



city council agenda

Agenda
May 15, 2018 * 6:30 PM
City Council Meeting

City Hall Chambers 1600 Nela Avenue

Lydia Pisano Mayor	Kurt Ardaman City Attorney	Bob Francis City Manager	Ed Gold District 1	Anthony Carugno District 2	Jeremy Weinsier District 3	Mike Sims District 4	Harv Readey District 5	Jim Partin District 6	Sue Nielsen District 7
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Welcome

Welcome to the City of Belle Isle City Council meeting. Agendas and all backup material supporting each agenda item are available in the City Clerk's office or on the city's website at cityofbelleislefl.org.

1. Call to Order and Confirmation of Quorum
2. Invocation and Pledge to Flag - Mike Sims, Commissioner District 4
3. Consent Items
 - a. Approval of the City Council meeting minutes for May 1, 2018 – Page 2

4. Citizen's Comments

Persons desiring to address the Council MUST complete and provide to the City Clerk a yellow "Request to Speak" form located by the door. After being recognized by the Mayor, persons are asked to come forward and speak from the lectern, state their name and address, and direct all remarks to the Council as a body and not to individual members of the Council, staff or audience. **Citizen comments and each section of the agenda where public comment is allowed are limited to three (3) minutes.** Questions will be referred to staff and should be answered by staff within a reasonable period of time following the date of the meeting. Order and decorum will be preserved at all meetings. Personal, impertinent or slanderous remarks are not permitted. Thank you.

5. Unfinished Business

- a. Discussion of Short Term Rentals– Page 9

6. New Business

- a. Discussion on Parking (requested by Mayor Pisano) - Page 12
- b. Discussion on adopting Orange County Fertilizer Ordinance - Page 13
- c. Discussion of possible traffic changes at WaWa area – Page 26
- d. Approval of BING Grant for Lake Conway Shores Pavilion – Page 27

7. Attorney's Report

8. City Manager's Report

- a. Report on NAV Board meeting – Page 31
- b. AAR – Arbor Day Celebration – Page 40
- c. Notice of Appeal submitted by Greg Gent regarding approval of the 7020 Seminole Drive Lot Split - Page 44
- d. Issues Log – Page 47
- e. Chief's Report

9. Mayor's Report

10. Council Reports

11. Adjournment

"If a person decides to appeal any decision made by the Council with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings, and that, for such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based." (F. S. 286.0105). "Persons with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk's Office (407-851-7730) at least 48 hours in advance of the meeting." –Page 1 of 50



city council minutes

MINUTES May 1, 2018 City Council Regular Session: Regular Session 6:30pm

The Belle Isle City Council met in a regular session on May 1, 2018 at 6:30 p.m. at the City Hall Chambers located at 1600 Nela Avenue, Belle Isle, FL 32809.

Present was:

Mayor Lydia Pisano
Vice Mayor/Commissioner Harvey Readey
Commissioner Anthony Carugno
Commissioner Jeremy Weinsier
Commissioner Mike Sims
Commissioner Jim Partin
Commissioner Sue Nielsen

Absent was:

Commissioner Gold (*arrived 6:45pm*)

Also present was City Manager Bob Francis, Attorney Kurt Ardaman, Chief Houston, Finance Manager Tracey Richardson, Admin Assistant Heidi Peacock and City Clerk Yolanda Quiceno.

CALL TO ORDER

Mayor Pisano called the regular session to order at 6:30pm and the City Clerk confirmed quorum. Comm Weinsier gave the invocation and led the Pledge to the flag.

CAFR PRESENTATION

Tracey Richardson, Finance Manager for the City, welcomed and introduced Matt Lee, Auditor from McDirmit Davis.

Mr. Lee gave an overview of the CAFR highlights for 2017-2018 as follows,

- Audit Opinion – unmodified
- General Fund balance decreased \$63k to \$2.49m. Unassigned fund balance is \$2.28m, or 40% of 2017 expenditures.
- Irma expenditures through 9/30/17 of \$733k.
- Stormwater fund increased \$59k, to \$664k.
- Charter schools no longer presented as blended component units due to change in board composition.
- Management comment from 2016 regarding segregation of duties has been repeated.

Comm Nielsen asked for clarification on the reporting of the school funds and how it will be shown on the City budgeting reports. Mr. Lee said the Charter School is still a component of the City. The City continues to be responsible for the Bond and will be shown as a component unit in the Government Wide reporting and will not be co-mingled with the City's budget.

Comm Carugno asked if the City changes the Charter and continue to have the City Council on the School Board will the reporting go back as previous. Mr. Lee said yes, if the City changes the Charter School's Charter to allow City Council to also be the School Board the reporting of funds will be shown as major funds of the City.

There being no further comments, Mayor Pisano called for a motion to approve the CAFR as presented.

Comm Nielsen moved to accept the CAFR year ended September 30, 2017 as presented.

Vice Mayor Readey seconded the motion which passed unanimously 6:0.

APPOINTMENT OF VICE MAYOR

Mayor Pisano called for nominations for Vice Mayor.

Comm Nielsen moved to nominate Harvey Readey as Vice-Mayor.

Comm Sims seconded the motion which passed unanimously 6:0.

Comm Gold joined the meeting at 6:45pm.

CONSENT ITEMS

- a. Approval of the City Council meeting minutes for April 17, 2018
- b. Proclamation: Declaring May 2018 Neurofibromatosis (NF) Awareness Month
- c. Proclamation: Municipal City Clerk Week May 6-12, 2018
- d. Approval of FEMA contract

Comm Nielson motioned to pull Item d: Approval of FEMA Contract for discussion.

Comm Weinsier seconded the motion which passed unanimously 6:0.

Mayor Pisano called for approval of items a-c on the consent agenda.

Comm Weinsier motioned to approve Consent Items a, b and c as presented.

Comm Nielsen seconded the motion which passed unanimously 6:0.

Comm Nielsen asked for an overview of the FEMA contract before approval.

Mr. Francis said the City will start receiving FEMA reimbursement contracts on a regular basis to cover the total cost of expenditures. Mr. Francis asked if Council would prefer to pass a motion to give authority for approval to the standard contract seeking reimbursement or would Council prefer to approve as an agenda item as they are received.

After discussion, the Attorney's advice was to add the FEMA Contracts on the agenda for approval as they are received.

Comm Nielsen moved to approve the FEMA contracts as presented based on the Attorney's advice.

Comm Carugno seconded the motion for discussion.

After discussion, the motion passed unanimously 7:0.

Mayor Pisano read the City Clerk Week Proclamation and presented the Proclamation to the City Clerk.

CITIZEN COMMENTS

Mayor Pisano opened for citizen comments.

There being no comments, Mayor Pisano closed citizen comments.

UNFINISHED BUSINESS

ORDINANCE NO.18-04 - FIRST READING AND CONSIDERATION- AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA; AMENDING THE BELLE ISLE LAND DEVELOPMENT CODE, CHAPTER 48 ARTICLE II CONCERNING DOCK REGULATIONS, INCLUDING BUT NOT LIMITED TO PERMITTING, CRITERIA, EXCEPTIONS, REQUIREMENTS, MAINTENANCE, REPAIR, VARIANCES, APPLICATION PROCEDURES, DEFINITIONS, NONCONFORMING DOCKS, NUMBER, LOCATION, AND RELATED MATTERS; PROVIDING FINDINGS BY THE CITY COUNCIL; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Mayor Pisano opened for discussion.

Mr. Francis presented Ordinance 18-04 incorporation the changes discussed by City Council and the Planning & Zoning Board. He addressed two concerns,

1. Grandfathering docks loophole as addressed by a resident; and
2. 48-32 Design Criteria and setbacks addressing a 5 or 10 foot setback.

Mr. Francis first spoke on item #2 and provided pictures on an overhead showing a classic example of someone mooring a boat along side of a dock. He asked for Council discussion to approve a setback from 5 feet to 10 feet. If a resident requires anything less than 10 feet they will be able to apply for a variance which will force the City to send a letter to the surrounding neighbors letting them know of the request. This change can alleviate many problems for the Police Department and Code Enforcement who will need to enforce this code.

Vice Mayor Readey shared his concern with the placement of boat houses and is opposed to the 10 Foot request because most people on the lake will prefer to leave it at 5 feet.

Comm Gold stated that there were an overwhelming number of residents who shared their support for a 5 foot setback.

Comm Nielsen said she agrees with the residents input at the previous meeting and is in support with the 5 foot setback.

Comm Carugno shared his concern on the enforcement of this code. In addition, he asked for clarification on the terminal platform which will be added to the 10 foot request giving a total of 15ft for new docks.

Mr. Francis continued and addressed the change to grandfathering of docks located on page 9 as follows,

- Nonconforming "grandfathered" docks. A dock that was duly permitted and authorized by the County when under County jurisdiction, or duly permitted and authorized by the City under and that complied with a previous version of the City's dock regulations, which dock does not conform with the City's current dock regulations under this article, shall be considered a "grandfathered" dock and shall be an authorized legally non-conforming structure.

Comm Nielsen asked for clarification of the following to change as follows,

- Dock means any permanently fixed or floating structure, slip, platform (whether covered or uncovered) extending from the upland into the water, capable of use for boat mooring and other water-dependent recreational activities. The term "dock" also includes the area used to dock or moor a boat, and any device or structure detached from the land that is used for or is capable of use as a swimming or recreational platform, boat lift and/or for other water-dependent recreational activities, or as a platform for non-boating use. This term does not include any boat that is temporarily docked, moored, or anchored for less than 72 ~~consecutive~~ hours in a week.

City Clerk read Ordinance 18-04 by title.

Comm Gold motioned to advance Ordinance 18-04 to second reading and adoption.

Comm Carugno seconded the motion which passed unanimously 7:0.

LAKE CONWAY SHORES DRAINAGE PROJECT BID APPROVAL

Mr. Francis reported, based on the Engineer's report, the contractor has revised the plans decreasing the cost from a previous bid to \$396,372. With this increase it may cause a delay with other projects on St. Partin, Nela Road and Wind Drift until the new budget year in October. Lake Conway Shores has been waiting for quite some time and he recommends approval of the project. Council asked the possibility of any NAV Board funds. Mr. Francis said this is a type of stormwater project that may not be funded by the NAV Board.

After discussion, Comm Nielsen moved to approve the contract submitted by Price Construction in the amount of \$396,372 for the Lake Conway Shores Stormwater Project.

Comm Gold seconded the motion which passed unanimously 7:0.

ORDINANCE NO. 18-03 - FIRST READING AND CONSIDERATION - AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA APPROVING THE REZONING APPLICATION OF THE CITY OF BELLE ISLE, PROPERTY OWNER/APPLICANT OF "LOT 2 WALLACE STREET" AND REZONING THAT CERTAIN PROPERTY LOCATED ON WALLACE STREET, BELLE ISLE, FLORIDA, IDENTIFIED IN THE ORANGE COUNTY TAX ROLLS WITH PARCEL NUMBER 24-23-29-8977-00-021 MORE PARTICULARLY DESCRIBED IN ORANGE COUNTY RECORDS, ORANGE COUNTY, FLORIDA, FROM SINGLE-FAMILY DWELLING DISTRICT (R-1-AA) TO OPEN SPACE (OS); PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION AND AN EFFECTIVE DATE.

City Clerk read Ordinance 18-03 by title.

Mr. Francis said, at the request of Council Ordinance 18-03 was draft to rezone the Wallace property as open space. After discussion the Planning & Zoning Board has recommend approval of Ordinance 18-03 as presented.

