



Ray Bagshaw
Mayor

Pamela Henley
Council Member

Judy Beardslee
Council President

Lee Chotas
Council Member

Neil Powell
Council Member

John Dowless
Council Member

**CITY COUNCIL AGENDA
REGULAR MEETING
City Hall – Council Chamber
405 Larue Avenue, Edgewood, Florida
Tuesday, September 18, 2012
6:30 p.m.**

WELCOME! We are very glad you have joined us for today's Council meeting. If you are not on the agenda, please complete an appearance form and hand it to the City Clerk. When you are recognized, state your name and address. The Council is pleased to hear relevant comments; however a five-minute limit has been set by Council. Large groups are asked to name a spokesperson. Robert's Rules of Order guide the conduct of the meeting. **PLEASE SILENCE ALL CELLULAR PHONES AND PAGERS DURING THE MEETING.** "THANK YOU" for participating in your City Government.

- A. CALL TO ORDER**
- B. INVOCATION**
- C. PLEDGE OF ALLEGIANCE**
- D. ROLL CALL AND DETERMINATION OF A QUORUM**
- E. CONSENT AGENDA**

Approval of the following Minutes:

- July 16, 2012 – City Council Workshop (Pgs. 1 – 2)
- July 17, 2012 – City Council Regular Meeting (Pgs. 3 – 8)
- July 24, 2012 – City Council Workshop (Pgs. 9 10)
- July 30, 2012 – City Council Workshop (Pgs. 11 – 13)
- August 7, 2012 – City Council Workshop (Pgs. 14 – 16)
- August 15, 2012 – City Council Workshop (Pgs. 17 – 19)
- August 15, 2012 – City Council Special Meeting (Pgs. 20 – 22)
- September 4, 2012 – City Council Special Meeting (Pgs 23 – 26)

(Items on the consent agenda are defined as routine in nature, therefore, do not warrant detailed discussion or individual action by the Council. Any member of the Council may remove any item from the consent agenda simply by verbal request prior to consideration of the consent agenda. The removed item(s) are moved to the end of New Business for discussion and consideration.)

F. PRESENTATIONS

1. Mayoral Proclamations

- Recognizing Howard's Wholesale (P. 27)
- Week of the Family (P. 28)

- 12th Annual Put the Brakes on Fatalities Day (Pgs. 29 30)
- Childhood Cancer Awareness Month (P. 31)

G. ORDINANCES – FIRST READING

1. **ORDINANCE 2012-09** AN ORDINANCE OF THE CITY OF EDGEWOOD, ORANGE COUNTY, FLORIDA, REPEALING AND REPLACING CHAPTER 106 OF THE CODE OF ORDINANCES; TO DESIGNATING A FLOODPLAIN ADMINISTRATOR; ADOPTING PROCEDURES AND CRITERIA FOR DEVELOPMENT IN FLOOD HAZARD AREAS, AND FOR OTHER PURPOSES; PROVIDING FOR CODIFICATION, CONFLICT, SEVERABILITY, AND SETTING AN EFFECTIVE DATE. (Pgs. 32 55)
2. **ORDINANCE 2012-10** AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, AMENDING CHAPTER 134, "ZONING", ARTICLE I OF THE CODE OF ORDINANCES OF THE CITY OF EDGEWOOD, FLORIDA TO PROVIDE A DEFINITION FOR PAIN MANAGEMENT CLINICS; AMENDING CHAPTER 134, "ZONING", ARTICLE IV, "DISTRICT REGULATIONS" OF THE CODE OF ORDINANCES OF THE CITY OF EDGEWOOD, FLORIDA TO AMEND CERTAIN USE SCHEDULES RELATED TO PAIN MANAGEMENT CLINICS; AMENDING THE LISTS OF PERMITTED, PROHIBITED AND SPECIAL EXCEPTION USES IN THE P-O, PROFESSIONAL OFFICE ZONING DISTRICT TO PROVIDE THAT PAIN MANAGEMENT CLINICS ARE A PROHIBITTED USE; AMENDING THE LISTS OF PERMITTED, PROHIBITED AND SPECIAL EXCEPTION USES IN THE C-1, RETAIL COMMERCIAL ZONING DISTRICT TO PROVIDE THAT PAIN MANAGEMENT CLINICS ARE A PROHIBITTED USES; AMENDING THE LISTS OF PERMITTED, PROHIBITED AND SPECIAL EXCEPTION USES IN THE C-2, GENERAL COMMERCIAL ZONING DISTRICT TO PROVIDE THAT PAIN MANAGEMENT CLINICS ARE A PROHIBITTED USE; AMENDING THE LISTS OF PERMITTED, PROHIBITTED AND SPECIAL EXCEPTION USES IN THE C-3, WHOLESALE COMMERCIAL ZONING DISTRICT TO PROVIDE THAT PAIN MANAGEMENT CLINICS ARE A PROHIBITTED USE; PROVIDING FOR CODIFICATION, SEVERABILITY, AND CONFLICTS, AND ESTABLISHING AN EFFECTIVE DATE. (Pgs. 56 – 61)

H. PUBLIC HEARINGS (ORDINANCES – SECOND READINGS & RELATED ACTION)

1. **ORDINANCE 2012-08** AN ORDINANCE OF THE CITY OF EDGEWOOD, ORANGE COUNTY, FLORIDA, ADOPTING THE FINAL LEVY OF AD VALOREM TAXES UPON THE ASSESSED REAL AND BUSINESS PERSONAL PROPERTY TAX ROLLS FOR FISCAL YEAR 2012/2013, BEGINNING OCTOBER 1, 2012 AND ENDING SEPTEMBER 30, 2013; AND PROVIDING FOR AN EFFECTIVE DATE. (Pgs. 62 – 64)
2. **RESOLUTION 2012-02** A RESOLUTION OF THE CITY OF EDGEWOOD, ORANGE COUNTY, FLORIDA, ADOPTING THE FINAL BUDGET FOR FISCAL YEAR 2012/2013, BEGINNING OCTOBER 1, 2012 AND ENDING SEPTEMBER 30, 2012; AND PROVIDING FOR AN EFFECTIVE DATE (Pgs. 65 – 75)

I. UNFINISHED BUSINESS

J. NEW BUSINESS

1. Proposal Of Control Specialists Company (P. 76)
2. Proposed Resolution Regarding Quiet Zones (P. 77)
3. Cornerstone Charter Academy – Sponsorship Request (Pgs. 78 – 79)

K. **GENERAL INFORMATION** (No action required)

L. **CITIZEN COMMENTS**

M. **BOARDS & COMMITTEES**

N. **STAFF REPORTS**

1. Police Chief
2. City Clerk
3. City Attorney

O. **MAYOR & COUNCIL REPORTS**

P. **ADJOURNMENT**

UPCOMING MEETINGS:

October 16, 2012 City Council Regular Meeting
November 20, 2012....City Council Regular Meeting
December 18, 2012....City Council Regular Meeting

You are welcome to attend and express your opinion. Please be advised that Section 286.0105, Florida Statutes state that if you decide to appeal a decision made with respect to any matter, you will need a record of the proceedings and may need to ensure that a verbatim record is made. In accordance with the American Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, he or she should telephone the City Clerk at (407) 851-2920.

**EDGEWOOD CITY COUNCIL
JULY 16, 2012 CITY COUNCIL WORKSHOP**

On Tuesday, July 16, 2012, Council President Beardslee called the Edgewood City Council Workshop to order at 9:44 a.m.

The following attendance is noted:

Attendees:

Judy Beardslee, Council President
Pam Henley, Council Member

Staff

City Clerk Meeks
Chief Marcus

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The following is noted from the Workshop:

- Council President Beardslee ask to review receipts in Fines & Forfeitures, Miscellaneous Revenues and Law Enforcement Trust Fund (LETF)files.
- Council Member Henley ask to look at receipts in Fines & Forfeitures and Waste Management files.
- Council President Beardslee noted for Chief Marcus that \$515.40 was in account 352100-01 (Personal Leave), and was incorrectly coded. City Clerk Meeks confirmed that the funds were reviewed in the prior fiscal year and an adjusting journal entry was done.
- Discussed the Police Education Fund (335200.04); conference call with Marge Peters at McDirmit Davis regarding this fund. Chief Marcus confirmed that the Police Training Fund is a rollover account and should not be zeroed out at the end of the fiscal year.
- Requested to review the following files: Bank of America, Florida Fence Outlet, Pioneer Day and Jeff Larson, Ace Hardware and Schumacher

- Discussed capital outlay (513620.01); Council President Beardslee said she wanted to determine if the items on this general ledger can be broken down and placed in maintenance instead of capital outlay.
- Discussed building maintenance and how payments were being made to New Horizons (Jerry Reynolds). City Clerk Meeks explained how she recently learned that payment to New Horizons was being made from two general ledger accounts (GF and Roads & Streets).
- Discussed Intermedia; Chief Marcus said he would ask Scott Zane what Intermedia provided in services.
- Council President Beardslee ask what has been paid from roads and streets; she said she is not concerned with the revenues.

The Workshop adjourned at 1:30 p.m. The workshop will continue on Tuesday, July 24, 2012 at 9:30 a.m.

Judy Beardslee, Council President

Bea L. Meeks, MMC, CPM
City Clerk

CITY COUNCIL APPROVED: _____

**EDGEWOOD CITY COUNCIL
REGULAR MEETING – JULY 17, 2012**

On Tuesday, July 17, 2012, the Edgewood City Council held a regular meeting at Edgewood City Hall, 405 Larue Avenue, Edgewood, Florida. Council President Beardslee called the meeting to order at 6:33 p.m. Council Member Dowless gave the invocation followed by the Pledge of Allegiance.

The following attendance is noted:

Attendees:

Mayor Bagshaw
Council President Beardslee
Council Member Chotas
Council Member Henley
Council Member Dowless
Council Member Powell

Staff:

Bea L. Meeks, City Clerk
Pete Marcus, Police Chief
Drew Smith, City Attorney

A. CONSENT AGENDA

1. Approval of:

- March 5, 2012 Minutes – Special City Council Meeting
- June 19, 2012 Minutes – City Council Workshop
- June 19, 2012 Minutes – Regular City Council Meeting
- June 26, 2012 Minutes – City Council Workshop
- July 10, 2012 Minutes – City Council Workshop

Council Member Chotas provided the following corrections:

- Page 2 (March 5, 2012 Minutes) - Council Member Chotas said that he feels all four firms are qualified. ~~He said the issue can be if there is a good relationship with the City.~~ He said he would like the number of days to give notice to terminate the contract be lengthened. Council Member Chotas said he is inclined to rely on the Mayor's recommendation (FEG and BESH
- Page 10 (June 19, 2012 Minutes) - ~~Mayor Bagshaw said he has no problem with being removed from signing checks.~~

Council held brief discussion regarding reminders being provided to Council members regarding the need to sign checks every Thursday. There was also discussion regarding the format of the minutes; action minutes versus the current format. Council President Beardslee asked Council members to review the minutes prior to meetings and provide corrections to the City Clerk. In response to Council President Beardslee, resident JT Blanton said he felt that the minutes should be action minutes with brief summary. City Attorney Smith reminded council that the recording of the meeting has a short retention schedule.

PRESENTATIONS

None.

ORDINANCES – FIRST READING

None.

PUBLIC HEARINGS (ORDINANCES – SECOND READINGS & RELATED ACTION)

1. **ORDINANCE NO. 2012-02 -AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, AMENDING SECTION 102-71 OF THE CITY OF EDGEWOOD CODE OF ORDINANCES BY ADOPTING THE 2012 INTERNATIONAL PROPERTY MAINTENANCE CODE PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, WITH CERTAIN AMENDMENTS, THERETO TO CONFORM TO FLORIDA LAW AND THE CITY'S EXISTING CODE OF ORDINANCES; REGULATING AND GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PROPERTY, BUILDINGS, AND STRUCTURES TO ENSURE THAT STRUCTURES ARE SAFE, SANITARY, AND FIT FOR OCCUPANCY AND USE; PROVIDING THAT THE PROVISIONS OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE SHALL BE SUPPLEMENTAL TO ALL OTHER CODES AND ORDINANCES OF THE CITY; PROVIDING FOR CODIFICATION, SEVERABILITY, AND CONFLICTS, AND PROVIDING AN EFFECTIVE DATE. (Tabled from June 19, 2012 City Council Meeting)**

City Attorney Smith read Ordinance No. 2012-02 in title only. ***Council Member Powell made the Motion to approve Ordinance 2012-02, with Second by Council Member Henley.*** In response to Council President Beardslee, City Attorney Smith said the matter goes to the special magistrate and that there is due process. He said any appeal filed after the violation has gone before the Special Magistrate, goes to the Circuit Court. He clarified that the Code Enforcement officer determines regulatory, and the City Clerk provides interpretation for zoning.

Public Hearing

There was no one who wished to speak on the matter.

The Motion passed unanimously (5/0), on the following roll call vote:

<i>Council President Beardslee</i>	<i>Favor</i>
<i>Council Member Chotas</i>	<i>Favor</i>
<i>Council Member Dowless</i>	<i>Favor</i>
<i>Council member Powell</i>	<i>Favor</i>
<i>Council Member Henley</i>	<i>Favor</i>

2. **ORDINANCE 2012-04** - AN ORDINANCE OF THE CITY OF EDGEWOOD, ORANGE COUNTY, FLORIDA, RELATING TO PARKING; AMENDING SECTION 62-21 TO PROVIDE FOR LIMITING OR RESTRICTING PARKING IN PUBLIC AREAS; PROVIDING FOR NOTICE AND SIGNAGE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE. **(Tabled from June 19, 2012 City Council Meeting)**

City Attorney Smith read Ordinance No. 2012-04 in title only. ***Council Member Powell made the Motion to approve Ordinance 2012-04, with Second by Council Member Dowless.***

Public Hearing

There was no one who wished to speak on the matter.

The Motion passed (3/2), on the following roll call vote:

<i>Council Member Henley</i>	<i>No</i>
<i>Council President Beardslee</i>	<i>No</i>
<i>Council Member Dowless</i>	<i>Favor</i>
<i>Council Member Chotas</i>	<i>Favor</i>
<i>Council member Powell</i>	<i>Favor</i>

UNFINISHED BUSINESS

1. Special Event – Consideration of a City “Theme” Day **(Tabled from June 19, 2012 City Council Meeting)**

Council President Beardslee reminded Council that due to the absence of Council Member Powell in the June meeting, this item was tabled to the July Council meeting because it was initiated by Council Member Powell. Council Member Chotas said he will vote against using tax payer's money to provide an award for the person with the winning theme. Council Member Powell said if there are funds available in the budget, they should be used. He said the publicity is the main idea. Council Member Powell suggested forming another committee; he said he would like to work on the committee. Resident JT Blanton said he is on the current committee, and said they had difficulty coming up with ideas. City Clerk Meeks was directed to post the information on the City's website and include in the next newsletter.

2. City Attorney Smith – ***Draft*** Ordinance addressing signage **(DISCUSSION ONLY)** **(Tabled from June 19, 2012 City Council Meeting)**

ORDINANCE 2012-XXXX - AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, RELATING TO SIGNS; AMENDING THE DEFINITION OF GROUND SIGNS; PROVIDING A DEFINITION FOR PEDESTAL BASE; AMENDING THE REQUIRED SETBACKS FOR GROUND SIGNS; PROVIDING FOR CONFLICT AND SEVERABILITY AND PROVIDING AN EFFECTIVE DATE

City Attorney Smith said the Ordinance provided in the packet is different from the one in the June agenda packet. City Clerk Meeks said she placed the correct Ordinance at Council member's seat prior to the meeting.

Correct title of the Ordinance: *An Ordinance of the City of Edgewood, Florida, amending Section 122-31 of the City of Edgewood Code of Ordinances, providing that certain signs permitted after May 7, 2002 are presumed to be lawfully conforming ground signs; providing for conflict and severability and providing an effective date.*

City Attorney Smith explained that one Ordinance addresses the sign code from the 2002 Ordinance; the other defines the pedestal sign. Council Member Chotas suggested City Hall staff, code enforcement and the City attorney address the issues with the code. Council Member Chotas said he would like to bring the "pedestal base" ordinance back for first reading. Council President Beardslee said this Ordinance addresses current issues, but not future development. Council President Beardslee said the City needs to acknowledge those businesses that complied, and still look at the affect it will have on other businesses. Mayor Bagshaw said he is willing to meet with business owners again. He noted that at the last meeting only two business owners attended the meeting. He said he would show them the new Ordinances and get their input. Council President Beardslee asked staff to pull speaker forms from the May meeting when signage was addressed, and make contact with the speakers regarding the proposed Ordinances.

It was the consensus of the Council to bring the Ordinance back to the August meeting for first reading.

3. City Attorney Smith – Follow-up to City Council's request (5/15/2012 Regular City Council Meeting) to further address Pain Clinics and Internet Cafes.

City Attorney Smith gave a history of the Ordinances to get an idea of the direction Council wanted to go. Council Member Chotas said his preference is to go with "zoning" mechanism. City Attorney Smith said if the City doesn't adopt a Code regulating internet cafes, Orange County's Ordinance will prevail. Council Member Chotas requested that the City Attorney strictly address the zoning of the pain management clinics. ***It was the consensus of the Council to allow Orange County to regulate internet cafes for now.***

4. Mayor's Recommendation For Planning & Zoning Board Member

Mayor Bagshaw summarized Jon Van Voorhis' application for appointment to the Planning & Zoning Board. Council held discussion regarding the terms ending at the same time. City Attorney Smith provided Council with two options; change the code or get recommendation from Mayor for staggered terms after terms expire. **It was the consensus of the Council for the Mayor to bring back a recommendation.**

BREAK AT 8:34 P.M. – RECONVENE 8:43

5. FY 12/13 Tentative Millage Rate

Council President Beardslee said historically Council has set the highest millage rate of 10 mills. In response to Council President Beardslee, Mayor Bagshaw said he didn't think the City needed the highest millage rate.

COUNCIL MEMBER POWELL EXCUSED HIMSELF FROM THE MEETING AT 9:07 P.M.

Chief Marcus provided statistics for red light camera citations. City Attorney Smith reported on a ruling by the Fifth DCA, and how a Judge ruled at a recent hearing based on the ruling. City Attorney Smith said the City should not rely on the revenues generated by the red light citations.

2. City Attorney

City Attorney Smith addressed GASB 54 and the 75% requirement for reserves addressed in the City Charter. He noted City Clerk Meeks' suggestion of a Resolution and he said that can be done, but not sure Council needs to. Council President Beardslee asked City Attorney Smith to provide Council with a memo relevant to budget process and amendments. City Attorney Smith explained that a budget amendment can be done retroactively sixty days after the end of the fiscal year. He said there is no rule on the number of amendments that can be done. In response to Council Member Chotas, Council President Beardslee said she wants to do a budget amendment in September before the budget is approved. Council Member Chotas said he would like to have the amendment done by the August 7th budget workshop.

3. City Clerk

City Clerk Meeks said that the status report provided to Council his self-explanatory; however, she highlighted the following.

- Noted that Administrative Assistant Cinnamon Wild will be on vacation July 30th thru August 4th
- Business Tax Receipt notices have been mailed out and staff is busy with responses.
- Expressed concern about preparation of the budget amendment because of current work load. Council President Beardslee said she and Council Member Henley can prepare the amendment.

D. MAYOR & COUNCIL REPORTS

Council President Beardslee questioned City Attorney Smith about ads for the City Newsletter. He said the approved Resolution includes that ads can be sold for commercial businesses. Council President Beardslee questioned if it is restricted to Edgewood businesses only. City Attorney Smith he will check on this.

Mayor Bagshaw, thanked Det. Sgt. Beardslee and Chief Marcus for obtaining the voluntary annexation letter from Pool Pleasers. He said the City can do the annexation; however, until a Comp Plan Amendment is done, the land use stays in Orange County. He talked to four different firms about the comp plan. He said two firms came in with bid proposals in the amount of \$19,750; FEG and Weaver-Boos. He said another bid came in at \$81,000. Council President Beardslee asked for a copy of the proposals.

City Clerk Meeks reminded Council that the City has to respond to the Florida Department of Economic Opportunity regarding the City's Evaluation Appraisal Report request. It was agreed that City Clerk Meeks will respond.

