



## CITY OF BELLE ISLE, FL CITY COUNCIL MEETING

Held in City Hall Chambers, 1600 Nela Ave, Belle Isle FL

Held the 1st and 3rd Tuesday of Every Month

Tuesday, March 18, 2025 \* 6:30 PM

### AGENDA

#### City Council

Nicholas Fouraker, Mayor

Vice-Mayor – OPEN

District 1 Commissioner – Frank Vertolli | District 2 Commissioner – Holly Bobrowski |  
District 3 Commissioner – Danny Otterbacher | District 5 Commissioner – Beth Lowell |  
District 6 Commissioner – Stan Smith | District 7 Commissioner – Jim Partin

Welcome to the City of Belle Isle City Council meeting. Please silence all technology during the session. Thank you for participating in your City Government.

1. **Call to Order and Confirmation of Quorum**
2. **Invocation and Pledge to Flag** - Commissioner Lowell, District 5
3. **Public Comments & Announcements** - Persons desiring to address the Council must complete and provide the City Clerk a yellow "Request to Speak" form, limited to three (3) minutes, with no discussion. When the Mayor recognizes you, state your name and address and direct all remarks to the Council as a body.
4. **Presentations**
  - a. FLC Announcement - Comm Stan Smith Completion of the Institute for Elected Municipal Officials
5. **Consent Items** - These items are considered routine, and one motion will adopt them unless a Council member requests before the vote on the motion that an item be removed from the consent agenda and considered separately.
  - a. Surplus of Outdated Electronics and Office Furniture
  - b. Recorded Canvassing Results of the 2025 Mayoral Election
6. **Unfinished Business**
  - a. **Ordinance No. 25-01 - Second Reading and Adoption:** AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA, ADOPTING A COMPREHENSIVE PLAN AMENDMENT RELATING TO THE WATER SUPPLY FACILITIES WORK PLAN, PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.
  - b. Update and Discuss Arajo Condemnation
  - c. Discussion on Changes to the Golf Cart Ordinance
  - d. Review and Approve the Tree Board Ordinance updates
7. **New Business**
  - a. Vacancies - Districts 3 and 4
8. **Attorney's Report**
9. **City Manager's Report**
  - a. City Manager's Task List Update
  - b. Chief's Report
  - c. Public Works Report
10. **Mayor's Report**
11. **Commissioners Report**
12. **Adjournment**



Clerk, City of Belle Isle  
1600 Nela Ave  
Belle Isle, FL 32809-6184

Greetings from Florida League of Cities:

Enclosed is one or more Certificate(s) of Completion to be awarded to the elected official(s) of the City of Belle Isle for completion of the Institute for Elected Municipal Officials held in Gainesville, FL on January 24-25, 2025.

We ask that the certificate(s) be presented as an agenda item for your next meeting and be formally recorded in the minutes. We believe the importance of completing the Institute for Elected Municipal Officials training should be known to key officials and your community. We also invite them to register for the next offering of IEMO II, when registration opens. Please check the FLC Calendar under the "Events" tab on our website for upcoming dates.

Thank you so much for your cooperation with this. If you have any questions, please don't hesitate to email me at [Cbarton@flcities.com](mailto:Cbarton@flcities.com).

Sincerely,

A handwritten signature in black ink that reads "Christen Barton". The signature is fluid and cursive, with the first name "Christen" and the last name "Barton" clearly visible.

Christen Barton  
Member Training Specialist  
Florida League of Cities



# INSTITUTE FOR ELECTED MUNICIPAL OFFICIALS

## Certificate of Completion

January 24-25, 2025 · Gainesville, FL

*Presented to*

**Stanley Smith**

**Commissioner**

*City of Belle Isle*

**CITY OF BELLE SLE, FLORIDA  
CITY COUNCIL AGENDA ITEM COVER SHEET**

**Meeting Date:** March 18, 2025  
**To:** Honorable Mayor and City Council Members  
**From:** Staff  
**Subject:** Surplus Request of office furniture and equipment

**Background:**

The City of Belle Isle staff requests approval to surplus the following furniture and unusable equipment. Many listed items have not been in service for over two years and are outdated, making them no longer suitable for departmental use. If approved for surplus, the hard drives will be removed and destroyed in accordance with department policy to ensure data security.

- 1 Bookcase – City Manager 54" wide by 12" deep by 76" high with shelves and lighting at the top
- 1 City Manager L-Shaped Desk
- 4-staff office desks - 54" wide by 30" deep by 29" high
- File cabinet - 37" wide by 18 1/2 deep by 29" high
- 2-staff credenzas
- 1-Table - 54" round by 29" tall
- 2-ceiling fans
- 4-sitting chairs
- 1-Canon Power shot camera, not operable
- 1-Ipad Air 2019 DMPPM4YMG5WQ (screen cracked)
- 1-Iphone (District 1) not operable, not operable
- 1-Iphone (District 4) not operable, not operable
- 1-ZTE Phone outdated, not operable
- 1-PD MiFi outdated, not operable

In accordance with Section 2-223, If the property has been determined to be surplus to be of some commercial value, but such value does not exceed \$100, the city manager shall dispose of such property in any reasonable manner which the city manager, in the city manager's sole discretion, determines will bring the greatest price.

**Staff Recommendation and Council Discussion Points:**

Staff recommends approval to surplus the furniture and outdated equipment.

**Suggested Motion:**

"I move to approve the surplus of outdated computer equipment and office furniture in accordance with Section 2-223 BI City Code.

**Alternatives:** Council discussion.

**Fiscal Impact:** There will be no immediate fiscal impact. Any future financial considerations will be addressed as needed.

**Attachments:** N/A





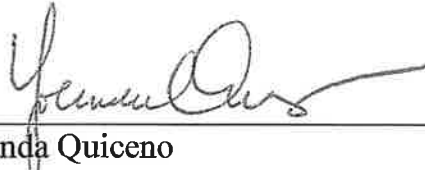
**\*\*\* OFFICIAL RESULTS \*\*\***  
**CERTIFICATE OF CITY OF BELLE ISLE CANVASSING BOARD**

**STATE OF FLORIDA**  
**Orange County**

We, the undersigned, Yolanda Quiceno, Rick Rudometkin, Frank Vertolli, constituting the City of Belle Isle Canvassing Board in and for said City, do hereby certify that we met on the Fourteenth day of March, 2025 A.D., and proceeded publicly to canvass the votes given for the offices herein specified at the General Election on the Eleventh day of March, 2025 A.D., as shown by the returns on file in the office of the Supervisor of Elections. We do hereby certify from said returns as follows:

**BELLE ISLE MAYOR**

JASON CARSON    **429**    VOTES  
ANTHONY CARUGNO    **327**    VOTES

  
\_\_\_\_\_  
Yolanda Quiceno

  
\_\_\_\_\_  
Rick Rudometkin

  
\_\_\_\_\_  
Frank Vertolli



# Voting System Post-Election Audit Report

County: ORANGE Date of Election: MARCH 11, 2025

Type of Audit (check applicable box):  Manual  Automated Independent

Precinct Number(s): BI30

Race (if Manual Audit): CITY OF BELLE ISLE MAYOR

1. Overall accuracy of the audit:  
100% Accuracy.
  
2. Description of any problems or discrepancies encountered:  
No Problems.
  
3. Likely cause of such problems or discrepancies:  
No problems or issues found.
  
4. Recommended corrective action with respect to avoiding or mitigating such circumstances in future elections:  
None needed.

**Check applicable box and sign below:**

We hereby certify that the report of the voting system audit performed for the election is accurate and that attached are precinct summary reports for each precinct audited.

We hereby certify that a voting system audit was not done because a manual recount was conducted under s. 102.166, Florida Statutes.

Signatures of County Canvassing Board members:

|                        |                    |                  |
|------------------------|--------------------|------------------|
| <u>Frank Vertoll</u>   | <u>[Signature]</u> | <u>3/14/25</u>   |
| Printed Name           | Signature          | Date             |
| <u>Yolanda Greene</u>  | <u>[Signature]</u> | <u>3/14/2025</u> |
| Printed Name           | Signature          | Date             |
| <u>Rick Rudometkin</u> | <u>[Signature]</u> | <u>3/14/25</u>   |
| Printed Name           | Signature          | Date             |



**CITY OF BELLE ISLE, FLORIDA  
CITY COUNCIL AGENDA ITEM COVER SHEET**

a.

**Meeting Date:** December 11, 2024  
**To:** Planning and Zoning Board  
**From:** Alexis Crespo, AICP & Patrick Murray  
RVi Planning & Landscape Architecture  
**Subject:** Water Supply Plan Update

**Background:** RVi Planning and Landscape Architecture was hired by the City in 2023 to complete an update to the Comprehensive Plan, primarily to address changes since the Plan's last major update in 2010 and to address mandatory updates based upon Florida Statutes. Following the Planning and Zoning Board review, the City Commission voted to transmit the Comprehensive Plan Amendments in September 2024 to the Department of Commerce to initiate the state review process.

