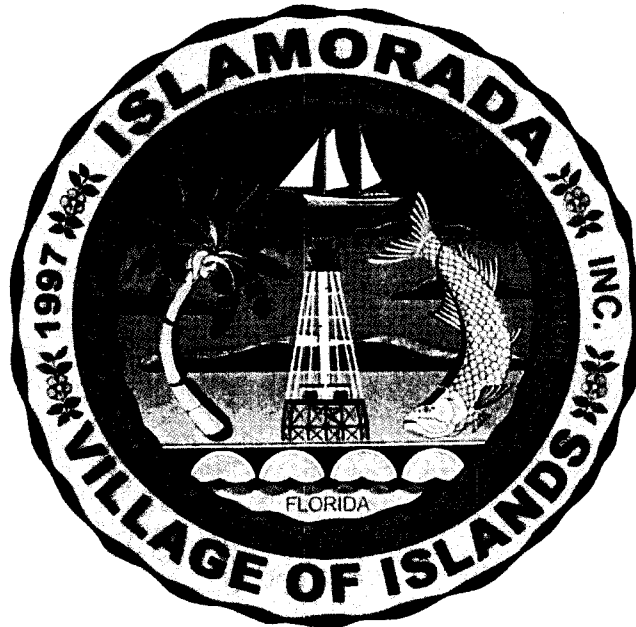


ISLAMORADA VILLAGE OF ISLANDS

AGENDA



REGULAR VILLAGE COUNCIL MEETING

January 14, 2010

Regular Village Council Meeting

At 5:30 PM

Islamorada Founders Park Community Center

87000 Overseas Hwy,

Islamorada, FL 33036

VILLAGE COUNCIL

Don Achenberg, Mayor

Michael Reckwerdt, Vice Mayor

Dave Boerner, Councilman

Jill Zima Borski, Councilwoman

Deb Gillis, Councilwoman

Kenneth Fields, Village Manager

Beverly Raddatz, MMC, Village Clerk

Weiss, Serota, Helfman, Pastoriza, Cole & Boniske, Village Attorneys

Our Mission:

λ to Protect the Resident's Right to Quiet Enjoyment of Life

λ to Plan for Enhancing Our "Village" Character

λ to Preserve Our Community: Its People, Natural Resources, and Pride

λ to Provide Basic Services to Support Our Quality of Life

ISLAMORADA VILLAGE COUNCIL

**Regular Village Council Meeting
Founders Park Community Center
8700 Overseas Hwy
Islamorada, Florida 33036**

**Thursday, January 14, 2010
At 5:30 PM**

I. CALL TO ORDER / ROLL CALL

II. PLEDGE OF ALLEGIANCE

III. PRESENTATIONS

IV. PUBLIC COMMENTS

V. CITIZENS' ADVISORY COMMITTEE UPDATES

- A. Historic Preservation Commission – No Report
- B. Land Acquisition Advisory Committee – No Report
- C. Landscape Advisory Committee – Chairperson Rod Halenza
- D. Local Planning Agency – No Report
- E. Near Shore Water Support Citizens' Advisory Committee – No Report
- F. Parks and Recreation Citizens' Advisory Committee – No Report
- G. Water Quality Improvement Citizens' Advisory Committee – No Report
- H. Workforce / Affordable Housing Citizens' Advisory Committee – No Report

VI. QUASI-JUDICIAL

- A. Temporary Use Permit for San Pedro Church "Art Under the Oaks" Art and TAB 1 Crafts Show

RESOLUTION NO. 10-

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE APPLICATION BY SAN PEDRO CHURCH FOR A TEMPORARY USE PERMIT FOR AN EVENT THAT IS ANTICIPATED TO DRAW OVER 1,000 PEOPLE ON JANUARY 16, 2010 ON PROPERTY LOCATED AT 89500 OVERSEAS HIGHWAY ON PLANTATION KEY WITHIN THE PUBLIC AND SEMI-PUBLIC SERVICES (PS) ZONING DISTRICT AND WITH PARCEL ID 00092470-000000; AND PROVIDING FOR AN EFFECTIVE DATE

- B. Second Reading - Official Zoning Map Amendment (FLRZ 09-02) for Lots 28 through 38, Indian Harbor Subdivision

(CONTINUED TO 1/28/09 REGULAR VILLAGE COUNCIL MEETING AT 5:30 PM)

ORDINANCE NO. 10-

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST BY DAVID BOERNER, CHRIS AND PAMELA SANTE', CLIFF AND DEBORAH YARBOROUGH, FRANCES GARDNER AND OUTDOOR SYSTEMS ADVERTISING TO AMEND THE *OFFICIAL ZONING MAP* FROM RESIDENTIAL SINGLE-FAMILY (R1) TO HIGHWAY COMMERCIAL (HC) FOR 11 PROPERTIES LOCATED BAYSIDE ON OVERSEAS HIGHWAY AT APPROXIMATELY MILE MARKER 89 AS LEGALLY DESCRIBED IN EXHIBIT "A"; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS; AND PROVIDING FOR AN EFFECTIVE DATE UPON THE APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF COMMUNITY AFFAIRS

- C. Second Reading - Official Zoning Map Amendment (FLRZ 09-03) for the "Fish Farm."

(CONTINUED TO 1/28/09 REGULAR VILLAGE COUNCIL MEETING AT 5:30 PM)

ORDINANCE NO. 10-

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST BY OVAL OFFICE INVESTMENTS, LLC TO AMEND THE *OFFICIAL ZONING MAP* FROM MARICULTURE (MA) AND RESIDENTIAL ESTATE (RE) TO RECONFIGURE TO MARICULTURE AND RESIDENTIAL ESTATE FOR PROPERTY LOCATED AT 88081 OLD HIGHWAY AS LEGALLY DESCRIBED IN EXHIBIT A; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS; AND PROVIDING FOR AN EFFECTIVE DATE UPON THE APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF COMMUNITY AFFAIRS

- D. Second Reading - Official Zoning Map Amendment (FLRZ 09-05) Island of Upper Matecumbe, Pt. Government Lots 1-2-3

(CONTINUED TO 1/28/09 REGULAR VILLAGE COUNCIL MEETING AT 5:30 PM)

ORDINANCE NO. 10-

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST BY LCS GROUP TO AMEND THE *OFFICIAL ZONING MAP* FROM RESIDENTIAL ESTATE (RE) TO TOURIST COMMERCIAL (TC) FOR PROPERTY LOCATED AT 79971 OVERSEAS HIGHWAY AS LEGALLY DESCRIBED IN EXHIBIT "A"; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS; AND PROVIDING FOR AN EFFECTIVE DATE UPON THE APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF COMMUNITY AFFAIRS

VII. WASTEWATER MATTERS

- A. Resolution of Intent for Wastewater Non-Ad Valorem Assessments **TAB 2**

RESOLUTION NO. 10-

A RESOLUTION OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED WITHIN THE INCORPORATED AREA OF THE VILLAGE; STATING A NEED FOR SUCH LEVY TO FUND THE COST OF WASTEWATER UTILITY SERVICES AND INFRASTRUCTURE; PROVIDING FOR THE MAILING OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE

VIII. CONSENT AGENDA

(All items on the Consent Agenda are considered routine by the Village Council and will be approved by one motion. There will be no separate discussion of these items unless a Councilmember so requests, in which event, the item will be moved to the Main Agenda.)

- A. Minutes: Regular Village Council Meeting, December 3, 2009 and December 17, 2009 **TAB 3**

- B. Resolution Approving a Memorandum of Understanding (MOU) Between Monroe County and Islamorada, Village of Islands for Mutual Aid Fire and Emergency Services Assistance **TAB 4**

RESOLUTION NO. 10-

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN MONROE COUNTY AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE MUTUAL FIRE AND EMERGENCY SERVICES ASSISTANCE; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE MOU; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE MOU; AND PROVIDING FOR AN EFFECTIVE DATE

- C. Resolution Designating Industrial Drive (AKA: Industrial Road) as Morada Way **TAB 5**

