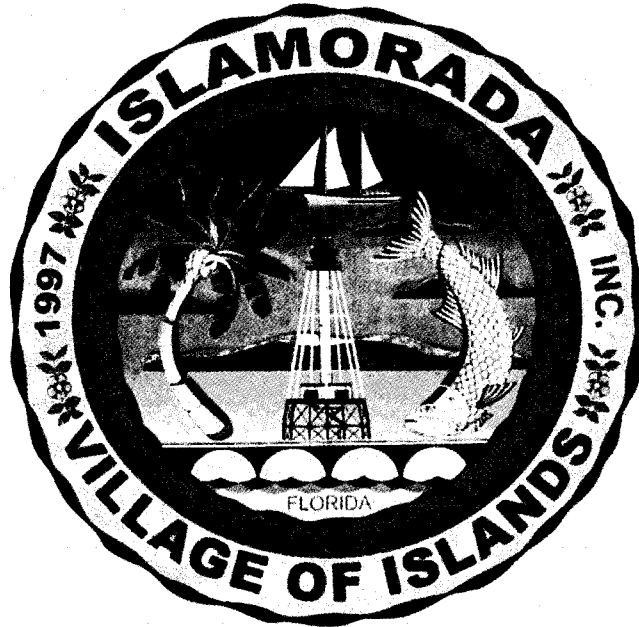


ISLAMORADA VILLAGE OF ISLANDS

AGENDA



REGULAR VILLAGE COUNCIL MEETING

July 22, 2010

Regular Village Council Meeting

At 5:30 PM

Islamorada Founders Park Community Center

87000 Overseas Hwy,

Islamorada, FL 33036

VILLAGE COUNCIL

Michael Reckwerdt, Mayor

Don Achenberg, Vice Mayor

Bob Johnson, Councilman

Dave Purdo, Councilman

Ken Philipson, 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, July 22, 2010
At 5:30 PM**

I. CALL TO ORDER / ROLL CALL

II. PLEDGE OF ALLEGIANCE

III. PRESENTATIONS

- A. Status Report from the US Coast Guard and BP Oil Regarding the BP Oil Spill**
- B. Presentation of Appreciation for Citizens' Advisory Committee Member(s)**
- C. Proclamation for Florida Water Professionals Week**
- D. Proclamation for National Night Out on August 3, 2010**
- E. Presentation of the Landscaping Award to Greg Goodrum from the Lookout Lodge Resort**

IV. PUBLIC COMMENTS

V. AGENDA: Request for Deletions/Emergency Additions

VI. CITIZENS' ADVISORY COMMITTEE UPDATES

- A. Historic Preservation Commission – Commission Member Buddy Pinder**
- B. Land Acquisition Advisory Committee – No Report**
- C. Landscape Advisory Committee – No Report**
- D. Local Planning Agency – Chairperson Chris Morton**
- E. Near Shore Water Support Citizens' Advisory Committee –Chairperson Bob Mitchell**
- 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**

VII. QUASI JUDICIAL

- A. Application for Dock Length Variance (VAR-10-01) and Minor Conditional Use (MN-10-01) by the Shores Partners, Inc. **TAB 1**

RESOLUTION NO. 10-

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUESTS BY THE SHORE PARTNERS INC FOR A DOCK LENGTH VARIANCE AND A MINOR CONDITIONAL USE FOR THE DEVELOPMENT OF A PIER-TYPE DOCK WITH TERMINAL PLATFORM AND EIGHT (8) BOAT SLIPS WITH AN OVERALL LENGTH OF 201 FEET ON PROPERTY LOCATED AT 139 GIMPY GULCH DRIVE ON PLANTATION KEY, AS LEGALLY DESCRIBED IN EXHIBIT "A;" WITHIN THE RESIDENTIAL SINGLE-FAMILY (R1) ZONING DISTRICT; PROVIDING FOR THE TRANSMITTAL OF THIS RESOLUTION TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS; AND PROVIDING FOR AN EFFECTIVE DATE

- B. Resolution – Alcoholic Beverage Use Permit Application for Eighty.5, LLC **TAB 2**
(Watermark Marina)

RESOLUTION NO. 10-

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST BY EIGHTY.5, LLC FOR AN ALCOHOLIC BEVERAGE USE PERMIT TO ALLOW THE ON PREMISES SALE AND CONSUMPTION OF BEER, WINE, AND LIQUOR IN CONJUNCTION WITH THE OPERATION OF A RESTAURANT ON PROPERTY LOCATED AT 80461 OVERSEAS HIGHWAY ON UPPER MATECUMBE KEY WITHIN THE MARINE USE (MR) ZONING DISTRICT WITH REAL ESTATE NUMBER 0096390-000100 AS LEGALLY DESCRIBED IN EXHIBIT "A"; AND PROVIDING FOR AN EFFECTIVE DATE

VIII. WASTEWATER MATTERS

- A. Resolution to Enter Into Negotiations with Key Largo Wastewater Treatment District **TAB 3**

RESOLUTION NO. 10-

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO NEGOTIATIONS FOR AN AGREEMENT WITH KEY LARGO WASTEWATER TREATMENT DISTRICT; PROVIDING FOR A REASONABLE TIMETABLE; PROVIDING FOR INTENT; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE

IX. 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, July 7, 2010 and Regular Village Council Meetings, July 8, 2010 **TAB 4**

X. ORDINANCES

- A. First Reading – Request for Text Amendment to Policy 1-2.4.7 “Limit Transient Rental Use of Residential Properties” of the Islamorada, Village of Islands, Comprehensive Plan **TAB 5**

ORDINANCE NO. 10-

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING POLICY 1-2.4.7 “LIMIT TRANSIENT RENTAL USE OF RESIDENTIAL PROPERTIES” OF THE COMPREHENSIVE PLAN; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE UPON APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF COMMUNITY AFFAIRS

- B. First Reading – Amendment to Transfer of Development Rights (TDRs) Ordinance TAB 6

ORDINANCE NO. 10-

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING POLICY 1-3.1.4 “INSTITUTE A PROGRAM FOR TRANSFER OF DEVELOPMENT RIGHTS (TDRs)” OF THE COMPREHENSIVE PLAN; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE UPON APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF COMMUNITY AFFAIRS

- C. First Reading – An Ordinance Amending Chapter 30 “Land Development Regulations,” Article IV “Administrative Procedures,” Division 11 “Building Permit Allocation System “Section 30-477 “Administrative Relief” regarding eligibility for lands within the Florida Forever Targeted Acquisition Area and Notification to the Department of Environmental Protection TAB 7

ORDINANCE NO. 10-

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING CHAPTER 30 “LAND DEVELOPMENT REGULATIONS,” ARTICLE IV “ADMINISTRATIVE PROCEDURES,” DIVISION 11 “BUILDING PERMIT ALLOCATION SYSTEM,” SECTION 30-477 “ADMINISTRATIVE RELIEF” TO PROVIDE NOTIFICATION TO THE DEPARTMENT OF ENVIRONMENTAL PROTECTION OF UPCOMING ADMINISTRATIVE RELIEF REQUESTS; 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 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. First Reading –Village-Sponsored Future Land Use Map (FLUM) Amendment (FLRZ-10-07) for 160 Porto Salvo Drive

TAB 8

ORDINANCE NO. 10-

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST BY ISLAMORADA, VILLAGE OF ISLANDS TO AMEND THE *FUTURE LAND USE MAP* FROM CONSERVATION (C) TO MIXED USE (MU) FOR A PARCEL LOCATED AT 160 PORTO SALVO DRIVE AND FURTHER 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

- E. First Reading -- Request for Text Amendment to the Comprehensive Plan by John Kocol (TA-10-02) TAB 9

ORDINANCE NO. 10-

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING POLICY 1-4.9.4 “ENSURE PUBLIC ACCESS TO THE WATERFRONT;” POLICY 5-1.1.9 “PROTECT MANGROVES AND PROVIDE MANAGEMENT STANDARDS;” AND POLICY 5-1.2.9 “PRESERVE PUBLIC SHORELINE ACCESS” OF THE COMPREHENSIVE PLAN; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE UPON APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF COMMUNITY AFFAIRS

XI. RESOLUTIONS

XII. MOTIONS

XIII. MAYOR / COUNCIL COMMUNICATIONS

XIV. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS

A. Status Report on the Restoration Fund

B. Public Records Requests – Staff Time from July 2nd to July 15th: 34 ¾ Hours

XV. 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 Administrative Center and Public Safety Headquarters at 664-6412 at least 48 hours before the scheduled meeting.

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.

Anyone giving out documents during public comment shall provide a minimum of 10 copies to the Village Clerk prior to the start of the meeting.

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