

# City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444

Phone: (561) 243-7000 - Fax: (561) 243-3774

[www.mydelraybeach.com](http://www.mydelraybeach.com)



## Regular Commission Meeting

Regular Meeting at 4:00 PM

Monday, March 6, 2023

Commission Chambers

Delray Beach City Hall

### City Commission

*Mayor Shelly Petrolia*

*Vice Mayor Adam Frankel*

*Deputy Vice Mayor Juli Casale*

*Commissioner Ryan Boylston*

*Commissioner Shirley Ervin Johnson*

## **RULES FOR PUBLIC PARTICIPATION**

**PUBLIC COMMENT:** City Commission meetings are business meetings and the right to limit discussion rests with the Commission. **Generally, remarks by an individual will be limited to three minutes or less.** The Mayor, presiding officer or a consensus of the City Commission has discretion to adjust the amount of time allocated.

### **Public comment shall be allowed as follows:**

- A.** Comments and Inquiries on Non-Agenda and Agenda Items (excluding public hearing or quasi-judicial hearing items) from the Public: Any citizen is entitled to be heard concerning any matter within the scope of jurisdiction of the Commission under this section. The Commission may withhold comment or direct the City Manager to take action on requests or comments.
- B.** Public Hearings/Quasi-Judicial Hearings: Any citizen is entitled to speak on items under these sections at the time these items are heard by the Commission.
- C.** All persons desiring to do a presentation on agenda or non-agenda items that are on a portable flash drive device or a CD/DVD, must provide their media to the City Clerk no later than 12:00 p.m. one day prior to the meeting where they wish to present.

**SIGN IN SHEET:** Prior to the start of the Commission Meeting, individuals wishing to address the Commission should sign in on the sheet located on the right side of the dais. If you are not able to do so prior to the start of the meeting, you may still address the Commission. The primary purpose of the sign-in sheet is to assist staff with record keeping. Therefore, when you come up to the to speak, please complete the sign-in sheet if you have not already done so.

**ADDRESSING THE COMMISSION:** At the appropriate time, please step up to the lectern and state your name and address for the record. All comments must be addressed to the Commission as a body and not to individuals. Any person making impertinent or slanderous remarks or who becomes boisterous while addressing the Commission shall be barred by the presiding officer from speaking further, unless permission to continue or again address the Commission is granted by a majority vote of the Commission members present.

## **APPELLATE PROCEDURES**

Please be advised that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is based. The City neither provides nor prepares such record.

**1. ROLL CALL****2. PLEDGE OF ALLEGIANCE TO THE FLAG**

- 2.A. PLEDGE OF ALLEGIANCE TO THE FLAG LED BY NATALIE SHERRY AND EMMA SHERRY

**3. AGENDA APPROVAL**

- 3.A. Additions, Deletions, Substitutions

**4. PRESENTATIONS:**

- 4.A. COMMISSIONER SHIRLEY JOHNSON THANKS FIRE RESCUE PERSONNEL

**Recommendation:** Commissioner Shirley Johnson would like to thank the fire rescue personnel who came to her aid when she was struck by a vehicle.

Those personnel are:

**Rescue 111**

Lt. Chelsea Byrne  
FF Daniel De Franceschi

**Ladder 111**

Capt. Matt Mahoney  
DE James Jacobs  
FF Alec Jarzabkowski

**EMS 111**

Division Chief Sean Gibson

**Battalion Chief 111**

Assistant Fire Chief Greg Giaccone

**Sponsors:** Fire Rescue Department

**5. COMMENTS AND INQUIRIES ON AGENDA AND NON-AGENDA ITEMS FROM THE PUBLIC- IMMEDIATELY FOLLOWING PRESENTATIONS:**

- 5.A. City Manager's response to prior public comments and inquiries

- 5.B. From the Public

**6. CONSENT AGENDA: City Manager Recommends Approval**

**6.A. CITY COMMISSION MEETING MINUTES**

**Recommendation:** Motion to approve meeting minutes as listed below:

February 21, 2023 Workshop Meeting Minutes  
February 21, 2023 Regular Meeting Minutes