As part of the state review process, the St. Johns River Water Management District (SJRWMD) noted that the City last adopted the state-required Water Supply Facilities Work Plan (WSFWP) in 2008. Chapter 163, Part II, Florida Statutes (F.S.), requires local governments to prepare and adopt their local WSFWP into their comprehensive plans within 18 months after the Water Management District approves a regional water supply plan or its update. The Central Florida Water Initiative Regional Water Supply Plan was approved by the District's Governing Board in November 2020; therefore, the City needs to amend their Comprehensive Plan with an updated WSFWP.

In coordination with SJRWMD Staff, RVi prepared the attached 2025-2034 WSFWP to address state requirements and bring the City into compliance.

The purpose of the City of Belle Isle's WSFWP is to identify and plan for the water supply sources and facilities needed to serve existing and new developments within the local government's jurisdiction. The enclosed WSFWP updates the initiatives already identified in the previous WSFWP to ensure adequate water supply for the City of Belle Isle.

In accordance with state guidelines, the Work Plan, as further effectuated through the Comprehensive Plan Update, addresses the development of traditional and alternative water supplies, service delivery, and conservation and reuse programs necessary to serve existing and new development for at least a 10-year planning period. This update also eliminates superfluous information in the previous WSFWP to facilitate future updates.

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The WSFWP is relatively straightforward in terms of its contents. The City does not provide potable water to its residents and relies upon Orange County Utilities and Orlando Utilities Commission to provide this service.

**Staff Recommendation:** Staff requests a recommendation by the Board to TRANSMIT the 2025-2034 Water Supply Plan.

**Attachments:** Exhibit A - 2025-2034 Water Supply Facilities Work Plan.

**ORDINANCE NO 25-01**

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**AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA, ADOPTING A  
COMPREHENSIVE PLAN AMENDMENT RELATING TO THE WATER  
SUPPLY FACILITIES WORK PLAN, PROVIDING FOR SEVERABILITY,  
CONFLICTS, AND AN EFFECTIVE DATE.**

**WHEREAS**, the City of Belle Isle has considered an amendment to the Comprehensive Plan relating to the City's Water Supply Facilities Work Plan; and

**WHEREAS**, the purpose of the City of Belle Isle Water Supply Facilities Work Plan ("Work Plan") is to identify and plan for the water supply sources and facilities needed to serve existing and new developments within the local government's jurisdiction; and

**WHEREAS**, Chapter 163, Part II, Florida Statutes (F.S.), requires local governments to prepare and adopt Work Plans into their comprehensive plans within 18 months after the St. Johns River Water Management District (District) approves a regional water supply plan or its update; and

**WHEREAS**, the Central Florida Water Initiative Regional Water Supply Plan was approved by the District's Governing Board in November 2020; and

**WHEREAS**, after first reading of this Ordinance, the proposed comprehensive plan and Water Supply Facilities Work Plan will be transmitted to the Department of Commerce and review agencies; and

1           **WHEREAS**, the proposed Water Supply Facilities Work Plan, attached hereto as Exhibit “A,” will promote  
2 and protect public health safety and welfare and will help accomplish the goals, objectives, and policies of the  
3 City’s Comprehensive Plan.

4  
5           **IT IS HEREBY ORDAINED BY THE CITY OF BELLE ISLE AS FOLLOWS:**

6  
7           **SECTION 1. RECITALS.**           The above recitals are true and correct and incorporated herein as  
8 legislative findings of the City Council.

9  
10           **SECTION 2. ADOPTION.** The City of Belle Isle hereby amends the City of Belle Isle Comprehensive  
11 Plan to adopt the Water Supply Facilities Work Plan as set forth in **Exhibit “A”** attached hereto. The Water  
12 Supply Facilities Work Plan will be codified into the Comprehensive Plan in accordance with general law.

13  
14           **SECTION 3. EFFECTIVE DATE.** The effective date of the Comprehensive Plan Amendment adopted  
15 by this Ordinance, if the amendment is not timely challenged, shall be in accordance with general law, which is  
16 31 days after the State Land Planning Agency notifies the City that the Comprehensive Plan Amendment package  
17 is complete. If timely challenged, in accordance with general law the amendment adopted by this Ordinance does  
18 not become effective until the State Land Planning Agency or the Administration Commission enters a final order  
19 determining the adopted amendment to be in compliance.

20  
21           **SECTION 4. CONFLICTS.** In the event of a conflict or conflicts between this Ordinance and any other  
22 ordinances or part thereof, this Ordinance controls to the extent of the conflict.

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1 STATE OF FLORIDA

2 COUNTY OF ORANGE

3 I, Yolanda Quiceno, City Clerk of the City of Belle Isle, do hereby certify that the above and foregoing document

4 ORDINANCE 25-01 was duly and legally passed by the Belle Isle City Council, in session assembled on the

5 \_\_\_\_\_ day of \_\_\_\_\_, 2025, at which session a quorum of its members were present.

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8 Yolanda Quiceno, CMC-City Clerk

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## **City of Belle Isle**

# **Exhibit A to the Infrastructure Element Water Supply Facilities Work Plan 2025-2034**

# 1.0 Introduction

The City of Belle Isle (City) is a small, predominately residential community in Central Florida. It is located approximately five (5) miles south of the City of Orlando, in Orange County, Florida around the Lake Conway Chain of Lakes.

This Water Supply Facilities Work Plan is the City’s plan to service current water demands and the anticipated growth in demand within its jurisdiction. This workplan is based on information provided by the City’s Planning Department, the City’s Comprehensive Plan, Orlando Utilities Commission and Orange County Utilities.

The City does not own, operate or maintain any of the water supply facilities or transmission mains serving the City. The City’s potable water and wastewater service is provided by two (2) water suppliers:

1. Orlando Utilities Commission (OUC).
2. Orange County Utilities (OCU).

**Figure 1** presents the current City boundaries and identifies areas serviced by OUC and OCU. The two water service providers serve approximately half of the City each. A small portion of the City, in the southeast, is serviced by OUC who provides the water supply, but the transmissions lines and related facilities are owned and maintained by OCU.

Both water suppliers included in the City’s projected demand in their water supply plans and is included in their consumptive use permits.

Infrastructure Element Policy 4.1.1 and Capital Improvement Element Policy 1.3.4 establish the City’s level of service standards for the potable water as follows:

- Residential: 350 gallons/unit/day
- Non-Residential: 2,000 gallons/unit/day

The City is largely built-out but anticipates some annexation of property which is already connected to potable water. Therefore, the annexations would not impact the water supply or increase demand as the areas of proposed annexation have existing water service provided by OUC and OCU.

Since the City is in a built-out condition and with plans for only a small amount of annexation, the water consumption for the City will not significantly change over the next ten (10) years. In addition, the majority of the property which is proposed for annexation already has existing water service; therefore, the overall impact will not increase. Thus, the assumption that sufficient water service will be available to the City via OUC and OCU has been made.

FIGURE 1: City of Belle Isle 2024 Water Service Areas



## 2.0 Provision of Potable Water Supplies and Facilities

Belle Isle is within both OCU and OUC's service areas. Both entities included the City of Belle Isle within their population and flow projections, which are used to calculate the flows in their consumptive use permits. The City's 2024 comprehensive plan update RVI Assessment Report/Plan Framework report (dated November 15<sup>th</sup>, 2023) shows that the city is expected to grow from the current 2020 estimate of 7,032 to 7,747 by 2040, an increase of +/- 10%.

### Orange County Utilities (OCU)

The population of Orange County is anticipated to increase by about 51 percent between 2015 and 2040. OCU has historically have used potable groundwater from the Floridan aquifer as the primary source for public supply. Fresh groundwater is considered a traditional water source. However, the initial phase of the CFWI technical process concluded with a determination that the amount of traditional groundwater currently permitted in the five-county CFWI area, which includes Orange County, exceeded sustainable supply quantities. The CFWI process then provided guidance for a combination of water sources and water supply project options that could meet the needs of this region.

Orange County has identified that its most effective course of action with the planning horizon is to:

- Optimize the use of groundwater from the Floridan aquifer.
- Maximize the use of reclaimed water.
  - Continue aquifer recharge projects in areas of greatest benefit.
  - Expand reuse distribution facilities for irrigation and other beneficial use.
- Continue to implement effective water conservation measures.
- Develop additional AWS sources such as brackish groundwater, indirect and direct potable reuse, and surface water for potable supply and non-potable system augmentation.
- Investigate additional options such as aquifer storage and recovery (ASR), reservoir storage, and stormwater reuse for future implementation as feasible.

OCU's operations within the planning horizon will be based on this water supply strategy.

*(Source: Orange County Water Supply Facilities Work Plan FY 2021/2022 to 2031/2032)*

### Orlando Utilities Commission (OUC)

The City of Orlando's growth projections, indicate that by 2045, the City of Orlando will have approximately 400,854 residents, an increase of 30% from 2020, which is consistent with the historic pattern of the City in recent years.

As the population continues to increase, the demand for water is expected to increase as well. From 2020 to 2025, an increase of 12% in the cumulative demand is expected. For 2045, the demand for potable water will reach 84.1 MGD for all land uses combined.

The City of Orlando and OUC have identified three (3) major strategies for meeting water demand with sufficient water supply, as follows:

1. Reclaim Water: Expand treatment and reclaimed wastewater for use as irrigation.
2. Conservation: Encourage conservation measures to decrease potable demand.
3. Alternative Water Sources: Identified alternative water sources other than traditional groundwater from the Florida aquifer. "

*(Source: City of Orlando 2022 Water Supply Facilities Work Plan)*

## 2.1 Regional Water Supply Plan Project Options

The City of Belle Isle does not have any supplemental regional water supply projects planned as it does not own the water utilities servicing the City. However, the City of Belle Isle is supportive of projects planned by the two water utilities servicing the area outlined above.

Since the City’s water service is provided by OUC and OCU, the City will rely on OUC and OCU to partner with other utilities to implement alternative water supply projects for potable supply, improve potable water supply or establish agreements with other water suppliers.

## 2.2 Agreements with OCU and OUC

The City does not currently have formal interlocal agreements regarding the provision of water service with OCU or OUC. Instead, the City relies on its location with each entities respective territorial service area for the provisions of services.

Please note that the City’s existing policies 1.4 and 1.4.1 within its Future Land Use Element that require coordination with and approval by the applicable service providers for new development. Please see referenced Future Land Use policies in the Comprehensive Plan.

### **3.0 Provision of Reuse or Other Non-Potable Water Supplies and Facilities**

The City does not currently have a reuse pipe distribution system network and does not plan to retrofit residents in the next ten (10) years. The City's potable water providers do not have reuse water available nearby and there are no plans by OUC and OCU to bring reuse water service to the City.

#### **3.1 Agreement with Other Non-Potable Water Suppliers and Users**

The City does not currently have formal interlocal agreements regarding the provision of wastewater service with OCU or OUC. Instead, the City relies on its location with each entity's respective territorial service area for the provision of services.



## 4.0 Water Conservation Practices

The City does not currently have a conservation plan of its own. Instead, the residents of the City are bound by the conservation corresponding to the water supplier’s service area in which they reside. However, the City does provide public education and outreach programs by printing and distributing information on water conservation to its citizens. In addition, the City has language in its Land Development Code that encourages drought tolerant plants to be used in landscaping as well procedures that promote water conservation through the more efficient use of landscape irrigation, specifically, Chapter 32, Article II, Sec. 32-31 restricts addresses within the City to certain days and times for landscape irrigation, which is consistent with the SJRWMD’s lawn and landscape irrigation rule that limits irrigation to two days per week between the hours of 10 a.m. and 4 p.m. when Daylight Savings Time is in effect and one day per week between the hours of 10 a.m. and 4 p.m. when Eastern Standard Time is in effect, with some exceptions. The City’s code is (enforced by the Belle Isle Police Department who issues warnings and upon second infraction issues a code violation citation. The following sections describe the City’s conservation practices.

### 4.1 Water Conservation Policies

The City implements and maintains numerous water conservation practices through its LDC and Comprehensive Plan. Below is a listing of the Comprehensive Plan policies that provide enabling language for various water conservation practices. The following are policies containing water conservation practice directives:

- **Future Land Use Element**
  - Policy 1.4.6.j (use of irrigation and other technologies)
- **Infrastructure Element**
  - Policy 2.2.2 (xeriscaping requirement)
  - Policy 2.3.1 (coordination on water conservation education)
  - Policy 2.4.1.a (waterwise landscape and irrigation requirements)
  - Policy 2.4.1.b (water conservation education)
  - Policy 2.4.1.c (requiring water conserving fixtures)
  - Policy 2.4.1.d (promoting LID techniques)
  - Policy 4.2.1 (coordination on water conservation education)
  - Policy 4.2.2 (coordination on water conservation education)
  - Policy 4.2.3 (xeriscaping requirement)
  - Policy 5.1.4.a (waterwise landscape and irrigation requirements)
  - Policy 5.1.4.b (water conservation education)
  - Policy 5.1.4.c (requiring water conserving fixtures)
  - Policy 5.1.4.d (promoting LID techniques)
- **Conservation Element**
  - Policy 1.2.1 (water conservation education)
  - Policy 1.3.1.a (waterwise landscape and irrigation requirements)
  - Policy 1.3.1.b (water conservation education)
  - Policy 1.3.1.c (requiring water conserving fixtures)
  - Policy 1.3.1.d (promoting LID techniques)
- **Capital Improvements Element**
  - Policy 1.1.1 (funding water conservation efforts)

**CITY OF BELLE SLE, FLORIDA  
CITY COUNCIL AGENDA ITEM COVER SHEET**

Meeting Date: March 18, 2025  
To: Honorable Mayor and City Council Members  
From: Rick J. Rudometkin, City Manager  
Subject: 3904 Arajo Court Condemnation and Demolition and owner update

Background:

The City of Belle Isle has issued a condemnation order (Official Records Document #20240601626, recorded October 22, 2024) for the property located at 3904 Arajo Court, Belle Isle, FL 32812-2801 (Orange County Tax Parcel ID: 20-23-30-1646-01-050). The residential structure upon the property has been approved to be demolished by the City and a lien placed against the property for the expenses incurred.

The council has asked for some time before demolition, to let a potential buyer contact the owner and discuss renovation or a sale of the property. The potential buyer and owner will be at the council meeting on March 18.

Staff Recommendation:

Move forward with the demolition of the home, area and contents by the City and a lien placed against the property for the expenses incurred.

Suggested Motion:

None at this time. Any changes will need a new motion.

Alternatives:

Change direction.

Fiscal Impact:

\$19,800.00 for the project. This is not budgeted.

Attachments:

None

**CITY OF BELLE SLE, FLORIDA  
CITY COUNCIL AGENDA ITEM COVER SHEET**

**Meeting Date:** March 18, 2025  
**To:** Honorable Mayor and City Council Members  
**From:** Travis Grimm - Chief of Police  
**Subject:** Subject: Update to the Golf Cart Ordinance

**Background:**

The purpose of this ordinance update is to align the city's golf cart regulations with state law and to introduce new provisions to enhance safety and clarity regarding the operation of golf carts and low-speed vehicles within the city limits. The proposed changes ensure consistency with state regulations and establish clear guidelines for golf cart and low-speed vehicle operation.

**PROPOSED CHANGES:**

**1. Definitions Update:**

- **Golf Cart:** A motor vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes, not capable of exceeding speeds of 20 miles per hour. Golf carts operating within the city must meet minimum equipment standards as required by law and shall not be modified to increase power, wheelbase, or tire specifications beyond the standard manufactured gas or electric golf cart.
- **Low-Speed Vehicle:** Any four-wheeled vehicle with a top speed greater than 20 mph but not exceeding 25 mph, including neighborhood electric vehicles. Low-speed vehicles must comply with federal safety standards outlined in 49 C.F.R. s. 571.500 and Florida Statute 316.2122.

**2. Operational Restrictions:**

- Golf carts may only be operated on sidewalks that are at least eight feet wide and designated paths authorized by the city.
- The number of occupants in a golf cart shall be limited to the number of available seats. Standing while the golf cart is in motion is prohibited.
- Golf carts are prohibited from towing any scooter, bicycle, skateboard, wagon, or other conveyance.

**3. Enforcement and Liability:**

- The absence of posted signage shall not serve as a defense against violations of the ordinance. Failure to post signage does not create liability against the city or its officials.
- Golf cart owners are responsible for payment of any fines associated with ordinance violations unless they provide clear and convincing evidence that another person had control of the vehicle at the time of the violation.
- In such cases, the owner must submit an affidavit identifying the individual who was in control of the golf cart, including their name, address, and driver's license number. The affidavit is admissible in legal proceedings and creates a rebuttable presumption that the identified individual is responsible for the fine.
- Owners are exempt from liability only in cases where the golf cart was stolen at the time of the violation.

**Staff Recommendation and Council Discussion Points:**

Staff recommends approval of the updated Golf Cart Ordinance to align with state law and enhance safety regulations. Approval will ensure consistency in enforcement and provide clear guidelines for golf cart operation within the city.

**Discussion Points:** N/A

**Suggested Motion:** “I move to approve the updated Golf Cart Ordinance as presented, aligning city regulations with state law and enhancing operational and enforcement provisions.”

**Alternatives:** N/A

**Fiscal Impact:** N/A

**Attachments:**

- Updated Golf Cart Ordinance Draft
- State Law References

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**ARTICLE VI. GOLF CARTS ON PUBLIC STREETS<sup>1</sup>**

**Sec. 30-201. Title; authority.**

- (a) This article shall be known and may be cited as the "Belle Isle Golf Cart Ordinance."
- (b) The city has the authority to adopt this article pursuant to Article VIII of the Constitution of the State of Florida, F.S. ch. 166, and F.S. § 316.212.

(Ord. No. 20-11, § 2, 9-15-2020)

**Sec. 30-202. Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Applicant* means a person or entity, including a homeowner's or community association, that is requesting that the Belle Isle City Commission adopt a resolution designating one or more golf cart communities and/or one or more golf cart permitted streets.

*Golf cart* means a motor vehicle that is designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of 20 miles per hour. **Golf carts operating within the city shall meet minimum equipment standards set forth in controlling law and shall not be modified to have increased power, wheelbase, or tire modifications from a standard manufactured gas or electric golf cart.**

*Low-speed vehicle* means any four-wheeled vehicle whose top speed is greater than 20 miles per hour but not greater than 25 miles per hour, including, but not limited to, neighborhood electric vehicles. Low-speed vehicles must comply with the safety standards in 49 C.F.R. s. 571.500 and s. [316.2122](#).

