



CITY OF ORMOND BEACH CITY COMMISSION MEETING

MARCH 16, 2010

7:00 PM

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PURSUANT TO SECTION 286.0105, FLORIDA STATUTES, IF ANY PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE CITY COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT THIS PUBLIC MEETING, SUCH PERSON WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSE, SUCH PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, INCLUDING THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.  
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PERSONS WITH A DISABILITY, SUCH AS A VISION, HEARING OR SPEECH IMPAIRMENT, OR PERSONS NEEDING OTHER TYPES OF ASSISTANCE, AND WHO WISH TO ATTEND CITY COMMISSION MEETINGS OR ANY OTHER BOARD OR COMMITTEE MEETING MAY CONTACT THE CITY CLERK IN WRITING, OR MAY CALL 677-0311 FOR INFORMATION REGARDING AVAILABLE AIDS AND SERVICES. LISTENING DEVICE AVAILABLE FOR HEARING IMPAIRED.
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### A G E N D A

- 1) Meeting call to order by Mayor Costello.
- 2) Invocation by Pastor Charles Melvin, Ormond Beach Union Church.
- 3) Pledge of Allegiance.
  
- 4) **PRESENTATION:** Proclamation in honor of the Ormond Beach Flames Cheer Team.
  
- 5) **AUDIENCE REMARKS:**
  
- 6) **APPROVAL OF THE MINUTES** of the March 2, 2010, meeting.
  
- 7) **CONSENT AGENDA:** The action proposed is stated for each item on the Consent Agenda. Unless a City Commissioner removes an item from the Consent Agenda, no discussion on individual items will occur and a single motion will approve all items.
  - A) Resolution No. 2010-30 amending the dates and times for the holding of regular meetings of the City Commission of the City of Ormond Beach, Florida, for the month of June 2010; providing for exceptions thereto. (City Clerk) **APPROVED**
  
  - B) Resolution No. 2010-31 accepting the bid of Semper Fi Services, LLC, regarding construction services for the SR40 Multi-use Trail (Phase II) project under Bid No. 2010-03; rejecting all other bids; authorizing the execution of an agreement and payment thereunder. (\$184,391) (Acting City Engineer) **APPROVED**
  
  - C) Resolution No. 2010-32 authorizing the execution of a Local Agency Program Supplemental Agreement between the City and the Florida Department of Transportation regarding Phase II Sidewalk Improvements on West Granada Boulevard. (\$184,391 AARA grant funding) (Acting City Engineer) **APPROVED**

- D) Trails South Forty median maintenance. (Assistant City Manager) **APPROVED**

DISPOSITION: Approve as recommended in City Manager memorandum dated March 11, 2010.

- E) Budget results for the FY 2008-09 General Fund and Water/Wastewater Fund. **APPROVED**

DISPOSITION: Approve as recommended in City Manager memorandum dated March 11, 2010.

- F) Execution of a Settlement Agreement between the City and FCB Properties relative to the Surfside Hotel. **APPROVED**

DISPOSITION: Approve as recommended in City Manager memorandum dated March 11, 2010.

8) **PUBLIC HEARINGS:**

- A) Ordinance No. 2010-19 updating the floodplain management and protection regulations of the City of Ormond Beach *Land Development Code* by amending Chapter 1, General Administration, Article III, Definitions, Section 1-22, Definition of Terms and Words, and Section 1-24, Acronyms and Abbreviations, deleting Section 3-12.B., Definitions, of Chapter 3, Performance Standards, Article II, Environmental Protection Standards, and reserving the section, amending Section 3-20, Floodplain Management and Protection, of Chapter 3, Performance Standards, Article II, Environmental Protection Standards. (Second Reading) (Planning Director) **APPROVED ON SECOND READING**

- B) Ordinance No. 2010-20 amending Chapter 3, Performance Standards, Article II, Environmental Protection Standards, Section 3-21, Wetland Protection, of the *Land Development Code* to delete the current wetland classification system to align with the St. Johns River Water Management District, Department of Environmental Protection, and Volusia County Wetland Standards for wetland impacts, required buffers, and mitigation. (Second Reading) (Planning Director) **APPROVED ON SECOND READING**

