

Mayor
John Dowless

Richard Alan Horn
Council President

Ben Pierce
Council President
Pro Tem

Lee Chotas
Council Member

Susan Fortini
Council Member

Chris Rader
Council Member

CITY COUNCIL AGENDA
Regular Meeting
City Hall – Council Chamber
405 Bagshaw Way , Edgewood, Florida
Tuesday, December 17, 2019
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 & PLEDGE OF ALLEGIANCE

C. ROLL CALL & DETERMINATION OF QUORUM

D. PRESENTATION

None.

E. CONSENT AGENDA

1. Review and Consideration of City Council Meeting Minutes

(Pgs. 1-13) November 19, 2019

2. **(Pgs. 4-18)** McDirmit ~ Davis' Letter of Engagement

(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. ORDINANCES

1. **(Pgs. 19-29) 2019-11** -AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, RELATING TO ILLICIT STORMWATER CONNECTIONS AND DISCHARGES; AMENDING THE CODE OF ORDINANCES; CREATING CHAPTER 30, "HEALTH AND SANITATION," ARTICLE V, "ILLICIT DISCHARGE PREVENTION"; PROVIDING FOR CONFLICTS; CODIFICATION; SEVERABILITY; AND AN EFFECTIVE DATE.
2. **(Pgs. 30-32) 2019-12** - AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, AMENDING SECTION 134-1, "DEFINITIONS," OF THE CODE OF ORDINANCES TO CREATE A DEFINITION FOR THE TERM BEAUTY SALON; PROVIDING THAT PERMANENT MAKEUP APPLICATION AND LASER HAIR REMOVAL ARE SERVICES THAT MAY BE PROVIDED AT A BEAUTY SALON; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, CONFLICTS, AND AN EFFECTIVE DATE.

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

1. **(Pgs. 33-43) 2019-10** AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA AMENDING CHAPTER 14-11 OF THE CITY OF EDGEWOOD CODE OF ORDINANCES REGARDING RULES AND REGULATIONS FOR BOAT DOCK CONSTRUCTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE

H. UNFINISHED BUSINESS

1. **(Pg. 44-45)** Request For Proposal Review Committee – Recommendation for Secondary Debris Management Services Provider

I. NEW BUSINESS

None.

J. GENERAL INFORMATION (No action required)

None

K. CITIZEN COMMENTS

L. BOARDS & COMMITTEES

A larger size copy of plans is available to view in City Hall and will be available in the Council Meeting

- **(Pgs. 46-62)** 5655 S. Orange Avenue – Cornerstone Hospice/PACE Application for Special Exception
- **(Pgs. 63-79)** 4721 S. Orange Avenue (Gatlin Hall Brewery)– Commercial Review

M. STAFF REPORTS

City Attorney Smith:

Police Chief Freeburg:

- **(Pg. 80)** Chief's Report

City Clerk Meeks:

N. MAYOR & COUNCIL REPORTS

- Mayor Dowless
- Council President Horn
- Council Member Chotas
- Council Member Fortini
- Council Member Pierce
- Council Member Rader

O. ADJOURNMENT

UPCOMING EVENTS:

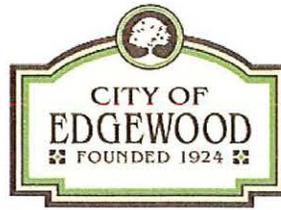
Friday, February 21, 2020.....Mardi Gras in Bagshaw Park (Details Coming Soon)

UPCOMING MEETINGS:

Monday, January 13, 2020.....Planning & Zoning Meeting (6:30 p.m.)

Tuesday, January 21, 2020.....Regular City Council Meeting (6:30 p.m.)

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.



CITY COUNCIL REGULAR MEETING
Tuesday, November 19, 2019
6:30 p.m.

CALL TO ORDER

Council President Horn called the Edgewood City Council meeting to Order at 6:30 p.m. He asked for a moment of silence followed by leading everyone in the Pledge of Allegiance.

ROLL CALL & DETERMINATION OF QUORUM

City Clerk Meeks announced a quorum, with four Council Members present. She announced that Council Member Chotas gave advance notice of his absence and requested a motion to excuse his absence.

Council Member Rader made the Motion to excuse Council Member Chotas' absence; Second by Council Member Pierce. Approved (4/0)

Attendees

John Dowless, Mayor
Richard Horn, Council President
Ben Pierce, Council President Pro-Tem
Susan Fortini, Council Member
Chris Rader, Council

Absent

Lee Chotas, Council Member

Staff

Bea L. Meeks, City Clerk
John Freeburg, Police Chief
City Attorney Drew Smith
Shannon Patterson, PD Chief of Staff

PRESENTATION

Mayor Dowless presented David Smith, owner of A-1 Septic, with a Certificate of Appreciation for the donation of sand he gave to the City in preparation of Hurricane Dorian.

Beth Watson, Orange County Property Appraiser (OCPA) Manager of Communications and External Affairs addressed the recent concerns regarding the omission of non-ad valorem assessments on some residents' tax bill. In attendance with Ms. Watson was Roger Ross, Director, Tax Roll, and Customer Service & Exemptions, with Orange County Property Appraiser. Ms. Watson read a statement that essentially stated it was the City's responsibility to send the addition of a non-ad valorem assessment information to OCPA (Statement provided for the record). Ms. Watson's statement was followed with questions and comments. Of concern to Council was "how did other non ad-valorem assessments make the tax roll, when staff was not providing anything to OCPA"? Council questioned the process and the fact that OCPA is provided with a copy of the Certificate of Occupancy from the Orange County Building Department. There was no resolve of Council and Staff's questions.

CONSENT AGENDA**1. Review and Consideration of City Council Meeting Minutes**

- September 17, 2019 Regular City Council Meeting
- October 15, 2019 Regular City Council Meeting

City Clerk Meeks noted correction(s) from Mayor Dowless; there were no other corrections.

Council Member Fortini made the Motion to approve the minutes of September 17, 2019, with correction and the October 15, 2019 minutes as presented; Second by Council Member Rader. Approved (4/0)

ORDINANCES

2019-10 - AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA AMENDING CHAPTER 14-11 OF THE CITY OF EDGEWOOD CODE OF ORDINANCES REGARDING RULES AND REGULATIONS FOR BOAT DOCK CONSTRUCTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE

Council President Horn referred to City Attorney Smith for his comments. Council Member Fortini asked what changed in this draft Ordinance from the previous Ordinance. City Attorney Smith said the previous Ordinance only dealt with canals, but that has changed with the revised Ordinance, as more information has been added. The revised ordinance gives staff the ability to administratively approve more than they do now. City Attorney Smith confirmed the Ordinance

does not affect the variance being addressed on the agenda in this meeting (referencing Windsong variance).

City Attorney Smith provided the following revisions:

Line 44 - Definition of access walkway

City Attorney Smith said a request was made to add the definition of a canal. He said he could not find a jurisdiction that defines canal. He said this is probably because a narrow lake is no different than a canal and this could be why there is no definition of a canal. City Attorney Smith said the City wants to preserve navigability.

Line 50 - Expand definition of docks to include floating docks.

City Attorney Smith said he did not make a change because the definition covered non-floating docks so change was not necessary.

Line 70 –

The definition of terminal platform was added. City Attorney Smith explained that this definition was added so you can distinguish between a walkway and a terminal platform.

Line 96 –

City Attorney Smith said in preparing for the meeting tonight he found a change that needed to be made. He said that clarification of what is the overall calculation, and what is counting towards overall square footage was provided. He said the goal was to make the application materials easier for the reviewer. Council Member Rader questioned the roof overhang and if a dimension should be added. It was agreed to add “any roof structure”.

City Attorney Smith said he did some cleanup and the list is broken down differently than before, and is more in line with Orange County so that it is easier for the reviewer. City Attorney Smith noted that subsection “J” should say boundary survey instead of site plan, which accurately depicts current conditions.

Line 109 –

City Attorney Smith noted that other adjacent docks were addressed in the previous Ordinance but easier to see and understand now.

Line 146

City Attorney Smiths said the notarized statement required from the adjacent property owner saying they have no objections if you are encroaching into their setback, was in two places in the

code. He said one was a “may” and one was a “shall”; it was interpreted as a “shall”. He said at line 1046, a 5-foot encroachment into the 15-foot setback is allowed, if you have a letter of no objection. City Attorney Smith said if the applicant has a letter of “no objection”, it does not have to be approved by Council; it can be approved by staff. City Attorney Smith said if an applicant is below the minimum standards, they would have to get a variance approved.

City Attorney Smith said the next comment was dealing with canals. He said one of the suggestions was to have a minimum navigability corridor of twenty-five percent, which is what the City provides for canals. City Attorney Smith said he moved away from canals and the twenty-five percent and included a straight 25-foot obstruction to obstruction requirement. He said there will always be a 25-foot navigational lane. Council Member Rader asked if there is a universally accepted definition of navigability. City Attorney Smith said there is not a hard and fast definition. Engineer Lane said that during his plan review, he looks at the depth of water at the end of the boat dock. City Attorney Smith asked would it be beneficial to include with the application that the applicant provide a navigable lane. Engineer Lane said he thinks the applicant would have to get a survey company to do this.

City Attorney Smith said that maximum length, which triggers a lot of reviews has gone away. He explained further and said he thinks this will mitigate the concerns Council Member Rader had. Council Member Rader asked Engineer Lane to review this part further and provide his comments.

Line 194 –

City Attorney Smith said the revised Ordinance removes the provision of a variance due to the calculation of the roof overhang.

Line 321 – Maintenance

The revised Ordinance provides a provision that allows property owners to do maintenance on their boat docks, as long as they do not expand the footprint. Council President Horn said he would like a provision added that would require notification to the City. Discussion ensued regarding routine maintenance; City Attorney Smith he will look at defining routine maintenance. It was agreed to add “...do not expand or enclose the footprint”.

Line 238 –

Narrows the provision of when an objection would trigger administrative decision.

City Attorney Smith said there was other cleanup in the revised Ordinance but it was not substantive. He confirmed that the Planning & Zoning Board will review and make recommendation before the final council meeting.

City Attorney Smith provided the notes he took during discussion. It was agreed to strike notice to staff regarding routine maintenance.

It was the consensus of Council to have the first reading of Ordinance 2019-10. City Attorney Smith gave the reading of Ordinance 2019-10 in title only.

There were no public comments.

Council Member Rader made the Motion to approve the first reading of Ordinance 2019-10, with the changes; Second by Council Member Fortini.

The Motion was approved by the following roll call vote (4/0):

<i>Council President Horn</i>	-	<i>Yes</i>
<i>Council Member Fortini</i>	-	<i>Yes</i>
<i>Council Member Pierce</i>	-	<i>Yes</i>
<i>Council Member Rader</i>	-	<i>Yes</i>
<i>Council Member Chotas</i>	-	<i>Absent</i>

Mayor Dowless said that before Council moves to the next agenda item, he wanted to apologize to Roger Ross and Beth Watson for some comments he made earlier. His apology was accepted.

PUBLIC HEARINGS (ORDINANCES – SECOND READINGS & RELATED ACTION)

1. **ORDINANCE 2019-08** - AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA AMENDING CHAPTER 134 – “ZONING” BY CLARIFYING LOCATION STANDARDS FOR ACCESSORY STRUCTURES, INCLUDING SCREEN ENCLOSURES AND POOLS; DEFINING TERMS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Smith gave the second and final reading of Ordinance 2019-08 in title only.

City Attorney Smith said that he received written comments regarding Line 88 and Line 85 (Unfairly or overly restricting).

Planner Hargrove said the origin of changes came from screen enclosures and how they are treated differently. She said the question came up of what is the difference between a property line with or without a pool. She said the change is to treat the mistake. She said there is no difference if it is a pool or pool with a screen enclosure; both can be five feet from the property line. Planner Hargrove said that other changes were made in the Code as a result of this revision. She said some clean-up was done to ensure public safety and public nuisance, which led to limiting the number of structures you can have on a property, as well as the size. Planner Hargrove said there is no opposition to the screen enclosure; the opposition is to the number of structures and size. She said the impervious surface ratio (ISR) takes care of this. Planner

Hargrove suggested an exception to the 200 square feet maximum of a detached garage, and increase to 600 square feet.

Public Comments:

Todd Nolan. 525 Linson Court

Resident Nolan said it is not an issue now of people with six sheds, and he would like this removed. His second concern was the 200 square foot requirement; he said this isn't very big. City Attorney Smith confirmed for Council President Horn that the current code does not address number of structures or maximum square footage. City Attorney Smith said this is an increased regulation. Resident Nolan said the Ordinance addresses the size of a screen enclosure without any variance process or hearing. Resident Nolan confirmed for Attorney Smith that he doesn't oppose height restrictions as long as it is within the typical building parameters.

Planner Hargrove said if Council is inclined to removed "F" and G", she recommends they add in "the square of all accessory structures including screen enclosures shall count for the impervious surface ratio maximum for the lot".

Mayor Dowless noted his concern about height. Planner Hargrove said Orlando's Code states the height regulates the setback. City Attorney Smith confirmed for Council Member Rader that everything just discussed got a relaxed setback. Council Member Rader said this is a problem because a 35-foot workshop can now be five feet from the parking lot. Planner Hargrove said today you can build as many accessory structures as you want, and you can build them five feet from the property line.

City Clerk Meeks said the biggest challenge right now are generators. In response to Council Members' questions, Planner Hargrove said there is a regulation that deals with appurtenant fixtures that specifically say side yard. Planner Hargrove said the appurtenant fixtures, i.e., generators and pool pumps, need to be removed. Discussion ensued regarding accessory structures and appurtenant fixtures. Council Member Fortini said to clarify in the Ordinance that the appurtenant structures should not be considered accessory structures.

Council President Horn said he would like to see the removal of the number of accessory structures. He said you should be allowed to have what you want as long as it does not exceed the ISR. He said he is also okay with the maximum of 200 square feet, but understands if someone wanted a 12x24 shed, this exceeds the 200 square feet but is not excessive.

Planner Hargrove said what she is hearing is to eliminate the number of units. She said square footage is still up for debate. She said to add in "the height of accessory structures shall be sixteen feet unless such is located within the building envelope of the primary structure whereby; if so, the maximum height of the accessory structure shall be the same as the primary structure within the underlying zoning district". She agreed to taking out paragraph "f" regarding impervious surface ratio, because the ISR will now apply to "all" and not just screen enclosures.

City Attorney Smith summarized stating that you remove "F" and "G", which is the number of structures and the square footage on accessory structures. In line 184 of the Ordinance, add "appurtenant structures shall not be construed as accessory structures". He said include a limitation on detached garages to a 600 square foot area. Also, restrict the types of accessory structures to sixteen feet unless the accessory structure is located within the building envelope. City Attorney Smith said "H4" becomes "F" which applies to all accessory structures, which is the ISR. Planner Hargrove said that under "Definition" in line 134, take out playhouse and other appurtenant fixtures

Council President Horn made the Motion to approve the Second/Final reading of Ordinance 2019-08, as amended; Second by Council Member Fortini.

The Motion was approved by the following roll call vote (4/0):

<i>Council Member Rader</i>	<i>- Yes</i>
<i>Council Member Pierce</i>	<i>- Yes</i>
<i>Council Member Fortini</i>	<i>- Yes</i>
<i>Council President Horn</i>	<i>- Yes</i>
<i>Council Member Chotas</i>	<i>- Absent</i>

UNFINISHED BUSINESS

- Request For Proposal Review Committee – Recommendation for Debris Management Services

Council Member Pierce gave a summary of the proposals. He said each member independently did their own review and ranking. The members selected the same top three companies. Council Member Pierce said the decision came down to pricing of the three major services that would be needed. The committee's recommendation was SDR. Council Member Pierce said there was discussion regarding selecting a secondary company; however, the committee opted not to select a secondary provider. Council Member Rader said he liked the idea of a secondary selection. City Attorney Smith said Council can select a primary and the Committee can come back to council with a recommendation for a secondary selection.

Council Member Pierce made the Motion to approve the recommendation of SDR as the primary debris management service; Second by Council Member Fortini.

The Motion was approved by the following roll call vote (4/0):

<i>Council Member Fortini</i>	<i>- Yes</i>
<i>Council Member Pierce</i>	<i>- Yes</i>
<i>Council Member Rader</i>	<i>- Yes</i>
<i>Council President Horn</i>	<i>- Yes</i>
<i>Council Member Chotas</i>	<i>- Absent</i>

NEW BUSINESS

- 1. RESOLUTION 2019-04 - A RESOLUTION OF THE CITY OF EDGEWOOD, FLORIDA AMENDING THE CITY'S BUDGET FOR THE 2018-2019 FISCAL YEAR; AUTHORIZING THE MAYOR AND/OR HIS DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE.**

City Clerk Meeks referred Council and Staff to her agenda memo. Brief discussion was held.

City Attorney Smith gave the reading of Resolution 2019-04.

There were no public comments.

Council Member Fortini made the Motion to approve Resolution 2019-04; Second by Council Member Rader.

The Motion was approved by the following roll call vote (4/0):

<i>Council Member Pierce</i>	-	<i>Yes</i>
<i>Council Member Rader</i>	-	<i>Yes</i>
<i>Council President Horn</i>	-	<i>Yes</i>
<i>Council Member Fortini</i>	-	<i>Yes</i>
<i>Council Member Chotas</i>	-	<i>Absent</i>

GENERAL INFORMATION (No action required)**COUNCIL ANNOUNCEMENT:**

PLEASE TAKE NOTICE that the City of Edgewood, Florida, jointly with the Presidential Preference Primary, will hold a general election on Tuesday, March 17, 2020 for the purpose of electing two City Council Members. The two candidates with the highest number of votes are deemed elected and will serve a three-year term. Qualifying begins on December 2, 2019 at 9 a.m., and ends December 6, 2019 at 4 p.m., at the Office of the City Clerk, 405 Bagshaw Way, Edgewood, Florida 32809.

Per Charter requirements, Council President Horn announced the City's general election and qualifying information. City Clerk Meeks said that qualifying packets will be ready the week of November 25, 2019.

