	
Temporary structure permit	25.00
Beach fire permit	25.00
Outdoor cooking permit	25.00
Fireworks permit—Application fee and site inspection	150.00

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Special events/Temporary use	100.00
Chapter 106. Flood Control	
Chapter 118. Planning and Development	
<i>Planning and Zoning Fees</i>	
Site Plan Review (initial and one revision)	
Not located In CRD Lot less than 5,000 sq. ft.	500.00
Lot greater than 5,000 sq. ft.	1,000.00 plus 100.00 for each additional 5,000 sq. ft. or portion thereof
Each re-submittal review	250.00
Within CRD:	
Lot less than 5,000 sq. ft.	1,200.00
Lot greater than 5,000 sq. ft.	1,200.00 plus 125.00 for each additional 5,000 sq. ft. or portion thereof
Each re-submittal review	350.00
Zoning Review (where no building permit is required)	50.00
Preliminary Plat	500.00 plus direct costs for review
Final Plat	300.00 plus any direct costs and recording fees
Required Mailing	0.20 per piece plus associated mailing costs
Planned Development Review	1,000.00
Each re-submittal review	125.00

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Temporary Use approval	100.00 plus direct mailing costs
Vacation of Easement/ROW request	375.00 plus direct mailing costs
Conditional Use Permit	500.00 plus direct mailing costs
Conditional Use Permit with Variance Request	700.00 plus direct mailing costs
Conditional Use Permit with Planning Board Review	1,000.00 plus direct mailing costs
Administrative Appeal to City Manager	250.00
Administrative Appeal to Special Magistrate	500.00
Concurrency Review	75.00 plus direct costs (includes consulting engineer charges for review of utility capacity, transportation analysis and other required concurrency issues)
Certificate of Appropriateness	50.00
With FEMA Variance	100.00 plus direct mailing costs
Land Development Code Text change	800.00 plus direct mailing costs
Land Development Code Map change	2,000.00 plus direct mailing costs
Comprehensive Plan Amendment (not in CRD)	2,500.00 plus direct mailing costs
Comprehensive Plan Amendment (in CRD)	3,000.00 plus direct mailing costs

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Sign Permit	25.00 plus building permit fee
Variance Request (Unnecessary hardship/Practical difficulty)	500.00 plus direct mailing cost
Variance Request (Administrative)	250.00 plus direct mailing cost
<i>Mobile Food Establishment Permit</i>	
Class I—Mobile kitchens	85.00
Class II—Canteen trucks	35.00
Class III—Ice cream trucks	35.00
<i>Renewal of Mobile Food Permit</i>	
Class I—Mobile kitchens	85.00
Class II—Canteen trucks	35.00
Class III—Ice cream trucks	35.00
<i>Building Permit Fees:</i>	
Plan Review	½ of Building Permit Fee
Building Permit Base fee	50.00 plus 16.00 per \$1,000.00 of project valuation
Plan Revisions	15.00 per sheet
Certificate of Occupancy	100.00
Conditional Certificate of Occupancy	100.00 for each 30 days of portion thereof
Certificate of Completion	100.00
Permit placard replacement	15.00
Penalty fee for failure to post permit card	50.00

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

Re-inspection fee	50.00
Stop Work Order	100.00
Permit Extension	50.00
Permit Reinstatement	50% of original permit fee applied to remaining work to be completed
Transfer of Permit	15.00 or 10% of original permit fee whichever is greater
Commencement of work without permit	3 times permit fee
Chapter 130. Vegetation	
Tree removal permit application filing fee	25.00
Tree removal permit appeal fee	20.00
Commencement of work without tree removal permit	100.00

WASTEWATER CONNECTION FEES

Residential: Single-family, single condominium, single apartment \$2,668.00

Commercial: Fee for commercial structures (other than units) will be based on water meter size.