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[February 21, 2023 Workshop Meeting Minutes - DRAFT](#)  
[February 21, 2023 Regular Meeting Minutes - DRAFT](#)

**6.B. CONSIDERATION OF THE CERTIFICATION OF THE FINAL PLAT, "HIGHLAND PARK TOWNHOMES," TO CREATE 30 FEE-SIMPLE LOTS, A RESIDENTIAL ACCESS STREET, OPEN SPACE AND RECREATION TRACTS, SIDEWALK EASEMENTS, AND PUBLIC RIGHT-OF-WAY TRACTS, ON TWO PARCELS AT THE SOUTHEAST CORNER OF NE 6th AVENUE AND NE 4th STREET TOTALING 1.36-ACRES, CURRENTLY ADDRESSED AS 375 AND 395 NE 6th AVENUE.**

**Recommendation:** Consideration of the certification of the Final Plat, "Highland Park Townhomes", to create 30 fee-simple lots, a residential access street, open space and recreation tracts, sidewalk easements, and public right-of-way tracts, on two parcels at the southeast corner of NE 6th Avenue and NE 4th Street totaling 1.36-acres, currently addressed as 375 and 395 NE 6th Avenue.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[PZB Report: Highland Park Townhomes Plat](#)  
[Proposed Plat: Highland Park Townhomes](#)

**6.C. APPROVAL OF RESOLUTION NO. 56-23 AMENDING THE FISCAL YEAR 2022-2023 BUDGET ADOPTED BY RESOLUTION NO. 157-22 ON SEPTEMBER 19, 2022, BY PROVIDING FOR FUNDING FOR BUS SHELTER MAINTENANCE AND INSTALLATION.**

**Recommendation:** Motion to approve Resolution No. 56-23 amending the budget for Fiscal Year 2022-2023 adopted on September 19, 2022, by providing for funding for bus shelter maintenance and installation.

**Sponsors:** Finance Department and Public Works Department

**Attachments:** [Agenda Cover Report](#)  
[Res 56-23 Budget Amendment Bus Shelters rev. 2.24.23](#)  
[Exhibit A - Budget Amendment Bus Shelter - 03.06.2023](#)  
[Ord 13-13](#)  
[Simple Legal Review Approval Resolution 56-23 Budget Amendment](#)

**6.D.** ITEM(S) A1 and B1 - ACCEPTANCE OF A RIGHT OF WAY DEDICATION BY 403 PALM TRL AND A RIGHT OF WAY DEDICATION BY 6 EASTVIEW AVE

**Recommendation:** Item A1 - Motion to approve and accept a Right of Way Dedication by the owners of 403 Palm Trl

Item B1 - Motion to approve and accept a Right of Way Dedication by the owners of 6 Eastview Ave

**Sponsors:** Public Works Department

**Attachments:**

[Agenda Cover Report](#)

[A1a - Right of Way Deed - 403 Palm Trail Barbara and Paul Nix](#)

[A1b- Sketch and Legal - 403 Palm Trail Barbara and Paul Nix](#)

[B1a Right of Way Deed - 6 Eastview Avenue - Testarel LLC](#)

[B1b - Sketch and Legal - 6 Eastview Avenue - Testarel LLC](#)

[Legal Review Right of Way Deed 6 Eastview Avenue Testarel LLC](#)

[Legal Review Right of Way Deed 403 Palm Trail Barbara and Paul Nix](#)

**6.E.** APPROVAL OF RESOLUTION. NO. 37-23 FOR AGREEMENT WITH FLORIDA POWER & LIGHT COMPANY FOR THE INSTALLATION AND MAINTENANCE OF DECORATIVE LIGHTS AND POLES FOR THE BARWICK ROADWAY IMPROVEMENTS PROJECT.

**Recommendation:** Motion to Approve Resolution No. 37-23 for approval of an Agreement with Florida Power & Light (FPL), to install 85 new LED Street Decorative Lights for the Barwick Roadway Improvements Project; authorizing the City Manager to execute any amendments and/or renewals thereto and take all actions necessary to effectuate this agreement.

