



**AGENDA  
VILLAGE COUNCIL MEETING  
VILLAGE HALL COMMUNITY ROOM  
226 CYPRESS LANE  
APRIL 12, 2007  
7:30 P.M.**

**COUNCIL**

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

**ADMINISTRATION**

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

**CALL TO ORDER**

**ROLL CALL**

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**ADDITIONS, DELETIONS OR MODIFICATIONS, AND APPROVAL OF AGENDA**

Motion	Second	Vote
--------	--------	------

**CONSENT AGENDA**

- 1. Minutes of Regular Council Meeting on March 22, 2007**
- 2. Public Safety Budget Amendment to recognize grant funds in the amount of \$25,500.00 and donation funds in the amount of \$17,337.00**  
Staff: Jay C. Pickens, Public Safety Director
- 3. Public Safety Budget Amendment to recognize insurance payment funds in the amount of \$7,550.00**  
Staff: Jay C. Pickens, Public Safety Director
- 4. Public Safety Forfeiture Funds Expenditure in the amount of \$32,970.00 for the purchase of additional Mobil Video Cameras and portable Digital DVD Cameras for the Patrol Division**  
Staff: Jay C. Pickens, Public Safety Director

**5. RESOLUTION NO. 2007-23 (EASEMENTS)**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ACCEPTING EASEMENT DEEDS FROM SANGWIAN INTALA AND CHANSA CHAITAUM, RONALD M. AND MARY B. SCHROADER AND FRANK M. NEMOTA, FOR UTILITY PURPOSES; PROVIDING FOR RECORDATION AND PROVIDING AN EFFECTIVE DATE.**

Staff: Bill Davis, Public Service Director

**6. RESOLUTION NO. 2007-24 (FEE SCHEDULE)**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING THE SCHEDULE OF FEES FOR THE PUBLIC SAFETY DEPARTMENT AND RESTATING THE FEES FOR THE LIBRARY, VILLAGE CLERK/GENERAL GOVERNMENT, CODE ENFORCEMENT, LEISURE SERVICES AND PUBLIC SERVICES DEPARTMENT OF THE VILLAGE; AND PROVIDING AN EFFECTIVE DATE.**

Staff: Virginia M. Walton, Village Clerk

Motion	Second	Vote
--------	--------	------

End of Consent Agenda.....

**ANNOUNCEMENTS AND PROCLAMATIONS**

**7. Mayor’s Proclamation for Public Safety Telecommunications Week for April 8 – 14, 2007**

**PUBLIC COMMENT - (Five minute limit.)**

**PUBLIC HEARINGS**

**8. RESOLUTION NO. 2007-07 (SITE PLAN – QJ)**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE APPLICATION OF CARLOS GONZALEZ, AGENT FOR THE OWNER DOWNTOWN SHOPS LLC, FOR SITE PLAN (SPR 07-03) FOR CONSTRUCTION OF A 15,050**

**SQUARE FOOT ONE-STORY COMMERCIAL RETAIL BUILDING ON 1.46 ACRES, LOCATED ON THE NORTHWEST CORNER OF LAKE WORTH ROAD AND ADCOCK LANE; AND ESTABLISHING AN EFFECTIVE DATE.**

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
--------	--------	------

**9. ORDINANCE NO. 2007-06 (SECOND READING)**

**AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE VILLAGE, PURSUANT TO THE "SMALL SCALE" COMPREHENSIVE LAND USE AMENDMENT LAWS OF THE STATE OF FLORIDA, THE LAND CONSISTING OF LESS THAN 10 ACRES, OWNED BY HECTOR CABRERA, LOCATED ON 3386 KIRK ROAD, AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; TO LOW DENSITY RESIDENTIAL; SAID LANDS TO BE CONCURRENTLY DESIGNATED WITHIN A LAND DEVELOPMENT MULTI-FAMILY RESIDENTIAL 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
--------	--------	----------------

**10. ORDINANCE NO. 2007-08 (FIRST READING)**

**AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 1, SECTION 1-2 ENTITLED "DEFINITIONS" TO ADD ADDITIONAL DEFINITIONS AND TO RELOCATE THE EXISTING DEFINITIONS FROM SECTION 34-911 AND SECTION 34-951, TO SECTION 1-2; AMENDING CHAPTER 34, ARTICLE IV, SECTION 34-329 ENTITLED "VARIANCES" PERTAINING SOLELY TO SIGN VARIANCES; AMENDING CHAPTER 34, ARTICLE VI, DIVISION 2, SECTION 34-603 ENTITLED "LAND DEVELOPMENT BOARD"; AMENDING SECTION 34-605 ENTITLED "ZONING BOARD OF ADJUSTMENT"; RENUMBERING FORMER SECTION 36-606 ENTITLED "EXHAUSTION OF REMEDIES" TO NEW CODE SECTION 34-609; CREATING NEW CODE SECTION 34-606 TO BE**