- C) Ordinance No. 2010-21 updating the sign regulations of the City of Ormond Beach by amending Chapter 1, General Administration, Article II, Definitions and Acronyms, Section 1-22, Definitions and Acronyms, Section 1-22, Definition of Terms and Words, deleting Chapter 2, General and District Regulations, Article VI, Overlay Districts, Section 2-70, Downtown Overlay District, Sub-section K, Signs, amending Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-38, Purpose, Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-39, Sign Permit Required, Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-40, Signs Exempt from the Permitting Standards of this Article, Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-41, Sign Maintenance, Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-42, Prohibited Signs, Chapter 3, Performance Standards, Article IV, Sign Regulations,

Section 3-43, Non-conforming Signs, Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-44, General Sign Regulations, deleting Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-45, Temporary Signs, and creating a section titled, Commercial vs. Non-commercial Speech and Content, deleting Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-46, Non-residential Site Identification Signs, and creating a section titled, Temporary Signs, deleting Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-47, Business Premise Identification Signs, and creating a section titled, Site Identification Signs, deleting Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-48, Specialized Signage Standard, and creating a section titled, Business Premise Identification Signs, deleting Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-49, Residential Development Identification Signs, and creating a section titled, Master Sign Plan, deleting Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-50, Historic District/Bed and Breakfast Inn Signs, deleting Chapter 3, Performance Standards, Article IV, Sign Regulations, Section 3-51, Sign Variances of the *Land Development Code*. (Second Reading) (Planning Director) **APPROVED AS AMENDED TO DELETE SECTION 3-47.F.3**

D) Ordinance No. 2010-22 establishing uses and dimensional standards for manufactured and mobile home communities currently zoned as T-1 and deleting the requirement for a rezoning to Planned Manufactured Home Community (PHMC) by amending Chapter 2, District and General Regulations, Article I, Establishment of Zoning and Official Zoning Map, Section 2-02, Future Land Use Map Designations and Zoning Districts, Table 2-2, Future Land Use Map Designations and Compatible Zoning Districts; amending Chapter 2, District and General Regulations, Article II, District Regulations, Section 2-20, Reserved (T-1) by re-establishing the T-1 Zoning District; deleting Chapter 2, District and General Regulations, Article II, District Regulations, Section 2-39, Planned Manufactured Home Community (PHMC) in its entirety and reserving the section; and amending Chapter 2, District and General Regulations, Article IV, Conditional and Special Exception Regulations, Section 2-57(M), Criteria for Review of Specific Conditional and Special Exception, to establish conditions for Manufactured Home Community (MAHC) and Mobile Home Community (MOHC). (First Reading) (Planning Director) **APPROVED**

E) Ordinance No. 2010-23 amending Chapter 2, District and General Regulations, Article VI, Overlay Districts, Section 72, Airport Overlay District, of the *Land Development Code* by adding the Airport Overlay District Map 10-2. (First Reading) (Planning Director) **APPROVED**

9) **FIRST READING OF ORDINANCE** No. 2010-24 amending Chapter 14, Offenses-Miscellaneous, of the Code of Ordinances, by adding Article X, Vehicle Parking/Nuisances, and Sections 14-103, Front Yard and Street-Side Yard Parking, thereunder; by establishing terms and conditions relative thereto. (Neighborhood Improvement Manager) **APPROVED**

10) **RESOLUTION** No. 2010-33 authorizing the execution of a release and satisfaction of Special Master administrative fine/lien for code violations on property located at 357 North

Ridgewood Avenue (Parcel ID 4240-01-13-0060), Ormond Beach, Volusia County, Florida. (Neighborhood Improvement Manager) **APPROVED**

11) ***DISCUSSION ITEMS:***

A) Stormwater Flooding Investigation Study recommendations. (Acting City Engineer)  
**APPROVED STAFF RECOMMENDATIONS**

B) Private stormwater management systems and conveyance flow-ways. (Acting City Engineer)  
**APPROVED STAFF RECOMMENDATIONS**

12) ***REPORTS, SUGGESTIONS, REQUESTS:*** Mayor, City Commission, City Manager, City Attorney.

13) ***CLOSE THE MEETING.***