**Sponsors:** Public Works Department

**Attachments:**

[Agenda Cover Report](#)

[FPL LED Lighting Agmt Barwick Road 85 Lights and Poles](#)

[FPL Lighting Plan Proposal Barwick Road](#)

[FPL Sketch-Preliminary Design Barwick Road](#)

[Res 37-23 - FPL LED Lighting Agmt Barwick Road 85 Lights and Poles](#)

[Legal Review FPL LED Lighting Agreement for 85 roadway lights and poles on |](#)

**6.F.** APPROVAL OF RESOLUTION. NO. 38-23 FOR AGREEMENT WITH FLORIDA POWER & LIGHT COMPANY FOR THE INSTALLATION AND MAINTENANCE OF DECORATIVE LIGHTS AND POLES FOR THE NORTH SWINTON AVENUE ROADWAY UNDERGROUND UTILITY IMPROVEMENTS PROJECT.

**Recommendation:** Motion to Approve Resolution No. 38-23 for approval of an Agreement with Florida Power & Light (FPL), to install 150 new LED Street Decorative Lights for the North Swinton Avenue Roadway Underground Utility Improvements Project; authorizing the City Manager to execute any amendments and/or renewals thereto and take all actions necessary to effectuate this agreement.

**Sponsors:** Public Works Department

**Attachments:** [Agenda Cover Report](#)  
[FPL LED Lighting Agmt N Swinton Ave 150 Lights and Poles](#)  
[FPL Lighting Plan Proposal Swinton Avenue](#)  
[FPL Preliminary Sketch-Design Swinton Avenue](#)  
[Res 38-23 - FPL LED Lighting Agmt N Swinton Ave 150 Lights and Poles](#)  
[Legal Review FPL LED Lighting Agreement for 150 roadway lights and poles or](#)

**6.G.** APPROVAL OF RESOLUTION. NO. 55-23 FOR AGREEMENT WITH FLORIDA POWER & LIGHT COMPANY FOR THE INSTALLATION AND MAINTENANCE OF DECORATIVE LIGHTS AND POLE FOR THE LINDELL BOULEVARD IMPROVEMENTS PROJECT.

**Recommendation:** Motion to Approve Resolution No. 55-23 for approval of an Agreement with Florida Power & Light (FPL), to install 97 double post tops green Washington poles and 194 new decorative LED Holophans Granville green Street Decorative Lights for the Lindell Boulevard Improvements Project; authorizing the City Manager to execute any amendments and/or renewals thereto and take all actions necessary to effectuate this agreement.

**Sponsors:** Public Works Department

**Attachments:** [Agenda Cover Report](#)  
[FPL LED Lighting Agmt Lindell Blvd 97 poles and 194 lights](#)  
[FPL Lighting Plan Proposal Lindell Blvd](#)  
[FPL Sketch-Preliminary Design Lindell Blvd](#)  
[Res 55-23 - FPL LED Lighting Agmt Lindell Blvd 97 Poles and 194 lights](#)  
[Legal Review FPL LED Lighting Agreement for 97 poles and 194 roadway lights](#)

**6.H. RESOLUTION NO. 50-23 AMENDING THE FISCAL YEAR 2022-23 BUDGET ADOPTED BY RESOLUTION NO. 157-22 ON SEPTEMBER 19, 2022**

**Recommendation:** Motion to Approve Resolution No. 50-23 amending the budget for Fiscal Year 2022-23 adopted on September 19, 2022.

**Sponsors:** Finance Department

**Attachments:** [Agenda Cover Report](#)  
[Res 50-23 Budget Amendment Re Agmt with DDA](#)  
[Exhibit A - DDA 3.6.2023](#)  
[ILA - Delray Beach Downtown Development Authority \(DDA\) \(License to Use th](#)  
[Legal Review Res 50-23 Budget Amendment Re Agmt with DDA](#)

**6.I. PROCLAMATIONS:**

**6.I.1. ALL PEOPLE'S DAY PROCLAMATION**

**Recommendation:** Motion to declare All People's Day on March 18, 2023.

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[All People's Day Proclamation 2023](#)