CITIZEN COMMENTS

Resident Susan Lomas said she was taken aback by Channel 13 news being in her neighborhood particularly, because they were there regarding the omission of non-ad valorem assessment on some

resident’s tax bill. She said she didn’t understand why the residents had not been told. City Clerk Meeks said she was waiting to complete the one-hundred plus forms that had to be signed by the Mayor and then forwarded to the County, along with some other interruptions in preparing the forms.

BOARDS & COMMITTEES

- Bailey’s Pharmacy – Variance 2019 and Waiver Application

City Planner Hargrove provided her report regarding variance and waiver application of Bailey’s Pharmacy. She said the applicant has revised their September proposal of five waivers and one variance, to now two waivers: of which one is being sponsored by staff. Planner Hargrove said the site plan is for illustrative purposes only. Planner Hargrove explained that the waiver is for the width and length of sidewalk attached to the building, and the second waiver is sponsored by staff. The Planning & Zoning Board recommended approval.

Planner Hargrove gave the conditions that staff is recommending for approval. She said understory trees are acceptable instead of the required shade trees. She said this is because of the distance between buildings.

Council Member Rader said he wanted to make sure that an irrigated landscape buffer is included. Planner Hargrove said she anticipates the site plan going before the Planning & Zoning Board and Council in December.

Mayor Dowless said that during staff’s meeting with the applicant, they found were there are some loop holes in the Code that need to be addressed in the future.

Kim Fischer, engineer for the applicant, acknowledged that there were a lot of changes. She said the sidewalk they plan will be covered. Planner Hargrove asked Ms. Ficsher if Bailey’s could accommodate the landscape buffer on both sides of the driveway. Mayor Dowless said there are two driveways; however, the proposed plan is for one driveway.

Waiver 1: The buffer on the South side of the driveway is 3.45 feet, and the buffer on the north side 6 feet.

Council Member Fortini made the Motion to approve Waiver 1, with conditions as amended; Second by Council Member Rader.

<i>The Motion was approved by the following roll call vote (4/0):</i>	
<i>Council President Horn</i>	<i>- Yes</i>
<i>Council Member Fortini</i>	<i>- Yes</i>
<i>Council President Pierce</i>	<i>- Yes</i>
<i>Council Member Rader</i>	<i>- Yes</i>
<i>Council Member Chotas</i>	<i>- Absent</i>

Council Member Rader made the Motion to approve Waiver 2; Second by Council Member Fortini.

The Motion was approved by the following roll call vote (4/0):

<i>Council Member Rader</i>	-	<i>Yes</i>
<i>Council Member Pierce</i>	-	<i>Yes</i>
<i>Council President Horn</i>	-	<i>Yes</i>
<i>Council Member Fortini</i>	-	<i>Yes</i>
<i>Council Member Chotas</i>	-	<i>Absent</i>

- 1141 Windsong Road – Variance (Boat dock)

Engineer Lane presented his report and the three conditions recommended by the Planning & Zoning Board. Engineer Lane said both variances had the same conditions. He confirmed the total square footage of the boat dock is 1021 square feet. Engineer Lane said the new Ordinance would accommodate these variances. He said it was the width of the walkway that tripped the variance. He said the Planning & Zoning Board recommended approval with conditions. He said the conditions are (1) No alterations of 10/14/2019 that would result in the increase of the square footage of the dock; (2) No mechanical additions that would result in increased size of the existing dock or of the shaded area; and (3) No addition of a second floor. Engineer Lane noted that if you increase the square footage of something, you are not repairing it. City Attorney Smith said the conditions could become inapplicable if code changes.

Public Comment-

Melinda Elannan and Brittany Rediford (applicant and friend respectively)

Ms. Rediford explained how the .06% increase occurred. She said a neighbor does not want the allowance of a boat cover because it will increase the shaded area. She asked Council to approve without the condition of the mechanical alteration condition (boat cover). Ms. Elannan said she was told that there is no permit process required to install a touchless boat cover. Council President Horn says that Orange County may not require a permit; however, the City considers a boat cover an alteration and this requires a permit.

In response to Council Member Fortini, City Attorney Smith said the condition regarding the mechanical alteration was included as a condition because that is what the neighbor requested. Council President Horn said the applicant is not trying to make the boat dock larger; she just wants to cover her boat. He said only the shaded area makes it larger.

Council Member Fortini made the Motion to approve Variance 2019-03 with the removal of condition number 2 (No mechanical additions that would result in increased size of the existing dock or of the shaded area); Second by Council Member Pierce.

The Motion was approved by the following roll call vote (4/0):

<i>Council Member Pierce</i>	-	<i>Yes</i>
<i>Council President Horn</i>	-	<i>Yes</i>
<i>Council Member Fortini</i>	-	<i>Yes</i>
<i>Council Member Rader</i>	-	<i>Yes</i>

Council Member Chotas - Absent

Council Member Fortini made the Motion to Approve Variance 2019-02 (allow a boat dock exceeding more than 25% of the canal width), striking condition number 2 (No mechanical additions that would result in increased size of the existing dock or of the shaded area); Second by Council Member Rader

The Motion was approved by the following roll call vote (4/0):

Council Member Rader - Yes
Council President Pierce - Yes
Council President Horn - Yes
Council Member Fortini - Yes
Council Member Chotas - Absent

STAFF REPORTS

City Attorney Smith:

- Discovery Church Parking

City Attorney Smith referred to a letter from Attorney Randi Fitzgerald. He confirmed that he talked to the attorney and let her know that he would not provide a response until after the Council meeting. City Attorney Smith explained why he feels a variance would be required. Contrary to what is stated in the letter, he said the City has never said there cannot be a Church. He said the City is allowing status quo; however, they are not allowing off-site parking across Orange Avenue. City Attorney Smith noted that the current parking agreement spells out the days of the week of Church service. He said he treats off-site parking across the roadway from the Church as a lawful non-conforming use. City Attorney Smith said he stands by the Church needing a variance if they deviate from the current Agreement. **It was the consensus of Council that City Attorney Smith “stay on course” with what he presented to Council.**

Police Chief Freeburg:

- Chief's Report

Chief Freeburg said the City had a successful Halloween event. He said Christmas is coming and that staff is currently planning the Santa Fly-In. He also showed Council the new bags given to PD. The bags are an individual first aid kit (IFAC) for each officer.

City Clerk Meeks:

City Clerk Meeks provided the following report:

- The \$50,000 retainage related to Hurricane Irma has been paid per Council's request.
- Landfall Strategies, to date, still has not provided documentation requested from the Florida Division of Emergency Management. If the document is no provided, the City loses a reimbursement of \$43,000 (+/-).
- The forms required to collect three year's arrearages of the City's non-ad valorem assessments are completed and ready for the Mayor's signature.

- The Florida Department of Revenue confirmed that the City was in compliance with TRIM and levy.
- Qualifying for the municipal election will be held the week of December 2, 2019, beginning at 9 a.m. City Hall will remain open until 4 p.m. on Friday, December 6, 2019, which is the closing day for qualifying.
- Confirmed application is being made for a brewery in Ft. Gatlin Shopping Center
- Confirmed she will be on vacation the week of November 25, 2019.
- Confirmed appropriation forms requesting funds for road work/maintenance, were submitted to Senator Linda Stewart and House Rep Anna Eskamani.

MAYOR & COUNCIL REPORTS

Mayor Dowless-

Mayor Dowless gave kudos to staff for all their work in preparing for and working the Trunk or Treat event.

Mayor Dowless said there is a need for more than one authorized online user for the City's banking. Currently, Lindsey Rock, who is contracted through McDermit-Davis, is the only authorized user. Mayor Dowless said there needs to be a separation of powers. *It was the consensus of Council to add Mayor Dowless and City Clerk Meeks as authorized online users of the City's bank accounts.*

Mayor Dowless said City Hall and administrative operations of the Police Department will be closed Thanksgiving Day and the day after. He reminded Council about Santa's Fly-in scheduled for December 13, 2019. He noted that City Hall and administrative operations of the Police Department will be closed Christmas Eve day and Christmas day.

Mayor Dowless said he will prepare and send out a letter to those residents who will receive non-ad valorem assessment letter requesting payment of arrearages.

Council President Horn –

Council President Horn said Governor DeSantis is trying to push a law requiring underground utilities. He said he is checking on the status of repair of the entranceway at Orange Avenue and Harbor Island Road.

Council Member Chotas -

Absent.

Council Member Fortini –

No report.

Council Member Pierce –

No report.

Council Member Rader-

Noted that a town hall meeting for the proposed sales tax was being held "this evening", which created a conflict for council members who wanted to attend. He said he is an advocate and feels that the City should stay plugged-in and stay current with the proposed tax.

ADJOURNMENT

Having no further business, the Council meeting adjourned at 9:33 p.m., on the Motion of Council Member Rader and Second by Council Member Pierce.

Richard Alan Horn
Council President

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

Approved on



From the desk of the City Clerk....

B

Bea L. Meeks, MMC, CPM, CBTO

TO: Mayor Dowless, Council President Horn and Council Members Chotas, Fortini, Pierce and Rader

CC: Deputy City Clerk Riffle, Police Chief Freeburg, COS Patterson and City Attorney Smith

DATE: December 13, 2019

RE: McDermit≈Davis' Letter of Engagement

On the Consent Agenda, is a copy of McDermit≈Davis' Letter of Engagement. In Council's March 2019 business meeting, you approved continuing with the accounting services provided by McDermit≈Davis. The City's Letter of Engagement runs with the fiscal year, which is why the City is now being asked to sign.

The Letter of Engagement continues to be the same, as those approved in previous years, and the fees are unchanged.

Recommendation: Provide authorization to Mayor Dowless to sign McDermit≈Davis' Letter of Engagement, for the services approved in the March 19, 2019 City Council meeting.

MCDIRMIT DAVIS

CERTIFIED PUBLIC ACCOUNTANTS AND ADVISORS

October 1, 2019

John Dowless, Mayor
City of Edgewood
405 Bagshaw Way
Edgewood, Florida 32809-3406

This letter is to confirm our understanding of the terms and objectives of our engagement and the nature and limitations of the services we will provide the City of Edgewood, Florida (the "City") for the fiscal year ending September 30, 2020. So that we can meet your expectations related to the services we will provide, this engagement letter clearly identifies both the services that will be provided and the frequency with which these services will be provided.

We will perform the following services for all funds and accounts of the City:

- Bookkeeping services
- Compilation of financial statements

Bookkeeping Services

Services provided on a weekly basis:

1. Process accounts payable
 - a. Review coding by City Hall and PD on invoices
 - b. Submit invoices to Mayor for his approval
 - c. Enter invoices into PeachTree as AP
 - d. Print checks; submit to Mayor or Council Member for signatures
 - e. Make copies of all checks; mail payments in timely manner
 - f. File copies of all payments in cabinet
 - g. Process ACH payments for Red Light, GATSO, New Horizons, Verizon; enter payments in PeachTree once processed
 - h. Update all AP spreadsheets
2. Process cash receipts
 - a. Prepare deposits for City Hall and PD (reviewing all coding)
 - b. Count City Hall's cash drawer
 - c. Enter ACH payments received in PeachTree
 - d. Complete required red light reporting to the state
 - e. Update all AR spreadsheets
3. Post payroll journal entries to Peachtree

Services provided on a monthly basis:

1. Reconcile all bank accounts to general ledger
2. Process transactions on City's general ledger system and prepare compiled financial statements.
We will not be independent in respect to the compiled financial statements.

Services provided on an annual basis:

1. Update/maintain the chart of accounts in the City's general ledger system (Peachtree)
2. Review City's budget totals provided by City staff, and enter into the City's general ledger system

We will not assume management responsibilities or make management decisions for you. However, we may provide advice, research materials, and recommendations to assist you in performing your functions and making decisions. You must agree to designate an individual who possesses suitable skill, knowledge, and/or experience, preferably within senior management, to perform the following functions in connection with our bookkeeping services:

- Make all management decisions and assume all management responsibilities;
- Designate an individual who possesses suitable skill, knowledge, and/or experience, preferably within senior management, to oversee the services;
- Evaluate the adequacy and results of the services performed;
- Accept responsibility for the results of the services; and
- Establish and maintain internal controls, including monitoring ongoing activities

Our responsibilities and limitations of the engagement are as follows:

- We will perform the services in accordance with applicable professional standards
- This engagement is limited to the services previously outlined. Our firm, in its sole professional judgment, reserves the right to refuse to do any procedure or take any action that could be construed as making management decisions or assuming management responsibilities.

Compilation of Financial Statements

You have requested that we prepare the monthly financial statements of the City, which comprise the balance sheet as of each month end, and the related statements of revenue and expenditures for the months then ended, and perform a compilation engagement with respect to those financial statements. These financial statements will not include related notes to the financial statements.

Our Responsibilities

The objective of our compilation engagement is to:

- Prepare financial statements in accordance with accounting principles generally accepted in the United States of America based on information provided by you; and
- Apply accounting and financial reporting expertise to assist you in the presentation of financial statements without undertaking to obtain or provide any assurance that there are no material modifications that should be made to the financial statements in order for them to be in accordance with accounting principles generally accepted in the United States of America.

In addition, the document we submit to you will include supplementary information. We will compile the supplementary information, but we will not audit or review such information, nor express an opinion, a conclusion, or provide any assurance on it.

We will conduct our compilation engagement in accordance with Statements on Standards for Accounting and Review Services (SSARs) promulgated by the Accounting and Review Services Committee of the AICPA and comply with the AICPA's Code of Professional Conduct, including the ethical principles of integrity, objectivity, professional competence, and due care.

We are not required to, and will not, verify the accuracy or completeness of the information you will provide to us for the engagement or otherwise gather evidence for the purpose of expressing an opinion or a conclusion. Accordingly, we will not express an opinion or a conclusion nor provide any assurance on the financial statements.

Our engagement cannot be relied upon to identify or disclose any financial statement misstatements, including those caused by fraud or error, or to identify or disclose any wrongdoing within the Company or noncompliance with laws and regulations.

Your Responsibilities

The engagement to be performed is conducted on the basis that you acknowledge and understand that our role is to prepare financial statements in accordance with accounting principles generally accepted in the United States of America and assist you in the presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America. You have the following overall responsibilities that are fundamental to our undertaking the engagement in accordance with SSARs:

- The selection of the accounting principles generally accepted in the United States of America as the financial reporting framework to be applied in the preparation of the financial statements.
- The preparation and fair presentation of financial statements in accordance with accounting principles generally accepted in the United States of America.
- The design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of the financial statements.
- The prevention and detection of fraud.
- To ensure that the entity complies with the laws and regulations applicable to its activities.
- The accuracy and completeness of the records, documents, explanations, and other information, including significant judgments, you provide to us for the compilation engagement.
- To provide us with:
 - Access to all information of which you are aware is relevant to the preparation and fair presentation of the financial statements, such as records, documentation, and other matters.
 - Additional information that we may request from you for the purpose of the compilation engagement.
 - Unrestricted access to persons within the entity of whom we determine it necessary to make inquiries.

You are also responsible for all management decisions and responsibilities and for designating an individual with suitable skills, knowledge, and experience to oversee our preparation of your financial statements. You are responsible for evaluating the adequacy and results of the services performed and accepting responsibility for such services.

Our Report

As part of our engagement, we will issue a report that will state that we did not audit or review the financial statements and that, accordingly, we do not express an opinion, a conclusion, nor provide any assurance on them. There may be circumstances in which the report differs from the expected form and content.

Our report will disclose that the Company's management has elected to omit substantially all of the disclosures ordinarily included in financial statements prepared in accordance with accounting principles generally accepted in the United States of America. If the omitted and disclosures were included in the financial statements, they might influence the user's conclusions about the company's financial position, results of operations and cash flows. Accordingly, the financial statements are not designed for those who are not informed about such matters.

We will disclose that we are not independent in our compilation report.

If, for any reason, we are unable to complete the compilation of your financial statements, we will not issue a report on such statements as a result of this engagement.

You agree to include our accountant's compilation report in any document containing financial statements that indicates that we have performed a compilation engagement on such financial statements and, prior to inclusion of the report, to ask our permission to do so.

Other Relevant Information

Tammy Campbell is the engagement partner for the services specified in this letter. Her responsibilities include supervising our firm's services performed as part of this engagement and signing or authorizing another qualified firm representative to sign the accountant's report.

With regard to the electronic dissemination of financial statements, including financial statements published electronically on your Internet website, you understand that electronic sites are a means to distribute information and, therefore, we are not required to read the information contained in these sites or to consider the consistency of other information in the electronic site with the original document.

Our fees for these services are at our standard rates and will be billed on a monthly basis. Our monthly fee will be \$2,600.

Our fees for any additional services would be billed on an hourly basis at the following rates:

Partner	\$285
Manager	175
Bookkeeper (Lindsey)	85

You agree to release, indemnify, defend, and hold us harmless from any liability or costs, including attorney's fees, resulting from management's knowing misrepresentations to us or resulting from any actions against us by third parties relying on the financial statements described herein except for our own wrongdoing.

We look forward to a continued relationship with your organization, and we are available to discuss the contents of this letter or other professional services you may desire. If you request us to perform additional services not contemplated or described in this engagement letter, we will provide you with a separate agreement describing those additional services and fees.

We are pleased to confirm our acceptance and our understanding of these services by means of this letter. Please sign and return a copy of this letter to indicate your acknowledgement of, and agreement with, the arrangements for our engagement to provide these services described herein, and our respective responsibilities.

Respectfully,

McDermitt Davis & Company, LLC

McDermitt Davis & Company, LLC

RESPONSE:

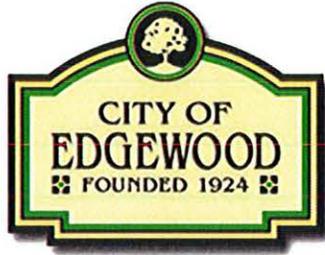
This letter correctly sets forth our understanding.

