



# COMMISSION MEETING CITY OF ST. PETE BEACH

155 Corey Avenue

**Tuesday, October 11, 2011**

**6:00 PM**

Call to Order  
Pledge of Allegiance  
Invocation  
Roll Call

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## REGULAR MEETING

- 1. Changes to the Agenda** - Any agenda items to be added, moved, or deleted will be addressed at this time. Added items will be assigned agenda item numbers and moved items should remain with the same item numbers. Notation will be made that those items will be taken out of order. Consent items may be removed for discussion, changes, and/or anticipation of a non-unanimous vote and considered separately on the request of anyone on the Commission or by a majority vote of the City Commission upon request of an audience member.
- 2. Presentations** - Presentations shall be limited to 5 minutes for non-city government related items.
  - a. Florida Green Government Certificate (Item added at the meeting.)**
- 3. Audience Comments** - Comments shall be limited to 3 minutes per person to issues not on the agenda.
- 4. Consent**
  - a. Authorization for the City Manager to sign a proposal from George F. Young, Inc. in the amount of \$17,700 to provide engineering services for the Corey Avenue Streetscape improvement project.**

- b. Authorize the City Manager to enter into a purchase agreement with Everglades Farm Equipment Company for \$14,183 for the purchase of a John Deere Gator Utility Vehicle for the Public Services Parks Division.**
- c. Ratification for the City Manager entering into a 24 month lease for a 25 passenger bus with Midwest Transit Equipment, Inc. in the amount of \$15,624.**

**5. Action Items**

- a. Authorization for the Friends of the Gulf Beaches Historical Museum to install signage in the public right-of-way.**
- b. Authorize the City Manager to sign a one year agreement for 2012 with PSTA for trolley services.**

**6. Ordinances**

- a. Ordinance 2010-21, First Reading and Public Hearing, providing for amendment of the Land Development Regulations of the City of St. Pete Beach to establish zoning standards for those areas of the Community Redevelopment District which do not yet have standards consistent with the adopted Comprehensive Plan. The ordinance also amends the official zoning map to include the character districts consistent with the Comprehensive Plan.**
- b. Ordinance 2011-31, First Reading and Public Hearing, an Ordinance of the City of St. Pete Beach providing for the amendment of Section 82-202 (a)(1) of the Appendix A Fee Schedule of the Code of Ordinances as set forth in Attachment A fees pertaining to metered parking decals and permits.**
- c. Ordinance 2011-35, amending Section 38/7 of the Code of Ordinances entitled “Election Date of Commissioners” specifying the date of the 2012 election. *(Item added at the meeting.)***

**7. Resolutions**

- a. Resolution No. 2011-18 establishing a public hearing to consider imposition of the contemplated second tier of stormwater special assessments to fund variable costs associated with the delivery of stormwater management services.**

**8. Items for Discussion**

- a. City Commission Future Goals - Commissioner Parent**

## **9. City Manager, City Attorney and City Commission Reports**

## **10. Adjournment**

### *APPEALS*

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

*Agenda Material is available for review at City Hall on the Friday preceding the meeting. In accordance with the Americans with Disabilities Act and F.S. 286.26, persons with disabilities needing special accommodation to participate in this proceeding should contact Public Services at (727) 363-9243 no later than four (4) days prior to the proceeding for assistance.*

St. Pete Beach City Commission  
Agenda Report

Issue Considered: Authorization for the City Manager to sign a proposal from George F. Young, Inc. in the amount of \$17,700 to provide engineering services for the Corey Avenue Streetscape improvement project.

Date: 10/11/11

Prepared By: Steven J. Hallock, Public Services Director

Summary of Issue: The City budgeted \$300,000 under the FY 2012 Capital Improvement Program to perform street and beautification work on Corey Avenue. This work will include new asphalt, bump outs, electric and landscaping from Boca Ciega Dr. to Gulf Blvd. The concept plan is completed and was presented to City Commission at the 10/4/11 workshop. We would like to move forward with engineering as quickly as possible since the goal is to have the project totally complete no later than February 2012.

Requested Motion: "I move to authorize the City Manager to sign a proposal from George F. Young, Inc. in the amount of \$17,700 to provide engineering services for the Corey Avenue Streetscape improvement project.

Attachments: George F. Young, Inc Proposal

Reviewed by  
City Manager: \_\_\_\_\_

# George F. Young, Inc.

## CLIENT AND CONSULTANT PROFESSIONAL SERVICES TASK ORDER AGREEMENT MASTER CONTRACT NO. 10Y01900SC

This task assignment is authorized this \_\_\_\_\_ day of \_\_\_\_\_, 2011, the effective date, for the Scope of Services and associated fees bound by the Agreement by and between George F. Young, Inc. and the City of St. Pete Beach executed on January 27, 2010:

### I. CONSULTANT:

George F. Young, Inc.

Address:

299 Dr. Martin Luther King Jr. St. N.  
St. Petersburg, FL 33701

Telephone: 727-822-4317

Email: [gotwald@georgefyoung.com](mailto:gotwald@georgefyoung.com)

Fax: 727-822-2919

### II. CLIENT:

City of St. Pete Beach, Florida

Attn.: Renee Cooper

Address:

155 Corey Avenue  
St. Pete Beach, FL 33706

Telephone: 727-363-9243

Email: [rcooper@stpetebeach.org](mailto:rcooper@stpetebeach.org)

Fax: 727-367-2736

**Project Name:** Corey Avenue Improvements

**Name and Address of Record Owner of Property (if other than Client):**

**The property upon which the services hereinafter described are to be performed is located at:**

Corey Avenue between Gulf Blvd. and Boca Ciega Drive in the City of St. Pete Beach

**Client intends to** Mill and resurface Corey Avenue and add landscape islands

**("the project")**

### ACCEPTANCE

By execution of this agreement Client accepts the scope of services and associated fees hereof, acknowledges receipt of a copy hereof, including all exhibits, and authorizes Consultant to proceed with the work.

IN WITNESS THEREOF, the parties hereby execute this agreement upon the terms and conditions of the Agreement stated hereon and on the date first above written.

Accepted by: \_\_\_\_\_

Authorized Signature - Client, as owner  
or authorized agent for the owner

Date: \_\_\_\_\_

Accepted by: \_\_\_\_\_

Authorized Signature - George F. Young, Inc.

Date: \_\_\_\_\_

# George F. Young, Inc.

## EXHIBIT A

### BASIC SCOPE OF SERVICES

#### Understanding of the Project Scope:

The City of St. Pete Beach (City) plans to upgrade the Corey Avenue area between Gulf Blvd. and Boca Ciega Drive. The improvements include milling and resurfacing Corey Avenue and the addition of curbed landscape islands with landscaping along the length of the improvements.

Based upon our understanding of the project, George F. Young, Inc. (GFY) proposes the following services:

#### **I. Corey Avenue Upgrade**

Using a rectified aerial of the projected area, GFY will prepare a plan including the following:

1. Milling and resurfacing limits
2. Landscape islands
3. Detailed and general notes
4. Demolition plan
5. Utility coordination
6. Project Coordination meetings (maximum 6 hours)

Note, no boundary or topographic survey is included in the proposal.

#### **II. Corey Avenue Landscape Design**

George F. Young, Inc. will provide the following landscape architectural services for the two-block project area along Corey Avenue between Boca Ciega Drive and Gulf Blvd.:

1. Site visit to verify existing conditions within the project area.
2. Provide a landscape plan for the landscape islands and streetscape along the project area. GFY will coordinate with the City in selecting the plant palette, for consistency with the recent median landscape design along Gulf Boulevard.
3. GFY will provide a landscape plan, including plan layout, plant list, plant quantities, specifications, planting notes, planting details and irrigation performance specifications. GFY will also specify uplighting for the proposed Medjool Date Palms proposed within the planting islands.

This proposal does not include irrigation design. A note will be provided on the plans indicating that the contractor will adjust the existing irrigation system in order to provide 100% coverage to the new planting areas.

#### **III. Construction Phase**

##### **A. Quantity Takeoffs and Opinion of Probable Construction Cost**

GFY will provide quantity takeoffs for the site development and prepare bid tabulation schedules for unit price bidding by site contractors. GFY will prepare an Opinion of Probable Construction Costs based upon the bid tabulation schedules and the best available knowledge of industry unit prices from historical data collected by GFY. The Client understands that GFY has no control over the cost or availability of labor, equipment and materials, or over market conditions or the contractor's method of pricing. GFY's Opinion of Probable Construction Costs are made on the basis of GFY's professional judgment and experience. GFY makes no

warranty, expressed or implied, that the bids or the negotiated cost of the work will not vary from GFY's Opinion of Probable Construction Cost.

## **B. Bidding and Negotiations**

GFY will provide the Civil Engineering specifications for the purposes of preparing construction bid documents and contract soliciting bids from qualified site contractors. The Client will provide the criteria for the General Conditions for the bid documents. GFY will assist the City in solicitation of bids and negotiating a final contract with a qualified contractor. GFY will address requests for additional information and will respond as may be necessary to complete the bidding process. Value engineering or redesign is not included in this scope.

## **C. Construction Observation**

GFY will provide Limited Construction Observation and certifications for the construction of paving improvements for the project to verify that construction has been performed in general conformance with the approved plans and permits for certifications to the regulatory agencies.

Testing and monitoring of surfaces courses will be provided by the Contractor's materials and testing Geotechnical Consultant during construction and copies of the reports provided to the Client and GFY.

The Construction Phase Services are based upon the construction Schedule not to exceed six (6) weeks for site related work.

1. Attend one (1) pre-construction meeting.
2. Review, approve or take other appropriate action in respect to Shop Drawings and Samples and other data, which the Contractor is required to submit as directed in the General Conditions. Review of Shop Drawings will be limited to checking for conformance with the information shown in the design concept of the completed project and the contract documents.
3. Observe site development construction as necessary to determine that the site construction is proceeding in substantial conformance with the approved construction drawings and Permits. A maximum of four (4) hours per week of observation time is included in this scope for a maximum of twenty-four (24) hours of observation time. GFY shall not during such visits or as a result of observations of contractor's work in progress, supervise, direct or have control over the contractor's work, nor shall consultant have the authority over or responsibility for the means, methods, techniques, sequences, or procedures of construction selected by the contractor, for safety precautions and programs incident to contractor's work or any failure of contractor to comply with laws or regulations applicable to contractor's furnishing and performing the work. Accordingly, consultant neither guarantees the performance of any contractor nor assumes responsibility for any contractor's failure to furnish and perform its work in accordance with the contract documents.
4. Meetings with Client and/or the site development contractor will occur during the observation visits. A maximum of four (4) hours of meeting time is included in the construction services fee.
5. Make a final inspection of the improvements and prepare a punch list for repairs or corrections to be made. Observation services beyond the "final inspection" and one (1) re-inspection will be considered an additional service.

It is our understanding that all the improvements will be constructed in one phase. Any construction phase services for improvements outside the limits of the project or beyond the anticipated duration will be provided as an additional service only as authorized by the Client.

Also, services in connection with Change Orders to reflect changes/additions to the work requested by the Client, involvement of more than one contractor and/or extension of the contract time frame for reasons beyond GFY's control will be provided as additional services.

**IV. Miscellaneous Services**

**A. Project Meeting**

GFY will attend meetings with the Client during the design through construction phase as provided in the scope of services to maintain project team communication. Additional meetings beyond those proposed with the Client or other individual consultants or agencies will be considered as additional services and a fee proposal prepared for the Clients review and approval.

# George F. Young, Inc.

## EXHIBIT B

### CLIENT'S RESPONSIBILITIES

Article 3 of the Master Agreement is amended and supplemented to include the following agreement of the parties

In addition to other responsibilities of CLIENT as set forth in the Master Agreement, CLIENT shall:

1. Provide City Atlas Maps of drainage and utilities in the streets.
2. Provide copies of any building plans or exhibits, which may be on record.
3. Provide copies of any plans for the crosswalks and enhanced flashers.

# George F. Young, Inc.

## EXHIBIT C

### COMPENSATION SCHEDULE

Client shall pay Consultant for Basic Services set forth in Exhibit A in accordance with items A & B below:

#### A: LUMP SUM

1. A Lump Sum amount of \$ 17,700.00 based upon the following assumed distribution of compensation:

|             |                                                    |             |
|-------------|----------------------------------------------------|-------------|
| <b>I.</b>   | Corey Avenue Improvements                          | \$ 6,500.00 |
| <b>II.</b>  | Corey Avenue Landscaping                           | \$ 4,500.00 |
| <b>III.</b> | Construction Phase                                 |             |
| <b>A.</b>   | Quantity Take-offs and<br>Opinion of Probable Cost | \$ 700.00   |
| <b>B.</b>   | Bidding & Negotiating                              | \$ 500.00   |
| <b>C.</b>   | Construction Phase<br>Services                     | \$ 5,500.00 |

2. Consultant may alter the distribution of compensation between the individual phases noted herein to be consistent with services actually rendered but shall not exceed the total Lump Sum amount for the Basic Services unless approved by the Client.
3. The portion of the Lump Sum amount billed for Consultant's services will be based upon Consultant's estimate of the proportion of the total services actually completed during the billing period to the Lump Sum.

#### B: HOURLY

1. On an hourly basis at the attached rate schedule. All reimbursables such as prints, mileage, copies, etc. will be billed at our standard hourly rate schedule.

Reimbursable expenses estimated at \$ 500.00

St. Pete Beach City Commission  
Agenda Report

Issue Considered: Authorize the City Manager to enter into a purchase agreement with Everglades Farm Equipment Company for \$14,183 for the purchase of a John Deere Gator Utility Vehicle for the Public Services Parks Division.

Date: October 11, 2011

Prepared By: Renee Cooper, CIP Construction Manager

Through: Steven J. Hallock, Public Services Director

Summary of Issue: The Public Services vehicle Cart #7581, a 1998 John Deere Gator, is scheduled to be replaced during FY 2012. The current Gator is being replaced with a John Deere Gator XUV with a speed capability of 40 MPH so it can drive down the street when needed. By increasing the speed capability, this makes the utility vehicle even more versatile for routine park, beach, and landscape maintenance. Additional safety features and vehicle attachments make the utility vehicle a vital component of our Department fleet at a greatly reduced cost when compared to a regular truck.

Three (3) written quotes were received for the Gator:

- Website/catalog (\$18,914)
- State contract (\$15,577)
- Everglades (\$14,183)

The old Gator will be traded in for the new Gator. Public Services will also be surplus Truck #145 and using any additional funds to purchase a top dresser for maintenance of our ball fields and park turf.

Requested Motion: "Authorize the City Manager to enter into a purchase agreement with Everglades Farm Equipment Company for \$14,183 for the purchase of a John Deere Gator Utility Vehicle for the Public Services Parks Division."

Attachments: Purchase Agreement

Reviewed by  
City Manager: \_\_\_\_\_

**CITY OF ST. PETE BEACH, FLORIDA**  
**PURCHASING AGREEMENT**  
*Fleet Vehicles – John Deere Gator XUV*

THIS AGREEMENT is hereby executed this 11 day of October, 2011, between the CITY OF ST. PETE BEACH, FLORIDA (hereinafter "CITY") and Everglades Farm Equipment Company (hereinafter "VENDOR"), as follows:

WHEREAS, City is desirous of purchasing from Vendor the goods or services described in this agreement; and

WHEREAS, Vendor is in the business of providing the goods or services described herein, and has submitted an appropriate proposal to the City to provide the same; and

WHEREAS, this agreement has been properly approved by the appropriate authority of the City and the Vendor.

NOW, THEREFORE, upon the mutual covenants contained herein, and other good and valuable consideration, the sufficiency of which is hereby acknowledged, the parties hereto hereby agree to the following:

1. City hereby agrees to purchase, and Vendor hereby agrees to sell or provide, the goods or services described in the proposal attached hereto and incorporated herein.

2. Vendor shall deliver the goods, or provide the services, described herein no later than September 30th, 2012.

3. Time is of the essence in the performance of this contract. City shall be entitled to liquidated damages in the amount of \$500 per day, for each day subsequent to the date set forth in paragraph 2 hereof that Vendor has failed to properly and completely deliver all of the goods or provide all of the services herein specified. Vendor specifically acknowledges that the foregoing sum is reasonable and does not constitute a penalty.

4. Upon Vendor's satisfactory delivery of the goods, or full performance of the services, or in accordance with the payment schedule provided in the attached proposal, City shall pay Vendor the sum of \$14,183.00 as full consideration for the goods or services provided hereunder.

5. Vendor fully warrants the title to any goods provided hereunder, and agrees to defend the same against all claims whatsoever. At the time of delivery, Vendor shall furnish to the City a bill of sale absolute, with full warranties, or other evidence of title transfer satisfactory to the City, for the goods specified herein.

6. Vendor expressly warrants that all goods delivered hereunder are of merchantable quality and fit for the purpose for which the City has purchased the same. Vendor further warrants that any defects in the goods shall be properly repaired by Vendor for a period of 18 months from final delivery, including all parts and labor associated with said repairs.

7. City reserves the right to reject any defective goods, notwithstanding City's payment of the purchase price provided herein.

8. Vendor fully warrants that all services provided hereunder have been provided in a good and workmanlike manner. Vendor guarantees said services for a period of 18 months from the date of final performance. Vendor shall provide all labor and materials necessary to repair any defective workmanship reported to Vendor within said guarantee period.

9. To the extent that this agreement requires Vendor to provide any services of any kind, Vendor and all of Vendor's subcontractors shall maintain public liability insurance in a single combined limit for bodily injury and property damage in the amount of not less than \$1,000,000.00, satisfactory to the City Manager of City, naming the City as additional insured and providing coverage up through and including the final performance of any services provided hereunder. Vendor and all of Vendor's subcontractors shall maintain in full force and effect a policy of worker's compensation insurance for all of Vendor's employees in accordance with applicable state and federal law. Said insurance coverage shall include employer's liability with a single limit of \$100,000.00 per accident or occurrence. Vendor shall present City with a certificate for all of the foregoing insurance, at the time of executing this agreement and at such other times requested by the City.

10. In consideration of the payment of ten dollars as part of the above purchase price, Vendor shall indemnify, defend and hold the City harmless for itself, its employees, agents and assigns, from and against any and all losses, claims, damages, suits, actions, or demands, including attorneys fees and costs of litigation through all appellate proceedings, arising from the performance or non-performance of this agreement, whether caused in part by the City or not.

11. This Agreement shall be binding upon the parties, their successors, assigns, and legal representatives. Vendor shall not assign or otherwise transfer any of the rights or duties under this Agreement, without the express written consent of the City.

12. This document embodies the entire agreement of the parties. There are no promises, terms, conditions, or representations binding on either party hereto, other than those contained herein; and this document shall supersede all previous communications, representations, and/or agreements between the parties hereto, whether written or oral. This Agreement may be modified only in writing executed by all parties. This agreement shall be construed according to the laws of Florida, and venue for any action arising herefrom shall be in Pinellas County, Florida.

13. The prevailing party in any action to enforce or interpret this agreement shall be entitled to reasonable attorneys fees incurred through all appellate proceedings.

14. Vendor hereby acknowledges that the person executing this agreement on behalf of Vendor has the full authority to do so and to bind Vendor to the terms hereof.

15. Any notices provided hereunder shall be sent to the parties at the following addresses and shall be considered properly delivered when placed in the U.S. mail, postage prepaid, certified return receipt requested:

As to Vendor:

Everglades Farm Equipment Co.  
906 US HWY 301 North  
Palmetto, FL 34221

As to City:

City Manager  
City of St. Pete Beach, Florida  
155 Corey Avenue  
St. Pete Beach, Florida 33706

16. To the extent that any terms in the attached proposal conflict with the terms of this agreement, the terms of this agreement shall control and supersede such conflicting terms in the attached proposal, to the extent of such conflict.

17. The following sections, paragraphs or provisions of the attached proposal are hereby deleted from this agreement and shall be of no force or effect:

\_\_\_\_\_  
\_\_\_\_\_

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed on the day and year first above written.

Everglades Farm Equipment Co.  
Vendor

BY 

Mark Gulick  
NAME, TITLE (typed or printed)

CITY OF ST. PETE BEACH, FLORIDA

BY \_\_\_\_\_  
CITY MANAGER

APPROVED AS TO FORM:

ATTEST:

\_\_\_\_\_  
CITY ATTORNEY

\_\_\_\_\_  
CITY CLERK

10/1/2004

St. Pete Beach City Commission  
Agenda Report

Issue Considered: Ratification for the City Manager entering into a 24 month lease for a 25 passenger bus with Midwest Transit Equipment, Inc. in the amount of \$15,624.

Date: October 11, 2011

Prepared By: Sharon M. Smith, Recreation Administrator

Through: Steven J. Hallock, Public Services Director

Summary of Issue: The City Commission approved the leasing of a bus for the Public Services Recreation Division in the FY 2012 budget. Midwest Transit Equipment, Inc. was the least expensive written quote since they had a bus locally available that was coming off another lease. In order to secure the bus for the coming fiscal year the City Manager has signed the *Retail Order for a Motor Vehicle* from Midwest Transit Equipment, Inc. and the lease paperwork will follow. The lease term is 24 months at \$651 per month for the grand total of \$15,624. Under our *Purchasing Manual* all purchases exceeding \$10,000 but less than \$25,000 must be approved by the City Commission and placed on the consent agenda regardless of if they have already been approved by City Commission during the budget process.

The three (3) written quotes for the bus lease are:

- Midwest Transit Equipment (\$651 per month)
- Alpha Charter (\$1800 per month)
- Alliance Bus Group (\$1839 per month)

Requested Motion: "I move to ratify the City Manager entering into a 24 month lease for a 25 passenger bus with Midwest Transit Equipment, Inc. in the amount of \$15,624."

Attachments: Retail Order for a Motor Vehicle

Reviewed by  
City Manager: \_\_\_\_\_

**RETAIL ORDER FOR A MOTOR VEHICLE**

SELLER:

MIDWEST TRANSIT EQUIPMENT DBA Churchbus.com  
P.O. Box 582  
Kankakee, IL 60901  
(815) 933-2412

PURCHASER:

Tax ID# \_\_\_\_\_

**City of St. Pete Beach  
155 Corey Ave.  
St. Pete Beach, FL 33706**

Please enter my order for the following buses:

**2009 Ford Freedom XL**

This is a 25 passenger + driver gas vehicle that is made by Starcraft and requires a special license to operate in the state of Florida.

K40041

**CHURCHBUS.COM**

**24 month Lease= \$651 a month**

Bus is leased "As Is"

\*All pricing is FOB St. Petersburg, FL and includes any possible rebates/incentives available at this time.

ALL WARRANTIES, IF ANY, BY A MANUFACTURER OR SUPPLIER OTHER THAN SELLER ARE THEIRS, NOT SELLER'S AND ONLY SUCH MANUFACTURER OR OTHER SUPPLIER SHALL BE LIABLE FOR PERFORMANCE UNDER SUCH WARRANTIES, UNLESS SELLER FURNISHES BUYER WITH A SEPARATE WRITTEN WARRANTY OR SERVICE CONTRACT MADE BY SELLER ON ITS OWN BEHALF, SELLER HEREBY DISCLAIMS ALL WARRANTIES, EXPRESS OR IMPLIED, INCLUDING ANY IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE: (A) ON ALL GOODS AND SERVICES SOLD BY SELLER, AND (B) ON ALL USED VEHICLES WHICH ARE HEREBY SOLD "AS IS - NOT EXPRESSLY WARRANTED OR GUARANTEED."