Mayor Bagshaw said he wants to close out the Wells-Fargo account and move the funds to Old Florida National Bank. Council Member Chotas stated that he is a shareholder with Old Florida National Bank. Council President Beardslee noted some concerns she had.

Mayor Bagshaw said he still has concerns with building maintenance. He said the electrical system is old and if there was a fire, the breakers will not shut off. He noted other concerns regarding the electrical system in City Hall. He said he would like to put a City Hall sign in front of City Hall. He said if these things are done, a budget amendment will need to be done.

Council Member Dowless noted a conflict on the TRIM timeline regarding a budget workshop on August 14, 2012; he said it conflicts with election day and that City Hall is a polling place. ***It was the consensus of the Council to move the budget workshop to August 15, 2012 at 6:30 p.m.***

ADJOURNMENT

With no further business or discussion, on the Motion of Council Member Dowless, with Second by Council President Beardslee; the meeting adjourned at 10:28 p.m.

ATTEST:

Judy Beardslee
Council President

Bea L. Meeks, MMC, CPM
City Clerk

APPROVED BY CITY COUNCIL ON _____

**EDGEWOOD CITY COUNCIL
JULY 24, 2012 CITY COUNCIL WORKSHOP**

On Tuesday, July 24, 2012, Council President Beardslee called the Workshop to order at 9:39 a.m.

The following attendance is noted:

Attendees:

Judy Beardslee, Council President

Pam Henley, Council Member

Ray Bagshaw, Mayor

Staff

City Clerk Meeks

Chief Marcus

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The following is noted from the Workshop:

- City Clerk Meeks provided files for review as requested from last workshop.
- Chief Marcus confirmed that he checked on Intermedia and provided the information.
- Council President Beardslee provided a snapshot of the history on changing to Peachtree from QuickBooks.
- Council Member Beardslee said she wants to do budget amendments in August and September.
- Brief discussion was held regarding the process of financial statements and streamlining to reduce costs.
- Reviewed Accounts Payable file for McDermit ~ Davis and confirmed there is no courier charge.
- File reviews included:
 - New Horizons (Jerry Reynolds)
 - Ace Hardware
 - Bank of America (PD)
 - Bank of America (CH)
 - Schumacher Landscaping
 - McDermit~Davis, CPA

➤ Waste Management

- Council Member Henley noted her concerns about not having a line item for landscape maintenance for City Hall. City Clerk Meeks said the line item can be provided in a budget amendment.(Municipal Complex-landscape supplies: 451240.01)
- Council President Beardslee said that 92% of Ace Hardware charges should probably be in "building maintenance"
- Reviewed Capital Outlay-CH Renovations file (513620.01).
- Council President Beardslee requested invoice for Tu-Tones in the amount of \$280.00 be moved to Miscellaneous.
- Council Member Henley requested that \$151.88 in Miscellaneous be moved to Special Events.
- Council Member Henley said she will "double-check" the accounting in the Jerry Reynolds (New Horizons) file.
- Discussion ended with Accounts Payable – New Horizon.
- Next scheduled Workshop is Wednesday, July 30, 2012 at 9:30 a.m.

The Workshop adjourned at 1:05 p.m.

Judy Beardslee, Council President

Bea L. Meeks, MMC, CPM
City Clerk

CITY COUNCIL APPROVED: _____

**EDGEWOOD CITY COUNCIL
JULY 30, 2012 CITY COUNCIL WORKSHOP**

On Monday, July 30, 2012, Council President Beardslee called the Edgewood City Council Workshop to order at 9:43 a.m.

The following attendance is noted:

Attendees:

Judy Beardslee, Council President
Neil Powell, DDS, Council Member
Pam Henley, Council Member

Staff

City Clerk Meeks
Chief Marcus

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The following is noted from the Workshop:

- Council President Beardslee requested that City Clerk Meeks make copies of the City Charter regarding finance, including budget, and provide to council and staff in attendance.
- Council President Beardslee noted Section 5.09 of the charter wherein it states that the budget should not exceed 75% of the gross annual revenues. She said the City has always exceeded the 75 percent.
- Council President Beardslee said that she would like for the City Attorney to clarify Section 5.06(c) regarding amendments after adoption.

C.

Reduction of appropriations. If at any time during the fiscal year it appears probable to the mayor or any council member that the revenues available will be insufficient to meet the amount appropriated, he/she shall report to the council without delay, indicating the estimated amount of the deficit, any remedial action taken by him/her and his/her recommendations as to any other steps to be taken. The council shall then take such further action as it deems necessary to prevent or minimize any deficit and for that purpose it may by resolution reduce one or more appropriations.

- Council President Beardslee noted the following in Section 5.08 regarding management of the budget:

The management of specific budgets shall maintain expenditures within the annual budget figure. If circumstances occur which indicate that any expenditures exceed a budgeted line item by more than \$500, the mayor shall give written notice to the council advising of the situation with complete explanations as soon as such expenditures are apparent.

- Chief Marcus noted some journal entries done at the end of the year by Council Member Henley.
- Council Member Henley questioned if the Council sees the final year-to-date budget at the end of the year.
- Discussion regarding transfer of monies versus reallocation.
- Discussed need for clarification of 5.06(d) and 508(b) in the Charter.

D.

Transfer of appropriations. At any time during the fiscal year the council may by resolution transfer part or all of any unencumbered appropriation balance among unbudgeted items and budgeted items within a department or office and the council may by resolution transfer part or all of any unencumbered appropriation balance from one department or office to another.

B.

City clerk—Responsible for city hall budget.

- Council President Beardslee clarified that 75% is for gross revenue shares and not operational budget, as she recently misspoke.
- A telephone conference was held with City Attorney Smith. The following is noted from the telephone conference.:
 1. City Attorney Smith said if you are fixing errors in the budget, this doesn't require an amendment
 2. The City has a line item budget

3. Discussed an appropriate amount of funds for Capital Improvement Projects.

- Reviewed expenditures from Special Events line item (574490.01). City Clerk Meeks pulled the following files for review: Florida Fence Outlet, Campaign Marketing Strategy, Jeff Larson and Pine Castle Pioneer Days.
- Council President Beardslee confirmed for Council Member Henley that the Mayor can spend up to \$10,000 without bids, and Council Member Henley said that the Mayor should have a budget of \$10,000. After brief discussion, Council Member Henley said she wants clarification regarding the Mayor being allowed to spend up to \$10,000. In a telephone conference, City Attorney Smith clarified that the City should not be spending money that is unbudgeted. He said that the \$10,000 is related to the budget and not purchasing.

COUNCIL MEMBER POWELL EXCUSED HIMSELF FROM THE MEETING

- Council President Beardslee and Council Member Henley reviewed May Bank of America Statement (City credit cards).
- City Clerk Meeks pulled the purchasing police form the City Code.
- After reviewing expenditure from GL Account #523623.01, Council President Beardslee and Council Member Henley requested that the amount of \$280.00 (Tu Tone Tony's) be moved to Farmer's Market then decided to leave in Building Maintenance.
- Council President Beardslee questioned if Council could get a snapshot of the budget, and items over the budget be shown in red.
- Council President Beardslee said she would like an excel spreadsheet of the actual budget to date.

The Workshop adjourned at 1:09 p.m. The workshop will continue on Tuesday, July 24, 2012 at 9:30 a.m.

Judy Beardslee, Council President

Bea L. Meeks, MMC, CPM
City Clerk

CITY COUNCIL APPROVED: _____

EDGEWOOD CITY COUNCIL
August 7, 2012 CITY COUNCIL WORKSHOP

On Tuesday, August 7, 2012, Council President Beardslee called the Edgewood City Council Workshop to order at 6:36 p.m.

The following attendance is noted:

Attendees:

Ray Bagshaw, Mayor
Judy Beardslee, Council President
Neil Powell, DDS, Council Member
Pam Henley, Council Member
Lee Chotas, Council Member
John Dowless, Council Member

Staff

City Clerk Meeks
Chief Marcus

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Council President Beardslee deferred to Mayor Bagshaw who noted that “we are cutting it close” but if you look at the ad valorem calculations, it can be done. He said City Hall staff has made some reductions, and that he and the Police Chief have discussed some reductions that the police department can make particularly, as it relates to insurances.

Mayor Bagshaw noted two major increases are in the Police Department; gas at \$5.00 per gallon. Council Member Powell asked why \$5.00 when the City doesn’t pay state and federal tax on gas. Chief Marcus said the City is currently paying \$3.71 per gallon, and that includes factoring in the gas rebate the City receives.

Council President Beardslee said it will be difficult to review the budget line by line, until the corrections are made from the decisions that came out of the workshops. She said they can look at the line items but not the numbers. Council Member Henley said she agrees with Council President Beardslee.

In response to Council Member Chotas, Mayor Bagshaw explained the discrepancy of the high amount of receivable funds in tangible tax.

In response to Council Member Chotas, Mayor Bagshaw explained the estimates provided by Department of Revenue.

Council Member Chotas noted the red light citations and that Council had been told not to rely on this revenue. Council Member Chotas questioned placing these funds in a special fund.

Mayor Bagshaw said by next workshop the millage has to be decided.

Council Member Henley said that she believes the Mayor will want to change some line items funds after the final numbers are in, as a result of the corrections.

Mayor Bagshaw pointed out the difference in the three different ad valorem calculations; 6.7000, 5.2000 and 4.7000. Mayor Bagshaw said asked Council "what is the safety net that you feel comfortable with".

In response to Council Member Chotas, Mayor Bagshaw said he will not show interest from the funds in the bank until the City actually receives the money.

Mayor Bagshaw informed the Council that he and Council Member Henley had a meeting with staff at First Southern Bank. He said he is okay with putting storm water funds in an interest bearing account, but not roads and streets.

Council Member Henley provided a hand out of proposed changes to the General Ledger, and budget amendments.

BREAK 8 P.M.

RECONVENE 8:06 P.M.

Brief discussion was held regarding amending the budget prior to the workshop.

Council President Beardslee asked about a capital improvement projects (CIP) plan. In response to Council President Beardslee, Mayor Bagshaw said the City has received FEG's contract. Council President Beardslee said she did not see growth management funds in the budget, and thinks this needs to be considered. Mayor Bagshaw said it is included in the consulting fees.

8:27 p.m. Dr. Powell excused himself from the meeting

Council Member Henley said that she doesn't want to consider funds from red light citations as part of the operating budget. Staff confirmed for Council Member Henley that red light expenditures are being coded to the red light expense general ledger ID.

Council President Beardslee asked if there are any other items that Council wants to see for the budget. She said let the City Clerk know if there is any document they need prior to the workshop.

Council President Beardslee asked about insurance and would like to review the quotes, and questioned the possibility of buy-ups.

It was the consensus of Council to hold a special meeting on August 15, 2012, at 2:00 p.m. The agenda will include budget amendment, Five Year CIP, and FEG's Contract. Council Member Henley agreed to do the data entry for the budget amendments. Council President Beardslee asked the Mayor to include the Growth Management general ledger. The Mayor ask Council to consider funds for City Hall particularly, for electrical work, as there needs to be an electrical upgrade.

Having no further business, the workshop adjourned at 9:10 p.m.

Judy Beardslee, Council President

Bea L. Meeks, MMC, CPM
City Clerk

CITY COUNCIL APPROVED ON SEPTEMBER 18, 2012.

EDGEWOOD CITY COUNCIL
August 15, 2012 CITY COUNCIL WORKSHOP

On Tuesday, August 15, 2012, Council President Beardslee called the Edgewood City Council Budget Workshop to order at 2:48 p.m.

The following attendance is noted:

Attendees:

Ray Bagshaw, Mayor
Judy Beardslee, Council President
Neil Powell, DDS, Council Member
Pam Henley, Council Member
Lee Chotas, Council Member
John Dowless, Council Member

Staff

City Clerk Meeks
Chief Marcus
City Attorney Smith

.....

Council President Beardslee said that not all contracts were reviewed, and she was concerned about an increase in fees. Council Member Chotas said he does not encourage increasing the legal fees. City Attorney Smith said he would not increase his fees in the middle of a budget year.

City Attorney Drew Smith excused himself at 2:55 p.m.

Council President Beardslee referred to Mayor Bagshaw who reported on the Lake Mary Jess retrofit project. He noted the City's recent history relevant to unfunded expenditures, i.e. school impact fees and FEMA. Justin Prince, Orange County, said the project is stormwater related, and explained the history behind the project, which will aid in run-off. He said the project went out for bids and, they have selected a bidder. Mr. Prince said they are waiting on approval by Board of County Commissioner. He said the project will start "shortly" after the first of the year. Council Member Powell gave a history on how the project started. Mayor Bagshaw said he wanted to address whether or not the City's portion (\$100,000) can come from Stormwater; Council consensus was yes.

3:08 break

3:15 resume

Mayor Bagshaw said that the City cannot say how much the City owns as it relates to lakes. Mayor Bagshaw confirmed for Council President Beardslee that the City does not have to return "anything". He said he is just looking for a way to fund the project and have Council approval. In response to Council Member Chotas, he said the funds would come out of the stormwater fund, and the retrofit project will go into a contingent liability. Council Member Chotas expressed his concern about the project benefiting the homeowners around the lake instead of all of the residents. Is it an equitable allocation? He said he wanted to know all the facts before voting, and that he would like to review the Agreement.

Break 3:32 p.m.

Reconvene 3:38 p.m.

Council President Beardslee referred to Mayor Bagshaw, who provided the following information.

1. Ad valorem was calculated at 5.2000 mills.
2. Referred Council to page 9, "Revenues" and caution that these are projected revenues.
3. Noted the increase in the City's population in the 2012 BEBR estimate.
4. The City should have approximately \$102,000 to the positive based on 5.2 mills; not touching reserve
5. Snapshot at 4.7 would create a deficit of \$23,686, and this includes the Lake Mary Jess project; however, if it is moved to stormwater, the City will have adequate funding without dipping into reserve.
6. With 4.7000 mills, reserve will not be touched
7. With 5.2000 mills, the City can build their reserve fund. If the City doesn't proceed with Lake Mary Jess retrofit project, the \$100,000 can go into reserve.

Council Member Chotas complimented Mayor Bagshaw for preparing the budget at 4.7000 mills.

Council Member Chotas recommended 4.7000 mills, and requested that a spreadsheet be prepared showing the removal of the \$100,000. Council President Beardslee said there are 3 items in question however; she can bring that up during budget hearing.

Mayor Bagshaw asked Council to look at Chief Marcus' information regarding police vehicles. He explained why it is critical to turn-around the cars. Council Member Henley said that with Car 54 out, the City still has 5 cars, and the Chief has said that there are only 3 cars on the road.

Justin Prince, Orange County, excused himself from the meeting.

2

CITY COUNCIL WORKSHOP – MINUTES
AUGUST 15, 2012

3:58 p.m. Council Member Powell excused himself from the meeting.

Council Member Chotas met with Justin Prince separate from the workshop (off to the side). Upon returning to the meeting, Council Member Chotas said he looked at the plans Justin Prince had, and thinks it is well received but concerned about equitable source.

It was the consensus of the Council to prepare the final budget based on 4.7000 mills. City Clerk Meeks said Council will be approving the millage rate in the August 21, 2012 City Council meeting. She also confirmed that the first public hearing is September 4, 2012, and the final public hearing is September 18, 2012.

Having no further business, the workshop adjourned at 4:12 p.m.

Judy Beardslee, Council President

Bea L. Meeks, MMC, CPM
City Clerk

CITY COUNCIL APPROVED ON SEPTEMBER 18, 2012.

EDGEWOOD CITY COUNCIL
August 15, 2012 CITY COUNCIL SPECIAL MEETING

On Tuesday, August 15, 2012, Council President Beardslee called the Edgewood City Council Special Meeting to order at 2:13 p.m.

The following attendance is noted:

Attendees:

Ray Bagshaw, Mayor
Judy Beardslee, Council President
Neil Powell, DDS, Council Member
Pam Henley, Council Member
Lee Chotas, Council Member
John Dowless, Council Member

Staff

City Clerk Meeks
Chief Marcus
City Attorney Smith

.....

1. Budget Amendment(s)

Resolution 2012-02 was read in title by City Attorney Smith. ***Council Member Powell made the Motion to approve Resolution 2012-02, with Second by Council Member Henley. Council President Beardslee opened for discussion.*** Mayor confirmed for Council Member Chotas that the amendment conforms to the discussion from the recent workshops. Council Member Chotas noted a clerical error; City Clerk Meeks noted the correction.

Resolution 2012-12 was unanimously approved by roll call vote:

Henley	Favor
Powell	Favor
Chotas	Favor
Beardslee	Favor
Dowless	Favor

2. Five Year Capital Improvement Projects (CIP)

Mayor Bagshaw gave a summary of former City Engineer Art Miller's findings, as it related to improvements on roads and streets and maintenance. He said he wanted to know the longevity of the streets. Mayor Bagshaw referred everyone to the information he provided at their seat to show a plan that goes through the year 2019.

Motion by Council Member Powell to approve the Five Year Capital Improvement Project, with Second by Council Member Henley.

Mayor Bagshaw confirmed for Council President Beardslee that none of the work shown on the CIP will be done in this fiscal year. He noted that Engineer Sebaali concurs with the conditions of the roads and streets. Council President Beardslee said she would like to see a spreadsheet to show the timeline of the projects. City Clerk Meeks noted that the timeline will be needed for the Comprehensive Plan amendment.

Beardslee called to question. Unanimously approved.

3. Growth Management

In response to Council President Beardslee, Mayor Bagshaw said he included monies in the planning and engineer fees to help offset the fees associated with growth management. Council President Beardslee referenced City Clerk Meeks memo and the notation of "deficiencies in the City Code". There was brief discussion regarding the fees associated with annexation. Council President Beardslee said the City may have to have an outside consultant review the costs associated with annexations.

Council President Beardslee made the motion to table growth management issues until after the budget process, and to hold a workshop in January for further review and consideration. Council Member Powell second the motion. Unanimously approved.

4. FEG Contract -- Update Comprehensive Plan

Council President Beardslee referred to Mayor Bagshaw, who provided a summary of the contract. The Mayor said that if the City used a different firm to prepare the amendment to the Comp Plan, FEG would still be involved in the process. Mayor Bagshaw confirmed that the City has until August 1, 2013 to provide comp plan amendment to Florida Department of Economic Opportunity.

Council Member Dowless made the motion to approve the agreement, with second by Council Member Henley. Unanimously approved.

Council President Beardslee expressed concerns regarding a house on Stratemyer and the overgrowth. She asked that when there are a public safety issues, can Jerry Reynolds clean the area. Mayor Bagshaw said he thinks the process should be a case-by-case basis; don't leave open-ended. City Attorney Smith said the property has come before Code Enforcement, and if the City does the clean up, they can place a lien on the property. **No action taken on the property as this was not placed on special agenda.**

There being no further business, Council Member Chotas made the Motion to adjourn the special meeting, with Second by Council Member Powell. The special meeting adjourned at 2:48 p.m.

Judy Beardslee, Council President

Bea L. Meeks, MMC, CPM
City Clerk

CITY COUNCIL APPROVED ON SEPTEMBER 18, 2012.

**EDGEWOOD CITY COUNCIL
SEPTEMBER 4, 2012 CITY COUNCIL SPECIAL MEETING**

On Tuesday, September 4, 2012, Council President Beardslee called the Edgewood City Council Special Meeting to order at 6:35 p.m.

The following attendance is noted:

Attendees:

Ray Bagshaw, Mayor
Judy Beardslee, Council President
Neil Powell, DDS, Council Member
Pam Henley, Council Member
John Dowless, Council Member

Excused:

Lee Chotas, Council Member

Staff

City Clerk Meeks
Chief Marcus
City Attorney Smith
.....

Council Member Powell gave the invocation followed by the Pledge of Allegiance.

ORDINANCES – FIRST READING & PUBLIC HEARING

ORDINANCE NO. 2012-08: AN ORDINANCE OF THE CITY OF EDGEWOOD, ORANGE COUNTY, FLORIDA, ADOPTING THE FINAL LEVY OF AD VALOREM TAXES UPON THE ASSESSED REAL AND BUSINESS PERSONAL PROPERTY TAX ROLLS FOR FISCAL YEAR 2012/2013, BEGINNING OCTOBER 1, 2012 AND ENDING SEPTEMBER 30, 2013; AND PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Smith read Ordinance 2012-08 in title only.

Council Member Powell made the following:

I move to adopt Ordinance No. 2012-08 setting the City of Edgewood's millage rate for Fiscal Year 2012/2013 at a **4.7000** which represents a **-1.61** percent decrease over the roll-back rate of **4.7768** mills.

Second by Council Member Henley.

Public Hearing

Les Slesnick, 1230 Waterwitch Cove, Edgewood, FL

Mr. Slesnick said he appreciates the decrease in the tentative millage rate however, he wants assurance that money is spent wisely with good oversight of the money, and that the police department's operations is not hindered. He asked "Are we losing any city services particularly police and what would we be losing"? Council President Beardslee said the City is good to stay at 4.7000 mills; however, the City won't be able to do some things they would like to do. She said the City will not be losing any essential services. She said the City will not be losing police officers or City Hall staff. In response to Mr. Slesnick, Council President Beardslee said that the City is establishing a 5-year Capital Improvement Plan that was at their council seat when they arrived for the meeting.

Len Levine, M.D., 1206 Harbor Island Road

In response to Dr. Levine, Council President Beardslee explained that the millage will stay at 4.7000 if the Motion on the table is approved. Dr. Levine said he did go to Orange County Property Appraiser's Office and was told that the City of Edgewood's millage is the highest TRIM. Council President Beardslee explained the process of why the millage is set high until the City can determine revenues and expenditures, without cutting essential services. Council President Beardslee confirmed that the Police Department is the "lion's share" of the budget. He questioned why tax payers should pay for use of police car at the "church". Chief Marcus explained it's for safety, it allows officers to sit in the car to cool off, and the City is reimbursed for the use of the car.

Jim Ford, Commercial Building Owner, 5603 Commerce Drive.

Mr. Ford said it was good to hear that the millage rate is staying the same.

Robbie Ford, Commercial Building Owner, 5603 Commerce Drive.

Mrs. Ford said her concerns and issues had been addressed.

Bonnie Bagshaw, Oak Lynn Street

Mrs. Bagshaw said that when the "bills" came in she said her husband asked about where all the homesteads are applied. She said she called the Tax Collector's Office, and said she questioned why it was going up. She found out that Edgewood's property values are still going down. She said her concern

is the reinvestments that is going on in the County. She said that the City needs to look ahead and not be behind everyone else. She said the City needs quiet zones, and is concerned about where the City will be in five years when Sun Rail is up and running. She feels the City should go to 4.777 mills for the City to maintain. She said this is just a thought to consider. Council President Beardslee said that Mrs. Bagshaw's concerns were brought up when Council was presented with Sun Rail five to six years ago.

W. Robert Olsen, 407 Harbour Oaks Point, Drive N, Edgewood

Mr. Olsen referenced the memo of July 10, 2012 from City Clerk Meeks. Mayor Bagshaw said everything in the budget is based on "guesstimates". He said the budget is based on these forecasts and the budget could go up or down. Mayor Bagshaw gave a history of the millage rate being reduced. He said the funds will be built back up slowly, he said eventually taxes will have to be raised; but hopes a little at a time. Council President Beardslee said that over the past 16 months Council has worked diligently to work with audits to identify areas that needed "crunching". She deferred to Council Member Dowless who said that the artificial inflating of reserves was misappropriation. He said non-reoccurring funds and monies that were not the City's to spend is what was happening. In response to Mr. Olsen, Council President Beardslee said that she believes the problem has stopped. She noted the workshops recently held to correct the general ledger by looking at each line item. She believes Council has put in some good checks and balance controls. Council agreed that controls are in place so these occurrences will not happen again. Council Member Powell noted that the hurricanes created some of the fiscal problems. Council Member Powell said that they would like to avoid this problem again and so the City wants to build up their own funds.

Council President Beardslee asked for other speakers, there were none.

Mayor Bagshaw introduced Blair Howard, and noted his family owned business, Howard Wholesale, has been in operations for 100 years. Blair said he applauds Council for basing the budget 4.7000 mills.

There being no more comments or discussion, the Motion passed with the following roll call vote (City Clerk Meeks noted the absence of Council Member Chotas):

Council Member Henley	Favor
Council Member Powell	Favor
Council Member Dowless	Favor
Council President Beardslee	Favor

Council President Beardslee made reference to the CIP and request that it be posted on line.

Council Member Dowless said Council is always looking for input on committees, and ask that those in attendance leave contact info.

Chief Marcus said Car 54 has been sold as surplus. He noted the police department has been testing a demo vehicle with police package. He said since Crown Victorias are no longer made, this is what the City would get for a replacement. He report that the property on Stratemeyer has been cleaned up.

City Clerk Meeks confirmed that Administrative Assistant Cinnamon Wild has sent the newsletter to the printing company.

Council Member Powell noted that the Department of Transportation still has work to be done regarding clean up along the railroad right-of-way, and he will continue to monitor.

Council President Beardslee asked Council for a Motion excusing Council Member Chotas from the meeting. ***Council Member Dowless made the Motion to excuse Council Member Chotas' absence, with Second by Council Member Powell. Unanimously approved.***

Powell/Dowless adjourned 7:24 p.m.

Having no further business or comments, ***Council Member Powell made the Motion to adjourn the special meeting at 7:24 p.m., with Second by Council Member Powell. Unanimously approved.***

Judy Beardslee, Council President

Bea L. Meeks, MMC, CPM
City Clerk

CITY COUNCIL APPROVED ON September 18, 2012.

**CITY OF EDGEWOOD, FLORIDA
MAYORAL PROCLAMATION**

WHEREAS, the City of Edgewood recognizes that businesses play a pivotal role in strengthening our Community by embracing diversity, integrating technology into their business operations, and by preserving the economic well-being and safety of all our citizens; and

WHEREAS, the City of Edgewood is pleased to recognize the accomplishments of Howard Wholesale that has contributed greatly to the economic diversity of our City; and

WHEREAS, the City of Edgewood recognizes Howard Wholesale, which has been in business since 1912, when Julian Howard founded Howard Wholesale in Quincy Florida; and

WHEREAS, the City of Edgewood recognizes the family owned business that has been located in the City of Edgewood for 33 years; and

WHEREAS, the City of Edgewood recognizes Blair Howard, the third-generation owner of Howard Wholesale, for his role in continuing to carry the family business torch that began in 1912; and

WHEREAS, the City of Edgewood encourages its residents help us to celebrate the many ways in which Howard Wholesale continues to be a positive impact in our community;

THEREFORE, BE IT RESOLVED that I, RAY BAGSHAW, Mayor of the City of Edgewood, Florida, do hereby recognize and congratulate Howard Wholesale for their 100 year milestone of being in business, and urge citizens to recognize Howard Wholesale for their valuable impact on our community.

DATED this 18th September 2012.

Ray Bagshaw, Mayor

Attest:

SEAL

*Bea L. Meeks, MMC, CPM
City Clerk*

**CITY OF EDGEWOOD, FLORIDA
MAYORAL PROCLAMATION**

WHEREAS, the City of Edgewood is blessed, blessed with a multitude of families - an essential part of the cultural, social, and spiritual fabric of our community; and

WHEREAS, the City of Edgewood recognizes that strong families are at the center of strong communities; that children live better lives when their families are strong; and that families are strong when they live in communities that connect them to economic opportunities, social networks, and services; and

WHEREAS, everyone has a role to play in making families successful, including neighborhood organizations, businesses, non-profit agencies, policymakers, and families themselves; and

WHEREAS, during the week of October 29 through November 5, 2011, the City of Edgewood residents should take time to honor the importance of families and recommit to enhancing and extending the special connections that support and strengthen them throughout the year; and

WHEREAS, during this week, we urge residents of the City of Edgewood to join other agencies and organizations throughout the county to honor and celebrate our families.

NOW, THEREFORE, I, RAY BAGSHAW, MAYOR OF THE CITY OF EDGEWOOD, FLORIDA DO HEREBY PROCLAIM *the week of October 27 through November 3, 2012, as*

“Week of the Family”

In the City of Edgewood we urge all citizens to share in this occasion

Dated this 18TH day of September, 2012.

Ray Bagshaw, Mayor

SEAL

Attest:

*Bea L. Meeks, MMC, CPM
City Clerk*

**CITY OF EDGEWOOD, FLORIDA
MAYORAL PROCLAMATION**

12th Annual Put the Brakes on Fatalities Day[®]

WHEREAS, traffic crashes in the United States of America took 476,465 lives in the last twelve years, January 1, 2000 through December 31, 2011, including 32,310 fatalities in 2011.

WHEREAS, traffic crashes in the Florida took 35,885 souls in the last twelve years, including 2,207 fatalities in 2011.

Florida's Yearly Traffic Death Toll

2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011
2,999	3,012	3,136	3,169	3,244	3,533	3,374	3,214	2,983	2,570	2,444	2,207

WHEREAS, traffic crashes in Orange County took 131 souls in 2011, claimed 132 souls in 2010, 142 souls in 2009, stole 170 lives in 2008, 186 souls in 2007, 184 souls in 2006, 194 souls in 2005, 186 souls in 2004, 169 souls in 2003 traffic, and 164 souls in 2002; and

WHEREAS, motor vehicle crashes are the leading cause of death for children between the ages of 1 and 14 in the United States, and

WHEREAS, we need to ensure that all children are appropriately restrained in vehicles, and

WHEREAS, spinal cord damage, internal bleeding and death are more likely in auto accidents involving young children if parents do not use a booster seat, and

WHEREAS, a young child is four times as likely to experience an injury to the head and neck and three times as likely to experience an abdominal injury when restrained with a seat belt vs. a booster seat, and

WHEREAS, a booster seat gives the child a much greater chance of surviving a crash injury-free, and

WHEREAS, Florida's children deserve to be protected, and

WHEREAS, a child 7 years of age or younger and less than 4'9" in height shall be protected by properly using a crash-tested, federally-approved child restraint device [integrated child seat, child safety seat, or booster seat] that is appropriate for the height and weight of the child, and

WHEREAS, Florida is one of two states which does not have a Booster Seat Law, and

WHEREAS, a majority of Florida's Representatives and Senators sponsored a Booster Seat Law in 2012, and

WHEREAS, October 10, 2012 is the 12th annual *Put the Brakes on Fatalities Day[®]* and our State is proud to participate in this nationwide effort to reduce fatalities on our roadways.

Now, THEREFORE, I, Mayor Ray Bagshaw, by virtue of the authority vested in me do hereby proclaim Wednesday, October 10, 2012, as

PUT THE BRAKES ON FATALITIES DAY®

in the City of Edgewood and call upon all residents to help save lives by safely restraining our children, encouraging our legislature to pass a booster seat bill, and by sharing these important messages with family, friends and co-workers.

IN WITNESS WHEREOF,

I have hereunto set my hand and caused the, this 18th day of September in the year of our Lord two thousand and twelve.

Ray Bagshaw, Mayor

SEAL

Attest:

*Bea L. Meeks, MMC, CPM
City Clerk*

CITY OF EDGEWOOD, FLORIDA

MAYORAL PROCLAMATION

WHEREAS, the American Cancer Fund for Children and Kids Cancer Connection report cancer is the leading cause of death by disease among children in the United States. This tragic disease is detected in over 15,000 of our nation's young people each and every year; and

WHEREAS, founded nearly twenty years ago by Steven Firestein, a member of the philanthropic Max Factor Family, the American Cancer Fund for Children, Inc. and sister organization, Kids Cancer Connection, Inc. are dedicated to helping these children and their families; and

WHEREAS, the American Cancer Fund for Children and Kids Cancer Connection provide a variety of vital patient psychosocial services to children undergoing cancer treatment at Florida Hospital for Children: Pediatric Hematology and Oncology Program, Arnold Palmer Hospital for Children in Orlando, as well as participating hospitals throughout the country, thereby enhancing the quality of life for these children and their families; and

WHEREAS, through its uniquely sensitive and comforting Magical Caps for Kids program, the American Cancer Fund for Children and Kids Cancer Connection distributes thousands of beautifully handmade caps and decorated baseball caps to children who want to protect their heads following the trauma of chemotherapy, surgery and/or radiation treatments; and

WHEREAS, the American Cancer Fund for Children and Kids Cancer Connection also sponsor nationwide Courageous Kid recognition award ceremonies and hospital celebrations in honor of a child's determination and bravery to fight the battle against childhood cancer.

NOW, THEREFORE, I, RAY BAGSHAW, MAYOR OF THE CITY OF EDGEWOOD, FLORIDA DO HEREBY PROCLAIM THE MONTH OF OCTOBER 2012, as

"Childhood Cancer Awareness Month"

Dated this 18TH day of September, 2012.

Ray Bagshaw, Mayor

SEAL

Attest:

*Bea L. Meeks, MMC, CPM
City Clerk*

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ORDINANCE 2012-09

AN ORDINANCE BY THE CITY OF EDGEWOOD AMENDING THE CITY OF EDGEWOOD CODE OF ORDINANCES TO REPEAL CHAPTER 106 OF THE CITY OF EDGEWOOD CODE OF ORDINANCES; TO ADOPT A NEW CHAPTER 106 OF THE CITY OF EDGEWOOD CODE OF ORDINANCES; TO ADOPT FLOOD HAZARD MAPS, TO DESIGNATE A FLOODPLAIN ADMINISTRATOR, TO ADOPT PROCEDURES AND CRITERIA FOR DEVELOPMENT IN FLOOD HAZARD AREAS, AND FOR OTHER PURPOSES; TO ADOPT LOCAL ADMINISTRATIVE AMENDMENTS TO THE FLORIDA BUILDING CODE; PROVIDING FOR APPLICABILITY; REPEALER; SEVERABILITY; AND AN EFFECTIVE DATE.

WHEREAS, the Legislature of the State of Florida has, in Chapter 166, Florida Statutes, conferred upon local governments the authority to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry; and

WHEREAS, the Federal Emergency Management Agency has identified special flood hazard areas within the boundaries of the City of Edgewood and such areas may be subject to periodic inundation which may result in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety and general welfare, and

WHEREAS, the City of Edgewood was accepted for participation in the National Flood Insurance Program and the City Commission of the City of Edgewood desires to continue to meet the requirements of Title 44 Code of Federal Regulations, Sections 59 and 60, necessary for such participation; and

WHEREAS, Chapter 553, Florida Statutes, was adopted by the Florida Legislature to provide a mechanism for the uniform adoption, updating, amendment, interpretation and enforcement of a state building code, called the *Florida Building Code*; and

WHEREAS, section 553.73(5), Florida Statutes, allows adoption of local administrative amendments to the *Florida Building Code* to implement the National Flood Insurance Program; and

WHEREAS, the City Council of the City of Edgewood has determined that it is in the public interest to adopt the proposed floodplain management regulations that are coordinated with the *Florida Building Code*.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Edgewood of that the following floodplain management regulations, and the following local administrative amendments to the 2010 *Florida Building Code*, are hereby adopted.

51 **SECTION 1. RECITALS.**

52
53 The foregoing whereas clauses are incorporated herein by reference and made a part hereof.

54
55 **SECTION 2. This ordinance specifically repeals and replaces Chapter 106 of the City of**
56 **Edgewood Code of Ordinances.**

57
58 **DIVISION 1 ADMINISTRATION**

59
60 **ARTICLE 101 GENERAL**

61
62 **106-101.1 Title.** These regulations shall be known as the *Floodplain Management Ordinance* of
63 the City of Edgewood, hereinafter referred to as “this ordinance.”

64
65 **106-101.2 Scope.** The provisions of this ordinance shall apply to all development that is wholly
66 within or partially within any flood hazard area, including but not limited to the subdivision of land;
67 filling, grading, and other site improvements and utility installations; construction, alteration,
68 remodeling, enlargement, improvement, replacement, repair, relocation or demolition of buildings,
69 structures, and facilities that are exempt from the *Florida Building Code*; placement, installation, or
70 replacement of manufactured homes and manufactured buildings; installation or replacement of
71 tanks; placement of recreational vehicles; installation of swimming pools; and any other
72 development.

73
74 **106-101.3 Intent.** The purposes of this ordinance and the flood load and flood resistant
75 construction requirements of the *Florida Building Code* are to establish minimum requirements
76 to safeguard the public health, safety, and general welfare and to minimize public and private
77 losses due to flooding through regulation of development in flood hazard areas to:

- 78 1. Minimize unnecessary disruption of commerce, access and public service during times of
79 flooding;
- 80 2. Require the use of appropriate construction practices in order to prevent or minimize
81 future flood damage;
- 82 3. Manage filling, grading, dredging, mining, paving, excavation, drilling operations,
83 storage of equipment or materials, and other development which may increase flood
84 damage or erosion potential;
- 85 4. Manage the alteration of flood hazard areas, watercourses, and shorelines to minimize the
86 impact of development on the natural and beneficial functions of the floodplain;
- 87 5. Minimize damage to public and private facilities and utilities;
- 88 6. Help maintain a stable tax base by providing for the sound use and development of flood
89 hazard areas;
- 90 7. Minimize the need for future expenditure of public funds for flood control projects and
91 response to and recovery from flood events; and
- 92 8. Meet the requirements of the National Flood Insurance Program for community
93 participation as set forth in the Title 44 Code of Federal Regulations, Section 59.22.

94
95 **106-101.4 Coordination with the *Florida Building Code*.** This ordinance is intended to be
96 administered and enforced in conjunction with the *Florida Building Code*. Where cited, ASCE

97 24 refers to the edition of the standard that is referenced by the *Florida Building Code*.

98
99 **106-101.5 Warning.** The degree of flood protection required by this ordinance and the *Florida*
100 *Building Code*, as amended by this community, is considered the minimum reasonable for
101 regulatory purposes and is based on scientific and engineering considerations. Larger floods can and
102 will occur. Flood heights may be increased by man-made or natural causes. This ordinance does not
103 imply that land outside of mapped special flood hazard areas, or that uses permitted within such flood
104 hazard areas, will be free from flooding or flood damage. The flood hazard areas and base flood
105 elevations contained in the Flood Insurance Study and shown on Flood Insurance Rate Maps and the
106 requirements of Title 44 Code of Federal Regulations, Sections 59 and 60 may be revised by the
107 Federal Emergency Management Agency, requiring this community to revise these regulations to
108 remain eligible for participation in the National Flood Insurance Program. No guaranty of vested
109 use, existing use, or future use is implied or expressed by compliance with this ordinance.

110
111 **106-101.6 Disclaimer of Liability.** This ordinance shall not create liability on the part of the
112 City Council of the City of Edgewood or by any officer or employee thereof for any flood
113 damage that results from reliance on this ordinance or any administrative decision lawfully made
114 thereunder.

115 116 **ARTICLE 102 APPLICABILITY**

117
118 **106-102.1 General.** Where there is a conflict between a general requirement and a specific
119 requirement, the specific requirement shall be applicable.

120
121 **106-102.2 Areas to which this ordinance applies.** This ordinance shall apply to all flood
122 hazard areas within the City of Edgewood, as established in Section 106-102.3 of this ordinance.

123
124 **106-102.3 Basis for establishing flood hazard areas.** The areas of special flood hazard
125 identified by the Federal Emergency Management Agency in the Flood Insurance Study (FIS)
126 for the City of Edgewood, dated September 25, 2009, with the accompanying maps and other
127 supporting data, and any subsequent revisions thereto, are adopted by reference and declared to
128 be a part of this ordinance. The Flood Insurance Study and Flood Insurance Rate Map are on file
129 at the City of Edgewood City Hall, 405 Larue Avenue, Edgewood, Florida 32809.

130
131 **106-102.3.1 Submission of additional data to establish flood hazard areas.** To establish
132 flood hazard areas and base flood elevations, pursuant to Article 105 of this ordinance the
133 Floodplain Administrator may require submission of additional data. Where field surveyed
134 topography prepared by a Florida licensed professional surveyor or digital topography accepted
135 by the community indicates that ground elevations:

- 136
137
138
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143
1. Are below the closest applicable base flood elevation, even in areas not delineated as a special flood hazard area on a FIRM, the area shall be considered as flood hazard area and subject to the requirements of this ordinance and, as applicable, the requirements of the *Florida Building Code*.
 2. Are above the closest applicable base flood elevation, the area shall be regulated as special flood hazard area unless the applicant obtains a Letter of Map Change that removes the area from the special flood hazard area.

144
145 **106-102.4 Other laws.** The provisions of this ordinance shall not be deemed to nullify any
146 provisions of local, state or federal law.