**6.I.2. VIETNAM VETERANS' DAY PROCLAMATION**

**Recommendation:** Motion to proclaim March 29, 2023 as VIETNAM VETERAN'S DAY in the City of Delray Beach.

**Sponsors:** City Clerk Department

**Attachments:** [Agenda Cover Report](#)  
[VIETNAM VETERANS DAY Proclamation 2023](#)

**6.I.3. PROCLAMATION DESIGNATING THE MONTH OF MARCH AS FLORIDA BIKE MONTH IN DELRAY BEACH.**

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Florida Bicycle Month Proclamation \(2023\)](#)

**6.I.4. PROCUREMENT MONTH PROCLAMATION**

**Recommendation:** Motion to proclaim the month of March as Procurement Month.

**Sponsors:** Purchasing Department

**Attachments:** [Agenda Cover Report](#)  
[March 2023 Proclamation](#)

**6.J. REVIEW OF APPEALABLE LAND DEVELOPMENT BOARD ACTIONS:**

**6.J.1. REPORT OF APPEALABLE DEVELOPMENT APPLICATION ACTIONS FROM FEBRUARY 1, 2023 THROUGH FEBRUARY 24, 2023.**

**Recommendation:** By motion, receive and file this report for actions from February 1, 2023 through February 24, 2023.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[SPRAB 02.08.2023: The North Edge](#)  
[SPRAB 02.08.2023: Regions West Atlantic](#)  
[SPRAB 02.22.2023: H Greg Nissan](#)  
[SPRAB 02.22.2023: Growl Enterprises](#)  
[SPRAB 02.22.2023: Popstroke](#)

**6.K. AWARD OF BIDS AND CONTRACTS:**

**6.K.1. APPROVAL OF RESOLUTION NO. 11-23 TO AWARD AN AGREEMENT WITH HENRY SCHEIN MEDICAL INC., FOR MEDICAL SUPPLIES, EQUIPMENT AND PHARMACEUTICALS, UTILIZING EAGLE COUNTY HEALTH SERVICES DISTRICT DBA EAGLE COUNTY PARAMEDIC SERVICES RFB NO. 2021-06 - \$100,000**

**Recommendation:** Motion to approve Resolution No. 11-23 to award an agreement with Henry Schein Medical Inc in the estimated amount of \$100,000, utilizing the Eagle County Health Services District RFB No. 2021-06.

**Sponsors:** Fire Rescue Department and Purchasing Department

**Attachments:** [Agenda Cover Report](#)  
[Legal Review Checklist kwb 12.16.22.pdf](#)  
[Resolution Henry Schein Inc 12.16.22.pdf](#)  
[PSAI RFB 2021-02 Medical Supplies Equipment Pharmaceuticals - FINAL.pdf](#)  
[Signed PSAI Vendor Agreement+Deviation Letter-Henry Schein-RFB 2021-06 M](#)  
[Simple Legal Review Approval Master Intergovernmental Cooperative Purchasi](#)  
[Cooperative-Purchasing-Public-Agreement-Eagle-County-Health-Service-District](#)  
[P2023-010 Henry Schein Agreement Delray \(Clean Copy\) 2.10.23.pdf](#)



**6.K.2. APPROVAL OF RESOLUTION NO. 44-23 TO AWARD AN AGREEMENT WITH FLORIDATOURS.COM FOR CHARTER BUS SERVICES FOR THE PARKS AND RECREATION DEPARTMENT - INITIAL THREE YEAR TERM COST \$517,320 (\$172,440 PER YEAR)**

**Recommendation:** Motion to approve Resolution No. 44-23 to award an agreement with FloridaTours.com for the Parks and Recreation Department in the estimated initial three-year term amount of \$517,320 (\$172,440 per year) and authorize the City Manager to exercise renewal options, contingent upon appropriation of funds.

