

# **TOWN OF LAUDERDALE-BY-THE-SEA**

## **TOWN COMMISSION**

### **AGENDA CONFERENCE MINUTES**

Town Commission Meeting Room

*4501 Ocean Drive*

*Tuesday, February 14, 2006*

*6:00 P.M.*

#### **1. CALL TO ORDER, MAYOR OLIVER PARKER**

The meeting was called to order by Mayor Parker at 6:03 p.m. Present were Mayor Parker, Vice Mayor Kennedy, Mayor Pro Tem Clark, Commissioner Wessels, and Commissioner Yanni. Also present were Town Manager Robert Baldwin, Assistant Town Attorney Rick Dewitt, and Town Clerk Medina.

Town Attorney James Cherof was not present.

#### **2. PLEDGE OF ALLEGIANCE TO THE FLAG**

The Pledge of Allegiance was recited.

#### **3. REVIEW AGENDA FOR REGULAR MEETING OF JANUARY 24, 2006**

There were no objections to the Presentations, the Development Services Department Quarterly Report, or the Minutes.

#### **ORDINANCES (1ST READING) "Public Hearings"**

- **9A, Ordinance No. 2006-02:** An ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, amending Chapter 24 of the Code of Ordinances to provide a comprehensive revision to the Town's Land Development Regulations; providing for the renumbering and recodification of the Land Development Regulations as Chapter 30 of the Code of Ordinances; amending or adding provisions regarding final site plans, architectural standards for the RD-10, RM-25, RM-25A, and RM-50 zoning districts, procedures and requirements for rezoning including application process and requirements, vested rights determinations, quasi-judicial proceedings, general provisions including legislative intent, purpose, rules of interpretation effective staff decisions, enforcement, violations and penalties and computation of time, definitions, non-conforming uses and structures, including provisions for extensions, alteration, enlargement and reconstruction, zoning map, interpretation of district boundaries, purpose and intent of zoning districts, regulations for the RM-25A zoning district, planned unit development regulations, off-street parking requirements in the B-1A zoning district, off-street parking requirements in the B-1 zoning district, boats, boat lifts and boat houses, boat davits, height of fences, walls and hedges, swimming pool and deck

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setback requirements, accessory buildings and structures, off-street parking and loading requirements, telecommunication towers and antennas, window awnings and entrance canopies, signs and landscaping; providing for severability; providing for codification; providing for conflicts; and providing for an effective date.

Commissioner Wessels talked about amending the permitted accessory uses for hotels, motels and community residential facilities on page 24 of the Unified Land Development Regulation, to avoid the allowance of stand alone bars and nightclubs. He suggested striking nightclubs, changing the number of units from 50 to 100, and making the bar part of the restaurant.

To accommodate Commissioner Wessels' suggestion, Mayor Parker asked that subsections "(a)" and "(b)" under permitted accessory uses for hotels, motels and community residential facilities on page 24 be combined, and change "(c)" to "(b)". There were no objections.

The Commission discussed amending the minimum floor area of dwelling units on page 24 of the Unified Land Development Regulation, from 200 square feet to 300 square feet. There were no objections.

Manager Baldwin requested Item 12E, be considered at this time for discussion. There were no objections.

- 12E, Discussion and/or action concerning parking acquisition (Town Manager Robert Baldwin)

Manager Baldwin gave a brief overview and explained the need for a Resolution. Attorney Dewitt suggested an oral Resolution would be presented and voted on at the regular meeting and signed by Mayor Parker and Clerk Medina on the following Thursday, February 16, 2006.

Manager Baldwin indicated the closing would take place on March 10, 2006 with demolition to follow.

There were no changes or objections to the Consent Agenda.

#### OLD BUSINESS

- 12A, Discussion and/or action concerning floating a bond issue to install natural gas lines, bury all utility lines, and the provision of a referendum to achieve this goal (*Mayor Oliver Parker*) (*continued from January 10, 2006*) (***staff requesting a continuance to February 28, 2006***)

There were no objections to tabling this item to February 28, 2006.

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- 12B, Report on changes to the Evaluation and Appraisal Report (*Town Planner Walter Keller*)

Town Planner Keller gave an update regarding the status of the Evaluation Report and requested a continuance. It was the consensus of the Commission to table this item to February 28, 2006.

- 12C, Report on beach easements as public beach access in the northern sections of Town

Community Services Director Harry Diehl explained that Mr. Riouhl preferred the Town either purchase the property or pay a fee for access and suggested getting access from Europa. Manager Baldwin believed that Europa was not in favor of granting access.

Vice Mayor Kennedy believed a policy regarding beach accesses needed to be adopted.

The Commission agreed and directed staff to report on February 28, 2006 regarding such policy. Mayor Parker directed Community Services Director Diehl and Attorney Cherof to draft a letter regarding the cost of the purchase of easement for consideration.

- 12D, Discussion and/or action regarding firefighters assisting in the monitoring/confiscation of fireworks on the beach for the Fourth of July (*Chief Scott Gooding/Battalion Chief Don King*) (*continued from November 22, 2005*)

Sergeant Douglas Brown gave a brief update and indicated that further options would be presented at the regular meeting by Chief Scott Gooding.

#### NEW BUSINESS

- 13A, “**PUBLIC HEARING**” SITE PLANS, Pelican Cove/Gustavo Carbonell, 227, 231, and 235 Hibiscus Avenue (*continued from January 10, 2006*) (*staff recommends approval subject to conditions listed in the planning report; Planning and Zoning Board recommends approval subject to conditions listed in the planning report and the commitment to run the wiring underground pending approval from Florida Power & Light*)

Commissioner Wessels suggested a 10th and 11th condition to the planning report to include the installation of underground wiring and the installation of sidewalks to meet the same standards as those along Seagrape Drive. It was the consensus of the Commission to approve the site plans with the two new conditions.

- 13B, “**PUBLIC HEARING**” SITE PLANS, Luxury Dwelling Homes/Gerard Vinci, 4644 Poinciana Street (*staff recommends approval subject to*

*conditions listed in the planning report; Planning and Zoning Board recommends approval subject to conditions listed in the planning report)*

The Commission discussed the landscaping as stated in condition number 4 of the site plan. Mayor Pro Tem Clark asked about the installation of underground utilities and Mr. Gustavo advised that due to cost feasibility, FPL would not cooperate on smaller lots. Mayor Pro Tem Clark inquired as to the costs involved and Town Engineer Hart said he would present an approximate cost per foot by February 28, 2006.

- 13C, Discussion and/or action concerning a streetlight at 15<sup>th</sup> Street in Bel Air (*Commissioner David Wessels*) (*tabled from January 24, 2006*)

The Commission discussed the possibility of installing a traffic light at either 19th Street or 15th Street in Bel Air.

Commissioner Wessels also believed it was in the best interest of the Town to pursue half hour intervals regarding the opening and closing of the Intra-Coastal Bridge on Commercial Boulevard.

- 13F, Selection of an Alternate Member for the Planning and Zoning Board (*term to run through May 1, 2006*)

Commissioner Wessels believed the Commission must pick qualified individuals to ensure the missions of the Planning and Zoning Board were followed.

Mayor Parker suggested this item be considered at the regular meeting immediately following the approval of the minutes. There were no objections.

#### **4. ADJOURNMENT**

Commissioner Wessels made a motion to adjourn the meeting. As there were no objections and no other business to discuss, the meeting was adjourned at 6:58 p.m.

\_\_\_\_\_  
Oliver Parker, Mayor

ATTEST:

\_\_\_\_\_  
Alina Medina, Town Clerk

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