147 **106-102.5 Abrogation and greater restrictions.** This ordinance supersedes any ordinance in
148 effect for management of development in flood hazard areas. However, it is not intended to
149 repeal or abrogate any existing ordinances including but not limited to land development
150 regulations, zoning ordinances, stormwater management regulations, or the *Florida Building*
151 *Code*. In the event of a conflict between this ordinance and any other ordinance, the more
152 restrictive shall govern. This ordinance shall not impair any deed restriction, covenant or
153 easement, but any land that is subject to such interests shall also be governed by this ordinance.
154

155 **106-102.6 Interpretation.** In the interpretation and application of this ordinance, all provisions
156 shall be:

- 157 1. Considered as minimum requirements;
- 158 2. Liberally construed in favor of the governing body; and
- 159 3. Deemed neither to limit nor repeal any other powers granted under state statutes.

160 **ARTICLE 103 DUTIES AND POWERS OF THE FLOODPLAIN ADMINISTRATOR**

161 **106-103.1 Designation.** The Mayor of the City of Edgewood is designated as the Floodplain
162 Administrator. The Floodplain Administrator may delegate performance of certain duties to other
163 employees.
164
165

166 **106-103.2 General.** The Floodplain Administrator is authorized and directed to administer and
167 enforce the provisions of this ordinance. The Floodplain Administrator shall have the authority to
168 render interpretations of this ordinance consistent with the intent and purpose of this ordinance
169 and may establish policies and procedures in order to clarify the application of its provisions.
170 Such interpretations, policies, and procedures shall not have the effect of waiving requirements
171 specifically provided in this ordinance without the granting of a variance pursuant to Section 107
172 of this ordinance.
173

174 **106-103.3 Applications and permits.** The Floodplain Administrator, in coordination with other
175 pertinent offices of the community, shall:
176

- 177 1. Review applications and plans to determine whether proposed new development will be
178 located in flood hazard areas;
- 179 2. Review applications for modification of any existing development in flood hazard areas
180 for compliance with the requirements of this ordinance;
- 181 3. Interpret flood hazard area boundaries where such interpretation is necessary to
182 determine the exact location of boundaries; a person contesting the determination shall
183 have the opportunity to appeal the interpretation;
- 184 4. Provide available flood elevation and flood hazard information;
- 185 5. Determine whether additional flood hazard data shall be obtained from other sources or
186 shall be developed by an applicant;
- 187 6. Review applications to determine whether proposed development will be reasonably safe
188 from flooding;
- 189 7. Issue floodplain development permits or approvals for development other than buildings
190 and structures that are subject to the *Florida Building Code*, including buildings,
191 structures and facilities exempt from the *Florida Building Code*, when compliance with

192 this ordinance is demonstrated, or disapprove the same in the event of noncompliance;
193 and

194 8. Coordinate with and provide comments to the Building Official to assure that
195 applications, plan reviews, and inspections for buildings and structures in flood hazard
196 areas comply with the applicable provisions of this ordinance.

197
198 **106-103.4 Determinations for existing buildings and structures.** For applications for building
199 permits to improve buildings and structures, including alterations, movement, enlargement,
200 replacement, repair, change of occupancy, additions, rehabilitations, renovations, substantial
201 improvements, repairs of substantial damage, and any other improvement of or work on such
202 buildings and structures, the Floodplain Administrator, in coordination with the Building
203 Official, shall:

- 204 1. Estimate the market value, or require the applicant to obtain an appraisal of the market
205 value prepared by a qualified independent appraiser, of the building or structure before
206 the start of construction of the proposed work; in the case of repair, the market value of
207 the building or structure shall be the market value before the damage occurred and before
208 any repairs are made;
- 209 2. Compare the cost to perform the improvement, the cost to repair a damaged building to
210 its pre-damaged condition, or the combined costs of improvements and repairs, if
211 applicable, to the market value of the building or structure;
- 212 3. Determine and document whether the proposed work constitutes substantial improvement
213 or repair of substantial damage; and
- 214 4. Notify the applicant if it is determined that the work constitutes substantial improvement
215 or repair of substantial damage and that compliance with the flood resistant construction
216 requirements of the *Florida Building Code* and this ordinance is required.

217
218 **106-103.5 Modifications of the strict application of the requirements of the *Florida Building***
219 ***Code*.** The Floodplain Administrator shall review requests submitted to the Building Official that
220 seek approval to modify the strict application of the flood load and flood resistant construction
221 requirements of the *Florida Building Code* to determine whether such requests require the
222 granting of a variance pursuant to Article 107 of this ordinance.

223
224 **106-103.6 Notices and orders.** The Floodplain Administrator shall coordinate with appropriate
225 local agencies for the issuance of all necessary notices or orders to ensure compliance with this
226 ordinance.

227
228 **106-103.7 Inspections.** The Floodplain Administrator shall make the required inspections as
229 specified in Article 106 of this ordinance for development that is not subject to the *Florida*
230 *Building Code*, including buildings, structures and facilities exempt from the *Florida Building*
231 *Code*. The Floodplain Administrator shall inspect flood hazard areas to determine if development
232 is undertaken without issuance of a permit.

233
234 **106-103.8 Other duties of the Floodplain Administrator.** The Floodplain Administrator shall
235 have other duties, including but not limited to:

- 236 1. Establish, in coordination with the Building Official, procedures for administering and
237 documenting determinations of substantial improvement and substantial damage made
238 pursuant to Section 106-103.4 of this ordinance;

- 239 2. Require that applicants proposing alteration of a watercourse notify adjacent communities
240 and the Florida Division of Emergency Management, State Floodplain Management
241 Office, and submit copies of such notifications to the Federal Emergency Management
242 Agency (FEMA);
- 243 3. Require applicants who submit hydrologic and hydraulic engineering analyses to support
244 permit applications to submit to FEMA the data and information necessary to maintain
245 the Flood Insurance Rate Maps if the analyses propose to change base flood elevations,
246 flood hazard area boundaries, or floodway designations; such submissions shall be made
247 within 6 months of such data becoming available;
- 248 4. Review required design certifications and documentation of elevations specified by this
249 ordinance and the *Florida Building Code* and this ordinance to determine that such
250 certifications and documentations are complete; and
- 251 5. Notify the Federal Emergency Management Agency when the corporate boundaries of
252 the City of Edgewood are modified.

253
254 **106-103.9 Floodplain management records.** Regardless of any limitation on the period
255 required for retention of public records, the Floodplain Administrator shall maintain and
256 permanently keep and make available for public inspection all records that are necessary for the
257 administration of this ordinance and the flood resistant construction requirements of the *Florida*
258 *Building Code*, including Flood Insurance Rate Maps; Letters of Change; records of issuance of
259 permits and denial of permits; determinations of whether proposed work constitutes substantial
260 improvement or repair of substantial damage; required design certifications and documentation
261 of elevations specified by the *Florida Building Code* and this ordinance; notifications to adjacent
262 communities, FEMA, and the state related to alterations of watercourses; assurances that the
263 flood carrying capacity of altered watercourses will be maintained; documentation related to
264 appeals and variances, including justification for issuance or denial; and records of enforcement
265 actions taken pursuant to this ordinance and the flood resistant construction requirements of the
266 *Florida Building Code*. These records shall be available for public inspection at City Hall, 405
267 Larue Avenue, Edgewood Florida.

268 269 **ARTICLE 104 PERMITS**

270
271 **106-104.1 Permits required.** Any owner or owner's authorized agent (hereinafter "applicant")
272 who intends to undertake any development activity within the scope of this ordinance, including
273 buildings, structures and facilities exempt from the *Florida Building Code*, which is wholly
274 within or partially within any flood hazard area shall first make application to the Floodplain
275 Administrator, and the Building Official if applicable, and shall obtain the required permit(s) and
276 approval(s). No such permit or approval shall be issued until compliance with the requirements of
277 this ordinance and all other applicable codes and regulations has been satisfied.

278
279 **106-104.2 Floodplain development permits or approvals.** Floodplain development permits or
280 approvals shall be issued pursuant to this ordinance for any development activities not subject to the
281 requirements of the *Florida Building Code*, including buildings, structures and facilities exempt
282 from the *Florida Building Code*. Depending on the nature and extent of proposed development that
283 includes a building or structure, the Floodplain Administrator may determine that a floodplain
284 development permit or approval is required in addition to a building permit.

285
286 **106-104.2.1 Buildings, structures and facilities exempt from the *Florida Building Code*.**
287 Pursuant to the requirements of federal regulation for participation in the National Flood

288 Insurance Program (44 C.F.R. Sections 59 and 60), floodplain development permits or approvals
289 shall be required for the following buildings, structures and facilities that are exempt from the
290 *Florida Building Code* and any further exemptions provided by law, which are subject to the
291 requirements of this ordinance:

- 2 1. Railroads and ancillary facilities associated with the railroad.
- 293 2. Nonresidential farm buildings on farms, as provided in section 604.50, F.S.
- 294 3. Temporary buildings or sheds used exclusively for construction purposes.
- 295 4. Mobile or modular structures used as temporary offices.
- 296 5. Those structures or facilities of electric utilities, as defined in section 366.02, F.S., which
297 are directly involved in the generation, transmission, or distribution of electricity.
- 298 6. Chickees constructed by the Miccosukee Tribe of Indians of Florida or the Seminole
299 Tribe of Florida. As used in this paragraph, the term "chickee" means an open-sided
300 wooden hut that has a thatched roof of palm or palmetto or other traditional materials,
301 and that does not incorporate any electrical, plumbing, or other non-wood features.
- 302 7. Family mausoleums not exceeding 250 square feet in area which are prefabricated and
303 assembled on site or preassembled and delivered on site and have walls, roofs, and a floor
304 constructed of granite, marble, or reinforced concrete.
- 305 8. Temporary housing provided by the Department of Corrections to any prisoner in the
306 state correctional system.
- 307 9. Structures identified in section 553.73(10)(k), F.S., are not exempt from the *Florida*
308 *Building Code* if such structures are located in flood hazard areas established on Flood
309 Insurance Rate Maps

310
311 **106-104.3 Application for a permit or approval.** To obtain a floodplain development permit or
312 approval the applicant shall first file an application in writing on a form furnished by the
313 community. The information provided shall:

- 314 1. Identify and describe the development to be covered by the permit or approval.
- 315 2. Describe the land on which the proposed development is to be conducted by legal
316 description, street address or similar description that will readily identify and definitively
317 locate the site.
- 318 3. Indicate the use and occupancy for which the proposed development is intended.
- 319 4. Be accompanied by a site plan or construction documents as specified in Section 105 of
320 this ordinance.
- 321 5. State the valuation of the proposed work.
- 322 6. Be signed by the applicant or the applicant's authorized agent.
- 323 7. Give such other data and information as required by the Floodplain Administrator.

324
325 **106-104.4 Validity of permit or approval.** The issuance of a floodplain development permit or
326 approval pursuant to this ordinance shall not be construed to be a permit for, or approval of, any
327 violation of this ordinance, the *Florida Building Codes*, or any other ordinance of this
328 community. The issuance of permits based on submitted applications, construction documents,
329 and information shall not prevent the Floodplain Administrator from requiring the correction of
330 errors and omissions.

331
332 **106-104.5 Expiration.** A floodplain development permit or approval shall become invalid unless
333 the work authorized by such permit is commenced within 180 days after its issuance, or if the
334 work authorized is suspended or abandoned for a period of 180 days after the work commences.
335 Extensions for periods of not more than 180 days each shall be requested in writing and
336 justifiable cause shall be demonstrated.

337
338 **106-104.6 Suspension or revocation.** The Floodplain Administrator is authorized to suspend or
339 revoke a floodplain development permit or approval if the permit was issued in error, on the
340 basis of incorrect, inaccurate or incomplete information, or in violation of this ordinance or any
341 other ordinance, regulation or requirement of this community.
342

343 **106-104.7 Other permits required.** Floodplain development permits and building permits shall
344 include a condition that all other applicable state or federal permits be obtained before
345 commencement of the permitted development, including but not limited to the following:

- 346 1. The St. Johns River Water Management District; section 373.036, F.S.
347 2. Florida Department of Health for onsite sewage treatment and disposal systems; section
348 381.0065, F.S. and Chapter 64E-6, F.A.C.
349 3. Florida Department of Environmental Protection for activities subject to the Joint Coastal
350 Permit; section 161.055, F.S.
351 4. Florida Department of Environmental Protection for activities that affect wetlands and
352 alter surface water flows, in conjunction with the U.S. Army Corps of Engineers; Section
353 404 of the Clean Water Act.
354
355

356 **ARTICLE 105 SITE PLANS AND CONSTRUCTION DOCUMENTS**

357
358 **106-105.1 Information for development in flood hazard areas.** The site plan or construction
359 documents for any development subject to the requirements of this ordinance shall be drawn to
360 scale and shall include, as applicable to the proposed development:

- 361 1. Delineation of flood hazard areas, floodway boundaries and flood zone(s), base flood
362 elevation(s), and ground elevations if necessary for review of the proposed development.
363 2. Where flood hazard areas, base flood elevations, or floodway data are not included on the
364 FIRM or in the Flood Insurance Study, they shall be established in accordance with
365 Section 106-105.2 of this ordinance.
366 3. Where the parcel on which the proposed development will take place will have more than
367 50 lots or is larger than 5 acres and the base flood elevations are not included on the
368 FIRM or in the Flood Insurance Study, such elevations shall be established in accordance
369 with Section 106-105.2(1) or (2) of this ordinance.
370 4. Location of the proposed activity and proposed structures, and locations of existing
371 buildings and structures.
372 5. Location, extent, amount, and proposed final grades of any filling, grading, or excavation.
373 6. Where the placement of fill is proposed, the amount, type, and source of fill material;
374 compaction specifications; a description of the intended purpose of the fill areas; and
375 evidence that the proposed fill areas are the minimum necessary to achieve the intended

376 purpose.

377 7. Existing and proposed alignment of any proposed alteration of a watercourse.

378

379 The Floodplain Administrator is authorized to waive the submission of site plans, construction
380 documents, and other data that are required by this ordinance but that are not required to be
381 prepared by a registered design professional if it is found that the nature of the proposed
382 development is such that the review of such submissions is not necessary to ascertain compliance
383 with this ordinance.

384

385 **106-105.2 Information in flood hazard areas without base flood elevations (approximate**
386 **Zone A).** Where flood hazard areas are delineated on the FIRM and base flood elevation data
387 have not been provided, the Floodplain Administrator shall:

388 1. Obtain, review, and provide to applicants base flood elevation and floodway data
389 available from a federal or state agency or other source or require the applicant to obtain
390 and use base flood elevation and floodway data available from a federal or state agency
391 or other source; or

392 2. Where base flood elevation and floodway data are not available from another source,
393 where the available the data are deemed by the Floodplain Administrator to not
394 reasonably reflect flooding conditions, or where the available data are known to be
395 scientifically or technically incorrect or otherwise inadequate:

396 a. Require the applicant to develop base flood elevation data prepared in
397 accordance with currently accepted engineering practices; or

398 b. Specify that the base flood elevation is two (2) feet above the highest adjacent
399 grade at the location of the development, provided there is no evidence
400 indicating flood depths have been or may be greater than two (2) feet.

401 3. Where the base flood elevation data are to be used to support a Letter of Map Change
402 from FEMA, advise the applicant that the analyses shall be prepared by a Florida
403 licensed engineer in a format required by FEMA, and that it shall be the responsibility of
404 the applicant to satisfy the submittal requirements and pay the processing fees.

405

406 **106-105.3 Additional analyses and certifications.** As applicable to the location and nature of
407 the proposed development activity, and in addition to the requirements of this section, the
408 applicant shall have the following analyses signed and sealed by a Florida licensed engineer for
409 submission with the site plan and construction documents:

410 1. For development activities proposed to be located in a regulatory floodway, a floodway
411 encroachment analysis that demonstrates that the encroachment of the proposed
412 development will not cause any increase in base flood elevations; where the applicant
413 proposes to undertake development activities that do increase base flood elevations, the
414 applicant shall submit such analysis to FEMA as specified in Section 106-105.4 of this
415 ordinance and shall submit the Conditional Letter of Map Revision, if issued by FEMA,
416 with the site plan and construction documents.

417 2. For development activities proposed to be located in a riverine flood hazard area for
418 which base flood elevations are included in the Flood Insurance Study or on the FIRM
419 and floodways have not been designated, a floodway encroachment analysis which
420 demonstrates that the cumulative effect of the proposed development, when combined
421 with all other existing and anticipated flood hazard area encroachments, will not increase
422 the base flood elevation more than one (1) foot at any point within the community. This

423 requirement does not apply in isolated flood hazard areas not connected to a riverine
424 flood hazard area or in flood hazard areas identified as Zone AO or Zone AH.

425 3. For alteration of a watercourse, an engineering analysis prepared in accordance with
6 standard engineering practices which demonstrates that the flood-carrying capacity of the
7 altered or relocated portion of the watercourse will not be decreased, and certification that
428 the altered watercourse shall be maintained in a manner which preserves the channel's
429 flood-carrying capacity; the applicant shall submit the analysis to FEMA as specified in
430 Section 106-105.4 of this ordinance.

431
432 **106-105.4 Submission of additional data.** When additional hydrologic, hydraulic or other
433 engineering data, studies, and additional analyses are submitted to support an application, the
434 applicant has the right to seek a Letter of Map Change from FEMA to change the base flood
435 elevations, change floodway boundaries, or change boundaries of flood hazard areas shown on
436 FIRMs, and to submit such data to FEMA for such purposes. The analyses shall be prepared by
437 a Florida licensed engineer in a format required by FEMA. Submittal requirements and
438 processing fees shall be the responsibility of the applicant.

439 440 **ARTICLE 106 INSPECTIONS**

441
442 **106-106.1 General.** Development for which a floodplain development permit or approval is
443 required shall be subject to inspection.

444
445 **106-106.1.1 Development other than buildings and structures.** The Floodplain Administrator
446 shall inspect all development to determine compliance with the requirements of this ordinance
447 and the conditions of issued floodplain development permits or approvals.

448
449 **106-106.1.2 Buildings, structures and facilities exempt from the *Florida Building Code*.** The
450 Floodplain Administrator shall inspect buildings, structures and facilities exempt from the
451 *Florida Building Code* to determine compliance with the requirements of this ordinance and the
452 conditions of issued floodplain development permits or approvals.

453
454 **106-106.1.2.1 Buildings, structures and facilities exempt from the *Florida Building Code*,
455 lowest floor inspection.** Upon placement of the lowest floor, including basement, and prior to
456 further vertical construction, the owner of a building, structure or facility exempt from the
457 *Florida Building Code*, or the owner's authorized agent, shall submit to the Floodplain
458 Administrator:

- 459 1. If a design flood elevation was used to determine the required elevation of the lowest
460 floor, the certification of elevation of the lowest floor prepared and sealed by a Florida
461 licensed professional surveyor; or
- 462 2. If the elevation used to determine the required elevation of the lowest floor was
463 determined in accordance with Section 105.2(3) of this ordinance, the documentation of
464 height of the lowest floor above highest adjacent grade, prepared by the owner or the
465 owner's authorized agent.

466
467 **106-106.1.2.2 Buildings, structures and facilities exempt from the *Florida Building Code*,
468 final inspection.** As part of the final inspection, the owner or owner's authorized agent shall
469 submit to the Floodplain Administrator a final certification of elevation of the lowest floor or
470 final documentation of the height of the lowest floor above the highest adjacent grade; such
471 certifications and documentations shall be prepared as specified in Section 106-106.1.2.1 of this

472 ordinance.

473
474 **106-106.1.3 Manufactured homes.** The Floodplain Administrator or designee shall inspect
475 manufactured homes that are installed or replaced in flood hazard areas to determine compliance
476 with the requirements of this ordinance and the conditions of the issued permit. Upon placement
477 of a manufactured home, certification of the elevation of the lowest floor shall be submitted to
478 the Floodplain Administrator.

479
480 **ARTICLE 107 VARIANCES AND APPEALS**

481
482 **106-107.1 General.** The City Council shall hear and decide on requests for appeals and requests
483 for variances from the strict application of this ordinance. Pursuant to section 553.73(5), F.S., the
484 City Council shall hear and decide on requests for appeals and requests for variances from the
485 strict application of the flood resistant construction requirements of the *Florida Building Code*.

486
487 **106-107.2 Appeals.** The City Council shall hear and decide appeals when it is alleged there is
488 an error in any requirement, decision, or determination made by the Floodplain Administrator in
489 the administration and enforcement of this ordinance. Any person aggrieved by the decision of
490 City Council may appeal such decision to the Circuit Court, as provided by Florida Statutes.

491
492 **106-107.3 Limitations on authority to grant variances.** The City Council shall base its
493 decisions on variances on technical justifications submitted by applicants, the considerations for
494 issuance in Section 107.6 of this ordinance, the conditions of issuance set forth in Section 106-
495 107.7 of this ordinance, and the comments and recommendations of the Floodplain
496 Administrator and the Building Official. The City Council has the right to attach such conditions
497 as it deems necessary to further the purposes and objectives of this ordinance.

498
499 **106-107.3.1 Restrictions in floodways.** A variance shall not be issued for any proposed
500 development in a floodway if any increase in base flood elevations would result, as evidenced by
501 the applicable analyses and certifications required in Section 106-105.3 of this ordinance.

502
503 **106-107.4 Historic buildings.** A variance is authorized to be issued for the repair, improvement,
504 or rehabilitation of a historic building that is determined eligible for the exception to the flood
505 resistant construction requirements of the *Florida Building Code, Existing Building*, Chapter 11
506 Historic Buildings, upon a determination that the proposed repair, improvement, or
507 rehabilitation will not preclude the building's continued designation as a historic building and the
508 variance is the minimum necessary to preserve the historic character and design of the building.
509 If the proposed work precludes the building's continued designation as a historic building, a
510 variance shall not be granted and the building and any repair, improvement, and rehabilitation
511 shall be subject to the requirements of the *Florida Building Code*.

512
513 **106-107.5 Functionally dependent uses.** A variance is authorized to be issued for the
514 construction or substantial improvement necessary for the conduct of a functionally dependent
515 use, as defined in this ordinance, provided the variance meets the requirements of Section 106-
516 107.3.1, is the minimum necessary considering the flood hazard, and all due consideration has
517 been given to use of methods and materials that minimize flood damage during occurrence of the
518 base flood.

519
520 **106-107.6 Considerations for issuance of variances.** In reviewing requests for variances, the
City Council shall consider all technical evaluations, all relevant factors, all other applicable

522 provisions of the *Florida Building Code*, this ordinance, and the following:

- 523 1. The danger that materials and debris may be swept onto other lands resulting in further
524 injury or damage;
- 525 2. The danger to life and property due to flooding or erosion damage;
- 526 3. The susceptibility of the proposed development, including contents, to flood damage and
527 the effect of such damage on current and future owners;
- 528 4. The importance of the services provided by the proposed development to the community;
- 529 5. The availability of alternate locations for the proposed development that are subject to
530 lower risk of flooding or erosion;
- 531 6. The compatibility of the proposed development with existing and anticipated
532 development;
- 533 7. The relationship of the proposed development to the comprehensive plan and floodplain
534 management program for the area;
- 535 8. The safety of access to the property in times of flooding for ordinary and emergency
536 vehicles;
- 537 9. The expected heights, velocity, duration, rate of rise and debris and sediment transport of
538 the floodwaters and the effects of wave action, if applicable, expected at the site; and
- 539 10. The costs of providing governmental services during and after flood conditions including
540 maintenance and repair of public utilities and facilities such as sewer, gas, electrical and
541 water systems, streets and bridges.

542
543 **106-107.7 Conditions for issuance of variances.** Variances shall be issued only upon:

- 544 1. Submission by the applicant, of a showing of good and sufficient cause that the unique
545 characteristics of the size, configuration, or topography of the site limit compliance with
546 any provision of this ordinance or the required elevation standards;
- 547 2. Determination by the City Council that:
 - 548 a. Failure to grant the variance would result in exceptional hardship due to the
549 physical characteristics of the land that render the lot undevelopable; increased
550 costs to satisfy the requirements or inconvenience do not constitute hardship;
 - 551 b. The granting of a variance will not result in increased flood heights, additional
552 threats to public safety, extraordinary public expense, nor create nuisances, cause
553 fraud on or victimization of the public or conflict with existing local laws and
554 ordinances; and
 - 555 c. The variance is the minimum necessary, considering the flood hazard, to afford
556 relief;
- 557 3. Receipt of a signed statement by the applicant that the variance, if granted, shall be
558 recorded in the Office of the Clerk of the Court in such a manner that it appears in the
559 chain of title of the affected parcel of land; and
- 560 4. If the request is for a variance to allow construction of the lowest floor of a new building,
561 or substantial improvement of a building, below the required elevation, a copy in the
562 record of a written notice from the Floodplain Administrator to the applicant for the
563 variance, specifying the difference between the base flood elevation and the proposed
564 elevation of the lowest floor, stating that the cost of federal flood insurance will be

565 commensurate with the increased risk resulting from the reduced floor elevation (up to
566 amounts as high as \$25 for \$100 of insurance coverage), and stating that construction
567 below the base flood elevation increases risks to life and property.

ARTICLE 108 VIOLATIONS

570
571 **106-108.1 Violations.** Any development that is not within the scope of the *Florida Building*
572 *Code* but that is regulated by this ordinance that is performed without an issued permit, that is in
573 conflict with an issued permit, or that does not fully comply with this ordinance, shall be deemed
574 a violation of this ordinance. A building or structure without the documentation of elevation of
575 the lowest floor, other required design certifications, or other evidence of compliance required by
576 this ordinance or the *Florida Building Code* is presumed to be a violation until such time as that
577 documentation is provided.

578
579 **106-108.2 Authority.** For development that is not within the scope of the *Florida Building*
580 *Code* but that is regulated by this ordinance and that is determined to be a violation, the
581 Floodplain Administrator is authorized to serve notices of violation or stop work orders to
582 owners of the property involved, to the owner's agent, or to the person or persons performing the
583 work.

584
585 **106-108.3 Unlawful continuance.** Any person who shall continue any work after having been
586 served with a notice of violation or a stop work order, except such work as that person is directed
587 to perform to remove or remedy a violation or unsafe condition, shall be subject to penalties as
588 prescribed by law.

DIVISION 2 DEFINITIONS

ARTICLE 201 GENERAL

592
593
594 **106-201.1 Scope.** Unless otherwise expressly stated, the following words and terms shall, for
595 the purposes of this ordinance, have the meanings shown in this section.

596
597 **106-201.2 Terms defined in the *Florida Building Code*.** Where terms are not defined in this
598 ordinance and are defined in the *Florida Building Code*, such terms shall have the meanings
599 ascribed to them in that code.

600
601 **106-201.3 Terms not defined.** Where terms are not defined in this ordinance or the *Florida*
602 *Building Code*, such terms shall have ordinarily accepted meanings such as the context implies.

ARTICLE 202 DEFINITIONS

604
605
606 **Alteration of a watercourse.** A dam, impoundment, channel relocation, change in channel
607 alignment, channelization, or change in cross-sectional area of the channel or the channel
608 capacity, or any other form of modification which may alter, impede, retard or change the
609 direction and/or velocity of the riverine flow of water during conditions of the base flood.

610
611 **Appeal.** A request for a review of the Floodplain Administrator's interpretation of any provision
612 of this ordinance or a request for a variance.

613
614 **ASCE 24.** A standard titled *Flood Resistant Design and Construction* that is referenced by the

615 *Florida Building Code*. ASCE 24 is developed and published by the American Society of Civil
616 Engineers, Reston, VA.

617
618 **Base flood.** A flood having a 1-percent chance of being equaled or exceeded in any given year.
619 [Also defined in FBC, B, Section 1612.2.] The base flood is commonly referred to as the
620 "100-year flood" or the "1-percent-annual chance flood."

621
622 **Base flood elevation.** The elevation of the base flood, including wave height, relative to the
623 National Geodetic Vertical Datum (NGVD), North American Vertical Datum (NAVD) or other
624 datum specified on the Flood Insurance Rate Map (FIRM). [Also defined in FBC, B, Section
625 1612.2.]

626
627 **Basement.** The portion of a building having its floor subgrade (below ground level) on all sides.
628 [Also defined in FBC, B, Section 1612.2.]

629
630 **Design flood.** The flood associated with the greater of the following two areas: [Also defined in
631 FBC, B, Section 1612.2.]

- 632 1. Area with a floodplain subject to a 1-percent or greater chance of flooding in any year; or
633 2. Area designated as a flood hazard area on the community's flood hazard map, or
634 otherwise legally designated.

635
636 **Design flood elevation.** The elevation of the "design flood," including wave height, relative to
637 the datum specified on the community's legally designated flood hazard map. In areas
638 designated as Zone AO, the design flood elevation shall be the elevation of the highest existing
639 grade of the building's perimeter plus the depth number (in feet) specified on the flood hazard
640 map. In areas designated as Zone AO where the depth number is not specified on the map, the
641 depth number shall be taken as being equal to 2 feet. [Also defined in FBC, B, Section 1612.2.]

642
643 **Development.** Any man-made change to improved or unimproved real estate, including but not
644 limited to, buildings or other structures, tanks, temporary structures, temporary or permanent
645 storage of equipment or materials, mining, dredging, filling, grading, paving, excavations,
646 drilling operations or any other land disturbing activities.

647
648 **Encroachment.** The placement of fill, excavation, buildings, permanent structures or other
649 development into a flood hazard area which may impede or alter the flow capacity of riverine
650 flood hazard areas.

651
652 **Existing building and existing structure.** Any buildings and structures for which the "start of
653 construction" commenced before January 16, 1988. [Also defined in FBC, B, Section 1612.2.]

654
655 **Existing manufactured home park or subdivision.** A manufactured home park or subdivision
656 for which the construction of facilities for servicing the lots on which the manufactured homes
657 are to be affixed (including, at a minimum, the installation of utilities, the construction of streets,
658 and either final site grading or the pouring of concrete pads) is completed before January 16,
659 1988.

660
661 **Expansion to an existing manufactured home park or subdivision.** The preparation of
662 additional sites by the construction of facilities for servicing the lots on which the manufactured
663 homes are to be affixed (including the installation of utilities, the construction of streets, and

664 either final site grading or the pouring of concrete pads).

665
666 **Federal Emergency Management Agency (FEMA).** The federal agency that, in addition to
667 carrying out other functions, administers the National Flood Insurance Program.

669 **Flood or flooding.** A general and temporary condition of partial or complete inundation of
670 normally dry land from: [Also defined in FBC, B, Section 1612.2.]

- 671 1. The overflow of inland or tidal waters.
672 2. The unusual and rapid accumulation or runoff of surface waters from any source.

673
674 **Flood damage-resistant materials.** Any construction material capable of withstanding direct
675 and prolonged contact with floodwaters without sustaining any damage that requires more than
676 cosmetic repair. [Also defined in FBC, B, Section 1612.2.]

677
678 **Flood hazard area.** The greater of the following two areas: [Also defined in FBC, B, Section
679 1612.2.]

- 680 1. The area within a floodplain subject to a 1-percent or greater chance of flooding in any
681 year.
682 2. The area designated as a flood hazard area on the community's flood hazard map, or
683 otherwise legally designated.

684
685 **Flood Insurance Rate Map (FIRM).** The official map of the community on which the Federal
686 Emergency Management Agency has delineated both special flood hazard areas and the risk
687 premium zones applicable to the community. [Also defined in FBC, B, Section 1612.2.]

688
689 **Flood Insurance Study (FIS).** The official report provided by the Federal Emergency
690 Management Agency that contains the Flood Insurance Rate Map, the Flood Boundary and
691 Floodway Map (if applicable), the water surface elevations of the base flood, and supporting
692 technical data. [Also defined in FBC, B, Section 1612.2.]

693
694 **Floodplain Administrator.** The office or position designated and charged with the
695 administration and enforcement of this ordinance (may be referred to as the Floodplain
696 Manager).

697
698 **Floodplain development permit or approval.** An official document or certificate issued by the
699 community, or other evidence of approval or concurrence, which authorizes performance of
700 specific development activities that are located in flood hazard areas and that are determined to
701 be compliant with this ordinance.

702
703 **Floodway.** The channel of a river or other riverine watercourse and the adjacent land areas that
704 must be reserved in order to discharge the base flood without cumulatively increasing the water
705 surface elevation more than one (1) foot. [Also defined in FBC, B, Section 1612.2.]

706
707 **Floodway encroachment analysis.** An engineering analysis of the impact that a proposed
708 encroachment into a floodway is expected to have on the floodway boundaries and base flood
709 elevations; the evaluation shall be prepared by a qualified Florida licensed engineer using
10 standard engineering methods and models.

.1

712 **Florida Building Code.** The family of codes adopted by the Florida Building Commission,
713 including: *Florida Building Code, Building; Florida Building Code, Residential; Florida*
714 *Building Code, Existing Building; Florida Building Code, Mechanical; Florida Building Code,*
715 *Plumbing; Florida Building Code, Fuel Gas.*

717 **Functionally dependent use.** A use which cannot perform its intended purpose unless it is
718 located or carried out in close proximity to water, including only docking facilities, port facilities
719 that are necessary for the loading and unloading of cargo or passengers, and ship building and
720 ship repair facilities; the term does not include long-term storage or related manufacturing
721 facilities.

722
723 **Highest adjacent grade.** The highest natural elevation of the ground surface prior to
724 construction next to the proposed walls or foundation of a structure.

725
726 **Historic structure.** Any structure that is determined eligible for the exception to the flood
727 hazard area requirements of the *Florida Building Code, Existing Building*, Chapter 11 Historic
728 Buildings.

729
730 **Letter of Map Change (LOMC).** An official determination issued by FEMA that amends or
731 revises an effective Flood Insurance Rate Map or Flood Insurance Study. Letters of Map Change
732 include:

733 Letter of Map Amendment (LOMA): An amendment based on technical data showing
734 that a property was incorrectly included in a designated special flood hazard area. A
735 LOMA amends the current effective Flood Insurance Rate Map and establishes that a
736 specific property, portion of a property, or structure is not located in a special flood
737 hazard area.

738 Letter of Map Revision (LOMR): A revision based on technical data that may show
739 changes to flood zones, flood elevations, special flood hazard area boundaries and
740 floodway delineations, and other planimetric features.

741 Letter of Map Revision Based on Fill (LOMR-F): A determination that a structure or
742 parcel of land has been elevated by fill above the base flood elevation and is, therefore,
743 no longer located within the special flood hazard area. In order to qualify for this
744 determination, the fill must have been permitted and placed in accordance with the
745 community's floodplain management regulations.

746 Conditional Letter of Map Revision (CLOMR): A formal review and comment as to
747 whether a proposed flood protection project or other project complies with the minimum
748 NFIP requirements for such projects with respect to delineation of special flood hazard
749 areas. A CLOMR does not revise the effective Flood Insurance Rate Map or Flood
750 Insurance Study; upon submission and approval of certified as-built documentation, a
751 Letter of Map Revision may be issued by FEMA to revise the effective FIRM.

752
753 **Light-duty truck.** As defined in 40 C.F.R. 86.082-2, any motor vehicle rated at 8,500 pounds
754 Gross Vehicular Weight Rating or less which has a vehicular curb weight of 6,000 pounds or less
755 and which has a basic vehicle frontal area of 45 square feet or less, which is:

- 756 1. Designed primarily for purposes of transportation of property or is a derivation of such a
757 vehicle, or
- 758 2. Designed primarily for transportation of persons and has a capacity of more than 12
759 persons; or
- 760 3. Available with special features enabling off-street or off-highway operation and use.

761

762 **Lowest floor.** The lowest floor of the lowest enclosed area of a building or structure, including
763 basement, but excluding any unfinished or flood-resistant enclosure, usable solely for vehicle
764 parking, building access or limited storage provided that such enclosure is not built so as to
765 render the structure in violation of the *Florida Building Code* or ASCE 24. [Also defined in
766 FBC, B, Section 1612.2.]
767

768 **Manufactured home.** A structure, transportable in one or more sections, which is eight (8) feet
769 or more in width and greater than four hundred (400) square feet, and which is built on a
770 permanent, integral chassis and is designed for use with or without a permanent foundation when
771 attached to the required utilities. The term "manufactured home" does not include a "recreational
772 vehicle" or "park trailer." [Also defined in 15C-1.0101, F.A.C.]
773

774 **Manufactured home park or subdivision.** A parcel (or contiguous parcels) of land divided
775 into two or more manufactured home lots for rent or sale.
776

777 **Market value.** The price at which a property will change hands between a willing buyer and a
778 willing seller, neither party being under compulsion to buy or sell and both having reasonable
779 knowledge of relevant facts. As used in this ordinance, the term refers to the market value of
780 buildings and structures, excluding the land and other improvements on the parcel. Market value
781 may be established by a qualified independent appraiser, Actual Cash Value (replacement cost
782 depreciated for age and quality of construction), or tax assessment value adjusted to approximate
783 market value by a factor provided by the Property Appraiser.
784

785 **New construction.** For the purposes of administration of this ordinance and the flood resistant
786 construction requirements of the *Florida Building Code*, structures for which the "start of
787 construction" commenced on or after January 16, 1988 and includes any subsequent
788 improvements to such structures.
789

790 **New manufactured home park or subdivision.** A manufactured home park or subdivision for
791 which the construction of facilities for servicing the lots on which the manufactured homes are to
792 be affixed (including at a minimum, the installation of utilities, the construction of streets, and
793 either final site grading or the pouring of concrete pads) is completed on or after January 16,
794 1988
795

796 **Park trailer.** A transportable unit which has a body width not exceeding fourteen (14) feet and
797 which is built on a single chassis and is designed to provide seasonal or temporary living quarters
798 when connected to utilities necessary for operation of installed fixtures and appliances. [Defined
799 in 15C-1.0101, F.A.C.]
800

801 **Recreational vehicle.** A vehicle, including a park trailer, which is: [Defined in section
802 320.01(b), F.S.)

- 803 1. Built on a single chassis;
- 804 2. Four hundred (400) square feet or less when measured at the largest horizontal
805 projection;
- 806 3. Designed to be self-propelled or permanently towable by a light-duty truck; and
- 807 4. Designed primarily not for use as a permanent dwelling but as temporary living quarters
808 for recreational, camping, travel, or seasonal use.
809

810 **Special flood hazard area.** An area in the floodplain subject to a 1 percent or greater chance of
811 flooding in any given year. Special flood hazard areas are shown on FIRMs as Zone A, AO,
812 A1-A30, AE, A99, AH, V1-V30, VE or V. [Also defined in FBC, B Section 1612.2.]
813

814 **Start of construction.** The date of issuance for new construction and substantial improvements
815 to existing structures, provided the actual start of construction, repair, reconstruction,
816 rehabilitation, addition, placement, or other improvement is within 180 days of the date of the
817 issuance. The actual start of construction means either the first placement of permanent
818 construction of a building (including a manufactured home) on a site, such as the pouring of slab
819 or footings, the installation of piles, the construction of columns.

820 Permanent construction does not include land preparation (such as clearing, grading, or
821 filling), the installation of streets or walkways, excavation for a basement, footings, piers, or
822 foundations, the erection of temporary forms or the installation of accessory buildings such as
823 garages or sheds not occupied as dwelling units or not part of the main buildings. For a
824 substantial improvement, the actual "start of construction" means the first alteration of any wall,
825 ceiling, floor or other structural part of a building, whether or not that alteration affects the
826 external dimensions of the building. [Also defined in FBC, B Section 1612.2.]
827

828 **Substantial damage.** Damage of any origin sustained by a building or structure whereby the
829 cost of restoring the building or structure to its before-damaged condition would equal or exceed
830 50 percent of the market value of the building or structure before the damage occurred. [Also
831 defined in FBC, B Section 1612.2.]
832

833 **Substantial improvement.** Any repair, reconstruction, rehabilitation, addition, or other
834 improvement of a building or structure, the cost of which equals or exceeds 50 percent of the
835 market value of the building or structure before the improvement or repair is started. If the
836 structure has incurred "substantial damage," any repairs are considered substantial improvement
837 regardless of the actual repair work performed. The term does not, however, include either:
838 [Also defined in FBC, B, Section 1612.2.]