The two pages of this Order comprise the entire agreement affecting this purchase and no other agreement or understanding of any nature concerning same has been made or entered into, or will be recognized. I hereby certify that no credit has been extended to me for the purchase of this motor vehicle except as appears in writing on the face of this agreement. I have read the matter printed on the second page and agree to it as a part of this order the same as if it were printed above my signature. I certify that I am of legal age, and hereby acknowledge receipt of a copy of this order.

**THIS ORDER IS A BINDING CONTRACT AND IS NON-CANCELLABLE.**

ACCEPTED BY:

\_\_\_\_\_  
PURCHASER'S SIGNATURE

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SELLER OR HIS AUTHORIZED REPRESENTATIVE

## **MOTOR VEHICLES**

### **ADDITIONAL TERMS AND CONDITIONS**

1. As used in this order the Terms (a) "Seller" shall mean the Seller to whom this order is addressed and who shall become a party hereto by its acceptance hereof, (b) "Purchaser" shall mean the party executing this order as such on the face hereof, and (c) "Manufacturer" shall mean the corporation that manufactured the vehicle or chassis, it being understood by Purchaser and Seller that Seller is in no respect the agent of Manufacturer, that Seller and Purchaser are the sole parties to this order and that reference to manufacturer herein is for the purpose of explaining generally certain contractual relationships existing between Seller and Manufacturer with respect to new motor vehicles.
2. Manufacturer has reserved the right to change the design of any new motor vehicle, chassis, accessories or parts thereof at any time without notice and without obligation to make the same or any similar change upon any motor vehicle, chassis, accessories or parts thereof previously purchases by or shipped to Seller or being manufactured or sold in accordance with Seller's orders. Correspondingly, in the event of any such change by Manufacturer, Seller shall have no obligations to Purchaser to make the same or any similar change in any motor vehicle, chassis, accessories or parts thereof covered this order either before or subsequent to delivery thereof to Purchaser.
3. Seller shall not be liable for failure to deliver or delay in delivering the motor vehicle covered by this order where such failure or delay is due, in whole or in part, to any cause beyond the control or without the fault or negligence of Seller.
4. The price for the motor vehicle specified on the face of this order includes reimbursement for Federal Excise taxes, but does not include sales taxes, use taxes or occupational taxes based on sales volume, (Federal, State, or Local) unless expressly so stated. Purchaser assumes and agrees to pay, unless prohibited by law, any such sales, use or occupational taxes imposed on or applicable to the transaction covered by this order, regardless of which party may have primary tax liability therefor.
5. **FACTORY WARRANTY: ANY WARRANTY ON ANY NEW VEHICLE OR USED VEHICLE STILL SUBJECT TO A MANUFACTURER'S WARRANTY IS THAT MADE BY THE MANUFACTURER ONLY. THE SELLER HEREBY DISCLAIMS ALL WARRANTIES, EITHER EXPRESS OR IMPLIED, INCLUDING ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE.**  
  
**USED VEHICLE WHETHER OR NOT SUBJECT TO MANUFACTURER'S WARRANTY: UNLESS A SEPARATE WRITTEN INSTRUMENT SHOWING THE TERMS OF ANY SELLER'S WARRANTY OR SERVICE CONTRACT IS FURNISHED BY SELLER TO BUYER, THIS VEHICLE IS SOLD "AS IS - NOT EXPRESSLY WARRANTED OR GUARANTEED", AND THE SELLER HEREBY DISCLAIMS ALL WARRANTIES, EITHER EXPRESS OR IMPLIED, INCLUDING ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE.**
6. **PURCHASER SHALL NOT BE ENTITLED TO RECOVER FROM SELLER ANY CONSEQUENTIAL DAMAGES, DAMAGES TO PROPERTY, DAMAGES FOR LOSS OF USE, LOSS OF TIME, LOSS OF PROFITS, OR INCOME, OR ANY OTHER INCIDENTAL DAMAGES.**
7. The purchaser, before or at the time of delivery of the motor vehicle covered by this order will execute such forms of agreement or documents as may be required by the terms and conditions of payment indicated on the front of this order.
8. The purchaser agrees to pick up the buses, upon notice that the unit(s) are ready .

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

St. Pete Beach City Commission  
Agenda Report

Issue Considered: Authorization for the Friends of the Gulf Beaches Historical Museum to install signage in the public right-of-way.

Date: 10/11/11

Prepared By: Steven J. Hallock, Public Services Director

Summary of Issue: The Friends of the Gulf Beaches Historical Museum would like to permanently hang signage in the public right-of-way on existing City poles. While the City definitively supports the Gulf Beaches Historical Museum and thinks their cause is noble, authorizing them to place signage in the public right-of-way raises concerns.

This will set a precedent, and when it comes to placing them on regulatory signs is against State statute. We have denied all other private and non-profit organizations such as the Corey Avenue Business Association, Suntan, Boys & Girls Club, St Alban's Church, etc. from placing permanent signage in the public right-of-way. The function of signage in the public right-of-way is to provide regulations (that give notice of traffic laws or regulations), warnings (that give notice of a situation that might not readily be apparent), and guidance information (that show route designations, directions, distances, services, points of interest, and other geographical, recreational, or cultural information). The standards and specifications for these signs are spelled out clearly within the *Manual on Uniform Traffic Control Devices*.

This precedent will also go against the City's goal of reducing signage throughout the City whenever and wherever possible. In order to preserve and enhance the City as a desirable community in which to live, vacation and do business, a pleasing, visually attractive environment is of foremost importance. The regulation of signs within the City is a highly contributive means by which to achieve this desired end. Allowing more signage and opening the public right-of-way to private and/or non-profit organizations to design and install their own signs to advertise will be a step in the wrong direction when trying to reach this end.

Requested Motion: "I move to (authorize or deny) the Friends of the Gulf Beaches Historical Museum to install signage in the public right-of-way."

Attachments: Friends of the Gulf Beaches Historical Museum Letter

Reviewed by  
City Manager: \_\_\_\_\_

**Friends of the Gulf Beaches  
Historical Museum  
115 10<sup>th</sup> Avenue  
St. Pete Beach, FL 33706**

September 29, 2011

We request the City of St. Pete Beach to allow the following signage to be posted at the designated locations.

**PASS-A-GRILLE WAY  
AT CABRILLO**



**PASS-A-GRILLE WAY  
AT 30<sup>TH</sup> AVE**



**PASS-A-GRILLE WAY  
AT 10<sup>TH</sup> AVE**



The museum will pay for the signage.  
We thank you for your consideration

**Spencer Lucas  
President**

Ph 743-8866

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

**Issue Considered:** Authorize the City Manager to sign a one year agreement for 2012 with PSTA for trolley services.

**Date:** October 11, 2011

**Prepared By:** Michael P. Bonfield, City Manager

**Summary of Issue:** This agreement is for a one year contract renewal with PSTA to provide the City with Trolley services. We continue to partner with the City of Treasure Island for this service. The agreement is similar to that used in the past with the following exceptions:

- Advertisement on the exterior of the trolley will no longer be prohibited.
- The hourly costs have been updated and annual subsidy adjusted to meet projected expenses and revenues.

**Requested Motion:** “I move to authorize the City Manager to sign a one year agreement with PSTA for Trolley Services.”

**Attachments:** PSTA agreement

## AGREEMENT

THIS AGREEMENT made and entered into this \_\_\_\_ of \_\_\_\_\_ 2010 ~~10~~ **11**, by and between the PINELLAS SUNCOAST TRANSIT AUTHORITY, an independent special district and public agency of the State of Florida (hereinafter referred to as "PSTA"), the CITY OF ST. PETE BEACH (SPB) and the CITY OF TREASURE ISLAND (TI), both of the latter being incorporated municipalities located in Pinellas County, Florida (hereinafter collectively referred to as "CITIES").

WHEREAS, it is the CITIES' plan to provide trolley bus service to promote and improve public transportation for the benefit of residents, visitors, and employees in said CITIES; and

WHEREAS, PSTA has offered to provide such service to the CITIES; and

WHEREAS, by this Agreement the parties desire to agree upon the terms and conditions for providing this transportation service.

NOW, THEREFORE, in consideration of the covenants, conditions, and mutual obligations contained herein, the parties agree as follows:

### **DEFINITIONS**

*Passenger who boards the trolley* means any person boarding a trolley within the city of SPB or TI, whether the passenger pays a fare at the time of boarding or not, except children under the age of five (5) years.

1. **Service, Schedule, Routes, and Equipment.** PSTA will provide trolley bus service to the CITIES in accordance with the schedules and routes as show in Exhibit 1, which is the service provided ~~at the time the parties entered into this Agreement~~ **by the Suncoast Beach Trolley and the Central Avenue Trolley.** PSTA shall provide the service described herein only with a trolley bus. A different vehicle may be substituted (Substituted Vehicle) for a trolley bus, if suitable for public transportation, only because of a mechanical breakdown of a trolley bus and only when there is no backup trolley bus available for service of the route and schedule. In the event the conditions for vehicle substitution occur, in no event shall the Substituted

Vehicle remain in service for more than five (5) consecutive day without prior notification to the CITIES. PSTA shall have the authority to utilize a subcontractor to provide all or part of the service, and in that instance, PSTA shall have the sole and exclusive authority to select the subcontractor. The trolley buses utilized for this system shall be maintained in a clean and operable fashion. ~~There will be no advertisements allowed anywhere on the exterior of said vehicles.~~

2. **CITIES' Cost of PSTA Trolley Service.** The CITIES shall pay PSTA an hourly rate of ~~\$76.76~~ **\$84.35** per vehicle for each vehicle hour of operation. The ~~\$76.76~~ **\$84.35** per vehicle hourly rate includes PSTA's compliance with all federal and state rules and regulations.
3. **Revenue.** The cost of PSTA trolley service described in paragraph 2 shall be reduced 1) by the total passenger revenue collected from passengers who board the trolley in either of the CITIES, and 2) by any state and/or federal grant directly attributed to this Agreement. Total passenger revenue for the purpose of reducing the CITIES' operating cost shall be calculated by a credit to the CITIES from the fares paid to PSTA by each passenger that boards the trolley in the CITIES as follows: a credit in the full amount of PSTA's Full Cash Fare for each boarding passenger paying Full Cash Fare (cash or token) or using the Daily Full Fare Unlimited Ride GO Card, the 7-Day Unlimited Ride GO Card, or the 31-day Full Fare Unlimited Ride GO Card; and a credit in the full amount of PSTA's Special Citizen Reduced Cash Fare for each boarding passenger paying a Special Citizen Reduced Cash Fare, Student Reduced Cash Fare, or using a Daily Reduced Fare Unlimited Ride GO Card, or 31-Day Reduced Fare Unlimited Ride GO Card.
4. **Subsidy.** In the event that the revenue credited and collected by and paid to PSTA from all sources described in paragraph 3 are insufficient to pay the operating costs as described in paragraph 2, then the CITIES shall reimburse PSTA the difference (subsidy—as illustrated in Exhibit 3) on a monthly basis. The amount of subsidy shall not exceed ~~\$600,000~~ **\$610,896** in Fiscal Year ~~2010-11~~ **2011-12**. A monthly invoice, in a form approved by the CITIES, shall be submitted to TI with a copy to SPB. Payment of the monthly invoice shall be made to PSTA by TI with in thirty (30) days of receipt of said invoice. The CITIES shall share the cost of the service billed to the CITIES by PSTA as follows: TI shall pay one-third (1/3) of the monthly invoice and SPB shall pay two-thirds (2/3) of the invoice. SPB shall pay its share to TI who shall then pay PSTA the full invoice amount.

5. **Compliance With Law.** PSTA, while in the performance of its duties under this Agreement, shall comply with all federal, state, and local laws applicable to service provided under this Agreement.
6. **Amendments to Exhibits.** The schedules and routes illustrated on Exhibit 1 are the approved schedules and routes under this Agreement. Any change to the schedules or routes of Exhibit 1, as they affect the CITIES, shall require the written consent of the parties and shall become an addendum to this Agreement.
7. **PSTA Regulations.** All applicable regulations, rules, and laws governing the riders of PSTA's service, including but not limited to PSTA's rules regarding the use of transfers or passes, shall be complied with by all riders of the trolley service and shall and may be enforced by PSTA in its sole discretion.
8. **Uniform Fare Structure.** The fare structure for the trolley service to be provided under this Agreement shall be the same as the fare structure established by PSTA for the other portion of the beach trolley service. PSTA's fare structure in existence as of the start of this Agreement is shown in Exhibit 2 and is subject to revision as deemed appropriate by PSTA, at PSTA's sole discretion.
9. **Effective Date.** The effective date of this Agreement shall be January 1, ~~2011~~ **2012** and shall be for a period of one (1) year.
10. **Termination Without Cause.** This Agreement may be terminated earlier by the parties without cause by providing the other parties with six (6) months prior written notice of termination.
11. **Hold Harmless.** The parties agree, to the extent allowed by law, to hold the other harmless for the negligent acts or omissions of their employees and officer, and for any violations of federal or state law or regulation, including but not limited to 42 U.S.C., §1983, Title VII of the Civil Rights Act of 1964, as amended, the Civil Rights Act of 1991, the Americans With Disabilities Act, and Chapter 760, Florida Statutes. Nothing contained herein shall be construed as a waiver of any immunity from or limitation of liability the CITIES or PSTA may be entitled to under the doctrine of sovereign immunity or §768.28, Florida Statutes. The

obligations contained in this paragraph shall survive termination of this Agreement. The obligation of the CITIES and PSTA to indemnify, defend, and hold harmless the others under this Agreement is limited to the same extent that the CITIES or PSTA would otherwise be obligated directly to third persons under existing law or to the extent provided under §768.28, Florida Statutes.

12. **Notices.** All notices, requests, demands, deliveries, and other communications which are required or permitted under this Agreement shall be in writing and shall be deemed to have been duly given when delivered personally, when sent by Telex, telegram, or facsimile, or when mailed, registered or certified first class, postage pre-paid, to the persons and addresses set forth below:

City Manager  
City of St. Pete Beach  
155 Corey Avenue  
St. Pete Beach, FL 33706

Executive Director  
Pinellas Suncoast Transit Authority  
3201 Scherer Drive  
St. Petersburg, FL 33716

City Manager  
City of Treasure Island  
120 108<sup>th</sup> Avenue  
Treasure Island, FL 33706

Alan S. Zimmet, PSTA General Counsel  
Zimmet, Unice, & Salzman, P.A.  
2570 Coral Landings Boulevard, Suite 201  
Palm Harbor, FL 34684

Any of the parties may change the persons and addresses to which notices or other communications are to be sent to it by giving written notice of any such change in the manner provided herein for giving notice.

13. **Entire Agreement.** This Agreement, together with the Exhibits hereto, supersedes any and all prior negotiations, oral agreements, and representations made relating to the subject matter of this Agreement and, except for any written agreement, if any, executed and delivered simultaneously with or subsequent to the date of this Agreement, constitutes the entire Agreement of the parties relating to the subject matter hereof. This Agreement may not be altered or amended except by a writing signed by the parties. No waiver of the terms or conditions of this Agreement shall be effective unless in writing and executed by the party to be charged therewith. The waiver of any condition or of the breach of any term, covenant, representation, warranty, or other provision hereof shall not be deemed nor construed as a further or continuing waiver of any condition or breach or a waiver of any condition or breach or a waiver of any condition or of any breach of any other term, covenant, representation, warranty, or other provision contained in this Agreement.

14. **Assignment.** This Agreement shall be binding upon, and shall inure to the benefit of the parties. This Agreement may not be assigned by a party without the written consent of the other parties.
15. **Third Party Rights.** This Agreement shall create no rights or claims whatsoever in any person other than parties to the Agreement.
16. **Severance.** If any one or more of the provisions of this Agreement shall be held to be invalid, illegal, or unenforceable in any respect, the validity, legality, and enforceability of the remaining provisions hereof shall not in any way be affected or impaired.

Executed this \_\_\_\_ day of \_\_\_\_\_, ~~2010~~ **2011**

Pinellas Suncoast Transit Authority

Attest

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~~Denise Skinner, Interim Executive Director~~

**Brad Miller, Chief Executive Officer**

Approved as to Form:

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**Alan Zimmet, PSTA General Counsel**

Executed this \_\_\_\_ day of \_\_\_\_\_, ~~2010~~ **2011**

City of Treasure Island

Attest

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**Robert Minning, Mayor**

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**City Clerk**

Approved as to Form:

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**City Attorney**

Executed this \_\_\_\_ day of \_\_\_\_\_, ~~2010~~ **2011**

City of St. Pete Beach

Attest

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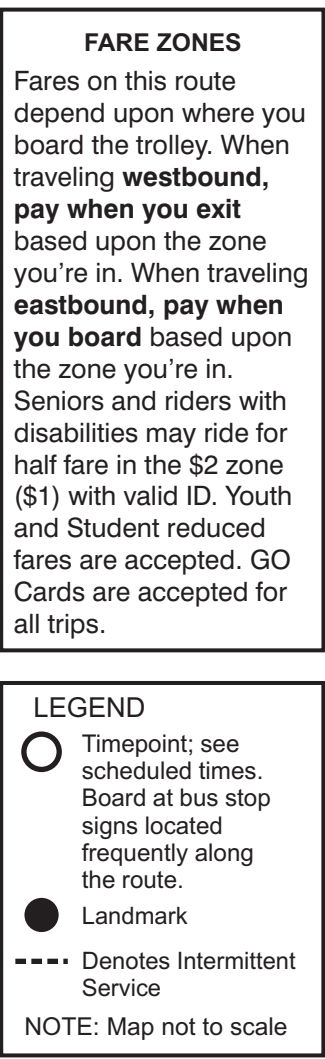
~~Michael Finnerty, Mayor~~

**Steve McFarlin, Mayor**

Approved as to Form:

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**City Attorney**



**ST. PETERSBURG PIER TO ST. PETE BEACH/PASS-A-GRILLE**      **ST. PETE BEACH/PASS-A-GRILLE TO ST. PETERSBURG PIER**

| <div><div>A</div></div> | <div><div>B</div></div> | <div><div>C</div></div>    | <div><div>C</div></div>    | <div><div>D</div></div>     | <div><div>E</div></div> | <div><div>F</div></div> | <div><div>G</div></div> | <div><div>G</div></div> | <div><div>F</div></div> | <div><div>E</div></div> | <div><div>D</div></div>     | <div><div>C</div></div> | <div><div>B</div></div> | <div><div>A</div></div> |
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| Depart<br>The<br>Pier   | BayWalk                 | Arrive<br>Williams<br>Park | Depart<br>Williams<br>Park | Grand<br>Central<br>Station | Central &<br>66 St      | 75 Ave &<br>Gulf Blvd   | 9 Ave &<br>Gulf Way     | 9 Ave &<br>Gulf Way     | 75 Ave &<br>Gulf Blvd   | Central Ave<br>66 St    | Grand<br>Central<br>Station | Williams<br>Park        | BayWalk                 | Arrive<br>The<br>Pier   |
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| (A)                   | (B)     | (C)                        | (C)                        | (D)                         | (E)                   | (F)                      | (G)                    | (G)                    | (F)                      | (E)                       | (D)                         | (C)              | (B)     | (A)                   |
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| Depart<br>The<br>Pier | BayWalk | Arrive<br>Williams<br>Park | Depart<br>Williams<br>Park | Grand<br>Central<br>Station | Central<br>&<br>66 St | 75 Ave<br>&<br>Gulf Blvd | 9 Ave<br>&<br>Gulf Way | 9 Ave<br>&<br>Gulf Way | 75 Ave<br>&<br>Gulf Blvd | Central Ave<br>&<br>66 St | Grand<br>Central<br>Station | Williams<br>Park | BayWalk | Arrive<br>The<br>Pier |
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| 10:05AM               | 10:08   | 10:20                      | 10:25                      | 10:40                       | 10:49                 | 11:00                    | 11:15                  | 11:25                  | 11:45                    | 11:54                     | 12:10                       | 12:25            | 12:26   | 12:30                 |
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| 11:30                 | 11:33   | 11:45                      | 11:55                      | 12:10                       | 12:19                 | 12:30                    | 12:50                  | 1:00                   | 1:20                     | 1:29                      | 1:45                        | 2:00             | 2:01    | 2:05                  |
| 11:45                 | 11:48   | 12:05                      | 12:15                      | 12:30                       | 12:39                 | 12:50                    | 1:10                   | 1:20                   | 1:40                     | 1:49                      | 2:05                        | 2:20             | -       | -                     |
| 12:00PM               | 12:03   | 12:15                      | 12:25                      | 12:40                       | 12:49                 | 1:00                     | 1:20                   | 1:30                   | 1:50                     | 1:59                      | 2:15                        | 2:30             | 2:31    | 2:35                  |
| 12:15                 | 12:18   | 12:30                      | 12:40                      | 12:55                       | 1:04                  | 1:15                     | 1:35                   | 1:50                   | 2:10                     | 2:19                      | 2:35                        | 2:50             | -       | -                     |
| 12:30                 | 12:33   | 12:45                      | 12:55                      | 1:10                        | 1:19                  | 1:30                     | 1:50                   | 2:00                   | 2:20                     | 2:29                      | 2:45                        | 3:00             | 3:01    | 3:05                  |
| 12:45                 | 12:48   | 1:00                       | 1:10                       | 1:25                        | 1:34                  | 1:45                     | 2:05                   | 2:15                   | 2:35                     | 2:44                      | 3:00                        | 3:15             | 3:16    | 3:20                  |
| 1:00                  | 1:03    | 1:15                       | 1:25                       | 1:40                        | 1:49                  | 2:00                     | 2:20                   | 2:30                   | 2:50                     | 2:59                      | 3:15                        | 3:30             | 3:31    | 3:35                  |
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Effective 10-2-11

TIMES SHOWN ARE SCHEDULED BUT MAY VARY DUE TO TRAFFIC CONDITIONS, WEATHER OR UNFORESEEN EVENTS.