Comm Gold motioned to advance Ordinance 18-03 to second reading and adoption.

Comm Weinsier seconded the motion which passed unanimously 7:0.

LOT SPLIT 1303 WALLACE STREET - A request for Council to approve a lot split pursuant to Belle Isle Code Ch. 50, Art. II, Section 50-33(6) for the parcel located at 1303 E Wallace Street, also known as Parcel ID: 24-23-29-3400-00-074. The applicant is requesting the lot split in order to convey a portion of the property to an abutting parcel at 1130 Waltham Avenue.

Mr. Francis said lot splits come to City Council for approval and gave an overview of the lot split and subsequent purchase by the Maull family.

Comm Nielsen asked for clarification, for the record, that the City is not conveying any City property to anyone. Mr. Francis said yes, the City does not own part of the proposed property.

Comm Carugno motioned to approve the lot split at 1303 E Wallace Street.

Comm Partin seconded the motion which passed unanimously 7:0.

CORNERSTONE ACADEMY HVAC BID

Mr. Francis reported that he has looked at the available funding to submit for a bid to repair the HVAC at the school. City Council has approved a resolution to piggyback off the OCPS contract. Mr. Francis introduced Chris St. John from TRANE, who is under contract with OCPS, to give an assessment of the repairs at the Elementary and Middle School.

Mr. St John said he was originally contacted by the City in 2016 to provide a professional engineering audit of the HVAC Systems at the Elementary and Middle charter school building. He reported on the following key notes,

Elementary School:

- the individualized controls in the Elementary school at every classroom does not work;
- one of the major components in the outside area does not work and the units do not provide the necessary outside air
- the TRANE equipment is about 15 years old and the refrigerant has been phased out in 2010

Middle School:

- Middle school is in similar condition with the equipment being a little older.

Mr. St John is recommending a full scale HVAC replacement with some energy efficiency upgrades which will get both buildings running efficiently tied together with a control system.

Mr. Francis stated they also reviewed the High school system and it appears that it should be in working condition for another 2-3 years before replacement is needed.

Mr. Francis gave an overview of the three options available for funding which include:

- **Option 1:** Fund the project in phases by doing the Elementary School first, followed by the Middle school. The pro to this option is, of course, reduced cost in the short run; the cons are that the Middle School won't get new HVAC this budget year and the cost for the equipment will increase next year. I will have to ask TRANE for a new cost estimate but it should be about \$530,000. Funding would be a combination of Repair and Replacement Fund (\$250,000); and Debt Service Fund (\$300,000).
- **Option 2:** Fund the entire project with a combination of Repair and Replacement Fund (\$250,000), the Debt Service Fund (\$300,000), and GF Reserve (\$140,000). With reimbursements for FEMA still not received, this would put our reserve at a critically low level. We anticipate that by June, most if not all, FEMA funds will be received.
- **Option 3:** Fund the entire project with a combination of Repair and Replacement Fund (\$250,000), the Debt Service Fund (\$300,000), and Short Term Borrow (\$140,000). The short term borrow would be probably using the City's line of credit with the Bank (no prepayment penalty) and we would pay off the loan next budget year or when the remaining FEMA funds are received.

Mr. Francis recommended approval of the TRANE bid for the replacement of the Elementary and Middle school equipment in the interest of the kids.

Comm Sims motioned to approve the TRANE bid totaling \$687,888 using option #3 for funding.

Comm Gold seconded the motion which passed unanimously 7:0.

ATTORNEY REPORT

Attorney Ardaman reported that the FWC Commission has advised the City that they have not yet discussed the proposed settlement with the Executive Director and key staff. He is looking for a response this week for any traction for a potential settlement.

CITY MANAGER'S REPORT

1. City Manager Francis reported on the issues log. He reported an update on the following,
 - Approval of Gene Polk Park – May 15th
 - Street paving – review the open projects specifically the overlay on Nela Avenue from the Nela Bridge to Matchett
 - Storm drainage for St Partin and Nela Avenue possibly schedule for this year's budget
 - Mattamy Homes is going to contribute \$6,500 to replace the chicane damaged by Orange County.
 - Staff will staff begin the process for the Transportation Master Plan
 - Venetian and Perkins Boat Ramp signs have been installed
 - Fence is schedule to be installed at the Wallace Field next week
 - Short Term Rental reminder of agenda item for May 15th
 - Schedule Strategic Plan for the City
 - Annexation reports will be on the agenda in June
2. On May 7th the Forensic Auditors would like to meet with Council and schedule time.
3. Florida league of Cities Ethics training is on May17th – please let the City Clerk know if you will be attending. If you cannot make it you can visit their website and take the required Ethics Training webinar.
4. Rules of Council to be scheduled for discussion in early July.
5. After Action Report on the Easter Egg Hunt was distributed.
6. Mr. Francis reported that he was contact by Alexa Dowlen who applied to be a Cornerstone Charter School Board Member. He asked if Council would like to consider Alexa Dowlen for the open seat and present her as one of the two candidates appointed by City Council.

Comm Partin motioned to nominate Alexa Dowlen's for the open seat of the Cornerstone Charter School Board.

Comm Nielsen seconded the motion which passed unanimously 7:0.

Mr. Francis said he will send notice to the school on her appointment to be placed on their next agenda for consideration.
7. Holly Bobrowski gave a brief after action report on the Arbor Day event. There were several local vendors including Gator Land and nine Japanese blueberry trees were planted. The event was not hugely attended but a good start for a bigger and better event in 2019.

CHIEF'S REPORT

Chief Houston reported the following.

1. There is a change in the Marine Patrol schedule to include their presence on the Lake Saturday and Sunday, noon to dark.
2. The Belle Isle PD will be enforcing traffic detail on Hoffner and Conway.
3. New hire of an officer with extensive marine patrol experience.

MAYOR'S REPORT

Mayor Pisano reported on the following,

1. The Easter event budget was \$290 under budget.
2. AirBnB Town Hall meeting will be an action item for the May 17th City Council meeting. Council consensus was to not have a Town Hall meeting and place on the agenda as an item for discussion.
3. Mayor Pisano thanked the Tree Board, staff, Dwayne Bennett and his team from Public Works and sponsors for their participation with Arbor Day.

4. She has received many complaints on the enforcement of the parking ordinance throughout the City and the associated increase. Mr. Francis said residents are getting surprised by the enforcement efforts and the officer has the discretion of given a warning first, where possible.

COUNCIL REPORTS

Comm Nielsen – District 7

- Comm Nielsen said she was appointed to work with the City Attorney and City Manager on the Charter School Issues with the Governing Board. Some approaches were discussed. The City Manager and City Attorney then had a meeting with Chairman Brooks and the Board Attorney Gayle Owens and were told some things that did not turn out as discussed. The City cannot ethically stand by and watch the school's Governing Board violate State Laws in regards to posting public meetings, requirements of Public Board members including reporting requirements. Comm Nielsen shared her concerns and stated that City Council should address these concerns in order to move forward. The Governing Board is a public entity subject to Sunshine Law and the City Council has a responsibility to ensure that the Board is following the law and have more involvement.

Mr. Francis noted that there was a meeting of the School Board on April 25th and on the 26th it was not posted or published in a timely manner which calls for concern.

Comm Nielsen motioned to direct the City Manager and City Attorney to actively work on this issue, with periodic updates, and get a resolution before the next school year begins. Comm Nielsen also asked for verification from Orange County that this school is a municipal school and that the City of Belle Isle holds the charter.

In addition, Comm Gold asked that the City research exactly what the Charter Schools Incorporated is, who owns it and controls it.

Council consensus was to move forward with the request as discussed.

Comm Partin – District 6

Comm Partin reported another round of vehicle break in the City. He would like the City to send out a reminder to residents on locking their car doors.

Comm Readey – District 5

Comm Readey said District 5 has been very peaceful and thanked everyone for the great job.

Comm Sims – District 4

Comm Sims thanked Mr. Francis for his communication regarding the paving of Via Flora.

Comm Weinsier – District 3

Comm Weinsier asked if the City has a plan to rezone the remainder of the parks throughout the City. Mr. Francis said it can be changed all at once. Comm Weinsier said he would like to start the process.

Comm Carugno – District 2

- Comm Carugno asked if residents can obtain a parking pass for parties and family gatherings. Chief Houston stated no one can park on public right of ways. If the resident is able to park on their own front lawn or at their neighbor's lawn the City does issue parking passes for that special occasion.
- Comm Carugno asked for staff to follow-up with Orange County/FDOT on correcting the road sign on Hoffner and Conway that reads Hoffner Road instead of Hoffner Avenue.
- He further asked for review of the traffic pattern into Wawa which has become a traffic safety issue.

Comm Gold – District 1 - na

Bobby Lance residing at 6615 Matchett Road reported the following,

- Expecting high hydrilla in the lake – Orange County will be spraying to control.
- Canoe Launch signs have a sign that say no fishing – Comm Pete Clarke will be correcting the sign to allow fishing.
- Issues concerning loading and unloading at the launch ramp – Marine Patrol officers have been notified and will be issuing tickets to offenders of that rule.

ADJOURNMENT

There being no further business Mayor Pisano called for a motion to adjourn, unanimously approved at 8:15 p.m.

Yolanda Quiceno, CMC, City Clerk

DRAFT



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

Meeting Date: May 15, 2018

To: Honorable Mayor and City Council Members

From: B. Francis, City Manager

Subject: Short Term Rentals (STR)

Background: The BI Municipal Code Section 7-30 prohibits short term rentals for periods of less than seven months. The Code Enforcement Officer found that some residences are in violation of the code and they are using their homes as short term rentals. Short-term rentals are defined as any stay 30 days or less, and have been popularized and promoted by online vacation home rental sites like Airbnb, VRBO and HomeAway. These property owners have approached City Council and asked the Council to change the code.

The city staff to provide information on to Council on STRs at the May1st Meeting on short term rentals. The Council directed that this topic be put on the May 15, 2018 agenda for further discussion.

Many communities now allow for short-term rentals, but with restrictions and requirements that help to ensure a quality experience for both renters and local residents. For example, some of these solutions involve one or more of the following elements:

- Discrete tourist zones where rentals are allowed
- Limit the number of rental properties
- Grandfathering of existing rental policies to allow, but not for new rentals
- Transient rental occupancy license requirements
- Permits and posting of owner's contact information for complaints
- Stiff fines for landlords with nuisance tenants
- Only allow owner-occupied properties
- Only allow rentals at a certain time of the year.

For the City of Belle Isle, there is a very small and limited economic impact which would be from permit issuance, fines for enforcement of nuisance properties, fees for

inspections, but depending amount of staff time to enforce, inspect and permit these properties, there may not be any value to the City. Again the question for the City is do any of those dollars brought in by STRs have a positive impact on Belle Isle, or is the only positive economic impact to those who have STRs?

Staff Recommendation: Take public testimony and determine the direction you want to take and instruct the staff accordingly.

Suggested Motion: None

Alternatives: Do not approve STRs

Fiscal Impact: TBD

Attachments: Letters from residents

MAY 9 '18 AM 11:01

8 May 2018

TO: Belle Isle Mayor
Belle Isle Commissioners

FROM: Roger & Fran Beckner
5114 St. Germain Ave

REF: Peter & Leah Kovachev
5120 St. Germain Ave.

We would like to make known our thoughts of having the AIRB&B next door to our property.

