

Mr. Symanski referred to one of the signs contained on the sign inventory handout and asked if the sign would be acceptable if they wrapped the bottom of the poles. Ms. Simpson pointed out that other parts of the code noted there could only be two feet between the ground and the bottom of the sign; they could redesign the existing sign. Chair Webb believed the board needed to address the open area underneath the sign. She asked if there was a way to address the "open air appearance," pointing out that signs, like the Centre Shops sign, used the space below to address the other tenants, but these signs were for single tenant properties. Ms. Simpson explained that the Town Code addressed single tenant versus multi tenant properties. Chair Webb commented the board needed to reduce the height of single tenant signs. She believed the multi tenant at 12 feet was reasonable, but suggested single tenant should remain at 8 feet. Ms. Simpson noted that multi-family and tourism properties were in a separate category. **There was consensus to hold single tenant properties to 8 feet and allow multi tenant properties to extend to 12 feet.**

No one else wished to be heard, and the hearing was closed.

MR. HACKETT MOVED THE P&Z BOARD RECOMMEND APPROVAL OF ORDINANCE 2010-20 AS AMENDED. MS. GOLDNER SECONDED THE MOTION. MOTION CARRIED ON ROLL CALL VOTE: ALPERS, AYE; GOLDNER, AYE; HACKETT, AYE; HIXON, AYE; SAIVETZ, AYE; SYMANSKI, AYE; WEBB, AYE; ZUNZ, AYE.

AGENDA ITEM #6
ORDINANCE 2010-23, AMENDMENTS TO CHAPTER 98, TREE CODE

Pursuant to published notice, the public hearing was opened.

Steve Schield, planner, reviewed the materials included in the agenda packet and explained the recommendations of the Tree Code Subcommittee. He commented that the subcommittee had discussed the national trimming standard referenced in the proposed tree code. Staff had investigated whether there was a state standard and found there was not a state standard, but that they comply with arborist standards. He referred to the draft Ordinance 2010-23, Section 98.04, which required that the trimming of trees shall conform to the American National Standards Institute (ANSI), but in the Town of Longboat Key, arborists, landscape architects, or other licensed professionals were not required to write standards, inspect, or administer tree trimming unless required by state or federal agencies. Mr. Hixon commented that if someone wanted to follow the standard they would have to buy it. Mr. Schield noted that the Town was making an exception, and both Manatee and Sarasota counties have adopted the ANSI standards, but did not require an arborist to do the trimming. He commented the Town would provide the standards. Mr. Hixon suggested providing the University Of Florida's "*Pruning Trees in the Landscape*," which was handed out by both counties. Ms.

Simpson noted that was all part of the educational program that had not been developed at this time. Mr. Schield continued reviewing the staff report.

Mr. Saivetz requested the following changes: the word 'tree' be removed if connected to palms as there were no palm "trees;" and on page 5 of 6, Public Education, referencing the correct version of Black Olive (Shady Lady).

Mr. Hixon suggested the addition of the "*Guide to Florida Friendly Landscape*" to the list for educational materials. He mentioned that the board had previously voted to delete Seagrape from the recommended list of plants, and suggested that it be removed from the list. He discussed that "trees were important to the island, and the board was here to save, conserve, foster, and encourage tree cover." He commented that if that was their intent, then it must apply to all trees, and the way the ordinance was presently written did not do that. He believed it should apply to both multi- and single-family lots. Ms. Zunz explained that the reason for not including single-family was: 1) the previous tree code was rejected by the Town Commission because it included single-family lots; and 2) there was an enforcement issue. Mr. Symanski agreed with Mr. Hixon on the merits and the law, but the board had submitted the code to the Town Commission and it was rejected. Chair Webb pointed out that when the board suggested a joint subcommittee, part of the reason was to have consensus and to bring an ordinance to conclusion and move forward.

MR. ALPERS MOVED THE P&Z BOARD RECOMMEND APPROVAL OF ORDINANCE 2010-23 AS WRITTEN. MS. GOLDNER SECONDED THE MOTION.

Mr. Schield questioned the board's direction on suggested amendments, particularly the issue of inclusion of Seagrape. **There was consensus that Seagrape remain on the list.**

Mr. Saivetz asked if the board understood his comments. Chair Webb pointed out that his points were heard, but there was not a consensus to amend the ordinance. Ms. Simpson commented that staff would verify the correct species of Black Olive.

MOTION CARRIED ON ROLL CALL VOTE: ALPERS, AYE; GOLDNER, AYE; HACKETT, AYE; HIXON, NO; SAIVETZ, NO; SYMANSKI, AYE; WEBB, AYE; ZUNZ, AYE.

AGENDA ITEM #7
DISCUSSION OF POSITION PAPERS

Chair Webb referred to Town Attorney David Persson's letter, dated August 4, 2010, concerning the issuance of position papers by board members outside an advertised or noticed public meeting. She noted that it was her personal position that it was not