



# City of Sanibel

800 Dunlop Road  
Sanibel, FL 33957

## Meeting Agenda - Final - revised City Council

---

Tuesday, June 17, 2014

9:00 AM

Council Chambers

---

### **REVISED AGENDA - 6 A ii HAS BEEN ADDED, WHICH ARE THE CURRENT PROPOSED GUIDELINES DATED MARCH 11, 2014**

1. Call to Order
2. Invocation and Pledge of Allegiance (Councilman Jennings)
3. Public Comments for non-Agenda items

*(Maximum time allotted, 20 minutes, with a limitation of 3 minutes per speaker.)*

#### 4. Council Comments

#### 5. First Reading of an Ordinance and scheduling of public hearing.

*Note: The First Reading is not a public hearing and no discussion or testimony will be taken unless the ordinance changes permitted conditional or prohibited uses as required by State Statute*

- a. [ORD 14-006](#) **ORDINANCE 14-006 AMENDING THE SANIBEL CODE OF ORDINANCES, SUBPART B LAND DEVELOPMENT CODE, CHAPTER 126 ZONING, ARTICLE XVII TELECOMMUNICATIONS DEVICES, DIVISION 4., STANDARDS AND REQUIREMENTS, SECTION 126-1589, GENERAL STANDARDS AND REQUIREMENTS, SUBSECTION 126-1589(2) COLOR, BY ADDING A NEW SUB-SUBSECTION C., TO REQUIRE REFLECTIVE TAPE WRAPPING TO BE INSTALLED ON ALL NEW TELECOMMUNICATIONS SUPPORT STRUCTURES GREATER THAN 75 FEET ABOVE GROUND LEVEL; PROVIDING FOR CONFLICT AND SEVERANCE; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE**

Attachments: [Ord. 14-006](#)

#### 6. 9:15 - Second Reading and Public Hearing

- a. [ORD 14-001S](#) **ORDINANCE 14-001 AMENDING THE SANIBEL CODE OF ORDINANCES, SUBPART B, LAND DEVELOPMENT CODE,**

**CHAPTER 126 ZONING, ARTICLE XIV SUPPLEMENTARY DISTRICT REGULATIONS, DIVISION 2, ACCESSORY STRUCTURES, SUBSECTION 1. IN GENERAL, AND ADDING A NEW SECTION 126-855. INTER- AND INTRA-CONNECTIVITY; PROVIDING FOR CONFLICT AND SEVERANCE; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE**

**Attachments:**

[Ord 14-001](#)

[PowerPoint Presentation](#)

[Current Proposed guidelines dated March 11, 2014](#)

[Interconnectivity PowerPoint Presentation 061714](#)

- b. [ORD 14-002S](#) **ORDINANCE 14-002 AMENDING THE SANIBEL CODE OF ORDINANCES, SUBPART B, LAND DEVELOPMENT CODE, CHAPTER 126 ZONING, ARTICLE XII., RESORT HOUSING DISTRICT; SECTION 126-636. DEVELOPMENT INTENSITY, SUBSECTION (d), SUBSUBSECTIONS (1) and (2), BY PROVIDING LANGUAGE TO ALLOW AN INCREASE IN THE HABITABLE FLOOR AREA OF ONE BEDROOM RESORT HOUSING UNITS (TO A MAXIMUM OF 600 SQUARE FEET) THAT REDEVELOP WITHIN THE RESORT HOUSING DISTRICT; PROVIDING FOR CONFLICT AND SEVERANCE; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE**

**Attachments:**

[Ordinance 14-002](#)

- c. [ORD 14-003S](#) **ORDINANCE 14-003 AMENDING THE CODE OF ORDINANCES, SUBPART B LAND DEVELOPMENT CODE, CHAPTER 126 ZONING, ARTICLE V NONCONFORMANCES, DIVISION 2 USES, SECTION 126-152 (NONCONFORMING USES) EXCEPTIONS AND PROHIBITIONS BY ADDING LANGUAGE TO ALLOW MINOR NONSTRUCTURAL ALTERATIONS TO LAWFULLY EXISTING STRUCTURES DEVOTED TO A NONCONFORMING USE AND TO ALLOW MODIFICATIONS TO THE ROOFLINES OF LAWFULLY EXISTING STRUCTURES DEVOTED TO A NONCONFORMING USE; PROVIDING FOR CONFLICT AND SEVERANCE; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE**

