



**AGENDA
VILLAGE COUNCIL MEETING
VILLAGE HALL COMMUNITY ROOM
226 CYPRESS LANE**

**JANUARY 26, 2006
7:30 P.M**

COUNCIL

- Mayor John M. "Mike" Davis
- Vice Mayor Joni Brinkman
- Mayor Pro Tem Patti Waller
- Council Member Chet Osborne
- Council Member Bev Smith

ADMINISTRATION

- Village Manager Karl E. Umberger
- Village Attorney Karen E. Roselli
- Village Clerk Virginia Walton

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

ADDITIONS, DELETIONS OR MODIFICATIONS, AND APPROVAL OF AGENDA

Motion	Second	Vote
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CONSENT AGENDA

- 1. Minutes of Regular Council Meeting on January 12, 2006**
- 2. RESOLUTION NO. 2006-10**

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, CERTIFYING THAT CONDITIONS, REQUIRED BY THE STATE BUREAU OF EMERGENCY MEDICAL SERVICES AND PALM BEACH COUNTY RULES AND REGULATIONS GOVERNING THE ADMINISTRATION OF THE EMERGENCY MEDICAL SERVICES GRANT PROGRAM, WILL BE MET; WITH REGARD TO THE APPLICATION BY THE PUBLIC SAFETY DEPARTMENT FOR THE PURCHASE OF THREE (3) AUDICOR 200 D SYSTEMS IN THE AMOUNT OF \$27,900.00; AND PROVIDING AN EFFECTIVE DATE. Staff: Jay Pickens, Public Safety Directory

3. RESOLUTION NO. 2006-11

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ACCEPTING EASEMENT DEEDS FROM HAYDEN DRIVE AREA PROPERTY OWNERS AS REQUIRED FOR EXPANSION OF WATER AND SANITARY SEWER SERVICES; PROVIDING FOR RECORDATION AND PROVIDING AN EFFECTIVE DATE.

Staff: Bill Davis, Public Service Director

Motion	Second	Vote
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End of Consent Agenda.....

ANNOUNCEMENTS AND PROCLAMATIONS

PUBLIC COMMENT - (Five minute limit.)

PUBLIC HEARINGS

This item will be continued to the February 9, 2006 Agenda

4. RESOLUTION NO. 2005-83 (SITE PLAN)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE APPLICATION OF PRINCIPLE DESIGN & DEVELOPMENT, INC., AGENT FOR THE OWNER, DR. ROBERT ROY; FOR SITE PLAN REVIEW (SPR 05-18); FOR CONSTRUCTION OF A 31,740 SQUARE FOOT VETERINARY CLINIC AND TEACHING HOSPITAL ON A VACANT PARCEL CONSISTING OF 2.795 ACRES LOCATED AT 3884 FOREST HILL BLVD.; AND ESTABLISHING AN EFFECTIVE DATE.

5. ORDINANCE NO. 2006-02 (SECOND READING)

N ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .68 ACRES OWNED BY JESSICA SAENZ; LOCATED AT 1478 SOUTH CONGRESS AVENUE; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; AND CONCURRENTLY AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE VILLAGE TO COMMERCIAL, PURSUANT TO THE "SMALL SCALE" COMPREHENSIVE LAND USE AMENDMENT LAWS OF THE STATE OF

FLORIDA, SAID LANDS TO BE CONCURRENTLY DESIGNATED WITHIN A LAND DEVELOPMENT COMMERCIAL GENERAL ZONING DISTRICT ON THE VILLAGE OF PALM SPRINGS OFFICIAL ZONING MAP; PROVIDING DIRECTIONS TO THE VILLAGE CLERK; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Roll Call Vote
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6. ORDINANCE NO. 2006-04 (SECOND READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE VILLAGE OF PALM SPRINGS, TO CREATE NEW CHAPTER 39, TO BE ENTITLED "SEXUAL OFFENDER AND SEXUAL PREDATOR REGULATIONS; CREATING NEW CODE SECTION 39-1 TO BE ENTITLED "FINDINGS AND INTENT;" CREATING NEW CODE SECTION 39-2 TO BE ENTITLED "DEFINITIONS"; CREATING NEW CODE SECTION 39-3, TO BE ENTITLED "PROHIBITIONS, EXCEPTIONS; PENALITES;" TO PROVIDE A SEPARATION REQUIREMENT OF 1500 FEET FROM THE RESIDENCES OF SEXUAL OFFENDERS AND PREDATORS AND CERTAIN PERMITTED USES; CREATING NEW CODE SECTION 39-4, TO BE ENTITLED "RENTAL OF REAL PROPERTY TO CERTAIN SEXUAL OFFENDERS AND PREDATORS PROHIBITED"; CREATING NEW CODE SECTION 39-5, TO BE ENTITLED "ANNUAL REGISTRATION OF PRIVATE SCHOOL BUS STOPS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Jay Pickens, Public Safety Director

Motion	Second	Roll Call Vote
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7. ORDINANCE NO. 2006-06 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING ONE PARCEL OF LAND CONSISTING OF 14.23 ACRES; OWNED BY MICHAEL ANTHONY COMPANY, LOCATED AT 1200 SOUTH CONGRESS AVENUE; AND MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; PROVIDING FOR AMENDMENT TO THE CORPORATE LIMITS OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AS SET FORTH IN SECTION 2.01 OF THE VILLAGE CHARTER TO INCLUDE SAID ANNEXED

LANDS; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR ADVERTISING; AND PROVIDING THAT THIS ORDINANCE SHALL BE FILED WITH THE CLERK OF THE CIRCUIT COURT OF PALM BEACH COUNTY, FLORIDA, AND FLORIDA DEPARTMENT OF STATE UPON ADOPTION. Staff: Bette Lowe, Land Development Director