RESOLUTION NO. 10-

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, DESIGNATING INDUSTRIAL DRIVE TO "MORADA WAY"; AND PROVIDING AN EFFECTIVE DATE

- D. Approval of Bid Award for East Ridge Road **TAB 6**

RESOLUTION NO. 10-

A RESOLUTION OF ISLAMORADA, VILLAGE OF ISLANDS, APPROVING AWARD OF BID FOR CONSTRUCTION OF THE OVERSEAS HIGHWAY INTERSECTION IMPROVEMENT PROJECT AT EAST RIDGE ROAD PROJECT NO. 09-06 TO WEEKLEY ASPHALT PAVING, INC. IN THE AMOUNT OF \$109,573.70; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONSTRUCTION CONTRACT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE CONSTRUCTION CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE

IX. ORDINANCES

- A. Second Reading – Ordinance Amending Chapter 30 of Village Code to Implement Administrative Design Review Standards **TAB 7**

ORDINANCE NO. 10-

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING CHAPTER 30 "LAND DEVELOPMENT REGULATIONS," ARTICLE II "RULES OF CONSTRUCTION AND DEFINITIONS," SECTION 30-32 "SPECIFIC DEFINITIONS;" ARTICLE IV "ADMINISTRATIVE PROCEDURES," DIVISION 2 "DEVELOPMENT REVIEW PROCESS;" ARTICLE V "SCHEDULE OF DISTRICT USE AND DEVELOPMENT STANDARDS," DIVISION 2 "ZONING DISTRICTS," DIVISION 3 "NONCONFORMITIES," DIVISION 6 "LANDSCAPING STANDARDS" AND DIVISION 7 "OFF-STREET PARKING, LOADING AND DRIVEWAY STANDARDS;" ARTICLE VI "SPECIFIC USE RESTRICTIONS," DIVISION 9 "OUTDOOR SEATING AREAS" AND DIVISION 10 "SIGNS" OF THE CODE OF ORDINANCES; PROVIDING FOR THE REPEAL OF ALL CODE PROVISIONS AND ORDINANCES INCONSISTENT WITH THE PROVISIONS OF THIS ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS; AND PROVIDING FOR AN EFFECTIVE DATE UPON THE APPROVAL OF THIS ORDINANCE BY THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS

- B. First Reading – Proposed Ordinance Providing Relief for Construction Affected by Economic Hardship and Tolling of Related Building Permits **TAB 8**

ORDINANCE NO. 10-

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING CHAPTER 6 "BUILDINGS AND BUILDING REGULATIONS", ARTICLE II "BUILDING CODE", DIVISION 2 "PERMIT REQUIREMENTS AND FEES" OF THE VILLAGE CODE; CREATING SECTION 6-70 "PERMIT EXTENSIONS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE

X. RESOLUTIONS

A. Resolution Approving Fixed Assets Policy and Procedures

TAB 9

RESOLUTION NO. 10-

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA; APPROVING A POLICY WHICH ESTABLISHES PROCEDURES FOR MAINTAINING RECORDS, CONTROL, INVENTORY AND DISPOSAL OF THE VILLAGE'S FIXED ASSETS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

XI. MOTIONS

XII. MAYOR / COUNCIL COMMUNICATIONS

A. Venetian Shores Road Ownership (Council)

XIII. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS

A. Public Records Requests – Staff Time from December 7th through December 15th:
33 ½ Hours

XIV. ADJOURNMENT

Respectfully submitted,



Kenneth Fields
Village Manager

A limited number of copies will be available for the public at the time of the meeting. The agenda and backup documentation may be viewed and printed from the Village website at www.islamorada.fl.us as early as the Monday prior to the meeting.

These meetings are open to the public. In accordance with the Americans with Disabilities Act of 1990, all persons who are disabled and who need special accommodations to participate in this meeting because of that disability should contact the Village Hall at 664-6412.

Anyone wishing to appeal any decision made by the Islamorada Village Council with respect to any matter considered at such meeting or hearing 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.

All video, computer or technical devices that will be used at Council meetings must be given to the Village Clerk 48 hours prior to the meeting.

Two or more committee members from various Village Committees may be present at this meeting.