- 839 1. Any project for improvement of a building required to correct existing health, sanitary, or
840 safety code violations identified by the building official and that are the minimum
841 necessary to assure safe living conditions.
 - 842 2. Any alteration of a historic structure provided the alteration will not preclude the
843 structure's continued designation as a historic structure.
- 844

845 **Variance.** A grant of relief from the requirements of this ordinance, or the flood resistant
846 construction requirements of the *Florida Building Code*, which permits construction in a manner
847 that would not otherwise be permitted by this ordinance or the *Florida Building Code*.
848

849 **Watercourse.** A river, creek, stream, channel or other topographic feature in, on, through, or
850 over which water flows at least periodically.
851

852 **DIVISION 3 FLOOD RESISTANT DEVELOPMENT**

853 **ARTICLE 301 BUILDINGS AND STRUCTURES**

854
855
856 **106-301.1 Design and construction of buildings, structures and facilities exempt from the**
857 ***Florida Building Code*.** Pursuant to Section 106-104.2.1 of this ordinance, buildings, structures,
858 and facilities that are exempt from the *Florida Building Code*, including substantial improvement or

859 repair of substantial damage of such buildings, structures and facilities, shall be designed and
860 constructed in accordance with the flood load and flood resistant construction requirements of ASCE
861 24. Structures exempt from the *Florida Building Code* that are not walled and roofed buildings shall
862 comply with the requirements of Section 307 of this ordinance.

863 }
864
865 **ARTICLE 302 SUBDIVISIONS**
866

867 **106-302.1 Minimum requirements.** Subdivision proposals, including proposals for
868 manufactured home parks and subdivisions, shall be reviewed to determine that:

- 869 1. Such proposals are consistent with the need to minimize flood damage and will be
870 reasonably safe from flooding;
- 871 2. All public utilities and facilities such as sewer, gas, electric, communications, and water
872 systems are located and constructed to minimize or eliminate flood damage; and
- 873 3. Adequate drainage is provided to reduce exposure to flood hazards; in Zones AH and
874 AO, adequate drainage paths shall be provided to guide floodwaters around and away
875 from proposed structures.

876
877 **106-302.2 Subdivision plats.** Where any portion of proposed subdivisions, including
878 manufactured home parks and subdivisions, lies within a flood hazard area, the following shall
879 be required:

- 880 1. Delineation of flood hazard areas, floodway boundaries and flood zones, and design flood
881 elevations, as appropriate, shall be shown on preliminary plats and final plats;
- 882 2. Where the subdivision has more than 50 lots or is larger than 5 acres and base flood
883 elevations are not included on the FIRM, the base flood elevations determined in
884 accordance with Section 106-105.2(1) or (2) of this ordinance; and
- 885 3. Compliance with the site improvement and utilities requirements of Section 303 of this
886 ordinance.

887
888 **ARTICLE 303 SITE IMPROVEMENTS, UTILITIES AND LIMITATIONS**
889

890 **106-303.1 Minimum requirements.** All proposed new development shall be reviewed to
891 determine that:

- 892 1. Such proposals are consistent with the need to minimize flood damage and will be
893 reasonably safe from flooding;
- 894 2. All public utilities and facilities such as sewer, gas, electric, communications, and water
895 systems are located and constructed to minimize or eliminate flood damage; and
- 896 3. Adequate drainage is provided to reduce exposure to flood hazards; in Zones AH and
897 AO, adequate drainage paths shall be provided to guide floodwaters around and away
898 from proposed structures.

899
900 **106-303.2 Sanitary sewage facilities.** All new and replacement sanitary sewage facilities,
901 private sewage treatment plants (including all pumping stations and collector systems), and on-
902 site waste disposal systems shall be designed in accordance with the standards for onsite sewage
903 treatment and disposal systems in Chapter 64E-6, F.A.C. and ASCE 24 Chapter 7 to minimize or
904 eliminate infiltration of floodwaters into the facilities and discharge from the facilities into flood

905 waters, and impairment of the facilities and systems.

906
907 **106-303.3 Water supply facilities.** All new and replacement water supply facilities shall be
908 designed in accordance with the water well construction standards in Chapter 62-532.500, F.A.C.
909 and ASCE 24 Chapter 7 to minimize or eliminate infiltration of floodwaters into the systems.

910
911 **106-303.4 Limitations on sites in regulatory floodways.** No development, including but not
912 limited to site improvements, and land disturbing activity involving fill or regrading, shall be
913 authorized in the regulatory floodway unless the floodway encroachment analysis required in
914 Section 106-105.3(1) of this ordinance demonstrates that the proposed development or land
915 disturbing activity will not result in any increase in the base flood elevation.

916
917 **106-303.5 Limitations on placement of fill.** Subject to the limitations of this ordinance, fill
918 shall be designed to be stable under conditions of flooding including rapid rise and rapid
919 drawdown of floodwaters, prolonged inundation, and protection against flood-related erosion and
920 scour. In addition to these requirements, if intended to support buildings and structures (Zone A
921 only), fill shall comply with the requirements of the *Florida Building Code*.

922 **ARTICLE 304 MANUFACTURED HOMES**

923
924
925 **106-304.1 General.** All manufactured homes installed in flood hazard areas shall be installed by
926 an installer that is licensed pursuant to section 320.8249, F.S., and shall comply with the
927 requirements of Chapter 15C-1, F.A.C. and the requirements of this ordinance.

928
929 **106-304.2 Foundations.** All new manufactured homes and replacement manufactured homes
930 installed in flood hazard areas shall be installed on permanent, reinforced foundations that are
931 designed in accordance with the foundation requirements of the *Florida Building Code*
932 *Residential* Section R322.2 and this ordinance.

933
934 **106-304.3 Anchoring.** All new manufactured homes and replacement manufactured homes
935 shall be installed using methods and practices which minimize flood damage and shall be
936 securely anchored to an adequately anchored foundation system to resist flotation, collapse or
937 lateral movement. Methods of anchoring include, but are not limited to, use of over-the-top or
938 frame ties to ground anchors. This anchoring requirement is in addition to applicable state and
939 local anchoring requirements for wind resistance.

940
941 **106-304.4 Elevation.** Manufactured homes that are placed, replaced, or substantially improved
942 shall comply with Section 106-304.4.1 or 106-304.4.2 of this ordinance, as applicable.

943
944 **106-304.4.1 General elevation requirement.** Unless subject to the requirements of Section 106-
945 304.4.2 of this ordinance, all manufactured homes that are placed, replaced, or substantially
946 improved on sites located: (a) outside of a manufactured home park or subdivision; (b) in a new
947 manufactured home park or subdivision; (c) in an expansion to an existing manufactured home
948 park or subdivision; or (d) in an existing manufactured home park or subdivision upon which a
949 manufactured home has incurred "substantial damage" as the result of a flood, shall be elevated
950 such that the bottom of the frame is at or above the elevation required, as applicable to the flood
951 hazard area, in the *Florida Building Code, Residential* Section R322.2 (Zone A).

952
953 **106-304.4.2 Elevation requirement for certain existing manufactured home parks and**
954 **subdivisions.** Manufactured homes that are not subject to Section 106-304.4.1 of this ordinance,

955 including manufactured homes that are placed, replaced, or substantially improved on sites
956 located in an existing manufactured home park or subdivision, unless on a site where substantial
957 damage as result of flooding has occurred, shall be elevated such that either the:

- 3 1. Bottom of the frame of the manufactured home is at or above the elevation required in the
4 *Florida Building Code, Residential* Section R322.2 (Zone A); or
- 960 2. Bottom of the frame is supported by reinforced piers or other foundation elements of at
961 least equivalent strength that are not less than 36 inches in height above grade.

962
963 **106-304.5 Enclosures.** Fully enclosed areas below elevated manufactured homes shall comply
964 with the requirements of the *Florida Building Code, Residential* Section R322 for such enclosed
965 areas.

966
967 **106-304.6 Utility equipment.** Utility equipment that serves manufactured homes, including
968 electric, heating, ventilation, plumbing, and air conditioning equipment and other service
969 facilities, shall comply with the requirements of the *Florida Building Code, Residential* Section
970 R322.

971
972 **ARTICLE 305 RECREATIONAL VEHICLES AND PARK TRAILERS**

973
974 **106-305.1 Temporary placement.** Recreational vehicles and park trailers placed temporarily in
975 flood hazard areas shall:

- 976 1. Be on the site for fewer than 180 consecutive days; or
- 977 2. Be fully licensed and ready for highway use, which means the recreational vehicle or
978 park model is on wheels or jacking system, is attached to the site only by quick-
979 disconnect type utilities and security devices, and has no permanent attachments such as
980 additions, rooms, stairs, decks and porches.

981
982 **106-305.2 Permanent placement.** Recreational vehicles and park trailers that do not meet the
983 limitations in Section 106-305.1 of this ordinance for temporary placement shall meet the
984 requirements of Section 106-304 of this ordinance for manufactured homes.

985
986 **ARTICLE 306 TANKS**

987
988 **106-306.1 Underground tanks.** Underground tanks in flood hazard areas shall be anchored to
989 prevent flotation, collapse or lateral movement resulting from hydrodynamic and hydrostatic
990 loads during conditions of the design flood, including the effects of buoyancy assuming the tank
991 is empty.

992 **106-306.2 Above-ground tanks, not elevated.** Above-ground tanks that do not meet the
993 elevation requirements of Section 306.3 of this ordinance shall be permitted in flood hazard areas
994 provided the tanks are anchored or otherwise designed and constructed to prevent flotation,
995 collapse or lateral movement resulting from hydrodynamic and hydrostatic loads during
996 conditions of the design flood, including the effects of buoyancy assuming the tank is empty and
997 the effects of flood-borne debris.

998
999 **106-306.3 Above-ground tanks, elevated.** Above-ground tanks in flood hazard areas shall be
1000 attached to and elevated to or above the design flood elevation on a supporting structure that is
1001 designed to prevent flotation, collapse or lateral movement during conditions of the design flood.
1002 Tank-supporting structures shall meet the foundation requirements of the applicable flood hazard

1003 area.

1004
1005 **106-306.4 Tank inlets and vents.** Tank inlets, fill openings, outlets and vents shall be:

- 1006 1. At or above the design flood elevation or fitted with covers designed to prevent the
1007 inflow of floodwater or outflow of the contents of the tanks during conditions of the
1008 design flood; and
- 1009 2. Anchored to prevent lateral movement resulting from hydrodynamic and hydrostatic
1010 loads, including the effects of buoyancy, during conditions of the design flood.

1011
1012 **ARTICLE 307 OTHER DEVELOPMENT**

1013
1014 **106-307.1 General requirements for other development.** All development, including man-
1015 made changes to improved or unimproved real estate for which specific provisions are not
1016 specified in this ordinance or the *Florida Building Code*, shall:

- 1017 1. Be located and constructed to minimize flood damage;
- 1018 2. Meet the limitations of Section 106-303.4 of this ordinance if located in a regulated
1019 floodway;
- 1020 3. Be anchored to prevent flotation, collapse or lateral movement resulting from hydrostatic
1021 loads, including the effects of buoyancy, during conditions of the design flood;
- 1022 4. Be constructed of flood damage-resistant materials; and
- 1023 5. Have mechanical, plumbing, and electrical systems above the design flood elevation,
1024 except that minimum electric service required to address life safety and electric code
1025 requirements is permitted below the design flood elevation provided it conforms to the
1026 provisions of the electrical part of building code for wet locations.

1027
1028 **106-307.2 Fences in regulated floodways.** Fences in regulated floodways that have the
1029 potential to block the passage of floodwaters, such as stockade fences and wire mesh fences,
1030 shall meet the limitations of Section 106-303.4 of this ordinance.

1031
1032 **106-307.3 Retaining walls, sidewalks and driveways in regulated floodways.** Retaining walls
1033 and sidewalks and driveways that involve the placement of fill in regulated floodways shall meet
1034 the limitations of Section 106-303.4 of this ordinance.

1035
1036 **106-307.4 Roads and watercourse crossings in regulated floodways.** Roads and watercourse
1037 crossings, including roads, bridges, culverts, low-water crossings and similar means for vehicles
1038 or pedestrians to travel from one side of a watercourse to the other side, that encroach into
1039 regulated floodways shall meet the limitations of Section 106-303.4 of this ordinance. Alteration
1040 of a watercourse that is part of a road or watercourse crossing shall meet the requirements of
1041 Section 106-105.3.3(3) of this ordinance.

1042
1043 **SECTION 3. Section 102-26 of the Code of Ordinances is hereby amended to include the**
1044 **following administrative amendments to the *Florida Building Code*.**

1045
1046 **102-26. Administrative Amendments to the Florida Building Code**

1047
1048 A new Sec. 107.6.1 is added as follows:

1049

1050 **107.6.1 Building permits issued on the basis of an affidavit.** Pursuant to the
1051 requirements of federal regulation for participation in the National Flood Insurance
1052 Program (44 C.F.R. Sections 59 and 60), the authority granted to the Building Official to
1053 issue permits, to rely on inspections, and to accept plans and construction documents on
1054 the basis of affidavits and plans submitted pursuant to 105.14 and Section 107.6, shall not
1055 extend to the flood load and flood resistance construction requirements of the *Florida*
1056 *Building Code*.

1057
1058 A new Sec. 117 is added as follows:

1059
1060 **117 VARIANCES IN FLOOD HAZARD AREAS**

1061
1062 **117.1 Flood hazard areas.** Pursuant to section 553.73(5), F.S., the variance procedures
1063 adopted in the local floodplain management ordinance shall apply to requests submitted
1064 to the Building Official for variances to the provisions of Section 1612.4 of the *Florida*
1065 *Building Code, Building* or, as applicable, the provisions of R322 of the *Florida Building*
1066 *Code, Residential*. This section shall not apply to Section 3109 of the *Florida Building*
1067 *Code, Building*.

1068
1069
1070 **SECTION 4. FISCAL IMPACT STATEMENT.**

1071 In terms of design, plan application review, construction and inspection of buildings and
1072 structures, the cost impact as an overall average is negligible in regard to the local technical
1073 amendments because all development has been subject to the requirements of the local
1074 floodplain management ordinance adopted for participation in the National Flood Insurance
1075 Program. In terms of lower potential for flood damage, there will be continued savings and
1076 benefits to consumers.

1077
1078 **SECTION 5. APPLICABILITY.**

1079 For the purposes of jurisdictional applicability, this ordinance shall apply in the City of
1080 Edgewood. This ordinance shall apply to all applications for development, including building
1081 permit applications and subdivision proposals, submitted on or after the effective date.

1082
1083 **SECTION 6. REPEALER.**

1084 Any and all ordinances and regulations in conflict herewith are hereby repealed to the extent of
1085 any conflict. This ordinance specifically repeals and replaces Chapter 106 of the City of
1086 Edgewood Code of Ordinances

1087
1088 **SECTION 7. INCLUSION INTO THE CODE OF ORDINANCES.**

1089 It is the intent of the City Council of the City of Edgewood that the provisions of this ordinance
1090 shall become and be made a part of the City of Edgewood Code of Ordinances, and that the
1091 sections of this ordinance may be renumbered or relettered and the word "ordinance" may be
1092 changed to "section," "article," "regulation," or such other appropriate word or phrase in order to
1093 accomplish such intentions.

1094
1095 **SECTION 8. SEVERABILITY.**

1096 If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason,
1097 declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity
1098 of the ordinance as a whole, or any part thereof, other than the part so declared.

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SECTION 9. EFFECTIVE DATE.

This ordinance shall take effect immediately upon its adoption.

FIRST READING: _____

SECOND READING: _____

PASSED AND ADOPTED this _____ day of _____, 2012.

Judy Beardslee, Council President

ATTEST:

Bea L. Meeks, MMC, CPM
City Clerk

ORDINANCE NO. 2012-10

1
2
3 AN ORDINANCE OF THE CITY OF EDGEWOOD,
4 FLORIDA, AMENDING CHAPTER 134,
5 "ZONING", ARTICLE I OF THE CODE OF
6 ORDINANCES OF THE CITY OF EDGEWOOD,
7 FLORIDA TO PROVIDE A DEFINITION FOR
8 PAIN MANAGEMENT CLINICS; AMENDING
9 CHAPTER 134, "ZONING", ARTICLE IV,
10 "DISTRICT REGULATIONS" OF THE CODE OF
11 ORDINANCES OF THE CITY OF EDGEWOOD,
12 FLORIDA TO AMEND CERTAIN USE
13 SCHEDULES RELATED TO PAIN MANAGEMENT
14 CLINICS; AMENDING THE LISTS OF
15 PERMITTED, PROHIBITED AND SPECIAL
16 EXCEPTION USES IN THE P-O, PROFESSIONAL
17 OFFICE ZONING DISTRICT TO PROVIDE THAT
18 PAIN MANAGEMENT CLINICS ARE A
19 PROHIBITTED USE; AMENDING THE LISTS OF
20 PERMITTED, PROHIBITED AND SPECIAL
21 EXCEPTION USES IN THE C-1, RETAIL
22 COMMERCIAL ZONING DISTRICT TO PROVIDE
23 THAT PAIN MANAGEMENT CLINICS ARE A
24 PROHIBITTED USES; AMENDING THE LISTS OF
25 PERMITTED, PROHIBITED AND SPECIAL
26 EXCEPTION USES IN THE C-2, GENERAL
27 COMMERCIAL ZONING DISTRICT TO PROVIDE
28 THAT PAIN MANAGEMENT CLINICS ARE A
29 PROHIBITTED USE; AMENDING THE LISTS OF
30 PERMITTED, PROHIBITTED AND SPECIAL
31 EXCEPTION USES IN THE C-3, WHOLESALE
32 COMMERCIAL ZONING DISTRICT TO PROVIDE
33 THAT PAIN MANAGEMENT CLINICS ARE A
34 PROHIBITTED USE; PROVIDING FOR
35 CODIFICATION, SEVERABILITY, AND
36 CONFLICTS, AND ESTABLISHING AN
37 EFFECTIVE DATE.

38
39 WHEREAS, the Orange County Sheriff's Office and the Metropolitan Bureau of
40 Investigation for the Ninth Judicial Circuit have found that a pattern of illegal drug use
41 and distribution of certain dangerous drugs has been linked in large part to certain pain
42 management clinics operating in and around Orange County; and
43

44 WHEREAS, certain opiate analgesic dangerous drugs, that may be safe when
45 used moderately or properly, have been shown to be particularly dangerous when
46 overprescribed by doctors in specialized businesses that are primarily focused on treating

47 large numbers of persons who complain of any pain with very high doses of opiate drugs,
48 and have been shown to be particularly dangerous when over-consumed by citizens and
49 visitors who may obtain a large number of such opiate drugs by engaging in doctor
50 shopping to obtain multiple prescriptions, close in time, from multiple doctors, by failing
51 to disclose prior recent prescriptions to subsequent doctors, and then obtaining the
52 prescriptions from multiple dispensing pharmacies, often by using multiple and false
53 identities at both medical clinics and pharmacies; and
54

55 **WHEREAS**, the dangerous overprescribing and excessive consumption of high
56 amounts of those dangerous opiate prescription drugs has resulted in increased addiction
57 of persons, increased crime associated with such activity, and a high number of deaths in
58 surrounding areas related to prescription drug abuse, and has created an urgent situation
59 requiring immediate action to reduce the threat to the health, safety and welfare of
60 citizens of the City of Edgewood; and
61

62 **WHEREAS**, the City Council has determined it to be in the best interest of the
63 health, safety and welfare of the residents of the City of Edgewood to amend the lists
64 of permitted, prohibited and special exception uses provided for in the C-3 zoning
65 district; and
66

67 **WHEREAS**, the local planning agency for the City of Edgewood has
68 reviewed these regulations and found them consistent with the City's Comprehensive
69 Plan and recommended approval.
70

71 **NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE**
72 **CITY OF EDGEWOOD, FLORIDA, AS FOLLOWS:**
73

74 **Section 1.** Chapter 134, "Zoning," Article I, "In General," Section 134-1,
75 "Definitions," is amended as follows (deletions are identified by ~~striketrough~~ and
76 additions are identified by underline):
77

78 **Sec. 134-1. Definitions**
79

80 Except where specific definitions are used within a specific article or section
81 of this chapter, the following terms, phrases, words and their derivation shall have the
82 meanings given herein where not inconsistent with the context. Words used in the
83 present tense include the future, words in the plural number include the singular
84 number and words in the singular number include the plural number. The word "lot"
85 includes the words "plot" and "tract." The word "building" shall include the word
86 "structure." The words "used for" shall include the meaning "designed for." The word
87 "person" shall include the words "firm, association, organization, partnership, trust,
88 company, corporation," as well as "an individual." The word "shall" is mandatory.
89 Whenever in this chapter a term, phrase or word is not defined, then in that event the
90 city council shall define the same.
91

92 * * *

93
94 *Clinic* means an establishment, other than a pain management clinic as defined
95 herein, where patients who are not lodged overnight are admitted for examination and
96 treatment by one person or a group of persons, practicing any form of healing or
97 health building services to individuals, whether such persons are medical doctors,
98 chiropractors, osteopaths, chiroprodists, naturopaths, optometrists, dentists, or any
99 such profession the practice of which is lawful in the state.

