

ORDINANCE NO. 2016-10

AN ORDINANCE OF THE CITY OF MADEIRA BEACH, FLORIDA, AMENDING THE PUBLIC SCHOOL FACILITIES ELEMENT OF THE COMPREHENSIVE PLAN OF THE CITY OF MADEIRA BEACH TO DELETE OBJECTIVES 2, 3 AND 4 AS WELL AS THE POLICIES UNDER THOSE OBJECTIVES; RENUMBERING OBJECTIVES 5, 6, 7 AND 8 AS WELL AS THE POLICIES UNDER THOSE OBJECTIVES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Comprehensive Plan of the City of Madeira Beach was adopted on May 27, 2008, subsequently amended by Ordinance 1179 on July 10, 2012 and Ordinance 2014-09 on November 12, 2014; and

WHEREAS, the 2011 Growth Management Act no longer requires local governments to ensure public school level of service or capacity through concurrency management; and

WHEREAS, in 2011, the Pinellas County Schools Collaborative recommended that Pinellas County and its municipalities rescind school concurrency; and

WHEREAS, in 2012, the City of Madeira Beach entered into a Public Schools Interlocal Agreement with the School Board of Pinellas County for the purpose of continuing to coordinate with the School Board on public school facilities planning while allowing for the elimination of school concurrency; and

WHEREAS, the City of Madeira Beach submitted an Evaluation and Appraisal Report notification letter, dated April 27, 2015, to the Florida Department of Economic Opportunity which stated the likely necessity for amendments to the Public School Facilities Element in response to the 2012 Public Schools Interlocal Agreement; and

WHEREAS, Pursuant to F.S. 163.3191 the City of Madeira Beach shall prepare and transmit a plan amendment for review within one year of its notification to the state land planning agency (Department of Economic Opportunity).

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

Section 1. That Objective 2 and Policy 2.1, Policy 2.2, Policy 2.3, Policy 2.4, Policy 2.5, Policy 2.6, Policy 2.7, Policy 2.8, Policy 2.9, Policy 2.10, Policy 2.11, Policy 2.12, and Policy 2.13 of Section 3.11 Public School Facilities Element of the Comprehensive Plan of the City of Madeira Beach are hereby deleted.

Section 2. That Objective 3 and Policy 3.1 of Section 3.11 Public School Facilities Element of the Comprehensive Plan of the City of Madeira Beach are hereby deleted.

Section 3. That Objective 4 and Policy 4.1, Policy 4.2, Policy 4.3, Policy 4.4, and Policy 4.5 of Section 3.11 Public School Facilities Element of the Comprehensive Plan of the City of Madeira Beach are hereby deleted.

Section 4. That Objective 5 and Policy 5.1, Policy 5.2, Policy 5.3; Objective 6 and Policy 6.1; Objective 7 and Policy 7.1; Objective 8 and Policy 8.1, Policy 8.2 and Policy 8.3 of Section 3.11 Public School Facilities Element of the Comprehensive Plan of the City of Madeira Beach are hereby renumbered as follows:

Objective-52:

Madeira Beach shall support efforts that facilitate coordination of planning between Madeira Beach and the School District for the location and development of public educational facilities.

Policy-52.1:

Madeira Beach shall participate with the School District in the process of evaluating potential school closures, significant renovations to existing schools, and school site selection before land acquisition in accordance with the existing Interlocal Agreement for Public Educational Facilities Siting that was entered into with the School Board or as it may be subsequently amended.

Policy-52.2:

Madeira Beach shall determine the consistency of a proposed location of a new or expanded public educational facility of the School Board with the comprehensive plan, and considered with the general locational criteria adopted by the School Board.

Policy-52.3:

Before a significant change of program at a public educational facility is implemented, City of Madeira Beach Comprehensive Plan the School District and Madeira Beach shall require a review of the facility's onsite and offsite impacts. The School District and the Madeira Beach will work cooperatively to mitigate onsite and offsite impacts, including impacts to public facilities, identified through the review.

Objective-63:

Consistent with Section 163.3177(6)(a), F.S., and consistent with the Madeira Beach future land use policies, Madeira Beach shall explore those opportunities where collocation of public facilities and public schools provides a mutual benefit, serves a desirable community purpose, or represents an efficient use of finances and staff resources.

Policy 63.1:

As the opportunity arises, Madeira Beach and the School Board, shall evaluate the ability to enter into an agreement to collocate existing or planned school sites with other public facilities, including but not limited to: bike and pedestrian pathways, libraries, parks, community and recreational centers and facilities, museums, performing arts centers, auditoriums, stadiums, healthcare and social services and other uses as may be determined appropriate.

Objective 74:

Madeira Beach will support the School District's commitment to sustainable design and operations, as public schools are integral contributors to the quality of the surrounding community.

Policy 74.1:

Madeira Beach and the School District will share information on sustainable design and green building practices, and take advantage of opportunities to incorporate demonstration projects and technologies onsite, so that local schools can serve as community models of environmental efficiency.

Objective 85:

Madeira Beach shall collaborate with the School District and other local governments to promote safe access for students to public school facilities.

Policy 85.1:

Madeira Beach shall participate on the School Transportation Safety Committee (STSC) of the Pinellas County Metropolitan Planning Organization (MPO) to identify locations within the County where student safety is a concern, and to develop recommendations in response to student safety issues raised by the School District, local governments, the School Transportation and Enhanced Pedestrian Safety (STEPS) Committee, or the community to enhance the safety of students accessing public school facilities.

Policy 85.2:

Madeira Beach shall consider implementation of recommendations from the STSC that affect its jurisdiction, in coordination with the School District and any agencies that have some involvement in the identified action, to support student access to public schools in City of Madeira Beach Comprehensive Plan a manner that both improves student safety and is compatible with the surrounding community.