We understand that it has been operating for at least the past year. To date we have not been aware of any disturbances or issues emanating from next door. The property is well maintained, the young couple have been very pleasant, courteous and polite and we are very pleased to have them as neighbors. They are handling their endeavor in a very professional and discreet manner.

We do realize that making our street a tourist activity with multiple rental units would not be a good idea. With, however, proper restrictions and regulations keeping them to a minimum would be beneficial to both the individuals and the neighborhood as a whole.

Therefore we are on record as having no objections to the Kovachevs operating their AIRB&B next door.

Sincerely,



Roger & Fran (Sowicz) Beckner
5114 St. Germain Ave
Belle Isle, FL 32812-1142



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

Meeting Date: May 15, 2018

To: Honorable Mayor and City Council Members

From: B. Francis, City Manager

Subject: Parking

Background: Last year, the City Council passed an ordinance that increased the parking fines from \$35 to \$150. This fine amount applies to all parking violations. Over the past weeks, the BIPD enforced the parking ordinances. This led to many complaints on social media. In a few of the social media posts, the Mayor stated that this issue will be on the “next” City Council agenda.

There seems to be three areas of concern:

1. Parking on grass in the Right-of-Way
2. Parking on the front lawn of your property
3. The \$150 fine.

The change to the parking ordinance was on the Council agenda for three meetings. There was no public comment at that time.

Staff Recommendation: Review the City’s parking codes in the BIMC. For the three issues above, they can be found in BIMC, ARTICLE III, Sections 30-71 to 30-74; however Sections 30-71 to 30-134 should be reviewed as those pertain to parking of commercial and recreational vehicles.

Suggested Motion: No motion is necessary. Depending on the Council consensus, direct the City staff to draft changes to the parking code.

Alternatives: Do not change anything in the code.

Fiscal Impact: Depending on the any adjustment of the fines. None

Attachments: None. Contained in BIMC that all Commissioners have.



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

Meeting Date: May 15, 2018

To: Honorable Mayor and City Council Members

From: B. Francis, City Manager

Subject: Fertilizer Ordinance

Background: A requirement for the City's Municipal Separate Storm Sewer (MS4) Program and MS4 permit is that the City adopt an ordinance regulating the proper use and application of fertilizer, training and certification of commercial applicators, and periods of restricted use. Many municipalities in Orange County have adopted the County's ordinance which was updated and adopted last year. FDEP also recommends adoption of this ordinance.

Staff Recommendation: Review the County Fertilizer ordinance and consider adoption of this ordinance to comply with the City's MS4 Program and permit.

Suggested Motion: No motion is necessary. If Council wants to adopt the Orange County Ordinance, then direct the City Attorney to draft the ordinance to be read at the next meeting

Alternatives: Do not adopt the County ordinance and direct the City Manager to develop another ordinance.

Fiscal Impact: None

Attachments: County Ordinance 2017-14 and County Information Sheet on Fertilizer

APPROVED BY ORANGE
COUNTY BOARD OF COUNTY
COMMISSIONERS

BCC Mtg. Date: June 20, 2017

EFFECTIVE DATE: June 30, 2017

ORDINANCE NO. 2017-14

AN ORDINANCE AMENDING THE "FERTILIZER MANAGEMENT ORDINANCE" REGULATING THE APPLICATION OF FERTILIZER ON LAND IN ORANGE COUNTY; CREATING SECTION 15-800, FINDINGS AND PURPOSE; AMENDING SECTION 15-801, DEFINITIONS; AMENDING SECTION 15-803, WEATHER AND SEASONAL RESTRICTIONS; AMENDING SECTION 15-804, FERTILIZER CONTENT; APPLICATION RATE; AMENDING SECTION 15-805, FERTILIZER-FREE ZONES; AMENDING SECTION 15-808, EXEMPTIONS; EXCEPTIONS; AMENDING SECTION 15-809, COMMERCIAL TRAINING REQUIREMENTS; PROOF OF COMPLIANCE; AMENDING SECTION 15-810, COMMERCIAL APPLICATORS; BUSINESS TAX CERTIFICATE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

Section 1. Amendments; In General. Chapter 15 of the Orange County Code is amended as set forth in Section 2 through Section 14 herein with new additions being shown as underlined and deletions being shown by strike-throughs.

Section 2. Creating Section 15-800. Section 15-800, presently "Reserved" under Article XVI (Pollutant Storage Tanks) of Chapter 15, is created to read as follows:

Sec. 15-800. Findings and Purpose.

As a result of impairment to Orange County's surface waters, groundwater, and springs caused by excessive nutrients, Orange County has determined that the improper use of fertilizers on land creates a risk of contributing to adverse effects on surface and groundwater. This ordinance regulates the proper use and application of fertilizer, training requirements, and restricted application periods in Orange County.

Orange County's Environmental Protection Division will provide to the Board of County Commissioners a summary of data

collected and current research related to excessive nutrients for evaluation and consideration of ordinance revisions on or before December 31, 2019.

Section 3. Amending Section 15-801. Section 15-801 (“Definitions.”) is amended to read as follows:

Sec. 15-801. Definitions.

Apply or *application* means the physical deposit, placement, or release of fertilizer upon soil, ~~or turf, or landscape plants.~~

Applicator means any person who applies fertilizer.

Article means chapter 15, article XVII, of the Orange County Code of Ordinances, as amended, unless otherwise specified.

Best management practices (BMPs) means the practice or combination of practices based on research, field testing, and expert review, determined to be the most effective and practicable on-location means, including economic and technological considerations, for improving water quality, conserving water supplies, and protecting natural resources.

Commercial applicator means any person who applies fertilizer in exchange for money, goods, services, or other valuable consideration and who is required by law, ordinance, or regulation to obtain an Orange County local business tax certificate.

~~*County-approved best management practices training program* means a program approved as such in writing by the Manager of the Orange County Environmental Protection Division. The program shall include the most current version of “Florida Friendly Best Management Practices for Protection of Water Resources by Green Industries, December 2008.” The Orange County Environmental Protection Division will maintain a publicly available list of approved training programs.~~

Fertilizer means any substance or mixture of substances, excluding pesticides, organic composts, and fertilizer derived from biosolids, that contains one (1) or more recognized plant nutrients and promotes plant growth, or controls soil acidity or alkalinity, or provides other soil enrichment, or provides other corrective measures to the soil.

Guaranteed analysis means the percentage of plant nutrients or measures of neutralizing capability claimed to be present in a fertilizer.

Golf course means any public or private area of land designed and used exclusively for playing or practicing golf, including tees, fairways, greens, rough areas, hazards, and driving ranges (stand-alone ranges or those associated with a golf course). A golf course shall also include the following uses if they are accessory to the above uses: clubhouses, and all facilities adjacent to and associated with the daily operations of the above-referenced areas. Golf-related structures or features on residentially zoned private land shall not constitute a golf course.

Groundcover means plants used in mass as alternative to turf or lawn and/or to create variety in landscape; usually not having a mature height over two (2) feet tall.

Landscape plants means any shrub, tree, or groundcover, excluding turf and vegetable gardens.

Person means any person, natural or artificial, individual, firm, association, organization, partnership, business trust, corporation, company, agent, employee, or any other legal entity, the United States of America, and the State of Florida and all political subdivisions, regions, districts, municipalities, and public agencies.

Restricted season means the period from June 1 through September 30.

Slow release means nitrogen in a form which delays its availability for plant uptake and use for an extended period after application, or which extends its availability to the plant longer than a readily available, rapid, or quick-release product. This definition includes the terms "controlled release," "timed release," "slowly available," and "water insoluble."

Turf, sod, or lawn means a mat layer of monocotyledonous plants, including but not limited to, Bahia, Bermuda, Centipede, Paspalum, St. Augustine, ~~and or Zoysia, or other groundcover.~~

Section 4. Amending Section 15-802. Section 15-802 ("Applicability.") is amended to read as follows.

Sec. 15-802. Applicability.

(a) Consistent with section 704 of the Orange County Charter, this ordinance shall be applicable throughout all of Orange County, except in municipalities that have minimum standards for the regulation of fertilizer application that are no less strict than those in this article.

(b) Any business that sells fertilizer shall post a notice provided by the County stating that the use of lawn and landscape fertilizers in Orange County is restricted in accordance with this chapter.

Section 5. Amending Section 15-803. Section 15-803 (“Weather and seasonal restrictions.”), is amended to read as follows:

Sec. 15-803. Weather and seasonal restrictions.

(a) No fertilizer containing nitrogen or phosphorus shall be applied to turf or landscape plants during a period for which the National Weather Service has issued any of the following advisories for any portion Orange County: a severe thunderstorm warning or watch, flood warning or watch, tropical storm warning or watch, or hurricane warning or watch, ~~or a three-day cone of uncertainty.~~

(b) No person, except applicators certified pursuant to section 15-809 herein, shall apply fertilizer containing nitrogen or phosphorus to turf or landscape plants during the restricted season from June 1 through September 30.

Section 6. Amending Section 15-804. Section 15-804 (“Fertilizer content; application rate.”) is amended to read as follows:

Sec. 15-804. Fertilizer content; application rate.

(a) ~~No All-~~fertilizer shall be used unless labeled in accordance with state law.

(b) No fertilizer containing phosphorus shall be applied to turf or landscape plants. Provided, however, where phosphorus deficiency has been demonstrated in the soil ~~underlying the turf~~ by a soil analysis test performed by a ~~State of Florida certified~~ laboratory using University of Florida’s Institute of Food and Agricultural Sciences (“UF/IFAS”) approved methodology,

phosphorus may then be applied ~~to turf~~ at a rate no greater than one-quarter of one pound (0.25 lb.) of phosphorus per one thousand (1,000) square feet per application, not to exceed one-half pound (0.5 lb.) of phosphorus per one thousand (1,000) square feet per year. Any person who obtains such a soil analysis test showing a phosphorus deficiency ~~and who wishes to~~ may apply phosphorus ~~to turf~~ and shall mail a copy of ~~provide~~ the test results to the Orange County Environmental Protection Division, Attention: Manager, ~~800 Mercy Drive, Orlando, Florida 32808~~ within thirty (30) days of receipt of results. ~~In addition, phosphorus may be applied at the foregoing rate to newly installed, regardless of whether a soil deficiency test has been performed, for a period of sixty (60) days following installation.~~

(c) No fertilizer containing nitrogen shall be applied ~~to turf~~ unless at least fifty (50) percent of its nitrogen content is slow release as indicated on the Guaranteed Analysis label, with no more than one (1) pound total nitrogen per one thousand (1,000) square feet of area per application. This requirement shall change to at least sixty-five (65) percent slow release if the product is readily available on the local commercial market by July 1, 2020.

(d) Notwithstanding subsection 15-804(c), commercial applicators may apply fertilizer ~~to turf~~ at a rate that does not exceed one-half of one pound (0.5 lb.) of readily available nitrogen per one thousand (1,000) square feet of area, provided, however, that any application that exceeds one-half of one pound (0.5 lb.) of nitrogen shall conform to subsection 15-804(c).