Motion	Second	Roll Call Vote
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8. ORDINANCE NO. 2006-07 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A VACANT PARCEL OF LAND CONSISTING OF .15 ACRES, OWNED BY H. L. RE INVESTMENTS, L.L.C.; LOCATED AT 2877 FOREST HILL BOULEVARD; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; AND CONCURRENTLY AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE VILLAGE TO COMMERCIAL, PURSUANT TO THE "SMALL SCALE" COMPREHENSIVE LAND USE AMENDMENT LAWS OF THE STATE OF FLORIDA, SAID LANDS TO BE CONCURRENTLY DESIGNATED WITHIN A LAND DEVELOPMENT COMMERCIAL GENERAL (CG) ZONING DISTRICT ON THE VILLAGE OF PALM SPRINGS OFFICIAL ZONING MAP; PROVIDING DIRECTIONS TO THE VILLAGE CLERK; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Roll Call Vote
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9. ORDINANCE NO. 2006-08 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .17 ACRES OWNED BY JACQUELINE GREEN; LOCATED AT 3830 DAVIS ROAD; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; AND CONCURRENTLY AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE VILLAGE TO RESIDENTIAL, PURSUANT TO THE "SMALL SCALE" COMPREHENSIVE LAND USE AMENDMENT LAWS OF THE STATE OF FLORIDA, SAID LANDS TO BE CONCURRENTLY DESIGNATED WITHIN A LAND DEVELOPMENT MULTI-FAMILY RESIDENTIAL (RM) ZONING DISTRICT ON THE VILLAGE OF PALM SPRINGS OFFICIAL ZONING MAP; PROVIDING DIRECTIONS TO THE VILLAGE CLERK; PROVIDING FOR REPEAL OF ALL ORDINANCES IN

CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Roll Call Vote
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10. ORDINANCE NO. 2006-09 (SECOND READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA ADOPTING AND ENACTING A NEW MUNICIPAL CODE FOR THE VILLAGE OF PALM SPRINGS, FLORIDA; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING FOR A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.

Staff: Karen E. Roselli, Village Attorney

Motion	Second	Roll Call Vote
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11. ORDINANCE NO. 2006-03 (FIRST READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 50 OF THE CODE OF ORDINANCES, ENTITLED "PEDDLERS AND SOLICITORS;" TO PROVIDE SPECIFIC CONTENT NEUTRAL, TIME, PLACE, AND MANNER RESTRICTIONS FOR THE STREET-SIDE SOLICITATION OF DONATIONS AND EMPLOYMENT AND THE DISTRIBUTION OF PRINTED MATERIALS; PROVIDING FOR THE CREATION OF NEW CODE SECTION 50-1 TO BE ENTITLED "LEGISLATIVE PURPOSE;" PROVIDING FOR THE CREATION OF NEW CODE SECTION 50-2 TO BE ENTITLED "DEFINITIONS;" PROVIDING FOR THE CREATION OF NEW CODE SECTION 50-3 TO BE ENTITLED "PROHIBITION OF SOLICITATION OF DONATIONS OR EMPLOYMENT OR THE DISTRIBUTION OF PRINTED MATERIALS ON PUBLIC PROPERTY AND PUBLIC RIGHTS-OF-WAY;" PROVIDING FOR THE CREATION OF NEW CODE SECTION 50-4 TO BE ENTITLED "PROHIBITION OF SOLICITATION OF DONATIONS OR EMPLOYMENT AND THE DISTRIBUTION OF PRINTED MATERIALS IN COMMERCIAL PARKING AREAS AND CERTAIN MULTI-FAMILY RESIDENTIAL AREAS;" PROVIDING FOR THE CREATION OF NEW CODE SECTION 50-5 TO BE ENTITLED "PERMITS;" PROVIDING FOR THE CREATION OF NEW CODE SECTION 50-6, TO BE ENTITLED "VIOLATION; PENALTY;" PROVIDING FOR CODIFICATION; PROVIDING FOR

**SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT;
AND PROVIDING FOR AN EFFECTIVE DATE.**

Staff: Jay Pickens, Public Safety Director

Motion	Second	Vote
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This item will be continued to the February 23, 2006 Agenda

12. ORDINANCE NO. 2006-05

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 10, PERTAINING TO BUILDINGS AND BUILDING REGULATIONS, ARTICLE II, CREATING NEW SECTION 10-34 TO BE ENTITLED "APPLICATIONS FOR BUILDING PERMITS; OWNER-BUILDER PERMITS;" PROVIDING FOR SEVERABILITY, PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

This item will be continued to the February 23, 2006 Agenda

13. ORDINANCE NO. 2006-10

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 14, ARTICLE II, SECTION 14-32 OF THE CODE OF ORDINANCES, PERTAINING TO BUSINESS PERMITS AND ENTITLED "REGULATORY FEE; APPLICATION" TO REQUIRE A SEPARATE BUSINESS PERMIT FOR EACH DWELLING RENTED WITHIN THE VILLAGE; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

REGULAR AGENDA

ACTIONS AND REPORTS

Motion	Second	Vote
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VILLAGE COUNCIL COMMENTS

ADJOURNMENT

**NEXT REGULAR COUNCIL MEETING
FEBRUARY 9, 2006 AT 7:30 P.M.**

If a person decides to appeal any decision made by this Council with respect to any matter considered at this meeting, he will need a record of the proceeding, and that for such purpose he 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. Persons who need an accommodation in order to attend or participate in this meeting should contact the Village Clerk at 965-4010 at least 3 days prior to the meeting in order to request such assistance.