

ORDINANCE NO 2019-08

AN ORDINANCE OF THE CITY OF MADEIRA BEACH, PINELLAS COUNTY, FLORIDA PROVIDING FOR AMENDMENT OF CHAPTER 58 – STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, ARTICLE II. – SIDEWALKS AND DRIVEWAYS, SEC. 58-32 DRIVEWAYS; SPECIFICATIONS, (C) TO EXCLUDE DRIVEWAY FLARES FROM MEASUREMENT BETWEEN A TWO-DRIVEWAY ENTRANCE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

WHEREAS, the Code of Ordinance as written measures the green space between driveways on a single parcel frontage from flare to flare and most lots within the City are narrow, double or circular driveway entrances are difficult to install; and

WHEREAS, on-street parking in residential areas is a growing concern and could be ameliorated by adequate off-street parking; and

WHEREAS, the current code requires inclusion of the flares in the measurement between the driveways.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MADEIRA BEACH, FLORIDA, AS FOLLOWS:

Section 1. The City of Madeira Beach Code of Ordinances, Chapter 58 – Streets, Sidewalks and other Public Places, Article II. – Sidewalks and Driveways, **Sec 58-32 Driveways; Specifications** is hereby amended as follows (new words are underlined text, deleted words are shown as ~~strike-through text~~):

Sec. 58-32. - Driveways; specifications.

(a) Width. No curb shall be lowered, altered, or removed to permit the construction of a driveway in any residential district within the city where such driveway shall exceed a width of 24 feet. In business districts, driveways for service stations shall not exceed 66 feet in width, and driveways for other business purposes shall never exceed 30 feet in width, but shall not in any case be wider than necessary for the purposes desired by the abutting and adjoining property owner, such width to be fixed and determined by the city manager, but not in any case shall a driveway of less than 12 feet in width be required by the city manager.

(b) Curbs. All curbs may be lowered where perpendicular or diagonal parking is provided, and where sidewalk is provided between such parking area and abutting private property.

(c) Number. A maximum two-driveway entrance for each lot shall be allowed provided that they are separated by a minimum of six feet of curb excluding the allowed three foot flare; provided, however, that where a corner lot may have a maximum two-driveway entrance on each street side of such lot. The three foot flare to each driveway must begin at the road.

(d) Curb. A curb shall be retained around all corners.

(Code 1983, § 17-302)

Section 2: The provisions of this ordinance shall be deemed severable. If any part of the ordinance is deemed unconstitutional, it shall not affect the constitutionality of the other portions of the ordinance.

Section 3: All Ordinance or parts of ordinances in conflict with the provision of this ordinance be hereby repealed insofar as the same affect this Ordinance.

Section 4: This ordinance shall be in full force and effect upon adoption in the manner provided by law.

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MADEIRA BEACH, FLORIDA, THIS 11th day of June, 2019.

ATTEST:


CLARA VANBLARGAN, City Clerk


MARGARET BLACK, Mayor


PUBLISHED:

FIRST READING: May 14, 2019

PUBLISHED: May 24, 2019

PASSED ON SECOND READING: June 11, 2019

Approved as to legal sufficiency:


City Attorney

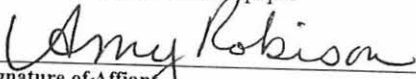


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STATE OF FLORIDA } ss
COUNTY OF Pinellas County

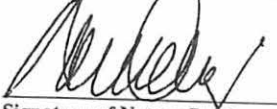
Before the undersigned authority personally appeared **Amy Robison** who on oath says that he/she is **Legal-Clerk** of the **Tampa Bay Times** a daily newspaper printed in St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter **RE: MADEIRA BEACH 2019-0** was published in **Tampa Bay Times: 5/24/19**. in said newspaper in the issues of **St Pete Times Beaches**

Affiant further says the said **Tampa Bay Times** is a newspaper published in Pinellas County, Florida and that the said newspaper has heretofore been continuously published in said Pinellas County, Florida, each day and has been entered as a second class mail matter at the post office in said Pinellas County, Florida for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he/she neither paid not promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper



Signature of Affiant

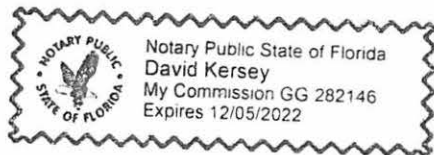
Sworn to and subscribed before me this 05/24/2019.