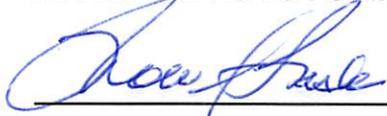
Policy 85.3:

Madeira Beach shall cooperate with School District initiatives that implement STSC recommendations for modifications to a school campus.

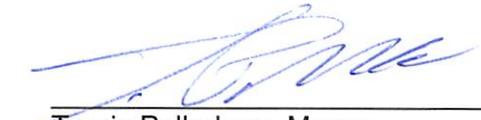
Section 5. Pursuant to Section 163.3184(4), Florida Statutes, the effective date of this plan amendment, if the amendment is not timely challenged, shall be the date the state land planning agency posts a notice of intent determining that this amendment is in compliance. If timely challenged, or if the state land planning agency issues a notice of intent determining that this amendment is not in compliance, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this adopted amendment to be in compliance. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has become effective. If a final order of noncompliance is issued by the Administration Commission, this amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the state land planning agency.

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF
MADEIRA BEACH, FLORIDA, THIS 11th day of October, 2016.

APPROVED AS TO FORM:



Thomas Trask, City Attorney



Travis Palladeno, Mayor

ATTEST:



Aimee Servedio, City Clerk

358936

Tampa Bay Times
Published Daily

STATE OF FLORIDA }
COUNTY OF Pinellas County ss

Before the undersigned authority personally appeared Jill Harrison who on oath says that he/she is Legal Clerk of the Tampa Bay Times a daily newspaper printed in St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter RE: TJT Comp Plan was published in Tampa Bay Times: 9/23/16. in said newspaper in the issues of St Pete Times Beaches

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

Signature of Affiant

Sworn to and subscribed before me this 09/23/2016.

Signature of Notary Public

Personally known _____ or produced identification

Type of identification produced _____



NOTICE OF COMPREHENSIVE PLAN CHANGE

In accordance with the City of Madeira Beach Code of Ordinances, the City of Madeira Beach Charter, and Florida Statutes:

NOTICE IS HEREBY GIVEN, that the Board of Commissioners of the City of Madeira Beach will conduct a second and final reading of, and proposes to adopt, Ordinance 2016-08, Ordinance 2016-09 and Ordinance 2016-10 at a public hearing on Tuesday, October 11, 2016 at 6:00 p.m. at the City of Madeira Beach Commission Chambers, located at 300 Municipal Drive, Madeira Beach, FL 33708.

The title of said Ordinances are as follows:

ORDINANCE NO. 2016-08

AN ORDINANCE OF THE CITY OF MADEIRA BEACH, FLORIDA, AMENDING THE GOALS, OBJECTIVES AND POLICIES OF THE TRANSPORTATION ELEMENT OF THE COMPREHENSIVE PLAN OF THE CITY OF MADEIRA BEACH TO DELETE TRANSPORTATION CONCURRENCY, TO PROVIDE FOR A MULTIMODAL TRANSPORTATION SYSTEM THAT MANAGES THE IMPACTS OF DEVELOPMENT PROJECTS, INCREASES MOBILITY AND MITIGATES IMPROVEMENTS CONSISTENT WITH THE METROPOLITAN PLANNING ORGANIZATION'S LONG RANGE TRANSPORTATION PLAN AND THE PINELLAS COUNTY MOBILITY PLAN; AMENDING THE INTERGOVERNMENTAL COORDINATION ELEMENT TO REVISE CONCURRENCY REFERENCES TO MOBILITY MANAGEMENT AND TO UPDATE A REFERENCE TO THE INTERLOCAL AGREEMENT WITH THE SCHOOL BOARD OF PINELLAS COUNTY REGARDING THE COORDINATION OF LAND USE AND PUBLIC SCHOOL FACILITIES PLANNING; AMENDING THE CAPITAL IMPROVEMENTS ELEMENT TO SUPPORT THE ESTABLISHMENT OF A MULTIMODAL TRANSPORTATION SYSTEM IN ACCORDANCE WITH THE PINELLAS COUNTY MOBILITY PLAN, AND TO ELIMINATE THE PUBLIC SCHOOLS LEVEL OF SERVICE STANDARD; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 2016-09

AN ORDINANCE OF THE CITY OF MADEIRA BEACH, FLORIDA, AMENDING THE CONSERVATION AND COASTAL MANAGEMENT ELEMENT OF THE COMPREHENSIVE PLAN OF THE CITY OF MADEIRA BEACH; REVISING THE GOALS, POLICIES AND OBJECTIVES OF THE CONSERVATION AND COASTAL MANAGEMENT ELEMENT TO DELETE REFERENCE TO ACCEPTABLE ROADWAY LEVELS OF SERVICE IN POLICY 1.8.1; TO REVISE GOAL 2 TO INCLUDE REFERENCES TO HIGH WATER EVENTS; TO ADD OBJECTIVES AND POLICIES REGARDING FLOODING AND SEA LEVEL RISE; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 2016-10

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Copies of the proposed Ordinances are available for inspection in the Office of the City Clerk between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday.

All persons are hereby advised that any presentation they make to the Board of Commissioners will be encouraged to be as precise as possible. The Board of Commissioners may limit the time of each individual to permit maximum participation by the public at large. Any person who decides to appeal any decision of the Board of Commissioners with respect to any matter considered at this meeting will need a record of proceedings, and for such purposes may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Therefore, the applicant must make the necessary arrangements with a private reporter or private recording firm and bear the resulting expense. Any person with a disability requiring reasonable accommodation in order to participate in this meeting should call (727) 391-9951 or fax a written request to (727) 391-1131.

Michelle Orton
Planning and Zoning Director

9/23/2016