City of Edgewood

Acknowledged and agreed on behalf of City of Edgewood by:

John Dowless, Mayor

Date



TO: City Council
CC: Bea Meeks, City Clerk
FROM: Sandy Riffle, Deputy City Clerk
Date: December 9, 2019
SUBJECT: Ordinance 2019-11 MS4/Stormwater Connections

The Planning and Zoning Board met on December 9, 2019 to consider Ordinance 2019-11:
AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, RELATING TO ILLICIT
STORMWATER CONNECTIONS AND DISCHARGES; AMENDING THE CODE OF
ORDINANCES; CREATING CHAPTER 30, "HEALTH AND SANITATION," ARTICLE V,
"ILLICIT DISCHARGE PREVENTION"; PROVIDING FOR CONFLICTS; CODIFICATION;
SEVERABILITY; AND AN EFFECTIVE DATE

Board Member Kreidt moved to recommend approval of Ordinance 2019-11; second by Board Member Gragg. Motion passed (4/0).

ORDINANCE NO. 2019-11

AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, RELATING TO ILLICIT STORMWATER CONNECTIONS AND DISCHARGES; AMENDING THE CODE OF ORDINANCES; CREATING CHAPTER 30, "HEALTH AND SANITATION," ARTICLE V, "ILLICIT DISCHARGE PREVENTION"; PROVIDING FOR CONFLICTS; CODIFICATION; SEVERABILITY; AND AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Edgewood appreciates the importance of protecting the City's water bodies; and

WHEREAS, in its annual audit, the Florida Department of Environmental Protection commented on the need for proactive enforcement and inspection for potential illicit discharges into the City's stormwater system; and

WHEREAS, in order to protect the City's water bodies from illicit discharges into the City's stormwater system, the City Council finds it in the best interest of health, safety and welfare to adopt this Ordinance; and

WHEREAS, herein underlined words constitute additions to the City of Edgewood Code of Ordinances, ~~strikethrough~~ constitutes deletions from the original, and asterisks (***) indicate an omission from the existing text which is intended to remain unchanged.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EDGEWOOD, FLORIDA THAT:

SECTION 1. The provisions set forth in the recitals of this Ordinance are hereby adopted by the City Council as the legislative findings and intent pertaining to this Ordinance.

SECTION 2. The City of Edgewood Code of Ordinances, Chapter 30, "Health and Sanitation," Article V, "Illicit Discharge Prevention," is hereby amended as follows:

Chapter 30 – HEALTH AND SANITATION

* * *

ARTICLE V. – ILLICIT DISCHARGE PREVENTION

Sec. 30-54. Purpose and Intent.

The purpose of this ordinance is to provide for the health, safety, and general welfare of the citizens of the City of Edgewood, Florida, through the regulation of non-storm water discharges to

the storm drainage system to the maximum extent practicable as required by federal and state law. This ordinance establishes methods for controlling the introduction of pollutants into the municipal separate storm sewer system (MS4) in order to comply with requirements of the National Pollutant Discharge Elimination System (NPDES) permit process. The objectives of this ordinance are:

- (1) To regulate the contribution of pollutants to the municipal separate storm sewer system (MS4) by stormwater discharges by any user
- (2) To prohibit Illicit Connections and Discharges to the municipal separate storm sewer system
- (3) To establish legal authority to carry out all inspection, surveillance and monitoring procedures necessary to ensure compliance with this ordinance

Sec. 30-55. Definitions.

For the purposes of this Article, the following definitions shall apply:

Best Management Practices (BMPs) means schedules of activities, prohibitions of practices, general good house keeping practices, pollution prevention and educational practices, maintenance procedures, and other management practices to prevent or reduce the discharge of pollutants directly or indirectly to stormwater, receiving waters, or stormwater conveyance systems. BMPs also include treatment practices, operating procedures, and practices to control site runoff, spillage or leaks, sludge or water disposal, or drainage from raw materials storage.

Clean Water Act means the federal Water Pollution Control Act (33 U.S.C. § 1251 et seq.), and any subsequent amendments thereto.

Construction Activity means activities subject to NPDES Construction Permits. These include construction projects resulting in land disturbance of 5 acres or more. Such activities include but are not limited to clearing and grubbing, grading, excavating, and demolition.

Hazardous Materials means any material, including any substance, waste, or combination thereof, which because of its quantity, concentration, or physical, chemical, or infectious characteristics may cause, or significantly contribute to, a substantial present or potential hazard to human health, safety, property, or the environment when improperly treated, stored, transported, disposed of, or otherwise managed.

Illegal Discharge means any direct or indirect non-storm water discharge to the storm drain system, except as otherwise expressly exempted herein.

Illicit Connections means an illicit connection is defined as either of the following:

- Any drain or conveyance, whether on the surface or subsurface, which allows an illegal discharge to enter the storm drain system including but not limited to any conveyances which allow any non-storm water discharge including sewage, process wastewater, and wash water to enter the storm drain system and any connections to the storm drain system from indoor drains and sinks, regardless of whether said drain or connection had been previously allowed, permitted, or approved by an authorized enforcement agency; or
- Any drain or conveyance connected from a commercial or industrial land use to the storm drain system which has not been documented in plans, maps, or equivalent records and approved by an authorized enforcement agency.

Industrial Activity means activities subject to NPDES Industrial Permits as defined in 40 CFR, Section 122.26 (b)(14).

National Pollutant Discharge Elimination System (NPDES) Storm Water Discharge Permit means a permit issued by EPA (or by a State under authority delegated pursuant to 33 USC § 1342(b)) that authorizes the discharge of pollutants to waters of the United States, whether the permit is applicable on an individual, group, or general area-wide basis.

Non-Storm Water Discharge means any discharge to the storm drain system that is not composed entirely of storm water.

Person means any individual, association, organization, partnership, firm, corporation or other entity recognized by law and acting as either the owner or as the owner's agent.

Pollutant means anything which causes or contributes to pollution. Pollutants may include, but are not limited to: paints, varnishes, and solvents; oil and other automotive fluids; non-hazardous liquid and solid wastes and yard wastes; refuse, rubbish, garbage, litter, or other discarded or abandoned objects, ordinances, and accumulations, so that same may cause or contribute to pollution; floatables; pesticides, herbicides, and fertilizers; hazardous substances and wastes; sewage, fecal coliform and pathogens; dissolved and particulate metals; animal wastes; wastes and residues that result from constructing a building or structure; and noxious or offensive matter of any kind.

Premises means any building, lot, parcel of land, or portion of land whether improved or unimproved including adjacent sidewalks and parking strips.

Storm Drainage System means publicly-owned facilities by which storm water is collected and/or conveyed, including but not limited to any roads with drainage systems, municipal streets, gutters, curbs, inlets, piped storm drains, pumping facilities, retention and detention basins, natural and human-made or altered drainage channels, reservoirs, and other drainage structures.

Storm Water means any surface flow, runoff, and drainage consisting entirely of water from any form of natural precipitation and resulting from such precipitation.

Stormwater Pollution Prevention Plan means document which describes the Best Management Practices and activities to be implemented by a person or business to identify sources of pollution or contamination at a site and the actions to eliminate or reduce pollutant discharges to Stormwater, Stormwater Conveyance Systems, and/or Receiving Waters to the Maximum Extent Practicable.

Wastewater means any water or other liquid, other than uncontaminated storm water, discharged from a facility.

Sec. 30-56. Applicability.

_____ This ordinance shall apply to all water entering the storm drain system generated on any developed and undeveloped lands unless explicitly exempted by an authorized enforcement agency.

Sec. 30-57. Responsibility for Administration.

The City of Edgewood shall administer, implement, and enforce the provisions of this ordinance. Any powers granted or duties imposed upon the authorized enforcement agency may be delegated in writing by the Mayor of the City of Edgewood to persons or entities acting in the beneficial interest of or in the employ of the agency.

Sec. 30-58. Ultimate Responsibility.

The standards set forth herein and promulgated pursuant to this ordinance are minimum standards; therefore this ordinance does not intend nor imply that compliance by any person will ensure that there will be no contamination, pollution, nor unauthorized discharge of pollutants.

Sec. 30-59. Discharge and Connection Prohibitions.

No person shall discharge or cause to be discharged into the municipal storm drain system or watercourses any materials, including but not limited to pollutants or waters containing any pollutants that cause or contribute to a violation of applicable water quality standards, other than storm water. No person shall construct, use or continue any illicit connection to the municipal storm drain system.

- (1) The following discharges are exempt from discharge prohibitions established by this ordinance: water line flushing or other potable water sources, landscape irrigation or lawn watering, diverted stream flows, rising ground water, ground water infiltration to storm drains, uncontaminated pumped ground water, foundation or footing drains (not including active groundwater dewatering systems), crawl space pumps, air conditioning condensation, springs, non-commercial washing of vehicles, natural riparian habitat or wet-land flows, swimming pools (if dechlorinated - typically less than one PPM chlorine), fire fighting activities, and any other water source not containing Pollutants; discharges specified in writing by the authorized enforcement agency as being necessary to protect public health and safety; dye testing is an allowable discharge, but requires a verbal notification to the authorized enforcement agency prior to the time of the test;
- (2) This prohibition shall not apply to any non-storm water discharge permitted under an NPDES permit, waiver, or waste discharge order issued to the discharger and administered under the authority of the Federal Environmental Protection Agency, provided that the discharger is in full compliance with all requirements of the permit, waiver, or order and other applicable laws and regulations, and provided that written approval has been granted for any discharge to the storm drain system;

Sec. 30-60. Suspension of MS4 Access.

The City of Edgewood may, without prior notice, suspend MS4 discharge access to a person when such suspension is necessary to stop an actual or threatened discharge which presents or may present imminent and substantial danger to the environment, or to the health or welfare of persons, or to the MS4 or Waters of the United States. If the violator fails to comply with a suspension order issued in an emergency, the authorized enforcement agency may take such steps as deemed necessary

to prevent or minimize damage to the MS4 or Waters of the United States, or to minimize danger to persons.

Any person discharging to the MS4 in violation of this ordinance may have their MS4 access terminated if such termination would abate or reduce an illicit discharge. The City of Edgewood shall notify a violator of the proposed termination of its MS4 access. The violator may petition City Council for a reconsideration and hearing.

A person commits an offense if the person reinstates MS4 access to premises terminated pursuant to this Section, without the prior approval of the City.

Sec. 30-61. Industrial or Construction Activity Discharges.

Any person subject to an industrial or construction activity NPDES storm water discharge permit shall comply with all provisions of such permit. Proof of compliance with said permit may be required in a form acceptable to the City of Edgewood prior to the allowing of discharges to the MS4.

Sec. 30-62. Monitoring Discharges.

This section applies to all facilities that have storm water discharges associated with industrial activity, including construction activity:

- (1) The City of Edgewood shall be permitted to enter and inspect facilities subject to regulation under this ordinance as often as may be necessary to determine compliance with this ordinance. If a discharger has security measures in force which require proper identification and clearance before entry into its premises, the discharger shall make the necessary arrangements to allow access to representatives of the City.
- (2) Facility operators shall allow the City of Edgewood ready access to all parts of the premises for the purposes of inspection, sampling, examination and copying of records that must be kept under the conditions of an NPDES permit to discharge storm water, and the performance of any additional duties as defined by state and federal law.
- (3) The City of Edgewood shall have the right to set up on any permitted facility such devices as are necessary in the opinion of the authorized enforcement agency to conduct monitoring and/or sampling of the facility's storm water discharge.
- (4) The City of Edgewood has the right to require the discharger to install monitoring equipment as necessary. The facility's sampling and monitoring equipment shall be maintained at all times in a safe and proper operating condition by the discharger at its own expense. All devices used to measure stormwater flow and quality shall be calibrated to ensure their accuracy.
- (5) Any temporary or permanent obstruction to safe and easy access to the facility to be inspected and/or sampled shall be promptly removed by the operator at the written or oral request of the

City of Edgewood and shall not be replaced. The costs of clearing such access shall be borne by the operator.

- (6) Unreasonable delays in allowing the City of Edgewood access to a permitted facility is a violation of a storm water discharge permit and of this ordinance. A person who is the operator of a facility with a NPDES permit to discharge storm water associated with industrial activity commits an offense if the person denies the authorized enforcement agency reasonable access to the permitted facility for the purpose of conducting any activity authorized or required by this ordinance.
- (7) If the City of Edgewood has been refused access to any part of the premises from which stormwater is discharged, and he/she is able to demonstrate probable cause to believe that there may be a violation of this ordinance, or that there is a need to inspect and/or sample as part of a routine inspection and sampling program designed to verify compliance with this ordinance or any order issued hereunder, or to protect the overall public health, safety, and welfare of the community, then the authorized enforcement agency may seek issuance of a search warrant from any court of competent jurisdiction.

Sec. 30-63. Requirement to Prevent, Control, and Reduce Storm Water Pollutants by the Use of Best Management Practices.

The City of Edgewood will adopt requirements identifying Best Management Practices for any activity, operation, or facility which may cause or contribute to pollution or contamination of storm water, the storm drain system, or waters of the U.S. The owner or operator of a commercial or industrial establishment shall provide, at their own expense, reasonable protection from accidental discharge of prohibited materials or other wastes into the municipal storm drain system or watercourses through the use of these structural and non-structural BMPs. Further, any person responsible for a property or premise, which is, or may be, the source of an illicit discharge, may be required to implement, at said person's expense, additional structural and non-structural BMPs to prevent the further discharge of pollutants to the municipal separate storm sewer system. Compliance with all terms and conditions of a valid NPDES permit authorizing the discharge of storm water associated with industrial activity, to the extent practicable, shall be deemed compliance with the provisions of this section. These BMPs shall be part of a stormwater pollution prevention plan (SWPP) as necessary for compliance with requirements of the NPDES permit.

Sec. 30-64. Watercourse Protection.

Every person owning property through which a watercourse passes, or such person's lessee, shall keep and maintain that part of the watercourse within the property free of trash, debris, excessive vegetation, and other obstacles that would pollute, contaminate, or significantly retard the flow of water through the watercourse. In addition, the owner or lessee shall maintain existing privately owned structures within or adjacent to a watercourse, so that such structures will not become a hazard to the use, function, or physical integrity of the watercourse.

Sec. 30-65. Notification of Spills.

Notwithstanding other requirements of law, as soon as any person responsible for a facility or operation, or responsible for emergency response for a facility or operation has information of any known or suspected release of materials which are resulting or may result in illegal discharges or pollutants discharging into storm water, the storm drain system, or water of the U.S. said person shall take all necessary steps to ensure the discovery, containment, and cleanup of such release. In the event of such a release of hazardous materials said person shall immediately notify emergency response agencies of the occurrence via emergency dispatch services. In the event of a release of non-hazardous materials, said person shall notify the authorized enforcement agency in person or by phone or facsimile no later than the next business day. Notifications in person or by phone shall be confirmed by written notice addressed and mailed to the City of Edgewood within three business days of the phone notice. If the discharge of prohibited materials emanates from a commercial or industrial establishment, the owner or operator of such establishment shall also retain an on-site written record of the discharge and the actions taken to prevent its recurrence. Such records shall be retained for at least three years.

Sec. 30-66. Enforcement.

Whenever the City of Edgewood finds that a person has violated a prohibition or failed to meet a requirement of this Ordinance, the authorized enforcement agency may order compliance by written notice of violation to the responsible person. Such notice may require without limitation:

- (a) The performance of monitoring, analyses, and reporting;
- (b) The elimination of illicit connections or discharges;
- (c) That violating discharges, practices, or operations shall cease and desist;
- (d) The abatement or remediation of storm water pollution or contamination hazards and the restoration of any affected property; and
- (e) Payment of a fine to cover administrative and remediation costs; and
- (f) The implementation of source control or treatment BMPs.

If abatement of a violation and/or restoration of affected property is required, the notice shall set forth a deadline within which such remediation or restoration must be completed. Said notice shall further advise that, should the violator fail to remediate or restore within the established deadline, the work will be done by a designated governmental agency or a contractor and the expense thereof shall be charged to the violator.

Sec. 30-67. Appeal of Notice of Violation.

Any person receiving a Notice of Violation may appeal the determination of the City to the Code Enforcement Hearing Officer. The notice of appeal must be received within fifteen days from the date of the Notice of Violation. Hearing on the appeal before the Code Enforcement Hearing

14 Officer shall take place within thirty days from the date of delivery of the notice of appeal. The
15 decision of the Code Enforcement Hearing Officer shall be final.

16

17 **Sec. 30-68. Enforcement Measures After Appeal.**

18

19 _____ If the violation has not been corrected pursuant to the requirements set forth in the Notice of
20 Violation, or , in the event of an appeal, within thirty days of the decision of the Code Enforcement
21 Hearing Officer upholding the decision of the authorized enforcement agency, then representatives of
22 the authorized enforcement agency shall enter upon the subject private property and are authorized to
23 take any and all measures necessary to abate the violation and/or restore the property. It shall be
24 unlawful for any person, owner, agent or person in possession of any premises to refuse to allow the
25 government agency or designated contractor to enter upon the premises for the purposes set forth
26 above.

27

28 **Sec. 30-69. Cost Abatement of the Violation.**

29

30 _____ Within thirty days after abatement of the violation, the owner of the property will be notified
31 of the cost of abatement, including administrative costs. The property owner may file a written
32 protest objecting to the amount of the assessment within fifteen days. If the amount due is not paid
33 within a timely manner as determined by the decision of the municipal authority or by the expiration
34 of the time in which to file an appeal, the charges shall become a special assessment against the
35 property and shall constitute a lien on the property for the amount of the assessment.

36

37 _____ Any person violating any of the provisions of this article shall become liable to the City by
38 reason of such violation. The liability shall be paid in not more than 12 equal payments. Interest at
39 the rate of twelve percent per annum shall be assessed on the balance beginning on the 1st day
40 following discovery of the violation.

41

42 **Sec. 30-70. Injunctive Relief.**

43

44 _____ It shall be unlawful for any person to violate any provision or fail to comply with any of the
45 requirements of this ordinance. If a person has violated or continues to violate the provisions of this
46 ordinance, the authorized enforcement agency may petition for a preliminary or permanent injunction
47 restraining the person from activities which would create further violations or compelling the person
48 to perform abatement or remediation of the violation.