**Sponsors:** Parks & Recreation Department and Purchasing Department

**Attachments:** [Agenda Cover Report](#)  
[Legal Review Checklist charter bus service](#)  
[FLTours\\_PE\\_2023](#)  
[Resolution No. 44-23 Charter Bus Services](#)

## **7. REGULAR AGENDA:**

**7.A. RESOLUTION NO. 45-23: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, GRANTING A WAIVER REQUEST TO SECTION 4.3.4(K) OF THE LAND DEVELOPMENT REGULATIONS APPROVING A DWELLING UNIT WITH 864 SQUARE FEET OF FLOOR AREA FOR THE PROPERTY LOCATED AT 1115 NORTH SWINTON AVENUE, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (QUASI JUDICIAL)**

**Recommendation:** Review and consider Resolution No. 45-23 a request for waiver from Section 4.3.4(K), Land Development Regulations (LDR) to allow a dwelling unit with a floor area of 864 square feet on the property located at 1115 North Swinton Avenue.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Resolution No. 45-23](#)  
[Applicant Justification Statement](#)  
[Property Survey](#)  
[Legal Review](#)

- 7.B.** RESOLUTION NO. 47-23: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, PROVIDING FOR THE ABANDONMENT OF INTEREST IN A PORTION OF RIGHT-OF-WAY LOCATED NORTH OF WITHERSPOON LANE AND SOUTH OF BOND WAY, TOTALING APPROXIMATELY 2,062.5 SQUARE FEET, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (QUASI-JUDICIAL)

**Recommendation:** Review and consider Resolution No. 47-23, a privately-initiated request to abandon a portion of a City-owned right-of-way (alley) totaling approximately 2,062.5 square feet and located between Bond Way and Witherspoon Lane.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Resolution No. 47-23 905, 907, 909 Witherspoon Lane - 905, 907, 909 Witherspoon Lane - PZB Staff Report](#)  
[905, 907, 909 Witherspoon Lane - Survey of Right of Way](#)  
[905, 907, 909 Witherspoon Lane - City Engineer Recommendation](#)  
[905, 907, 909 Witherspoon Lane - Applicant Justification Statement](#)  
[905, 907, 909 Witherspoon Lane - History](#)  
[905, 907, 909 Witherspoon Lane - Legal Review of Resolution No. 47-23](#)

- 7.B.1.** ACCEPTING A GENERAL UTILITY EASEMENT AGREEMENT AT 905 WITHERSPOON LANE, TOTALING APPROXIMATELY TWO HUNDRED AND TEN SQUARE FEET (210 SQ. FT.), AS MORE PARTICULARLY DESCRIBED HEREIN.

**Recommendation:** Consider acceptance of a General Utility Easement Agreement between the owner(s) of 905 Witherspoon Lane and the City of Delray Beach.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[General Utility Easement - 905 Witherspoon Lane](#)  
[Legal Review General Utility Easement Agreement - 905 Witherspoon Lane](#)

- 7.B.2.** ACCEPTING A GENERAL UTILITY EASEMENT AGREEMENT AT 907 WITHERSPOON LANE, TOTALING APPROXIMATELY TWO HUNDRED AND TEN SQUARE FEET (270 SQ. FT.), AS MORE PARTICULARLY DESCRIBED HEREIN.

**Recommendation:** Consider acceptance of a General Utility Easement Agreement between the owner of 907 Witherspoon Lane and the City of Delray Beach.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[General Utility Easement Spencer Noon - 907 Witherspoon Lane](#)  
[Legal Review General Utility Easement Agreement - 907 Witherspoon Lane - S](#)

**7.B.3. ACCEPTING A GENERAL UTILITY EASEMENT AGREEMENT AT 909 WITHERSPOON LANE, TOTALING APPROXIMATELY TWO HUNDRED AND TEN SQUARE FEET (270 SQ. FT.), AS MORE PARTICULARLY DESCRIBED HEREIN.**

**Recommendation:** Consider acceptance of a General Utility Easement Agreement between the owner of 909 Witherspoon Lane and the City of Delray Beach.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[General Utility Easement Agreement - 909 Witherspoon - GDS Love LLC](#)  
[Legal Review General Utility Easement Agreement - 909 Witherspoon Lane - G](#)

**7.C. RESOLUTION NO. 51-23: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ABANDONING A PORTION OF A WATER EASEMENT LOCATED AT 4575 W. LINTON BOULEVARD, TOTALING APPROXIMATELY FIVE THOUSAND TWO HUNDRED FIFTY FOUR SQUARE FEET (5,254.27 SQ. FT.), AS MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES. (QUASI JUDICIAL)**