Signature of Notary Public

Personally known _____ or produced identification

Type of identification produced _____



NOTICE OF PUBLIC HEARING
CITY OF MADEIRA BEACH

In accordance with the City of Madeira Beach Code of Ordinances, the City of Madeira Beach City Charter, and Florida Statutes §166.041(3)(a):

NOTICE IS HEREBY GIVEN, the Board of Commissioners of the City of Madeira Beach will conduct a **Second Reading and Public Hearing for the adoption of proposed Ordinance 2019-06, Ordinance 2019-08, Ordinance 2019-09, Ordinance 2019-10, Ordinance 2019-11, and Ordinance 2019-12 on Tuesday, June 11, 2019 at 6:00 p.m.** The meeting will be held in the Patricia Shontz Commission Chambers located at 300 Municipal Drive, Madeira Beach, FL 33708. The title of said Ordinance is as follows:

ORDINANCE 2019-06

AN ORDINANCE OF THE CITY OF MADEIRA BEACH, FLORIDA, AMENDING THE FEES AND COLLECTIONS PROCEDURES, PROVIDING FOR CONFLICT, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

ORDINANCE NO 2019-08

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ORDINANCE NO 2019-09

AN ORDINANCE OF THE CITY OF MADEIRA BEACH, PINELLAS COUNTY, FLORIDA PROVIDING FOR AMENDMENT OF CHAPTER 110 - ZONING, ARTICLE VI. SUPPLEMENTARY DISTRICT REGULATIONS, DIVISION 11. - SWIMMING POOLS, SEC 110-721 - PATIOS; LIGHTING; DESIGN TO INCLUDE PATIO THICKNESS AND PATIOS AND PAVED DECKS IN YARDS THAT FRONTS ON AN OPEN WATER BODY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

ORDINANCE 2019-10

AN ORDINANCE OF THE CITY OF MADEIRA BEACH, FLORIDA AMENDING CITY CODE CHAPTER 2, ARTICLE I, DIVISION 1 SECTION 2.1 (OFFICIAL CITY SEAL AND LOGO); PROVIDING FOR CITY LOGO; PROVIDING FOR AUTHORIZED USE OF CITY LOGO; PROVIDING FOR PROHIBITED USE OF CITY LOGO; PROVIDING EFFECTIVE DATES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT.

ORDINANCE 2019-11

AN ORDINANCE OF THE CITY OF MADEIRA BEACH, FLORIDA AMENDING CITY CODE CHAPTER 66, ARTICLE III, DIVISION 2; PROVIDING FOR PARKING REGULATIONS; PROVIDING FOR PARKING FEES; PROVIDING FOR PARKING PERMITS; PROVIDING EFFECTIVE DATES;

ORDINANCE NO 2019-12

AN ORDINANCE OF THE CITY OF MADEIRA BEACH, PINELLAS COUNTY, FLORIDA, PROVIDING FOR AMENDMENT TO THE CODE OF ORDINANCES AMENDING CHAPTER 110-ZONING, ARTICLE VI.- SUPPLEMENTARY DISTRICT REGULATIONS, DIVISION 5. - GLARE AND LIGHTNING. SEC 110-501, UPDATING PURPOSE TO INCLUDE INFORMATION ABOUT NESTING AND HATCHLINGS, AND INCLUDE FEDERAL REGULATED LIGHTS; SEC 110-502, TO INCLUDE DEFINITIONS; SEC 110-503 REFERRING TO PROTECTION FOR PROPERTY OWNERS; SEC 110-504, INDICATING GENERAL STANDARDS WITHIN SEA TURTLE CONSERVATION ZONE; SEC 110-505, DESCRIBING FULL LIGHTING STANDARDS WITHIN THE SEA TURTLE CONSERVATION ZONE; SEC 110-506, ADDRESSING PUBLICLY OWNED LIGHTING IN THE BEACH AREA; AND SEC 110-507; ADDRESSING TEMPORARY LIGHTING STANDARDS. PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

A copy of the proposed Ordinances is available for inspection in the City Clerk's Office between the hours of 8:00 a.m. and 4:00 p.m., Monday through Friday. If you would like more information regarding the proposed Ordinances, please contact City Clerk Clara VanBlargan at 727-391-9951, ext. 231.

Interested parties may appear at the meeting and be heard with respect to the proposed ordinance. All persons are hereby advised that any presentation they make to the Board of Commissioners will be encouraged to be as precise as possible and will be limited to three minutes per speaker to permit maximum participation by the public at large.

Persons who wish to appeal any decision made by the Board of Commissioners with respect to any matter considered during a public hearing at this meeting will need a record of the proceedings, and for such purpose may need to ensure that verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based. It is the responsibility of the person making the appeal to bear the cost of hiring a private reporter or private recording firm to make the verbatim record.

In accordance with Section 286.26, Florida Statutes, persons with disabilities needing special accommodations to participate in this meeting should contact the City Clerk's office no later than 4:00 p.m. on the day prior to the meeting: (727) 391-9951, Ext. 231 or 223 or fax a written request to (727) 399-1131.

Clara VanBlargan, MMC, MSM, City Clerk