49

50 **Sec. 30-71. Compensatory Action.**

51

52 _____ In lieu of enforcement proceedings, penalties, and remedies authorized by this ordinance, the
53 authorized enforcement agency may impose upon a violator alternative compensatory actions, such
54 as storm drain stenciling, attendance at compliance workshops, creek cleanup, etc.

Sec. 30-72. Violations Deemed a Public Nuisance.

In addition to the enforcement processes and penalties provided, any condition caused or permitted to exist in violation of any of the provisions of this ordinance is a threat to public health, safety, and welfare, and is declared and deemed a nuisance, and may be summarily abated or restored at the violator's expense, and/or a civil action to abate, enjoin, or otherwise compel the cessation of such nuisance may be taken.

Sec. 30-73. Criminal Prosecution.

Any person that has violated or continues to violate this ordinance shall be liable to criminal prosecution to the fullest extent of the law.

The City may recover all attorney's fees court costs and other expenses associated with enforcement of this ordinance, including sampling and monitoring expenses.

Sec. 30-74. Remedies not Exclusive.

The remedies listed in this ordinance are not exclusive of any other remedies available under any applicable federal, state or local law and it is within the discretion of the authorized enforcement agency to seek cumulative remedies.

Section 3: Conflicts. All ordinances or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 4: Severability. If any section, paragraph, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 5: Codification. The provisions of this Ordinance shall be codified as and become and be made a part of the *Code of Ordinances of the City of Edgewood*. The Sections of this Ordinance may be renumbered or relettered to accomplish such intention and the word "Ordinance", or similar words, may be changed to "Section," "Article", or other appropriate word. The Code codifier is granted liberal authority to codify the provisions of this Ordinance.

Section 6: This ordinance shall take effect immediately upon its adoption.

PASSED AND ADOPTED this _____ day of _____, 2020, by the City Council of the City of Edgewood, Florida.

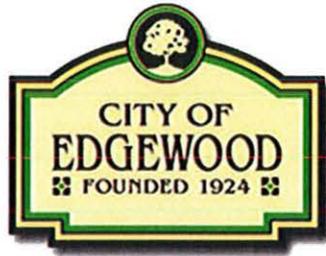
PASSED ON FIRST READING: _____

PASSED ON SECOND READING: _____

Richard A. Horn, Council President

ATTEST:

Bea L. Meeks
City Clerk



TO: City Council
CC: Bea Meeks, City Clerk
FROM: Sandy Riffle, Deputy City Clerk
Date: December 9, 2019
SUBJECT: Ordinance 2019-12 Beauty Salons

The Planning and Zoning Board met on December 9, 2019 to consider Ordinance 2019-12:

AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, AMENDING SECTION 134-1, "DEFINITIONS," OF THE CODE OF ORDINANCES TO CREATE A DEFINITION FOR THE TERM BEAUTY SALON; PROVIDING THAT PERMANENT MAKEUP APPLICATION AND LASER HAIR REMOVAL ARE SERVICES THAT MAY BE PROVIDED AT A BEAUTY SALON; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, CONFLICTS, AND AN EFFECTIVE DATE

Board Member Santurri moved to recommend approval of Ordinance 2019-12 with changes encapsulated from discussion; Second by Board Member Kreidt. Motion passed (4/0).

ORDINANCE NO. 2019-12

AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, AMENDING SECTION 134-1, "DEFINITIONS," OF THE CODE OF ORDINANCES TO CREATE A DEFINITION FOR THE TERM BEAUTY SALON; PROVIDING THAT PERMANENT MAKEUP APPLICATION AND LASER HAIR REMOVAL ARE SERVICES THAT MAY BE PROVIDED AT A BEAUTY SALON; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, CONFLICTS, AND AN EFFECTIVE DATE

WHEREAS, businesses located within the City of Edgewood have inquired as to the permissibility of providing permanent makeup and laser hair removal at beauty salons; and

WHEREAS, the City Code does not currently contain a definition for "beauty salons;" and

WHEREAS, the City's zoning Code prohibits tattoo parlors in commercial districts; and

WHEREAS, permanent makeup application is regulated by the State of Florida in the same manner as tattoo application; and

WHEREAS, the City Council finds it appropriate for permanent makeup application to be an allowed service at beauty salons; and

WHEREAS, the City's Code neither expressly permits nor prohibits laser hair removal from being performed at beauty salons; and

WHEREAS, in the interest of clarity, the City Council finds it appropriate to provide that laser hair removal treatments are a service allowed to be provided at beauty salons; and

WHEREAS, herein underlined words constitute additions to the City of Edgewood Code of Ordinances, ~~strikethrough~~ constitutes deletions from the original, and asterisks (***) indicate an omission from the existing text which is intended to remain unchanged.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EDGEWOOD, FLORIDA THAT:

SECTION 1. The provisions set forth in the recitals of this Ordinance are hereby adopted by the City Council as the legislative findings and intent pertaining to this Ordinance.

SECTION 2. The City of Edgewood Code of Ordinances, Section 134-1, "Definitions,"

is amended as follows:

Basement means a portion of a building located partly or wholly underground, but having less than half its clear floor-to-ceiling height below the average grade of the adjoining ground.

Beauty Salon means an establishment where people go to receive beauty treatments which include some or all of the following: cutting, shampooing, weaving, coloring, waving, or styling hair; hair removal, including laser hair removal; facials; applying makeup, including permanent makeup; and nail care services.

Blank Wall means a portion of the exterior facade of the building that does not include windows or doors, columns, pilasters or other articulation greater than 18 inches in depth.

Section 3: Conflicts. All ordinances or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 4: Severability. If any section, paragraph, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 5: Codification. The provisions of this Ordinance shall be codified as and become and be made a part of the *Code of Ordinances of the City of Edgewood*. The Sections of this Ordinance may be renumbered or relettered to accomplish such intention and the word "Ordinance", or similar words, may be changed to "Section," "Article", or other appropriate word. The Code codifier is granted liberal authority to codify the provisions of this Ordinance.

Section 6: This ordinance shall take effect immediately upon its adoption.

PASSED AND ADOPTED this _____ day of _____, 2020, by the City Council of the City of Edgewood, Florida.

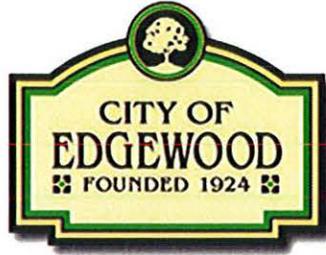
PASSED ON FIRST READING: _____

PASSED ON SECOND READING: _____

Richard A. Horn, Council President

ATTEST:

Bea L. Meeks
City Clerk



TO: City Council
CC: Bea Meeks, City Clerk
FROM: Sandy Riffle, Deputy City Clerk
Date: December 9, 2019
SUBJECT: Ordinance 2019-10 Boat Docks

The Planning and Zoning Board met on December 9, 2019 to consider Ordinance 2019-10:

AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA AMENDING CHAPTER 14-11 OF THE CITY OF EDGEWOOD CODE OF ORDINANCES REGARDING RULES AND REGULATIONS FOR BOAT DOCK CONSTRUCTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE

Chair Rayburn moved to recommend approval of Ordinance 2019-10; Second by Board Member Santurri. Motion passed (4/0).

1
2 **ORDINANCE NO. 2019-10**
3

4 **AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA**
5 **AMENDING CHAPTER 14-11 OF THE CITY OF EDGEWOOD CODE OF**
6 **ORDINANCES REGARDING RULES AND REGULATIONS FOR BOAT**
7 **DOCK CONSTRUCTION; PROVIDING FOR CONFLICTS; PROVIDING**
8 **FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND**
9 **PROVIDING FOR AN EFFECTIVE DATE**
10

11 **WHEREAS**, the City of Edgewood Code of Ordinances includes rules and regulations as
12 to where and how boat docks may be constructed; and
13

14 **WHEREAS**, City staff has recommended amendments to certain regulations regarding
15 boat dock construction and permitting; and
16

17 **WHEREAS**, members of the public have requested amendments to certain regulations
18 regarding boat dock construction and permitting; and
19

20 **WHEREAS**, the Planning and Zoning Board has reviewed this Ordinance and
21 recommended to the City Council approval of same; and
22

23 **WHEREAS**, the City Council finds the amendments contained herein are reasonable and
24 appropriate and in the best interest of the health, safety, and welfare of the residents of the City
25 of Edgewood; and
26

27 **WHEREAS**, deletions are identified herein by ~~strikethrough~~, additions are identified by
28 underscore and portions of the Code remaining unchanged which are not reprinted here are
29 identified by ellipses ***).
30

31 **NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE**
32 **CITY OF EDGEWOOD, FLORIDA as follows:**
33

34 **Section 1:** The recitals set forth above are hereby adopted as findings of the City
35 Council.
36

37 **Section 2:** Chapter 14, "Boats, Docks and Waterways" is hereby amended to read as
38 follows:
39

40 Chapter 14 - BOATS, DOCKS AND WATERWAYS

41 Sec. 14-1. - Definitions.

42 For the purpose of this chapter, the following words and phrases shall have the meanings
43 described to them by this section:

44 Access walkway means that portion of a dock that commences on the upland parcel and
45 terminates at the junction with the terminal platform.

46 *Boats* means all rowboats, sailboats, canoes, dingies, skiffs, rafts, dugouts, dredges and other
47 vehicles of transportation for use on water, including inboard and outboard motorboats, unless
48 otherwise indicated; and any and all objects tied to or connected therewith while being propelled
49 through the water.

50 *Dock* means any permanently fixed or floating structure extending from the upland into the
51 water, capable of use for vessel mooring and other water-dependent recreational activities. The
52 term "dock" also includes any floating structure, boat lift or mooring piling, detached from the
53 land, capable of use for mooring vessels and/or for other water-dependent recreational activities.
54 The term "dock" also includes any area adjacent to the dock designated for mooring purposes.
55 This term does not include any vessel that is not permanently docked, moored, or anchored.

56 *Inboard motorboat* means any boat which is propelled by any stationary or built-in
57 mechanical device or means of power.

58 *Littoral rights* means rights incident to ownership of property abutting a lake, canal, or other
59 waters.

60 NHWE means the normal high water elevation for a water body as established by Orange
61 County, Florida.

62 *Outboard motorboat* means any boat which is propelled by any mechanical device or means
63 of power which is not stationary or built-in.

64 *Principal use* means a use of the upland parcel for residential, commercial or governmental
65 purposes. At a minimum, a principal use shall be established by the issuance of a building permit
66 for a principal structure.

67 *Riparian rights* means the right of a landowner whose property borders on a body of
68 navigable waters to make reasonable use of the water equal to the rights of other owners of land
69 bordering on the same waters.

70 Routine maintenance and repair means those tasks necessary to keep a dock in a safe and
71 useable condition consistent with the original design specifications and shall include replacement
72 of the any walking surface but shall not include replacement of any structural load bearing
73 components.

74 Terminal platform means that portion of a dock designed and used for the storing,
75 mooring, and launching of water vessels or other water dependent activities.

76 *Waters bodies* means and includes, ~~but is not limited to,~~ lakes, streams, waterways, bays,
77 inlets, canals, and all other waters or bodies of water, whether natural or artificial, located within
78 the boundaries of the City of Edgewood.

79 * * *

80 Sec. 14-11. - ~~Boat~~ Dock construction rules and regulations.

81 (a) Applications submitted for new docks and alterations to existing docks shall include all of
82 the following:

83 (1) Three copies of a site plan drawn to scale which depicts the exact location of the
84 dock and which includes the following:

85 a. An arrow indicating the northerly direction and the scale to which the plans were
86 prepared:

87 b. The name of the water body upon which the dock is to be located:

88 c. The exact distance between the existing shoreline, at the point where the dock is
89 to be located, and a permanent object or marker (e.g. house, tree, USGS
90 benchmark) to be used as a reference point:

91 d. The exact setback distance from adjacent property lines and projected property
92 lines to all portions of the dock:

93 e. Floor and roof elevations of the proposed dock structure connected to the dock,
94 and floor and roof elevations of any existing dock, including any structures
95 currently or proposed to be connected the dock:

96 f. The current water depth at the end of the dock and at all proposed mooring
97 locations and the approximate depth of navigable waters beyond the dock and
98 mooring locations:

99 g. The NHWE;

100 h. The location of any lifts, hoists, mooring pilings, or mooring areas:

101 i. The exact dimensions of the dock, including the terminal platform and access
102 walkway, and the specific individual dimensions of the terminal platform, access
103 walkway, and any roof structures; the length of the dock shall be measured from the
104 NHWE to the point of the dock furthest waterward from the NHWE;

105 j. A survey of the property that accurately depicts current conditions; and

106 k. The width of the water body at the location of the dock as measured from the
107 NHWE at the location where the dock is constructed or proposed to the NHWE
108 directly opposite the water body from such location:

109 (2) Satisfactory evidence of title;

110 (3) Documentation showing the riparian rights of the property on which the dock is
111 located or proposed;

112 (4) A statement indicating whether any docks are located on abutting properties; and

- 113 (5) Three copies of engineered construction plans.
- 114 (1) ~~The name of the lake or water body.~~
- 115 (2) ~~An arrow indicating the northerly direction.~~
- 116 (3) ~~All drawings must be drawn at a standard engineering scale, and the drawings~~
117 ~~must indicate the scale to which the plans are prepared.~~
- 118 (4) ~~A sealed drawing showing the dimensions of the subject property, location of any~~
119 ~~buildings and easements on the property, and the length and location of the proposed~~
120 ~~boat dock (length shall be measured from the normal high water line).~~
- 121 (5) ~~The exact distance between the existing shoreline; at the point where the dock is to~~
122 ~~be constructed; and a permanent object or structure (e.g., house, tree) to be used as a~~
123 ~~reference point.~~
- 124 (6) ~~The exact distance of setbacks from adjacent property lines, and an approximation~~
125 ~~of the distance from the closest boat dock on each side of the property.~~
- 126 (7) ~~The floor elevation of the proposed boat dock, and the floor and roof elevation of~~
127 ~~any boathouse or any other structure connected to the dock.~~
- 128 (8) ~~Depth of water at end of proposed dock.~~
- 129 (9) ~~A survey prepared by a Florida registered surveyor and mapper of the property~~
130 ~~showing the normal high water line as established by Orange County and the proposed~~
131 ~~dock, to scale, with the length, orientation and setbacks as established by this article.~~
- 132 (10) ~~Width of the waterway or canal at the location of the proposed dock, if said water~~
133 ~~body or canal is less than 200 feet in width (all measurements to be taken from the~~
134 ~~normal high water line).~~
- 135 (11) ~~The original signature(s) of the property owner(s) upon which the upland portion~~
136 ~~of the dock is to be constructed.~~
- 137 (12) ~~The original signature(s) of the applicant(s), if the applicant is not the property~~
138 ~~owner.~~
- 139 (13) ~~A statement indicating whether docks are located on abutting properties.~~
- 140 (14) ~~Applicants may submit the following information with their applications:~~
- 141 a. ~~A request for a variance under this article.~~
- 142 b. ~~Notarized, original, and signed letters of no objection from the abutting~~
143 ~~shoreline property owners, when applicable. The letters of no objection must~~
144 ~~identify the site plan and construction plan for the proposed dock, and a copy~~
145 ~~of the site plan and construction plan must be attached to the letter submitted~~
146 ~~to the city.~~
- 147 (b) To obtain a dock ~~construction~~ permit, the following criteria, at a minimum, must be
148 satisfied:
- 149 (1) Minimum side setbacks—Lake and canal properties. Except as otherwise provided
150 below Boat docks and associated structures shall have a minimum side setback of
151 ten fifteen feet from the projected side property line of abutting shoreline owners. A dock

152 may encroach up to five feet into the fifteen foot side setback if the applicant submits as
153 part of the application an original notarized letter of no objection from the owner of the
154 property on the side or sides within which such encroachment occurs.~~If the side setback~~
155 ~~is less than 15 feet, then the applicant shall submit notarized, original, signed letters of~~
156 ~~no objection from the abutting shoreline property owners.~~ The letter of no objection
157 must identify the site plan and construction plan for the proposed dock, and a copy of
158 the site plan and construction plan must be attached to the letter submitted to the city.
159 For purposes of this determination, and in the absence of property lines that already
160 project into the water body, the projected property line of abutting shoreline owners
161 shall be construed to mean a line projecting from the shoreline into the water 90 degrees
162 from the abutting property owner's shoreline.

163 ~~(2) — *Minimum rear setback Canal properties.* Boat docks and associated structures~~
164 ~~shall have a minimum setback of 25 feet from the abutting rear property lines of~~
165 ~~property owners on the opposite shoreline of any canal.~~

166 ~~(3) *Length of boat docks.* No dock shall extend further into a waterbody than where~~
167 ~~a reasonable water depth for a single vessel mooring is achieved, and in no event shall~~
168 ~~such depth exceed five (5) feet during normal hydrological conditions unless existing~~
169 ~~natural conditions of the waterbody necessitate a greater water depth to allow safe~~
170 ~~mooring conditions. No dock shall be constructed or extended to a length more than~~
171 ~~twenty five percent (25%) of the navigable corridor or to a length that would adversely~~
172 ~~impact the rights of other persons use of and access to the water body. In no~~
173 ~~circumstance shall a boat dock be constructed or extended nor shall a vessel be moored~~
174 ~~at boat a dock in such a manner as would cause the navigable width of the water body~~
175 ~~at the location of the dock to fall below (25) twenty-five feet as measured from the~~
176 ~~most waterward point of the dock or moored boat to the nearest permanent obstruction~~
177 ~~to navigation. The maximum permitted length of boat docks and other structures which~~
178 ~~shall include walkways, boat house and terminal platforms shall not exceed 65 feet as~~
179 ~~measured from the normal high water line as established by Orange County, Florida, as~~
180 ~~marked by a registered surveyor and mapper, unless a variance is secured from the city~~
181 ~~council. No dock on a canal or otherwise shall extend waterward of the mean or ordinary~~
182 ~~high water line more than 25 percent of the width of the water body at the location of the~~
183 ~~dock. This is to assure that other property owners will retain their rights or reasonable~~
184 ~~use of, and access to, the lake.~~

185 ~~(4) *Enclosed structures.* Other than for repair or reconstruction of existing structures,~~
186 ~~no structures having enclosed sidewalls are permitted. Enclosed shall be defined as, by~~
187 ~~way of example but not by limitation, screen houses, chain link fencing, lattice fencing~~
188 ~~and any form of paneling. In the case of existing enclosed structures or grandfathered~~
189 ~~structures, reconstruction, renovation, and repair shall be permitted as long as the~~
190 ~~footprint of the existing structures is maintained, the structure is not expanded as~~
191 ~~documented by the applicant, and adjacent property owners consent thereto in writing.~~
192 ~~Examples of such documentation may include but not be limited to surveys,~~
193 ~~photographs, contractors', engineers', or site plans.~~

194 ~~(5) *Height of boat docks.* The minimum height of boat docks shall place them one~~
195 ~~foot above normal high water elevation the NHWE of the applicable water body lake as~~

196 established by ~~Orange County~~. The maximum height shall be 13 feet above the ~~normal~~
197 ~~high water line~~ NHWE of the applicable water body lake.

