

**TOWN OF MALABAR
PLANNING AND ZONING ADVISORY BOARD
REGULAR MEETING
WEDNESDAY, MAY 22, 2019
7:00 PM
MALABAR COUNCIL CHAMBER
2725 MALABAR ROAD
MALABAR, FLORIDA**

AGENDA

- A. CALL TO ORDER, PRAYER AND PLEDGE**
- B. ROLL CALL**
- C. ADDITIONS/DELETIONS/CHANGES**

- D. CONSENT AGENDA:**
 - 1. **Approval of Minutes** Planning and Zoning Meeting - 04/24/2019

 - Exhibit:** Agenda Report No.1
 - Recommendation:** Request Approval

- E. PRESENTATION:**
- F. ACTION:**
- G. DISCUSSION:**
- H. ADDITIONAL ITEMS FOR FUTURE MEETING:**
- I. PUBLIC:**
 - * Informal presentation of Potential Business in Commercial General Zoning

- J. OLD BUSINESS/NEW BUSINESS:**
 - OLD BUSINESS:**
 - NEW BUSINESS:**
 - Board Member Comments
 - Next Regular Meeting- June 12, 2019

- K. ADJOURN**

NOTE: THERE MAY BE ONE OR MORE MALABAR ELECTED OFFICIALS ATTENDING THIS MEETING. If an individual decides to appeal any decision made by this board with respect to any matter considered at this meeting, a verbatim transcript may be required, and the individual may need to ensure that a verbatim transcript of the proceedings is made (Florida Statute 286.0105). The Town does not provide this service in compliance with the Americans with Disabilities Act (ADA), anyone who needs a special accommodation for this meeting should contact the Town's ADA Coordinator at 321-727-7764 at least 48 hours in advance of this meeting.

TOWN OF MALABAR
PLANNING AND ZONING

AGENDA ITEM REPORT

AGENDA ITEM NO: 1
Meeting Date: May 22, 2019

Prepared By: Denine M. Sherear, Planning and Zoning Board Secretary

SUBJECT: Approval of Minutes

BACKGROUND/HISTORY:

The minutes must reflect the actions taken by the Board:

- Who made the Motion
- What is the motion
- Who seconded the motion
- What was the vote

Malabar has historically included discussion to provide the reader the understanding of how the Board came to their vote. It is not verbatim, and some editing is done to convey the thought. People do not speak the way they write.

ATTACHMENTS:

Draft minutes of P&Z Board Meeting of 04/24/2019

ACTION OPTIONS:

Secretary requests approval of the minutes.

"The following draft minutes are subject to changes and/or revisions by the Planning and Zoning Board and shall not be considered the official minutes until approved by the P&Z Board."

**MALABAR PLANNING AND ZONING BOARD REGULAR MEETING
APRIL 24, 2019 7:00 PM**

This meeting of the Malabar Planning and Zoning was held at Town Hall at 2725 Malabar Road.

A. CALL TO ORDER, PRAYER AND PLEDGE:

Meeting called to order at 7:00 P.M. Prayer and Pledge led by Chair Wayne Abare

B. ROLL CALL:

CHAIR:	WAYNE ABARE
VICE-CHAIR:	LIZ RITTER
BOARD MEMBERS:	GEORGE FOSTER
	DOUG DIAL
	MARY HOFMEISTER
ALTERNATE:	ALLEN RICE
ALTERNATE:	DOUG HOYT, ABSENT
BOARD SECRETARY:	DENINE SHEREAR

ADDITIONAL ATTENDEES:

COUNCIL MEMBER: none

C. ADDITIONS/DELETIONS/CHANGE:

D. CONSENT AGENDA:

- 1. Approval of Minutes** Planning and Zoning Meeting – 04/10/2019
Exhibit: Agenda Report No. 1
Recommendation: Request Approval

Motion: Ritter/Hofmeister Recommend Approval of Minutes of 04/10/2019 as amended All

Vote: Aye

Abare made corrections:

- on page 4 of 4/24/2019 PZ Packet under "2" revise sentence after 4/1/2019 Regular Council Meeting ... and summarized the process that PZ Board used to get to "Final Draft Addition" of Sign Ordinance.....
- Page 4 of 4/24/2019 PZ under "2" 2nd sentence Council had two not three issues to review for PZ to revise for "sign Ordinance" and send back to Council. Abare referenced Debby Franklins memo that the refresh rate/ flashing of signs is one issue & sentence the Attorney suggested to strike is second issue for clarification purposes.
- Page 4 of 4/24/2019 3rd sentence under "2" clarify sentence The Board continued to review "Clean Copy" of Sign Ordinance to Recommend for Councils approval.
- Page 4 of 4/24/2019 PZ Packet under "2" revise 4th sentence to read as follows: Abare said two members stated the refresh rate was not in the Sign Ordinance and the attorney discussed at the Council Meeting of 4/1/22019 the refresher rate was not in the Sign Ordinance that was presented to Council. The PZ Board discussed different seconds for the refresher rate and the minimum refresh rate for electronic signages.
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- Bottom of page 4 under "Motion" Abare asked for a final clean copy of Sign Ordinance for next Meeting and present back to PZ on 4/24/2019 and make an "action Item" with all color, underlines, strike-outs, and bold type removed.
- Page 5 of 4/24/2019 PZ Packet under "3" replace "Mayor" as a resident "Pat"

Abare made corrections on page 5 of 4/24/2019 last paragraph first sentence:

- Talk = talked
- 3rd & 4th sentence that start with Abare delete.
- Add the following to the end of paragraph for clarification purposes "It (the Overlay) is a valuable zoning tool to fix or enhance an area."

E. PUBLIC:
F. ACTION: 1

2. Recommendation from Council to Review Article XIX "Signage Regulations" of proposed Ordinance 2019-XXX in the Land Development Code for Final Review

Exhibit: Agenda Report No. 2
Recommendation: Action

Abare thanked the PZ Board for everyone having a part in working very hard on the Sign Ordinance.

The Board discussed the final copy and made any necessary changes suggested, per Council & Town Attorney.

The Board suggested that the refresher rate for illuminate signs was a minimum of six (6) seconds and strike out the sub section # (8) under "Sign Type" Outdoor Display, as recommended by Town Attorney as it conflicts with the Supreme Court ruling.

Ritter/Dial suggested change on page 18 of PZ Meeting on bottom "Sign Regulations Within Non-Residential Zoning Districts (2)" Chart

- change second ~~Accessory~~ to Temporary and under that put Snipe/Signs
- Page 19 top chart add to "Special Regulations" footnote 7
- Foot Note #7 Minimum distance between temporary sign shall be 20 feet.

The Board discussed Temporary Signs to clarify chart and verbiage.

Motion: Ritter /Dial To Recommend Council Approve the Sign Ordinance as revised by Planning and Zoning on 04/24/2019.

Roll Call Vote: Foster; Aye, Abare; Aye, Ritter; Aye, Hofmiester; Aye Dial; Aye.

Motion passed 5 to 0

Ritter/Abare suggested that a clean copy of "Sign Ordinance" sent to Debby Franklin and she can pass on to Council to read & when they are ready they can put it on their Agenda.

Abare suggested the May 8, 2019 Meeting Cancelled unless needed

G. DISCUSSION: 0
H. ADDITIONAL ITEMS FOR FUTURE MEETING
I. PUBLIC:

J. OLD BUSINESS/NEW BUSINESS:

Old Business:

New Business:

Sherear commented that a Land Use/Zoning Change will be coming before this Board, east of Railroad tracks on north side of Malabar Road. This will be strictly for the Land Use/Zoning Change only.

- Board Member Comments - none
- Next Regular Meeting- May 8, 2019 Cancelled

Mary not be here, Doug may not be here

K. ADJOURN

There being no further business to discuss

MOTION: Hofmeister / Dial adjourn this meeting. Vote: All Ayes. The meeting adjourned 8: 49 P.M.

BY:

Wayne Abare Chair

Denine Sherear, Board Secretary

Date Approved: as presented/corrected: