

MICROFILMING INFORMATION SHEET

TO: LASON
FROM: Town of Longboat Key
Town Clerk Department
501 Bay Isles Road
Longboat Key, FL 34228

DATE: 04-11-2002

SUBJECT: Microfilming

Please index the attached collection of records utilizing the following language and placing this language in the upper right hand corner of each image.

TCRW 03-28-1978

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78-12

COMMISSION DIRECTIONS, MARCH 28, 1978 WORKSHOP

Present: Mayor Ochs, Commissioners Bell, Jenkins, McCall, Ridyard, Sedwick, Seegel

Also

Present: Town Manager Allgire, Town Attorney Whitesell

Absent: None

1. Bulk Study Report Deferred

Jack Whelan of Adley Associates reported that he had not completed the additional report on the bulk study and will notify the Town Manager when it is ready.

2. Site Plan Discussion - Bayporte

Architect Tim Seibert displayed site plans for Bayporte condominium project to be located between Longboat Key Estates and Beach Harbour Club. Application for P-D had been submitted. This would combine R-1 and R-3 properties into the P-D. The Commission had received Staff and P&Z Board reports. The Town Manager explained that this is one of several proposed projects which had been referred to the planning consultants, Adley & Associates. Mr. Whelan, of Adley Associates, stated that taken from the property line the height of the buildings meets the cone of vision concept but the length does not. It was their feeling, however, that the design is excellent and the issue of building length is ameliorated by the fact they are spread out and there is a lot of open land, and that they are acceptable buildings. In answer to a question from the Commission, Mr. Seibert stated it would be difficult to move the buildings back from Gulf of Mexico Drive as they were placed to save as many trees as possible. The consensus was that a public hearing on the Outline Development Plan should be set and that this could be done in the Special Meeting scheduled for 4:00 PM.

The Commission asked the Town Manager in the future to supply them with a brief summary of any applications for P-D developments so they would be aware of the time cycle on them.

3. Revised Site Plan Discussion - The Castilian

Roy Palmer, one of the developers for the proposed Castilian condominium, informed the Commission they were now in agreement with the Commission's thinking that the size of their project should be reduced. They had submitted to Staff a revised site plan which would reduce the length of the building from 220' to 196.8'. Mr. Allgire reviewed what had preceded their appearance today; i.e., approval of the project by the Commission at 220' length; appearance before the Commission of the applicant to discuss possible revision at which time the Commission gave their indication to make the application for revised site plan; beginning again of the site plan approval process including appearance before and recommendations by the Planning and Zoning Board. Mr. Palmer stated they had made it a matter of record that the first site plan had not been approved by the Commission within the stated time limits. Therefore, they consider that it was approved without restrictions. If the revised plan is not approved they will revert back to the other plan. If the revision is approved they would like to move the construction timetable forward in order to have time to develop new working drawings. Since site plan approval or disapproval is by resolution, this was forwarded to the April 5th agenda. Jack Whelan, of Adley Associates, asked Mr. Palmer for a copy of the revised plan to include in the bulk study.

78-12

BOOK 1 PAGE 352

Commission Directions, March 28, 1978 Workshop, Page 24. Peacock Problem Discussed

The Commission heard Bob Cannon, resident of Russell Street, relate that the peacocks which are at large in the Village area have caused damage to his swimming pool cage and shrubbery, and asked that they be removed to some place such as Jungle Gardens. He further stated there are now also two domestic turkeys wandering loose. Mayor Ochs inquired if the Cannons had tried every possible means to discourage the peacocks from coming onto their property and Mr. Cannon assured him they had. Mike Ford stated he would object strongly to any thought of killing the peacocks and was assured by the Commission this had never been considered. Mr. Cannon also stated he did not wish to see the peacocks killed. Mr. Ford stated he would not object to having the flock reduced to two and the others taken to Jungle Gardens or perhaps Myakka. Commissioner Ridyard stated he had had as many as 12 peacocks on his property at one time and they are very messy. He recommended retaining only two cocks. Town Manager Allgire stated that Jungle Gardens will accept them if the Town transports them, as will an individual who has a ranch on the Myakka River. Jean Russell read a letter from Jeanette Nichol also stating the hope the fowl would not be killed. Commissioner Jenkins said he was awaiting a call from someone in the Audubon Society who is knowledgeable about peacocks who may shed some light on how to best handle the problem. This will be discussed again at the next workshop and in the meantime the Administration will attempt to get information about moving the majority of the birds.