(e) Notwithstanding any other provision of this section 15-804, fertilizers applied to turf must follow the guidelines found in Rule 5E-1.003, F.A.C., as it may be amended. ~~no fertilizer shall be applied at a rate that exceeds the limits per plant species set forth below:~~

Plant Species/Nitrogen limit:

~~Bahia grass: 2-4 pounds of nitrogen per 1,000 square feet per year.~~

~~Bermuda grass: 4-6 pounds of nitrogen per 1,000 square feet per year.~~

~~Centipede grass: 2-3 pounds of nitrogen per 1,000 square feet per year.~~

~~St. Augustine grass: 2—5 pounds of nitrogen per 1,000 square feet per year.~~

~~Zoysia grass: 3—6 pounds of nitrogen per 1,000 square feet per year.~~

Section 7. Amending Section 15-805. Section 15-805 (“Fertilizer-free zones.”) is amended to read as follows:

Sec. 15-805. Fertilizer-free zones.

(a) No fertilizer shall be applied within ~~ten (10)~~ fifteen (15) feet of any wetland or surface waters, including but not limited to a lake, pond, stream, water body, water course, or canal. Additionally, no fertilizer shall be applied ~~within ten (10) feet of any wetland as defined by the Florida Department of Environmental Protection (Chapter 62-340, Florida Administrative Code, as it may be amended or superseded).~~

(b) No fertilizer shall be deposited, washed, swept, or blown off, intentionally or inadvertently, onto any impervious surface, public right-of-way, public property, stormwater drain, ditch, conveyance, or water body. Any fertilizer applied, spilled, or deposited, either intentionally or accidentally, on any impervious surface shall be immediately and completely removed to the greatest extent practicable. Fertilizer released on an impervious surface must be immediately contained and either legally applied to turf or landscape plants or any other legal site, or returned to the original or other appropriate container.

(c) A low-maintenance zone is strongly recommended, though not required, for all areas within ~~six (6)~~ ten (10) feet of the normal high water elevation of any lake, pond, stream, water body, water course or canal, or any wetland, excluding permitted stormwater ponds. Low-maintenance zones should be planted and managed in such a way as to minimize the need for watering, mowing, and other active maintenance. No mowed or cut vegetative material may be deposited or left remaining in this zone or deposited in the water. Care should be taken to prevent overspray of aquatic weed control products in this zone.

Section 8. No amendment to Section 15-806. There is no amendment to Section 15-806 (“Mode of application.”), which shall remain unchanged.

Sec. 15-806. Mode of application.

Broadcast spreaders applying fertilizers must be equipped with deflector shields positioned to deflect fertilizer from all impervious surfaces, rights-of-way, stormwater drains, ditches, conveyances, and water bodies.

Section 9. No amendment to Section 15-807. There is no amendment to Section 15-807 ("Grass clippings and vegetative material/debris."), which shall remain unchanged.

Sec. 15-807. Grass clippings and vegetative material/debris.

Grass clippings and/or vegetative material/debris shall not be deposited, washed, swept, or blown off, intentionally or inadvertently, onto any impervious surface, public right-of-way, stormwater drain, ditch, conveyance, or water body.

Section 10. Amending Section 15-808. Section 15-808 ("Exemptions; exceptions.") is amended to read as follows:

Sec. 15-808. Exemptions; exceptions.

(a) Sections 15-805 through 15-810 of this article shall not apply to golf courses; provided, however, fertilizer shall not be applied to golf courses in excess of the provisions ~~of the Florida Department of Environmental Protection ("FDEP") document, BMPs for the Enhancement of Environmental Quality on Florida Golf Courses, January 2007, set forth in Rule 5E-1.003(3), F.A.C., as it may be amended.~~

(b) This article shall not apply to any bona fide farm operation that Orange County is without authority to regulate with regard to fertilizer application pursuant to the Florida Right to Farm Act, F.S. (20072016) § 823.14 et seq., or other applicable state law.

(c) This article shall not apply to sports turf areas at parks and athletic fields.

Section 11. Amending Section 15-809. Section 15-809 ("Commercial training requirements; proof of compliance.") is amended to read as follows:

Sec. 15-809. ~~Commercial~~ Training requirements; proof of compliance.

(a) No commercial applicator shall cause fertilizer to be applied, except at his or her own residence, without ~~proof of successful completion of a county approved best management practices training program within the previous three (3) years, unless he or she is under the direct physical supervision of a person who has proof of successful completion of such a training program~~ a valid limited certification for urban landscape commercial fertilizer application from the Florida Department of Agriculture and Consumer Services, as specified in section 15-809(c).

(b) Each commercial applicator shall ensure that each applicator he or she employs has ~~successfully completed a county approved best management practices training program within one hundred eighty (180) days of initial employment and shall ensure that prior to the successful completion of said program, each employee applicator shall work under the direct physical supervision of a person who has successfully completed said program~~ a valid limited certification for urban landscape commercial fertilizer application from the Florida Department of Agriculture and Consumer Services prior to the application of fertilizer.

(c) Possession of a valid limited certification for urban landscape commercial fertilizer application from the Florida Department of Agriculture and Consumer Services ~~or the Florida Department of Environmental Protection's Florida Friendly Best Management Practices for Protection of Water Resources by the Green Industries training by UF/IFAS~~ shall suffice as evidence of completion of a county-approved best management practices training program.

~~(d) Non-commercial applicators shall provide proof on an annual basis of successful completion of the online training "Orange County Fertilizer Application Education Course for Citizens" on the Orange County fertilizer web page.~~

~~(e) Certified applicators must show proof of training on all vehicles used during applications.~~

Section 12. Amending Section 15-810. Section 15-810 ("Commercial applicators; business tax certificate.") is amended to read as follows:

Sec. 15-810. Commercial applicators; business tax certificate.

Prior to obtaining or renewing an Orange County local business tax certificate for a business that provides landscape services, each commercial applicator shall provide proof of successful completion from a county-approved best management practices training program within the previous three (3) years. ~~Commercial applicators who hold an Orange County local business tax certificate as of the effective date of this article shall provide such certificate of completion to the Orange County Tax Collector's office no later than March 1, 2010.~~ Possession of a valid limited certification for urban landscape commercial fertilizer application from the Florida Department of Agriculture and Consumer Services or the Florida Department of Environmental Protection's Florida Friendly Best Management Practices for Protection of Water Resources by the Green Industries training by UF/IFAS shall suffice as evidence of completion of a county-approved best management practices training program.

Section 13. No amendment to Section 15-811. There is no amendment to Section 15-811 ("Variances."), which shall remain unchanged.

Sec. 15-811. Variances.

(a) All requests for a variance(s) from the requirements of this article shall be made in writing to the Manager of the Orange County Environmental Protection Division. The manager may require the applicant for a variance to provide such information as necessary to carry out the purpose of this article. The manager may approve, approve with conditions or deny requests for variances. A variance may be granted if strict application of the Orange County Fertilizer Management Ordinance would lead to unreasonable or unfair results in particular instances, provided that the applicant demonstrates with particularity that compliance will result in a substantial economic, health or other hardship on the applicant requesting the variance or those served by the applicant.

(b) Variances may be issued by the manager only upon satisfaction of the following:

- (1) A showing of good and sufficient cause by the applicant that the cause is not self-imposed, and
- (2) A determination by the manager that the variance is the minimum necessary to afford relief, and

- (3) A determination by the manger that failure to grant the variance would result in a practical difficulty or a physical hardship affecting the applicant's economic use of the property, and
 - (4) A determination by the manager that the granting of the variance will not result in threats to the health, safety and welfare of the residents of the county or conflict with existing local laws or ordinances.
- (c) Any person aggrieved by the decision of the manager may appeal pursuant to the provisions of section 15-38.

Section 14. Amending Section 15-812. Section 15-812 ("Enforcement and penalty.")

is amended to read as follows:

Sec. 15-812. Enforcement and penalty.

(a) It shall be unlawful for any person to violate any provision of this article, except section 15-802(b), or any provision of any resolution enacted pursuant to the authority of this article. Every code enforcement officer is authorized to enforce the provisions of this article. Any person who violates any provision of this article, except section 15-802(b), or any provision of any resolution enacted pursuant to the authority of this article, shall be subject to the following penalties:

- (1) First violation: Written notice.
- ~~(2) Second violation: Written notice.~~
- (3) ~~Second~~ Third violation: Fine of fifty dollars (\$50.00), except for commercial applicators it shall be five hundred dollars (\$500.00).
- (4) ~~Third~~ Fourth and subsequent violations: Fine of one hundred dollars (\$100.00), except for commercial applicators it shall be seven hundred fifty dollars (\$750.00).

(b) In addition to the enforcement provisions provided, the county may avail itself of any other legal or equitable remedy available to it including, without limitation, injunctive relief, in the enforcement of any provision of this article or any provision of any resolution enacted pursuant to the authority of this article. Any person violating this article shall be held liable for all costs

incurred by the county in connection with enforcing this article, or any resolution enacted pursuant to the authority of this article including, but not limited to, attorney's fees.

Section 15. Effective Date. This ordinance shall take effect pursuant to general law.

ADOPTED THIS 20th DAY OF June, 2017.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: *Teresa Jacobs*
Teresa Jacobs
Orange County Mayor

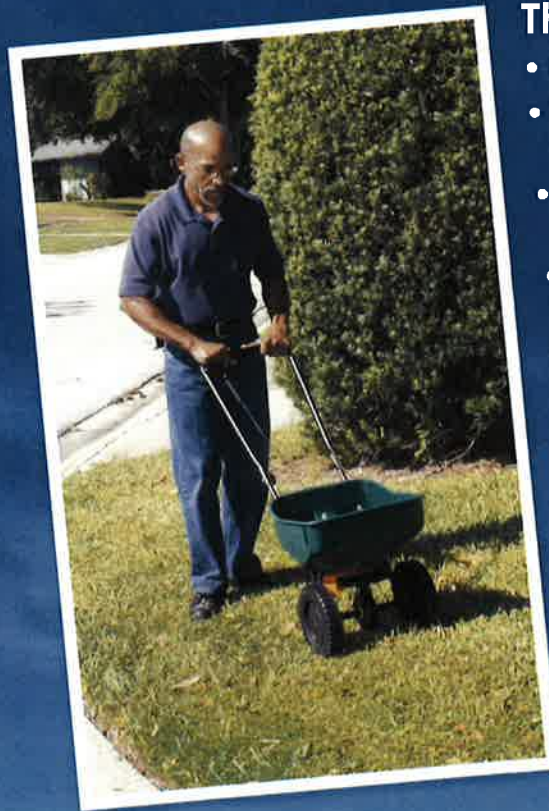
ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners

By: *Kate Smith*
Deputy Clerk





Did you know that Orange County has a Lawn Fertilizer Law?



The basics for homeowners

- Use zero phosphorus lawn fertilizers
- Use lawn fertilizers with 50% or more slow-release nitrogen
- Apply no more than 11lb total nitrogen per 1000 square feet per application
- Do not fertilize before heavy rains or between June 1st – September 30th *
- Keep 10 feet away from any lake, stream, canal, wetland, and stormwater pond
- Broadcast spreaders must be equipped with a deflector shield
- Sweep up fertilizer that falls on driveways, streets, and sidewalks
- Never blow lawn clippings or leaves into streets or down storm drains
- Be sure your landscape professional has completed Green Industries Best Management Practices training

* Fertilizing permitted only upon completion of approved training

For green lawns and clean lakes

FERTILIZE RESPONSIBLY

For more information call 311 or visit: www.ocfl.gov



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

Meeting Date: May 15, 2018

To: Honorable Mayor and City Council Members

From: B. Francis, City Manager

Subject: Traffic Change on Hoffner Avenue at WaWa

Background: Commissioner Carugno stated at the last meeting about possible traffic conflicts at the entrance to WaWa. City Manager Francis and Chief Houston observed traffic congestion in this area. Also during peak hours of the day, traffic queues up in the two turn lanes on Hoffner to go northbound on Conway. Some lines of traffic back up almost to Darden over the other side of the double yellow line. The City contacted the Orange County Traffic Division to assist in resolving the problem. They suggested that Orange County could install flexible dividers on the yellow line to force traffic to stay on their side of road. Doing that will cut off access to the shopping center drive across the street, prevent left turns into the WaWa drive westbound. Before having the County make this change, I wanted to have it discussed at a Council Meeting. Possibly this could be done on a temporary basis (like the Curry Ford Bike Lane test) to determine if it should be permanent.

