

**MINUTES
CITY OF PALMETTO
PLANNING AND ZONING BOARD
JANUARY 17TH, 2013 – 5:30 P.M.**

516 8th Avenue West
Palmetto, FL 34221

www.palmettofl.org
941-723-4570

PLANNING AND ZONING BOARD MEMBERS

ERIC GILBERT, Chair
JAMES PASTOR, Vice Chair
LEON KOTECKI ABSENT
ALSO PRESENT:
LORRAINE LYN, City Planner
SCOTT RUDACILLE, Asst. City Attorney
CHAR PATTERSON, Planning Tech

JON MOORE
CHARLIE UGARTE

Anyone wishing to speak before the Planning and Zoning Board must sign in prior to the meeting, stating name, address and topic to address. All comments will be limited to two minutes.

“Do you swear or affirm that the evidence or factual representations that you are about to give or Present to the Planning and Zoning Board on this 17th day of January 2013 are truthful?”

ORDER OF BUSINESS:

1. **Approval of December 13th, 2012 Meeting Minutes** Tab 1

Mr. Ugarte motioned to approve the minutes dated December 13th, 2012. Mr. Pastor seconded. **MOTION CARRIED UNANIMOUSLY.**

2. **Keep Manatee Beautiful – Ingrid McClelland** Tab 2

Keep Manatee Beautiful to present the Tree Board with Educational materials purchased with the 2011 Urban and Community Forestry Grant.

Ms. McClelland, Executive Director of Keep Manatee Beautiful received a 2011 Urban and Community Forestry Grant (from the US Forest Service through the Florida Forest Service) and offered the Tree Board a budget of \$500 to purchase publications/books, brochures/fliers and other educational materials at their April 2013 meeting and she is here today to present this material to the Board for distribution to Library, Extension Office, City Hall, storage at City Hall, distributions to schools, libraries, etc.

Ms. McClelland informed the Board that Arbor Day is April 26th, 2013 with specific plans to follow.
She introduced Mr. Frank Salinco, President of the Bradenton Tree Board.

Mr. Salinco spoke briefly to the Board and gave a Power Point Presentation on the proper care and planting of trees.

3. **Amending the Subdivision Regulations-Chapter 26 of City Code** Tab 3

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AMENDING THE PALMETTO CODE OF ORDINANCES, CHAPTER 26, SUBDIVISIONS; PROVIDING FOR AMENDED SUBDIVISION REGULATIONS; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Ms. Lyn explained that this was a Plan Amendment to the City of Palmetto Code of Ordinances – Subdivision Regulations, Section 26-27, Performance Security and Sec. 26-28, Completion and Acceptance of improvements. On January 7, 2013, the City Commission held a workshop on this amendment and scheduled second reading for January 28, 2013. The proposed amendment would allow the City Commission to extend the security bond and maintenance bond for Sanctuary Cove issued on March 23, 2011.

Under the current Code, the security bond would expire on February 7, 2013 as the final plat for Sanctuary Cove was approved on February 7, 2011.

She stated that with the economy continuing to struggle, staff is recommending an additional one-year extension for security bonds and a maximum of three years for defect security which may be more appropriate as defects in construction are not always detectable for several years after installation or construction. The proposed amendment also standardized the notice provision for the calling of either type of security from (30) days to ten (10) days and also includes requiring the higher amount of security (130% of the current construction costs of such improvements) and allowing as-built drawing to be in digital format.

Discussion followed regarding the large increase from 110% to 130% directed by the City Commission at their January 7th, 2013 meeting; the increase being more in line with Manatee County's; extending the defect security to three years after the completion of a project; any further extension requests needing to be presented to the City Commission and accepting digital as-built drawing opposed to Mylar.

PUBLIC HEARING OPENED

Bjorn Svenson with Svenson Enterprises, Inc. developer of Sanctuary Cove spoke in support of the Code change as it relates to Sanctuary Cove.

Mr. Ugarte asked when he thought they would get started on the Sanctuary Cove project. Mr. Svenson replied hopefully there will be some activity in 2013.

PUBLIC HEARING CLOSED

Mr. Ugarte motioned to approve the amending the subdivision regulations Chapter 26 of the City code. Mr. Moore seconded. **MOTION CARRIED UNANIMOUSLY.**

4. Old Business

5. New Business

Ms. Lyn said that the City has received a code amendment request to redefine Ordinance 09-999 Recreation and Amusement services to include such items as dance classes in the CC zoning district. Currently they are prohibited in CC and require a conditional use in the CG and CHI. She indicated that a citizen recently applied for a business tax license to operate a dance class/martial arts, etc in a vacant space at Whittles Plaza and after meeting with the Mayor it was suggested that a code amendment be processed.

Ms. Lyn inquired whether it was possible to move the next P&Z meeting up one week from February 21st to the 14th @ 5:30 p.m. to accommodate the applicant of this request. Discussion continued that the meeting could be changed if there was a quorum.

Chairman Gilbert indicated that the January meeting was usually the forum to elect the P&Z Chair and Vice Chair. Discussion followed.

Mr. Ugarte motioned to retain Mr. Gilbert as Chair and Mr. Pastor as Vice Chair. Mr. Moore seconded. **MOTION CARRIED UNANIMOUSLY.**

6. Meeting adjourned at 6:19 p.m.