198 (65) ~~Square footage of boat docks.~~ The maximum square footage of the terminal
199 platform shall not exceed the square footage of ten times the linear shoreline frontage
200 for the first seventy-five (75) feet of shoreline and five times the linear shoreline
201 frontage for each foot in excess of seventy-five (75) feet, not to exceed a maximum of
202 one thousand (1,000) square feet. Access walkways shall not be included in the
203 maximum square footage calculation. Roof eaves that do not extend more than three
204 feet beyond the terminal platform shall not be included within the maximum square
205 footage calculation.

206 ~~No boat dock shall exceed 1,000 square feet in total area. The total area of the dock is~~
207 ~~that portion of the dock lying waterward of the normal high water line of the applicable~~
208 ~~lake or water body.~~

209 (6) Access walkways. Access walkways shall not exceed five feet in width.

210 (7) Docks prohibited in easements. No work shall be within areas which are legal
211 easements for ingress or egress, drainage, or utilities.

212 (8) ~~Construction of more than one dock per residential lot is not permitted. However,~~
213 ~~One dock may shall be allowed permitted on each water body to which a residential lot~~
214 ~~has frontage if when there is no navigable connection between the water bodies. In no~~
215 ~~other circumstances shall more than one dock per residential lot be allowed.~~

216 (9) Under no circumstances shall a ~~boat~~ dock be utilized for residential purposes.

217 (c) Application procedures.

218 (1) ~~The boat dock permit application, and application fee a permit fee, three site plans~~
219 ~~and three sets of engineered construction plans, and any other documents as set forth~~
220 ~~above shall be submitted to the city clerk's office. Any question regarding the boat dock~~
221 ~~permit application will be answered by that department, the city engineer, or city~~
222 ~~building official. The city clerk shall forward the application and all pertinent documents~~
223 ~~to the city engineer for his/her review and recommendation. Unless a variance from the~~
224 ~~provisions hereof is requested or required, the city engineer is authorized to approve~~
225 ~~such applications meeting the requirements of this article following the receipt of a~~
226 ~~complete application.~~

227 (2) Notices to neighboring shoreline property owners. Upon receiving the application,
228 the clerk shall send notices by first-class mail to the owners of the properties abutting
229 the property, other property owners who could be affected by the new dock because of
230 any unusual configuration of the shoreline as determined by the city engineer or
231 designee, and any other shoreline property owners within 300 feet of the property on
232 which the dock is to be located. All such notices shall require that written comments on
233 the proposed boat docks permit application be sent to the clerk within 15 calendar days
234 from the date such notices are sent. If no written objections are returned by property
235 owners receiving notice, such owners shall be deemed to have given consent and to have
236 waived their right to object to the construction of the dock. If notices sent by first-class

237 mail to nearby properties are returned to the city, or if the city has reason to believe that
238 the notice is undeliverable as addressed, the city shall use its best efforts to determine
239 the current address of any neighboring property owners entitled to notice herein and
240 shall use its best efforts to notify such current neighboring property owners of the
241 proposed dock.

242 (3) *Approval by the city engineer.* Except as provided by paragraph (5), below, ~~The~~ the
243 city engineer is authorized to approve such applications after 15 calendar days from the
244 date notices are sent so long as the minimum criteria are met and the application is
245 complete in all other respects pursuant to this article.

246 ~~a.~~(4) *Appeal of city engineer's decision.* The applicant or any person entitled to notice
247 under this article may appeal a decision of the city engineer regarding the interpretation
248 of the contents of the application or the minimum criteria set forth in this section. City
249 council shall consider such appeal at its next available regularly scheduled meeting.

250 (4~~5~~) *Decision by city council.* The city engineer is not authorized to approve any
251 applications where there are objections from any shoreline property owner within 300
252 feet of the property or other property owner entitled to notice under subsection (2)
253 above, or where the city engineer or building official, in his or her discretion, believes
254 the application should be decided by city council. ~~When an application for a boat dock~~
255 ~~must be decided by city council, the applicant shall submit a total of nine site plans and~~
256 ~~three sets of engineered construction plans to the city clerk's office.~~

257 a. When city council must decide the application for a ~~boat~~ dock permit, city council
258 shall approve, deny, or approve with conditions the application to construct the
259 ~~boat~~ dock at its next available regularly scheduled meeting. Notices of the hearing
260 before city council shall be sent to the applicant and any person entitled to notice
261 under this article. In determining whether to approve, deny, or approve with
262 conditions the application, city council shall determine whether the application has
263 been satisfactorily completed and whether the minimum criteria set forth above for
264 issuance of the dock permit have been met. In addition, city council shall ~~apply~~
265 consider the following ~~criteria~~factors:

- 266 1. Possible obstruction to navigability;
- 267 2. Unreasonable impairment of lake view visibility from abutting properties;
- 268 3. Hazardous ~~or safety~~ conditions; and
- 269 4. Whether the proposed structure unreasonably interferes with the riparian or
270 littoral rights of other property owners. "Unreasonable interference" shall
271 include but not be limited to: (a) proximity of docks of abutting property
272 owners; (b) access for boaters and swimmers; and (c) any unusual
273 configuration of the shoreline which would cause the proposed dock to restrict
274 access to sections of the waterway.

275 b. The decision of the city council shall be in writing and shall indicate the date of the
276 decision. Copies of the decision shall be sent by regular mail to the applicant and to
277 those who previously filed written objections to the application. The decision of
278 city council shall be final.

279 (d) *Variances.*

280 (1) An application for variance from the requirements of this article ~~may~~ shall be
281 submitted to the city made to the planning and zoning board simultaneous with the
282 submission of the boat dock application and permit fee. When a variance is requested,
283 the applicant shall ~~also~~ submit to the city clerk's office nine site plans and three sets of
284 engineered construction plans in addition to the required application fee. At a minimum,
285 the applicant shall identify the paragraphs of this article from which the applicant seeks
286 a variance and the extent of the requested variance. An application for a variance may
287 be processed at the same time or prior to an application for a dock permit. Notice of all
288 hearing on a requested variance, including hearings before the planning and zoning
289 board and city council, shall be provided to the applicant and any person entitled to
290 receive notice under this Chapter as provided in Section 14-11(c)(2).

291 (2) The planning and zoning board shall hear and make a recommendation to the city
292 council on any application for variance. To recommend to the city council such variance
293 ~~from the terms of this article,~~ the following ~~criteria~~ factors shall be ~~considered~~ applied to
294 the application:

- 295 a. Average length of other docks in the surrounding 300-foot area;
- 296 b. The reasonable use of the property by the owner;
- 297 c. The effects the dock will have on navigation and safety of boaters;
- 298 d. The overall general welfare of the neighborhood;
- 299 e. Whether special conditions exist such that strict compliance with the
300 provisions of this article would impose a unique and unnecessary hardship on the
301 applicant;
- 302 f. The effect of the proposed variance on abutting shoreline property owners;
- 303 g. Whether the granting of the variance would be contrary to the intent and
304 purpose and this article; and
- 305 h. A variance ~~from the maximum length of 65 feet~~ may be granted if it is
306 necessary to reach a water depth suitable for boating, but in no event shall a dock be
307 extended in length beyond where the water depth will exceed five feet as measured
308 from the normal high water elevation.

309 (3) The city council shall receive the planning and zoning board's recommendation
310 and shall make a final decision on the variance application after consideration of the
311 same factors described in paragraph (2), above.

312 (e) *Compliance checks.* Once a permit has been issued for the construction of a ~~boat~~ dock by
313 either the city engineer or the city council, the permit holder and/or designated agent must
314 submit a notice of completion to the city engineer or designee within 30 days of completion
315 of the construction of the ~~boat~~ dock so that a compliance check may be performed by the
316 city engineer. The compliance check shall determine if the ~~boat~~ dock was built according to
317 the permit issued by the city.

318 (f) *Building permit.* Following the approval of a ~~boat~~ dock application, either by the city
319 engineer or by city council, the applicant is also required to obtain a building permit prior to

320 commencing construction. In the event electricity is run to the boat dock, the proper
321 electrical permit must also be obtained. All construction must be commenced, ~~or~~ and
322 completed, ~~or both~~ within the guidelines established by the city and any other agency having
323 jurisdiction. The applicant is responsible for all fees associated with the procurement of
324 necessary permits.

325 (g) Maintenance and repair. Routine maintenance and repair of docks may be conducted on
326 any dock for which a dock permit was obtained from the city provided that no portion of the
327 dock shall be expanded, enlarged, or enclosed as a result of such maintenance or repair activity.

328 (gh) Approval of a ~~boat~~ dock permit by the City of Edgewood will not eliminate the
329 application of any other government requirements or the necessity for any other
330 governmentally required permit(s).

331 Sec. 14-12. - ~~Boat~~ Dock regulation: intent and purpose.

332 (a) The purpose of this article is to regulate the construction of ~~boat~~ docks such that the
333 navigation of water bodies is not unreasonably impeded.

334 (b) An intent of the city council is to protect and enhance the city's water bodies so that the
335 public can continue to enjoy the traditional recreational uses of those waters such as
336 swimming, boating, and fishing.

337 (c) It is further the intent of the city council to apply these regulations in a manner sensitive to
338 the riparian and littoral rights and other property rights of the applicant, riparian and littoral
339 rights and other property rights of the waterfront property owners, and the right of the public
340 to the traditional uses and enjoyment of water bodies in the city.

341 Sec. 14-13. - Permits required; fees.

342 (a) No ~~boat~~ dock shall be constructed in the city without first seeking and obtaining a ~~boat~~
343 dock permit. Applications are available in the office of the city clerk.

344 (b) By resolution, the city council may from time to time establish fees to be applicable to all
345 permits, variances, appeals, or other regulatory activities authorized in this article. Payment
346 of any application fees shall in no way guarantee issuance of a dock permit, and such fee is
347 nonrefundable.

348
349 **Section 3:** Conflicts. All ordinances or parts thereof in conflict herewith are hereby
350 repealed to the extent of such conflict.

351
352 **Section 4:** Severability. If any section, paragraph, subsection, sentence, clause, phrase or
353 portion of this ordinance is for any reason held invalid or unconstitutional by any court of
354 competent jurisdiction, such portion shall be deemed a separate, distinct, and independent
355 provision and such holding shall not affect the validity of the remaining portions hereof.

356
357 **Section 5:** Codification. The provisions of this Ordinance shall be codified as and
358 become and be made a part of the *Code of Ordinances of the City of Edgewood*. The Sections of
359 this Ordinance may be renumbered or relettered to accomplish such intention and the word

360 "Ordinance", or similar words, may be changed to "Section," "Article", or other appropriate
361 word. The Code codifier is granted liberal authority to codify the provisions of this Ordinance.

362
363 **Section 6:** This ordinance shall take effect immediately upon its adoption.

364
365 **PASSED AND ADOPTED** this _____ day of _____, 2019, by the City
366 Council of the City of Edgewood, Florida.

367
368
369 PASSED ON FIRST READING: _____

370
371 PASSED ON SECOND READING: _____

372
373 _____
374 Richard A. Horn, Council President

375
376 *ATTEST:*
377 _____
378
379 Bea L. Meeks
380 City Clerk



From the desk of the City Clerk....

Bea L. Meeks, MMC, CPM, CBTO

TO: Mayor Dowless, Council President Horn and Council Members Chotas, Fortini, Pierce and Rader

CC: Deputy City Clerk Riffle, Police Chief Freeburg, COS Patterson and City Attorney Smith

DATE: December 6, 2019

RE: Request for Proposal RE: Selection of Secondary Debris Management Services' Provider

In the November 17, 2019 City Council meeting, the¹ RFP Committee was asked to select and recommend a secondary company, in addition to the primary selection, SDR, approved by Council. Below is the list of companies that submitted a proposal/bid, in addition to SDR:

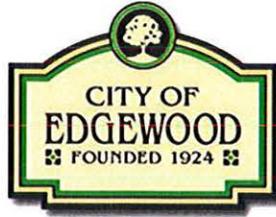
1. Custom Tree Care	
2. Crowder Gulf	
3. Grubbs	
4. Ceres	
5. Central FL ArborCare	
6. TFR	DISQUALIFIED

In the ranking sheet provided with this memo, you will find that SDR, Ceres and Crowder Gulf had the top rankings. As explained in the November Council meeting, the Committee placed a lot of emphasis on the costs of the three services that the Committee believed would be primary to the City for debris management services.

After holding further discussions regarding qualifications, pricing and technical information, the Committee recommends Crowder Gulf for the secondary debris management service for the City.

¹ Members: Bea L. Meeks, City Clerk, Police Chief John Freeburg, Council Member Ben Pierce and Resident Tom Perley

	COMPANY	QUALIFICATIONS/PRICING	TECHNICAL	TOTAL
City Clerk Meeks	Central Florida ArborCare	5	0	5
	Ceres	27	25	52
	Crowder Gulf	27	27	52
	Custom Tree Care	26	9	35
	Grubbs	16	8	24
	SDR	27	25	52
	TFR	Disqualified		0
	Council Member Pierce	Central Florida ArborCare	16	7
Ceres		28	25	53
Crowder Gulf		27	25	52
Custom Tree Care		22	17	39
Grubbs		23	22	45
SDR		28	25	53
TFR		Disqualified		0
Police Chief Freeburg		Central Florida ArborCare	19	6
	Ceres	27	25	52
	Crowder Gulf	28	25	53
	Custom Tree Care	22	15	37
	Grubbs	21	19	40
	SDR	29	25	54
	TFR	Disqualified		0
	Resident Tom Perley	Central Florida ArborCare	Didn't Evaluate	
Ceres		26	23	49
Crowder Gulf		28	24	52
Custom Tree Care		Didn't Evaluate		0
Grubbs		16	13	29
SDR		23	19	42
TFR		Disqualified		0
TOTAL				
Central Florida ArborCare	53			
Ceres	206			
Crowder Gulf	209			
Custom Tree Care	111			
Grubbs	138			
SDR	201			
TFR	Disqualified			



Memo

To: Bea Meeks, City Clerk
CC: City Council
From: Sandy Riffle, Deputy City Clerk
Date: November 12, 2019
Re: Cornerstone Pace – Special Exception 2019-01

During the November 11, 2019 Planning and Zoning Board meeting, the Board considered an application for a special exception to allow an adult daycare to be located in the Cornerstone Pace facility clinic at Edgewood Isle Shopping Center. The facility is located in the Edgewood Central District (ECD).

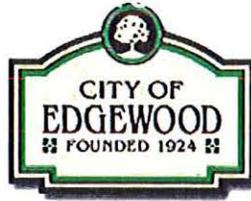
The following information has been included for your review:

- Special Exception application 2019-01 and two plan sheets, received 10/17/2019.
- Letter from S. Brent Spain of Theriaque & Spain, dated October 17, 2019
- Letter from S. Brent Spain of Theriaque & Spain, regarding operating hours, dated October 28, 2019
- Staff Report from City Planner Ellen Hardgrove, dated October 27, 2019
- Staff Report from City Engineer Allen Lane, dated October 25, 2019
- Notice of Public Hearing dated October 31, 2019

Notice of Public Hearing letter was sent on October 31, 2019 to those property owners within 500 feet of the subject property. There were 84 Notices provided by U.S. Mail. There have been no objections or comments as of the date of this memo.

Recommendations from Planning and Zoning are as follows:

Board Member Santurri moved to recommend approval of Special Exception 2019-01; second by Board Member Trivedi. Motion approved (3/0).



APPLICATION FOR SPECIAL EXCEPTION

Reference: City of Edgewood Code of Ordinances, Section 134-121 REQUIRED

FEE: \$750.00 + Applicable Pass-Through Fees (Ordinance 2013-01) (Please note this fee is non-refundable) SE-2019-01

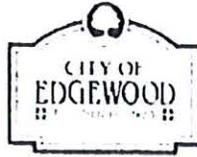
PLANNING AND ZONING MEETING DATE:	11/11/2019 at 6:30 pm
CITY COUNCIL MEETING DATE:	12/17/2019 at 6:30 pm

IMPORTANT: A COMPLETE application with all required attachments and ten (10) copies must be submitted to the City Clerk ___ days before the next Planning & Zoning meetings. No application shall be deemed accepted unless it is complete and paid for.

Notarized letter of authorization from Owner MUST be submitted if application is filed by anyone other than property owner.