Staff Recommendation: For public safety, ask Orange County to install the dividers.

Suggested Motion: None needed. A consensus of Council to move forward with the dividers is sufficient

Alternatives: Do not allow the dividers

Fiscal Impact: None

Attachments: Slide presentation at the meeting.



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

Meeting Date: May 15, 2018

To: Honorable Mayor and City Council Members

From: B. Francis, City Manager

Subject: BING Grant

Background: Lake Conway Shores HOA applied for a BING Grant in the amount of \$8,750 to replace the pavilion at the lake lot that was destroyed by Hurricane Irma. Commissioner Gold allocated his \$7,500 in BING Funds to this project and Commissioner Sue Nielsen contributed \$500 of her BING Funds. Plans for the structure have been approved and are on file in the City Manager's Office.

Staff Recommendation: Approve the grant

Suggested Motion: I move to approve the BING Grant for Lake Conway Shores HOA for the pavilion for the requested grant amount of \$8,000.

Alternatives: Do not approve.

Fiscal Impact: \$8,000

Attachments: Grant application



CITY OF BELLE ISLE
NEIGHBORHOOD PRIDE GRANTS

Grant Application

Submit the original application along with any attachments to The City of Belle Isle, 1600 Nela Avenue, Belle Isle FL 32809. Grants will be awarded on a first come, first served basis by district.

PLEASE PRINT

Applicant Contact Information

Applicant Organization Name: Lake Conway Shores HOA
Project Contact Name: Ben Rivera
Mailing Address: 3317 Honeysuckle LN
Belle Isle, FL 32812
City, State Zip
Daytime Phone: 407-536-6067 Evening Phone: 407-826-0216
Email: Ben.Rivera@Cru.org

*PS. I will be out of Country May 10-25. Please contact Linda

ALTERNATIVE CONTACT INFORMATION

Albine in my Absence.

Alternate Contact Name: Linda Albine
Daytime Phone: 321-514-7531 Evening Phone: 407-857-7353
Email: laxedospike@cfl.vr.com

GRANT INFORMATION

Type of Project — please select all that apply:

- Landscaping
- Reader Board Sign
- Ground Lighting
- Wall/Fence pressure washing and or painting
- Irrigation "Repairs"
- Total amount of project: \$7,000 - \$8,000
- Grant amount requested: \$8,000
- Neighborhood participation amount (remainder of invoice) \$750
- Fountains
- Other (please explain)
- Project Street Address or Nearest Intersection:

Lake lot Pavilion re-build.
Destroyed by hurricane
Last fall.

PROJECT INFORMATION

Please provide the answers to the following questions.

- Description of the Project.** - This summary should provide an overview of the entire project; include what improvements will be constructed, installed, or applied. Remember to demonstrate the need for the project.
During hurricane Irma September 10, 2017, the Lake Lot Pavilion in Lake Conway Shores, was completely destroyed.
- State the location and land ownership of the proposed project** - Is the project on public property? (Right-of-way use agreement/permit will be required.) Please state the exact location of the project, including an address or cross streets.
The Lake lot for lake Conway Shores is on Jade Circle facing Lake Conway. It is part of the HOA.
- Attach 2-5 photos, and include a brief description of each photo. Please also provide the original color photos.
See www.lakeconwayshores.org for photos of Pavilion as it once stood.
- Project Maintenance:** Describe how the property has been maintained in the past, and how the project will be maintained and by whom after it is completed.
We have a landscaping company that keeps up all of the public areas of our HOA, including the Lake Lot.
- Describe why this project is important to the community.** Provide a brief summary of how the project will enhance the quality of life in the community. How will this project empower your organization to work together to accomplish common goals and objectives? (i.e., to improve neighborhood communication and participation).
Our lake lot is critical to our HOA and property values. Replacing our Pavilion is an important part for picnics and 2-3 HOA picnics & meetings each year.

BING TEAM ROSTER

Each organization is required to have at least a 3 to 5 member team who will help plan and implement your community project. Team members will be required to sign the team member roster as a part of the grant application. Each team member must indicate his or her role/responsibility on the team.

PRINT NAME & SIGNATURE	ADDRESS/PHONE/EMAIL	ROLE/RESPONSIBILITY
Print Linda Albive	5202 Jade Cir	Asst Project Mgr
Signature Linda Albive	321-514-7531 tlxedospk@cpf.rr.com	
Print DONNA Allen	3309 Honeysuckle Lane	part HOA pres
Signature Donna Allen	407-359-3988 32812 dya123143@gmail.com	
Print Ben Rivera	3317 Honeysuckle LN	president HOA Lake Conway Shores
Signature Benjamin J. Rivera	Belle Isle, FL 32812 407-536-6067 Ben.Rivera@crv.org	
Print		
Signature		
Print		
Signature		

SUGGESTED TEAM ROLES: **PROJECT MANAGER** - Team Captain. Responsible for leading project, getting a group consensus on which project the group wants to pursue. **ASST PROJECT MANAGER** - Co-Captain. Will work in concert with the project manager and assist obtaining quote(s) once the project idea has been decided upon. This position can also serve as the "Fund Watcher" monitoring project expenses. **APPLICATION WRITER** - will work with project manager in organizing and developing BING application and submitting final report and pictures upon completion of project.

BELLE ISLE NEIGHBORHOOD GRANTS (BING)

BUDGET AND GRANT REQUEST		
NAME OF BUSINESS	TOTAL COST	DESCRIPTION OF SERVICES
Hiatt Development 1453 W. Landsstreet # 302 Orlando, FL 32824 # CGC1517695	\$7,000 - \$8,000 + TBD	complete construction of new pavilion up to code, permits
TOTAL AMOUNT OF PROJECT	\$7,000 \$8,000	
GRANT AMOUNT REQUESTED	\$8,000	
NEIGHBORHOOD PARTICIPATION AMOUNT (REMAINDER OF INVOICE)	\$750	

[Handwritten Signature] 5/9/18



CITY OF BELLE ISLE, FL

1600 NELA AVENUE, BELLE ISLE, FL 32809 * TEL 407-851-7730

MEMORANDUM

From the Desk of Bob Francis, City Manager

To: Mayor and Council
Date: May 9, 2018
Re: Lake Conway Navigation Board Meeting

Synopsis of the May 8, 2018 Lake Conway navigation Board Meeting

1. Under Public Comment: Cindy Lance stated that the way the March minutes were written, it looked like she did not support BIPD doing Marine patrol. She said this led to some negative comments being posted and she requested that the March minutes be changed to reflect that her comment should read that BIPD should be the only one patrolling the Lake, but it should be a partnership between BIPD and OCSO. The Board approved the change to the minutes.
2. Comments from the Chairman: Chairman Vause stated that he attended a meeting with Orange County Commissioner Pete Clark, Orange County EPD, Orange County Parks and Recreation, City Manager Bob Francis, Chief Houston and SGT Millis to discuss Orange County transferring a boat to BIPD and how the City and County are working together. Discussion of possibility of constructing a boat ramp only for emergency personnel was discussed, but may be too costly.
3. Marine Patrol Report: The Marine Patrol Report for April was presented by CPL Bim Lowers, OCSO. The report is attached.
4. EPD Report:
 - a. Project Priorities: Tara Urbanik, Secretary to the Board, went over the Conway Chain of Lakes Projects that the Board has been discussing for the past few meetings. This list will be used to determine how the Board will budget in the future. A copy of the priority Rank and a brief explanation of the projects are attached. The Board approved the project priority list.
 - b. Florida Uniform Waterway Marker Permit: Ms. Urbanik reported to the board that EDP applied to FWC to place additional markers in the lake. The response from FWC was to first provide a full assessment of all markers on the chain of lakes. FWC further stated that EPD has to upgrade all navigation signs and buoys to provide better visibility, especially at night. EPD is in the process of upgrading 20 markers immediately and then the remainder by June 2019.

5. Advisory Member Reports: Board Member Lance stated that he received questions on when the cleaning of the lakes will take place, especially the canals. Discussion took place and it will be looked at by the EPD staff. No other reports were rendered.
6. Water Elevation Report: David Wood reported on the lake levels. Attached is a copy of the report and an explanation on how to read the report. You might want to consider signing up for Lake Conway reports and important emails at <https://tecengr.yolasite.com/cnb.php>
7. Non-Agenda Items: None
8. The meeting adjourned at 7:45 PM.

Attachments

- Nav Board Agenda
- Minutes of 4/10/18 Meeting
- Marine Patrol Report
- Project Priority List
- Lake level report with instructions

**LAKE CONWAY WATER AND NAVIGATION CONTROL DISTRICT
ADVISORY BOARD REGULAR MEETING AGENDA**

May 8, 2018 at 6:30 P.M. at the Orange County Facilities Management Training Room

PLEDGE OF ALLEGIANCE

- I. Call Meeting to Order
- II. Approval of the April Minutes
- III. Public Comment
- IV. Comments of the Chairman
- V. Orange County EPD Report
 - Project Prioritization
 - Florida Uniform Waterway Marker Permit
- VI. Marine Patrol Report
- VII. Advisory Board Member Report
 - Chairman Ray Vause
 - Vice Chairman Bobby Lance
 - Micky Blackton
 - Gary Meloon
- VIII. Lake Conway Water Elevation Report
- IX. Non- Agenda Items
- X. Meeting Adjourned

WHEN SPEAKING, PLEASE GIVE YOUR NAME AND ADDRESS

Section 286.0105, Florida Statutes states that if a person decides to appeal any decision made by a board, agency, or commission with respect to any matter considered at a meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, then not later than two business days prior to the proceeding, he or she should contact the Orange County Communications Division at (407) 836-3111.

Para mayor información en español, por favor llame al (407) 836-3111.

**Lake Conway Water and Navigation Control District Advisory Board
Regular Meeting
Orange County Facilities Management Training Room
April 10, 2018**

Board Members Present: Rabon Vause (Chairman), Bobby Lance (Vice-Chairman), Micky Blackton and Gary Meloon

Board Members Absent: None

Staff & Guests: Tara Urbanik, Orange County Environmental Protection Division (EPD); Corporal Bim Lowers, Orange County Sheriff's Office (OCSO); Lydia Pisano, Mayor of Belle Isle; Sergeant Ivar Ruiz, City of Belle Isle Police Department (BIPD)

Residents: Cindy Lance, Jay Herrington, Sue Nielsen, Frances Guthrie, Randy Holihan, Horton Johnson, Kay Maguire, Rick & Sue Wilson, Vinton Squires, and David Woods

I. Call to Order:

With a quorum present, Rabon (Ray) Vause called the meeting of the Lake Conway Water and Navigation Control District Advisory Board (Advisory Board) to order at 6:32 p.m.