Central Avenue Trolley

ST. PETERSBURG PIER  
TO ST. PETE BEACH/PASS-A-GRILLE

ST. PETE BEACH/PASS-A-GRILLE TO  
ST. PETERSBURG PIER

SATURDAY

| <div>A</div>          | <div>B</div> | <div>C</div>               | <div>C</div>               | <div>D</div>                | <div>E</div>          | <div>F</div>             | <div>G</div>           | <div>G</div>           | <div>F</div>             | <div>E</div>              | <div>D</div>                | <div>C</div>     | <div>B</div> | <div>A</div>          |
|-----------------------|--------------|----------------------------|----------------------------|-----------------------------|-----------------------|--------------------------|------------------------|------------------------|--------------------------|---------------------------|-----------------------------|------------------|--------------|-----------------------|
| Depart<br>The<br>Pier | BayWalk      | Arrive<br>Williams<br>Park | Depart<br>Williams<br>Park | Grand<br>Central<br>Station | Central<br>&<br>66 St | 75 Ave<br>&<br>Gulf Blvd | 9 Ave<br>&<br>Gulf Way | 9 Ave<br>&<br>Gulf Way | 75 Ave<br>&<br>Gulf Blvd | Central Ave<br>&<br>66 St | Grand<br>Central<br>Station | Williams<br>Park | BayWalk      | Arrive<br>The<br>Pier |
| –                     | –            | –                          | –                          | –                           | –                     | –                        | –                      | –                      | 6:30                     | 6:38                      | 6:55                        | 7:10             | –            | –                     |
| –                     | –            | –                          | –                          | 6:10                        | 6:19                  | 6:30                     | 6:45                   | 6:50                   | 7:10                     | 7:18                      | 7:35                        | 7:50             | –            | –                     |
| –                     | –            | –                          | 6:20                       | 6:35                        | 6:44                  | 7:00                     | 7:15                   | 7:15                   | 7:30                     | 7:38                      | 7:55                        | 8:10             | –            | –                     |
| –                     | –            | –                          | 6:50                       | 7:05                        | 7:14                  | 7:25 X                   | 7:40                   | 7:45                   | 8:05                     | 8:13                      | 8:30                        | 8:45             | –            | –                     |
| –                     | –            | –                          | 7:20                       | 7:35                        | 7:44                  | 7:55                     | 8:10                   | 8:15                   | 8:35                     | 8:43                      | 9:00                        | 9:15             | –            | –                     |
| –                     | –            | –                          | 8:00                       | 8:15                        | 8:24                  | 8:35 X                   | 8:50                   | 9:00                   | 9:20                     | 9:28                      | 9:45                        | 10:00            | 10:01        | 10:05                 |
| –                     | –            | –                          | 8:25                       | 8:40                        | 8:49                  | 9:00                     | 9:15                   | 9:25                   | 9:45                     | 9:53                      | 10:10                       | 10:25            | 10:26        | 10:30                 |
| –                     | –            | –                          | 8:55                       | 9:10                        | 9:19                  | 9:30 X                   | 9:45                   | 9:50                   | 10:10                    | 10:19                     | 10:35                       | 10:55            | 10:56        | 11:00                 |
| –                     | –            | –                          | 9:25                       | 9:40                        | 9:49                  | 10:00                    | 10:15                  | 10:25                  | 10:45                    | 10:54                     | 11:10                       | 11:25            | 11:26        | 11:30                 |
| –                     | –            | –                          | 9:55                       | 10:10                       | 10:19                 | 10:30 X                  | 10:50                  | 10:55                  | 11:10                    | 11:19                     | 11:35                       | 11:55            | 11:56        | 12:00                 |
| 10:05AM               | 10:08        | 10:20                      | 10:25                      | 10:40                       | 10:49                 | 11:00                    | 11:15                  | 11:25                  | 11:45                    | 11:54                     | 12:10                       | 12:30            | 12:31        | 12:35                 |
| 10:30                 | 10:33        | 10:45                      | 10:55                      | 11:10                       | 11:19                 | 11:30 X                  | 11:45                  | 11:55                  | 12:15                    | 12:24                     | 12:40                       | 12:55            | 12:56        | 1:00                  |
| 11:00                 | 11:03        | 11:15                      | 11:25                      | 11:40                       | 11:49                 | 12:00                    | 12:20                  | 12:30                  | 12:50                    | 12:59                     | 1:15                        | 1:30             | 1:31         | 1:35                  |
| 11:30                 | 11:33        | 11:45                      | 11:55                      | 12:10                       | 12:19                 | 12:30 X                  | 12:50                  | 1:00                   | 1:20                     | 1:29                      | 1:45                        | 2:00             | 2:01         | 2:05                  |
| 12:00PM               | 12:03        | 12:15                      | 12:25                      | 12:40                       | 12:49                 | 1:00                     | 1:20                   | 1:30                   | 1:50                     | 1:59                      | 2:15                        | 2:30             | 2:31         | 2:35                  |
| 12:35                 | 12:38        | 12:50                      | 1:00                       | 1:15                        | 1:24                  | 1:35 X                   | 1:55                   | 2:05                   | 2:25                     | 2:34                      | 2:50                        | 3:05             | 3:06         | 3:10                  |
| 1:00                  | 1:03         | 1:15                       | 1:25                       | 1:40                        | 1:49                  | 2:00                     | 2:20                   | 2:30                   | 2:50                     | 2:59                      | 3:15                        | 3:30             | 3:31         | 3:35                  |
| 1:35                  | 1:38         | 1:50                       | 2:00                       | 2:15                        | 2:24                  | 2:35 X                   | 2:55                   | 3:05                   | 3:25                     | 3:34                      | 3:50                        | 4:05             | 4:06         | 4:10                  |
| 2:05                  | 2:08         | 2:20                       | 2:30                       | 2:45                        | 2:54                  | 3:05                     | 3:25                   | 3:35                   | 3:55                     | 4:04                      | 4:20                        | 4:35             | 4:36         | 4:40                  |
| 2:35                  | 2:38         | 2:50                       | 3:00                       | 3:15                        | 3:24                  | 3:35 X                   | 3:55                   | 4:00                   | 4:20                     | 4:29                      | 4:45                        | 5:00             | 5:01         | 5:05                  |
| 3:10                  | 3:13         | 3:25                       | 3:30                       | 3:35                        | 3:54                  | 4:05                     | 4:25                   | 4:30                   | 4:50                     | 4:59                      | 5:15                        | 5:30             | 5:31         | 5:35                  |
| 3:35                  | 3:38         | 3:50                       | 4:00                       | 4:15                        | 4:24                  | 4:35 X                   | 4:55                   | 5:05                   | 5:20                     | 5:29                      | 5:45                        | 6:00             | 6:01         | 6:05                  |
| 4:10                  | 4:13         | 4:25                       | 4:35                       | 4:50                        | 4:59                  | 5:10                     | 5:30                   | 5:40                   | 6:00                     | 6:09                      | 6:25                        | 6:40             | 6:41         | 6:45                  |
| 4:40                  | 4:43         | 4:55                       | 5:05                       | 5:20                        | 5:29                  | 5:40 X                   | 6:00                   | 6:10                   | 6:30                     | 6:39                      | 6:55                        | 7:15             | 7:16         | 7:20                  |
| 5:05                  | 5:08         | 5:20                       | 5:30                       | 5:45                        | 5:54                  | 6:05                     | 6:25                   | 6:35                   | 6:55                     | 7:04                      | 7:20                        | 7:35             | –            | –                     |
| 5:35                  | 5:38         | 5:50                       | 6:00                       | 6:15                        | 6:24                  | 6:35 X                   | 6:50                   | 7:00                   | 7:15                     | 7:22                      | 7:35                        | 7:50             | 7:51         | 7:55                  |
| –                     | –            | 6:00                       | 6:10                       | 6:25                        | 6:34                  | 6:45                     | 7:05                   | 7:15                   | 7:35                     | 7:42                      | 8:00                        | 8:15             | 8:16         | 8:20                  |
| 6:05                  | 6:08         | 6:20                       | 6:30                       | 6:45                        | 6:54                  | 7:05                     | 7:25                   | 7:35                   | 7:55                     | 8:02                      | 8:20                        | 8:35             | 8:36         | 8:40                  |
| 6:45                  | 6:48         | 7:00                       | 7:10                       | 7:25                        | 7:32                  | 7:45                     | 8:05                   | 8:15                   | 8:35                     | 8:42                      | 8:55                        | 9:10             | 9:11         | 9:15                  |
| 7:20                  | 7:23         | 7:35                       | 7:45                       | 8:00                        | 8:07                  | 8:20                     | 8:40                   | 8:50                   | 9:10                     | 9:17                      | 9:30                        | 9:45             | 9:46         | 9:50                  |
| 7:55                  | 7:58         | 8:10                       | 8:15                       | 8:30                        | 8:37                  | 8:50                     | 9:05                   | 9:10                   | 9:25                     | 9:32                      | 9:45                        | 10:05            | 10:06        | 10:10                 |
| 8:20                  | 8:23         | 8:35                       | 8:45                       | 9:00                        | 9:07                  | 9:20                     | 9:40                   | 9:50                   | 10:10                    | 10:17                     | 10:30                       | 10:45            | 10:46        | 10:50                 |
| 8:40                  | 8:43         | 8:55                       | 9:05                       | 9:20                        | 9:27                  | 9:40                     | 10:00                  | 10:10                  | 10:30                    | 10:37                     | 10:50                       | 11:05            | 11:06        | 11:10                 |
| 9:15                  | 9:18         | 9:30                       | 9:35                       | 9:50                        | 9:57                  | 10:15                    | 10:35                  | 10:35                  | 10:55                    | 11:02                     | 11:15                       | 11:30            | –            | –                     |
| 9:50                  | 9:53         | 10:05                      | 10:10                      | 10:25                       | 10:32                 | 10:45                    | 11:00                  | 11:00                  | 11:15                    | 11:22                     | 11:35                       | –                | –            | –                     |
| 10:10                 | 10:13        | 10:25                      | 10:30                      | 10:45                       | 10:52                 | 11:05                    | 11:20                  | 11:20                  | 11:35                    | 11:42                     | 11:55                       | –                | –            | –                     |
| 10:50                 | 10:53        | 11:05                      | 11:10                      | 11:25                       | –                     | –                        | –                      | –                      | –                        | –                         | –                           | –                | –            | –                     |
| 11:10                 | 11:13        | 11:25                      | 11:25                      | 11:40                       | –                     | –                        | –                      | –                      | –                        | –                         | –                           | –                | –            | –                     |

SUNDAY & HOLIDAYS

| <div>A</div>          | <div>B</div> | <div>C</div>               | <div>C</div>               | <div>D</div>                | <div>E</div>          | <div>F</div>             | <div>G</div>           | <div>G</div>           | <div>F</div>             | <div>E</div>              | <div>D</div>                | <div>C</div>     | <div>B</div> | <div>A</div>          |
|-----------------------|--------------|----------------------------|----------------------------|-----------------------------|-----------------------|--------------------------|------------------------|------------------------|--------------------------|---------------------------|-----------------------------|------------------|--------------|-----------------------|
| Depart<br>The<br>Pier | BayWalk      | Arrive<br>Williams<br>Park | Depart<br>Williams<br>Park | Grand<br>Central<br>Station | Central<br>&<br>66 St | 75 Ave<br>&<br>Gulf Blvd | 9 Ave<br>&<br>Gulf Way | 9 Ave<br>&<br>Gulf Way | 75 Ave<br>&<br>Gulf Blvd | Central Ave<br>&<br>66 St | Grand<br>Central<br>Station | Williams<br>Park | BayWalk      | Arrive<br>The<br>Pier |
| –                     | –            | –                          | –                          | 6:10                        | 6:19                  | 6:30                     | 6:45                   | 6:50                   | 7:10                     | 7:18                      | 7:35                        | 7:50             | –            | –                     |
| –                     | –            | –                          | 6:20                       | 6:35                        | 6:44                  | 7:00                     | 7:15                   | 7:15                   | 7:30                     | 7:38                      | 7:55                        | 8:10             | –            | –                     |
| –                     | –            | –                          | 6:50                       | 7:05                        | 7:14                  | 7:25                     | 7:40                   | 7:45                   | 8:05                     | 8:13                      | 8:30                        | 8:45             | –            | –                     |
| –                     | –            | –                          | 7:20                       | 7:35                        | 7:44                  | 7:55                     | 8:10                   | 8:15                   | 8:35                     | 8:43                      | 9:00                        | 9:15             | –            | –                     |
| –                     | –            | –                          | 8:00                       | 8:15                        | 8:24                  | 8:35 X                   | 8:50                   | 9:00                   | 9:20                     | 9:28                      | 9:45                        | 10:00            | 10:01        | 10:05                 |
| –                     | –            | –                          | 8:25                       | 8:40                        | 8:49                  | 9:00                     | 9:15                   | 9:25                   | 9:45                     | 9:53                      | 10:10                       | 10:25            | 10:26        | 10:30                 |
| –                     | –            | –                          | 8:55                       | 9:10                        | 9:19                  | 9:30 X                   | 9:45                   | 9:50                   | 10:10                    | 10:19                     | 10:35                       | 10:55            | 10:56        | 11:00                 |
| –                     | –            | –                          | 9:25                       | 9:40                        | 9:49                  | 10:00                    | 10:15                  | 10:25                  | 10:45                    | 10:54                     | 11:10                       | 11:25            | 11:26        | 11:30                 |
| –                     | –            | –                          | 9:55                       | 10:10                       | 10:19                 | 10:30 X                  | 10:50                  | 10:55                  | 11:10                    | 11:19                     | 11:35                       | 11:55            | 11:56        | 12:00                 |
| 10:05AM               | 10:08        | 10:20                      | 10:25                      | 10:40                       | 10:49                 | 11:00                    | 11:15                  | 11:25                  | 11:45                    | 11:54                     | 12:10                       | 12:30            | 12:31        | 12:35                 |
| 10:30                 | 10:33        | 10:45                      | 10:55                      | 11:10                       | 11:19                 | 11:30 X                  | 11:45                  | 11:55                  | 12:15                    | 12:24                     | 12:40                       | 12:55            | 12:56        | 1:00                  |
| 11:00                 | 11:03        | 11:15                      | 11:25                      | 11:40                       | 11:49                 | 12:00                    | 12:20                  | 12:30                  | 12:50                    | 12:59                     | 1:15                        | 1:30             | 1:31         | 1:35                  |
| 11:30                 | 11:33        | 11:45                      | 11:55                      | 12:10                       | 12:19                 | 12:30 X                  | 12:50                  | 1:00                   | 1:20                     | 1:29                      | 1:45                        | 2:00             | 2:01         | 2:05                  |
| 12:00PM               | 12:03        | 12:15                      | 12:25                      | 12:40                       | 12:49                 | 1:00                     | 1:20                   | 1:30                   | 1:50                     | 1:59                      | 2:15                        | 2:30             | 2:31         | 2:35                  |
| 12:35                 | 12:38        | 12:50                      | 1:00                       | 1:15                        | 1:24                  | 1:35 X                   | 1:55                   | 2:05                   | 2:25                     | 2:34                      | 2:50                        | 3:05             | 3:06         | 3:10                  |
| 1:00                  | 1:03         | 1:15                       | 1:25                       | 1:40                        | 1:49                  | 2:00                     | 2:20                   | 2:30                   | 2:50                     | 2:59                      | 3:15                        | 3:30             | 3:31         | 3:35                  |
| 1:35                  | 1:38         | 1:50                       | 2:00                       | 2:15                        | 2:24                  | 2:35 X                   | 2:55                   | 3:05                   | 3:25                     | 3:34                      | 3:50                        | 4:05             | 4:06         | 4:10                  |
| 2:05                  | 2:08         | 2:20                       | 2:30                       | 2:45                        | 2:54                  | 3:05                     | 3:25                   | 3:35                   | 3:55                     | 4:04                      | 4:20                        | 4:35             | 4:36         | 4:40                  |
| 2:35                  | 2:38         | 2:50                       | 3:00                       | 3:15                        | 3:24                  | 3:35 X                   | 3:55                   | 4:00                   | 4:20                     | 4:29                      | 4:45                        | 5:00             | 5:01         | 5:05                  |
| 3:10                  | 3:13         | 3:25                       | 3:30                       | 3:45                        | 3:54                  | 4:05                     | 4:25                   | 4:30                   | 4:50                     | 4:59                      | 5:15                        | 5:30             | –            | –                     |
| 3:35                  | 3:38         | 3:50                       | 4:00                       | 4:15                        | 4:24                  | 4:35 X                   | 4:55                   | 5:05                   | 5:20                     | 5:29                      | 5:45                        | 6:00             | –            | –                     |
| 4:10                  | 4:13         | 4:25                       | 4:35                       | 4:50                        | 4:59                  | 5:10                     | 5:30                   | 5:40                   | 6:00                     | 6:09                      | 6:25                        | 6:40             | –            | –                     |
| 4:40                  | 4:43         | 4:55                       | 5:05                       | 5:20                        | 5:29                  | 5:40 X                   | 6:00                   | 6:10                   | 6:30                     | 6:39                      | 6:55                        | 7:15             | –            | –                     |
| 5:05                  | 5:08         | 5:20                       | 5:30                       | 5:45                        | 5:54                  | 6:05                     | 6:25                   | 6:35                   | 6:55                     | 7:04                      | 7:20                        | 7:35             | –            | –                     |
| –                     | –            | 6:00                       | 6:10                       | 6:25                        | 6:34                  | 6:45 X                   | 7:05                   | 7:15                   | 7:35                     | 7:44                      | 8:00                        | 8:15             | –            | –                     |
| –                     | –            | 6:40                       | 6:50                       | 7:05                        | 7:14                  | 7:25                     | 7:45                   | 7:55                   | 8:15                     | 8:22                      | 8:40                        | 8:55             | –            | –                     |
| –                     | –            | 7:15                       | 7:40                       | 7:40                        | 7:47                  | 8:00                     | 8:20                   | 8:30                   | 8:50                     | 8:57                      | 9:10                        | 9:25             | –            | –                     |
| –                     | –            | 7:35                       | 7:45                       | 8:00                        | 8:07                  | 8:20                     | 8:40                   | 8:50                   | 9:10                     | 9:17                      | 9:30                        | 9:45             | –            | –                     |
| –                     | –            | 8:15                       | 8:25                       | 8:40                        | 8:47                  | 9:00                     | 9:15                   | 9:20                   | 9:35                     | 9:42                      | 9:55                        | 10:10            | –            | –                     |
| –                     | –            | 8:55                       | 9:05                       | 9:20                        | 9:27                  | 9:40                     | 10:00                  | 10:05                  | 10:20                    | 10:27                     | 10:40                       | 10:55            | –            | –                     |
| –                     | –            | 9:25                       | 9:35                       | 9:50                        | 9:57                  | 10:10                    | 10:30                  | 10:35                  | 10:50                    | 10:57                     | 11:10                       | 11:25            | –            | –                     |
| –                     | –            | 9:45                       | 9:50                       | 10:05                       | 10:12                 | 10:30                    | 10:50                  | 10:50                  | 11:10                    | 11:17                     | 11:30                       | 11:45            | –            | –                     |
| –                     | –            | 10:10                      | 10:15                      | 10:30                       | 10:37                 | 10:50                    | 11:05                  | 11:05                  | 11:20                    | 11:27                     | 11:40                       | –                | –            | –                     |

 - Wheelchair Service Provided On All Trips

Effective 10-2-11

X - These trips serve 1 Ave

TIMES SHOWN ARE SCHEDULED BUT MAY VARY DUE TO TRAFFIC CONDITIONS, WEATHER OR UNFORESEEN EVENTS.

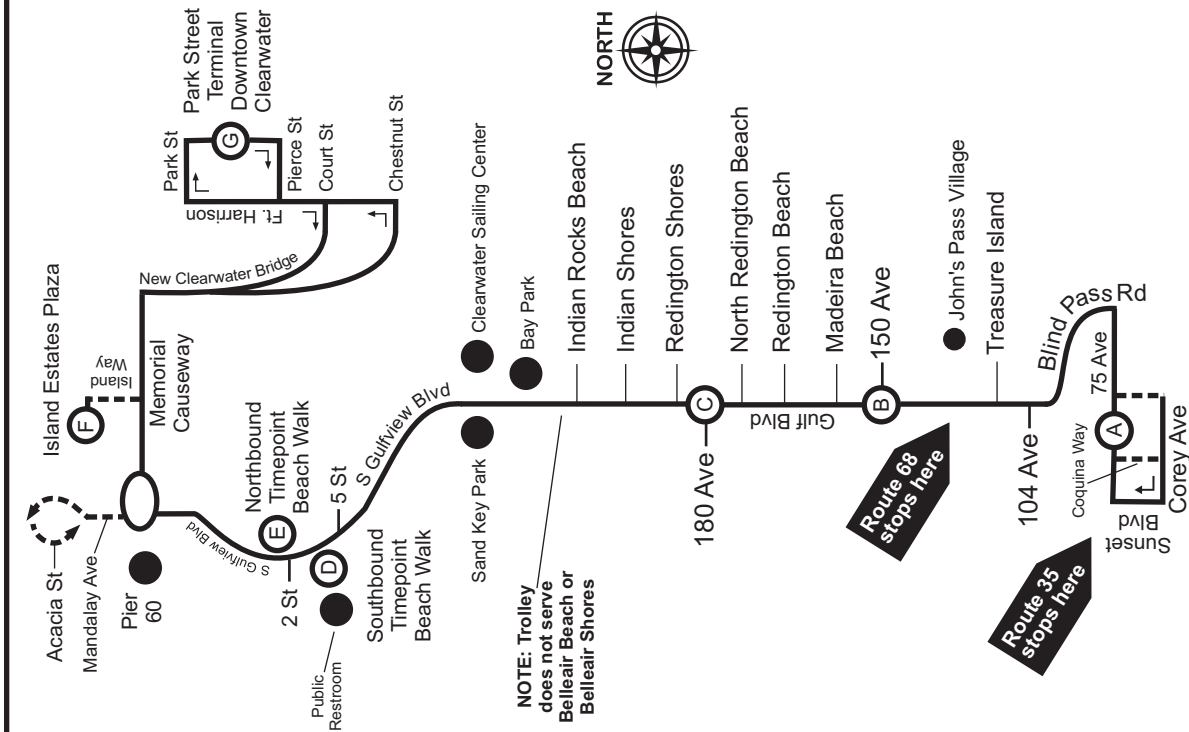
# Suncoast Beach Trolley<sup>SM</sup>

## ST. PETE BEACH TO DOWNTOWN CLEARWATER

### MONDAY - SUNDAY AND HOLIDAYS

| (A)<br>75 Ave<br>&<br>Gulf Blvd | (B)<br>Gulf Blvd<br>&<br>150 Ave | (C)<br>Gulf Blvd<br>&<br>180 Ave | (E)<br>Beach<br>Walk | (F)<br>Island<br>Estates | (G)<br>Park<br>Street<br>Terminal |
|---------------------------------|----------------------------------|----------------------------------|----------------------|--------------------------|-----------------------------------|
| 5:15 % AM                       | 5:28 %                           | 5:32 %                           | 5:55 %               | -                        | 6:10 %                            |
| 5:30 &                          | 5:43 &                           | 5:47 &                           | 6:10 X &             | 6:18 &                   | 6:35 &                            |
| 6:00                            | 6:13                             | 6:17                             | 6:40 X               | 6:48                     | 7:05                              |
| 6:40                            | 6:53                             | 6:57                             | 7:20 X               | 7:28                     | 7:45                              |
| 7:10                            | 7:23                             | 7:27                             | 7:50 X               | 7:58                     | 8:15                              |
| 7:30                            | 7:48                             | 7:52                             | 8:20 X               | 8:28                     | 8:40                              |
| 8:05                            | 8:23                             | 8:27                             | 8:55 X               | 9:03                     | 9:15                              |
| 8:35                            | 8:53                             | 8:57                             | 9:25 X               | 9:33                     | 9:45                              |
| 9:15                            | 9:33                             | 9:37                             | 10:05                | -                        | 10:20                             |
| 9:45                            | 10:03                            | 10:07                            | 10:35                | -                        | 10:55                             |
| 10:10                           | 10:28                            | 10:32                            | 11:00                | -                        | 11:15                             |
| 10:45                           | 11:03                            | 11:07                            | 11:35                | -                        | 11:50                             |
| 11:05                           | 11:23                            | 11:27                            | 11:55                | -                        | 12:10                             |
| 11:40                           | 11:58                            | 12:02                            | 12:30                | -                        | 12:45                             |
| 12:10 PM                        | 12:28                            | 12:33                            | 1:00                 | -                        | 1:15                              |
| 12:35                           | 12:53                            | 12:58                            | 1:25                 | -                        | 1:40                              |
| 1:10                            | 1:28                             | 1:33                             | 2:00                 | -                        | 2:15                              |
| 1:30                            | 1:48                             | 1:53                             | 2:20                 | -                        | 2:35                              |
| 2:05                            | 2:23                             | 2:28                             | 2:55                 | -                        | 3:10                              |
| 2:35                            | 2:53                             | 2:58                             | 3:25                 | -                        | 3:40                              |
| 3:00                            | 3:18                             | 3:23                             | 3:50                 | -                        | 4:05                              |
| 3:35                            | 3:53                             | 3:58                             | 4:25                 | -                        | 4:40                              |
| 3:55                            | 4:13                             | 4:18                             | 4:45                 | -                        | 5:00                              |
| 4:35                            | 4:53                             | 4:58                             | 5:25                 | -                        | 5:40                              |
| 5:05                            | 5:23                             | 5:28                             | 5:55                 | -                        | 6:10                              |
| 5:30                            | 5:48                             | 5:53                             | 6:20                 | -                        | 6:35                              |
| 6:05                            | 6:23                             | 6:28                             | 6:55                 | -                        | 7:10                              |
| 6:25                            | 6:43                             | 6:48                             | 7:15                 | -                        | 7:30                              |
| 7:05                            | 7:22                             | 7:27                             | 7:50                 | -                        | 8:05                              |
| 7:30                            | 7:47                             | 7:52                             | 8:15                 | -                        | 8:30                              |
| 7:55                            | 8:12                             | 8:17                             | 8:40                 | -                        | 8:55                              |
| 8:30                            | 8:47                             | 8:52                             | 9:15                 | -                        | 9:30                              |
| 8:50                            | 9:07                             | 9:12                             | 9:35                 | -                        | 9:50                              |
| 9:25                            | 9:42                             | 9:47                             | 10:10                | -                        | 10:25                             |
| 9:50                            | 10:07                            | 10:11                            | 10:34                | -                        | 10:50                             |
| 10:10 #                         | 10:27 #                          | 10:31 #                          | 10:54 #              | -                        | 11:10 #                           |
| 10:45 #                         | 11:00 #                          | 11:04 #                          | 11:25 #              | -                        | 11:40 #                           |
| 11:05 #                         | 11:20 #                          | 11:24 #                          | 11:45 #              | -                        | 12:00 #                           |
| 11:30 #                         | 11:45 #                          | 11:49 #                          | 12:10 #              | -                        | 12:20 #                           |

The Clearwater Jolley Trolley (727) 445-1200 provides circulator service to Clearwater Beach, Island Estates, and Mandalay Ave every day from 10:00 AM to 8:30 PM. Ask your Bus Operator for a transfer or show the Jolley Trolley driver your GO Card and you can ride for free.