**Attachments:**

[Ord 14-003](#)

- d. [ORD 14-004S](#) **ORDINANCE 14-004 AMENDING CHAPTER 126 OF THE SANIBEL CODE OF ORDINANCES ENTITLED “ZONING”, ARTICLE XIV, “SUPPLEMENTARY DISTRICT REGULATIONS”, DIVISION 4 - “OUTDOOR LIGHTING”, SECTION 126-997 “OUTDOOR LIGHTING GENERALLY”, IN ORDER TO EXTEND THE DATE FOR ALL**

**OUTDOOR LIGHTING (OTHER THAN LIGHTING FOR MARINE TURTLE PROTECTION) WITHIN THE CITY OF SANIBEL TO BE BROUGHT INTO COMPLIANCE; EXTENDING THE CURRENT COMPLIANCE DATE OF JANUARY 1, 2015 TO A REVISED COMPLIANCE DATE OF JANUARY 1, 2020; SPECIFYING THAT COMPLIANCE WITH LIGHTING FOR MARINE TURTLE PROTECTION IS CURRENTLY REQUIRED AND IS NOT BEING EXTENDED OR OTHERWISE AFFECTED BY THE REVISED COMPLIANCE DATE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE**

Attachments:

[Ord 14-004](#)

[PowerPoint Presentation](#)

- e. [ORD 14-007S](#) **ORDINANCE 14-007 AMENDING THE SANIBEL CODE OF ORDINANCES, SUBPART B, LAND DEVELOPMENT CODE, CHAPTER 86 DEVELOPMENT STANDARDS, ARTICLE II SITE PREPARATION, SECTION 86-42 DETERMINATION OF IMPERMEABLE COVERAGE BY AMENDING SAID SECTION TO ALLOW, UNDER CERTAIN CONDITIONS, THE USE OF PERMEABLE PAVERS WITHIN THE DRIVEWAYS AND PARKING AREAS OF SINGLE-FAMILY, DUPLEX AND TRIPLEX RESIDENTIAL DEVELOPMENT TO BE CONSIDERED ONE HUNDRED PERCENT (100%) PERMEABLE; PROVIDING FOR CONFLICT AND SEVERANCE; PROVIDING FOR CODIFICATION AND PROVIDING AN EFFECTIVE DATE**

Attachments:

[Ord 14-007](#)

## 7. CONSENT AGENDA

*ANY PERSON MAY REQUEST THAT COUNCIL REMOVE AN ITEM FROM THE CONSENT AGENDA FOR DISCUSSION BY NOTIFYING THE CITY MANAGER, CITY CLERK, OR A COUNCIL MEMBER PRIOR TO THE MEETING.*

- a. [ID# 14-132](#) Approval of City Council liaisons

Attachments:

[Council liaison list](#)

- b. [ID# 14-133](#) Approval of the new Illegal Discharge Brochure

Attachments:

[Illegal Discharge Brochure](#)

## 8. OLD BUSINESS

- a. [ID# 14-134](#) Water Quality Issues

- b. **ID# 14-135** Report from Mayor Ruane regarding meeting with South Florida Water Management District Board members

- c. [ID# 14-136](#) Draft letter dated June 10, 2014 regarding Adaptive Protocols

Attachments: [Draft letter regarding Adaptive Protocols](#)

- d. **ID# 14-137** Report from Director Evans regarding Adaptive Protocols

- e. [ID# 14-138](#) Continued Discussion regarding City Council Goals

Attachments: [City Council Goals](#)

## 9. NEW BUSINESS

- a. [ID# 14-139](#) Status of Park Impact Funds

Attachments: [Park Impact Funds](#)

## 10. CITY MANAGER

- a. [ID# 14-140](#) Voting Delegate for the Florida League of Cities upcoming Annual Conference

Attachments: [FLC Voting Delegate](#)

- b. [ID# 14-141](#) FLC Legislative Development Process

Attachments: [FLC Legislative Process](#)