Please type or print. Complete carefully, answering each question and attaching all necessary documentation and

Additional fees as necessary.	Cornerstone Pace, LLC	Owner's Name:	DCP Edgewood Isle, LP
Address:	2445 Lane Park Rd. Tavares FL 32778	Address:	c/oLiberty Universal Managemet, Inc. 314 E. Anderson St., Orlando FL 32801
Phone Number:	352-343-1341	Phone Number:	407-426-2300
Fax:	352-343-6115	Fax:	407-426-2322
Email:	chs-contracts@cshservice.org sbs@theriaquelaw.com	Email:	annfreeland@libertyum.com
Legal Description:	W R HARNEYS SUB C7881/2 COMM CENTER SEC 24 RUN N 921 51 FT W 30 FT TOW R/W OF ST RD 527 (NORTH BOUND) NLY ALONG SAID R/W 124 75 FT TO POB TH W 134 46 FT S 160 FT TON R/W OF HOFFNER AV W 55 FT N 81 39 FT TON IINE LOT 4 W ALONG SAME 494.9 FT TO E R W OF ST RD 527 (SOUTH BOUND) NWLY ALONG SAID R/W 430 FT E E 860 FT SLY TO POB		
Zoned:	Edgewood Central District (ECD)		
Location:	5655 S. Orange Ave.. Orlando, FL 32809		
Tract Size:	approximately 21,441 sq. ft.		
City section of the Zoning Code from which Special Exception is requested:	Section 134-457		
Request:	Special Exception for "Neighborhood Services-Daycare, Adult" for PACE facility/clinic		
Existing on Site:	Permitted: Office Administrative Services for hospice operations and PACE medical facility/clinic		

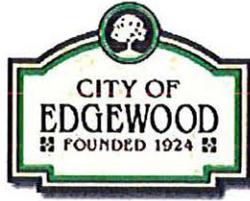


The applicant hereby states that the above request for Special Exception does not violate any deed restrictions on the property. Application must be signed by the legal owner, not agent, unless copy of power of attorney is attached.

Applicant's Signature	<i>Rhonda White</i>	Date:	10/17/2019
Applicant's Printed Name	Rhonda White, COO Cornerstone PAC, LLC	Date:	
Owner's Signature	<i>Robert Mardock</i>	Date:	10/16/2019
Owner's Printed Name	Robert Mardock		

Office Use Only:	
Received Date:	10/17/2019
Received By:	<i>A. Kysle</i>
Forwarded To:	<i>Ellen Hardgrove</i>
Notes:	

Please submit your completed application to City Hall via email to _____ or to _____, via facsimile to 407-851-7361, or hand deliver to City Hall located at 405 Bagshaw Way. For additional questions, please contact City Hall at 407-851-2920.



SPECIAL EXCEPTION APPLICATION

1. Provide the legal description (include street address) . **5655 S. Orange Ave., Orlando FL 32809**

W R HARNEYS SUB C/881/2 COMM CENTER SEC 24 RUN N 921.51 FT W 30 FT TOW R/W OF ST RD 527 (NORTH BOUND) NLY ALONG SAID R/W 124.75 FT TO POB TH W 134.46 FT S 160FT TON R/W OF HOFFNER AV W 55FT N 81.39 FT TON IINE LOT 4 W ALONG SAME 494.9 FT TOE R/W OF ST RD 527 (SOUTH BOUND) NWLY ALONG SAID R/W 430 FT E E 860 FT SLY TO POB

2. If you are not the owner of the subject property, provide written acknowledgement and authorization from property owner that they do not object to the use requested in the Special Exception Application, and give their authorization for the use if approved.

See attached notarized letter from the owner, DCP Edgewood Isle, LP

3. SURROUNDING ZONING DESIGNATIONS:

DIRECTION	ZONING
NORTH	ECD
SOUTH	Commercial - C-1
EAST	ECD
WEST	Commercial - C-3

4. Describe the proposed use you; including conditions on the use, hours of operation, required parking and loading spaces, and number of employees. If proposed use is a training/vocational school, provide the number of anticipated students/clients. **See attached Transmittal Letter.**

5. If applicable, please provide: **See Attached Site Plan**

- Dimensions of the property (see attached example)
- Existing and proposed location of structure(s) on the property
- Vehicular access ways, driveways, circulation areas (include widths)
- Off-street parking and loading areas
- Refuse and service areas
- Required setbacks; landscape or buffer areas; and other open spaces



October 17, 2019

VIA HAND DELIVERY

Sandy Riffle, Deputy City Clerk
City of Edgewood
405 Larue Avenue
Edgewood, Florida 32809

REPLY TO: WINDERMERE
RECEIVED
OCT 17 2019
RECEIVED
CITY OF EDGEWOOD
OCT 17 2019
CITY OF EDGEWOOD

Re: *Cornerstone Hospice/PACE – Special Exception Application*

Dear Ms. Riffle:

Our firm represents Cornerstone Health Services (“Cornerstone”), who presently operates the Cornerstone Hospice/PACE medical facility at 5655 S. Orange Avenue in Edgewood, Florida (“Property”). Enclosed for the City’s review and approval is an “Application for Special Exception” related to the Cornerstone Hospice/PACE medical facility, together with the necessary support documentation and a check payable to the City of Edgewood for the applicable filing fees.

Cornerstone previously submitted an Application for Use Permit and received the City’s approval for its facility on the Property (*i.e.*, “Administrative Office for Hospice & Medical[] facility providing services and care for the elderly”) on September 6, 2016. Thereafter, Cornerstone filed an Application for Building/Land Use Permit for its “Hospice staff and PACE center – Drop off only (No overnight),” which Orange County permitting subsequently approved.

The enclosed Application for Special Exception pertains to the final build-out of the existing Cornerstone Hospice/PACE medical facility, which, as depicted on the enclosed Site Plan documents, reworks portions of the clinical side and completes the senior activity/multi-purpose space of the building. This project recently received legislative funding and will be operated in conjunction with the existing Cornerstone Hospice/PACE medical facility.

Cornerstone respectfully submits that the Cornerstone Hospice/PACE medical facility, including the proposed final build-out for the clinical side and ancillary services for senior activities, constitutes a “medical office/clinic” pursuant to Section 134-01 of the City’s Code, as opposed to an “adult day care,” which is not a defined term in the City’s Code. Medical offices/clinics are a “permitted” use within the Edgewood Central District zoning category, whereas a standalone adult day care requires a “special exception.” Thus, Cornerstone maintains that the Cornerstone Hospice/PACE medical facility, including the final build-out thereof, constitutes a permitted use on

TALLAHASSEE
433 NORTH MAGNOLIA DRIVE
TALLAHASSEE, FLORIDA 32308
(850) 224-7332
FAX: (850) 224-7662

WINDERMERE
9100 CONROY WINDERMERE ROAD, SUITE 200
WINDERMERE, FLORIDA 34786
(407) 258-3733
FAX: (407) 264-6132

Sandy Riffle, Deputy City Clerk
City of Edgewood
October 17, 2019
Page 2

the Property and does not need a special exception. Nevertheless, in an abundance of caution and to alleviate any issues regarding Cornerstone's operations, Cornerstone submits the enclosed Application for Special Exception for formal approval of an "adult day care" to operate within and as part of the Cornerstone Hospice/PACE medical facility.

PACE, or Program of All-inclusive Care for the Elderly, is a State and Federally funded program. PACE is an innovative model of health care that provides a range of integrated preventative, acute care, and long-term care services to manage the complex medical, functional, and social needs of the elderly. PACE was created to provide participants, family, care givers, and professional health care providers the flexibility to meet a person's health care needs while continuing to live safely in the community. The purpose of the PACE program is to provide comprehensive health care services that are designed to: (1) enhance the quality of life and autonomy for older adults; (2) maximize dignity of and respect for older adults; (3) enable older adults to live in their homes and in the community as long as medically and socially feasible; and (4) preserve and support the older adult's family unit.

Participants in the PACE program must be: (1) age 55 or older; (2) reside in the PACE organization's service area (*i.e.*, Edgewood and the surrounding communities); and (3) be certified as eligible for nursing home care by their state and be able to live safely in a community setting at the time of enrollment. Eligible beneficiaries who choose to enroll in PACE agree to forgo their usual sources of care and receive all their services through the PACE organization.

PACE provides participants all the care and services covered by Medicare and Medicaid, as authorized by the interdisciplinary team ("IDT"), which is comprised of physicians, nurses, therapists and other licensed clinicians, as well as additional medically-necessary care and services not covered by Medicare and Medicaid. The IDT assesses the participant's needs and develops a comprehensive care plan that meets the needs of the participant across all care settings on a 24-hour basis, each day of the year.

Medical and social services are provided by PACE primarily in an adult health care center. Such services include: (1) primary medical care; (2) nursing services; (3) physical therapy; (4) occupational and speech therapy; (5) recreational therapy; (6) social work counseling; (7) laboratory and X-ray services; (8) Medicare Part D prescriptions; (9) dental care; (10) meals and nutritional counseling; and (11) social interaction, music, art, and spiritual activities, and transportation. Such services are supplemented by in-home and referral services as needed. Hospital, nursing home, home health, and other specialized services are generally furnished under contract with community providers. In most cases, the comprehensive PACE service package permits participants to continue living at home rather than being admitted to a nursing home facility.

Sandy Riffle, Deputy City Clerk
City of Edgewood
October 17, 2019
Page 3

The proposed hours of operation for the "adult day care" within the Cornerstone Hospice/PACE medical facility are 8:00 a.m. to 5:00 p.m. daily. The Cornerstone Hospice/PACE medical facility, including the "adult day care," is not an overnight facility.

The "adult day care" within the Cornerstone Hospice/PACE medical facility will have approximately five (5) to ten (10) employees. The "adult day care" will be located within a portion of a 70,000+/- square foot shopping center with sufficient, existing parking for the proposed use. The transportation drop-off/loading area, along with employee parking, will be located in the rear of the Property.

Cornerstone appreciates the City Staff's assistance and support of the enclosed Application for Special Exception and requests that this matter be placed on the Agenda for the Edgewood Zoning Board's November meeting. Please do not hesitate to contact me or Donna Loyko at Cornerstone (dloyko@cshospice.com/407-448-8368), if you have any questions or need additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "S. Brent Spain". The signature is stylized and fluid, with a long horizontal stroke extending to the right.

S. Brent Spain

Enclosures

cc: Cornerstone Health Services



REPLY TO: WINDERMERE

October 28, 2019

VIA ELECTRONIC MAIL

Sandy Riffle, Deputy City Clerk
City of Edgewood
405 Larue Avenue
Edgewood, Florida 32809

Re: *Cornerstone Hospice/PACE – Special Exception Application*

Dear Ms. Riffle:

As you are aware, our firm represents Cornerstone Health Services (“Cornerstone”) with regard to its pending Special Exception Application for the Cornerstone Hospice/PACE medical facility at 5655 S. Orange Avenue in Edgewood, Florida (“Property”). Pursuant to discussions with the City’s Planner, this letter is being submitted to clarify the proposed hours of operation for the “adult day care” within the Cornerstone Hospice/PACE medical facility.

The normal operating hours of the “adult day care” will be 8:00 a.m. to 5:00 p.m. daily, with early drop-off beginning at 7:00 a.m. and late pick-up extending until 6:30 p.m. As stated in Cornerstone’s Special Exception Application, the Cornerstone Hospice/PACE medical facility, including the “adult day care,” is not an overnight facility.

We appreciate the City Staff’s assistance and support of Cornerstone’s Special Exception Application. Please do not hesitate to contact me if you have any questions or need additional information.

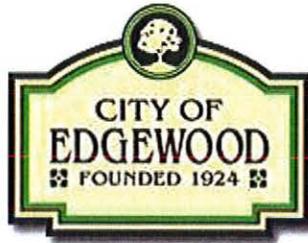
Sincerely,

S. Brent Spain

cc: Cornerstone Health Services

TALLAHASSEE
433 NORTH MAGNOLIA DRIVE
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9100 CONROY WINDERMERE ROAD, SUITE 200
WINDERMERE, FLORIDA 34786
(407) 258-3733
FAX: (407) 264-6132



405 Bagshaw Lane - Edgewood, Florida 32809-3406
(407) 851-2920

To: Planning and Zoning Board Members
XC: Sandy Riffle, Deputy City Clerk
Ms. Bea Meeks, City Clerk
Drew Smith, City Attorney
David Mahler, City Engineering Consultant
From: Ellen Hardgrove, AICP, City Planning Consultant
Date: October 27, 2019
Re: Special Exception Application Cornerstone Hospice/PACE

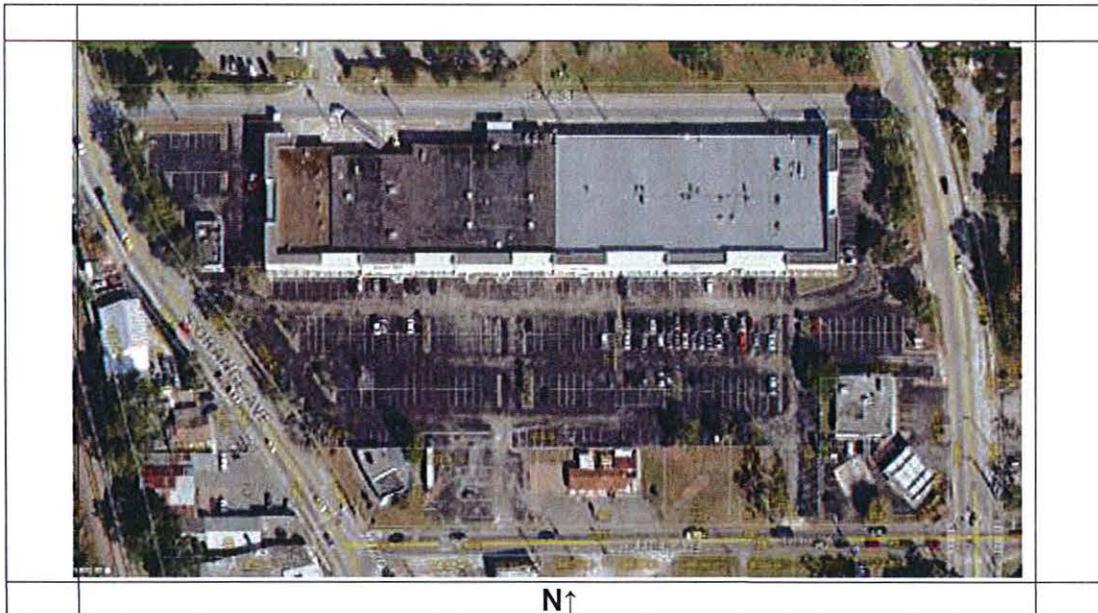
Introduction

Property Owner: DCP Edgewood Isle, LP

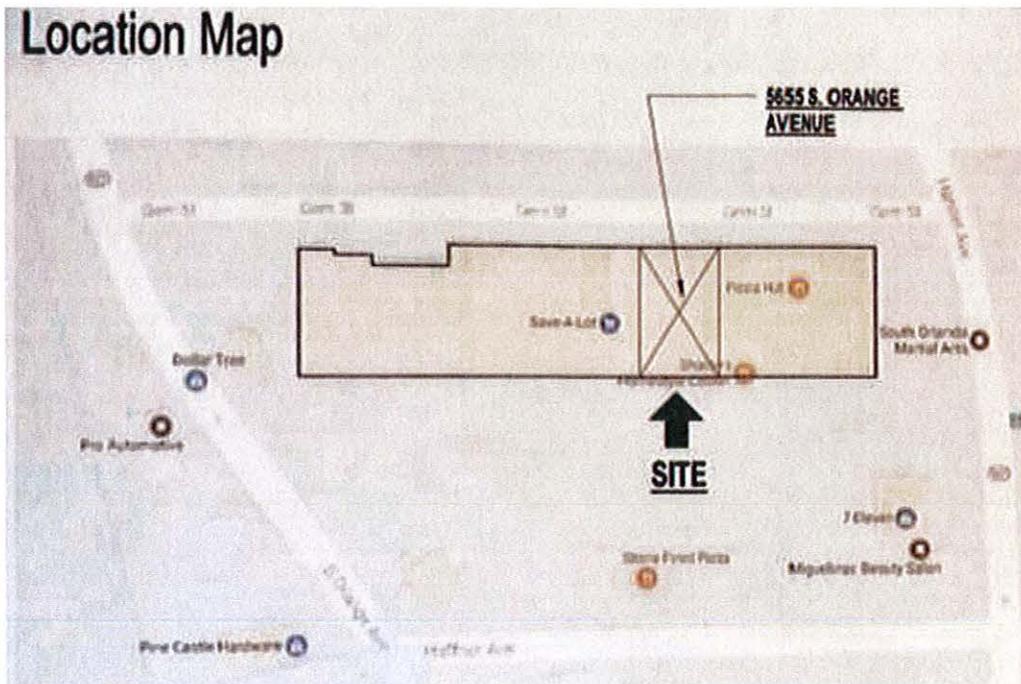
Request: Special Exception in the ECD zoning district to allow an “adult day care” in the leased space at the Edgewood Isle Shopping Center

Leased space: 21,441 square feet at 5655 S. Orange Avenue

Location: North side Hoffner Avenue, between Hansel and Orange Avenue, also fronts on Gem Street



Existing on-site: Leased space currently contains administrative offices for Cornerstone Health Service



Surrounding uses: North - Select Medical/vacant land
 South - Miscellaneous commercial
 West - Commercial/Industrial uses
 East - Commercial uses

Surrounding Zoning: North - ECD
 South - ECD and C1 and C3 in County
 West - C3 and Industrial in County
 East - ECD

Proposal Description

The proposal is for an adult day care with operating hours of 7:00 am to 6:30 pm, no overnight stays. Users of the facility must be 1) age 55 or older and 2) be certified as eligible for nursing home care by the State of Florida.

Consideration for approval by Planning and Zoning Board

According to Section 134-457(c), the Planning and Zoning Board is to consider the following when considering approval of this proposal:

- Character of the neighborhood in which the proposed use is to be located,
- Its effect on the value of surrounding lands, and
- The area of the site as it relates to the required open space and off-street parking facilities.

The Code allows for the granting of special exceptions with conditions and safeguards as are appropriate to eliminate potential adverse impacts and to ensure cause health, safety, and/or general welfare of employees and patrons to the day care. Other jurisdictions considering approval of adult day cares have attached conditions including hours of operation, limiting the number and types of clients (e.g., no alcohol or substance abuse clients), and licensing proof.