# - These trips run Friday and Saturday ONLY

% - This trip runs Monday through Friday ONLY

& - This trip runs Monday through Saturday ONLY

X - Serves Mandalay Ave & Acacia St these trips

Effective 10-2-11

W - Wheelchair Service Provided On All Trips

NOTE: Trolley does not serve Belleair Beach or Belleair Shores.

TIMES SHOWN ARE SCHEDULED BUT MAY VARY DUE TO TRAFFIC CONDITIONS, WEATHER OR UNFORESEEN EVENTS.

# Suncoast Beach Trolley<sup>SM</sup>

## DOWNTOWN CLEARWATER TO ST. PETE BEACH

### MONDAY - SUNDAY AND HOLIDAYS

| (G)                  | (F)            | (D)        | (C)                 | (B)                 | (A)                |
|----------------------|----------------|------------|---------------------|---------------------|--------------------|
| Park Street Terminal | Island Estates | Beach Walk | Gulf Blvd & 180 Ave | Gulf Blvd & 150 Ave | 75 Ave & Gulf Blvd |
| 5:30 AM              | —              | 5:40       | 5:58                | 6:04                | 6:30               |
| 6:00                 | —              | 6:10       | 6:28                | 6:34                | 7:00               |
| 6:15 X               | —              | 6:30       | 6:48                | 6:54                | 7:20               |
| 6:45                 | 6:55 X         | 7:05       | 7:23                | 7:29                | 7:55               |
| 7:15                 | 7:25 X         | 7:35       | 7:53                | 7:59                | 8:25               |
| 7:55                 | 8:05 X         | 8:15       | 8:33                | 8:39                | 9:05               |
| 8:25                 | 8:35 X         | 8:45       | 9:03                | 9:11                | 9:35               |
| 8:50                 | 9:00 X         | 9:10       | 9:28                | 9:36                | 10:00              |
| 9:25                 | 9:35 X         | 9:45       | 10:03               | 10:11               | 10:35              |
| 9:55                 |                | 10:05      | 10:25               | 10:31               | 10:55              |
| 10:30                |                | 10:40      | 11:00               | 11:06               | 11:30              |
| 11:00                |                | 11:10      | 11:30               | 11:36               | 12:00              |
| 11:25                |                | 11:35      | 11:55               | 12:01               | 12:25              |
| 12:00 PM             |                | 12:10      | 12:30               | 12:36               | 1:00               |
| 12:20                |                | 12:30      | 12:50               | 12:56               | 1:20               |
| 12:55                |                | 1:05       | 1:25                | 1:31                | 1:55               |
| 1:25                 |                | 1:35       | 1:55                | 2:01                | 2:25               |
| 1:50                 |                | 2:00       | 2:20                | 2:26                | 2:50               |
| 2:25                 |                | 2:35       | 2:55                | 3:01                | 3:25               |
| 2:45                 |                | 2:55       | 3:15                | 3:21                | 3:45               |
| 3:20                 |                | 3:30       | 3:50                | 3:56                | 4:25               |
| 3:50                 |                | 4:00       | 4:20                | 4:26                | 4:55               |
| 4:15                 |                | 4:25       | 4:45                | 4:51                | 5:20               |
| 4:50                 |                | 5:00       | 5:20                | 5:26                | 5:55               |
| 5:10                 |                | 5:20       | 5:40                | 5:46                | 6:15               |
| 5:50                 |                | 6:00       | 6:20                | 6:26                | 6:55               |
| 6:20                 |                | 6:30       | 6:50                | 6:56                | 7:20               |
| 6:45                 |                | 6:55       | 7:15                | 7:21                | 7:45               |
| 7:20                 |                | 7:30       | 7:50                | 7:56                | 8:20               |
| 7:40                 |                | 7:50       | 8:10                | 8:16                | 8:40               |
| 8:15                 |                | 8:25       | 8:45                | 8:51                | 9:15               |
| 8:40                 |                | 8:50       | 9:10                | 9:16                | 9:40               |
| 9:05                 | —              | 9:15       | 9:35                | 9:41                | 10:05              |
| 9:40                 | —              | 9:50       | 10:10               | 10:18               | 10:35              |
| 10:00                | —              | 10:10      | 10:30               | 10:36               | 11:00              |
| 10:35 #              | —              | 10:45 #    | 11:05 #             | 11:09 #             | 11:25 #            |
| 11:00 #              | —              | 11:10 #    | 11:30 #             | 11:34 #             | 11:50 #            |
| 11:15 #              | —              | 11:25 #    | 11:45 #             | 11:49 #             | 12:05 #            |
| 11:40 #              | —              | 11:50 #    | 12:10 #             | 12:14 #             | 12:30 #            |

The Clearwater Jolley Trolley (727) 445-1200 provides circulator service to Clearwater Beach, Island Estates, and Mandalay Ave every day from 10:00 AM to 8:30 PM. Ask your Bus Operator for a transfer or show the Jolley Trolley driver your GO Card and you can ride for free.

# - These trips run Friday and Saturday ONLY    ♿ - Wheelchair Service Provided On All Trips    Effective 10-2-11  
 X - Serves Mandalay Ave & Acacia St these trips

NOTE: Trolley does not serve Belleair Beach or Belleair Shores.

TIMES SHOWN ARE SCHEDULED BUT MAY VARY DUE TO TRAFFIC CONDITIONS, WEATHER OR UNFORESEEN EVENTS.



**Pinellas Suncoast Transit Authority  
Fare Structure Effective 10/2/11**

| <i>FARE CATEGORIES</i>                                                                                                              | <i>FARES</i> |
|-------------------------------------------------------------------------------------------------------------------------------------|--------------|
| REGULAR ROUTES                                                                                                                      |              |
| Child (5 years and younger)                                                                                                         | Free         |
| Full Cash Fare (cash or token)                                                                                                      | \$ 2.00      |
| Special Citizen Reduced Cash Fare *                                                                                                 | 1.00         |
| Student Reduced Cash Fare #+                                                                                                        | 1.25         |
| Daily Full Fare Unlimited Ride GO Card                                                                                              | 4.50         |
| Daily Reduced Fare Unlimited Ride GO Card *                                                                                         | 2.25         |
| 7-Day Unlimited Ride GO Card                                                                                                        | 20.00        |
| 7-Day Youth Unlimited Ride GO Card (Platinum Pass) +                                                                                | 12.50        |
| 31-Day Unlimited Ride GO Card                                                                                                       | 65.00        |
| 31-Day Reduced Fare Unlimited Ride GO Card *                                                                                        | 35.00        |
| Passport (unlimited rides during specified month – valid on all PSTA and HART routes – bus, trolley, streetcar, local, and express) | 85.00        |
| Haul Pass (unlimited rides during specified summer months) +                                                                        | 35.00        |
| PREMIUM SERVICE EXPRESS ROUTES (100X AND 300X)                                                                                      |              |
| Premium Cash Fare (tokens not accepted)                                                                                             | 3.00         |
| Special Citizen Reduced Premium Cash Fare *                                                                                         | 1.50         |
| 20-Ride Premium Fare GO Card                                                                                                        | 48.00        |
| CENTRAL AVENUE TROLLEY – ZONED FARES                                                                                                |              |
| Between The Pier and BayWalk                                                                                                        | Free         |
| Between BayWalk and Grand Central Station                                                                                           | 50¢          |
| Between Grand Central Station and St. Pete Beach * # +                                                                              | 2.00         |
| DEMAND RESPONSE SERVICE                                                                                                             |              |
| Cash Fare                                                                                                                           | 4.00         |
| 1-Ride Ticket                                                                                                                       | 4.00         |
| 10-Ride Punch Ticket                                                                                                                | 40.00        |
| BULK ONE RIDE GO CARD DISCOUNT                                                                                                      |              |
| Purchase 100 – 299                                                                                                                  | Save 5%      |
| Purchase 300 or more                                                                                                                | Save 10%     |

A fare is required for each trip; there are no transfers. Unlimited Ride GO Cards become valid on the first date used and can be purchased at PSTA Administrative Offices, PSTA Customer Service Centers, PSTA Ticket Outlets, online, and by mail. Daily GO Cards can also be purchased on board all buses and trolleys. PSTA photo ID cards are produced free of charge and can be obtained at PSTA Customer Service Centers.

\* Special Citizen Identification - Medicare card holders, senior citizens (65 years of age and older), and persons with disabilities may ride for a reduced fare when a Medicare Card or a PSTA Special Citizen Photo ID Card is presented upon boarding the bus or trolley. Seniors may also present a government-issued photo ID that shows age. Reduced fares on Routes 100X and 300X are applicable only on selected off peak trips.

# Adult Student Identification – Students may ride for a reduced cash fare when a PSTA Adult Student Photo ID Card is presented upon boarding a regular route bus or trolley. Adult Student Photo ID Cards are issued by school session to those who show proof of enrollment in a career, technical, or adult education (CTAE) program that is part of the Pinellas County School System, or any college or university located in Pinellas County. The three recognized school sessions are Fall (August 1 through December 31), Winter/Spring (January 1 through April 30) and Summer (May 1 through July 31).

+ Youth Identification – Individuals 18 years or younger may ride for a reduced fare when a PSTA Youth Photo ID Card, a government-issued photo ID that shows age, or a school student ID is presented upon boarding a regular route bus or trolley. PSTA issued identification cards must be updated annually; proof of age is required. An ID is not required for children in elementary school.

EXHIBIT 3  
 SUNCOAST BEACH TROLLEY ESTIMATED FUNDING  
 SERVICE WITHIN CITIES OF ST. PETE BEACH AND TREASURE ISLAND

|                         | Fiscal Year 2012<br><u>I *</u> |
|-------------------------|--------------------------------|
| Cost per Hour (1)       | \$ 84.35                       |
| Annual Hours            | <u>13,562</u>                  |
| Annual Fixed Route Cost | 1,143,954                      |
| DART Cost               | <u>31,192</u>                  |
| Total Cost              | 1,175,146                      |
| Passenger Revenue       | <u>- (564,250) (2)</u>         |
| Net Cost                | <u><u>\$ 610,896</u></u>       |
|                         |                                |
| Cost Allocation         |                                |
| St. Pete Beach          | \$ 407,264                     |
| Treasure Island         | <u>203,632</u>                 |
|                         | <u><u>\$ 610,896</u></u>       |

**FY 2012 ASSUMPTIONS**

I \* - Reflects actual hours SCBT and Central Ave Trolley

(1) Cost per hour based on revenue hours

(2) Actual Revenues through April 2011 annualized for 2012

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

**Issue Considered:** First Reading and Public Hearing for Ordinance 2010-21, providing for amendment of the Land Development Regulations of the City of St. Pete Beach to establish zoning standards for those areas of the Community Redevelopment District which do not yet have standards consistent with the adopted Comprehensive Plan. The ordinance also amends the official zoning map to include the character districts consistent with the Comprehensive Plan.

**Date:** October 11, 2011

**Prepared By:** Karl E. Holley, AICP, Community Development Director

**Summary of Issue:** The proposed amendment establishes zoning standards for the Activity Center, Boutique Hotel/Condo, Bayou Residential, Commercial Corridor Gulf Boulevard, Commercial Corridor Blind Pass Road, Downtown Core Residential, Upham Beach Village, Town Center Corey Circle, and Town Center Coquina West Districts.

These amendments were recommended for approval by the Planning Board with a vote of 4-0 at their September 22, 2011 meeting.

**Requested Motion:** “I move to approve Ordinance 2010-21 (read title)”

**Attachments:** Copy of Ordinance 2010-21; Legal ad.

**Reviewed by City Manager:** \_\_\_\_\_

**CITY OF ST. PETE BEACH**

**ORDINANCE NO. 2010-21**

**AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA PROVIDING FOR AMENDMENTS TO THE LAND DEVELOPMENT CODE AS THEY RELATE TO THE COMMUNITY REDEVELOPMENT DISTRICT; ESTABLISHING LAND DEVELOPMENT REGULATIONS TO IMPLEMENT THE COMMUNITY REDEVELOPMENT DISTRICT AND OTHER COMPREHENSIVE PLAN AMENDMENTS ADOPTED IN ORDINANCE 2008-15; CREATING NINE ZONING DISTRICTS CORRESPONDING TO AND CONSISTENT WITH THE CHARACTER DISTRICTS ESTABLISHED IN THE COMPREHENSIVE PLAN; REGULATING SITE DESIGN STANDARDS INCLUDING BUT NOT LIMITED TO PERMITTED AND PROHIBITED USES, DENSITY, INTENSITY, HEIGHT, AND OTHER RELATED SITE DESIGN REGULATIONS AS ILLUSTRATED IN EXHIBIT “B”; AMENDING THE OFFICIAL ZONING MAP AS ILLUSTRATED IN EXHIBIT “A” ATTACHED HERETO AND ADOPTED HEREIN; PROVIDING FOR THE REPEAL OF ORDINANCES, OR PARTS OF ORDINANCES, IN CONFLICT HERewith, TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Citizens of St. Pete Beach authorized the adoption of a large scale comprehensive plan amendment, establishing what is known as the Community Redevelopment District in 2008; and

**WHEREAS**, the Division of Administrative Hearings found the Amendment “In Compliance” via Final Order on August 11, 2010 (case number 08-004772GM); and

**WHEREAS**, 163.3202 Florida Statutes, requires local governments to adopt land development regulations consistent with its adopted comprehensive plan; and

**WHEREAS**, the Planning Board of the City of St. Pete Beach conducted a public hearing on September 22, 2011 noticed pursuant to Florida law and conducted pursuant to Ordinance 88-36 of the City of St. Pete Beach and Section 3.4 of the Land Development Code; and

**WHEREAS**, City Commission of the City of St. Pete Beach conducted public hearings on October 11, 2011 and \_\_\_\_\_, 2011, noticed pursuant to Florida law and conducted pursuant to Ordinance 88-36 of the City of St. Pete Beach and Section 3.4 of the Land Development Code; and

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

**WHEREAS,** the City Commission finds this text amendment to the Land Development Code and change to the official zoning map 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.** The Zoning Map is hereby amended as shown in “Exhibit A”.

**Section 2.** The Land Development Regulations are hereby amended as shown in “Exhibit B”.

**Section 3.** All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with this Ordinance.

**Section 4.** If any portion or part of this Ordinance is declared invalid by a court of competent jurisdiction, the valid remainder hereof shall remain in full force and effect.

**Section 5.** This Ordinance shall become effective 30 days from the date of adoption.

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**STEVE MCFARLIN, MAYOR**

**LPA NOTICE PUBLISHED: 9/7/2011**

**LPA PUBLIC HEARING: 9/22/2011**

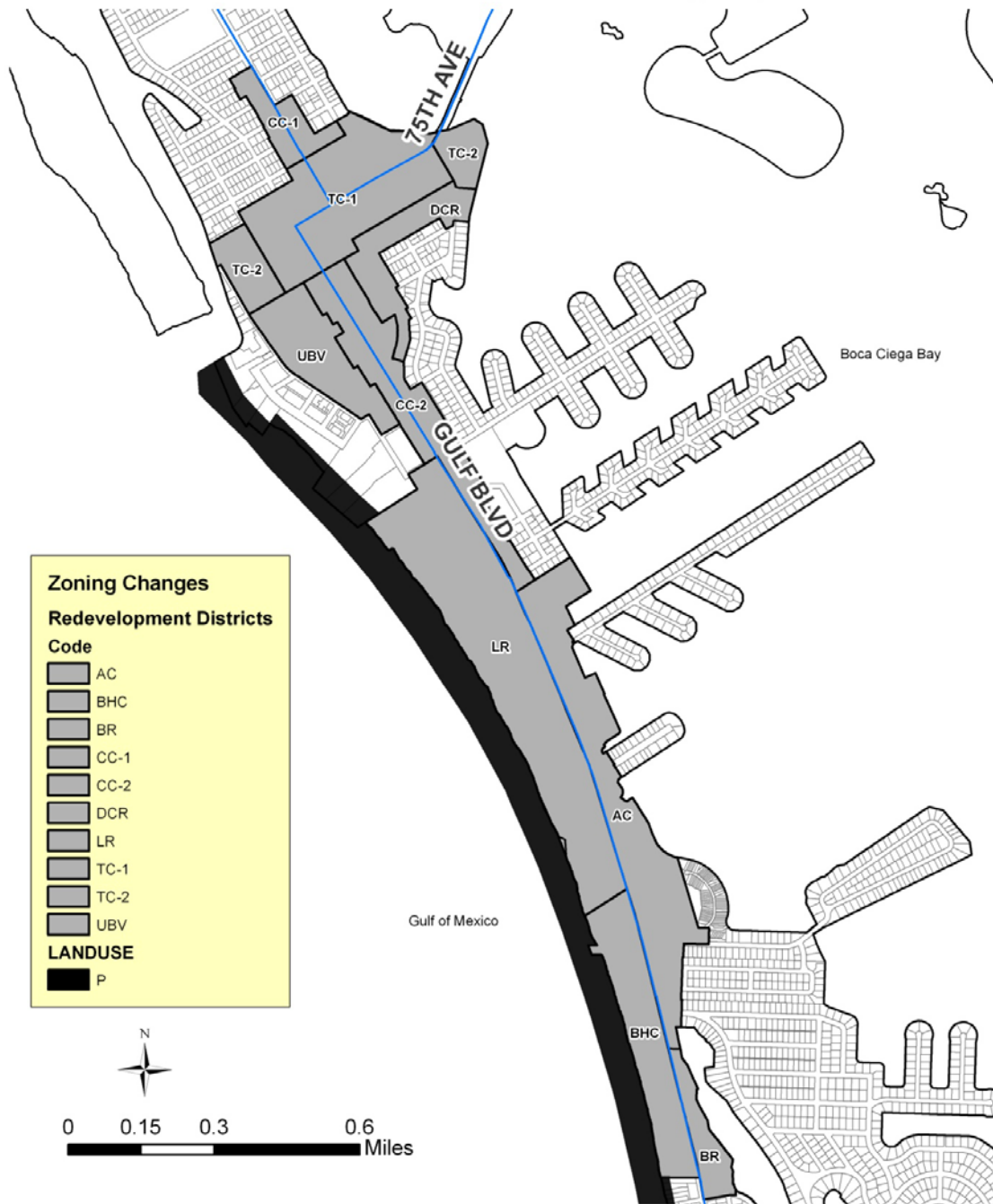
**FIRST READING: 10/11/2011**

**PUBLISHED: 9/28/2011**

**SECOND READING/ADOPTION HEARING:**

**PUBLISHED :**

Ordinance 2010-21  
Exhibit "A"  
Amendments to the Official Zoning Map



## **Text amendments to the Land Development Code**

### **“Exhibit B”**

#### **Division 32. CC1 Commercial Corridor Blind Pass Road District.**

##### **Section 32.1. Purpose and intent.**

The CC1 Commercial Corridor Blind Pass Road is intended to provide for general commercial and residential uses that properly buffer the adjacent residential districts that border the corridor. Residential uses will only be allowed as a component of mixed-use projects and design requirements will serve to create a more urban form for redeveloped properties.

##### **Section 32.2. Permitted uses**

Subject to the provisions or restrictions contained in this section and elsewhere in this code, permitted uses and structures in the CC1 Commercial Corridor Blind Pass Road are as follows.

- (a) Clinics;
- (b) Clubs, community service establishments;
- (c) Clubs, private;
- (d) Eating and drinking establishments –with or without outdoor seating;
- (e) Financial institutions with and without drive-through service;
- (f) Laundries, self-service;
- (g) Office uses;
- (h) Printing and copying services;
- (i) Retail uses;
- (j) Personal service businesses such as barbershops, beauty shops and salons, day spas, gyms and fitness centers, tailoring, garment alteration and repair, shoe repair, dry cleaning pick-up and drop-off and other personal service uses similar in character and impact;
- (k) Social service agencies;
- (l) Veterinarians; dog grooming facilities;

- (m) Multi-family residential uses as a component of mixed-use development only. Multi-family residential uses shall not be allowed on the ground level of any structure;
- (n) Single-family, detached residential uses (Only on parcels which do not directly abut Blind Pass Road);
- (o) Government buildings and other public facilities, including parks and recreation facilities;
- (p) Artist studios with retail and/or wholesale distribution space for artist's original handmade works, excluding mass produced or manufactured products;
- (q) Public facilities such as schools, public parks and/or recreational facilities;
- (r) Other commercial uses similar in character, nature and impact to permitted uses listed above.

**Section 32.3. Permitted accessory uses and structures.**

- (a) Uses and structures, as regulated in Sections 6.12 and 6.13, which are customarily accessory and clearly incidental and subordinate to permitted or permissible uses and structures and are not of a nature prohibited under Section 32.5;
- (b) Electric Vehicle charging stations;
- (c) Home occupations, subject to the conditions set forth in Section 6.5 of this code;
- (d) Temporary structures under the provisions of Section 6.11 of this code.