II. Approval of the March 13, 2018 Meeting Minutes

Upon a motion by Micky Blackton, seconded by Bobby Lance, and carried with all present members voting AYE by voice vote; the Advisory Board approved the March 13, 2018 meeting minutes as presented.

III. Public Comment on Propositions before the Advisory Board

Chairman Vause received four requests during the Public Comment period. Jay Herrington, resident and former Advisory Board member of the Lake Conway Water and Navigation Control District, expressed his gratitude to the Advisory Board for their mentorship and dedication. He wished them the best on meeting their goals to ensure that Lake Conway stays a pristine lake, for all the residents of Orange County, for their use and enjoyment. Mr. Herrington stated he grew up around Lake Conway, and it is very close to his heart, but unfortunately he lives outside of the boundary of the taxing district and can no longer serve on the Advisory Board. Mr. Herrington stated he appreciates the Advisory Board and all they do to keep Lake Conway clean. The Advisory Board unanimously reciprocated sentiments and thanked Jay for his service.

Resident Rick Wilson stated he heard there is a major upcoming project involving canals, requested information if the County is accepting bids, and what is the timing and budget for the project. He also requested an update on the existing budget and how the canal project will affect the overall budget.

Resident Kay Maguire, and Association Manager of Camelot by the Lake, requested information on removing cypress trees along the Lake Conway shoreline.

Lydia Pisano, Mayor of Belle Isle, thanked the Advisory Board for their service. Mayor Pisano requested assistance submitting educational articles to the City of Belle residents, on information and achievements of the Advisory Board. Mayor Pisano also stated a few residents were in attendance inquiring about the slalom course on Lake Conway south lobe.

IV. Comments of the Chairman

Chairman Vause stated after the various discussions of the last Advisory Board meeting, he is handing out a copy of the Lake Conway Water and Navigation Control District Resolution to the Advisory Board members, so everyone understands the function of the taxing district. The Advisory Board is a five member board, they give recommendations on navigation, and their main charge is to keep the lake beautiful. Chairman Vause offered a copy of the Resolution to the Advisory Board members and to the Mayor of Belle Isle.

V. Orange County EPD Report

Chair Elections

The Advisory Board discussed their current positions.

Upon a motion by Gary Meloon, seconded by Micky Blackton, and carried with all present members voting AYE by voice vote; the Advisory Board approved Ray Vause and Bobby Lance to remain Chairman and Vice Chairman, respectively.

Melaleuca Biological Control

Ms. Urbanik reached out to the Florida Fish and Wildlife Conservation Commission (FWC), the Entomology Department at the University of Florida, and to the United States Department of Agriculture (USDA) to gain information on the biological control of *Melaleuca* on Lake Conway from the study 13 years ago. The contacts working at these locations did not have any recollection of the study.

Stormwater Study Update

Due to staff shortages, the seepage meter sample analysis can no longer be conducted by the County laboratory which was intended to provide a cost savings to the Lake Conway taxing district. The lab analysis will be contracted out in order to stay on schedule. It is currently unknown what additional funds will be required to complete this task. A handout was provided.

Budget Review

A copy of the Lake Conway taxing district budget was handed out to the Advisory Board, discussion ensued. Ms. Urbanik answered Mr. Wilson's question and stated there are no planned projects involving canals. Since there is an ongoing stormwater study, the Advisory Board has chosen to temporarily suspend shoreline alteration projects funded by the taxing district, to substantiate accurate water quality samples.

Project Prioritization

Ms. Urbanik handed out a list of ongoing projects supported by the taxing district, and requested each Advisory Board member to prioritize the projects. Discussion ensued. Mr. Lance requested an additional item, shoreline erosion protection, to be added to the priority list. Ms. Urbanik explained that the County does not maintain private shorelines, but the taxing district could choose to assist homeowners with plantings to help stabilize their shorelines and prevent erosion. The results of the project prioritization will be presented at the next meeting.

VI. Marine Patrol Report

Mr. Blackton inquired how many on-duty hours were patrolled on Lake Conway by the Orange County Sheriff's Office (OCSO). Corporal Lowers explained the schedule for on-duty lake patrol is variable since there are so many other public lakes that are patrolled during the week, the

majority of the patrol on Lake Conway is an off-duty status. Mr. Lance recollected from the March meeting, the Belle Isle Chief of Police stated the City has reduced resources for lake patrol and requested an update. BIPD Sergeant Ruiz stated the City only has one boat until they receive their new patrol vessel, and the City cannot have a reduced presence on the roads, currently manpower is a concern. Discussion ensued. Chairman Vause asked the residents in attendance, their experience of reckless boating activity on the lake. Corporal Lowers presented the marine patrol report. Advisory Board member Gary Meloon, graciously offered to give the BIPD two unmarked jet skis to supplement their patrol fleet.

VII. Advisory Board Member Report

- Chairman Ray Vause: No comment
- Vice Chairman Bobby Lance: No comment
- Micky Blackton: No comment
- Gary Meloon: No comment

VIII. Lake Conway Water Elevation Report

David Woods presented his Water Elevation report. The weather forecast is predicting a higher than average hurricane forecast this summer.

IX. Non-Agenda Items

Mr. Lance gave the Advisory Board an update on the history of the cypress plantings at Camelot by the Lake, stating they were required in lieu of an environmental fine. Ms. Maguire stated they have nine mooring buoys near the cypress tree plantings, and it is causing a liability for the Association as residents are trying to access their boats.

X. Meeting Adjourned

Chairman Vause adjourned the meeting at 7:33 p.m.

Rabon Vause, Chairman

Date

Minutes prepared by Tara Urbanik

Date



Lake Conway Marine Patrol Report

Orange County Sheriff's Office & Belle Isle Police Department

Apr-18

Dates	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	Total
OC	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
CS	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SO	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
CO	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SO	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OC	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
CS	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SO	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
CO	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SO	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OC	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
CS	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SO	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
CO	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SO	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OC	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
CS	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SO	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
CO	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SO	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

Arrests

Felony
 Misdemeanor
 Warrant Arrests

Productivity

Field Intelligence Reports
 Dispatched Calls for Service
 Reports Written
 Vessel Accidents
 Vessel Stops
 Boating Citations Issued
 Boating Warnings Issued
 Vessel Inspections
 Ramp Checks
 Patrol Assists/Back-Ups

Hours Worked

Comments:

4/29 boating accident at the Randolph ramp, one vessel collided with the other while it was being loaded on a trailer causing damage. No injury. Operator referred to FWC Self Report.

Conway Chain of Lakes Project Prioritization

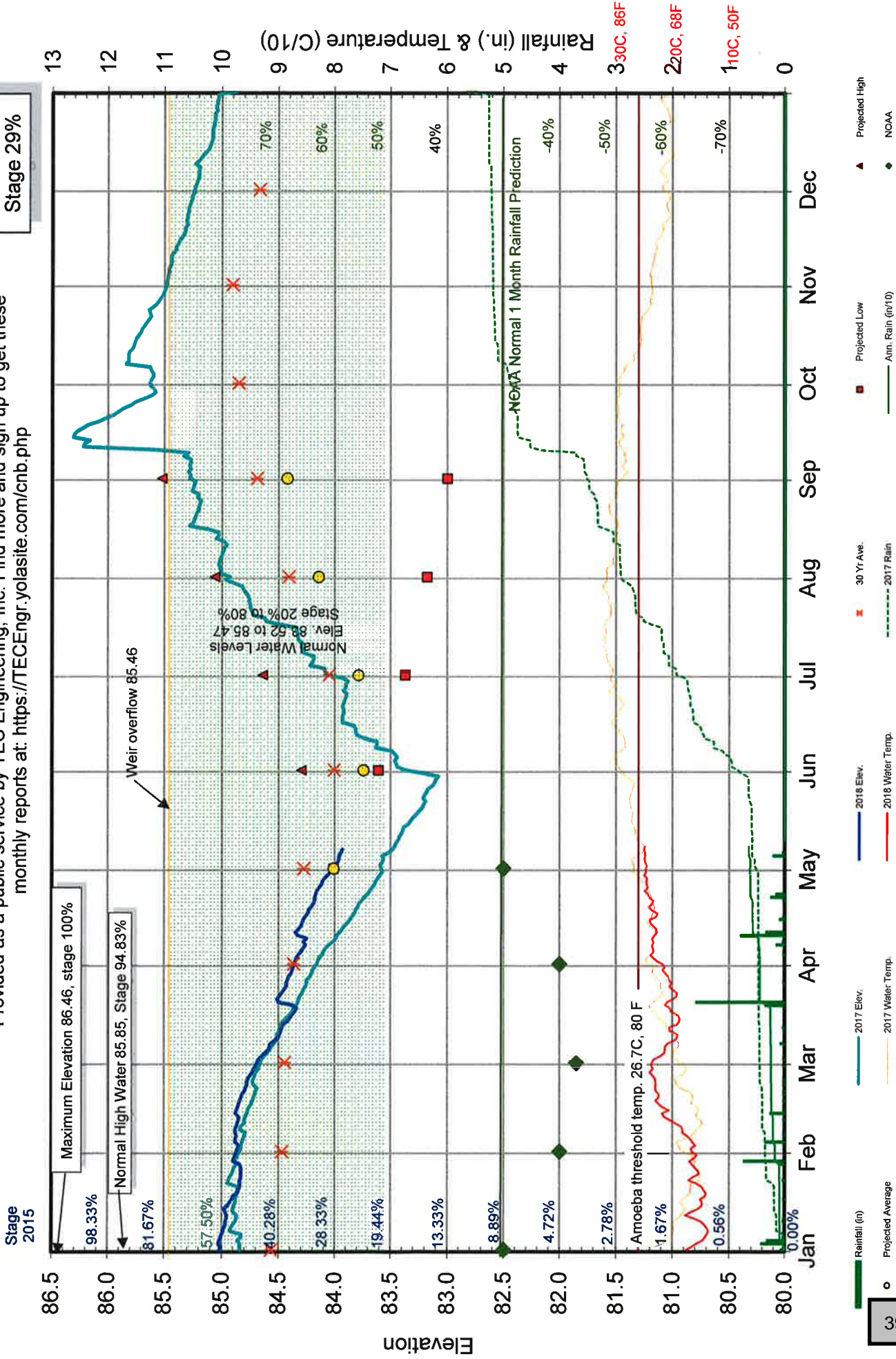
Rank the ongoing projects from 1 being the highest priority, to 6 being the lowest.

RANK	TOTAL	RESULTS						PRIORITY
		1	2	3	4	5	6	
3	9	1	3	2	3	3	3	Aquatic Plant Management & Canal Maintenance: managing invasive plants and maintaining navigation within the Conway Chain of Lakes
2	8	3	1	3	1	3	1	Hydrologic/Nutrient Studies & Water Quality Project Recommendations: conduct professional lake studies, prioritize water quality projects based on data, and implement feasible project recommendations
5	21	6	4	6	4	6	5	Off-Duty Patrol Services: assist with boating safety and navigation on Conway Chain of Lakes
6	22	5	6	5	6	5	6	Public Education/Public Engagement: shoreline planting projects, shoreline plant giveaways, newsletters, community events
4	17	4	5	4	5	4	4	Uniform Waterway Markers: maintain permit for navigation markers and No Wake regulatory zones
1	7	2	2	1	2	1	2	Water Quality Best Management Practices (BMPs): continuation of ongoing water quality projects, maintenance of BMPs, i.e. baffle boxes, curb inlet baskets, street sweeping

Lake Conway 2018 Elevations (NAVD 88)

Provided as a public service by TEC Engineering, Inc. Find more and sign up to get these monthly reports at: <https://TECEngr.yolasite.com/cnb.php>

4/30/18
Elev 84.03
Stage 29%





CITY OF BELLE ISLE, FL

1600 NELA AVENUE, BELLE ISLE, FL 32809 * TEL 407-851-7730

MEMORANDUM

From the Desk of Bob Francis, City Manager

To: Tree Committee
City Council
Date: May 8, 2018
Re: After Action Report on Arbor Day Celebration

INTRODUCTION

The City conducted an Arbor Day Celebration on April 28, 2018. The event was approved and sponsored by the City's Tree Committee as part of the City being named a Tree City by the National Arbor Day Foundation. The event included a ceremonial tree planting by the Mayor, the reading of an Arbor Day Proclamation, and booths set up to provide information on various topics related to tree care and environment.