## 11. CITY ATTORNEY'S REPORT

## 12. COUNCIL MEMBER'S REPORT

- a. [ID# 14-142](#) Attendance at the FMIT meeting (Mayor Ruane)
- b. [ID# 14-143](#) Attendance at the Metropolitan Planning Organization (MPO) (Mayor Ruane)
- c. [ID# 14-144](#) Report on Meeting with the Lee County Emergency Operations Director Rob Farmer (Councilmember Jennings)

### **13. 11:30 a. m. Convene an EXECUTIVE SESSION RELATING TO UNION NEGOTIATIONS**

**In attendance shall be only the following persons:**

**Mayor Kevin Ruane**  
**Vice Mayor Doug Congress**  
**Councilman Denham**  
**Councilman Marty Harrity**  
**Councilman Jim Jennings**  
**Sanibel City Manager Judie Zimomra**  
**Sanibel City Attorney Kenneth B. Cuyler**  
**Jim Isom, Director of Administrative Services**  
**Crystal Mansell, Administrative Services Technician**  
**Wayne Helsby, Labor Counsel (Allen, Norton & Blue)**

### **14. PUBLIC COMMENT**

### **15. ADJOURNMENT**

IF A PERSON DECIDES,, TO APPEAL A DECISION MADE BY THE COUNCIL ON ANY MATTER CONSIDERED AT THIS MEETING/HEARING, SUCH PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, TO INCLUDE THE TESTIMONY AND EVIDENCE UPON WHICH ANY SUCH APPEAL IS TO BE BASED.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT, PERSONS NEEDING A SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING, TO INCLUDE HEARING IMPAIRMENT, SHOULD CONTACT JIM ISOM, DIRECTOR OF ADMINISTRATIVE SERVICES, NO LATER THAN ONE DAY PRIOR TO THE PROCEEDINGS AT (239) 472-3700. FOR ADDITIONAL ASSISTANCE IF HEARING IMPAIRED, TELEPHONE THE FLORIDA RELAY SERVICE AT 711.

Citizens may request to receive Sanibel City Council and Planning Commission meeting agenda directly via e-mail. Citizens wishing to receive a copy of the agenda via e-mail may do so by visiting the City's website at [www.mysanibel.com](http://www.mysanibel.com). Additionally, citizens may register to receive City announcements such as press releases.

Prior to requesting the agendas, the website reminds citizens that all e-mail addresses and requests submitted to the City are public information and governed by the applicable Florida Statute.

- a. [ID# 14-145](#) Horizon Dates

Attachments: [HORIZON 0617](#)

**“RULES OF CIVILITY FOR PUBLIC PARTICIPATION”**

**In recognition that public discourse is essential to the democratic system of government on April 16, 2002, Sanibel City Council adopted a Proclamation embracing civility in public deliberations. These rules were updated February 22, 2007.**

**Therefore, Sanibel City Council sanctioned these rules for public participation while conducting meetings and workshops:**

- 1. Speakers are permitted to deliver his or her comments without interruption.**
- 2. Speakers and debates should focus on issues, not on persons or personalities.**
- 3. Persons are encouraged to participate in the governmental process.**
- 4. To allow time to hear all points of view, speakers are allotted 3 minutes each time they are recognized.**
- 5. Sidebar discussions while others are speaking are not permitted in Council Chambers. These discussions are to be removed from the chamber so as not to be disruptive to those conducting and following Council business.**
- 6. Only the speaker recognized by the Chairperson has the floor. Speakers should raise their hand to be recognized. Speakers should identify themselves for the record. Speakers should utilize the microphone so that their comments can be recorded.**
- 7. Anyone wishing to speak on an issue is given an opportunity to speak before speakers are recognized for an opportunity to speak a second time on an issue.**
- 8. We seek to understand one another's points of view.**
- 9. Anger, rudeness, ridicule, impatience and lack of respect for others are not acceptable behavior. Demonstrations in support or opposition to a speaker or idea such as clapping, cheering, booing or hissing or intimidating body language are not permitted in Council Chambers or workshop facilities.**
- 10. We should all take initiative to make things better. Our goal is to foster an environment, which encourages a fair discussion and exchange of ideas without fear of personal attacks.**