*Golf cart community* means a subdivision or community within the corporate limits of the city within which the Belle Isle City Commission has by resolution authorized the operation of golf carts on designated municipal streets within such subdivision or community.

*Golf cart permitted street* means a municipal street within the corporate limits of the city which has been designated by resolution of the Belle Isle City Commission for use by golf carts.

(Ord. No. 20-11, § 2, 9-15-2020)

**Sec. 30-203. Golf cart operation.**

- (a) It shall be unlawful to operate a golf cart on any street or sidewalk within the corporate limits of the city unless expressly authorized by this article or Florida law.

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<sup>1</sup>Ord. No. 20-11, § 2, adopted Sept. 15, 2020, set out provisions intended for use as Art. V, §§ 30-170—30-180. In order to preserve the style of this Code, and at the editor's discretion, these provisions have been included as Art. VI, §§ 30-201—30-211.

- (b) Golf carts may be operated on city roadways within the defined boundaries of residential communities when such communities are approved by resolution as "golf cart communities. Golf carts may also be operated between golf cart communities that are adjacent, if such provision is specifically included by the city commission in the approving resolution. Golf carts may also be operated on streets meeting the requirements of this section once such street has been approved by resolution as a "golf cart permitted street."
- (c) "Golf cart permitted streets" and "golf cart communities" are subject to the following requirements:
  - (1) Unless otherwise expressly authorized pursuant to Florida law or by enabling resolution upon a showing of good cause, golf carts shall not be permitted operate upon a street with a posted speed limit in excess of 35 miles per hour.
  - (2) Unless otherwise expressly authorized pursuant to Florida law or by enabling resolution upon a showing of good cause, golf carts may not be operated across street with a posted speed limit of 35 miles per hour or greater.
  - (3) Notwithstanding subsection (c)(2), golf carts traveling along a designated golf cart permitted street may be permitted cross an intersecting street with a speed limit of 35 miles per hour or less at an intersection that governed by a traffic control device or at a designated crosswalk if such use complies with the requirements of this article and Florida law.
- (d) Golf carts may be operated upon the sidewalks within the jurisdictional territory of the city subject to the following restrictions and requirements:
  - (1) The maximum speed for golf carts on sidewalks is 15 miles per hour.
  - (2) Golf carts operated upon sidewalks must meet the equipment requirements of section 30-203(e)(2) and (3).
  - (3) Golf carts may only be operated on sidewalks which are at least eight feet wide and sidewalks or paths designated by the city
- (e) It shall be unlawful to operate a golf cart upon any city street or city sidewalk unless said golf cart is equipped with efficient brakes, reliable steering apparatus, horn, safe tires, a rearview mirror, and reflective warning devices in both the front and rear as required by F.S. § 316.212(6).
- (f) Except as provided in section 30-203 (f)(1), it shall be unlawful to operate a golf cart upon any city street or sidewalk after sunset and before sunrise.
  - (1) Golf carts equipped with headlights, brake lights, turn signals and a windshield may be operated upon city streets and upon city sidewalks at any time.
- (g) This article is in addition to and not in lieu of the Florida Uniform Traffic Control Law, F.S. ch. 316. Golf carts shall comply with all applicable state traffic laws and provisions of this Code and may be ticketed for traffic violations in the same manner as motor vehicles.
- (h) The number of occupants in any golf cart operated on city roads and streets shall be restricted to the number of seats on the golf cart. No occupants of a golf cart shall stand at any time while the golf cart is in motion.
- (j) It is prohibited for golf carts to tow any scooter, bicycle, skateboard, wagon or other conveyance.

(Ord. No. 20-11, § 2, 9-15-2020)



**Sec. 30-204. Application for approval of a golf cart community and/or golf cart permitted streets.**

- (a) The city commission may, upon its own initiative or upon petition of an applicant, direct city staff to create a map or other diagram delineating the boundaries of a golf cart community and/or golf cart permitted streets and to prepare the appropriate resolution to be presented to the city commission. Any such resolution shall be acted upon only following an advertised public hearing preceded by at least seven days' notice thereof.
- (b) To receive approval, any resolution proposed under this article must include the requisite legislative findings as required by F.S. § 316.212, and a plan for the placement of the requisite signage within the golf cart community and the golf cart permitted streets.
- (c) The city commission may approve or disapprove any resolution presented under this article based upon its legislative determination as to whether golf carts may safely travel on or cross the public road or street, considering factors including the speed, volume and character of motor vehicles using the road or street and such other factors as the city commission may deem appropriate, including input received at any public hearing.
- (d) The city commission may by resolution rescind a previously adopted resolution if the city commission determines that the operation of golf carts within any such golf cart community and/or golf cart permitted streets would constitute or has become a danger or detriment to the health, safety, welfare, or character of the community or the surrounding area. Any such resolution shall be acted upon only following an advertised public hearing preceded by at least seven days' notice thereof.

(Ord. No. 20-11, § 2, 9-15-2020)

**Sec. 30-205. Age regulations.**

- (a) It shall be unlawful for an unlicensed driver under 18 years of age to operate a golf cart within the city.
- (b) Notwithstanding subsection (a), an unlicensed driver under 18 years of age who possesses a valid state-issued learner's permit may operate a golf cart shall be permitted to operate a golf cart within the city subject to the following requirements:
  - (1) The unlicensed driver under 18 years of age must be accompanied by another person who is at least 21 years of age and who holds a valid state-issued driver's license.
  - (2) The person accompanying the unlicensed driver under 18 years of age must occupy seat immediately to the right of the unlicensed driver.
  - (3) Except for the licensed occupant described in section 30-205(b)(1), an unlicensed driver shall not operate a golf cart occupied by passengers.
  - (4) An unlicensed driver shall not operate a golf cart between **thirty minutes before or after** sunset and sunrise.

(Ord. No. 20-11, § 2, 9-15-2020)

**Sec. 30-206. Signage.**

The city shall provide proper signage pursuant to F.S. § 316.212(1), within 30 days of approval of a resolution to allow golf carts to be operated within a golf cart community or on a golf cart permitted street.

It shall not be a defense to any enforcement action under the provisions of this article, in any forum or of any type or nature, that signage was not in place or was not noticed or understood by an operator of a golf cart.

The posting or failure to post signage under the provisions of this article shall not be the basis of any liability of any type or nature against the city or any of its officials, officers or employees.

(Ord. No. 20-11, § 2, 9-15-2020)

**Sec. 30-207. Parking of golf carts.**

- (a) It shall be unlawful to park or leave unattended a golf cart in or upon a city street, right-of-way, sidewalk, or public park. Golf carts may not be parked upon private property that is not owned or leased by the owner of such golf cart without the permission of such private property owner.
- (b) Golf carts shall comply with all parking regulations set forth in this chapter.

(Ord. No. 20-11, § 2, 9-15-2020)

**Sec. 30-208. Indemnification**

- (a) Each person operating or riding on a golf cart on city streets and all person who are passengers in such golf carts does so at his own risk and must operate such vehicle with due regard for the safety and convenience of other motor vehicles, bicyclists and pedestrians.
- (b) The city in so designating certain city streets for the operation of the golf carts extends such operating privileges on the express condition that the operator of such golf carts undertakes such operation at his own risk and assumes sole liability for operating the vehicle on city streets and by such operation shall be deemed to agree to defend, release, indemnify and hold harmless the City of Belle Isle, its officials and employees for and regarding any and all claims, demands or damages of any nature whatsoever arising from such operation by any person against the City of Belle Isle.

(Ord. No. 20-11, § 2, 9-15-2020)

**Sec. 30-209. Compliance; enforcement.**

- (a) The City of Belle Isle Police Department shall have power and authority to enforce the provisions of this article. Any person found in violation of this article shall be issued a City of Belle Isle Civil Citation (or notice of violation).
- (b) In addition to any fine levied under this article, the city may bring civil suit to restrain, enjoin or otherwise prevent the violation of this article in a court of competent jurisdiction. If the city brings suit to restrain or enjoin or to otherwise prevent the violation of this article, the city is entitled to recover its reasonable attorneys' fees and court costs from the named defendant in the action.

(Ord. No. 20-11, § 2, 9-15-2020)

**Sec. 30-210. Violations; penalties.**

- (a) With the exception of section 30-207, violations of this article shall constitute a non-criminal infraction punishable pursuant to the provisions of F.S. § 316.212(9). The use of a golf cart resulting in violations of the Florida "Uniform Traffic Control" statute and the Florida "Uniform Disposition of Traffic Infractions Act" are punishable pursuant to F.S. chs. 316, 318, and 319, as applicable.