**Section 32.4. Allowable conditional uses.**

Subject to the provisions or restrictions contained in this section and elsewhere in this code, allowable conditional uses in the CC1 Commercial Corridor Blind Pass Road Districts are as follows.

- (a) Automotive rental agencies;
- (b) Automobile services –repair;
- (c) Automotive service stations, with or without a carwash and/or a convenience store;
- (d) Communication facilities;

- (e) Parking lots, commercial and/or off-premise.

#### **Section 32.5. Prohibited uses and structures.**

All uses and structures not of a nature specifically or conditionally permitted herein are hereby prohibited in the CC1 Commercial Corridor Blind Pass Road District.

#### **Section 32.6. General requirements.**

Only those lots that have direct access to Blind Pass Road shall be allowed commercial use, except that lots that do not have frontage on Blind Pass Road that are assembled and combined with lots that do have Blind Pass Road frontage may contain a commercial use. Such lots that are aggregated with lots that abut Blind Pass Road shall have an additional 10 foot landscaped buffer from residential uses pursuant to Section 32.9 and Division 22.

#### **Section 32.7. Density and intensity.**

- (a) Single family or duplex residential lots that do not abut Blind Pass Road shall be limited to a density of 7.5 units per acre.
- (b) The residential density of mixed-use developments shall not exceed 12 units per acre. Residential uses may only be established on lots that are a minimum of one-half acre in area, with commercial or office on the first floor at street level and residential use permitted on the second and third floors only. Non-residential uses are limited to a FAR of 0.90.
- (c) Non-residential uses shall not exceed a FAR of 0.70
- (d) Both maximum commercial FAR and maximum residential density shall be available based upon the entire site area, and the presence of one shall not limit the density or intensity of the other.

#### **Section 32.8. Building height.**

- (a) Single-family residential maximum height shall be thirty (30) feet.
- (b) Twenty-eight (28) feet for an exclusively non-residential use;
- (c) Forty (40) feet for mixed-use development projects located on a minimum ½ acre buildable site with a retail or office component on the first floor at street level and the residential use located above the first floor.

**Section 32.9. Setbacks.**

| Use                                                                                   | Front Yard | Secondary Front Yard | Side Yard                                                                      | Rear Yard                                                                                                                               |
|---------------------------------------------------------------------------------------|------------|----------------------|--------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------|
| Single Family that do not directly access Blind Pass Road                             | 20 feet    | 10 feet              | 10 % of lot width                                                              | 20 feet                                                                                                                                 |
| Non-Residential only                                                                  | 10 feet    | 10 feet              | 10 % of lot width                                                              | 20 feet;<br>additional 10 feet if abutting single family residential and properties are aggregated with those abutting Blind Pass road. |
| Mixed use – ground floor non-residential, residential above, ½ acre minimum site area | 10 feet    | 10 feet              | 10 % of lot width-<br>minimum of 10 feet if abutting single family residential | 20 feet; additional 10 feet if abutting single family residential and properties are aggregated with those abutting Blind Pass road.    |

**Section 32.10. Maximum impervious surface ratio.**

Maximum impervious surface ratio (ISR) for all uses: 0.70

**Section 32.10. Minimum Off-Street Parking Requirements**

Shall be in accordance with the requirements of Division 23 of the Land Development Code, Off Street Parking and Loading.

**Section 32.11 Landscaping**

Shall be in accordance with the requirements of Division 22 of the Land Development Code, Landscaping and Tree Protection.

**32.12 Design Requirements**

Shall be in accordance with the requirements of Division 39.

**32.13 Signs**

Shall be in accordance with Division 26.

### **Division 33. CC2 Commercial Corridor Gulf Blvd District.**

#### **Section 33.1. Purpose and intent.**

The CC2 Commercial Corridor Gulf Blvd is intended to provide for general commercial, office, retail, and residential uses that properly buffer the adjacent residential districts that border the corridor. Residential uses will only be allowed as a component of mixed-use projects and design requirements will serve to create a more urban form for redeveloped properties.

#### **Section 33.2. Permitted uses**

Subject to the provisions or restrictions contained in this section and elsewhere in this code, permitted uses and structures in the CC2 Commercial Corridor Gulf Blvd are as follows.

- (a) Clinics;
- (b) Eating and drinking establishments –with or without outdoor seating;
- (c) Financial institutions with or without drive-through service;
- (d) Laundries, self-service;
- (e) Office uses;
- (f) Printing and copying services;
- (g) Retail uses;
- (h) Personal service businesses such as barbershops, beauty shops, tailoring, garment alteration and repair, shoe repair, dry cleaning pick-up and drop-off and other personal service uses similar in character and impact;
- (i) Veterinarians, dog grooming establishments;

- (j) Multi-family residential uses as a component of mixed-use development only. Multi-family residential uses shall not be allowed on the ground level of any structure;
- (k) Single-family, detached residential uses (Only on parcels which do not directly abut Gulf Boulevard);
- (l) Artist studios and galleries with retail and/or wholesale distribution space for artist's original handmade works, excluding mass produced or manufactured products.
- (m) Grocery stores, pharmacies, markets;
- (n) Commercial recreation, public parks and/or recreational facilities;
- (o) Sales, rentals, and/or service of bicycles, mopeds, motorcycles, segways, and scooters;
- (p) Other commercial uses similar in character, nature and impact to permitted uses listed above.

### **Section 33.3. Permitted accessory uses and structures.**

- (a) Uses and structures, as regulated in Sections 6.12 and 6.13, which are customarily accessory and clearly incidental and subordinate to permitted or permissible uses and structures and are not of a nature prohibited under Section 32.5;
- (b) Electric Vehicle charging stations;
- (c) Home occupations, subject to the conditions set forth in Section 6.5 of this code;
- (d) Temporary structures under the provisions of Section 6.11 of this code.

### **Section 33.4 Conditional Uses**

- (a) Automotive rental agencies;
- (b) Automobile services –repair;
- (c) Automotive service stations, with or without a carwash and/or a convenience store;
- (d) Communication facilities;
- (e) Parking lots, commercial and/or off-premise.

### **Section 33.5. Prohibited uses and structures.**

All uses and structures not of a nature specifically or provisionally permitted herein are hereby prohibited in the CC2 Commercial Corridor Gulf Blvd District.

### **Section 33.6. General requirements.**

- (a) Only those lots that have direct access to Gulf Blvd shall be allowed commercial use, except that lots that do not have frontage on Gulf Boulevard that are assembled and combined with lots that do have Gulf Boulevard frontage may contain a commercial use. Such lots that are aggregated with lots that abut Gulf Boulevard shall have an additional 10 foot landscaped buffer from residential uses pursuant to Section 33.8 and Division 22.
- (b) All other development standards are contained in Division 39, Redevelopment Area General Standards.

### **Section 33.7. Density and intensity.**

- (a) Single residential lots that do not abut Gulf Blvd shall be limited to a density of 7.5 units per acre. Minimum lot width is 50 feet. Lots of record that do not meet the minimum density standards may construct one single family residential unit.
- (b) The multi-family residential density of mixed-use developments shall not exceed 12 units per acre. Residential uses may only be established on lots that are a minimum of one-half acre in area, with commercial or office on the first floor at street level and residential use permitted on the second and third floors only shall not exceed a FAR of 0.90
- (c) Single use or multi-tenant non-residential uses shall not exceed a FAR of 0.70
- (d) Both maximum commercial FAR and maximum residential density shall be available based upon the entire site area, and the presence of one shall not limit the density or intensity of the other.

### **Section 33.8. Building height.**

- (a) Single-family residential maximum height shall be thirty (30) feet.
- (b) Twenty-eight (28) feet for an exclusively nonresidential use only;

- (c) Forty (40) feet for mixed-use development projects located on a minimum ½ acre buildable site with a retail or office component on the first floor at street level and the residential use located above the first floor.

### **Section 33.9. Setbacks or Build – To lines**

| Detached Single Family Setbacks |                                                                                                                                                                                                       |
|---------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Front yard Setback              | Twenty (20) feet                                                                                                                                                                                      |
| Secondary front yard Setback    | Ten (10) feet                                                                                                                                                                                         |
| Side yard Setback               | Ten (10) percent of lot width per side                                                                                                                                                                |
| Rear yard Setback               | Twenty (20) feet                                                                                                                                                                                      |
| All other uses                  |                                                                                                                                                                                                       |
| Front yard                      | 20 feet Maximum                                                                                                                                                                                       |
| Secondary front yard setback    | 10 feet                                                                                                                                                                                               |
| Side yard Setback               | 0 feet                                                                                                                                                                                                |
| Rear yard Setback               | 20 feet if year is abutting residential; 0 feet otherwise. Such lots that are aggregated with lots that abut Gulf Boulevard shall have an additional 10 foot landscaped buffer from residential uses. |

### **Section 33.10. Maximum impervious surface ratio.**

Maximum impervious surface ratio (ISR) for all uses: 0.70

### **Section 33.11. Minimum Off-Street Parking Requirements**

Shall be in accordance with the requirements of Division 23 of the Land Development Code, Off Street Parking and Loading.

### **Section 33.12 Landscaping**

Shall be in accordance with the requirements of Division 22 of the Land Development Code, Landscaping and Tree Protection.

### **33.13 Design Requirements**

Shall be in accordance with the requirements of Division 39.

### **33.14 Signs**

Shall be in accordance with Division 26.

## **Division 34. Downtown Core Residential District.**

### **Section 34.1. Purpose and intent.**

The Downtown Core Residential District (DCR) is intended to support single and multi-family residential development with traditional neighborhood design characteristics. Physical development patterns are intended to emphasize the relationship of this district to the City's urban core district.

### **Section 34.2. Permitted uses**

Subject to the provisions or restrictions contained in this section and elsewhere in this code, permitted uses and structures in the Downtown Residential District are as follows.

- (a) Residential dwellings – Attached and detached single family, two-family and multifamily.

### **Section 34.3. Permitted accessory uses and structures.**

- (a) Uses and structures, as regulated in Sections 6.12 and 6.13, which are customarily accessory and clearly incidental and subordinate to permitted or permissible uses and structures and are not of a nature prohibited under Section 33.5.
- (b) Home occupations, subject to the conditions set forth in Section 6.5 of this code.

### **Section 34.4. Prohibited uses and structures.**

All uses and structures not of a nature specifically or provisionally permitted herein are hereby prohibited in the Downtown Core Residential District.

### **Section 34.5. General requirements.**

All other development standards are contained in Division 39, Community Redevelopment District Standards. Landscaping and parking requirements are located in Divisions 22 and 23.

### **Section 34.6. Density**

- (a) The maximum residential density shall be ten (10) units per acre.
- (b) Minimum lot area for residential shall be 4,356 square feet per unit.

**Section 34.7. Building height.**

- (a) Shall not exceed 35 feet.

**Section 34.8. Setbacks.**

|                      |                                                              |
|----------------------|--------------------------------------------------------------|
| Front yard:          | 10 feet minimum for principal structure; 15 feet for garages |
| Secondary front yard | 10 feet                                                      |
| Side yard:           | 10 percent of lot width on each side                         |
| Rear yard            | 20 feet                                                      |

**Section 34.9. Maximum impervious surface ratio.**

Maximum impervious surface ratio (ISR) for all uses: 0.70

**Section 34.10. Minimum Off-Street Parking Requirements**

Shall be in accordance with the requirements of Division 23 of the Land Development Code, Off Street Parking and Loading.

**Section 34.11 Landscaping**

Shall be in accordance with the requirements of Division 22 of the Land Development Code, Landscaping and Tree Protection.

**34.12 Design Requirements**

Shall be in accordance with the requirements of Division 39.

**34.12 Signs**

Shall be in accordance with Division 26.

## **Division 36. Upham Beach Village District.**

### **Section 36.1. Purpose and intent.**

The Upham Beach Village District is intended to provide primarily for medium intensity residential uses with principle orientation and connection to the waterfront. This district does not anticipate large scale redevelopment of existing facilities.

### **Section 36.2. Permitted uses**

Subject to the provisions or restrictions contained in this section and elsewhere in this code, permitted uses and structures in the Upham Beach Village District are as follows.

- (a) Residential dwellings – Attached and detached single family, two-family and multifamily.
- (b) Temporary lodging use; Only existing temporary lodging uses may be redeveloped and new temporary lodging uses shall be strictly prohibited. All bed and breakfast inns shall comply with the provisions of Sections 2.1 and 6.2 of this code.

### **Section 36.3. Permitted accessory uses and structures.**

- (a) Uses and structures, as regulated in Sections 6.12 and 6.13, which are customarily accessory and clearly incidental and subordinate to permitted or permissible uses and structures and are not of a nature prohibited under Section 34.5.
- (b) Home occupations, subject to the conditions set forth in Section 6.5 of this code.
- (c) Temporary structures under the provisions of Section 6.11 of this code.

### **Section 36.4. Prohibited uses and structures.**

All uses and structures not of a nature specifically or provisionally permitted herein are hereby prohibited in the Upham Beach Village District.

### **Section 36.5. General requirements.**

- (a) All structural parking elements must be enclosed by a consistent building façade along all property lines (with the exception of entrance and exit points).
- (b) Other development standards are contained in Division 39, Community Redevelopment District General Standards. Landscaping and parking requirements are located in Divisions 22 and 23.

**Section 36.6. Density and intensity.**

- (a) One and Two Family Residential uses shall not exceed 7.5 units per acre. Minimum lot area shall be 5,808 square feet. Existing lots of record that do not meet the minimum lot size prescribed by density shall be permitted one (1) single family dwelling unit.
- (b) Multi Family Residential:
  - (1) 18 dwelling units per acre for multi-family residential use on a minimum  $\frac{1}{3}$  acre buildable site; or
  - (2) 21 dwelling units per acre for multi-family residential use on a minimum  $\frac{1}{2}$  acre buildable site; or
  - (3) 24 dwelling units per acre for multi-family residential use on a minimum  $\frac{3}{4}$  acre buildable site.
- (c) Temporary Lodging Unit Density Pool (“TLU Density Pool”): Density for temporary lodging uses in the Upham Beach Village District shall be regulated as follows:
  - (1) Temporary lodging units shall be allocated to uses which are presently licensed with the City of St. Pete Beach and operating as a transient accommodation.
  - (2) Temporary lodging units shall be allocated on a first come first serve basis utilizing the Temporary Lodging Unit Density Pool.
  - (3) The TLU Density Pool shall not exceed 175 total units for the entire Upham Beach Village District.
  - (4) The TLU Density Pool shall be allocated by ordinance of the City Commission upon request of an individual property owner.
  - (5) Any TLU Density Pool allocation by ordinance per project shall not exceed the number of existing temporary lodging units located on the development site.

- (6) The remaining number of available TLU Density Pool units shall be specified in each City Commission ordinance allocating such units and each such ordinance shall provide that no units beyond those remaining in the TLU Density Pool shall be allocated to any subsequent temporary lodging use project in the Upham Beach Village District.

**Section 36.7. Building height.**

- (a) Thirty-five (35) feet for single family homes, duplexes and multi-family uses 18 dwelling units per acre or less.
- (b) Forty-five (45) feet for multi-family residential use exceeding 18 dwelling units per acre and for all temporary lodging uses.

**Section 36.8. Setbacks.**

|                       |                                                                                   |
|-----------------------|-----------------------------------------------------------------------------------|
| Front yard:           | 10 feet minimum; 20 feet maximum                                                  |
| Secondary Front yard: | 10 feet                                                                           |
| Side yard:            | 10 percent of lot width on each side; minimum required setback of seven (7) feet. |
| Rear yard             | 20 feet                                                                           |

**Section 36.9. Maximum impervious surface ratio.**

Maximum impervious surface ratio (ISR) for residential uses: 0.70  
Maximum impervious surface ratio (ISR) for temporary lodging uses: 0.85

**Section 36.10. Minimum Off-Street Parking Requirements**

Shall be in accordance with the requirements of Division 23 of the Land Development Code, Off Street Parking and Loading.

**Section 36.11 Landscaping**

Shall be in accordance with the requirements of Division 22 of the Land Development Code, Landscaping and Tree Protection.

**36.12 Design Requirements**

Shall be in accordance with the requirements of Division 39.

**36.13 Signs**

Shall be in accordance with Division 26.

**Division 37. TC-2 Town Center Corey Circle  
and Coquina West Districts.**

**Section 37.1. Purpose and intent.**

The TC-2 Town Center Corey Circle District and TC-2 Coquina West District are established as mixed use districts anchoring either end of the Corey Avenue corridor. The TC-2 districts exist to accommodate medium intensity commercial and mixed-use developments oriented to the waterfront with retail and/or eating and drinking establishments on the ground level. The intent of these districts is to facilitate property assemblage and comprehensive redevelopment under unified project plans.

**Section 37.2. Permitted uses**

Subject to the provisions or restrictions contained in this section and elsewhere in this code, permitted uses and structures in the TC-2 Town Center Corey Circle and Coquina West Districts are as follows.

- (a) Retail uses;
- (b) Grocery stores, markets, pharmacies without drive through service;
- (c) Personal service businesses such as barbershops, beauty shops, salons, day spas, gyms and fitness centers, tailoring, garment alteration and repair, shoe repair, dry cleaning pick-up and drop-off and other personal service uses similar in character and impact;
- (d) Eating and drinking establishments - with or without outdoor seating;
- (e) Office uses;
- (f) Commercial recreation, public parks and/or recreational facilities;
- (g) Government buildings and other public facilities, including parks and recreation facilities;
- (h) Artist studios and art galleries;
- (i) Multifamily residential only as a component of mixed use. Residential uses are not permitted on the ground floor;

- (j) Vehicle for hire – limited to rental of non-motorized (bicycles) and individual motorized vehicles such as segways, mopeds/scooters;
- (k) Other uses similar in character, nature and impact to permitted uses listed above.

**Section 37.3. Permitted accessory uses and structures.**

- (a) Uses and structures, as regulated in Sections 6.12 and 6.13, which are customarily accessory and clearly incidental and subordinate to permitted or permissible uses and structures and are not of a nature prohibited under Section 31.5.
- (b) Electric vehicle charging stations;
- (c) Home occupations, subject to the conditions set forth in Section 6.5 of this code.
- (d) Temporary structures under the provisions of Section 6.11 of this code.

**Section 37.4. Allowable conditional uses.**

Subject to the provisions or restrictions contained in this section and elsewhere in this code, allowable conditional uses in the TC-2 Town Center Corey Circle and Coquina West Districts are as follows.

- (a) Temporary lodging facilities – hotel, motel and resort condominium, awarded on a first come, first serve basis, to come from the density pool established in the Comprehensive Plan.
- (b) Commercial docks – Class A, B, C and D.
- (c) Vessel for hire (water taxis)
- (d) Marinas – wet slip only

**Section 37.5. Prohibited uses and structures.**

All uses and structures not of a nature specifically or provisionally permitted herein are hereby prohibited in the TC-2 Town Center Corey Circle and Coquina West Districts.

- (a) Detached and attached single and two family dwellings.
- (b) Any type of vehicle sales or service.
- (c) Fast food restaurants with drive-through service.

- (d) Industrial and other incompatible uses (including, but not limited to, day labor, pawn shops, check cashing, plasma centers, body piercing and tattoo parlors).

**Section 37.6. General requirements.**

All other development standards are contained in Division 39, Redevelopment Area General Standards. Landscaping and parking requirements are located in Divisions 22 and 23.

**Section 37.7. Density and intensity.**

- (a) Residential densities of 24 units per acre as mixed-use projects developed on sites of a minimum of 1.8 acres. Commercial, office retail, or non-habitable portions of temporary lodging uses shall only be located on the first floor accessible at street level.
- (b) Maximum Floor Area Ratio for exclusively commercial/office/retail projects shall be limited to 0.55.
- (c) Temporary Lodging Use - Density and Intensity shall be approved by Conditional use only and shall not exceed fifty (50) temporary lodging units per acre located on a minimum two acre buildable site and shall also not exceed a cumulative total of 150 units per project subject to the requirements, restrictions and limitations for the TLU Density Pool for the Town Center Corey Circle and Coquina West Districts. Temporary lodging uses shall not exceed an aggregate floor area of 750 square feet per temporary lodging unit allocated by Ordinance, excluding indoor amenities, common areas and structured parking. Indoor amenities and common areas shall not exceed an additional 0.2 floor area ratio combined. For example: 50 units x 750 square feet = 38,500 square feet plus 0.2 x total parcel square feet for common areas & indoor amenities = total building square footage, excluding structured parking.

**Section 37.8. Building height.**

For areas designated Town Center Corey Circle on the Future Land Use map series, heights are limited to:

- (a) Exclusively non-residential uses shall be limited to a maximum height of twenty-eight (28) feet.
- (b) Up to seventy-six (76) feet for buildings containing non-residential uses on the first habitable floor accessible at street level mixed with a primary residential or temporary lodging use above.

- (d) Up to eighty-six (86) feet for buildings containing non-residential uses on the first habitable floor accessible at street level and either a minimum of fifty (50) temporary lodging units or a primary residential use above the first floor or all three uses in one or more buildings as part of a unified development project, provided that the main principal building provides retail/commercial/restaurant uses at street level.

For areas designated Town Center Coquina West on the Future Land Use Map Series, heights shall be limited to:

- (a) Up to 28 feet for uses that are exclusively non-residential.
- (b) Up to fifty feet (50) for buildings containing non-residential uses on the first habitable floor accessible at street level mixed with a primary residential or temporary lodging use above.

### **Section 37.9. Setbacks.**

|                       |                                                                                                                                                                                                                                                                                            |
|-----------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Front yard            | Mainstreet – Corey Avenue & Corey Circle -10 feet maximum for building elements up to 28 feet in height; 30 feet for all building elements above 28 feet.<br><br>All other streets: 10 feet Minimum for building elements up to 28 feet in height; 30 feet for all elements above 28 feet. |
| Secondary front yard: | 5 Feet minimum for building elements up to 28 feet in height; 30 feet for all elements above 28 feet.                                                                                                                                                                                      |
| Side yard:            | 10 percent of lot width minimum per side minimum for building elements up to 28 feet in height; 30 feet for all building elements above 28 feet.                                                                                                                                           |
| Rear yard             | 20 feet for the first feet in height; 30 feet for all building elements above 28 feet; No setback shall be required for any structural pedestrian facilities adjacent to any body of water. Outdoor seating areas for permitted uses may be placed within the required rear yard_setback.  |

### **Section 37.10. Maximum impervious surface ratio.**

Maximum impervious surface ratio (ISR) for all uses: 0.70

### **Section 37.11. Minimum Off-Street Parking Requirements**

Shall be in accordance with the requirements of Division 23 of the Land Development Code, Off Street Parking and Loading.

### **Section 37.12 Landscaping**

Shall be in accordance with the requirements of Division 22 of the Land Development Code, Landscaping and Tree Protection.

### **37.13 Design Requirements**

Shall be in accordance with the requirements of Division 39.

### **37.14 Signs**

Shall be in accordance with Division 26.

## **Division 38. AC Activity Center District.**

### **Section 38.1. Purpose and intent.**

The AC Activity Center District is intended to support a high intensity of commercial development and secondary residential uses. Design features such as inter-parcel access and pedestrian facilities should be utilized to promote the functional integration of redevelopment sites.

### **Section 38.2. Permitted uses**

Subject to the provisions or restrictions contained in this section and elsewhere in this code, permitted uses and structures in the AC Activity Center District are as follows.