100
101 * * *

102
103 *Pain Management Clinic* has the meaning ascribed in Section 458.3265 or
104 Section 459.0137, Florida Statutes, as applicable, and is a clinic that is required to
105 register with the Florida Department of Health pursuant to Section 458.3265 or
106 459.0137, Florida Statutes.

107
108 * * *

109
110 **Section 2.** Chapter 134, "Zoning," Article IV, "District Regulations," is amended as
111 follows (deletions are identified by ~~strike through~~ and additions are identified by
112 underline):

113
114 * * *

115
116 **Sec. 134-317. - Uses prohibited.**

117 The following uses shall be prohibited in the P-O district:

118 (1) Any business, except a medical or dental clinic or pharmacy, which
119 displays merchandise for sale at retail or wholesale, or any business
120 requiring the physical handling of merchandise to be sold at retail or
121 wholesale on the premises.

122 (2) Any use conducted either partially or totally outside a building or
123 structure except for parking areas.

124 (3) Veterinary establishments.

125 (4) Other uses which are similar to those listed above, and which are not
126 specifically permitted in this division and which the prohibition thereof
127 would maintain the intent and authority and directive of the city council,
128 which shall be determined after public notice and public hearing.

129 (5) Pain Management Clinics.

130
131 * * *

132 **Sec. 134-347. - Uses prohibited.**

133 The following uses shall be prohibited in any C-1 retail commercial district:

- 134 (1) Title loan stores.
- 135 (2) Check cashing, payday advance stores, or other similar businesses.
- 136 (3) Labor pool offices.
- 137 (4) Bail bond offices.
- 138 (5) Tattoo, body piercing, massage parlors and fortunetelling shops.
- 139 (6) Soup kitchens.
- 140 (7) Runaway and related emergency shelters; homeless shelters.
- 141 (8) Convalescent facilities.
- 142 (9) Residential social service facilities; welfare, food stamp, and other
- 143 social service offices and institutional facilities.
- 144 (10) Treatment and recovery facilities.
- 145 (11) Other similar uses consistent with this subsection.
- 146 (12) New and used automobile and boat sales.
- 147 (13) Any use or activity which is not in full compliance with all the
- 148 requirements and standards set forth in this division.
- 149 (14) Uses listed in section 134-403 except uses listed at section 134-
- 150 403(1), or section 134-404 of the C-3, wholesale commercial district
- 151 (article IV, division 9 of this chapter).
- 152 (15) Pain Management Clinics.

153
 154 * * *
 155

156 **Sec. 134-374. - Prohibited uses.**

157 The following uses shall be prohibited in any C-2 general commercial district:

- 158 (1) Any use prohibited in the C-1 district.
- 159 (2) Title loan stores.
- 160 (3) Check cashing, payday advance stores, or other similar businesses.
- 161 (4) Labor pool offices.
- 162 (5) Bail bond offices.
- 163 (6) Tattoo, body piercing, massage parlors and fortunetelling shops.
- 164 (7) Soup kitchens.
- 165 (8) Runaway and related emergency shelters; homeless shelters.
- 166 (9) Convalescent facilities.
- 167 (10) Residential social service facilities; welfare, food stamp, and other
- 168 social service offices and institutional facilities.
- 169 (11) Treatment and recovery facilities.
- 170 (12) Other similar uses consistent with this section.
- 171 (13) New and used automobile and boat sales.
- 172 (14) Pain Management Clinics.

174 * * *

175 **Sec. 134-404. - Prohibited uses.**

176 The following uses shall be prohibited in the C-3 wholesale commercial district:

- 177 (1) Any use or activity which is not in full compliance with all the
178 requirements and standards set forth in this article.
- 179 (2) Animal slaughtering, or the confinement of animals for feeding,
180 finishing and preparation for slaughter, including stockyards and feeding
181 pens.
- 182 (3) Asphalt manufacturing or refining, or any similar petroleum or
183 petrochemical refining or manufacturing process.
- 184 (4) Asphalt or concrete paving, mixing or batching plant.
- 185 (5) Corrosive acid manufacture or bulk storage including, but not limited
186 to, hydrochloric, nitric, sulphuric or similar acids.
- 187 (6) Bone distillation or the reduction, rendering, incineration or storage of
188 garbage, offal, animals or animal waste, fats, fish or similar materials or
189 products.
- 190 (7) Blast furnace, or similar heat or glare generating operations or
191 incinerator or crematorium.
- 192 (8) Cement, lime, gypsum or Plaster-of-Paris manufacture, or the open
193 storage of raw materials or finished products related to such manufacture.
- 194 (9) Glue, size or gelatin manufacture where the processes involve the
195 refining or recovery of such products from fish, animal or refuse materials.
- 196 (10) Tallow, grease, lard or vegetable oil refining.
- 197 (11) Junkyard, salvage yard, recycling or wrecking yard or structure
198 wherein motor vehicles, appliances or similar used equipment or material
199 is stored, dismantled, or sorted for display, sale or packing.
- 200 (12) New and used automobile and boat sales.
- 201 (13) Mobile and modular homes.
- 202 (14) Other uses which are similar to those listed above which are not
203 specifically permitted in section 134-403, the prohibition of which would
204 promote the intent and purposes of this district. Determination shall be
205 made by authority and directive of the city council which shall be after
206 public notice and public hearing.
- 207 (15) Title loan stores; check cashing, payday advance stores, or other
208 similar businesses; labor pool offices; bail bond offices; tattoo, body
209 piercing, massage parlors; fortunetelling shops; soup kitchens; runaway
210 and related emergency shelters; homeless shelters; convalescent facilities;
211 residential social service facilities; addiction treatment and recovery
212 facilities; welfare, food stamp, and other social service offices and
213 institutional facilities; other similar uses consistent with this subsection.

- 214 (16) Any individual, specific use whether or not contained within a
- 215 shopping center, which is not otherwise expressly permitted as an
- 216 individual use pursuant to this section or sections 134-345, 134-373 and
- 217 134-403, as these sections may be amended or replaced from time to time,
- 218 or which is not expressly listed as a special exception pursuant to sections
- 219 134-346, 134-375 or 134-405, as those sections may be amended or
- 220 replaced from time to time.
- 221 (17) Any commercial establishment occupying more than 100,000 square
- 222 feet.
- 223 (18) Any other use specifically prohibited in the C-1, C-2 or C-3
- 224 commercial districts.
- 225 (19) Professional auction houses.
- 226 (20) Dyeing, dry cleaning and laundering; this prohibition shall not
- 227 include drop-off facilities where the dyeing, dry cleaning or laundering
- 228 occurs at an off-site location.
- 229 (21) Pain Management Clinics.

230
231 * * *

232
233 **Section 3.** All ordinances or parts thereof that are in conflict with this Ordinance
234 be and the same are hereby repealed.

235
236 **Section 4.** If any portion of this Ordinance is for any reason held or declared to be
237 unconstitutional, inoperative, or void, such holding shall not affect the remaining
238 portions of this Ordinance.

239
240 **Section 5.** Effective Date. This ordinance shall become effective immediately upon
241 its adoption.

242
243 FIRST READING: _____

244
245 SECOND READING: _____

246
247 PASSED AND ADOPTED this _____ day of _____, 2012.

248
249
250 _____
251 Judy Beardslee, Council President

252
253 *ATTEST:*
254
255 _____
256 Bea L. Meeks, MMC, CPM
257 City Clerk

Approval of Millage

I move to adopt Ordinance No. 2012-08 setting the City of Edgewood's millage rate for Fiscal Year 2012/2013 at a **4.7000** which represents a **-1.61** percent decrease over the roll-back rate of **4.7768** mills.

Approval of Budget

I move to adopt Resolution No. 2012-02 adopting the City of Edgewood's budget for fiscal year 2012-2013.

ORDINANCE NO. 2012-08

AN ORDINANCE OF THE CITY OF EDGEWOOD, ORANGE COUNTY, FLORIDA, ADOPTING THE FINAL LEVY OF AD VALOREM TAXES UPON THE ASSESSED REAL AND BUSINESS PERSONAL PROPERTY TAX ROLLS FOR FISCAL YEAR 2012/2013, BEGINNING OCTOBER 1, 2012 AND ENDING SEPTEMBER 30, 2013; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Edgewood, Orange County, Florida must levy taxes upon all real and business personal property within the City of Edgewood to derive revenue for the operation of the City; and

WHEREAS, October 1, 2012 is the start of the new fiscal year for the City of Edgewood; and

WHEREAS, the gross taxable value for operating purposes not exempt from taxation within the City of Edgewood, Orange County, Florida has been certified by the Orange County Property Appraiser to the City of Edgewood as \$265,980,713; and

WHEREAS, a public hearing was held on September 4, 2012 on the proposed millage rate and all persons desiring to voice objection or make comment upon said millage rate were given an opportunity to do so; and

WHEREAS, on September 18, 2012, a public hearing was held on the final millage rate, as required by *Florida Statute* 200.065 and all persons desiring to voice objections or to make comment upon said millage were given an opportunity to do so.

NOW, THEREFORE, BE IT ENACTED by the City Council of the City of Edgewood, Orange County, Florida, as follows:

Section 1. The City Council of the City of Edgewood deems it necessary to levy and does hereby levy a tax of 4.7000 mills upon all real and personal property within the City of Edgewood for operational purposes for Fiscal Year 2012/2013.

Section 2. The operating levy of 4.7000 mills represents a -1.61 percent increase over the rolled-back rate of 4.7768 mills.

Section 3. This ordinance shall take effect immediately upon its adoption.

PASSED AND ADOPTED by a simple majority vote of the members of the City Council of the City of Edgewood, Orange County, Florida at a public hearing on the 18th day of September, 2012.

FIRST READING: September 4, 2012

SECOND READING: September 18, 2012

ADVERTISED: September _____, 2012 (Ordinance) and September _____, 2012 (Display)

Ray Bagshaw, Mayor

Judy Beardslee, Council President

Pamela Henley
Council Member

Lee Chotas
Council Member

Neil G. Powell
Council Member

John Dowless
Council Member

ATTEST:

Bea L. Meeks, MMC, CPM
City Clerk

DRAFT

RESOLUTION NO. 2012-02

A RESOLUTION OF THE CITY OF EDGEWOOD, ORANGE COUNTY, FLORIDA, ADOPTING THE FINAL BUDGET FOR FISCAL YEAR 2012/2013, BEGINNING OCTOBER 1, 2012 AND ENDING SEPTEMBER 30, 2012; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Edgewood, Orange County, Florida considered an annual budget for the next ensuing fiscal year beginning October 1, 2012 and ending September 30, 2013; and

WHEREAS, a notice of public hearing on said budget was duly published on September 13, 2012 in the *Orlando Sentinel*; and

WHEREAS, a public hearing was held on September 4, 2012 and September 18, 2012, as required by *Florida Statute* 200.065, to consider the budget and all persons desiring to voice objections or make comments upon said budget were given an opportunity to do so.

WHEREAS, the City of Edgewood, Orange County, Florida set forth the appropriations and revenue estimate for its budget for Fiscal Year 2012/2013 in the amount of \$ **3,241,686**.

NOW, THEREFORE, BE IT ENACTED by the City Council of the City of Edgewood, Orange County, Florida, as follows:

Section 1. The City Council of the City of Edgewood, pursuant to its *Charter* and *Florida Statutes* does hereby adopt the attached annual operating budget for Fiscal Year 2012/2013.

Section 2. This Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the City Council of the City of Edgewood, Orange County, Florida at a public hearing on the 18th day of September, 2012.

ADVERTISED: September _____, 2012 (Display)

Ray Bagshaw, Mayor

Judy Beardslee, Council President

Pamela Henley
Council Member

Lee Chotas
Council Member

Neil G. Powell
Council Member

John Dowless
Council Member

ATTEST:

Bea L. Meeks, MMC, CPM
City Clerk

City Of Edgewood Budget

FY -2013

FUND	DEPT.	CATEGORY	GL#	ACCOUNT DESCRIPTION	FISCAL YEAR 2012/2013		FISCAL YEAR 2011/2012	
					PROPOSED	YTD	ADOPTED	BUDGET
GENERAL	CITY HALL	REVENUE - TAXES	311100.01	AD VALOREM TAXES (95%)	1,187,604	129,845	1,190,540	
GENERAL	CITY HALL	REVENUE - TAXES	311110.01	TANGIBLE TAXES (95%)	71,595	71,734	7,000	
GENERAL	CITY HALL	REVENUE - TAXES	313400.01	FRANCHISE TAX-GAS	1,300	1,218	1,500	
GENERAL	CITY HALL	REVENUE - TAXES	314100.01	UTILITY/SERVICE TAX - POWER	315,000	255,618	315,000	
GENERAL	CITY HALL	REVENUE - TAXES	314300.01	UTILITY SERVICE TAX - WATER	12,000	10,734	12,000	
GENERAL	CITY HALL	REVENUE - TAXES	315000.01	LOCAL COMMUNICATIONS SERVICE TAX	134,000	108,961	145,000	
				TOTAL TAXES	1,721,499	579,110	1,671,040	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	316000.01	BUSINESS TAX RECEIPT	35,000	30,426	40,000	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	322300.01	BLDG REVIEW FEE/SITE-COMMERCIAL	1,000	1,450.00	500	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	322400.01	BLDG REVIEW FEE/SITE-RESIDENTIAL	2,000	2,525	2,000	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	322500.01	BLDG PLANS REVIEW (DRC)	500	0.00	500	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	329010.01	TREE PERMITS	250	25.00	250	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	363200.01	SCHOOL IMPACT ADMINISTRATIVE FEES	0	587.00	1,000	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	329020.01	ADMINISTRATIVE SERVICE FEE	8,000	3,980	1,500	
				TOTAL LICENSES / PERMITS	46,750	38,993	45,750	
GENERAL	POLICE	REVENUE - GRANT FUNDING	334270.01	BOJ POLICE VEST REIMBURSEMENT	0	1077.00	0	
GENERAL	POLICE	REVENUE - GRANT FUNDING	331200.01	LOCAL LAW ENFORCEMENT GRANT	0	4950.00	0	
				TOTAL GRANT FUNDING	0	6027.00	0	
GENERAL	CITY HALL	REVENUE - INTERGOVERNMENTAL	335120.01	MUNICIPAL REVENUE SHARING	99,800	70,575	93,728	
GENERAL	CITY HALL	REVENUE - INTERGOVERNMENTAL	335150.01	ALCOHOL BEVERAGE LICENSES	0	0	100	
GENERAL	CITY HALL	REVENUE - INTERGOVERNMENTAL	335180.01	LOCAL GOVT. -1/2 CENT SALES TAX	334,800	266,947	300,000	
GENERAL	CITY HALL	REVENUE - INTERGOVERNMENTAL	335190.01	GAS TAX REBATE	1,500	2,438	1,702	
				TOTAL INTERGOVERNMENTAL REVENUE	436,100	339,960	395,530	
GENERAL	CITY HALL	REVENUE - CHARGES FOR SERVICES	349000.01	LAND USE FEES	0	1,100	750	
GENERAL	POLICE	REVENUE - CHARGES FOR SERVICES	342900.01	POLICE REPORTS (FINGER PRINTING)	35,000	36,500	25000	
GENERAL	CITY HALL	REVENUE - CHARGES FOR SERVICES	363210.01	LAW ENFORCEMENT IMPACT FEE	0	579	750	
GENERAL	CITY HALL	REVENUE - CHARGES FOR SERVICES	363220.01	FIRE RESCUE IMPACT FEE	0	624	850	
GENERAL	CITY HALL	REVENUE - CHARGES FOR SERVICES	343400.01	SOLID WASTE REV (RESIDENTIAL)	246,600	234,070	40000	
GENERAL	CITY HALL	REVENUE - CHARGES FOR SERVICES	343410.01	SOLID WASTE REV (COMMERCIAL)	20,000	34,850	215000	
GENERAL	CITY HALL	REVENUE - CHARGES FOR SERVICES	323100.01	PROGRESS ENERGY FRANCHISE FEE	240,000	197,728	245000	
				TOTAL CHARGES FOR SERVICES	541,600	505,451	527,350	

City Of Edgewood Budget

FY 2013

				FISCAL YEAR 2012/2013		FISCAL YEAR 2013/2014	
				PROPOSED	ADDED		
				47,000	77,512,012		
				TOTAL	NETD		
				BUDGET	BUDGET		
FUND	DEPT.	CATEGORY	CL #	ACCOUNT DESCRIPTION			
GENERAL	POLICE	REVENUE - FINES & FORFEITURES	362100.01	FINES & FORFEITURES (GF)	36,000	38,070	1,912
GENERAL	POLICE	REVENUE - FINES & FORFEITURES	362100.05	2ND DOLLAR/2D EDUCATION FUND	13,697	-743	10,565
GENERAL	POLICE	REVENUE - FINES & FORFEITURES	362110.06	LET/SEIZURE FUND	3,000	3,000	634
GENERAL	POLICE	REVENUE - FINES & FORFEITURES	364100.01	CODE ENFORCEMENT FINES	1,000	1,000	1,145
GENERAL	POLICE	REVENUE - FINES & FORFEITURES	369000.01	PARKING FINES	375	50	305
GENERAL	POLICE	REVENUE - FINES & FORFEITURES	362120.01	RED LIGHT CITATIONS	360,000	470,860	0
				TOTAL FINES & FORFEITURES	414,072	512,237	14,561
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	361200.01	INTEREST - SBA GENERAL	1,000	1,318	1,000
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	361320.01	INTEREST-TAX COLLECTOR	50	60	1,000
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	361322.01	INTEREST-TANGIBLE TAXES	0	0	200
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	361325.01	INTEREST - GARBAGE/WASTE	15	11	75
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	361327.01	INTEREST - WELLS FARGO f/k/a WACHOVIA	20	27	0
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	368000.01	DONATIONS	500	0	500
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	369900.01	LIEN/DONATION/TREE FUND	1,500	5,269	500
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	369910.01	CITY NEWSLETTER	800	1,000	500
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	369800.01	FARMERS MARKET/FOOD TRUCK	1,500	1,760	0
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	361200.08	INTEREST - SBA STORMWATER	190	190	400
				TOTAL MISCELLANEOUS REVENUES	5,575	8,897	4,175
				TOTAL GENERAL FUND REVENUES	3,165,596	2,484,521	2,643,845
R&S	CITY HALL	REVENUE - ROADS & STREETS	312410.02	LOCAL OPTION GAS TAX	76,000	62,477	72,100
R&S	CITY HALL	REVENUE - ROADS & STREETS	363240.10	TRANSPORTATION IMPACT FEE	0	6,225	5,000
R&S	CITY HALL	REVENUE - ROADS & STREETS	361200.02	INTEREST - SBA ROAD	90	90	169
R&S	CITY HALL	REVENUE - ROADS & STREETS	399900.02	FDOT REIMBURSEMENT - TRAFFIC LIGHT	13,244	34,609	12,500
				TOTAL ROADS & STREETS	89,334	103,401	89,769
SIW	CITY HALL	TRANSFER - STORMWATER	271800.08	NET ASSETS DESIGNATED - TRANSFER FROM 1ST SO. BANK	100,000	0	0
				TOTAL TRANSFER	100,000	0.00	0

