

Amended 02/24/06

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

REGULAR MEETING

AGENDA

Town Commission Meeting Room

4501 Ocean Drive

Tuesday, February 28, 2006

7:00 P.M.

1. **CALL TO ORDER, MAYOR OLIVER PARKER**
2. **PLEDGE OF ALLEGIANCE TO THE FLAG**
3. **INVOCATION, TOWN CHAPLAIN**
4. **PRESENTATIONS**
 - A. Plaque issued by Areawide Council on Aging
 - B. Comprehensive Annual Financial Report – Rachlin, Cohen & Holtz

SHADE SESSION

In accordance with the procedures set forth in Florida Statutes Section 286.011, the Town Commission and the Town Manager will meet privately with the Town Attorney to discuss the following pending litigation:

Sea Colony vs. Town of Lauderdale-By-The-Sea, Florida,
Case Number 05-14142 (09).

He advised that the meeting, which was closed to the public, would be will be attended by the Mayor and Commission, the Court Reporter, and himself and would last approximately 45 minutes.

5. **REPORTS**
 - A. Budget Report for Period Ending January 31, 2006
 - B. Master Plan Steering Committee – Report on beach dunes by Town Engineer Kevin Hart (*continued from February 14, 2006*) (**staff requesting tabling to April 11, 2006**)

- C. Report on the general condition of grounds for the property located at Villas By The Sea, located on the north and south sides of El Prado, between State Road A1A and El Mar Drive (*Craig Unger of Minto Communities, Inc.*) (continued from February 14, 2006)
- D. Report on general repairs made within the Town municipal boundaries (*Municipal Services Director William Mason*) (continued from February 14, 2006)

6. APPROVAL OF MINUTES

- A. February 14, 2006, Agenda Conference

7. ORDINANCES (2nd Reading) "Public Hearings"

- A. **Ordinance No. 2006-01:** An ordinance of the Town of Lauderdale-By-The-Sea, Florida, amending the Code of Ordinances, Chapter 24, the Land Development Code, Article V, Zoning; amending subsection M to redesignate the District as "The Hospitality Zoning Overlay District"; providing a definition of a "Tourist Accommodation"; authorizing condominium hotels; providing boundaries, transition areas, eligibility criteria, requirements, overlay district modifications, increasing density for tourist accommodations; allowing for mixed use; and approval process; providing for codification, conflict, severability, and an effective date.
- B. **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 setback requirements, accessory buildings and structures, off-street parking and loading requirements, telecommunication towers and

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antennas, window awnings and entrance canopies, signs and landscaping; providing for severability; providing for codification; providing for conflicts; and providing for an effective date.

8. PUBLIC COMMENTS

9. ORDINANCES (1ST Reading)

10. CONSENT AGENDA

- A. REQUEST FOR EXTENSION: to the Development Order issued to Michael Arker/Half Ventures of Florida LLC, for the property located at 4240 Bougainvilla Drive (*request for a six month extension*)
- B. AGREEMENT: with Craven Thompson and Associates Inc. for Geotechnical Services for the North Beach Neighborhood Improvements (CT&A Proposal No. 2006-170.088)
- C. AGREEMENT: with Craven Thompson and Associates Inc. for engineering services necessary for the demolition to the Public Works Garage (CT&A Proposal No. 2006-170.089)
- D. REQUEST FOR EXTENSION: of Franchise Agreement with Waste Management for a period of thirty days
- E. PURCHASE: of meters to be installed at the State Road A1A/Bougainvilla Parking Lot

11. RESOLUTION

12. OLD BUSINESS

- A. 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*) (*tabled from February 14, 2006*)
- B. Report on changes to the Evaluation and Appraisal Report (*Town Planner Walter Keller*) (*tabled from February 14, 2006*) (**staff requesting tabling to March 28, 2006**)
- C. Report on the approximate cost per foot to bury utility lines as part of site plan reviews/approvals (*Town Engineer Kevin Hart*)

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- D. Report on beach easements as public beach access in the northern sections of Town (*tabled from February 14, 2006*)
- E. Update on traffic calming remedies (speed humps) for South Seagrape Drive (*Commissioner David Wessels*)

13. NEW BUSINESS

- A. Discussion and/or action concerning the Town's Code, Chapter 24, Section 5-148, as it pertains to the height of hedges (*Commissioner David Wessels*)

14. TOWN MANAGER REPORT

15. TOWN ATTORNEY REPORT

- A. Report regarding parking at the south side of Commercial Boulevard and West Tradewinds and other Town owned properties (*continued from February 14, 2006*)

16. COMMISSIONER COMMENTS

17. ADJOURNMENT

THE TOWN OF LAUDERDALE-BY-THE-SEA WILL FURNISH APPROPRIATE AUXILIARY AIDS AND SERVICES NECESSARY TO AFFORD INDIVIDUALS AN EQUAL OPPORTUNITY TO PARTICIPATE IN MEETINGS OF THE TOWN COMMISSION. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT AND FLORIDA STATUTE 286.26, PERSONS WITH DISABILITIES NEEDING SPECIAL ACCOMODATION TO PARTICIPATE IN THIS PROCEEDING SHOULD CONTACT THE TOWN CLERK NO LATER THAN TWO (2) DAYS PRIOR TO THE MEETING AT (954) 776-0576 FOR ASSISTANCE.

IF ANY PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE TOWN COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING, HE/SHE WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSES MAY NEED TO INSURE THAT A VERBATIM RECORDING OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.