AFTER ACTION REPORT OVERVIEW

This report is a compilation of information from the different individuals and staff who participated in the event and also comments that were received during and after the event.

The recommendations in this AAR should be viewed with considerable attention to the needs for a successful event. In some cases, the Tree Committee, City Council and/or staff may determine that the benefits of implementation are insufficient to outweigh cost. In other cases, they may identify alternative solutions that are more effective. However, they should review the recommendations and determine the most appropriate action and time needed for implementation.

The issues addressed in this AAR are being requested to be reviewed and thoroughly examined for the appropriation of needed resources to ensure the functions of event are efficient and effective.

Event Overview:

The event, organized and conducted by the City's Tree Committee, and was held on Wallace Field. The event included a ceremonial tree planting by the Mayor and an additional 7 trees along the east end of Wallace Field, the reading of an Arbor Day Proclamation, and booths set up to provide information on various topics related to tree care and environment. Activities at the event included Duke Energy tree and flower give-away and education on what trees to plant near utility lines, the OC Cooperative Extension Service Mosquito Control, Uoff Master Gardeners providing soil analysis, seeds, and planting information, Information on bees and beekeeping and snakes by Chris Stalder, Friends of the Split Oak Forest and Gatorland Zoo providing a gator, snake, and frog.

Duration:

The event started at 10:00 AM and ended approximately at 2:00 PM.

Sponsor:

The City of Belle Isle (Tree Committee) was the event sponsor. Additional sponsors were Duke Energy, Mathis and Sons, University of Florida/ Orange County Extension Center, Palm Gardens Nursery, WaWa for coffee, donuts and water. Residents near Wallace Field donated trees.

Funding Source:

Final Budget not compiled.

Participating Organizations:

City of Belle Isle staff (Public Works, Administration, and Police); Participants: Duke Energy, Gatorland Zoo,, University of Florida/Orange County Extension Center, Palm Gardens Nursery, WaWa and Orange County Mosquito Control.

STRENGTHS

- Residents enjoyed it
- Team Effort by all involved
- Good Location
- Good Sponsorship
- Volunteer set-up and clean-up
- Communication throughout the event organization by Tree Committee
- Attended by many Commissioners
- Cornerstone Student Volunteers
- Well-advertised through social media
- Donations of time and of vehicle (Big Blue Truck)
- Police, Administrative Staff and Public Works were outstanding
- Despite injury, "Scooter" Bobrowski was terrific organizer
- Cooperation of residents at near Wallace Field

AREAS OF IMPROVEMENT

- Late advertising
- Less turnout than expected

RECOMMENDATIONS

- Start advertising earlier.
- Keep the event at Wallace Field. Good location, good parking. Layout was very good.
- Contact same organizations to return next year. Everyone who attended this event took something home (trees, seeds, information). All reptiles were a big hit.
- Keep the list of volunteers and continue to develop volunteer list

CONCLUSION AND NEXT STEPS

This event was well-planned and well-executed. Holly Bobrowski led an outstanding team of volunteers. Prior planning to look at the layout days before with many of the volunteers and city staff (especially the Public Works crew) allowed for a smooth running of the event. The City needs to get the word out earlier so it is better attended. This was an outstanding event.

IMPROVEMENT PLANNING MATRIX

IMPROVEMENT PLANNING MATRIX

This is an example of the improvement planning matrix that should be completed by the Special Events Committee.

<u>Area of Improvement</u>	<u>Improvement Action</u>	<u>Responsible Party/Areas</u>	<u>Targeted Completion Date</u>	<u>Status</u>
1)				
2)				
3)				
4)				
5)				
6)				
7)				
8)				
9)				
10)				
11)				
12)				
13)				
14)				
15)				
16)				
17)				
18)				



Fwd: opposition to and appear of 7020 Seminole variance approval

Gregory Gent <skygreg@icloud.com>
To: yquiceno@belleislefl.gov

Thu, May 3, 2018 at 2:44 PM

Hi, Yolanda, I meant to send this to you but left you off accidentally.

I want to appeal this P&Z decision. Can you let me know what the process is to do?

Thanks so much!

Begin forwarded message:

From: Gregory Gent <skygreg@icloud.com>
Date: May 2, 2018 at 7:09:09 AM EDT
To: Ed Gold <egold@cobifl.com>, acarugno@cobifl.com, jweinsier@cobifl.com, district4@belleislefl.gov, hreadey@cobifl.com, district6@belleislefl.gov, Sue Nielsen <snielsen@cobifl.com>
Cc: bfrancis@belleislefl.gov, lpisano@cobifl.com
Subject: opposition to and appear of 7020 Seminole variance approval

I'm writing to express opposition and appeal the variance approval (and forthcoming lot split request) for 7020 Seminole. I'm also expressing opposition to lot splits in general.

I wasn't able to attend the P&Z meeting, but did listen to the audio recording afterwards. Many thoughts were given as why this would be good. However, none of the reasons met the hardship standard that a variance requires.

Mr. Lance bought this property in 2004. For many years he held on to the property, expecting to eventually build his personal full time residence there. No variance or lot split was ever requested previously because, one can assume, Mr. Lance wanted to utilize the entire property for his residence. For more than 13 years, a single lot was something Mr. Lance was obviously in favor of.

It wasn't until Mr. Lance chose a personal residence elsewhere and resigned from council that he now thought the property should be divided into two. This is not a hardship. This is not a reason to approve a variance. Building two homes to maximize profit is not a reason to approve a variance.

There were several comments at the meeting implying that something 'new' would be better for the neighborhood than what is currently there. Most would agree. The current property is in less than stellar condition and has been a bit of an eyesore for many years. I think it is fair to say that there has been little to no effort or dollars put towards this house during the 14 years that Mr. Lance has owned it. Concern now by Mr. Lance for better looking structure(s) on the property doesn't seem to be a reason for the variance approval.

Some time ago, P&Z voted to approve a lot split at 6820 Seminole. At the P&Z meeting (I was there) Daryl Carter talked about his fondness for Belle Isle and his goal was to build two nice homes on that property. There was no hardship in this case either, but P&Z approved anyway. Within months, Mr. Carter flipped the property, in a no-money deed transfer to Chris Comins, who had unsuccessfully tried previously to purchase the property (this entire transaction should probably be investigated). Again, this lot split never should have happened as there was no hardship.

Now, others are using this mistake as precedent for other lot splits. I believe the city has erred in allowing this, and needs to take corrective action.

The South lake has recently had a kayak/canoe launch added, approved a soon-to-be-built multi-family compound on the previous Larkin property, a higher density development next door to that, etc. There is no need to continue adding to the density of the lakes, even with one-off lot splits.

I ask the council to review P&Z's decision, determine what hardship justified the approval, and deny the variance. As I said previously, I don't believe any hardship exists. Mr. Lance for a decade and a half was in favor of a single lot. I'm certain many others would be in favor of purchasing that property and building a single new residence, as Mr. Lance had intended all along.



**CITY OF BELLE ISLE,
FLORIDA**

1600 Nela Avenue
Belle Isle, Florida 32809
(407) 851-7730 • FAX (407) 240-2222
www.cityofbelleislefl.org

Mayor
Lydia Pisano

City Manager
Bob Francis

City Council

Ed Gold
District 1

Anthony Carugno
District 2

Jeremy Weinsier
District 3

Mike Sims
District 4

Harvey Readey
Vice Mayor
District 5

Jim Partin
District 6

Sue Nielsen
District 7

May 4, 2018

Add1
Add2
Add3
Add4

RE: APPEAL of Public Hearing Case #2018-04-010

Dear Property Owner:

You are hereby given notice that the City Council will hold a Public Hearing on Tuesday, June 5, 2018 at 6:30 p.m., or as soon thereafter as possible, at the Belle Isle City Hall Council Chambers, 1600 Nela Avenue, Belle Isle, Florida 32809, to hear an appeal of the Planning & Zoning approval of Public Hearing Case 2018-04-010:

APPEAL of Public Hearing Case #2018-04-010 - Pursuant to Belle Isle Code Sec. 42-64, the Board shall consider and take action on a requested variance from Sec. 54-2 (a). - Substandard Lots of Record, to allow for the lots that comprises the currently developed parcel to be redeveloped as two individual lots instead of being required to be aggregated as one tract, and allow for a reduction from the Sec. 50-73.- Site and building requirements, for the R-1-AA required minimum lot width of 85 feet, in anticipation of a lot split request on the subject parcel, that would result in each of the two lots retaining a substandard lot width of 75 feet, submitted by applicant Brent Walters, located at 7020 Seminole Drive, Belle Isle, FL 32812 also known as Parcel # 29-23-30-4389-02-150.

You are invited to attend and express your opinion on the matter. Any person(s) with disabilities needing assistance to participate in these proceedings should contact the Planning and Zoning office at (407) 851-7730 at least 24 hours in advance of the meeting.

In the event that you decide to appeal the decision made by the City Council, you will need a record of the proceeding. For that purpose, you may need to ensure that a verbatim record of the hearing is made to include evidence and testimony upon which the appeal is to be based. The burden of making such a verbatim record is on the appellant. F.S. 286.0105; 1986 Op. Atty.