(b) *Violations.*

- (1) Violations of section 30-203(a), (d), and (f) shall be a noncriminal traffic violation, punishable pursuant to F.S. ch. 318, as a moving violation.
  - (2) Violations of section 30-203(e) shall be a noncriminal traffic violation punishable pursuant to F.S. ch. 318, as a nonmoving violation.
  - (3) Violations of section 30-205 shall be punishable by a \$100.00 fine.
  - (4) Violations of section 30-207 shall be punishable in accordance with the provisions article III of chapter 30 of this Code in the same manner as motor vehicle parking violations.
- (c) Unless specifically provided otherwise by Florida law or this Code, a violation of this article shall be punishable by a fine in the amount of \$100.00.
- (d) Any person receiving civil citation pursuant to this article shall, within 21 days of the date of the notice of violation, pay the assessed civil penalty pursuant to instructions on the notice of violation contest (or appeal) the notice of violation pursuant to the procedures set forth in the notice of violation.
- (e) **The owner of a golf cart is responsible and liable for payment of any fine unless the owner furnishes clear and convincing evidence that the golf cart was, at the time of the violation, in the care, custody or control of another person. In such instances, the owner of the golf cart is required to, within a reasonable period of time as determined by the city, furnish the city with an affidavit setting forth the name, address and driver's license number of the person who leased, rented or otherwise had the care, custody or control of the golf cart. The affidavit submitted shall be admissible in a proceeding charging a violation and raises the rebuttable presumption that the person identified in the affidavit is responsible for payment of the fine. The owner of the golf cart is not responsible for a violation if the golf cart involved was, at the time of the violation, stolen, but in all other cases a rebuttable presumption shall exist that the owner is the violator and owes the fine to the city.**

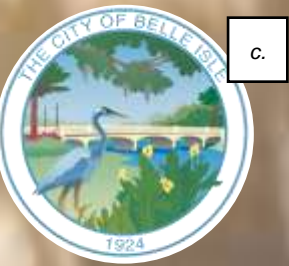
(Ord. No. 20-11, § 2, 9-15-2020)

**Sec. 30-211. Appeals.**

- (a) The chief of police may void or dismiss the notice of violation being appealed if the chief of police or his designee determines based on a review of the appeal that there does not exist probable cause to believe that the appellant committed a violation of this article.
- (b) If the chief of police voids or dismisses the notice of violation as aforesaid, then written notice of such action shall be provided to the person filing the appeal.
- (c) If the decision of the chief is appealed, the appeal will follow the procedures pursuant to section 30-76.

(Ord. No. 20-11, § 2, 9-15-2020)



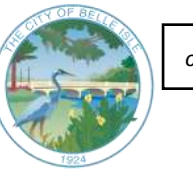


# GOLF CARTS

*Discussion only*

Before embarking on a golf cart excursion, take a moment to review the pertinent laws and guidelines. By doing so, you will safeguard your well-being and contribute to the overall safety of the community.





# *Discussion only* **UNDERSTANDING THE RULES OF THE ROAD**



## **GOLF CART COMMUNITY**

Ordinance 20-11

Before hopping into a golf cart for a spin, it's important to familiarize yourself with the laws governing their use. The Belle Isle Police Department (BIPD) urges golf cart owners and drivers to understand the laws pertaining to golf carts to ensure safe and lawful operation. Just because a golf cart is deemed "street legal" doesn't grant carte blanche access to any thoroughfare. Each County and State has its own set of regulations, and it's incumbent upon drivers to adhere to these guidelines diligently.



# CALL TO ACTION RESPONSIBLE DRIVING

Familiarizing oneself with city ordinances and county and state regulations, such as those outlined by the BIPD, is the first step toward responsible golf cart operation.

*Discussion only*



## AUTHORIZED DRIVERS

**A licensed & insured driver over age 18.**

An unlicensed driver over the age of 18 may only operate the golf cart between sunrise and sunset and must be accompanied by a licensed driver over 21 years of age in the front passenger's seat with no other passengers.



## ORDINANCE HIGHLIGHTS

**Attention Belle Isle Residents:**

You must adhere to the city's ordinances (ORD 21-09) when operating a golf cart within the City of Belle Isle. Once you enter areas governed by Orange County, county regulations apply.

### Belle Isle Golf Cart Ordinance Highlights:

**Safety Equipment:** Ensure your golf cart has the necessary safety features as local and state laws require. Please visit the City of Belle Isle's official website for detailed information and a map of approved golf cart routes. Designated roads identified by the City as being safe for the operation of golf carts in accordance with all requirements:

- There are "Golf Cart Permitted Streets" within the City that permit the use of golf carts. These are indicated with signs as well.
- It is unlawful to operate a golf cart on any road with a speed limit of 30 mph or more.
- It is unlawful to cross over any road with a speed limit of 35 mph or more unless at an intersection with a traffic control device or at a designated crosswalk
- It is unlawful to operate a golf cart on any state highways or County Roads that are not marked for golf cart use.
- Golf carts may only be operated between the hours of sunrise and sunset by authorized drivers unless the vehicle is equipped with:
  - headlights, turn signals, brake lights,
  - red reflective tape/reflector on the front & back of the vehicle, and a windshield.



# KEY ROADS

# OUTSIDE BELLE ISLE

CITY OF BELLE ISLE  
BELLE ISLE POLICE DEPARTMENT



*Discussion only*

- Conway Road
- Matchett Road (north of Nela Avenue)
- Nela Avenue (west of Matchett Road)
- Gondola Drive (south of Perkins Road)
- Hansel Avenue  
(south of Wallace Street and north of Wilks Avenue)
- Randolph Avenue (north of Wilks Avenue)
- Randolph Avenue (south of Wallace Street)
- Hoffner Avenue (west of Embassy Street)
- Orange Avenue
- Wallace Street  
(between Randolph Avenue and Matchett Road)

Please remember that these roads are under Orange County's jurisdiction, and county ordinances regarding golf cart usage must be followed when operating on them.

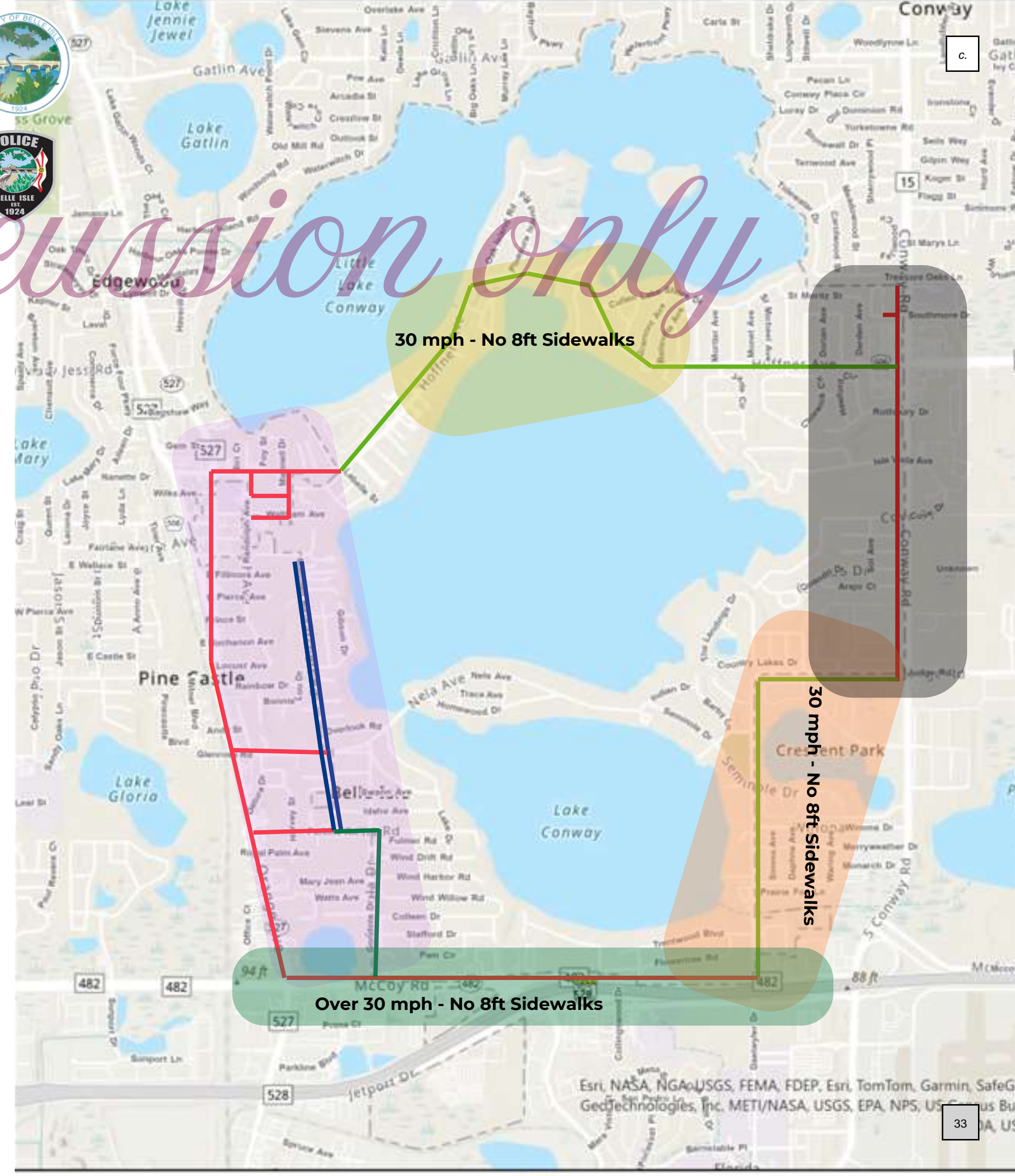
--- Belle Isle City Limits

\_\_\_ No Carts Allowed on Sidewalk or Street

\_\_\_ County Approved ONLY Golf Cart Road

\_\_\_ Carts Allowed on Sidewalk ONLY

For all other roads within the City of Belle Isle, golf carts are permitted.





