



**CITY OF PALM BEACH GARDENS
COUNCIL AGENDA
December 4, 2008
7:00 P.M.**

**Mayor Jablin
Vice Mayor Levy
Council Member Russo
Council Member Barnett
Council Member Premuroso**

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL

III. ADDITIONS, DELETIONS, MODIFICATIONS:

IV ANNOUNCEMENTS / PRESENTATIONS:

- a. Palm Beach Gardens Historical Society.
- b. Economic Development and Transportation.

V. ITEMS OF RESIDENT INTEREST AND BOARD/COMMITTEE REPORTS:

VI. CITY MANAGER REPORT:

VII. COMMENTS FROM THE PUBLIC: (For Items Not on the Agenda, please submit request form to the City Clerk prior to this Item)

VIII. CONSENT AGENDA:

- a. Approve Minutes from October 2, 2008 regular City Council meeting.
- b. Resolution 101, 2008 – Village Square Plat III. A Resolution of the City Council of the City of Palm Beach Gardens, Florida approving the Village Square Plat No. 3; providing an effective date; and for other purposes

IX. PUBLIC HEARINGS:

Part I – Quasi-judicial

Part II – Non-Quasi-judicial

- a. Ordinance 12, 2008 – (2nd reading and adoption) Land Use Designation of the Loxahatchee Slough and Sandhill Crane. An Ordinance of the City Council of the City of Palm Beach Gardens, Florida adopting a large scale amendment to its Comprehensive Development Plan in accordance with the mandates set forth in Chapter 163, Florida Statutes, specifically Section 163.3184, et seq., Florida Statutes, pursuant to City-initiated application no. CPMA-08-04-000008, which provides for an amendment to the City's Future Land Use Map designating fourteen (14) parcels of real property comprising approximately two thousand twenty-four (2,024±) acres, more or less, in size as “Cons - Conservation”; such parcels of land are located North of Beeline Highway and PGA Boulevard, informally known as the “Loxahatchee Slough and Sandhill Crane Natural Areas”; providing for compliance with all requirements of Chapter 163, Florida Statutes; providing for transmittal to the State Land Planning Agency; providing a conflicts clause, a severability clause and authority to codify; providing an effective date; and for other purposes.
- b. Ordinance 29, 2008 - (2nd reading and adoption) Establishing a Construction Board of Adjustment. An Ordinance of the City Council of the City of Palm Beach Gardens, Florida amending Chapter 2, Administration, at Sections 2-145, 2-146, 2-147, and 2-148 in order to establish a Construction Board of Adjustment and Appeals (CBAA) to designate the Planning, Zoning, and Appeals Board as the CBAA and to clarify the process by which appeals of staff level administrative decisions may be taken; providing that each and every other Section and Sub-section of Chapter 2, Administration, shall remain the same as previously adopted; providing a conflicts clause, a severability clause, and authority to codify; providing an effective date; and for other purposes.
- c. Ordinance 30, 2008 - (2nd reading and adoption) Amending Chapter 78. An Ordinance of the City Council of the City of Palm Beach Gardens, Florida amending Chapter 78, Land Development at Section 78-49 entitled “Amendments to Approved Development Orders” at Subsection (d) by repealing Subparagraph (5) and readopting same as revised in order to provide for internal consistency; further amending Chapter 78 by repealing Section 78-56 entitled “Appeals and Reconsideration” and readopting same, as revised in order to provide procedures by which appeals from decisions of the Growth Management Director may be taken; providing that each and every other Section and Sub-section of Chapter 78 Land Development shall remain the same as previously adopted; providing a conflicts clause, a severability clause, and authority to codify; providing an effective date; and for other purposes.

- d. Ordinance 31, 2008 - (2nd reading and adoption) Florida building codes and unsafe building codes. An Ordinance of the City Council of the City of Palm Beach Gardens, Florida amending Chapter 86, entitled “Buildings and Building Regulations” at Section 86-26 of the City Code of Ordinances to provide local amendments to the Florida Building Code related to Administration and to Wind Loads; further amending Chapter 86 by adopting new Section 86-29, entitled “Hurricane Shutters” and adopting new Section 86-30, entitled “Maximum Occupancy”; repealing Article III, entitled “Storage of Building Material and Equipment,” Article IV, entitled “Structures Used As Models,” and Article V, entitled “Swimming Pools”; providing a conflicts clause, a severability clause, and authority to codify; providing an effective date; and for other purposes.
- e. Ordinance 32, 2008 – (2nd reading and adoption) Post Disaster Debris. An Ordinance of the City Council of the City of Palm Beach Gardens, Florida amending Chapter 54, Solid Waste, at Article I, in general, by amending Section 54-1, Definitions, by adopting the new definition “Post Disaster Debris”; further amending Chapter 54 at Article III, Collection, by adopting an entirely new Section 54-63, entitled “Post-Disaster Debris Collection”, in order to provide for implementation of the City’s Comprehensive Emergency Management Plan (CEMP); further providing for declaration of findings and intent; providing that every other Section and Sub-Section of Chapter 54, Solid Waste shall remain the same as previously adopted; providing a conflicts clause, a severability clause, and authority to codify; providing an effective date and for other purposes.

X. RESOLUTIONS:

XI ORDINANCES: (For Consideration on First Reading)

XII. ITEMS FOR COUNCIL ACTION/DISCUSSION:

- a. District Park.
- b. Proposed Ordinance to amend the composition of the City’s Boards and Committees.

XIII. CITY ATTORNEY REPORT:

XIV. ADJOURNMENT

PLEASE TAKE NOTICE AND BE ADVISED that if any interested party wishes to appeal any decision made by the City Council with respect to any matter considered at this public hearing, such interested persons will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodations in order to participate in this proceeding are entitled to the provision of certain assistance at no cost. Please call the City Clerk's Office at 561-799-4122 no later than 5 days prior to the hearing if this assistance is required. For hearing impaired assistance, please call the Florida Relay Service Numbers: 800-955-8771 (TDD) or 800-955-8770 (VOICE).

NOTE:

All presentation materials must be received by the City Clerk prior to the presentation to the Council.