Sincerely,

Yolanda Quiceno
CMC-City Clerk

Attachment (Email dated 5/2/2018 from Gregory Gent Appellant)

City Council Session - June 5, 2018
 Appeal of Public Hearing Case No. 2018-04-010 - 7020 Seminole Drive

Parcel	FullName	FullName2	Address	City	StZip
292313000000044	TIITF		3900 COMMONWEALTH BLVD	TALLAHASSEE	FL 32399
302329438902100	DONHAM DEBORAH L		6904 SEMINOLE DR	BELLE ISLE	FL 32812
302329438902120	WILKINS AIMEE	WILKINS JOHN T	6910 SEMINOLE DR	BELLE ISLE	FL 32812
302329438902130	MCCUTCHEN DANIEL C	MCCUTCHEN KAREN C	6916 SEMINOLE DR	BELLE ISLE	FL 32812
302329438902141	SUGGS LINDA D		6922 SEMINOLE DR	BELLE ISLE	FL 32812
302329438902150	LANCE CYNTHIA G	LANCE PAUL ROBERT	3401 TRENTWOOD BLVD	BELLE ISLE	FL 32812
302329438902171	MAUDLIN MARGO A		7026 SEMINOLE DR	BELLE ISLE	FL 32812
302329438903130	DELVALLE ADELIRIS		6922 BARBY LN	BELLE ISLE	FL 32812
302329438903140	ALEXANDER LINCOLN	RAMOS DAISY	6928 BARBY LN	BELLE ISLE	FL 32812
302329438903150	OAF HOWARD J	OAF CLAUDYS C	7006 BARBY LN	BELLE ISLE	FL 32812
302329438903160	FERNANDEZ ALANA S		7012 BARBY LN	BELLE ISLE	FL 32812
302329438903170	SOTO JEANMARIE		7020 BARBY LN	BELLE ISLE	FL 32812
302329438903180	LANAM GARY	LANAM LYNDA	7026 BARBY LN	BELLE ISLE	FL 32812
302329438903190	SCOTT DENISE M	SCOTT JAMES W	7032 BARBY LN	BELLE ISLE	FL 32812
302329438903201	MCKEE DARREN J	MCKEE KIMBERLY A	3315 WARREN PARK RD	BELLE ISLE	FL 32812
302329438903202	DELL KAREN DOLORES ESTATE	C/O CHARLES EDWARD DELL	7029 SEMINOLE DR	BELLE ISLE	FL 32812
302329438903220	DOUD ROBERT LEROY III		7025 SEMINOLE DR	BELLE ISLE	FL 32812
302329438903230	KRIZAN JESSICA RAE		7019 SEMINOLE DR	BELLE ISLE	FL 32812
302329438903240	MARSHALL JOELLE	GONZALEZ CARLOS JAVIER	6714 HARVEST RUN DR	HARRISON	TN 37341
302329438903250	PENROD CLAY W JR		7007 SEMINOLE DR	BELLE ISLE	FL 32812
302329438903260	HUSMANN MARGARITA S TR		4391 BENEDICTINE CIR	ORLANDO	FL 32812
302329438903270	ALVAREZ JORGE RAFAEL		6921 SEMINOLE DR	BELLE ISLE	FL 32812
302329438903280	GUZMAN CARLOS A		6915 SEMINOLE DR	BELLE ISLE	FL 32812
302329438903290	BERLAGE ALICE ANNE		1243 INVERNESS DR	DUNEDIN	FL 34698
302329438904010	ORANGE COUNTY BCC	C/O REAL ESTATE MNGT DEPT	PO BOX 1393	ORLANDO	FL 32802
302329438904020	STEPHENSON HEATHER A		7204 SEMINOLE DR	BELLE ISLE	FL 32812
302329438905010	ORANGE COUNTY BCC	C/O REAL ESTATE MNGT DEPT	PO BOX 1393	ORLANDO	FL 32802

**Belle Isle Issues Log
5/15/2018**

<u>Issue</u>	<u>Description</u>	<u>Start Date</u>	<u>POC</u>	<u>Expected Completion Date</u>	<u>Completed Action</u>	<u>Next steps</u>
Cornerstone Charter Academy Stormwater Discharge issue	In November, Orange County made City aware of turbidity issue with storm water discharge from CCA Property to OC Storm pipe. OC may fine City is not corrected.	1/11/2016	CM/CE	4/30/2018	Water sampling revealed that there are high levels of nitrogen causing algae blooms. OCEPD reviewing fertilizer put on the field. Harris Engineering to use GPR to find any unrecorded pipes. City will divert water from drainage ditch to Wallace Field	Need to purchase materials and build system.
Gene Polk Park (Delia Beach)	Drainage issue at Gene Polk Park caused erosion problems and makes the park unattractive. At least 3 plans have been developed for the drainage and Council allocated \$180,000 to correct the problem.	4/3/2017	CM/CE	9/30/2018	CM met with neighbors to go over plan. Neighbors will review plan as a group and then present their comments to City.	Another change to contract documents, so approval is delayed until June Meeting
Street Paving	Council approved project for paving several streets in the City. Middlesex Paving is the contractor	8/12/2017	PW/CM	9/30/2017 Completed	Paving of Windsor Place, Lake Conway East, Venetian, Peninsula, and McCawley completed.	CM to consider change in the Scope of the Project to look at curb replacement
Storm Drainage	Several individual projects are being looked at to complete. St. Partens, McCawley Ct., Swann Beach, 3101 Trentwood.	4/3/2017	PW/ENG	5/31/2018	City Manager determined areas that need to have a priority of work for stormwater fixes. Working with the Engineer to address these areas	Construction plans being developed for St. Partins, Wind Drift, Nela Ave. Projects may be delayed to next budget year.
Traffic Studies	Council allocated funds for traffic study at Trentwood/Daetwyler Rd. Council directed city-wide traffic study to improve traffic flow.	4/3/2017	CM/Eng.	12/31/2018	Trentwood Study completed. Temporary Speed Humps are installed on Flowertree and Trentwood.	Repair of chicane is being reviewed. Mattamy Homes contributed \$6,500 (ends their commitment to City). Transportation Master Plan work to begin in May.
Fountain at Nela/Overlook	Council approved funding to convert the planter at Nela/Overlook to a fountain.	4/3/2017	CM	8/31/2018	Contacting fountain installers for quotes. Art work to be contest for residents. Initial Quotes received were for \$75K and \$51K without art work.	G'Werks to do fountain. Centerpiece ordered (12-14 weeks). Should see demo of roundabout soon.
Standardize Park Signage	Council held a workshop on June 14 to discuss park issues. Standardize signage was one of the issues. Council reviewed proposed signs and directed to move forward.	6/14/2017	CM	9/30/2018	New signs will be made and replace the current signs for parks. Meeting with sign maker on August 1st. New signs in for design	Next year budget item

**Belle Isle Issues Log
5/15/2018**

Standardize Boat Ramp Signs	Council held a workshop on June 14 to discuss boat ramp issues. Standardize signage was one of the issues. Council reviewed proposed signs and directed to move forward.	6/14/2017	CM	6/30/2018	New signs will be made and replace the current signs for ramps. Perkins and Venetian ramps will have same rules. Lake level closure decided. New signs in for design. Sign Maker making new Perkins Ramp Sign. Venetian being designed. Fence at Venetian installed.	Venetian sign installed; Perkins signs installed. Issues is closed.
Wallace/Matchett Area	City purchased large area at Wallace/Matchett for open space. Issues with Wallace Street Plat in this area with people trespassing on private property. District 2 Comm. And CM met with residents to discuss solutions. Council met on June 14 and issues was discussed. Council directed that a fence would be erected around property. Dist. 2 Comm. and CM to meet with residents to discuss options for Wallace Street plat. Area is still zoned R-2.	6/14/2017	Dist.2 Comm and CM	9/30/2018	Fence instsalled. Zoning change in progress. Agreement for CCA use of the field being reviewed by school. Trees planted as part of Arbor Day Celebration.	Next step is for Council to determine what else (if anything) should be done to Wallace Field (example: community gardens). Possible workshop or community survey for direction.
Perkins Boat Ramps	Council discussed issues at June 14 meeting for Perkins ramp . Rules need to be put in place according to Ordinance 18-20. Perkins also needs to be upgrade with new fencing, ramp construction and road and dock construction. New drainage also needs to be installed. Council allocated \$38,.000 to drainage.	4/3/2017	CM	12/31/2017	Closure level agreed upon. New sign is at sign maker. Fencing is delayed due to lack of materials (wood). Starting the process to complete other issues (drainage, fill in the void at end of the ramp, wheel stops on ramp, trailer parking). New fence at Perkins Ramp.	Dock is completed. Gauge and ramp markers are in place. Void at end of ramp filled and wheel blocks are in place. Contractor should be improving driveway next week.
City acquisition of Property	Council discussed possibility of acquiring parcels within the City and directed City staff look at	3/20/2018	CM	8/31/2018	Staff is identifying possible parcels for purchase or other means of acquiring property.	Working with State on purchase of Cross Lake. Appraiser to appraise land. May make Cross Lake a drainage easement if it will secure the land for
Charter School (CCA)	There has been infrastructure issues at Cornerstone for some time. The City owns the property and leases it to CCA. The City is responsible for replacing major systems at CCA according to the lease.	4/3/2017	CM	Ongoing	Once CFP is developed, then a joint agreement will be developed outlining which entity is responsible for maintenance costs.	Capital Facility Plan complete. HVAC contract signed. CCA considering purchase of property.

**Belle Isle Issues Log
5/15/2018**

Short Term Rental	Council discussed short term rentals and directed staff prepare paper for April 17 Meeting	3/20/2018	CM	8/31/2018	Staff is preparing information on short term rentals.	Agenda item for May 15.
Strategic Plan	The City currently has no Strategic Plan. Strategic planning is the process to develop a vision of what the City would like in 10, 15, or 20 years, based on forecasted needs and conditions. It defines goals and objectives to achieve those goals. It is not the same as the Comp Plan.	4/3/2017	Council/CM	Ongoing	Council to decide if it wants a Strategic Plan and then to set up a process for developing the plan. If Council moves forward, an outside consultant should be hired to contact the meetings, gather the information, conduct the surveys and develop the draft plan.	Need guidance from council on when they want to do planning.
Bird Sanctuary Designation	The City has an ordinance designating Belle Isle as a Bird Sanctuary; however it is not recognized by the state (FWC). In speaking with the FWC Regional Director, the city has not applied for the designation IAW Florida Statutes. The Council would like to have BI recognized as a bird sanctuary hoping that it will protect many of the birds that call Lake Conway home.	4/3/2017	CM	12/31/2017	Application completed per Florida Statutes and sent to FWC for consideration at FWC January Meeting. New ordinance adopted IAW FWC guidelines and FAL 68a-19.002	Appeal in progress. FWC to discuss options with City
Municipal Code Update	The City Council contracted with a planner to update the municipal code. This process was not completed and needs to be completed. There have been significant code changes in the past few years that need to be in the code.	4/3/2017	CM/CC	Ongoing	Meet with consultant to determine what was done and what is left to do.	It was determined that no code revisions have been completed. In progress
Comp Plan Updates	The comp plan is reviewed every 7 years to see if it needs to be updated. The City Council contracted with a planner to update the comprehensive plan. In March, the consultant told the Council that the plan is up to date and no changes are necessary. CM believes that changes are needed. They could be made anytime.	3/1/2017	Council Planner CM	Ongoing	Meet with consultant to determine what was done and what is left to do.	Any changes should go to P&Z Board for recommendation to Council. No changes were made. Comp Plan review started by CM

**Belle Isle Issues Log
5/15/2018**

Annexation	Council discussed the desire to annex contiguous property in order to build the tax base and possibly provide more commercial development in Belle Isle.	4/3/2017	Council CM	12/31/2017	Council to determine the priority to annex especially with the establishment of the Pine Castle Urban Center on S. Orange Ave. CA provided information to Council on annexation. Workshop should be scheduled to discuss	Workshop held on 1/11/18. Council discussion at February meeting. Staff reviewed documents. Report is being scheduled for June Meeting
Sustainability	Council discussed sustainability and energy initiatives.	4/3/2017	CM	12/31/2107	Look at LED lighting and Solar power for city facilities. Look at Community Garden (possibly at Wallace/Matchett)	Due to hurricane installation is delayed until March 1. Call to Duke on when project will start. Duke is rescheduling.
Tree Issues	There have been several issues regarding trees, tree care, and concerns on landscaping requirements to save trees. The City recently created a Tree Advisory Board that will review the standards of tree care and the processes involved in tree care, removal, and protection.	11/21/2017	CM Tree Board	3/31/2018	Tree Advisory Board to review current tree ordinances and processes for tree care, removal and protection. Arbor Day held. See AAR in Council Packet	Tree ordinance back to Tree Board for further changes. Start application process for Tree City designation.