- (a) Grocery stores, markets, pharmacies with or without drive through service;
- (b) Automotive rental agencies;
- (c) Automotive service stations;
- (d) Car wash facilities;
- (e) Clinics;
- (f) Clubs, community service;
- (g) Clubs, private;
- (h) Doctor's offices and medical clinics;
- (i) Eating and drinking establishments without outdoor seating;

- (j) Financial institutions with drive-through service;
- (k) Kennels without outdoor runs;
- (l) Laundries, self-service;
- (m) Office uses;
- (n) Printing and copying services;
- (o) Retail uses;
- (p) Government buildings and other public facilities, including parks and recreation facilities;
- (q) Personal service businesses such as barbershops, beauty shops and salons, day spas, gyms and fitness centers, tailoring, garment alteration and repair, shoe repair, dry cleaning drop-off and pick-up and other personal service uses similar in character and impact;
- (r) Private, specialized instruction, such as computer training, real estate courses, self-improvement classes, career training or fitness instruction;
- (s) Social service agencies;
- (t) Veterinarians and pet grooming facilities;
- (u) Multi-family residential only as a component of retail mixed-use development;
- (v) Artist studios and art galleries;
- (w) Vehicle for hire;
- (x) Marine electronics, sales, and service; and
- (y) Other commercial uses similar in character, nature and impact to permitted uses listed above.

**Section 38.3. Permitted accessory uses and structures.**

- (a) Uses and structures, as regulated in Sections 6.12 and 6.13, which are customarily accessory and clearly incidental and subordinate to permitted or permissible uses and structures and are not of a nature prohibited under Section 38.5.

- (b) Home occupations, subject to the conditions set forth in Section 6.5 of this code.
- (c) Electric vehicle charging stations.

#### **Section 38.4. Allowable conditional uses.**

Subject to the provisions or restrictions contained in this section and elsewhere in this code, allowable conditional uses in the AC Activity Center District are as follows.

- (a) Assisted living facilities;
- (b) Charter and tour boat operations;
- (c) Communication facilities;
- (e) Docks, commercial – Classes A, B, C, and D;
- (f) Eating and drinking establishments with outdoor seating;
- (g) Kennels with outdoor runs;
- (h) Parking lots, commercial and/or off-premise;
- (i) Theatres
- (j) Vessel for hire businesses; and
- (k) Subject to the provisions or restrictions contained in this section and elsewhere in this code, temporary lodging units may be allocated from a density pool via a conditional use as follows:

40 temporary lodging uses per acre, not to exceed a total of either 50 units per project or the density pool allocated in the Comprehensive Plan (325 available units for potential use in the Town Center Core Corey Circle, Coquina West, Activity Center, and Bayou Residential Districts)., with a maximum 1.0 floor area ratio on a minimum one (1) acre buildable site. To qualify for mixed use densities and intensities, a minimum of 10 temporary lodging units, mixed with a minimum of 0.35 floor area ratio for commercial or office uses, is required.

#### **Section 38.5. Prohibited uses and structures.**

All uses and structures not of a nature specifically or provisionally permitted herein are hereby prohibited in the AC Activity Center District.

#### **Section 38.6. General requirements.**

Commercial mixed with residential or temporary lodging uses may be mixed horizontally under the following conditions:

- (a) Neither the commercial nor the residential/temporary lodging use may exceed 40 feet in height;
- (b) The development site is a minimum of one acre in size;
- (c) The commercial and residential uses shall have internal pedestrian, bicycle, and vehicular circulation.

Other development standards are contained in Division 39, Community Redevelopment District Standards.

**Section 38.7. Density and intensity.**

- (a) Exclusively non-residential development shall not exceed a maximum FAR of 0.75.
- (b) Residential density of up to 15 dwelling units per acre combined or 40 temporary lodging uses per acre, not to exceed a total of 50 units per project nor the density pool allocated, with a maximum 1.0 floor area ratio on a minimum one (1) acre buildable site. To qualify for mixed use densities and intensities, a minimum of four (4) residential units, or 10 temporary lodging units, mixed with a minimum of 0.35 floor area ratio for commercial or office uses shall be required; or
- (c) Mixed-use projects may have up to 18 units per acre combined with 1.0 FAR if the project site is a minimum of four (4) acres. Projects must have a residential density of at least four (4) units per acre to be defined as mixed-use for the purposes of this standard.

**Section 38.8. Building height and minimum lot sizes.**

- (a) Twenty-eight (28) feet for exclusively commercial or office development;
- (b) Forty (40) feet for a structures containing non-residential uses on the first floor with secondary residential or temporary lodging uses above on a minimum one (1) acre parcel;
- (c) Eighty-six (86) feet, for a structure containing non-residential uses on the first floor with secondary residential uses above on a minimum parcel size of four (4) acres or more.

**Section 38.9. Setbacks.**

|             |                                                        |
|-------------|--------------------------------------------------------|
| Front yard: | For building elements of up to twenty-eight (28) feet: |
|-------------|--------------------------------------------------------|

|                  |                                                                                                                                                                                                                                                                                                                                                      |
|------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                  | <p>20 feet maximum on all streets.</p> <p>For building elements over 28 feet:<br/>Must step back an additional half-foot for every foot in height above 28 feet from the front façade of the building. The open areas produced as a result of the stepped back portion of the building may be used as deck, patio, balcony, or other open space.</p> |
| Secondary Front: | 10 feet                                                                                                                                                                                                                                                                                                                                              |
| Side yard:       | 10 percent of lot width per side; 10 foot minimum setback required.                                                                                                                                                                                                                                                                                  |
| Rear yard:       | 20 feet for the first 28 feet in height; 30 feet for all elements above 28 feet; No setback shall be required for any structural pedestrian facilities adjacent to any body of water. Outdoor seating areas for permitted businesses may be placed within the required rear yard setback if the zoning lot is not adjacent to a residential use.     |

#### **Section 38.10. Maximum impervious surface ratio.**

Maximum impervious surface ratio (ISR) for exclusively non-residential uses: 0.85  
Maximum impervious surface ratio (ISR) for mixed residential/temporary lodging use: 0.70

#### **Section 38.11. Minimum Off-Street Parking Requirements**

Shall be in accordance with the requirements of Division 23 of the Land Development Code, Off Street Parking and Loading. Parking shall not be located in front of the building, but may be placed to the side or rear.

#### **Section 38.12 Landscaping**

Shall be in accordance with the requirements of Division 22 of the Land Development Code, Landscaping and Tree Protection.

#### **Section 38.13 Design Requirements**

Shall be in accordance with the requirements of Division 39.

#### **Section 38.14 Signs**

Shall be in accordance with Division 26.

## **Division 42. BR Bayou Residential District.**

### **Section 42.1. Purpose and intent.**

The BR Bayou Residential District is intended to support multi-family residential or Temporary Lodging projects with limited non-residential uses mixed with the Residential uses.

### **Section 42.2. Permitted Primary and Secondary Uses**

Subject to the provisions or restrictions contained in this section and elsewhere in this code, permitted primary and secondary uses and structures in the Bayou Residential District are as follows.

Primary Uses:

- (a) Residential uses - Attached single family, two family, and multi-family.

Secondary Uses:

- (a) Commercial or retail uses as a mixed-use component with multi-family residential (minimum 2 acre site).

### **Section 42.3. Permitted accessory uses and structures.**

- (a) Uses and structures, as regulated in Sections 6.12 and 6.13, which are customarily accessory and clearly incidental and subordinate to permitted or permissible uses and structures and are not of a nature prohibited under Section 42.5.
- (b) Home occupations, subject to the conditions set forth in Section 6.5 of this code;
- (c) Temporary structures under the provisions of Section 6.11 of this code;
- (d) Electric vehicle charging stations.

### **Section 42.4. Allowable conditional uses.**

Subject to the provisions or restrictions contained in this section and elsewhere in this code, allowable conditional uses in the Bayou Residential District are as follows.

- (a) Docks, commercial –Class A
- (b) Temporary Lodging, awarded on a first come, first serve basis, to come from the density pool established in the Comprehensive Plan (325 available units for potential use in the Town Center Core Corey Circle, Coquina West, Activity Center, and Bayou Residential Districts).

**Section 42.5. Prohibited uses and structures.**

All uses and structures not of a nature specifically or provisionally permitted herein are hereby prohibited in the Bayou Residential District.

**Section 42.6. Density and intensity.**

- (a) Residential uses shall not exceed 15 units per acre on a site less than two (2) acres.
- (b) Residential uses shall not exceed 18 units per acre on a buildable site two (2) acres or more.
- (c) Residential density of up to 18 units per acre on a buildable site of two (2) acres or more only with a non-residential mixed use component with a minimum of 0.2 FAR and a maximum of 0.3FAR.
- (d) 40 temporary lodging units per acre not to exceed a total of 50 units per project nor the density pool allocated.

**Section 42.7. Height and Setbacks.** For the Bayou Residential District, front yard setbacks for exclusively Residential and Temporary Loading uses are based on height per the Comprehensive Plan and as follows:

| Use                               | Height and Front Yard Setbacks                            |
|-----------------------------------|-----------------------------------------------------------|
| Residential on less than 2 acres  | 35 feet with a minimum setback of 20 feet from Gulf Blvd. |
| Residential on 2 acres or greater | 45 feet with a minimum setback of 30 feet from Gulf Blvd. |
| Tourist Lodging                   | 54 feet with a minimum setback of 40 feet from Gulf Blvd. |

Other Setback Requirements:

|                                                  |                                                                                           |
|--------------------------------------------------|-------------------------------------------------------------------------------------------|
| Front Yard for Commercial Mixed with Residential | The Commercial portion of a mixed use development shall be set back a minimum of 15 feet. |
| Secondary Front:                                 | 20 Feet                                                                                   |
| Side yard:                                       | 10 percent of lot width per side; 10 foot minimum setback required.                       |

|           |                                                                                                                                                                                                                        |
|-----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|           |                                                                                                                                                                                                                        |
| Rear yard | 20 feet. No setback shall be required for any structural pedestrian facilities adjacent to any body of water. Outdoor seating areas for permitted commercial uses may be placed within the required rear yard setback. |

**Section 42.8. Maximum impervious surface ratio.**

Maximum impervious surface ratio (ISR) for all uses: 0.70

**Section 42.9. Minimum Off-Street Parking Requirements**

Shall be in accordance with the requirements of Division 23 of the Land Development Code, Off Street Parking and Loading.

**Section 42.10 Landscaping**

Shall be in accordance with the requirements of Division 22 of the Land Development Code, Landscaping and Tree Protection.

**Section 42.11 Design Standards**

Design standards shall be in accordance with Division 39.

**Section 42.12 Signs**

Shall be in accordance with Division 26.

## **Division 46. B/HC Boutique Hotel/Condo District.**

### **Section 46.1. Purpose and intent.**

The B/HC Boutique Hotel/Condo District is established to accommodate multi-family residential and medium intensity transient accommodation uses. This district is not intended to support commercial or other non-residential uses, except those that are accessory and subordinate to transient accommodation uses.

### **Section 46.2. Permitted uses**

Subject to the provisions or restrictions contained in this section and elsewhere in this code, permitted uses and structures in the B/HC Boutique Hotel/Condo District are as follows.

- (a) Residential uses – multifamily only.
- (b) Transient accommodations – hotel, motel and resort condominium.
- (c) Non-residential uses that are accessory and subordinate to transient accommodation uses, such as recreational facilities, restaurants and bars, personal service uses, retail uses, meeting spaces/conference rooms, fitness centers, and spa facilities.

### **Section 46.3. Permitted accessory uses and structures.**

- (a) Uses and structures, as regulated in Sections 6.12 and 6.13, which are customarily accessory and clearly incidental and subordinate to permitted or permissible uses and structures and are not of a nature prohibited under Section 46.5.
- (b) Home occupations, subject to the conditions set forth in Section 6.5 of this code.
- (c) Electric vehicle charging stations.

### **Section 46.4. Allowable conditional uses.**

Subject to the provisions or restrictions contained in this section and elsewhere in this code, additional temporary lodging units may be allocated from a density pool via a conditional use as follows:

In addition to any transient accommodation units which may be allowed on a per acre basis, there are hereby 125 total transient accommodation units for the entire Boutique Hotel/Condo district, which shall be allocated to individual projects by ordinance of the City Commission upon request of an individual property owner. Such allocation shall not exceed an additional twenty (20) units per acre, nor a total of 60 units per redevelopment project, irrespective of total project acreage.

#### **Section 46.5. Prohibited uses and structures.**

All uses and structures not of a nature specifically or provisionally permitted herein are hereby prohibited in the B/HC Boutique Hotel/Condo District.

Any use which has been determined under the provisions of Chapter 46 of the Code of Ordinances to be potentially noxious, dangerous or offensive to residents of the district or to those who pass by on public roadways or likely for other reasons to be incompatible with the character of the district, is hereby prohibited in the B/HC Boutique Hotel/Condo District.

#### **Section 46.6. Density and intensity.**

Density and intensity shall be calculated on the basis of those portions of the site which are landward of the Florida Coastal Construction Control Line and shall be permitted as follows:

- (a) Residential uses shall not exceed 18 units per acre.
- (b) Transient accommodation uses shall not exceed 50 units per acre, except as provided for in Section 36.4.
- (c) The aggregate floor area of transient accommodation units in projects in this district shall not exceed the total allowable unit density multiplied by 750 square feet per unit, excluding indoor amenities, common areas, and structured parking. Indoor amenities and common areas shall not exceed an additional 0.2 floor area ratio combined. Common areas shall not include hallways, stairwells, elevator shafts, manager's office, restrooms, storage or mechanical areas, but shall include a lobby, reception/concierge areas, conference rooms, and common office (i.e. computer/business centers with computers, fax machines, copiers, etc) for guest use.

Example: Unit density = 50/acre; Aggregate floor area = 50 units X 750 square feet = 38,500 square feet of unit floor area plus 0.2 x total parcel area square feet for common areas and indoor amenities = total building square footage, excluding structured parking.

Actual unit count, configuration and average size shall be at the discretion of the developer, in accordance with the above specified limitation.

- (d) For the purposes of this Division, lockout units shall count against specified density limitations. A lockout unit shall be defined as a room or rooms with sanitary facilities, with or without cooking facilities, which is attached and has access to a transient accommodation unit by means of a door or doors that are lockable from within the lockout unit, and that has a separate lockable access to the public areas or corridors. A lockout unit is capable of being functionally separated for the transient accommodation unit to which it is attached and rented as a separate room.

#### **Section 46.7. Building height and front yard setbacks.**

The maximum height shall be regulated by front setback as follows:

- (a) Seventy-six (76) feet for any building that exclusively contains only temporary lodging uses with a minimum setback of one hundred (100) feet from Gulf Boulevard; or
- (b) Sixty-five (65) feet for any building that exclusively contains only temporary lodging uses with a minimum setback of seventy-five (75) feet from Gulf Boulevard; or
- (c) Fifty (50) feet above base flood elevation, for any buildings containing multi-family residential dwelling units, or any temporary lodging facility that does not comply with the minimum setbacks required for additional height established in sections 36.8.(a) and 36.8.(b) above, subject to a minimum setback of fifty (50) feet from Gulf Boulevard; or
- (d) Fifty (50) feet for temporary lodging with or without accessory uses as described in Section 36.2 c and residential uses are required to have a minimum front setback of twenty (20) feet.

#### **Section 46.8. Secondary, rear, and sideyard setbacks.**

|                       |                                                                                                                                                            |
|-----------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Secondary Front yard: | 10 feet                                                                                                                                                    |
| Side yard:            | Minimum combined side yards of 30 percent of lot width, with a minimum of 10 percent on each side. No single side yard setback shall be less than 10 feet. |
| Rear yard             | 10 feet landward of the Florida Coastal Control Line or St Pete Beach Coastal Control Line, whichever is more restrictive.                                 |

#### **Section 46.9. Maximum impervious surface ratio.**

Maximum impervious surface ratio for any exclusive transient accommodation uses:

0.85

Maximum impervious surface ratio for any residential use or combined residential and transient accommodation use: 0.70

**Section 46.10. Minimum Off-Street Parking Requirements**

Shall be in accordance with the requirements of Division 23 of the Land Development Code, Off Street Parking and Loading.

**Section 46.11 Landscaping**

Shall be in accordance with the requirements of Division 22 of the Land Development Code, Landscaping and Tree Protection.

**Section 46.12 Design Standards**

Design standards shall be in accordance with Division 39.

**Section 46.13 Signs**

Shall be in accordance with Division 26.

**St. Petersburg Times**

Published Daily

St. Petersburg, Pinellas County, Florida

STATE OF FLORIDA  
COUNTY OF Pinellas

} s.s.

Before the undersigned authority personally appeared B. Harr who on oath says that he/she is Legal Clerk of the *St. Petersburg Times* a daily newspaper published at St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter RE: ST PETE BEACH PUBLIC HEARING - ORDINANCE 2010-21 was published in said newspaper in the issues of Neighborhood Times Beaches, 9/7/2011.

Affiant further says the said *St. Petersburg Times* is a newspaper published at St. Petersburg, in said Pinellas County, Florida and that the said newspaper has heretofore been continuously published in said Pinellas County, Florida, each day and has been entered as second class mail matter at the post office in St. Petersburg, in said Pinellas County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he /she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

B. Harr

Signature of Affiant

Sworn to and subscribed before me  
this 7th day of September A.D.2011

*Diana J. Camp*  
Signature of Notary Public

Personally known ☒ or produced identification

Type of identification produced \_\_\_\_\_



DIANA J. CAMP  
MY COMMISSION # DD 882941  
EXPIRES: August 10, 2013  
Bonded Thru Budget Notary Services

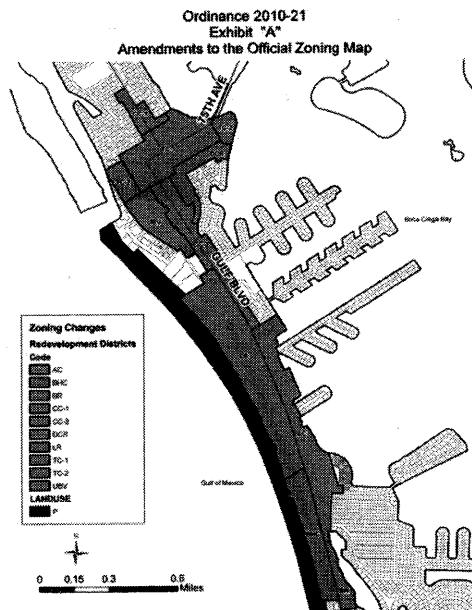
**CITY OF ST. PETE BEACH  
NOTICE OF PUBLIC HEARING**

TEXT AMENDMENTS TO THE LAND DEVELOPMENT CODE AND  
AMENDMENTS TO THE OFFICIAL ZONING MAP

The City of St. Pete Beach Planning Board acting as the Local Planning Agency will conduct a public hearing on **Thursday, September 22, 2011, at 4:00 P.M.** at City Hall, 155 Corey Avenue, to receive comments on the following ordinance:

**ORDINANCE NO. 2010-21**

**AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA PROVIDING FOR AMENDMENTS TO THE LAND DEVELOPMENT CODE AS THEY RELATE TO THE COMMUNITY REDEVELOPMENT DISTRICT ESTABLISHED IN THE COMPREHENSIVE PLAN VIA ORDINANCE 2008-15; CREATING NINE NEW ZONING DISTRICTS CORRESPONDING TO AND CONSISTENT WITH THE CHARACTER DISTRICTS ESTABLISHED IN THE COMPREHENSIVE PLAN; REGULATING DEVELOPMENT STANDARDS INCLUDING BUT NOT LIMITED TO PERMITTED AND PROHIBITED USES, DENSITY, INTENSITY, HEIGHT, SETBACKS, LANDSCAPING, AND OTHER RELATED SITE DESIGN REGULATIONS; AMENDING THE OFFICIAL ZONING MAP AS ILLUSTRATED IN EXHIBIT "A" ATTACHED HERETO AND ADOPTED HEREIN; PROVIDING FOR THE REPEAL OF ORDINANCES, OR PARTS OF ORDINANCES, IN CONFLICT HERewith, TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE**



Copies of the ordinance and map are available at City Hall in the Offices of the City Clerk and the Community Development Department. Written comments on the proposed ordinance may also be submitted to the above City departments. For further information regarding any advertised public hearing, please contact the Community Development staff at (727) 363-9266.

All interested parties will be heard. The foregoing hearings may be continued to another meeting. If a person decides to appeal any decision made at this hearing, they will need a record of the proceedings and, for such purpose, 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 (F.S. 286.0105). The City does not furnish verbatim transcripts. Interested parties should make the necessary arrangements for verbatim transcripts.

In accordance with the Americans with Disabilities Act and Florida Statutes 286.26, persons with disabilities needing special accommodation to participate in this proceeding should contact Public Services, no later than four days prior to the proceeding at (727) 363-9243 for assistance; if hearing impaired, contact the Florida Relay Service Numbers, (800) 955-8771 (TDD).

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

**Issue Considered:** First reading of Ordinance 2011-31 providing for the amendment of Section 82-202 (a)(1) of the Appendix A Fee Schedule of the Code of Ordinances as set forth in Attachment A fees pertaining to metered parking decals and permits.

**Date:** October 11, 2011

**Prepared By:** Dan O'Connor, Administrative Services Supervisor

**Through:** Elaine Edmunds – Finance Director

**Summary of Issue:** The attached ordinance 2011-31 provides for an amendment of Section 82-202 (a)(1) of the Appendix A fee schedule of the Code of Ordinances pertaining to metered parking decals and permits. This amendment will change the Appendix A fee schedule to reflect the following:

|              | Chapter 82 Chapter Traffic and Vehicles                                                                                                                                                                                                                                                                                                                                                                                                 | Amount                      |
|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------|
| 82-202(a)    | Parking decals:                                                                                                                                                                                                                                                                                                                                                                                                                         |                             |
| 82-202(a)(1) | City resident or nonresident owning property within city or 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.<br><br><u>City resident or non resident owning property south of 22<sup>nd</sup>. Avenue who also have purchased an annual “D” controlled parking residential parking permit. (limit 1).</u> | 25.00<br><br><u>\$15.00</u> |

**Requested Motion:** “I move for the adoption of Ordinance 2011-31 . . . (read title).”

**Attachments:** Ordinance 2011-31  
Amended Appendix A Fee Schedule

**Reviewed By:**  
**City Manager:** \_\_\_\_\_

**CITY OF ST. PETE BEACH, FLORIDA  
ORDINANCE NO 2011-31**

**AN ORDINANCE OF THE CITY OF ST. PETE BEACH FLORIDA PROVIDING FOR AN AMENDMENT OF SECTION 82-202(a)(1) OF THE APPENDIX A FEE SCHEDULE OF THE CODE OF ORDINANCES AS SET FORTH IN ATTACHMENT A TO THIS ORDINANCE PERTAINING TO THE METERED PARKING DECAL AND PERMIT FEES; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith TO THE EXTENT OF SUCH CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Commission wishes to update the City's fees pertaining to the City's metered parking decals and permits; and

**WHEREAS**, the City Commission has found that this Ordinance to be in the best interest of the health, safety and welfare of the citizens of the City of St. Pete Beach;

**NOW THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA DOES HEREBY ORDAIN:**

Section 1. Appendix A, Sections 82-202(a)(1) of the Code of Ordinances, City of St. Pete Beach, Florida are hereby amended as set forth in attachment "A" to this Ordinance.