Considerations

Effect on the character of the neighborhood

The proposal is to remodel the existing Cornerstone Health Service administrative offices in the Edgewood Isle shopping center to accommodate an adult day care. This use has been deemed consistent and compatible with the goals of the ECD; such a facility is a valuable asset to a community and provides a progressive option for aging in place versus an institutionalized setting.

A shopping center, particularly one served by public sewer and water, provides a convenient location for such a use and would not create land use compatibility issues. The existing and potential uses of the shopping center would create more of an issue for the day care use than vice-versa. Furthermore, the use is compatible with the medical use to the north.

From the submitted information with the application, the day care will be oriented to both the north and south sides of the leased space. The south entrance will be via the shopping center parking lot. The north entrance is via Gem Street, a two lane, substandard road, without sidewalks. A drive-up/drop-off lane is proposed to be constructed on the north face of the building to facilitate passenger drop-off away from the shopping center general traffic.

As a note, some issues have been identified related to the operation of drop-off lane as well as the parking on the north side of the building, such as adequacy of parking for disabled patrons at both entrances, lack of sidewalks along Gem Street, width of the drop-off lane relative to emergency vehicles, and potential vehicle queuing onto Gem Street. These issues will be addressed during site plan review.

Effect on Surrounding Land Value

The use should not have negative impacts on the surrounding land values. Instead, it may positively affect the land values with the use seen as a convenient option for caring for Edgewood residents' aging parents/spouses.

Parking availability

The proposed use would not generate more than other uses that could potentially occupy the space by right (vs. special exception approval). The use anticipates a maximum of ten employees.

As stated above there is a concern related to the lack of handicap accessible parking for the north entrance and lack of sidewalks along Gem Street. The applicant can address this at the public hearing and during site plan review.

Conclusion and Recommendation

Unless additional information is presented at the public hearing that reveals new information not considered as part of the staff review, staff finds the requested Special Exception for an "adult day care" in the subject leased space consistent with the character of the neighborhood, will not have a negative effect on the value of surrounding lands, and will not increase off-street parking demand relative to other uses that are allowed by right (vs. special exception approval).

ESH



1117 East Robinson St.
Orlando, FL 32801
Phone: 407.425.0452
Fax: 407.648.1036

October 25, 2019

Sandy Repp
Administrative Assistant
City of Edgewood
405 Larue Avenue
Edgewood, FL 32809-3406

RE: 5655 S Orange Ave – Cornerstone Hospice – new plan review
CPH Project number E7601

Hi Sandy,

We are in receipt of the civil and architectural plans, signed and sealed on August 30, 2019, for the above listed project.

We performed a general review of the plans to verify the expected use of the new drop off area on the north side of the building. We also contacted the architect, Mr. Daniel Laggan, Schenkel-Shultz, to discuss the plans.

The drive area on the rear of the building is intended for ambulatory access and periodic drop off of handicap patrons. The rear area is not intended to be the main entrance to the building. The area on the south side of the building is the main entrance. Therefore, there will be no handicap parking on the south side of the building. In addition, the slope of the existing parking area well exceeds the maximum slope for handicap parking and would have to be demolished and reconstructed for handicap parking.

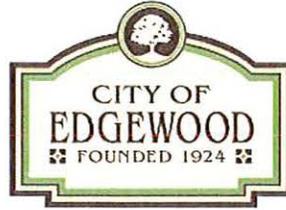
Based on the description from the Architects, our main concern is the height of the canopy over the new drive loop. The architect drawings show the height at 12 feet. We expect Orange County fire will require the minimum height to be 13.5 feet. We discussed this with the Architect.

Sincerely,
CPH, Inc.

A handwritten signature in black ink that reads "Allen C. Lane, Jr." in a cursive script.

Allen C. Lane, Jr., P.E.
Project Engineer

CC: David Mahler, P.E., CPH
File



NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that at its **Planning & Zoning meeting on Monday, November 11, 2019** the Planning and Zoning Board of the City of Edgewood, will consider the following Special Exception request for the property located at 5655 South Orange Avenue in Edgewood Central District (ECD) zoning district (City of Edgewood City Code of Ordinances, Reference Section 134-457(b) [as listed in Ordinance 2018-09]).

Special Exception 2019-01 - This is a request for a Special Exception for an adult daycare to be located in the Cornerstone Pace facility clinic at Edgewood Isle Shopping Center.

The application was submitted by Cornerstone Pace, LLC. The meeting will be held in the Council Chambers of City Hall, 405 Bagshaw Way, Edgewood, Florida beginning at **6:30 p.m. or as soon thereafter as the matter may be heard.** The Planning and Zoning Board's recommendation will be forwarded to **City Council on Tuesday, December 17, 2019 at 6:30 p.m.** for final action.

The subject property for variance is legally described as W R HARNEYS SUB C/881/2 COMM CENTER SEC 24 RUN N 921.51 FT W 30 FT TO W R/W OF ST RD 527 (NORTH BOUND) NLY ALONG SAID R/W 124.75 FT TO POB TH W 134.46 FT S 160 FT TO N R/W OF HOFFNER AV W 55 FT N 81.39 FT TO N LINE LOT 4 W ALONG SAME 494.9 FT TO E R/W OF ST RD 527 (SOUTH BOUND) NWLY ALONG SAID R/W 430 FT E E 860 FT SLY TO POB



Interested parties may attend this meeting and be heard with respect to this variance application. In addition, the application(s) may be inspected by the public at the City Clerk's Office, 405 Bagshaw Way, Edgewood, Florida.

You may reach City Hall at 407-851-2920; City Hall is open Monday – Thursday 8 a.m. to 4 p.m. and Friday 8 a.m. to noon. Should you have any questions or concerns please do not hesitate to come to City Hall to review the file.

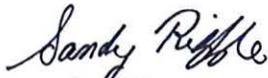
This matter is subject to quasi-judicial rules of procedure. Interested parties should limit contact with the Planning and Zoning Board and City Council on this topic to properly noticed hearings or to written communication to the City Clerk's Office.

Any person aggrieved by a recommendation of the Planning and Zoning Board may file a notice of appeal to the City Council within seven days after such recommendation is filed with the city clerk.

The City of Edgewood desires to accommodate persons with disabilities. Accordingly, any physically handicapped person, pursuant to Chapter 286.26, *Florida Statutes*, should, at least 48 hours prior to the meeting, submit a written request that the physically handicapped person desires to attend the meeting to the City Clerk's Office.

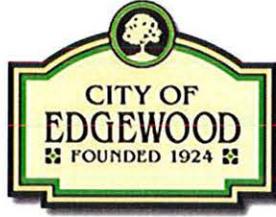
This public hearing may be continued to a future date or dates. Any interested party is advised that the date, time, and place of any continuation shall be announced during the public hearing and that no further notices regarding this matter will be published.

Should you desire additional information, regarding this application, please feel free to contact Edgewood City Hall at 407-851-2920, or e-mail at sriffle@edgewood-fl.gov.



Sandy Riffle
Deputy City Clerk
Dated: October 31, 2019

You may either mail in your comments and concerns on the space provided below or submit directly to City Hall. Please see above our hours of operation. We thank you for your participation.



Memo

To: Bea Meeks, City Clerk
CC: City Council
From: Sandy Riffle, Deputy City Clerk
Date: December 9, 2019
Re: Gatlin Hall Brewery – Commercial Review

During the December 9, 2019 Planning and Zoning Board meeting, the Board considered an application for a brewery to be located at Ft. Gatlin Shopping Center at 4721 S. Orange Avenue. The business would be located in the Edgewood Central District (ECD).

The following information has been included for your review:

Commercial review for Gatlin Hall Brewery.

- Orange County Application
- Letter from W. Ronald McIlveen, P.E. received 12/03/2019.
- Staff Report from City Engineer Allen Lane, dated December 2, 2019
- Plan sheets received 12/03/2019

Recommendations from Planning and Zoning are as follows:

Board Member Santurri moved to recommend approval of the plans; second by Board Member Kreidt Motion approved (3/0). Board Member recused himself due a voting conflict.



Orange County Division of Building Safety
 201 South Rosalind Avenue
 Reply To: Post Office Box 2687 • Orlando, Florida 32802-2687
 Phone: 407-836-5550
 www.ocfl.net/building

11 / 6 / 19
 Date
 Building Permit Number

APPLICATION FOR BUILDING/LAND USE PERMIT*

* All Applications Must Comply with Concurrency Requirements

WARNING TO OWNER: "YOUR FAILURE TO RECORD A NOTICE OF COMMENCEMENT MAY RESULT IN YOUR PAYING TWICE FOR IMPROVEMENTS TO YOUR PROPERTY. A NOTICE OF COMMENCEMENT MUST BE RECORDED AND POSTED ON THE JOB SITE BEFORE THE FIRST INSPECTION. IF YOU INTEND TO OBTAIN FINANCING, CONSULT WITH YOUR LENDER OR AN ATTORNEY BEFORE RECORDING YOUR NOTICE OF COMMENCEMENT."

PLEASE PRINT:

The undersigned hereby applies for a permit to make building improvements as indicated below on property

Project Address: 4721 S. Orange Ave.

(Must match address on plans)

Suite/Unit #: _____ Bldg #: _____ **City:** Orlando **Zip Code:** 32806

Subdivision Name: _____

Parcel ID Number: Section 12 Township 23 Range 29 Subdivision 7312 Block 0 Lot 179
 (15 Digit Parcel ID Number & Legal Description must be on plans)

Owner Name: Martni Holden, LLC **Phone No.:** (336) 608 - 2306

Owner Address: 5555 S. Kirkman Rd., Ste. 201 **City:** Winter Garden **State:** FL **Zip Code:** 34787

Tenant Name: Gatlin Hall Brewery **Phone No.:** () -

Nature of Business: Brewery

Architect Name: Sandbar Architecture **License No.:** AR97788 **Phone No.:** (727) 308 - 1773

Civil Engineer Name: _____ **License No.:** _____ **Phone No.:** () -

Nature of Proposed Improvements: Combine 5 Retail Spaces into Brewery

Demolition Permit # _____ Site Work Permit # _____

PROPERTY ON SEWER or SEPTIC

Permit valuation greater than \$2500 requires a notarized Page 2, and Notice of Commencement prior to the first inspection.

Is Notice of Commencement Recorded? Yes No

If there were comments on this project, how would you like to receive them?

Pick them up E-Mail (Customer shall access Web Page)

Is proposed work in response to a Notice of Code Violation written by an Orange County Inspector? Yes No

Is proposed work in response to an unsafe abatement notice? Yes No

Has project had a pre-review? Yes No If Yes, Commercial Plans Examiner(s): _____

Is building fire sprinklered? Yes No

Detached Garage? Yes No **Valuation for Detached Garage Only:** \$ _____

Required work: Plumbing Electrical Mechanical Gas Roofing None

Alterations Only:

Is this a new tenant? Yes No If yes, state previous use: Retail Spaces

Intended use of space: Brewery

List use of adjoining tenant space(s): Side: N/A Above: N/A

Rear: N/A Side: N/A Below: N/A

Total Job Valuation: \$248,213.00

I hereby make Application for Permit as outlined above, and if same is granted I agree to conform to all Division of Building Safety Regulations and County Ordinances regulating same and in accordance with plans submitted. The issuance of this permit does not grant permission to violate any applicable Orange County and/or State of Florida codes and/or ordinances. I hereby certify that the above is true and correct to the best of my knowledge.

PLEASE PRINT: (Check one) Owner: Contractor:

Name of License Holder/Agent: Aaron Hope

Contractor License Number (if applicable): CGC1519041

Contact Phone Number: (407) 920 - 8550 **E-Mail Address:** ahope@amhinc.to

Authorized Signature: _____

Para más información en español, por favor llame al Departamento de Building Safety al número 407-836-5550.

Permit Number

City Of Edgewood Zoning Hold

CITY OF EDGEWOOD
 Zoning Plans Review
 Approved/Rejected
 Date 11/14/19
 Hold on Certificate of Occupancy?
 Yes No

Permit Application Information - Page Two

Owner's Name Martni Holden, LLC
 Owners Address 5555 S. Kirkman Rd., Ste. 201
 Fee Simple Titleholder's Name (If other than owner's) _____
 Fee Simple Titleholder's Address (If other than owner's) _____
 City Orlando State FL Zip Code 32819
 Contractor's Name AMH Construction Inc.
 Contractor's Address 30 S. Ivey Ln.
 City Orlando State FL Zip Code 32811
 Job Name Gatlin Hall Brewery Renovation
 Job Address 4721 S. Orange Ave. SUITE/UNIT _____
 City Orlando State _____ Zip Code 32806
 Bonding Company Name _____
 Bonding Company Address _____
 City _____ State _____ Zip Code _____
 Architect/Engineer's Name Sandbar Architecture
 Architect/Engineer's Address 1162 Rolling Oaks Ave. Tarpon Springs, FL 34689
 Mortgage Lender's Name _____
 Mortgage Lender's Address _____

Permit Number

Application is hereby made to obtain a permit to do the work and installations as indicated. I certify that no work or installation has commenced prior to the issuance of a permit and that all work will be performed to meet the standards of all laws regulating construction in this jurisdiction. I understand that a separate permit must be secured for ELECTRICAL PLUMBING, GAS, MECHANICAL, ROOFING, SIGNS, POOLS, ETC.

OWNER'S AFFIDAVIT: I certify that all the foregoing information is accurate and that all work will be done in compliance with all applicable laws regulating construction and zoning

WARNING TO OWNER: Your failure to record a Notice of Commencement may result in your paying twice for improvements to your property. A Notice of Commencement must be recorded and posted on the job site before the first inspection. If you intend to obtain financing, consult with your lender or an attorney before recording your Notice of Commencement.

Owner Signature Michael W. Brady
 The foregoing instrument was acknowledged before me this 11/12/19
 by Michael W. Brady who is personally known to me
 and who produced FL DL
 _____ as identification and who
 did not take an oath

Contractor Signature [Signature]
 The foregoing instrument was acknowledged before me this 11/19/22
 by [Signature] who is personally known to me
 and who produced _____
 _____ as identification and who
 did not take an oath.

Notary as to Owner _____
 Commission No. 55 323812
 State of FL County of Orange
 My Commission expires Apr. 26, 2023
 (SEAL)

Notary as to Contractor Lisa Martinez
 Commission No. 66 230054
 State of FL County of Orange
 My Commission expires 6/19/2022
 (SEAL)



Para más información en español, por favor llame al Departamento de Building Safetyal número 407-836-5550.

City of Edgewood Zoning Hold
City of Edgewood Zoning

CITY OF EDGEWOOD
 Zoning Plans Review
 Approved [Signature] Date 11/19/22
 Rejected _____
 Hold on Certificate of Occupancy?
 Yes [X] No _____

RECEIVED

DEC 03 2019

CITY OF EDGEWOOD
11/30/2019



Ms. Sandy Riffle
Deputy City Clerk
City of Edgewood
405 Larue Avenue
Edgewood, FL 32809-3406

Re: 4721 S Orange Avenue
Gatlin Hall Plans Review
CPH Project Number E7601
Commission 19-24

Dear Ms. Riffle:

Thank you for taking the time to perform the building plan review. Please accept this letter as a supplement to the revised drawings, with changes clouded (if any), responding to your review comments dated from November 15, 2019.

In order to facilitate ease of reference, your comments are indicated by the ***bold italics*** and our responses are *italicized* immediately following your comment.

CPH Review

1. ***Sheet S2.1 – This plan includes a callout for a concrete slab to be constructed adjacent to the rear wall of the existing building. The concrete slab addition is called out as a 17' by 26' concrete slab with 16" by 16" thickened edge. The thickened edge would act as a footer for a wall to be constructed. It is not clear on the plans if exterior wall will be constructed on this slab. Please verify.***

Slab is intended for placement of a walk-in cooler, by others.

2. ***Sheet S2.1 – The plan also includes a callout for a second concrete slab addition adjacent to the rear wall of the existing building. The dimensions are for a 12' by 32'-10" concrete slab and footer for a proposed room addition to the building. The notes on the sheet reference a metal stud wall and include an exterior door. Additional information is shown on plan sheet AE100***

Comment acknowledged.

3. ***Sheet AE100 – there are dimensions from the existing property line to the limits of the proposed improvements to the rear of the building. The new building extension is shown to be 21'-3" from the rear property line. Per City code, for C1 zoning, the minimum setback is 20 feet. The plans show the room addition is 21'-3". Please verify the zoning for the property. At a minimum, the zoning information and setback requirements need to be shown on the plan set.***

Sheet AE100 – Revised to communicate requested zoning data. Zoning appears to be C-2. Refer to attached property card for additional confirmation.

4. *Sheet AE100 – there is a call out for a proposed concrete pad for walk-in cooler by others. This appears to be a slab for some sort of stand alone, outdoor storage unit. Please clarify. Per City code, we understand there is no outdoor storage allowed. In addition, if the pad is enclosed, the exterior wall will be 16'-7" from the rear property line. Depending on the zoning, this addition will encroach on the minimum rear setback.*

Sheet AE100 – Design intent is as shown. Refer to Sheet AE101 for additional clarification.

5. *Sheet P0.2 – The grease trap detail calls out "1,250 gallon per minute" grease traps. Please clarify the call out on the schematic. Will this site produce 1,250 gallons, per minute of flow to the crease traps?! Or, is the schematic indicating there will be three 1,250 gallon grease traps in series? If the tanks are to be 1,250 gallons, please revise the detail.*

Refer to consultant response attached.

6. *Sheet P2.0 – plumbing plan – this plan sheet depicts a series of three grease traps for the improvements. The discharge line from the grease traps are shown to tie into an existing 4-inch gravity sewer line. Have calculations been prepared to verify the existing 4-inch sewer line has the capacity for the additional flows from the brewery? In order to complete the review, please provide wastewater flow calculations for the new use, the flows through the grease traps and the total new flow to the existing gravity sewer line. Also, if available, provide the existing slope on the 4-inch sewer line to verify the capacity of the sewer line. The concern is the existing line will not have the capacity for the new flows, which may cause either a backup inside the building or spillage from the grease traps. This information will most likely be required by the County for their review.*

Refer to consultant response attached.