5/8 " or ¾"\$2,668.00

1"6,670.00

1½"13,340.00

2"21,344.00

3"42,688.00

4"66,700.00

6"133,400.00

8"213,440.00

WASTEWATER USER FEES

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

Monthly wastewater (sewer) rates shall be charged to all customers using the wastewater (sewer) utility system of the city. The rate is based on a base component, flow component (3,000 gallons), rate for usage (1,000 gallons) over-flow component, purchased wastewater (sewer) treatment pass-through, and annual index adjustment. Each wastewater (sewer) customer shall be billed as follows:

Residential base rate: \$36.28 for the first 3,000 gallons, or fraction thereof, of potable water used per residential unit.

Residential excess rate: \$11.97 for each 1,000 gallons, or fraction thereof, of potable water used by the customer in excess of the residential base rate.

Commercial base rate: \$36.28 for the first 3,000 gallons, or fraction thereof, of potable water used by the customer.

Commercial excess rate: \$11.97 for each 1,000 gallons, or fraction thereof, of potable water used by the customer in excess of the commercial base rate.

St. Pete Beach City Commission Agenda Report

Issue Considered: Ordinance 2020-25: An Ordinance of the City of St. Pete Beach, Florida Amending Chapter 66, Pensions and Retirement, Article II, General Employees' Retirement System, Division 1, Generally, of the Code of Ordinances of the City of St. Pete Beach; Amending Section 66-27, Membership; providing for severability; providing for codification; providing for the repeal of all Ordinances in conflict herewith, to the extent of such conflict; and providing for an effective date.

Date: November 17, 2020

Prepared By: Vince Tenaglia, Assistant City Manager

Through: Alex Rey, City Manager

Summary of Issue: The intent of Ordinance 2020-25 is to limit participation in the City's defined benefit pension plan by eliminating election provisions currently available to non-represented employees. Managerial, administrative, professional, and supervisory ("MAPS") employees are eligible to participate in the General Employees' Retirement System as it is currently structured. The requested changes will limit participation to employees represented by the Communication Workers of America labor union. "MAPS" employees will continue to participate in the City's defined contribution 401(a) plan rather than the traditional pension.

Funding: There is no actuarial cost associated with these changes, as stated in the attached impact letter. The changes will take effect as of October 1, 2020 and any "MAPS" employees currently participating in the General Employees' Retirement System will continue to do so.

Requested Motion: "I move to approve Ordinance 2020-25 (read title) on first reading."

Attachment: Ordinance 2020-25
Actuarial impact statement

**Reviewed by the
City Manager:** _____

September 14, 2020

VIA EMAIL

Kim Kilgore, Plan Administrator
City of St. Pete Beach
General Employees' Retirement System
2503 Del Prado Blvd. S., Suite 502
Cape Coral, FL 33904

Re: City of St. Pete Beach General Employees' Retirement System

Dear Kim:

We have reviewed the proposed Ordinance amending Section 66-27, Membership, as follows:

- City employees hired after October 1, 2020 who are employed as city manager, positions characterized as "department directors" or "MAPS employees" are not eligible for membership in the above referenced plan.

We have determined that adoption of the proposed ordinance will have no impact on the assumptions used in determining the funding requirements of the program. Because the changes do not result in a change in the valuation results, it is our opinion that a formal Actuarial Impact Statement is not required in support of its adoption. However, since the Division of Retirement must be aware of the current provisions of all public pension programs, it is recommended that you send a copy of this letter and a copy of the fully executed Ordinance to each of the following office:

Mr. Keith Brinkman
Bureau of Local Retirement Systems
Division of Retirement
3189 S. Blair Stone Rd.
Tallahassee, FL 32301

The undersigned is familiar with the immediate and long-term aspects of pension valuations, and meets the Qualification Standards of the American Academy of Actuaries necessary to render the actuarial opinions contained herein.

If you have any questions, please let me know.