Section 2. If any portion, part or section of this Ordinance is declared invalid, the valid remainder hereof shall remain in full force and effect.

Section 3. All ordinances or parts of ordinances, in conflict herewith, are hereby repealed to the extent of such conflict.

Section 4. This ordinance shall become effective upon final adoption as provided by law.

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**Steve McFarlin, MAYOR**

**FIRST READING** : \_\_\_\_\_  
**PUBLISHED** : \_\_\_\_\_  
**SECOND READING** : \_\_\_\_\_  
**PUBLIC HEARING** : \_\_\_\_\_

I, Rebecca Haynes, 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 \_\_\_\_\_, 2011.

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**Rebecca Haynes, CITY CLERK**

**ATTACHMENT A**

**CODE OF ORDINANCES**

**SECTION 82**

**APPENDIX A FEE SCHEDULE**

|               | Chapter 82 Chapter Traffic and Vehicles                                                                                                                                                                                                    | Amount                            |
|---------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------|
| 82-202(a)     | Parking decals:                                                                                                                                                                                                                            |                                   |
| 82-202(a)(1)  | City resident or nonresident owning property within city or 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                             |
|               | <b><u>City resident or non resident owning property south of 22<sup>nd</sup>. Avenue who also have purchased an annual “D” controlled parking residential parking permit. (limit 1).</u></b>                                               | <b><u>\$15.00</u></b>             |
| 82-202(a)(2)  | Nonresident                                                                                                                                                                                                                                | 125.00                            |
| 82-203        | Parking permits:                                                                                                                                                                                                                           |                                   |
| 82-203(a)     | Gulf Way and Eighth Avenue area:                                                                                                                                                                                                           | Below                             |
| 82-203(a)(2)  | Houses and apartments having street addresses on Gulf Way from First Avenue to 22nd Avenue and Eighth Avenue:                                                                                                                              | Below                             |
| 82-203(a)(2)a | "A" Permit purchase by record title owner of each unit.                                                                                                                                                                                    | 20.00                             |
| 82-203(b)     | On-premises businesses in Pass-a-Grille:                                                                                                                                                                                                   | Below                             |
| 82-203(c)     | One-day permits for operators of commercial watersports businesses at Merry Pier, for resale at same price to legitimate customers                                                                                                         | 2.00                              |
| 82-203(d)     | Gulfwinds Condominium, Friendly Native Condominium and Ramar Apartments and Starlight Towers Condominium:                                                                                                                                  | Below                             |
| 82-203(d)(2)  | "E" Permit Purchase by record title owner of unit, each                                                                                                                                                                                    | 20.00                             |
| 82-203(e)     | Hanging meter permits for Pass-a-Grille business owners to be used by customers                                                                                                                                                            | 35.00 per yr.                     |
| 82-204        | Parking meter rates, per 15 minutes                                                                                                                                                                                                        | 0.25                              |
| 82-205        | Parking meter rates for coin operated parking meters identified by the city manager, per hour                                                                                                                                              | 1.00                              |
| 82-205        | Parking meter rates for parking meters identified by the city manager as "parking pay stations."                                                                                                                                           | 1.50 per hour, 12.00 for 12 hours |
| 82-205        | Parking meter rates for parking meters identified by the city manager as "County Park Beach Access parking pay stations."                                                                                                                  | 1.50 per hour, 12.00              |

|           |                                                         |                            |
|-----------|---------------------------------------------------------|----------------------------|
|           |                                                         | for 12 hours               |
| 82-242(b) | Controlled parking residential parking permit, annual   | "D" 5.00                   |
| 82-243(g) | Controlled parking residential temporary parking permit | "Temp. "D"<br>3.00 per mo. |
| 82-260    | Daily parking permits                                   | 12.00                      |
| 82-273    | Storage charge for impounded motor vehicle, per day     | 35.00                      |
|           |                                                         |                            |

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

**Issue Considered:** Ordinance 2011-35, amending Section 38.7 of the Code of Ordinance entitled "Election Date of Commissioners" specifying the date of the 2012 election.

**Date:** October 11, 2011

**Prepared By:** Michael P. Bonfield, City Manager MB

**Summary of Issue:** This ordinance amends the Code to allow for the 2012 City Election to be held on the same date of the Presidential Preference Primary (PPP) which has been set for January 31, 2012. The cost to have the City election with the PPP is estimated to be \$5,509.10; whereas the estimated cost for a March 13, 2012 election could be up to \$14,856.56.

Should the Commission adopt this ordinance the timeline of events for a January 31, 2012 election would be as follows:

**October 25th:** Final reading of Ordinance 2011-35 and Approval of resolution designating the qualification period - November 14<sup>th</sup> at 8am and end at November 18 at 12 noon

**December 2nd:** Ballot language to County

**December 30th:** Publish Notice of Election

**Requested Motion:** "I move to approve Ordinance . . . (read title)."

**Attachments:** Ordinance 2011-35

**CITY OF ST. PETE BEACH, FLORIDA  
ORDINANCE NO. 2011-35**

**AN ORDINANCE OF THE CITY OF ST. PETE BEACH,  
FLORIDA AMENDING SECTION 38.7 OF THE CITY OF  
ST. PETE BEACH CITY CODE ENTITLED "ELECTION  
DATE OF COMMISSIONERS" SPECIFYING THE DATES  
OF THE 2012 ELECTION AND PROVIDING AN  
EFFECTIVE DATE.**

**WHEREAS**, the City Commission finds the amendments to Chapter 38 of the City Code, as more particularly set forth herein, in the public interest of the citizens of the City of St. Pete Beach, Florida.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ST. PETE BEACH,  
FLORIDA:**

**Section 1.**        Section 38-7; St. Pete Beach City Code related to Elections is hereby amended as follows:

**Sec 38-7: Election Date of Commissioners**

The regular election for the city commission shall be held on the second Tuesday of March, unless the city commission determines, by ordinance pursuant to Florida Statutes Section 100.3605(2), that it is appropriate to schedule that election for some other date in March. The date of the regular municipal election in the year 2012; however, shall be the same as the date of the Presidential Primary Election. ~~if the date of the Presidential Primary Election is later than January 31, 2012. If the date of the Presidential Primary Election is between January 3 and January 31, 2012, the date of the regular municipal election shall be March 13, 2012, unless another date is designated by ordinance adopted by the City Commission 120 days prior to the election date~~

**Section 2.**        Should any section, sentence, clause, part or provision of this ordinance be held or declared invalid or unenforceable by a court of competent jurisdiction, the same shall not affect the validity of this ordinance as a whole, or any part thereof, other than the part held or declared to be invalid.

**Section 3.** Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**Section 4.** This Ordinance shall take effect immediately upon second reading.

\_\_\_\_\_  
Steve McFarlin, Mayor

**FIRST READING** : \_\_\_\_\_  
**PUBLISHED** : \_\_\_\_\_  
**SECOND READING** : \_\_\_\_\_  
**PUBLIC HEARING** : \_\_\_\_\_

I, Rebecca Haynes, 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 \_\_\_\_\_, 2011.

\_\_\_\_\_  
Rebecca C. Haynes, City Clerk

St. Pete Beach City Commission  
Agenda Report

Issue Considered: Adoption of Resolution No. 2011-18 establishing a public hearing to consider imposition of the contemplated second tier of stormwater special assessments to fund variable costs associated with the delivery of stormwater management services.

Date: October 11, 2011

Prepared By: Steven J. Hallock, Public Services Director  
Mike Davis, City Attorney

Summary of Issue: On September 27, 2011 the City Commission conducted the preliminary workshop to consider the report from Woolpert, Inc. which addresses funding certain variable costs associated with the City's stormwater assessment program. Variable costs are those dependent upon or which more closely bear a direct relationship to property classification, parcel-specific physical characteristics or actual demand. Adoption of Resolution No. 2011-18 will establish a public hearing on November 8, 2011 to consider imposing limited assessments to fund the variable costs associated with Stormwater Management Services and Stormwater Improvements, and direct the mailing and publication of notice of such hearing required by Ordinance No. 2009-30.

These assessments are in addition to the \$36 per parcel which fund certain fixed costs, and would be shared on a pervious/impervious area basis which was approved by the circuit court last year. As well, these will put into play a limited mitigation credit policy, more particularly described in Article IV of the proposed resolution.

Requested Motion: "I move to approve to Resolution No. 2011-18 for purposes of establishing a public hearing on November 8, 2011 to consider the imposition of Assessments to fund a limited amount of variable costs associated with Stormwater Management Services and Stormwater Improvements."

Attachments: Resolution No. 2011-18

City Manager  
Reviewed:

\_\_\_\_\_

RESOLUTION NO. 2011 - 18

A RESOLUTION OF THE CITY COMMISSION OF ST. PETE BEACH, FLORIDA, RELATING TO THE DELIVERY AND FUNDING OF STORMWATER MANAGEMENT SERVICES AND STORMWATER IMPROVEMENTS WITHIN THE CITY; PROVIDING FOR THE IMPOSITION AND COLLECTION OF SPECIAL ASSESSMENTS TO FUND THE VARIABLE COSTS ASSOCIATED WITH SUCH SERVICES AND IMPROVEMENTS; ESTABLISHING THE METHOD OF ASSESSING THE VARIABLE COSTS AGAINST REAL PROPERTY THAT WILL BE SPECIALLY BENEFITED BY OR OTHERWISE CREATES A DEMAND OR BURDEN FOR SUCH ESSENTIAL SERVICES AND CAPITAL IMPROVEMENTS; DIRECTING THE CITY MANAGER TO PREPARE A SUPPLEMENTAL ASSESSMENT ROLL FOR SHARING OF VARIABLE COSTS; PROVIDING A PROCEDURE BY WHICH QUALIFYING LANDOWNERS MAY APPLY FOR MITIGATION CREDITS; ESTABLISHING A PUBLIC HEARING TO CONSIDER IMPOSITION OF THE PROPOSED ASSESSMENTS; DIRECTING THE PROVISION OF NOTICE IN CONNECTION THEREWITH; CONFIRMING CITY RESOLUTION NOS. 2010-07 AND 2010-08; AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, AS FOLLOWS:

ARTICLE I  
INTRODUCTION

SECTION 1.01. AUTHORITY. This Resolution of the City of St. Pete Beach, Florida (the "City") is adopted pursuant to City Ordinance No. 2009-30 (the "Assessment Ordinance"), City Resolution Nos. 10-07 and 10-08 (collectively, the "Initial Assessment Resolution"), Sections 166.021 and 166.041, Florida Statutes, and other applicable provisions of law.

SECTION 1.02. DEFINITIONS. All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Initial Assessment Resolution and

the Assessment Ordinance. As used herein, the following terms shall have the following meanings, unless the context hereof otherwise requires.

"Mitigation Credit" means a credit against the Stormwater Service Assessment contemplated herein for qualified Developed Properties which may be applied for in accordance with Article IV hereof.

"Mitigation Facility" means a manmade facility or structure legally servient to or located upon the site of a Developed Property which, by its design and function, retains Stormwater and thus generates less volume of Stormwater from the site or produces Stormwater runoff at a lower rate or with less pollutants than would be the case in the absence of such facilities or structure.

"Quality Credit" means a Mitigation Credit which may be awarded pursuant to Section 4.01(A)(7) hereof for properly maintained and functioning Mitigation Facilities.

"Quantity Credit" means a Mitigation Credit which may be awarded pursuant to Section 4.01(A)(8) hereof for properly maintained and functioning Mitigation Facilities.

"Rate Study" means the St. Pete Beach Stormwater Rate Study and Apportionment Report dated September 21, 2011, prepared by Woolpert, Inc.

SECTION 1.03. INTERPRETATION. Unless the context indicates otherwise, words importing the singular number include the plural number, and vice versa; the terms "hereof," "hereby," "herein," "hereto," "hereunder" and similar terms refer to this Resolution; and the term "hereafter" means after, and the term "heretofore" means before, the effective date of this Resolution. Words of any gender include the correlative words of the other gender, unless the sense indicates otherwise.

SECTION 1.04. FINDINGS. It is hereby ascertained, determined and declared that:

(A) The Commission adopted the Initial Assessment Resolution in order to (1) provide an initial funding source for the Program Costs associated with Stormwater Management Services and Stormwater Improvements, and (2) identify a fair and reasonable method to apportion the funding of variable costs of those services and improvements, with such method to be implemented by subsequent Annual Assessment Resolution or other supplemental resolution in the future.

(B) The Initial Assessment Resolution served as the premise to initially develop a foundation for allocating fixed costs across all Tax Parcels reasonably anticipated to benefit from, or which create a burden resulting in the need for the provision of, Stormwater

Management Service and/or Stormwater Improvements, including the assemblage of data and information to subsequently and additionally allocate variable costs based upon physical demand and characteristics of each Tax Parcel.

(C) Fixed costs can generally be described as those costs incurred in providing a service which do not vary from parcel to parcel based upon property classification, parcel-specific physical characteristics or actual demand. The Program Cost, for example, can be reasonably described as a fixed cost in this sense. Variable costs are those dependent upon or which more closely bear a direct relationship to property classification, parcel-specific physical characteristics or actual demand and therefore do vary from parcel to parcel.

(D) In accordance with the Initial Assessment Resolution, the City has assembled the data and information necessary to additionally allocate variable costs based upon physical demand and characteristics of each Tax Parcel.

(E) Application of the apportionment methodology for variable costs (as identified in the Initial Assessment Resolution) to the parcel-specific area and information assembled since the adoption thereof offers the City a two-tiered methodology by which certain fixed costs can continue to be assessed on a per Tax Parcel basis and certain variable costs can be assessed according to Impervious Area as set forth in Section 3.03 hereof.

(F) The City is authorized by Article VIII, Section 2 of the State Constitution, Section 166.021, Florida Statutes, the Assessment Ordinance, the Uniform Assessment Collection Act and other applicable provisions of law to provide for the imposition and collection of charges in the form of special assessments (such impositions also being sometimes characterized as non-ad valorem assessments).

(G) The Apportionment Report and the Rate Study have been submitted to and considered by the Commission, and are consistent with the approved method for recovering variable costs identified in the Initial Assessment Resolution.

(H) Substantially all of the Stormwater that is physically managed, controlled, and treated by the Stormwater System is generated by Developed Property, and the amount of Stormwater generated by Undeveloped Property that is managed, controlled, and treated by the Stormwater System is inconsequential and not substantial.

(I) The Stormwater Management Services and Stormwater Improvements contemplated herein possess a logical relationship to the use and enjoyment of, and relieve a burden created by and provide a special benefit to, Developed Property by creating the premise or basis for a fair, efficient and cost effective stormwater program capable of treating and controlling Stormwater generated or contaminated by improvements

constructed on Developed Property which resulted in the alteration of such property from its natural state.

(J) The relief of the burden created, or special benefit received by, Developed Property is the collection, storage, control, management, treatment, and conveyance of Stormwater generated by the improvements on Developed Property. It is fair and reasonable to impose Stormwater Service Assessments upon Developed Property to fund the Stormwater Management Service Cost.

(K) Both Developed Properties and Undeveloped Properties are benefited by compliance with nationally encouraged and in some cases mandated stormwater management planning and the development of an integrated and scalable Stormwater System enhances the quality of development and redevelopment potential for property and responsibly advances the preservation and protection of natural resources.

(L) The City is an urban area essentially located on a barrier island. Although Undeveloped Property may itself provide a benefit to the Stormwater System by receiving Stormwater, the urban characteristics of the City require that the Commission must nonetheless plan Stormwater Improvements and plan and provide Stormwater Management Service to serve all property capable of Development and the cost thereof should be born by all properties benefited by the availability of such planning and related services.

(M) As a substantially developed urban area essentially located on a barrier island, the City reasonably consists of a single geographic drainage area or basin, such that Stormwater Management Service and Stormwater Improvements delivered in one area of the City benefit the entire City. Accordingly, there is no need to divide the City into distinct Assessment Areas or zones and limit the expenditure of Assessment proceeds derived in a particular zone to stormwater-related activities within that zone.

(N) It is fair and reasonable that all Assessed Property pay an equal share of the fixed costs associated with providing Stormwater Management Service, and that all Tax Parcels characterized as Undeveloped Property be subject to a minimum Assessment to fund only that portion of the Stormwater Management Service Cost described as the Program Cost.

(O) It is also fair and reasonable that all Assessed Property pay a pro rata share of the variable costs associated with providing Stormwater Management Service and Stormwater Improvements apportioned on the basis of ERUs which reflect the amount of Impervious Area presented by individual Tax Parcels. Apportionment on this basis is fair

and reasonable because it reasonably reflects the relative burden or demand placed on the Stormwater System by Tax Parcels with varying amounts of Impervious Area.

(P) The classification system proposed by the Apportionment Report and based upon standardized Florida Department of Revenue "DOR Codes" employed by the public data base maintained by law by the Property Appraiser and Tax Collector, is reasonable and equitable, and will continue to be so as properties within the City develop and change. The use of such classification system and description of Tax Parcels is also manageable and capable of being fairly implemented from year to year without wasteful or extraordinary consumption of resources which could better be expended to address stormwater related issues such that the amount of the Assessment for variable costs will vary in direct proportion to the ratio of Impervious Area on any given parcel.

(Q) The apportionment methods described in the Apportionment Report and Rate Study and set forth in Article III hereof are fair and reasonable and bear a logical relationship to the cost, benefits and burdens of providing Stormwater Management Services and Stormwater Improvements.

(R) It is the intent of the Commission in adopting this Annual Assessment Resolution to implement the two tiered approach to Assessments contemplated in the Initial Assessment Resolution whereby certain fixed costs associated with the Stormwater Management Service Cost are apportioned equally on a per Tax Parcel basis and certain variable costs are apportioned on the basis of Impervious Area.

(S) On June 28, 2011, the Commission adopted Resolution 2011-11 which approved the Fiscal Year 2011-12 Assessment Roll for fixed costs and certified such roll to the Tax Collector for collection on the property tax bill in November, 2011.

(T) On September 27, 2011, the Commission conducted a workshop concerning imposition of Assessments to fund variable costs for the Fiscal Year 2011-12 and collection thereof through the alternative method authorized by Section 3.02 of the Assessment Ordinance.

(U) The benefits derived from the Stormwater Management Services and Stormwater Improvements exceed the amount of the Assessments proposed hereunder. The Assessment for any Tax Parcel within the City does not exceed the proportional benefits that such Tax Parcel will receive from Stormwater Management Services and Stormwater Improvements compared to any other Tax Parcel within the City.

(V) The method set forth herein for allocating the variable costs of Stormwater Management Services and Stormwater Improvements among specially benefited Tax

Parcels is consistent with the apportionment methodology presented for judicial validation to the Circuit Court in and for Pinellas County, Florida in City of St. Pete Beach v. State of Florida, et al., Case No. 10-3948-CI-21, which was decided in the City's favor and which upheld the methodology as fair and reasonable.

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ARTICLE II  
NOTICE AND PUBLIC HEARING

SECTION 2.01. ESTIMATED STORMWATER MANAGEMENT SERVICE COST. The estimated variable cost to be recovered through the supplemental Stormwater Service Assessments contemplated herein for the Fiscal Year commencing October 1, 2012 is \$350,000.

SECTION 2.02. FISCAL YEAR 2011-12 STORMWATER SERVICE ASSESSMENT ROLL FOR VARIABLE COSTS.

(A) The City Manager is hereby directed to prepare, or cause to be prepared, a preliminary Stormwater Service Assessment Roll for the variable costs associated with Stormwater Management Service, Stormwater Improvements and any other costs not otherwise contemplated by City Resolution No. 2011-11, for the Fiscal Year commencing October 1, 2011, in the manner provided in Section 2.04 of the Assessment Ordinance. The preliminary variable cost Stormwater Service Assessment Roll shall include the amount of the Fiscal Year 2011-12 Stormwater Service Assessment for each Tax Parcel; provided, however, that such roll shall exclude any Tax Parcel otherwise exempted from payment of Stormwater Service Assessments under the Initial Assessment Resolution. The City Manager shall apportion the estimated Stormwater Management Service Cost to be recovered through Stormwater Service Assessments as provided herein.

(B) In preparing the preliminary Stormwater Service Assessment Roll, the City Manager is hereby directed to conduct such inspection and make such inquiries and determinations as are reasonably necessary in order to ensure (1) apportionment of variable costs associated with Stormwater Management Services and Stormwater Improvements in a manner consistent with the Initial Assessment Resolution and the Rate Study, and (2) that properties which are not specially benefited by such services and/or improvements or which do not create a burden upon the Stormwater System are not included on the Stormwater Service Assessment Roll, notwithstanding any coding applied to the parcels by the Property Appraiser which suggests otherwise. Such excluded parcels may include, by way of example only, rights-of-way, submerged property or any other parcel for which, either through the coding system employed by the Property Appraiser, visual inspection or other means, it becomes apparent to the City Manager that such parcel is not appropriate for assessment.

**SECTION 2.03. PUBLIC HEARING.**

(A) There is hereby established a public hearing to be held at 6:30 p.m. on November 8, 2011 at City Hall, City Commission Chambers, 155 Cory Avenue, St. Pete Beach, Florida, at which time the Commission will receive and consider any comments on the imposition of Assessments to fund variable costs associated with Stormwater Management Service and Stormwater Improvements from the public and affected property owners, and will consider adoption of a resolution confirming this Supplemental Annual Assessment Resolution, imposing the Stormwater Service Assessments contemplated hereunder and providing for the collection thereof initially in the alternative method of collection set forth in Section 3.02 of the Assessment Ordinance, and thereafter pursuant to the Uniform Assessment Collection Act.

(B) A copy of this Supplemental Annual Assessment Resolution and the preliminary Stormwater Service Assessment Roll shall be maintained on file in the office of the City Clerk and open to public inspection. The foregoing shall not be construed to require that the preliminary Stormwater Service Assessment Roll be in printed form if the amount of the Stormwater Service Assessment for each parcel of property can be determined by the use of a computer terminal or internet access available to the public.

**SECTION 2.04. NOTICE BY PUBLICATION.** The City Manager shall direct the publication of notice of the public hearing authorized by Section 2.03 hereof in the manner and time provided in Section 2.05 of the Assessment Ordinance. The notice shall be published no later than October 18, 2011, in substantially the form attached hereto as Appendix A.

**SECTION 2.05. NOTICE BY MAIL.** The City Manager shall direct the mailing of notice of the public hearing authorized by Section 2.03 hereof in the manner and time provided in Section 2.06 of the Assessment Ordinance. The notice shall be mailed no later than October 18, 2011, in substantially the form attached hereto as Appendix B.

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ARTICLE III  
ASSESSMENTS

SECTION 3.01. STORMWATER ASSESSMENTS TO BE IMPOSED  
THROUGHOUT CITY.

(A) As a substantially developed urban area essentially located on a barrier island, the City reasonably consists of a single geographic drainage area or basin, such that Stormwater Management Services and Stormwater Improvements delivered in one area of the City benefit the entire City.

(B) The development and use of stormwater management programs and systems inherently benefit and relieve burdens caused by real property. It is logical and reasonable that the Stormwater Service Assessments imposed hereunder will provide benefits and relieve burdens associated with all Tax Parcels located within the City.

SECTION 3.02. FIXED COSTS. As provided in City Resolution No. 2011-11, the portion of the Fiscal Year 2011-12 Stormwater Management Service Cost comprising fixed costs will be funded through the imposition of Stormwater Service Assessments at the rate of \$36 per Tax Parcel and are being collected pursuant to the Uniform Assessment Collection Act.