It is our hope that the above conversation and drawing revisions are found to be satisfactory. Should you have any questions, please feel free to contact me at any time.

Respectfully Submitted,



Daniel L. Edgell, AIA, NCARB
President



ARCHITECTURAL ENGINEERING INCORPORATED

36458 US HWY 19 N, PALM HARBOR, FLORIDA 34684-1330
VOICE (727) 784-1472 FAX (727) 784-1474 E-Mail: AEIFL@aol.com

November 22, 2019.

Mr. Daniel Edgell, AIA, NCARB
SANDBAR ARCHITECTURE
1162 Rolling Oaks Ave
Tarpon Springs, FL 34689

RE: Gatlin Hall Brewery, Orlando, FL
SA Project No. 19-24
AEI Project No. 19124

Dear Mr. Edgell:

City of Edgewood Plan Review Comments

Comment 5: Sheet P0.2 – The grease trap detail calls out a 1,000 gallon precast box. The schematic detail on the same sheet calls out “1,250 gallon per minute” grease traps. Please clarify the call out on the schematic. Will this site produce 1,250 gallons per minute of flow to the grease traps? Or, is the schematic indicating there will be three 1,250 gallon grease traps in series? If the tanks are to be 1,250 gallons, please revise the detail.

Response: The conflict has been clarified (the design is three 1,250 gallon tanks in series). The grease interceptors in the Sanitary Riser Diagram are 1,250 gallon tanks. See Drawing P0.2, dated Revision 1, 11/22/19. .

Comment 6: Sheet P2.0 – Plumbing Plan: This plan sheet depicts a series of three grease traps for the improvements. The discharge line from the grease traps are shown to tie to an existing 4-inch gravity sewer line. Have any calculations been prepared to verify the existing 4-inch sewer line has the capacity for the additional flows from the brewery? In order to complete the review, please provide wastewater flow calculations for the new use, the flows through the grease traps and the total new flow to the existing gravity sewer line. Also, if available, provide the existing slope on the 4-inch sewer line to verify the capacity of the sewer line. The concern is the existing line will not have the capacity for the new flows, which may cause either a backup inside the building or spillage from the grease traps.

Mr. Daniel Edgell, AIA, NCARB
Gatlin Hall Brewery, Orlando, FL
November 22, 2019.
Page 2 of 2

This information will most likely be required by the County for their review.

- Response:
- A. The new 4" sanitary drain (from this tenant space) and the new 4" discharge from the three grease interceptors (from this tenant space) connect together and are routed to an existing 4 inch sanitary sewer running from North-to-South on the East side of the building. This existing 4" sanitary sewer connects to another 8" sanitary sewer pipe that then runs from West to East. The 4" sanitary riser pipe supports the 92 drainage fixture units (DFU) for the tenant space (as shown on the sanitary riser diagram on Drawing P0.2).
 - B. The sanitary drain flow and grease waste drain flow are shown on the riser diagram on Drawing P0.2 (42 DFU from the tenants' sanitary drain plus 50 DFU from the grease interceptors). The grease interceptor calculation (three 1,250 gallon tanks) is shown on Drawing P0.1, Specification Note P9, Note A). The existing slope on the existing 4" sanitary sewer is unknown. The building drain out of the tenant space is sized according the FBC Plumbing 710.1. FBC Plumbing Table 710.1(1) identifies a 4" pipe at a 1/8" slope is capable of handling 180 DFU.

Please contact me if you have any questions.

ARCHITECTURAL ENGINEERING INCORPORATED



W. Ronald McIlveen, P.E.
Project Manager

WRM/kld

Attachment (1)

Property Record - 12-23-29-7312-00-179

Orange County Property Appraiser • <http://www.ocpafl.org>

Property Summary as of 11/30/2019

Property Name

Fort Gatlin Shopping Center

Names

Martni Holden LLC

Municipality

EDG - Edgewood

Property Use

1105 - Retail Multi-Tenant

Mailing Address

5555 S Kirkman Rd Ste 201
Orlando, FL 32819-7933

Physical Address

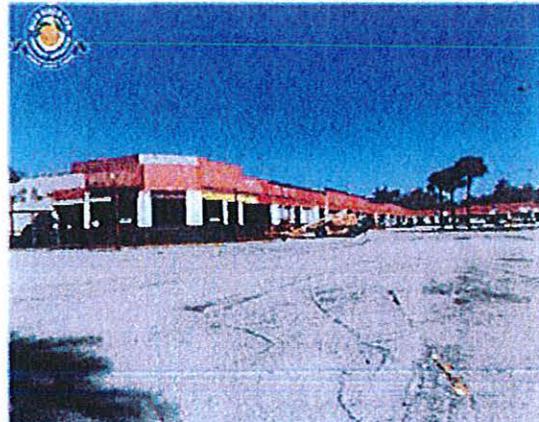
75 Gatlin Ave
Orlando, FL 32806



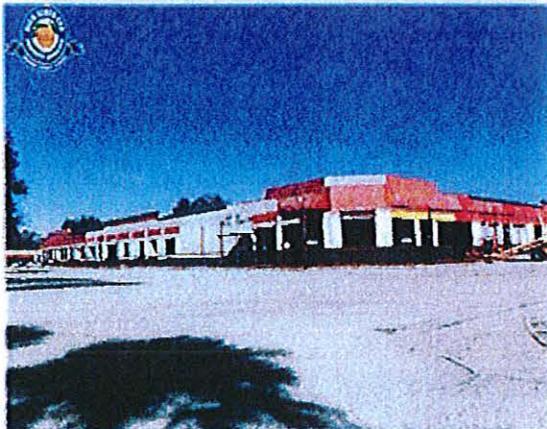
QR Code For Mobile Phone



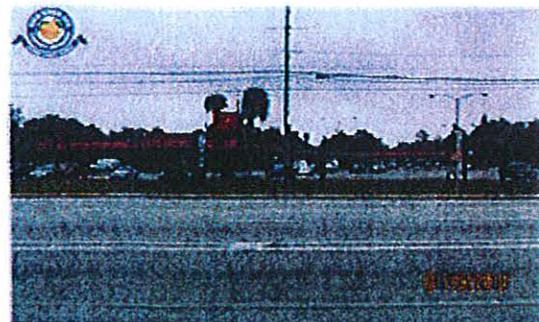
75 GATLIN AVE, ORLANDO, FL 32806 9/9/2019 1:36 PM



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75 GATLIN AVE 01/09/2014



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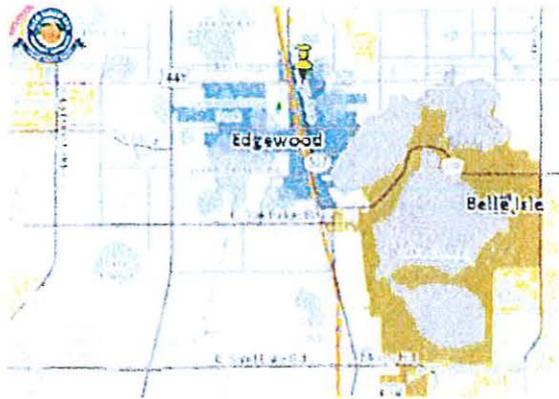
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Property Features

Property Description

RANDOLPHS PLAT C/58 THE N1/2 OF LOT 17 (LESS E 175 THEREOF) & THAT PART OF THE N1/2 OF LOTS 18 & 19 LYING E OF DIXIE HWY A/K/A SR #527 & BEG AT THE INTERSECTION OF THE N LINE OF SEC 13-23-29 & ELY R/W OF SR #527 SAID POINT BEING S89-50E 394.15 FT FROM THE NW COR OF 13-23-29 RUN TH S89-50E 374.96 FT TH N00-57E 225 FT TH N89-50W 400 FT TO ELY R/W OF SR #527 AS IT EXISTED PRIOR TO THE ORDER OF TAKING IN MIN BOOK 21/283 TH RUN SELY TO POB (LESS R/W OF SR #527 & LESS COMM SW COR 12-23-29 RUN S89-50E 412.16 FT TH N00-57E 225 FT TO PT ON E R/W OF SR #527 FOR POB TH E 200 FT S 155 FT W TO E R/W LINE OF SR #527 TH NLY TO POB)

Land

Land Use Code	Zoning Land Units	Unit Price	Land Value	Class Unit Price	Class Value
1105 - Retail Multi-Tenant	C-2 235877.4 SQUARE FEET	working...	working...	working...	working...

Buildings

Model Code	04 - Commercial	Subarea Description	Sqft	Value
Type Code	1105 - Retail Multi-Tenant	BAS - Base Area	33139	working...
Building Value	working...	CAN - Canopy	630	working...
Estimated New Cost	working...	FOP - F/Opn Prch	1346	working...
Actual Year Built	1960	SFB - Sem F Base	540	working...
Beds	0	UST - Unf Storag	253	working...
Baths	0.0			
Floors	1			
Gross Area	35908 sqft			
Living Area	33679 sqft			
Exterior Wall	Cb.Stucco			
Interior Wall	Plastered			

Model Code	04 - Commercial	Subarea Description	Sqft	Value
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December 2, 2019

Ms. Sandy Riffle
Deputy City Clerk
City of Edgewood
405 Bagshaw Way
Edgewood, FL 32809-3406

**RE: 4721 S Orange Avenue – Gatlin Hall plans review
CPH project number E7601**

Dear Ms. Riffle;

We are in receipt of the revised plans and response letter for the above listed project, Revised November 11, 2019 and December 2, 2019. dated October 25, 2019. We reviewed the plans and letter to verify all our comments have been addressed.

Based on the plans and response letter received, we do not have any objections to the City approving this set of plans. Please be reminded, approval of this application by the City of Edgewood does not grant authority to alter other portions of this property, nor does it waive any permits that may be required by Federal, State, or County agencies which may have jurisdiction.

Sincerely,
CPH, Inc.

A handwritten signature in black ink that reads "Allen C. Lane, Jr." in a cursive script.

Allen C. Lane, Jr., P.E.
Project Engineer

CC: David Mahler, P.E., file

J:\E7601\Civil\Documents\City Plans-Application Review\4721 S Orange Ave - Microbrewery\letters\4721 S Orange Ave - Gatlin Hall plans approval 12-2-19.docx



SANDBAR
ARCHITECTURE, P.A.

180 EAST BIRCH AVENUE
ORLANDO, FLORIDA 32801
(407) 226-1221
SANDBAR@AOL.COM
407-226-1221

1/17/2019



ELIOTT FINN LINDEN, LLC
REGISTERED PROFESSIONAL
ENGINEER
STATE OF FLORIDA
LICENSE NO. 114274
DATE 04/15/2018

MR. JEROME H. ANGLER, P.E.
REGISTERED PROFESSIONAL
ENGINEER
STATE OF FLORIDA
LICENSE NO. 114274
DATE 04/15/2018

ELIOTT FINN LINDEN, LLC
REGISTERED PROFESSIONAL
ENGINEER
STATE OF FLORIDA
LICENSE NO. 114274
DATE 04/15/2018

GATLIN HALL
BREWING

4721 SOUTH ORANGE AVE
ORLANDO, FL 32836

1/17/2019

REV. NO.

DESCRIPTIONS & DATE

NO. 1

CONSTRUCTION
TRUCK MOUNTED
DEMOLITION

NO. 2

10/25/2019

NO. 3

No. Date Description

NO. 4

NO. 5

NO. 6

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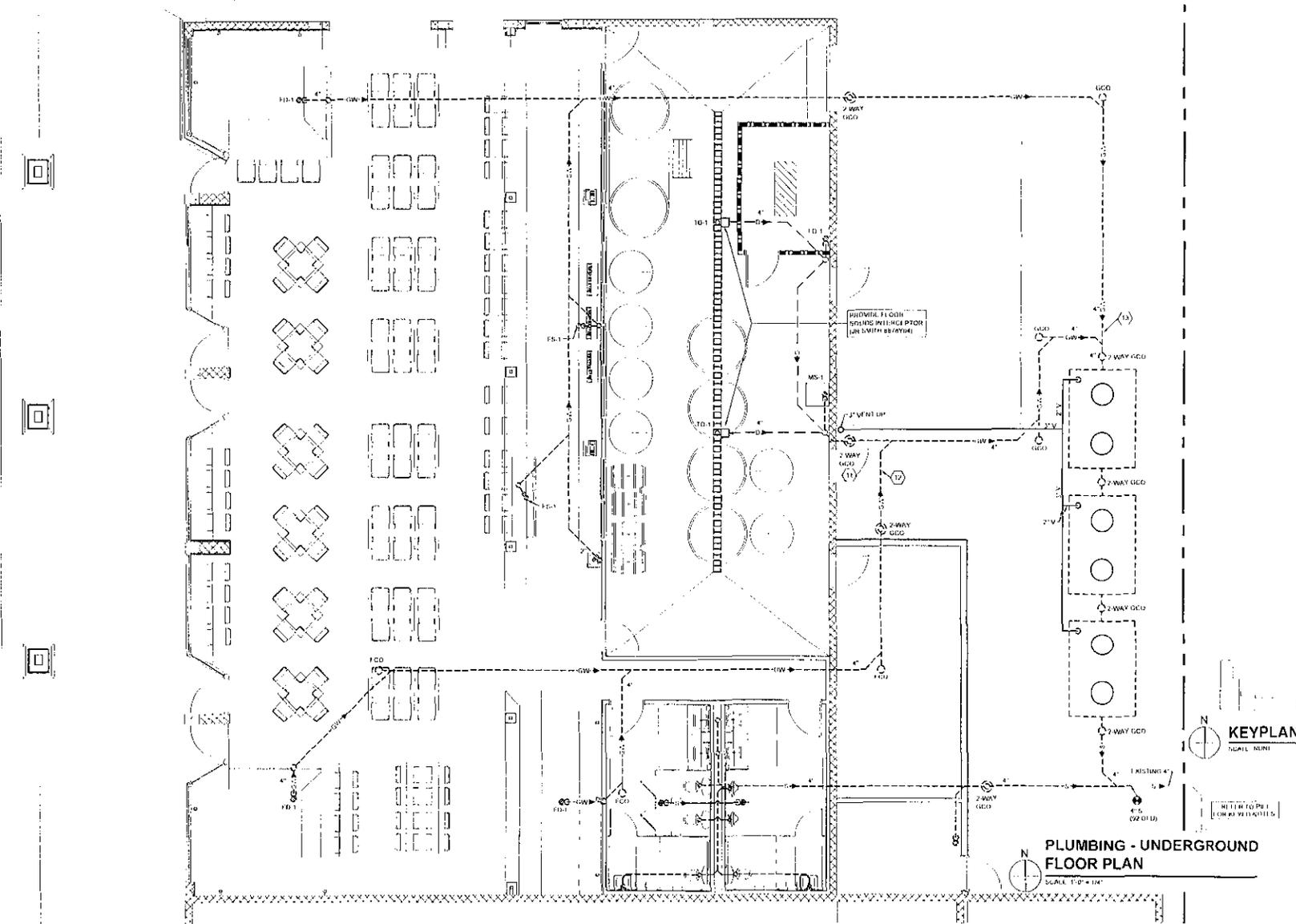
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SANDBAR
ARCHITECT FLORIDA

107 25th STREET, SUITE 100
DUNEDIN, FLORIDA 32826
321.257.0000
SANDBAR@AFLA.COM
AFLA #100114

PROJ # 18124
DRAWN BY: DMM
REVIEWED BY: WHM

AEI
ARCHITECTURAL
ENGINEERING
INCORPORATED
MEMBER AIA, ASPE
P.O. BOX 10000
ORLANDO, FL 32816
407.251.1111
www.aeiarch.com

PROJ # 18124
DRAWN BY: DMM
REVIEWED BY: WHM

**GATLIN HALL
BREWING**

4752 SOUTHERN ORANGE AVE
ORLANDO, FL 32836

PLUMBING
UNDERGROUND FLOOR
PLAN

CHANG HUA FROM
LUCAS WU NTS

10-25-2019

Rev	Date	Description

P2.0

Edgewood Police Department December City Council Report 2019

	November	December
Residential Burglaries	1	0
Commercial Burglaries	0	1
Auto Burglaries	5	0
Theft	1	5
Assault/Battery	3	1
Sexual Battery	0	0
Homicides	0	0
Robbery	0	0
Traffic Accident	11	16
Traffic Citations	119	142
Red Light Citations	988	597
Traffic Warnings	332	385
Felony Arrests	3	1
Misdemeanor Arrests	2	0
Warrant Arrests	2	0
Traffic Arrests	1	3
DUI Arrests	0	0

Department Highlights:

- Sergeant David Ireland and Analyst Stacey Salemi put up all the holiday lights in the Police Department, City Hall and Bagshaw Park areas for the holidays. Mayor Dowless also assisted in lighting and decorating Bagshaw Park.
- On November 8th members of both the Edgewood Police Department and Edgewood City Hall participated in cooking and serving dinner at the Ronald McDonald House of Central Florida.
- On November 20th, the Edgewood Police Department had the pleasure of celebrating Reserve Officer Scott Zane's 20th year anniversary.
- The Central Florida Police Chief's Association held its monthly meeting at the Edgewood Police Department on November 22nd.
- On December 6th the administrative staff attended a breakfast hosted by the Central Florida Criminal Justice Association to thank them for their hard work and dedication throughout the year.
- Officer Amy Schlopy wrote an arrest warrant for a suspect who was seen driving while her licenses was knowingly suspended as a habitual offender.
- Sergeant Ireland participated in a press conference hosted by the Orange County Sheriff's Office in which we received 12 Individual First Aid Kits.
- On November 20th Chief Freeburg attended the Safe Holiday Kick-Off Event at the Mall of Millenia along with other Central Florida leaders and Chiefs.