

**DRAFT MINUTES  
CITY OF PALMETTO  
PLANNING AND ZONING BOARD  
May 29th, 2014 – 5:30 P.M.**

516 8<sup>th</sup> Avenue West  
Palmetto, FL 34221

[www.palmettofl.org](http://www.palmettofl.org)  
941-723-4570

PLANNING AND ZONING BOARD MEMBERS

Present:

ERIC GILBERT, Chair  
JON MOORE, Vice Chair  
LARRY DENYES  
E.V.E JOY-(Entered the meeting at 5:35 p.m.)

Not Present:

RANDY IABONI

Also in Attendance:

RACHEL LAYTON, AICP, Interim City Planner  
ALLEN TUSING, Public Works Director  
MARK BARNEBEY, City Attorney

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**ORDER OF BUSINESS:**

1. PLANNING & ZONING BOARD AGENDA APPROVAL

**The motion to approve the May 29, 2014 was made by Mr. Denyes. Mr. Moore seconded the motion. The motion was approved unanimously. Ms. Joy was absent for the vote.**

2. APPROVAL OF MARCH 20, 2014 MEETING MINUTES

March 20, 2014 Meeting Minutes

**The motion to approve the March 20, 2014 Meeting Minutes was made by Mr. Denyes. Mr. Moore seconded the motion. The motion was approved unanimously. Ms. Joy was absent for the vote.**

3. PUBLIC COMMENT

No members of the public were present.

4. ORDINANCE 2014-09 ALCOHOLIC BEVERAGE ORDINANCE (A. Tusing)

AN ORDINANCE OF THE CITY OF PALMETTO AMENDING THE CITY OF PALMETTO CODE OF ORDINANCES; PROVIDING FOR AMENDMENT TO THE REGULATION OF SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES, INCLUDING PACKAGE SALES AND CONSUMPTION ON PREMISES; PROHIBITING CONSUMPTION IN CERTAIN AREAS; REGULATING CONSUMPTION OF ALCOHOLIC BEVERAGES OR POSSESSION OF AN OPEN CONTAINER CONTAINING ALCOHOLIC BEVERAGES; AMENDING THE ZONING CODE AND THE USE OF LAND AS TO LOCATIONS WHERE ALCOHOLIC BEVERAGES MAY BE SOLD OR CONSUMED ON PREMISES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

**Mr. Tusing provided history of alcoholic beverage sales. Mr. Tusing presented the proposed changes to the ordinance.**

**Mr. Moore asked how it would affect a sponsor for events in the park. Mr. Tusing responded that in Section 4-2 b, may be sold on City owned or leased property during events as approved by City Commission.**

**Mr. Denyes asked if the City Attorney finds the ordinance acceptable. Mr. Barnebey responded that he finds the draft acceptable.**

**No public comment.**

**Mr. Denyes made the motion to recommend approval of Ordinance 2014-09 with changes as presented. The motion was seconded by Mr. Moore. The motion was approved unanimously.**

**5. Old Business**

Introduction of Interim Planner, Rachel Layton with ZNS Engineering, L.C.

**6. New Business**

- a) Presentation of proposed Comprehensive Plan Changes by the Community Redevelopment Agency (J. Burton)

**Mr. Burton provided the P&Z Board members a copy of proposed revisions to the Comprehensive Plan relating to a grant. Mr. Burton explained these are mostly edits. Mr. Burton will bring this to the P&Z Board meeting for recommendation for approval in June.**

**Ms. Joy asked about slum and blight. Mr. Burton responded by explaining the Florida State Statutes relating to the definitions. Ms. Joy asked about floodplain definitions and flood insurance. Mr. Burton explained that FHIP regulates flood insurance. Further explained that Coastal High Hazard Area is defined by SLOSH models and the line was north of 4<sup>th</sup> Street. The State provides CHHA at Riverside Drive.**

**Mr. Moore asked about the floodplain ordinance recently adopted. Mr. Moore asked the question of staff on the previously discussed building height change for the Code. Mr. Moore is requesting attention on the building height definitions.**

**Mr. Moore asked about unsolicited materials and the sign ordinance. Is there a regulation against unsolicited distribution of advertising by Your Essential Shopper? Mr. Moore would like to request Code Enforcement follow up. Mr. Tusing will follow up.**

**Mr. Moore inquired about swearing in and misrepresentation of the facts. Mr. Barnebey said you can ask the attorney about it or ask the sworn about their information. Mr. Barnebey said by the Florida State Law that you cannot falsify testimony.**

**Mr. Moore asked about foreclosure and grounds of property lack of maintenance, who is responsible for it? Mr. Barnebey responded that once the property is foreclosed upon, the City has an ordinance addressing maintenance. Code enforcement is working to address the concerns on the specific home in question.**

**7. Adjournment at 6:16 p.m.**