SECTION 3.03. VARIABLE COSTS.

(A) The Commission hereby determines, based on the analysis and rationale set forth herein and information presented in the Apportionment Report and Rate Study, that \$350,000 of the Fiscal Year 2011-12 budget for the Stormwater System is fairly characterized as the variable costs associated with providing Stormwater Management Service and Stormwater Improvements.

(B) It is fair and reasonable that variable costs be shared and distributed using an apportionment method which is weighted more heavily toward physical demand and characteristics of each Tax Parcel.

(C) The additional impervious-based rate structure generally described in the Apportionment Report and Rate Study is fair and reasonable and is hereby approved and adopted as the apportionment approach for Stormwater Service Assessments imposed hereunder to recover the variable costs associated with Stormwater Management Service and Stormwater Improvements.

(D) The typical single family Impervious Area identified in the Rate Study is 3,813 square feet. Accordingly, one ERU shall be equal to 3,813 square feet for purposes of determining the Assessment levied against Assessed Property.

(E) The determination of whether a Tax Parcel is Developed Property or Undeveloped Property has been made using best available data (e.g. Property Appraiser information, aerial images, all other data assembled and deemed reliable by the City or its consultants) prior to the adoption of this Resolution.

(F) The supplemental Stormwater Service Assessment for each Tax Parcel of Developed Property shall be calculated by multiplying the number of factored ERU's by a specific dollar amount necessary to defray the variable costs.

(G) The number of factored ERU's shall be calculated as follows:

$$\frac{\text{property total Impervious Area (in sq. ft.)}}{1 \text{ ERU (in sq. ft.)}} \times \frac{\text{property impervious coverage (\%)}}{\text{typical single-family impervious coverage (\%)}} = \text{factored ERU's}$$

(H) The calculations authorized by this Section are to be made using reasoned assumptions based upon data determining:

- (1) Typical single-family lot size in square feet.
- (2) Typical single-family Impervious Area in square feet (1 ERU).
- (3) Typical single-family impervious coverage equals typical single-family Impervious Area (in square feet) divided by typical single-family lot size (in square feet).
- (4) Property impervious coverage shall be determined:
  - (a) for single family residential properties using a typical single family ratio; and
  - (b) for all other properties not having a substantial or typical similarity, the property impervious coverage may be parcel specific and equal to property Impervious Area divided by property lot size.

(I) Each Tax Parcel constituting Developed Property which consists of a single family residential unit shall be attributed one (1) factored ERU.

(J) ERU values shall be rounded to the nearest tenth for purposes of calculating the Assessment due from each Tax Parcel.

(K) The physical characteristics of a given condominium or other similar development could be such that the algorithms and rounding functions inherent in computer programs designed for application of the formula set forth herein may result in a negligible factored ERU value (e.g. for certain individual condominium units). To avoid potential inefficiencies arising from assignment of negligible ERU values and the imposition of an Assessment which is less than a pro rata share of actual collection costs which otherwise might occur in an effort to ensure that each Tax Parcel which benefits from Stormwater Management Services and Stormwater Improvements contributes to the overall costs involved, it is fair and reasonable to establish a minimum assessment amount for all Tax Parcels. Accordingly, Tax Parcels which would be attributed less than one tenth (0.1) ERU through application of the apportionment methodology provided herein resulting in an Assessment of less than \$5.00 may be assessed at zero, so long as the Stormwater program is not fully funded by Assessments and the City otherwise relies on other legally available funds to partially fund the Stormwater System.

(L) It is hereby ascertained, determined, and declared that the method of determining the Stormwater Service Assessments associated with variable costs as set forth herein is a fair and reasonable method of apportioning such costs among parcels of Assessed Property located within the City.

SECTION 3.04. EXEMPTION. Real property exempted from the imposition of Stormwater Service Assessments under the Initial Assessment Resolution shall be exempt from the Assessments imposed herein.

SECTION 3.05. COLLECTION OF ASSESSMENTS.

(A) Collection of the Stormwater Service Assessments associated with variable costs shall initially take place pursuant to the alternative method of collection set forth in Section 3.02 of the Assessment Ordinance.

(B) It is the Commission's direction and intent that starting in November, 2012, Stormwater Service Assessments imposed to fund both fixed costs and variable costs will be collected on the annual property tax bill in accordance with the Uniform Assessment Collection Act. Any notices required by the Uniform Assessment Collection Act and the Assessment Ordinance may be given in any manner authorized by law, including inclusion of the Assessment on the notice provided for in Section 200.069, Florida Statutes, if applicable.

(C) Any delinquencies in payment of the Assessments contemplated hereunder may be included in the amount of the Stormwater Service Assessment imposed for Fiscal Year 2012-13 and collected pursuant to the Uniform Assessment Collection Act; provided,

however, that any existing lien of record on the affected Tax Parcel for the delinquent Assessment(s) is supplanted by the lien resulting from certification of the Stormwater Service Assessment Roll to the Tax Collector.

(D) The City Manager is hereby directed to publish the notices required by Section 3.01 of the Assessment Ordinance in order for the Commission to consider collection of Stormwater Service Assessments pursuant to the Uniform Assessment Collection Act commencing in November, 2012, at the public hearing established by Section 2.03 hereof.

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## ARTICLE IV

### MITIGATION CREDIT

SECTION 4.01. GENERAL MATTERS; TIME LIMIT. The procedure by which eligible landowners may apply for Mitigation Credit against the Stormwater Service Assessments imposed to fund variable costs shall be as follows:

(A) General Matters Applicable to All Applications for Mitigation Credit:

(1) Type of Credit. Mitigation Facilities may qualify for Quality Credit, Quantity Credit, or both. A Mitigation Credit shall not apply to the Program Cost associated with the Stormwater System.

(2) Application for Mitigation Credit. In order to qualify for a Mitigation Credit, the owner of the property seeking the Mitigation Credit shall submit to the City's Public Services Director, along with the review fee described below, an application in substantially the form attached hereto as Appendix C; provided, however, that such form shall be subject to revision as approved by the City Manager from time to time to achieve the purposes of this Article. The application for any Fiscal Year must be submitted by May 1 preceding such Fiscal Year.<sup>1</sup> Only one application for Mitigation Credit shall be filed for each system of Mitigation Facilities regardless of the number of Developed Properties served by it, and such application shall be filed by or on behalf of all owners of Developed Property served by the Mitigation Facilities which are the subject of the application.

(3) Fees. All applications for Mitigation Credit, depending upon the size of the site served by the Mitigation Facilities, shall be accompanied by the following application fee:

(a) Residential parcels: \$25.00

(b) Non-residential parcels: \$100.00

(4) Common ownership. For Tax Parcels enveloped in a common scheme of ownership regime (e.g. condominium association or homeowners association), a single application may be submitted for all affected Tax Parcels by a duly authorized

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<sup>1</sup> Any timely application for Fiscal Year 2012-13 shall be deemed an application for Fiscal Year 2011-12. Provided the associated Assessment for Fiscal Year 2011-12 has been timely paid, a credit or rebate shall be afforded the applicant.

representative; provided, however, the application fee for such single application shall be \$100.00.

(5) Supplemental Information. Within thirty (30) days of filing the application, the Public Services Director may request in writing that the applicant provide supplemental information reasonably required to evaluate the application.

(6) Action on Application. Based upon the information submitted and any additional information available to the Public Services Director and disclosed to the applicant, the Public Services Director shall administratively grant or deny the application in writing within thirty (30) days of its receipt or, if supplemental information is timely requested, within thirty (30) days of receipt of the supplemental information. The Public Services Director shall be authorized to extend all deadlines for responding to all applications by one or more extensions not to exceed a total of 90 days in the event that the number of applications received in a single, annual cycle reasonably exceeds his or her capacity to process. No extension shall be longer than reasonably anticipated to be necessary and notice of each extension shall be furnished in writing to all applicants.

(7) Quality Credit. The Public Services Director shall grant a Quality Credit of 10% of the Stormwater Service Assessment associated with variable costs for Mitigation Facilities which provide at least five one hundredths of an inch (0.05") of Stormwater retention per rainfall event over the entire area served by the Mitigation Facilities in question. No credit or reduction shall be allowed against Assessments imposed for Program Cost or other fixed costs.

(8) Quantity Credit. The Public Services Director shall grant a Quantity Credit of 10% of the Stormwater Service Assessment associated with variable costs for Mitigation Facilities which provide at least one quarter inch (.25") of Stormwater retention per rainfall event over the entire area served by the Mitigation Facilities in question. No credit or reduction shall be allowed against Assessments imposed for Program Cost or other fixed costs.

(9) Burden of Proof. The burden of establishing entitlement to a Mitigation Credit shall fall on the applicant. If it is determined by the Public Services Director, using sound engineering and public administration judgment, that the property does not satisfy the criteria set forth herein, the application shall be denied. The issuance of, or the pendency of an application for, a local development order, development permit or building permit shall have no bearing upon whether, at the time the Mitigation Credit application is made or renewed, the property meets the necessary standards.

(10) Appeal. In the event the application is denied, the owner shall receive a written explanation from the Public Services Director describing the basis for the denial. The owner shall then have the right to appeal the Public Services Director's decision to the City Manager by written notice specifying the basis for the appeal. Within thirty (30) days after receipt of the notice of appeal, the City Manager shall consider the appeal and make a determination in writing setting forth the reasons for his or her decision based on the criteria contained in this section. The decision made by the City Manager shall be final.

(11) Obligation to Pay. A pending application for Mitigation Credit shall not relieve the owner of the obligation to make timely payment of the Stormwater Service Assessment. In the event a Mitigation Credit is granted which decreases the Stormwater Service Assessment paid while the application is pending, the owner shall be entitled to credit for the excess assessment. Any reduction, including a credit, which may be necessary after the Stormwater Service Assessment Roll has been adopted may, at the option of the City, be refunded to the property owner or credited to a subsequent Stormwater Service Assessment for the subject Tax Parcel.

(B) Time Limit and Renewal of Credit.

(1) All Mitigation Credit determinations shall only apply to five annual Assessment cycles. In order to renew a Mitigation Credit determination, the property owner shall, prior to May 1 immediately preceding the applicable Fiscal Year, submit to the Public Services Director an application pursuant to Section 4.02 or 4.03 hereof, along with the review fee, certifying that the subject property meets the then-applicable technical standards and requirements for the Mitigation Credit. The renewal application shall be processed, granted or denied in the same manner as an original application. If circumstances upon which the original Mitigation Credit was determined have changed, a full application demonstrating substantial conformance with Section 4.02 or 4.03 shall be required.

(2) Notwithstanding anything to the contrary herein, if at any time the Southwest Florida Water Management District, the United States Environmental Protection Agency or any other regulatory agency establishes heightened quality or quantity standards applicable to the Mitigation Facilities in question and requires proof of conformance with such heightened standards by the owner thereof, the owner shall simultaneously submit proof of conformance to the City. Failure to do so may result in rescission of any Mitigation Credit previously granted hereunder.

SECTION 4.02 GENERAL APPLICATION PROCEDURE. The application for a Mitigation Credit shall be prepared, sealed, dated and signed by a professional engineer registered in the State of Florida, certifying that the Tax Parcel for which

application is made meets the technical standards and requirements for a Quality Credit, Quantity Credit, or both, and setting forth, in detail, a description and diagram of the Mitigation Facilities and the grounds upon which the credit is justified. A request by the Public Services Director for additional information may include, but not limited to, topographical survey data and drawings signed and sealed by a professional land surveyor registered in Florida. Failure to provide such information will result in the denial of the application.

SECTION 4.03      ALTERNATIVE APPLICATION PROCEDURE. In addition to the general application procedure set forth in Section 4.02, the following alternative application procedure may be available for Mitigation Credit applications based upon Mitigation Facilities which were permitted by the City or any state or federal agency:

(A)      For purposes of the application, it shall be presumed that the Mitigation Facilities when originally permitted met all applicable regulatory requirements of the City, the Southwest Florida Water Management District or applicable regulatory agency.

(B)      The application may be prepared and submitted by the owner of the subject property or an authorized representative of such owner and, subject to the provisions of paragraph (F) below, need not be prepared and submitted by a professional engineer.

(C)      The application shall request that the City inspect the subject Mitigation Facilities and determine whether the Mitigation Facilities have (i) not been altered in any material way and (ii) have been maintained so as to continue to function substantially as originally designed. If both conditions are met, the application may be granted under this alternative application procedure.

(D)      It shall be the sole responsibility and burden of the applicant to clearly demonstrate that the Mitigation Facilities have not been altered in any material way and have been maintained so as to continue to function substantially as originally designed.

(E)      In the event the City shall discover that the Mitigation Facilities as originally permitted did not meet the applicable regulatory requirements when permitted, or do not at time of inspection meet all then-applicable regulatory requirements, the application shall be denied. In any appeal of the City's denial on the basis that the facilities did not or do not meet all applicable regulatory requirements, the burden of proof shall be on the Applicant. The burden of proof as to all other issues shall also be on the applicant.

(F)      The alternative application procedure set forth in this Section 4.03 is provided solely as an accommodation to the owners of Developed Property served by Mitigation

Facilities. If the Public Services Director is not satisfied that the Mitigation Facilities warrant Mitigation Credit under this Section, or if lack of public resources or the nature, age or condition of the subject Mitigation Facilities are such that, in the sole discretion of the Public Services Director, certification of a professional engineer is required in order to establish compliance with the technical criteria set forth herein, the applicant shall be required to follow the general application procedure set forth in Section 4.02 in order to establish entitlement to a Mitigation Credit.

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ARTICLE V  
GENERAL PROVISIONS

SECTION 5.01. RATIFICATION AND CONFIRMATION OF INITIAL ASSESSMENT RESOLUTION. It is the express intent of the Commission in adopting this Resolution to confirm the Initial Assessment Resolution and, as contemplated therein, to provide for the funding of variable costs associated with the delivery of Stormwater Management Service and Stormwater Improvements through the imposition of Stormwater Service Assessments. The Initial Assessment Resolution is hereby ratified and confirmed.

SECTION 5.02. CONFLICTS. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5.03. SEVERABILITY. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are declared to be severable.

SECTION 5.04. EFFECTIVE DATE. This Resolution shall take effect immediately upon its passage and adoption.

PASSED, ADOPTED AND APPROVED this 11<sup>th</sup> day of October 2011.

CITY COMMISSION OF ST. PETE  
BEACH, FLORIDA

By: \_\_\_\_\_  
Steve McFarlin, Mayor

(SEAL)

Attest:

By: \_\_\_\_\_  
Rebecca C. Haynes, City Clerk

APPENDIX A

FORM OF NOTICE TO BE PUBLISHED

To be published on or before October 18, 2011.

[Map of St. Pete Beach]

NOTICE OF HEARING  
TO IMPOSE AND PROVIDE FOR COLLECTION OF  
NON-AD VALOREM SPECIAL ASSESSMENTS (STORMWATER)

Notice is hereby given that the City Commission of St. Pete Beach, Florida, will conduct a public hearing to consider adoption of a resolution related to the City of St. Pete Beach (the "City") stormwater system. The resolution will provide for the limited imposition of special assessments against property located within City limits in order to pay for the variable costs associated with providing stormwater related services and improvements, and collection of the assessments by the alternative collection method described in Section 3.02 of City Ordinance No. 2009-30. The hearing will be held at 6:30 PM on November 8, 2011 at City Commission Chambers of City Hall, City Hall, 155 Corey Avenue, St. Pete Beach, Florida. All affected property owners have a right to appear at the hearing and to file written objections with the City Commission within twenty (20) days of this notice.

The assessments have been proposed to fund a small portion of the variable costs associated with providing stormwater related essential services and capital improvements throughout the City. Variable costs are those which are dependent upon property classification, parcel-specific physical characteristics or actual demand or burden created by individual tax parcels. The special assessments for each parcel of property will be based on the amount of impervious area attributable to each parcel as measured by "Equivalent Residential Units" (ERUs). A more specific description of the variable costs associated with the stormwater system and the method of computing the assessment for each tax parcel are set forth in Resolution No. 2011- 18 adopted by the City Commission on October 11, 2011. Copies of Resolution No. 2011- 18 and the preliminary Stormwater Service Assessment Roll are available for inspection at the office of the City Clerk, located at City Hall, 155 Corey Avenue, St. Pete Beach, Florida or on the internet at <http://quicksearch.ennead-data.com/spbswu>.

The resolution, if approved, will also potentially provide for the limited reduction in stormwater assessments for property owners with certain private stormwater mitigation facilities.

Please note that the resolution will provide for funding of variable costs associated with the City's stormwater program for fiscal year 2011-12 through direct billing of affected property owners in December 2011. The City intends that stormwater assessments for Fiscal Year 2012-13 and each fiscal year thereafter will be collected on the annual property tax bill by the Pinellas County Tax Collector

If you have any questions, please contact the City Clerk's Office at (727) 363-9220.

ANY PERSON WISHING TO ENSURE THAT AN ADEQUATE RECORD OF THE PROCEEDINGS IS MAINTAINED FOR APPELLATE PURPOSES IS ADVISED TO MAKE THE NECESSARY ARRANGEMENTS FOR RECORDING AT HIS OR HER OWN EXPENSE.

PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE CITY CLERK AT LEAST 48 HOURS IN ADVANCE OF THE MEETING AT (727) 363-9220.

APPENDIX B

FORM OF NOTICE TO BE MAILED

ST. PETE BEACH, FLORIDA

NOTICE OF HEARING TO IMPOSE AND TO PROVIDE FOR LIMITED  
COLLECTION OF STORMWATER RELATED NON-AD VALOREM SPECIAL  
ASSESSMENTS  
IN ST. PETE BEACH

October \_\_, 2011

[Property Owner Name]

[Street Address]

[City, State and Zip]

Re: Tax Parcel Number [Insert Number]

Dear Property Owner:

The City of St. Pete Beach (the "City") is considering the imposition of special assessments to fund a limited portion of certain variable costs associated with the City's stormwater system. Variable costs are those which are dependent upon property classification, parcel-specific physical characteristics or actual demand or burden created by individual tax parcels. The special assessments for each parcel of property will be based on the amount of impervious area attributable to each parcel as measured by "Equivalent Residential Units" (ERUs). A more specific description of the variable costs associated with the Stormwater System and the method of computing the assessment for each tax parcel as set forth in Resolution No. 2011-\_\_ adopted by the City Commission on October \_\_, 2011.

The City Commission will hold a public hearing at 6:30 PM on November 8, 2011, in the City Commission Chambers at City Hall, 155 Corey Avenue, St. Pete Beach, Florida, for the purpose of considering a resolution imposing the assessments and receiving public comments. You are invited to attend and participate in the hearing. You may also file written objections with the City Commission prior to or during the hearing. If you decide to appeal any decision made by the City Commission with respect to any matter considered at the hearing, you will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made.

Copies of Resolution No. 2011-\_\_\_\_ and the preliminary stormwater assessment roll describing the assessments are available for your review at the offices of the City Clerk, located at City Hall, 155 Corey Avenue, St. Pete Beach, Florida [or on the internet at <http://quicksearch.ennead-data.com/spbswu>]. Information regarding the assessment for your specific property is included below.

The annual assessment will include your share of the collection costs of the assessments.

The City expects to collect approximately \$350,000 in the first year for variable costs described in this notice. The assessment is an annual assessment which will continue from year to year. The resolution to be considered by the Commission on November 8, if approved, will also potentially provide for limited reduction in stormwater assessments to property owners with certain private stormwater mitigation facilities.

Please note that the resolution will provide for funding of variable costs associated with the City's stormwater program for fiscal year 2011-12 through direct billing of affected property owners in December 2011. This is the second tier of the City's approach to funding this important program. The first tier for fixed program costs has already been certified for collection on your tax bill. Both assessments are modest in terms of the challenges that stormwater related issues present to our City. No overall increase can occur in the future without published and individually mailed notice to each property owner. The City intends that all stormwater assessments for Fiscal Year 2012-13 and each fiscal year thereafter will be collected on the annual property tax bill by the Pinellas County Tax Collector

Your property is considered [\_\_\_\_\_] tax parcel(s).

Total Amount of variable cost Fiscal Year 2011/20121

Stormwater Assessment for your property is: \$\_\_\_\_\_

Until paid, the stormwater assessment will constitute a lien against assessed property equal in rank and dignity with the liens of all state, county, district, or municipal taxes and other non-ad valorem assessments.

If you have any questions, please contact the City Clerk's office at (727) 363-9220.

**THIS IS NOT A BILL. DO NOT SEND PAYMENT.**

ST. PETE BEACH, FLORIDA

PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE CITY CLERK AT LEAST 48 HOURS IN ADVANCE OF THE MEETING AT (727) 363-9220.

APPENDIX C

FORM OF MITIGATION CREDIT APPLICATION

**APPLICATION FOR STORMWATER ASSESSMENT MITIGATION CREDITS**

|                                                  |                        |            |          |
|--------------------------------------------------|------------------------|------------|----------|
| Property Owner(s):                               |                        |            |          |
|                                                  | Last Name              | First Name |          |
| Mailing Address:                                 |                        |            |          |
|                                                  | Street Number and Name |            |          |
|                                                  |                        |            |          |
|                                                  | City                   | State      | ZIP Code |
| Tax Map Parcel No.:                              |                        |            |          |
| Phone:                                           |                        |            |          |
| Certifying Registered Engineer or Land Surveyor: |                        |            |          |
| Professional Registration No.:                   |                        |            |          |
| Company:                                         |                        |            |          |
| Company Phone:                                   |                        |            |          |

| Check if attached        | Required for Submission by Owner                                                                                                                                                                                                                                                                                                                                                                  |
|--------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> | A scaled sketch, drawing or diagram showing: (1) Site legal boundaries, (2) Site approved drainage plan, (3) all buildings, parking, roads, storage, storm water facilities, landscaped areas and any other improvements impacting stormwater flows                                                                                                                                               |
| <input type="checkbox"/> | Stormwater Facility Information<br>a. Date constructed or anticipated construction date.<br>b. Attach copies of applicable permits by the City or any regulatory agency<br>c. Maintenance plan and schedule<br>d. Property area (acres)<br>e. Area of parcel treated by mitigation facilities<br>f. Impervious Area (acres)<br>g. Condition rating facility by owner (e.g., good, fair, or poor). |
| <input type="checkbox"/> | A short narrative description for the rationale supporting the basis for the request for the mitigation credit, and explaining how the tax parcel needs the technical standards and requirements for a quality credit, quantity credit or both                                                                                                                                                    |
| <input type="checkbox"/> | Right of Entry Agreement for Department Staff                                                                                                                                                                                                                                                                                                                                                     |
| <input type="checkbox"/> | Application Fee (\$25.00 or \$100.00)                                                                                                                                                                                                                                                                                                                                                             |

| Owner Certification                                                                                                                                                                                                                                                                                                                                                                      |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| I certify that the information contained in the application, including all attachments, is, to the best of my knowledge, correct and represents a complete and accurate statement. I further understand that the credit determination will be based on the information provided and a later determination that the information provided was inaccurate may result in loss of the credit. |

|                                              |      |
|----------------------------------------------|------|
|                                              |      |
| Signature of Owner                           | Date |
|                                              |      |
| Signature of PE or PLS, License Number, Seal | Date |

Mail form and any applicable information to:  
 City of St. Pete Beach, Stormwater Management  
 155 Corey Avenue, St. Pete Beach, FL 33706  
 (727) 363-9243  
 Attn.: Mitigation Credit Review