**Recommendation:** Consider Resolution No. 51-23, abandoning a portion of a water easement at 4575 W. Linton Boulevard totaling approximately 5,254.27 square feet.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Resolution No. 51-23](#)  
[Resolution No. 51-23, Exhibit A](#)  
[Abandonment Recommendation: Engineering](#)  
[Abandonment Recommendation: Utilities](#)  
[Legal Review](#)

**8. PUBLIC HEARINGS/SECOND READINGS:**

- 8.A.** ORDINANCE NO. 04-23: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH CODE OF ORDINANCES, CHAPTER 1, "GENERAL PROVISIONS," ARTICLE 1.1, "ADOPTION OF CODE," SECTION 1.1.6, "AMENDMENTS," MODIFYING THE PROCEDURE FOR PRIVATELY INITIATED AMENDMENTS TO THE LAND DEVELOPMENT REGULATIONS; AMENDING CHAPTER 2, "ADMINISTRATIVE PROVISIONS," ARTICLE 2.4, "GENERAL PROCEDURES," SECTION 2.4.5, "PROCEDURES FOR OBTAINING DEVELOPMENT APPROVALS," SUBSECTION (M), "AMENDMENT TO THE LAND DEVELOPMENT REGULATIONS," TO REQUIRE SPONSORSHIP BY A SINGLE COMMISSIONER IN ORDER TO APPEAR AT A COMMISSION WORKSHOP MEETING AND TO REQUIRE SUPPORT BY AT LEAST THREE MEMBERS OF THE CITY COMMISSION AT A WORKSHOP MEETING IN ORDER TO SUBMIT A PRIVATELY INITIATED AMENDMENT TO THE LAND DEVELOPMENT REGULATIONS; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, AND PROVIDING AN EFFECTIVE DATE. (SECOND READING/PUBLIC HEARING)

**Recommendation:** Review and consider Ordinance No. 04-23, a City-initiated request to amend Section 1.1.6 and Section 2.4.5(M) of the Land Development Regulations (LDR) to require that at least one Commissioner sponsor the placement of a privately-initiated amendment to the LDR on a Commission Workshop agenda, and at least three members of the City Commission shall support a privately-initiated amendment to the LDR at such Workshop prior to the submittal of an application for the request.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[Ordinance No. 04-23](#)  
[PZB Staff Report](#)  
[Legal Review](#)  
[Delray Beach Ord 04-23 Notice](#)

- 8.B.** ORDINANCE NO. 05-23: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ADOPTING A SMALL-SCALE LAND USE MAP AMENDMENT REDESIGNATING FOURTEEN PARCELS OF LAND MEASURING APPROXIMATELY 17.03 ACRES, LOCATED ON GREENSWARD LANE, SOUTH OF HAMLET DRIVE, AS MORE PARTICULARLY DESCRIBED HEREIN, FROM OPEN SPACE TO LOW DENSITY RESIDENTIAL AND MEDIUM DENSITY RESIDENTIAL, PURSUANT TO THE PROVISIONS OF THE "COMMUNITY PLANNING ACT", FLORIDA STATUTES SECTION 163.3187; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (SECOND READING/PUBLIC HEARING)

**Recommendation:** Consider a City-initiated Land Use Map Amendment (LUMA) from Open Space (OS) to Low Density (LD) and Medium Density (MD) in correction of a data conversion error for 14 parcels totaling 17.03+/- acres located on Greensward Lane within The Hamlet and fully described in Ordinance No. 05-23.

**Sponsors:** Development Services Department

**Attachments:** [Agenda Cover Report](#)  
[The Hamlet - Ordinance No. 05-23 leg rev WB](#)  
[The Hamlet - PZB Staff Report](#)  
[The Hamlet - Location Map Index](#)  
[The Hamlet - Existing Land Use](#)  
[The Hamlet - Proposed Land Use](#)  
[The Hamlet - Legal Review Form](#)  
[Proof of Legal Ad - 2.24.23](#)

## **9. FIRST READINGS:**

9.A. None

## **10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:**

**A. City Manager**

**B. City Attorney**

**C. City Commission**

## **11. ADJOURNMENT**