**ENTITLED “CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS”; CREATING NEW CODE SECTION 34-608 TO BE ENTITLED “SPECIAL EXCEPTION PROCEDURE”; AMENDING CHAPTER 34, DIVISION 6, SECTION 34-822 ENTITLED “PERMITTED USES”; AMENDING SECTION 34-824 ENTITLED “SPECIAL EXCEPTIONS”; AMENDING CHAPTER 34, DIVISION 7, BY AMENDING SECTION 34-881 ENTITLED “LANDSCAPING”; REPEALING SECTION 34-887 ENTITLED “CHURCHES AND HOUSES OF WORSHIP”; CREATING NEW CODE SECTION 34-893 TO BE ENTITLED “CANOPIES PROHIBITED”; CREATING NEW CODE SECTION 34-894 TO BE ENTITLED “SWING SET AND PLAY STRUCTURE REGULATIONS”; REPEALING SECTION 34-911 ENTITLED “DEFINITIONS”; AMENDING SECTION 34-914 ENTITLED “PARKING IN SINGLE FAMILY RESIDENTIAL LAND USE DISTRICTS”; REPEALING SECTION 34-951 ENTITLED “DEFINITIONS”; AMENDING CHAPTER 34, DIVISION 8, SECTION 34-1322 ENTITLED “DEFINITIONS, APPLICATION OF DIVISION”; 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**

Motion	Second	Vote
--------	--------	------

**11. ORDINANCE NO. 2007-09 (FIRST READING)**

**AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING THE ROAD RIGHT-OF-WAY OF FOREST HILL BOULEVARD BETWEEN MILITARY TRAIL AND FLORIDA MANGO ROAD INCLUDING INTERSECTIONS, THE ROAD RIGHT-OF-WAY OF LAKE WORTH ROAD BETWEEN SECOND AVENUE AND SOUTH CONGRESS AVENUE INCLUDING INTERSECTIONS AND THE ROAD RIGHT-OF-WAY OF SOUTH CONGRESS AVENUE BETWEEN FOREST HILL BOULEVARD AND SUMMIT BOULEVARD INCLUDING INTERSECTIONS; BORDERED BY THE VILLAGE, OWNED BY PALM BEACH COUNTY; 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	Vote
--------	--------	------

**12. ORDINANCE NO. 2007-10 (FIRST READING)**

**AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING THE COMPREHENSIVE LAND USE PLAN AND THE FUTURE LAND USE MAP OF THE VILLAGE, TO BE KNOWN AS A 2007 CYCLE 1 AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT COMPREHENSIVE PLANNING AND LAND DEVELOPMENT REGULATION ACT, AS AMENDED, BEING SECTIONS 163.3161, ET. SEQ., FLORIDA STATUTES, THE COMPREHENSIVE LAND USE LAWS OF THE STATE OF FLORIDA; THE LANDS CONSISTING TWO (2) PARCELS TOTALING 19.50 ACRES; WITH PARCEL ONE OWNED BY TONSET COMPANY, INC. AND PARCEL TWO OWNED BY TRINITY TEMPLE, INC.; PARCEL ONE BEING LOCATED ON THE EAST SIDE OF CONGRESS AVENUE, SOUTH OF FOREST HILL BOULEVARD; AND PARCEL TWO BEING LOCATED ON THE SOUTH SIDE OF LARK ROAD IMMEDIATELY SOUTH OF PARCEL ONE AND BOTH PARCELS BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; TO HIGH DENSITY RESIDENTIAL; SAID LANDS TO BE CONCURRENTLY DESIGNATED WITHIN A LAND DEVELOPMENT RESIDENTIAL MULTI-FAMILY (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.**

Motion	Second	Vote
--------	--------	------

**13. ORDINANCE NO. 2007-11 (FIRST READING)**

**AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE VILLAGE, PURSUANT TO THE "SMALL SCALE" COMPREHENSIVE LAND USE AMENDMENT LAWS OF THE STATE OF FLORIDA, THE LAND CONSISTING OF LESS THAN 10 ACRES, OWNED BY MARBELLA AT PALM SPRINGS LLC, LOCATED ON THE NORTHWEST CORNER OF 2<sup>ND</sup> AVENUE AND DAVIS ROAD, AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; TO**

**COMMERCIAL; 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	Vote
--------	--------	------

**REGULAR AGENDA**

**ACTIONS AND REPORTS**

**14. Presentation by Treasure Coast Regional Planning Council for Draft Planning Study and Corridor Master Plans for Urban Redevelopment Area of Palm Beach County**

**15. Re-appointment to the Leisure Services Board**

Staff: Virginia M. Walton, Village Clerk

Motion	Second	Vote
--------	--------	------

**VILLAGE COUNCIL COMMENTS**

**ADJOURNMENT**

**NEXT LOCAL PLANNING AGENCY MEETING**

**APRIL 26, 2007 AT 7:15 P.M.**

**NEXT REGULAR COUNCIL MEETING**

**APRIL 26, 2007 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.