5. Arvida Non-Conforming Sign

John Siegel of Arvida Corp. discussed with the Commission the non-conforming signs which Arvida has for their office complex and Longboat Key Towers - Privateer. Mr. Siegel stated that if the Commission so directed he would take the necessary steps to bring the existing signs into conformance. However, he would prefer, if given 120 to 180 days, to completely replace them with better looking conforming signs. Commissioner Seegel inquired of the Town Attorney whether a letter of intent from Mr. Siegel would be helpful in the Town's litigation with Port Of Call about their non-conforming sign. Mr. Whitesell stated it would and Mr. Siegel agreed to provide such a letter. It was agreed that 120 days would be allowed, but an extension would be considered if found to be necessary.

6. Far Horizons Gulf Front Sign Discussion

A representative of Sager Associates displayed to the Commission the sign which Far Horizons had at Town direction removed from the beach front. He displayed sketches which he hoped the Commission would allow, including a sizeable replica of a pelican from the previous sign. Town Manager Allgire pointed out that the sign ordinance has a variance provision except for size. Also, that each business should have only one sign unless the combined total square footage of two signs is limited to 32 square feet. Further, that if the Commission wish to permit a 2' x 2' directional sign on the beach in addition to the 32 square foot sign in front, this would be a policy decision and he felt it should be made a matter of record. This was forwarded to the April 5th agenda for decision.

7. Post Office Parking Problem

Letter of request had been received from the Longboat Key Postmaster that the Town limit parking in the post office parking spaces to 15 minutes. Town Attorney

Commission Directions, March 28, 1978 Workshop, Page 3

Whitesell stated it would probably require an ordinance and the Town Manager pointed out the Town would only have authority for those parking spaces which are on a public street. He stated he will investigate which spaces used for parking at the post office the Town can limit and will report back at the next workshop. This was placed on the agenda for April 4th.

8. Coastal Construction Setback Variance Request

Request had been received from David A. Clark for a variance beyond the Coastal Construction Setback Line for Lot 31, Sleepy Lagoon Subdivision, 6517 Gulfside Road. The request was for a single family residence to encroach 37 feet into the Coastal Construction Setback Line area but would meet the Town's former 150 foot Gulf setback requirement. The Staff had recommended approval of the variance, subject to receiving a variance from the State and meeting their qualifications, and based on past Commission practice which has been to nearly always grant variances for single family structures. The Commission felt this particular location has had bad erosion problems and this property owner should be asked to provide history and engineering data, as multifamily gulf front property owners are, of the beach in this area. Mayor Ochs asked the Town Manager to write a letter asking the applicant to provide this information. The Commission discussed means to assure that persons who have matters of interest on workshop and/or regular agendas be notified. Commissioner Jenkins felt more lead time on the workshop agenda would be helpful. The Town Manager was asked to prepare a suggested set of rules and regulations for workshop meetings to present to the Commission for their additional suggestions and adoption.

Workshop was recessed at 4:15 PM for a Special Meeting and reconvened at 4:32 PM.

9. Open to Public

A member of the audience stated that a bike rider had been struck on the bike path by a car coming from one of the Country Club Shores entrances and inquired what action would be taken about signs. The Mayor explained that signs will be received from the DOT and that condominiums have been asked to put stop signs up at their exits at locations in front of the bike path. Further, that it is largely a matter of education and courtesy. The Commission felt there is a need to make the rules known and Commissioner Jenkins was asked to express in more clearly understandable words the requirements of the bike path ordinance and to incorporate this into a new issue of The Longboat Log. The Town Manager stated it is not known exactly what signs will be received from the DOT and the Staff has discussed painting bars in condominium driveways showing where to stop. Also, that a series of articles in the newspaper by Police Chief McCammon on safety rules might be worthwhile. Louis Bernstein suggested that bike licensing might be a helpful control measure.