Sincerely,



Patrick T. Donlan, ASA, EA, MAAA

cc: Bonni Jensen, Board Attorney

Ordinance 2020-25

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA, AMENDING CHAPTER 66, PENSIONS AND RETIREMENT, ARTICLE II, GENERAL EMPLOYEES' RETIREMENT SYSTEM, DIVISION 1, GENERALLY, OF THE CODE OF ORDINANCES OF THE CITY OF ST. PETE BEACH; AMENDING SECTION 66-27, MEMBERSHIP; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HERewith, TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR PUBLICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

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

SECTION 1. Chapter 66, Pensions and Retirement, Article II, General Employees' Retirement System, Division 1, Generally, of the Code of Ordinances of the City of St. Pete Beach, is hereby amended to read as follows:

Sec. 66-27. - Membership.

(a) Conditions of eligibility. Conditions of eligibility of members in the general employees' retirement system shall be as follows:

(1) All members of the system on September 2, 1992 shall continue participating under this article. Beginning October 1, 1992, all current and future new general employees shall become members of this system as a condition of employment unless they are employed as the city manager or as "department directors," or "MAPS employees" as defined in the City [of] St. Pete Beach Personnel Rules and Regulations Manual, and they elect not to participate, pursuant to subsections (1) and (2) below. Effective October 1, 2020, City employees hired after that date who are employed as city manager, positions characterized as "department directors" or "MAPS employees" as defined in the City of St. Pete Beach Personnel Rules and Regulations Manual are not eligible for membership in this plan but shall become eligible for the City's deferred compensation plan under Internal Revenue Code section 457(b).

(2) ~~Notwithstanding paragraph (1) above, Effective October 1, 1992 through September 30, 2020, employees in positions characterized as "department directors" were entitled to may, upon employment, notify the board and the city, in writing, of their election~~

to not be a member of the system. This election ~~was~~ is an irrevocable, one-time election. Current employees of the city are not eligible for the opt-out provided for herein. In the event of any such election, they shall be barred from future membership in the system, and they shall become eligible for the city's deferred compensation plan under Internal Revenue Code section 457(b). Contributions to the plan in accordance with section 66-69 shall not be required, they shall not be eligible to be elected as a member trustee on the board or vote for a member trustee, and they shall not be eligible for any other benefits from the plan.

(3) ~~Notwithstanding paragraph (1) above, Effective October 1, 1992 through September 30, 2020,~~ employees in positions classified in the St. Pete Beach Personnel Rules and Regulations Manual as "managerial," "administrative," "professional," or "supervisory" (commonly referred to as "MAPS employees") ~~were entitled to may,~~ upon employment, notify the board and the city, in writing of their election to opt out of participation in this plan. This election was an irrevocable, one-time election. Current employees of the city are not eligible for the opt-out provided for herein. In the event of any such election, he shall be barred from future membership in the system. Contributions to the plan in accordance with section 66-69 shall not be required, he shall not be eligible to be elected as a member trustee on the board or vote for a member trustee, and he shall not be eligible for any other benefits from the plan.

SECTION 2. Conflicts. All Ordinances or parts of Ordinances in conflict with any of the provisions of this Ordinance are hereby repealed to the extent of any conflict with the Ordinance.

SECTION 3. Severability. The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid, unlawful, or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding of any part.

SECTION 4. Construction. This Ordinance is to be liberally construed to accomplish its objectives.

SECTION 5. Publication. This Ordinance shall be published in accordance with the requirements of law.

SECTION 6. Effective Date. This Ordinance shall become effective immediately upon its passage and adoption.

FIRST READING: _____
PUBLISHED: _____
SECOND READING: _____
PUBLIC HEARING: _____

CITY COMMISSION, CITY OF ST. PETE
BEACH, FLORIDA.

Alan Johnson, Mayor

I, Amber LaRowe, City Clerk of the City of St. Pete Beach, Florida, do hereby certify
that the foregoing Ordinance was duly adopted in accordance with the provisions of
applicable law this _____ day of _____, 2020.

Amber LaRowe, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Andrew Dickman, City Attorney