# ORANGE COUNTY GOLF CART ORDINANCE

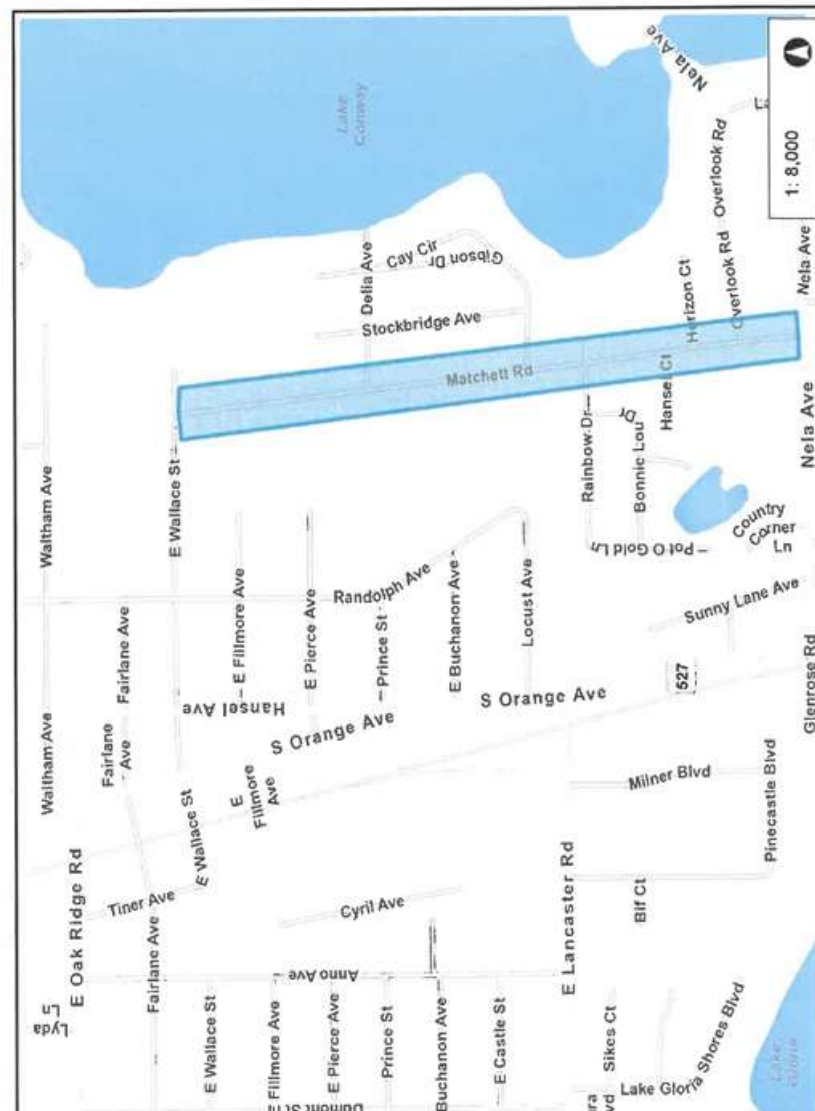


## Discussion only

Always verify the jurisdiction and corresponding regulations of the roads you plan to travel with your golf cart. Adhering to the appropriate ordinances ensures your safety and compliance with local laws.



Matchett Road  
Consent Agenda District Map



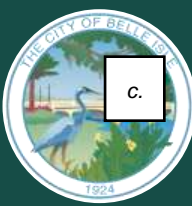
Designation for Golf Carts  
District 3: Commissioner Mayra Uribe

### Orange County Golf Cart Ordinance Highlights:

- Designated Streets: Golf carts are permitted only on specific county roads designated for such use. In the Belle Isle area, this includes:
  - Matchett Road (north of Nela Avenue)
  - Wallace Street (between Randolph Avenue and Matchett Road)
- Child Safety Requirements: Children Under 6 Years Old: Prohibited from being transported in a golf cart unless the child is secured in a crash-tested, federally approved child restraint device as specified in Florida Statutes § 316.613(1)(a).
- Age Requirements:
  - Operators Under 18: Must possess a valid learner's permit or driver's license.
  - Operators 18 and Older: Must have a valid government-issued photo ID.
- Safety Equipment: Golf carts must have efficient brakes, reliable steering, safe tires, a rearview mirror, and red reflectorized warning devices in the front and rear.

Please take a look at the county's Code for comprehensive details on Orange County's regulations-Ordinance 2020-07 & 2022-23  
[http://www.municode.com/fl/orange\\_county/codes/code\\_of\\_ordinance](http://www.municode.com/fl/orange_county/codes/code_of_ordinance)





CITY OF BELLE ISLE  
BELLE ISLE POLICE DEPARTMENT



# GOLF CART SAFETY INSPECTION

The Belle Isle Police Department shall inspect the golf cart to ensure the required equipment is installed and working correctly.

**Annual Fee of \$25.00 (Oct 1-Sept 30)**

If the golf cart fails inspection, each additional inspection will be \$5.00. The decal will be displayed on the lower left of the front windshield.



## GOLF CART DAILY INSPECTION CHECKLIST


Date: \_\_\_\_\_ Time: \_\_\_\_\_  
 Model: \_\_\_\_\_ Serial Number: \_\_\_\_\_  
 Inspector's Name: \_\_\_\_\_

You Can Use This Checklist for Both Electric and Gas Golf Carts

Instruction: 1=Good 2=Poor 3=Fair

| Visual Inspection        | 1 | 2 | 3 | Tires & Brakes              | 1 | 2 |
|--------------------------|---|---|---|-----------------------------|---|---|
| Overall cleanliness      |   |   |   | Tire condition and pressure |   |   |
| Body and frame condition |   |   |   | Brake function              |   |   |
| Seat and roof condition  |   |   |   | Parking brake function      |   |   |
| Windshield and mirrors   |   |   |   |                             |   |   |
| Operational Inspection   | 1 | 2 | 3 |                             |   |   |
| Steering and suspension  |   |   |   |                             |   |   |

100 PAGES reverse



Call the Belle Isle Police Department  
to make an appointment  
Monday through Friday, 8 am - 3 pm  
**Office: 407-240-2473**

Name : \_\_\_\_\_  
Golf Cart Number : \_\_\_\_\_  
Golf Cart Model : \_\_\_\_\_

*Discussion over*





# GOLF CART EQUIPPED SAFETY FEATURES & DECAL

The Permittee acknowledges the following in order to receive this permit: All persons who operate or ride in golf carts on city roads do so at their own risk and peril and must be observant of and attentive to the safety of themselves and others, including their passengers, other motorists, bicyclists, and pedestrians. The City of Belle Isle has no liability under the theory of law for permitting golf carts to be operated on city roads. Any person who operates a golf cart is responsible for procuring liability insurance as required under the City of Belle Isle Code of Ordinances. Chapter 30 outlines the requirements and conditions for golf cart operation.

**Note: You will be required to schedule for a reinspection before renewal of Golf Cart Decal. Effective October 1, 2022, all issued golf cart decals will be \$25.00, not prorated. They will be valid for one year, October 1-September 30.**

*Discussion only*

## Guide to Owning LOW SPEED VEHICLES

A low speed vehicle (LSV) is a vehicle with a top speed greater than 20 MPH, but not greater than 25 MPH. **LSVs must be registered, titled and insured** with personal injury protection (PIP) and property damage liability (PDL) insurance. **Any person operating an LSV must have a valid driver license. LSVs may only be operated on streets where the posted speed limit is 35 MPH or less.**

LSVs must be equipped with the following safety equipment:



Belle Isle City Code Article VI, Chapter 30, Sec. 30-201 to 30-211 outlines the Belle Isle Golf Cart Ordinance.  
<https://www.belleislefl.gov/community/page/golf-carts>

# GOLF CARTS ON CITY STREETS

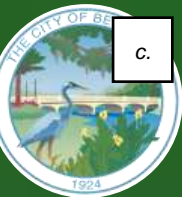
## FLHSM CONSUMER EDUCATION

Golf carts are defined in [section 320.01\(22\), Florida Statutes](#), as “a motor vehicle that is designed and manufactured for operation on a golf course for sporting or recreational purposes, and that is not capable of exceeding speeds of 20 miles per hour.” **Golf carts may be operated on roadways designated for golf carts with a posted speed limit of 30 mph or less.** Golf carts may also cross a portion of a county road that intersects a roadway that is approved for golf carts, or that intersects a golf course or mobile home park. In both examples, the roadway should have signs posted that golf carts share the roadway. The operation of golf carts on roads must comply with any more restrictive ordinances enacted by the local government and should be verified prior to operating these vehicles.

Beginning October 1, 2023, a person operating a golf cart on public roads or streets who is under 18 years of age must possess a valid learner’s driver’s license or valid driver’s license, and a person who is 18 years of age or older must have a valid form of government-issued photographic identification.