10. Meeting Time Discussion

Commissioner Sedwick stated some thought had been given to the possibility of holding one regular meeting a month in the daytime. Since the Charter requires that meeting times be set by resolution he suggested, and the other Commissioners concurred, that the Town Attorney be asked to draft a resolution setting the meeting times for the first and third Wednesdays of the month at 8:00 PM with enough leeway in the resolution to allow only one meeting a month during July and August. Then, if the Commission

BOOK 1 FILE 78-12 350

Commission Directions, March 28, 1978 Workshop, Page 4

decides at the meeting at which this resolution is presented, to change the time of one or more of the monthly meetings it can be done before adoption of the resolution.

11. Open to Public

A member of the audience inquired if some change could be made in the Town's methods of giving notice on matters of interest to the public. The Town Manager stated that to notify all people within a certain distance that Site Plan discussions were to be held would require a change in the Zoning Ordinance. Mayor Ochs stated there are a number of needed changes in the Zoning Ordinance and for this reason he was going to suggest a 6 month building moratorium on all except single family construction until the Zoning Ordinance can be revised to clear up certain questions in it. The Town Attorney stated that a moratorium would be possible, but to determine the length of time, input would be needed from the Town Planners on which to base it. The Commission could not arbitrarily say 6 months or 3 months, or whatever. Commissioner Seegel suggested the Commission carefully study the proposed Land Use Plan and Coastal Zone Management Plan which had been given by Adley Associates to members of the Citizen Advisory Committee, and that Mr. Adley be asked to be present at the next workshop meeting to discuss the moratorium possibility with the Commission.

12. SMATS Appointment Discussed

Vice-Mayor Seegel stated he had attended one SMATS meeting in February as an observer on the basis of the Town's appointing him temporarily until such time as the Governor could make the official appointment. There was no meeting in March, but County Commissioner Clay had urged that he attend the meeting April 6th as he might be needed to make a quorum. Further, that she had contacted the Governor's office and had been informed Mr. Seegel's appointment is in the mail. Mr. Seegel requested Commission direction as to whether they felt he could attend the meeting as a member if the appointment is not received before that time. The consensus was that he could and should attend. Town Attorney Whitesell stated he is still serving under the temporary appointment.

13. P&Z Board Appointments Discussed

Vice-Mayor Seegel noted that appointments to the P&Z Board are needed by the 2nd Wednesday in April. Mayor Ochs stated that members Leonard and Green have indicated they do not wish reappointment, whereas Jones and Mullin are willing to continue serving. Suggestions for new members received thus far include Gene Bossert, John Fay, W. J. Moffet and Henry Riter. Mr. Ochs requested that any further suggestions be submitted for discussion at the next workshop.

14. Bike Path Dedication

Commissioner Jenkins stated that unveiling of the monument and dedication of the bike path to the Town will occur Tuesday, April 4th at 10:30 AM. Further, that there are plans to eventually have wooden benches at intervals for a total of 15-20 benches, and water fountains in about 4 locations, and a trash container at each bench (to be serviced by Longboat Disposal.) There is a little money left in the bike path fund and Mr. Jenkins stated the total for the aforementioned facilities would come to about \$1200. The plaque cost \$250. He inquired if the Commission could, before next Tuesday, authorize the expenditure of \$50 for one bench and one fountain. There was general agreement to hold off taking any action and that the total proposal be discussed at the April 4th workshop. Mayor Ochs suggested that the Rotary Club be approached to donate these things.

Meeting was adjourned at 5:15 PM.

BOOK 1 PAGE 349 15-12