

ISLAMORADA VILLAGE OF ISLANDS

AGENDA



REGULAR VILLAGE COUNCIL MEETING

March 12, 2009

Regular Village Council Meeting

At 5:30 PM

Islamorada Founders Park Community Center
87000 Overseas Hwy,
Islamorada, FL 33036

VILLAGE COUNCIL

Cathi Hill, Mayor

Don Achenberg, Vice Mayor

Dave Boerner, Councilman

Jill Zima Borski, Councilwoman

Michael Reckwerdt, Councilman

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
87000 Overseas Hwy
Islamorada, Florida 33036**

**Thursday, March 12, 2009
At 5:30 PM**

I. CALL TO ORDER / ROLL CALL

II. PLEDGE OF ALLEGIANCE

III. PRESENTATIONS

- A. Proclamation Regarding Seagrass Awareness Presented by Mayor Hill

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. Lower Matecumbe Key Decentralized Wastewater System Steering Committee –No Report
- F. Near Shore Water Support Citizens' Advisory Committee – No Report
- G. Parks and Recreation Citizens' Advisory Committee – No Report
- H. Water Quality Improvement Citizens' Advisory Committee – No Report
- I. Workforce / Affordable Housing Citizens' Advisory Committee – No Report

VI. 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: Village Council Workshop, February 25, 2009; Executive Session, **TAB 1** February 26, 2009; Regular Village Council Meeting, February 26, 2009; and Community Workshop, March 2, 2009

- B. Resolution / Approval / Local Agency Certification Qualification Agreement / TAB 2**
Florida Department of Transportation

RESOLUTION NO. 09-

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA RETROACTIVELY AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE APPLICATION FOR LOCAL AGENCY PROGRAM CERTIFICATION AND THE LOCAL AGENCY QUALIFICATION AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR USE OF FEDERAL FUNDS FOR PROJECT PLANNING, DEVELOPMENT, DESIGN, RIGHT-OF-WAY ACQUISITION, AND CONSTRUCTION; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE

VII. ORDINANCES

- A. Second Reading – Administrative Changes to Chapter 1 (Administration) of TAB 3**
the 2007 Florida Building Code

ORDINANCE 09-

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING ARTICLE II OF CHAPTER 6 OF THE VILLAGE CODE REGARDING THE BUILDING CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE

- B. Second Reading – Proposed Ordinance Regulating Review of Uses Containing TAB 4 Drive-in or Drive-through Components as Major Conditional Uses

ORDINANCE NO. 09-

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”; AND FURTHER AMENDING ARTICLE V “SCHEDULE OF DISTRICT, USE AND DEVELOPMENT STANDARDS,” DIVISION 2, “ZONING DISTRICTS”, SECTION 30-692 “VILLAGE CENTER (VC) ZONING DISTRICT,” SECTION 30-693 “TOURIST COMMERCIAL (TC) ZONING DISTRICT”, SECTION 30-696 “HIGHWAY COMMERCIAL (HC) ZONING DISTRICT,” AND SECTION 30-697 “NEIGHBORHOOD COMMERCIAL (NC) ZONING DISTRICT”; AND ESTABLISHING DIVISION 12 “USES CONTAINING DRIVE-IN AND DRIVE-THROUGH COMPONENTS” OF ARTICLE VI “SPECIFIC USE REGULATIONS” OF THE VILLAGE CODE OF ORDINANCES; PROVIDING FOR THE REPEAL OF ALL CODE PROVISIONS AND ORDINANCES INCONSISTENT WITH THIS ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE VILLAGE CODE; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS; AND PROVIDING FOR AN EFFECTIVE DATE UPON APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF COMMUNITY AFFAIRS

VIII. QUASI-JUDICIAL

- A. Administrative Appeal of Planning Director Decision by John McGinn **TAB 5**

RESOLUTION NO. 09-

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING ADMINISTRATIVE APPEAL NO. AA 09-02 FILED BY JOHN MCGINN, PERTAINING TO A LETTER WRITTEN BY THE DIRECTOR OF PLANNING AND DEVELOPMENT SERVICES FOR PROPERTY LOCATED AT 241 TREASURE HARBOR DRIVE, IN ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS LEGALLY DESCRIBED IN EXHIBIT “A”; AND PROVIDING FOR AN EFFECTIVE DATE

IX. RESOLUTIONS

- A. Resolution – Approval of Residential Building Permit Allocation System Ranking and Awards Quarter 1, Year 9 (closed Noon on February 2, 2009) **TAB 6**

RESOLUTION NO. 09-

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE RESIDENTIAL BUILDING PERMIT ALLOCATION RANKINGS AND AWARDING RESIDENTIAL BUILDING PERMIT ALLOCATIONS FOR QUARTER 1 YEAR 9 OF THE BUILDING PERMIT ALLOCATION SYSTEM; AND PROVIDING FOR AN EFFECTIVE DATE

- B. Approval of Resolution and Interlocal Agreement with Monroe County for Lobbying Cost Sharing for Federal and State Wastewater and Infrastructure Funding **TAB 7**

RESOLUTION NO. 09-__

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT BETWEEN ISLAMORADA AND MONROE COUNTY FOR THE SHARING OF THE COSTS OF LOBBYING SERVICES; AUTHORIZING THE VILLAGE MANAGER TO FINALIZE THE TERMS OF THE AGREEMENT; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL STEPS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING WAIVER OF PURCHASING PROVISIONS; AUTHORIZING FUND EXPENDITURE; APPROVING A BUDGET AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE

X. MOTIONS

XI. MAYOR / COUNCIL COMMUNICATIONS

XII. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS

XIII. ADJOURNMENT

Respectfully submitted,



Kenneth Fields
Village Manager

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.