## IS YOUR GOLF CART OPERATED LEGALLY?

CITY OF BELLE ISLE  
BELLE ISLE POLICE DEPARTMENT



Must be registered annually with the City Clerk (Oct 1-Sept 30)

Only allowed on streets with a speed limit of 30 mph or less

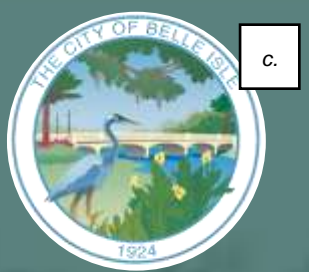
Must be equipped with safety features and operated during daylight hours only

Call the BIPD to make an appointment at 407-240-2473



**GOLF CARTS  
2025**

**CITY OF BELLE ISLE  
BELLE ISLE POLICE DEPARTMENT**



**THANK YOU**

*Discussion only*

**WWW.BELLEISLEFL.GOV**

**CITY OF BELLE SLE, FLORIDA  
CITY COUNCIL AGENDA ITEM COVER SHEET**

Meeting Date: March 18, 2025  
To: Honorable Mayor and City Council Members  
From: Rick J. Rudometkin, City Manager  
Subject: Tree Board Ordinance, Fee and Permit Updates

Background:  
The City Council has asked the Tree Board to come up with updates to the city permit application and fees, as well as small changes to the current ordinance. The council has discussed this previously and it is back for possible approval.

Staff Recommendation:  
Approve the changes as recommended by staff and the hard work of the Tree Board.

Suggested Motion:  
**I move to approve the changes and updates to the city permit application and fees, as well as small changes to the current ordinance as recommended by staff and the hard work of the Tree Board.**

Alternatives: Do not approve

Fiscal Impact:  
Possible fee increase revenue to the city

Attachments:  
Permit application  
Sample Ordinance language  
Fee schedule

Tree Advisory Board’s suggested changes to Council

Sec. 48-63 Tree Protection

- (d)(1) No tree with a DBH of ~~six~~ (four) inches or greater, shall be removed from any developed property.
- (d)(2) Land clearing for development shall occur in the city ~~without~~ (only after) the owner first ~~obtaining~~ (obtained) a permit from the City.
- (d)(3)d. Identify location, DBH, names and height of all individual trees, which are ~~six~~ (four) inches DBH or greater.
- (d)(3)h. All trees scheduled ...
  - In the last part of this section, it states that any resident that is denied a permit for removal of a tree by the City Manager can come to the Tree Board for an appeal. *Remove this section from the ordinance.*
- (d)(4) Use of unregistered tree service. Change the last sentence to read as follows: “ ... as an irreversible violation subject to imposition of a fine ~~not to exceed \$5,000.00 per violation~~ (according to the fee schedule for tree removal without a permit).”
- (d)(7) Replacement of trees. Reword paragraph to: “Any REQUIRED replacement tree(s) MUST be done in accordance with this chart.”
- (d)(7) Chart: Number of Replacement Trees (ADD the following: “each with a minimum DBH of four (4) inches”)

The Tree Board would like to add the following to our BI Tree Removal Permit Application-Developed Property.

- Removal of a tree with a DBH of 24 inches or greater MUST have the approval of the Tree Advisory Board PRIOR to receiving a Tree Removal Permit for a Developed Property.

# CITY OF BELLE SLE, FLORIDA CITY COUNCIL AGENDA ITEM COVER SHEET

**Meeting Date:** March 18, 2025 (November 19<sup>th</sup>, 2024)  
**To:** Honorable Mayor and City Council Members  
**From:** Richard Weinsier, Tree Board Chairman  
**Subject:** Requested Changes to the Tree Removal Application

## Tree Removal Permit Application - Developed Property

*Tree Removal permits are required to meet the conditions under the  
**Ordinance CH 48, ART III, SEC 48-63 – HB 1159**  
Tree Protection - [www.municode.com](http://www.municode.com)*

|                                    |                         |
|------------------------------------|-------------------------|
| Parcel ID                          | Permit #                |
| Property Owner's Name              | Owner's Phone Number    |
| Property Address                   |                         |
| Party Responsible for Tree Removal | Contractor Phone Number |

**Fine for an UNAUTHORIZED removal of a HEALTHY tree with a Diameter at Breast Height (DBH) from 4" to 24" is \$100 PER INCH. A LEGACY tree with a DBH over 24" is \$200 PER INCH.**  
**This permit needs Tree Board approval to remove a HEALTHY tree with DBH of 24" or more.**

Reason for Removal Request

|  |  |
|--|--|
| <p><b><u>Attach to this permit</u></b></p> <ol style="list-style-type: none"> <li><b>\$35 fee.</b></li> <li>ISA Certified Arborist/Landscape Architect report with species and DBH of a tree(s) to be removed.</li> <li>Map/Survey showing the location of tree(s) to be removed.</li> </ol> <p><b><u>Submit to City</u></b></p> <ol style="list-style-type: none"> <li>Plan specifying location and type of replacement tree(s), <b>if required.</b></li> </ol> <p><b><u>Commercial Tree Service</u> must</b></p> <ol style="list-style-type: none"> <li>Be registered with the City before doing any work. Registration application form is available at <a href="http://www.belleislefl.gov">www.belleislefl.gov</a>.</li> <li>Remove all tree debris.</li> </ol> | <p><b><u>Understand that</u></b></p> <ol style="list-style-type: none"> <li>This entire permit must be posted at a job site that is valid for six (6) months.</li> <li><b>If a Arborist is required, resident will bear the cost.</b> Arborist's report will certify whether the criteria for tree removal are met.</li> <li>Arborist's fee is non-refundable whether the permit application is approved or denied.</li> <li>Tree(s) requested for removal must be <b>visibly marked with large red "X"</b> for identification.</li> <li>Replacement tree(s) must be planted while this permit is valid, inspected by Code Enforcement, and meets the requirements of the Belle Isle ordinance.</li> <li><b>Replacement tree(s) will be inspected by Code Enforcement one (1) year after replacement date.</b></li> <li>The fine for a violation of the Tree Ordinance:       <ul style="list-style-type: none"> <li><b>For a tree with a DBH from 4" to 24" is \$100 per inch.</b></li> <li><b>For a tree with a DBH over 24" is \$200 per inch.</b></li> </ul> </li> </ol> |
|--|--|

**APPLICANT CERTIFICATION** (Owner or Applicant acting as Owner's Representative): I certify that all information supplied with this application is true and accurate to the best of my knowledge and belief.

|               |                   |      |
|---------------|-------------------|------|
| Owner - Print | Owner's Signature | Date |
|---------------|-------------------|------|

**FOR OFFICE USE**

|  |     |    |                           |   |
|--|-----|----|---------------------------|---|
| Arborist / Hazardous Tree Report Received<br>If yes, no application fee is required. ISA # | YES | NO | ZONING APPROVED SIGNATURE | APPLICATION FEE: <b>\$35</b><br>TYPE OF PAYMENT |
|--|-----|----|---------------------------|---|

Please refer to the Code of Ordinances of Belle Isle, Florida, at [www.municiode.com](http://www.municiode.com) to view a full copy of the City Ordinance Chapter 48, Art 111, Section 48-63(d). Tree Protection – HB 1159.

**NO permit/fee is required if a report or documentation from an arborist certified by the International Society of Arboriculture or a Florida licensed landscape architect is provided that demonstrates the tree's danger to person or property. Documentation must be provided to the City within ten days of receipt.**

**A HEALTHY tree CANNOT be removed unless one of the following circumstances exists:**

1. The location of the tree restricts the opening of a street or road right-of-way.
2. The location of the tree restricts the construction of utility lines or drainage facilities.
3. The location of the tree restricts access to the property.
4. The area of the tree restricts the use of the property consistent with all other city regulations.
5. The selective removal of up to 25% of existing trees with a diameter at breast height (DBH) of less than **four** inches to provide increased light and air circulation.
6. Removal of the tree is required, in writing, by the homeowners' insurance company or proposed insurance company.

**Replacement Trees MUST** have a minimum DBH of four inches **and be done according to this chart.**

| DBH of Removal Tree                    | Number of Replacement Trees |
|--|-----------------------------|
| <b>4' up to but not including 12"</b>  | 1                           |
| <b>12' up to but not including 18"</b> | 2                           |
| 18-inches or greater                   | 3                           |

**Restricted Tree List**

- **Brazilian Pepper and Camphor**
- **Chinese Tallow**
- **Melaleuca (Paper Bark) and Mimosa (Silk Tree)**

**Suggested Tree List<sup>1</sup>**

<sup>1</sup> Additional varieties of trees are suitable for Central Florida. Please contact UF/IFAS Extension Orange County Office at 407-254-9200 or [orange@ifas.ufl.edu](mailto:orange@ifas.ufl.edu)

**Tall Shade Trees (mature height of 50-70+ feet)**

- Bald Cypress
- Hickory
- Oaks (Sand Live, Shumard, Swamp Chestnut, Willow, Nuttal, Overcup)
- Podocarpus
- Pond Cypress
- Red Cedar
- Red Maple and Cultivars
- Southern Live Oak and Cultivars
- Southern Magnolia and Cultivars
- Sugarberry
- Tulip Poplar
- Sweetgum
- Sycamore
- Pine (Longleaf, Slash)

**Medium Trees (mature height of 30-45 feet)**

- American Hornbeam
- Cherry Laurel
- Elms (Allee, Drake, Winged)
- Dogwood
- Jerusalem Thorn
- Magnolia (Bracken Brown, Beauty, Little Gem, Sweet Bay)
- Redbud
- Riverbirch (Duraheat)
- Southern Red Cedar
- Tabebuia (Pink Trumpet) and Fringe

**Understory Trees (mature height of 15-25 feet)**

- Bottlebrush
- Crape Myrtle
- Plum (Chicksaw, Flatwoods)
- Japanese Blueberry
- Ligustrum
- Orchid Tree
- Tabebuia (Golden Trumpet)
- Tibouchina (Purple Glory Tree) Walter's
- Viburnum and Wax Myrtle
- Weaver's White – Flowering Dogwood
- Holly (Dahoon, Yaupon, Eagleston)



**CITY OF BELLE SLE, FLORIDA  
CITY COUNCIL AGENDA ITEM COVER SHEET**

Meeting Date: March 18, 2025  
To: Honorable Mayor and City Council Members  
From: Rick J. Rudometkin, City Manager  
Subject: District 3 & 4 Commissioner Vacancies, approval to post.