City Of Edgewood Budget

FY 2013

						FISCAL YEAR 2012/2013		FISCAL YEAR 2011/2012	
						PROPOSED 47,000		ADOPTED 47	
FUND	DEPT	GL #	CATEGORY	ACCOUNT DESCRIPTION	TOTAL BUDGET	YTD 7/31/2012	TOTAL BUDGET	TOTAL BUDGET	BUDGET
	CITY HALL								
GENERAL	CITY HALL	513100.01	EXPENSE - PERSONNEL	Paid Time Off (PTO)	0	0	0	0	0
GENERAL	CITY HALL	513120.01	EXPENSE - PERSONNEL	SALARY EXPENSE - CH	116,500	96,904	130,000	130,000	130,000
GENERAL	CITY HALL	513130.01	EXPENSE - PERSONNEL	LONGEVITY	600	0	600	600	600
GENERAL	CITY HALL	513140.01	EXPENSE - PERSONNEL	OVER TIME	1,500	438	1,200	1,200	1,200
GENERAL	CITY HALL	513150.01	EXPENSE - PERSONNEL	HOLIDAY BONUS	600	600	600	600	600
GENERAL	CITY HALL	513260.01	EXPENSE - PERSONNEL	VACATION - CH	3,895	140	0	0	0
GENERAL	CITY HALL	513265.01	EXPENSE - PERSONNEL	SICK - CH	1,295	1,116	0	0	0
GENERAL	CITY HALL	513210.01	EXPENSE - PERSONNEL	PAYROLL TAXES - FICA	12,100	11,372	9,500	9,500	9,500
GENERAL	CITY HALL	518220.01	EXPENSE - PERSONNEL	RETIREMENT CONTRIBUTIONS (FRS)	7,300	5,411	12,000	12,000	12,000
GENERAL	CITY HALL	513230.01	EXPENSE - PERSONNEL	HEALTH / DENTAL / STD / LIFE INSURANCE - CH	11,020	8,877	12,500	12,500	12,500
GENERAL	CITY HALL	513520.01	EXPENSE - PERSONNEL	APPAREL	1,000	480	1,000	1,000	1,000
GENERAL	CITY HALL	513541.01	EXPENSE - PERSONNEL	EDUCATION REIMBURSEMENT - CH	2,500	0	0	0	0
GENERAL	CITY HALL	513261.01	EXPENSE - PERSONNEL	HOLIDAY SALARY	3,900	0	0	0	0
GENERAL	CITY HALL	513160.01	EXPENSE - PERSONNEL	BEREAVEMENT LEAVE	1,200	0	0	0	0
				TOTAL PERSONNEL EXPENSES	163,410	105,377	167,400	167,400	167,400
GENERAL	CITY HALL	513491.01	EXPENSE - OPERATIONS	COMPUTER CONSULTING/SOFTWARE/NETWORK/INTERNET	6,000	4,683.00	5,000.00	5,000.00	5,000.00
GENERAL	CITY HALL	513410.01	EXPENSE - OPERATIONS	TELEPHONE/CELL PHONE	3,000	1,827.00	3,000.00	3,000.00	3,000.00
GENERAL	CITY HALL	513411.01	EXPENSE - OPERATIONS	POSTAGE	1,500	783.00	2,000.00	2,000.00	2,000.00
GENERAL	CITY HALL	574490.01	EXPENSE - OPERATIONS	SPECIAL EVENTS	3,000	2,823.00	3,000.00	3,000.00	3,000.00
GENERAL	CITY HALL	513400.01	EXPENSE - OPERATIONS	TRAVEL / TRAINING - CITY STAFF	2,500	490	3,000	3,000	3,000
GENERAL	CITY HALL	513401.01	EXPENSE - OPERATIONS	TRAVEL / TRAINING - CITY COUNCIL	1,500	969	1,000	1,000	1,000
GENERAL	CITY HALL	513460.01	EXPENSE - OPERATIONS	EQUIPMENT REPAIR/MAINTENANCE	2,000	827	1,500	1,500	1,500
GENERAL	CITY HALL	513542.01	EXPENSE - OPERATIONS	CITY NEWSLETTER	5,000	3,581	8,000	8,000	8,000
GENERAL	CITY HALL	513490.01	EXPENSE - OPERATIONS	MISC. CURRENT CHARGES	1,000	5,543	750	750	750
GENERAL	CITY HALL	513510.01	EXPENSE - OPERATIONS	OFFICE SUPPLIES	2,500	1,875	2,000	2,000	2,000
GENERAL	CITY HALL	513540.01	EXPENSE - OPERATIONS	DUES / SUBSCRIPTIONS / TRAINING	2,500	2,137	2,500	2,500	2,500
GENERAL	CITY HALL	513543.01	EXPENSE - OPERATIONS	FARMERS MARKET EXPENSE	2,000	3,253	0	0	0
GENERAL	CITY HALL	513540.01	EXPENSE - OPERATIONS	CAPITAL OUTLAY - LAN & SYSTEMS UPGRADES	6,000	0	1,500	1,500	1,500
GENERAL	CITY HALL	513520.01	EXPENSE - OPERATIONS	CAPITAL OUTLAY - RENOVATIONS FOR CITY HALL	7,500	10,080	13,500	13,500	13,500
GENERAL	CITY HALL	513440.01	EXPENSE - OPERATIONS	OFFICE EQUIPMENT / COPIER / RENTAL	5,000	3,084	5,000	5,000	5,000
GENERAL	CITY HALL	513340.01	EXPENSE - GENERAL OPERATING	PAYROLL SERVICES	1,000	1,256	3,000	3,000	3,000
GENERAL	CITY HALL	513321.01	EXPENSE - GENERAL OPERATING	PRINTING EXPENSES	5,000	2,913	5,000	5,000	5,000
GENERAL	CITY HALL	519340.01	EXPENSE - GENERAL OPERATING	BUILDING JANITORIAL/SUPPLIES	4,800	3,607	4,200	4,200	4,200

City Of Edgewood Budget

FY 2013

				FISCAL YEAR 2012/2013		FISCAL YEAR 2013/2012	
				PROPOSED 47,000		ADOPTED 47	
FUND	DEPT	CATEGORY	GL #	ACCOUNT DESCRIPTION	TOTAL BUDGET	YTD 7/31/2012	TOTAL BUDGET
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	519470.01	UTILITIES-POWER	4,500	4,322	4,500
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	531430.01	UTILITIES-WATER & SEWER	2,000	837	2,000
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	519490.01	ALARM MONITOR	350	395	600
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	519460.01	INSURANCE - PUBLIC OFFICIALS E & O	2,580	2,571	2,500
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	519451.01	INSURANCE - PROPERTY COVERAGE	956	1,293	3,000
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	519452.01	INSURANCE - COMPREHENSIVE GENERAL LIABILITY	3,500	3,533	4,500
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	519240.01	INSURANCE - WORKERS COMP - CH	460	446	2,500
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	519460.01	BUILDING MAINTENANCE	8,000	9,774	5,000
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	519150.01	ELECTIONS	12,000	0	12,000
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	519492.01	LEGAL ADS-NEW ORDINANCES	5,000	2,193	5,000
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	574490.01	RECORDING - PUBLIC RECORDS	200	102	0
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	574491.01	DONATIONS	1,500	500	500
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	519461.01	LANDSCAPE/BEAUTIFICATION	15,000	0	750
GENERAL	CITY HALL	CONTINGENCY	519920.01	CONTINGENCY FUND	100,492	0	0
				TOTAL GOVERNMENTAL OPERATING EXPENSES	218,438	75,647	106,800
				TOTAL EXPENSES - CITY HALL	381,848	181,024	274,200

City Of Edgewood Budget

FY 2013

						FISCAL YEAR 2012/2013		FISCAL YEAR 2013/2014	
						PROPOSED 47,000		ADOPTED 47	
FUND	DEPT	CATEGORY	OL#	ACCOUNT DESCRIPTION	TOTAL BUDGET	YTD 7/31/2012	TOTAL BUDGET	TOTAL BUDGET	
GENERAL	POLICE	EXPENSE - OPERATIONS	521452.01	INSURANCE - VEHICLES	5,200	5,577	4,700	4,700	
GENERAL	POLICE	EXPENSE - OPERATIONS	521454.01	GAS TANK INSURANCE / MAINTENANCE	1,200	760	2,000	2,000	
GENERAL	POLICE	EXPENSE - OPERATIONS	521455.01	INSURANCE - STATUTORY COVERAGE	2,000	555	850	850	
GENERAL	POLICE	EXPENSE - OPERATIONS	521457.01	INSURANCE - PROPERTY COVERAGE	3,000	1,936	2,800	2,800	
GENERAL	POLICE	EXPENSE - OPERATIONS	521458.01	INSURANCE - COMPREHENSIVE GENERAL LIABILITY	34,326	43,222	33,800	33,800	
GENERAL	POLICE	EXPENSE - OPERATIONS	521460.01	REPAIR/MAINTENANCE-VEHICLES	18,000	13,317	18,000	18,000	
GENERAL	POLICE	EXPENSE - OPERATIONS	521461.01	REPAIR/MAINTENANCE-EQUIPMENT	5,000	3,380	7,000	7,000	
GENERAL	POLICE	EXPENSE - OPERATIONS	521490.01	ALARM MONITORING	400	464	400	400	
GENERAL	POLICE	EXPENSE - OPERATIONS	521495.01	MISCELLANEOUS EXPENSES - PD	7,000	1,804	4,000	4,000	
GENERAL	POLICE	EXPENSE - OPERATIONS	521510.01	OFFICE SUPPLIES	5,000	4,994	5,000	5,000	
GENERAL	POLICE	EXPENSE - OPERATIONS	521520.01	UNIFORM ALLOWANCE	6,480	6,845	7,020	7,020	
GENERAL	POLICE	EXPENSE - OPERATIONS	521433.01	GAS	65,000	42,461	40,000	40,000	
GENERAL	POLICE	EXPENSE - OPERATIONS	521522.01	SPECIAL POLICE SUPPLIES	15,000	5,251	8,000	8,000	
GENERAL	POLICE	EXPENSE - OPERATIONS	521543.01	TRAINING/UNCOMMITTED FUNDS	5,000	2,432	4,000	4,000	
GENERAL	POLICE	EXPENSE - OPERATIONS	521540.01	DUES/SUBSCRIPTIONS	1,000	424	1,000	1,000	
GENERAL	POLICE	EXPENSE - OPERATIONS	521523.01	UNIFORMS & EQUIPMENT	6,000	4,584	6,000	6,000	
GENERAL	POLICE	EXPENSE - OPERATIONS	521524.01	OFFICE EQUIPMENT	5,000	8,881	7,000	7,000	
GENERAL	POLICE	EXPENSE - OPERATIONS	521464.01	PORT RADIO ACQUISITIONS	0	17,593	18,000	18,000	
GENERAL	POLICE	EXPENSE - OPERATIONS	521525.01	FUEL & MAINTENANCE -GENERATOR	500	269	500	500	
GENERAL	POLICE	EXPENSE - OPERATIONS	521493.01	SPECIAL EVENTS - PD	3,000	4,576	2,500	2,500	
GENERAL	POLICE	EXPENSE - OPERATIONS	521530.01	MAINTENANCE CONTRACT - PD BUILDING	5,000	4,278	4,800	4,800	
				TOTAL OPERATIONS EXPENSES	320,406	259,333	278,120	278,120	
GENERAL	POLICE	EXPENSE - GRANT MATCHING	521550.01	JUSTICE ADMINISTRATION GRANT	2,500	\$6,075	9,500	9,500	
GENERAL	POLICE	EXPENSE - GRANT MATCHING	521555.01	LOCAL LAW ENFORCEMENT GRANT	2,500	-1000	9,500	9,500	
				TOTAL GRANT PROGRAM EXPENSES	5,000	\$5,075	19,000	19,000	
				TOTAL EXPENSES - POLICE DEPARTMENT	1,551,038	1,061,494	1,411,454	1,411,454	

City Of Edgewood Budget

FY 2013

				FISCAL YEAR 2012/2013		FISCAL YEAR 2011/2012	
				PROPOSED - 4/7/10		ADDITIONAL	
FUND	DEPT	CATEGORY	CLIF	ACCOUNT DESCRIPTION	TOTAL BUDGET	YTD 7/31/2012	TOTAL BUDGET
ROADS & STREETS INTERGOVERNMENTAL							
General	R & S	Expense -	541320.02	Traffic Light Utility	13,244	29,205	12,500
General	R & S	Expense -	541410.01	Tree Removal	7,500	10,265	7,500
General	R & S	Expense-	549460.01	RR Crossing Maintenance	5,000	1,664	0
General	R & S	Expense -	541431.02	Street Light - Utility	25,000	12,353	45,000
General	R & S	Expense -	541460.01	Street Maintenance Contract	38,000	27,834	38,000
General	R & S	Expense -	541530.02	Road Repair - Potholes	150	0	150
General	R & S	Expense -	541600.02	Traffic Light Maintenance	15,000	13,661	7,500
General	Stormwater	Expense-	541669.08	Lake Mary Jess Retrofit Project	100,000	0	100,000
				TOTAL EXPENSES - R&S - INTERGOVERNMENTAL	203,894	94,982	210,650
SERVICES/CONTRACTS CONSULTING							
General	IT	EXPENSE - GENERAL OPERATING	519315.01	IT Service Management (ITSM)	8,500.00	\$0.00	0.00
				TOTAL EXPENSE - ITSM	8,500.00	\$0.00	0.00
GENERAL	CITY HALL	EXPENSE -GENERAL OPERATING	513670.01	RED LIGHT CIGHT CITATION EXPENSE	220,000	422,574	0.00
				TOTAL EXPENSES- RED LIGHT CITATION	220,000	422,574	0.00
GENERAL	LEGAL	EXPENSE - CONSULTING	514310.01	LEGAL COUNSEL	55,000	37,275	55,000
			514320.01	CODE ENFORCEMENT MAGISTRATE	6,000	3,094	5,000
				TOTAL EXPENSES-LEGAL SERVICES	61,000	37,275	60,000
GENERAL	FIRE/RESCUE	EXPENSE - GENERAL OPERATING	522400.01	ORANGE COUNTY FIRE/RESCUE CONTRACT FEES	535,000	517,111	520,000
				TOTAL EXPENSES - FIRE/RESCUE	535,000	517,111	520,000
GENERAL	ENGINEERING	EXPENSE-SERVICE CONTRACT	539310.01	ENGINEERING FEES	50,000	14,180	50,000
				TOTAL EXPENSES-ENGINEERING SERVICES	50,000	14,180	50,000
GENERAL	PLANNING	EXPENSE - CONSULTING	515311.01	UPDATE COMPREHENSIVE PLAN	15,000	0	30,000
			515310.01	PLANNING FEES	7,500	0	7,500
				TOTAL EXPENSES - PLANNING SERVICES	22,500	0	37,500
GENERAL	WASTE COLLEC	EXPENSE - RESIDENTIAL	534130.01	SOLID WASTE COST (RES)	246,600	156,830	190,000

City Of Edgewater Budget
FY 2013

		FISCAL YEAR 2012/2013		FISCAL YEAR 2013/2014		
		PROPOSED	ADOPTED	PROPOSED	ADOPTED	
FUND	DEPT	CATEGORY	GL #	ACCOUNT DESCRIPTION	YTD 7/31/2013	TOTAL BUDGET
				TOTAL EXPENSES - GARBAGE COLLECTION	156,830	190,000
GENERAL	BOOKKEEPING	EXPENSE - SERVICE CONTRACT	513321.01	BOOKKEEPING SERVICES	12,000	12,000
				TOTAL EXPENSES - BOOKKEEPING SERVICES	12,000	12,000
GENERAL	AUDITOR	EXPENSE - OPERATIONS	513320.01	AUDITOR	20,000	20,000
				TOTAL EXPENSE - AUDITING SERVICES	20,000	20,000
				TOTAL SERVICE CONTRACTS-CONSULTING	1,175,600	889,500
CAPITAL IMPROVEMENT PROJECTS						
541530-02		COMMERCE DRIVE -CUL-DE-SAC (Stormwater)	11,500			
541530-02		WINDSONG @ HARBOUR ISLAND-LDSCP (1)(Roads&Streets)	2,650			
541530-02		WINDSONG @ HARBOUR ISLAND-LDSCP (2)(Roads&Streets)	650			
541530-02		WINDSONG @ HARBOUR ISLAND-LDSCP (3)(Roads&Streets)	2,800			
541530-02		WINDSONG @ HARBOUR ISLAND-LDSCP (4)(Roads&Streets)	1,400			
541530-02		HEDGE COURT @ LYNWELL DRIVE (Stormwater)	1,800			
549460-02		JAMAICA LANE-PUBLIC PORTION (Stormwater)	1,000			
541698-01		REPAIR INLET @ SILVERA DR & VISCAVA AVE (Stormwater)	750			
541698-01		REPAIR INLET EROSION ON COMMERCE DR (Stormwater)	2,500			
541697-08		CLEAN STORMCEPTOR ON MANDALAY/BALI HAI LAGOON (Stormwater)	2,500			
541610-02		CITY SIDEWALK REPAIR	15,000			
		TOTAL CAPITAL IMPROVEMENT PROJECTS	42,550			

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY/TOWN OF _____,
FLORIDA SUPPORTING THE CONSTRUCTION OF QUIET
ZONES THROUGHOUT THE RAIL CORRIDOR IN CENTRAL
FLORIDA AS PART OF THE SUNRAIL PROJECT.**

WHEREAS, Federal regulations permit the silencing of train horns at intersections if certain safety parameters are in place (quiet zones), and

WHEREAS, the City/Town of _____ City Commission has long supported the construction of quiet zones through the City, and

WHEREAS, quiet zones would improve the quality of life for residents and visitors as well as improve the redevelopment opportunities along the corridor, and

WHEREAS, the Florida Department of Transportation is in the process of modifying the rail corridor through Central Florida to accommodate SunRail, and

WHEREAS, it would be more efficient and less expensive to include the needed upgrades for quiet zones as part of the SunRail project instead of through a retrofit after SunRail is constructed.

NOW, THEREFORE, be it resolved by the City Commission of the City/Town of _____ Florida that:

Section 1. The City Commission of the City/Town of _____ hereby supports the construction of quiet zones throughout the SunRail corridor.

Section 2. The City Commission calls upon the Federal Transit Administration, the Florida Department of Transportation, MetroPlan Orlando and the cities and counties along the SunRail corridor to work together to bring the quiet zones project to fruition as part of the SunRail project.

Adopted at a regular meeting of the City Commission of the City/Town of _____, Florida, held at City Hall, _____, Florida on the ____ day of _____, 2012.

Mayor, (Name of Mayor here)

Attest: _____
City Clerk, (Name of City Clerk here)



CORNERSTONE CHARTER ACADEMY

5903 Randolph Avenue

Belle Isle, FL 32809

Ph 407-608-7171

Fax 407-434-7021

www.cornerstonecharter.com



Ducktoberfest

October 13th, 2012 from 11:00 to 4:00

Thank you for considering sponsoring Cornerstone Charter Academy's fall festival, Ducktoberfest. Not only are you supporting your local school but also your community. This will be a great way to gain exposure for your local business at the Fall Festival. Ducktoberfest will be advertised throughout the school and locally.

Sponsorship Levels

Gold \$500.00

Advertising on all Ducktoberfest Marketing Material.
Advertising on Facebook page with link to your website.
Sign in front of bounce house
8 entrance wristbands.

Silver \$250.00

Advertising on Facebook page with link to your website.
Sign in front of bounce house
4 entrance wristbands.

Bronze \$100.00

Advertising on Facebook page
2 entrance wristbands.

Cornerstone is a Public Charter School for grades k-12 with approximately 1000 students. Ducktoberfest will not only be a school event but also a community event attracting local families from Downtown Orlando, South Orlando and the Conway Lakes Area.

Go Ducks

Operated by City of Belle Isle Charter Sc



Accredited Somerset Academy Affiliate



A Cornerstone PTSA Sponsored Event

Cornerstone Charter Academy
Ducktoberfest Fall Festival

October 13, 2011 from 11am – 4pm

Sponsor Application

Sponsors Contact
Contact Renée Senn
Rsenn1@cfl.rr.com

Space is first come first serve upon completion of application and receipt of payment.

Business Name: _____ **Business Phone:** _____

Contact Person _____ **Phone** _____

Business Address _____

Email Address: _____

Please select a sponsorship level

- Gold* \$ 500
- Silver* \$ 250
- Bronze \$100

*Logo will need to be provided on disc or emailed to rsenn1@cfl.rr.com. Graphic art for signs and banners will be provided by CCA PTSA

Please make checks payable to CCA PTSA

Cornerstone Charter Academy PTSA 5903 Randolph Avenue Belle Isle, Florida 32809