Background:  
Per the city's Muni Code, A vacancy on the council shall be filled by the council appointing a candidate where the vacancy has occurred. The council shall direct the city manager to post the vacancy on the city website and at city hall.

District 3 & 4 will be vacant, and we need to post for those 2 seats so the council can appoint commissioners to fill those seats.

Staff Recommendation:  
Approve to post for District 3 & 4, asap.

Suggested Motion: I move to direct the city manager to post District 3 & 4 Commissioner seats asap.

Alternatives: None at this time

Fiscal Impact: N/A

Attachments:  
Municode language

• **Sec. 3.07. - Vacancies; forfeiture of office; filling of vacancies.**

Misses four (4) regularly scheduled council meetings in a twelve-month period from first Tuesday of April of each year, without being excused as specifically approved by the council for each absence.

*Filling of vacancies:* A vacancy on the council whether of a commissioner or mayor shall be filled by the council appointing a candidate where the vacancy has occurred.

The council shall direct the city manager to post the vacancy on the city website and at city hall. The city manager shall provide and process applications for the vacancy, review the application for completeness, and provide the completed applications to the city clerk. City clerk shall verify that the applicant satisfies the residency and qualifications requirements to hold the office as indicated in this Charter and under state law, and all public disclosure requirements for any elected official that may be required under state law, this Charter or other applicable law. City manager and city clerk shall then submit the applications to the city council for review, consideration or approval.

City council may interview all or a portion of the applicants if it so desires. The method and manner of selection of the applicant to fill the vacancy shall be in the council's discretion. Majority vote of the council at a public hearing shall approve the new member to fill the vacancy. The selected applicant must agree to accept the position and comply with all applicable state, local or municipal laws, rules, charters or ordinances including all public disclosure requirements. If not, the council shall select another applicant for the vacancy.

The filling of the office shall be completed within one month (30 days) of the date that the council seat or office of mayor was vacated. After the seat has been filled, the newly appointed commissioner or mayor shall hold the applicable office until the next regular election for that office.

If the 30-day time period for filling the vacant office expires before the office is filled, whether by failure of a candidate to properly qualify for the vacant office or by failure of the city council to approve the candidate by majority vote, the time period for filling the vacancy shall be extended by 30 days, and if necessary shall be extended for an additional 30 days.

*Extraordinary vacancies:* In the event that all commissioners are removed by death, disability, resignation or forfeiture of office, the governor shall appoint an interim council who shall immediately call for a special election to be held within ninety (90) days.

(Ord. No. 17-17, §§ 8, 10, 12-5-2017, App. at Ref. 3-13-2018)

**State Law reference—** Mandate to provide for filling of vacancies in elective offices, F.S. § 166.031(6).

## City Manager Work Plan:

- Committees

We have seats open on our P&Z board and Special Events Committee. We need volunteers for these and are looking for help from the council to spread the word so we can have seats filled, and other committee seats filled.

- 3904 Arajo condemnation:

City Council approved on October 15<sup>th</sup>, 2024, the Order of Condemnation and Removal of Hazardous Condition. The council has approved a contractor to demolish the area. A resident wants to buy and fix the property. The buyer will be at the March 18<sup>th</sup> council meeting.

- Golf Cart Ordinance update:

The Golf Cart Ordinance is being brought to the council on March 18<sup>th</sup> for discussion with changes and attachments.

- City Planner Position:

We have contracted with April Fisher to be the interim city planner. We have some ideas on that position that will be brought to the council in a future meeting.

- Hurricane Milton:

We are almost done having meetings with FEMA. Our Vendor has been paid for the debris clean-up with documentation reconciled/validated by the city and vendor. Destruction of the debris pile is completed, and the vendor has been paid as well. We will be seeking reimbursement for the costs associated with Milton for Category A&B. There will be meetings with the state as we start the process of seeking reimbursement.

- Hurricane Ian:

We have met with KPMG and Florida DEP on what is required to apply for our possible reimbursement that has been ongoing now for almost 2 1/2 years. Due to some issues on the state's end, we have re-established communication and are trying to procure documentation to justify the invoices paid. We might not receive full reimbursement due to a lack of documentation and load ticket discrepancies. The council has approved the CM to conduct a preliminary investigation to inquire about the events that took place. We are almost complete with interviews and documentation collection. There has been cooperation between all parties. Social media has been active.

- Revenue stream needs:

We are working with the Budget Committee to come up with revenue stream options for the increased expenditures from the OCFD millage increase and our 5-year CIP project list. We will do a road show to explain to the residents the "why".

We also are completing a rate study to look at increasing stormwater fees for the next FY. We have needs to continue with maintenance/projects and are looking to fund these needs.

- Annexation:

We are working with Orange County to put in place a planning agreement to help with future annexation possibilities to grow the footprint of Belle Isle. This agreement needs to be in place for us to have the ability to annex in the future. We have submitted a new annexation map showing our wish list and areas we would like to annex. This will be part of our planning agreement with the county.

- RFP's:

RFPs will go out for items. They include Lobbying Services, IT Services, Audit Services, etc., to name a few. We are looking at other contracts and services. This will clean up our contract list and streamline the processes. The Audit RFP is ready to go out.

- City Hall renovation:

The renovation is almost complete. The inside painting is being scheduled.

- Property Acquisition/Municipal Complex

We will have a workshop to discuss this property and the future of our municipal complex. The environmental study for the 20.5-acre property on Conway and Judge is completed by Bio-Tech. We have met with Bio-tech for the initial discussion of the report. The concept for our current location needs to be funded and a final location needs to be determined to save on cost. Also, deciding on whether to move forward on the Conway property or not, is essential to move forward.

- Comp Plan/Water Plan Update:

The council in January approved the Comp Plan and water plan! By approving this, we will now have a living document to refer to as we move into the future. It has been submitted to the state and other agencies. The water plan is on for March 18.

- Stormwater Grant:

We have been confirmed for money for this grant application from Congressman Soto's office. The amount currently confirmed is \$850k. This amount could go up as this moves forward through the process in the state's budget process. We will have more information once the state contacts us for more information.

- Purchasing Policy

The Purchasing Policy has been updated with our purchasing thresholds modified and some other language being looked at. It is being reviewed by the finance director and then follow-up comments will be made, then it will be presented to the council for adoption.

- Resilient Florida Grant - 23PLN26, Belle Isle Vulnerability Assessment.

This grant is funded at \$115k for the City of Belle Isle including a \$35k match. The final agreement has been signed. We will contact a consultant to administer this grant process and fulfill the grant requirements.

- Judge/Daetwyler Dr. Transportation Grant:

Congressman Soto’s office presented us with a check for \$745k for street improvements to improve multi-use path(s), for pedestrians and bicyclists, road improvements, etc. We hope to start the project this year. This grant was programmed in the state’s last year’s budget, and we are waiting on the state to contact us to solidify the grant agreement.

- Updating and closing previous grants and reimbursements from FEMA, Florida PA, and Florida DEP:

SOL Ave grant will be reimbursed hopefully by April of this year. The final agreement has been signed. We are working to provide information and update quarterly reports that have not been updated previously. We have only a few items left to fill out and are waiting on a response from Florida DEP for the information we have provided.

- Lancaster House Update:

CCA has approval by their board for the carveout document. They have 51% of the bondholder’s approval. They are sending the final agreement to the city. We will look at the agreement to make sure it is the one we sent them from our attorney.

- Hoffner Ave Traffic Improvements Grant:

The city has the fully executed State Funded Grant Agreement, (SFGA agreement) between the city and the Florida Department of Transportation (FDOT) for **453225-1-54-01 (FY24) SFGA, Hoffner Ave Traffic Improvements, \$1.5M.** We are working on setting up a meeting with the county to talk about a financial partnership to make these improvements on Hoffner. The city has no match money for this project. To move forward, a revenue stream will have to be recognized and approved. We are hopeful that having the grant funding, OC partnering and a revenue stream installed will be enough to start this project and get it underway. We are also looking at other state grant funding for this.