



# CITY OF ANNA MARIA

P.O. Box 779, 10005 Gulf Drive, Anna Maria, FL 34216 Phone (941) 708-6130 Fax (941) 708-6134

## AGENDA **AMENDED** JANUARY 5, 2018 AT 10:00 A.M. CITY COMMISSION SPECIAL MEETING

**Pledge of Conduct:** We may disagree, but we will be respectful of one another. We will direct all comments to the issues. We will avoid personal attacks.

CALL TO ORDER

PLEDGE TO THE FLAG

ROLL CALL

### SPECIAL MEETING

General Public Comment regarding non-agenda items and items not scheduled for future agendas will be taken at the beginning of the meeting with a limitation of three minutes. The Commission's intent is that General Public comment is to be used for the public to inform the Commission of new issues within the City. Public Comment regarding agenda items will be taken with each agenda item with a limitation of three minutes.

1. General Public Comment
2. City Pier Update Park Programs - Mayor
3. [City Pier Planks](#) – Mayor
4. [Resolution R17-734 – Vacation Rental Fees](#) – Vose
5. [Ordinance 18-836 – Sign Ordinance](#) - Vose
6. [Resolution 18-735 A-Frame Signs](#) - Vose

### Press Comment

 [journalment](#)

(FSS 286.26) IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT AND FLORIDA STATE STATUTES, PERSONS WITH DISABILITIES NEEDING SPECIAL ASSISTANCE TO PARTICIPATE IN THIS PROCEEDING SHOULD CONTACT THE CITY CLERK FOR ASSISTANCE AT LEAST THREE BUSINESS DAYS PRIOR TO THE MEETING (941) 708-6130. SHOULD ANY INTERESTED PARTY SEEK TO APPEAL ANY DECISION MADE WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING, THEY WILL NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS BE MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.





## City Pier Plank Options

### 1. Remove and destroy all planks.

Benefit: Resolves the disposition of the planks unilaterally. No incremental cost

Drawbacks: Community backlash and a lack of sensitivity on the part of the city

### 2. Notify public to pick up their planks within a specified time frame or else it will be destroyed.

Benefits: Gives plank donors an opportunity to reclaim their plank and to dispose of those unwanted.

Drawbacks: Administrative costs and time as well as subsequent appeals from those who were not notified. On site storage requirements and manpower required for both inventory and distribution. Cost \$50K

### 3. Reuse the planks in the construction of the bait shop and restaurant exterior and/or interior.

Benefit: Provides a venue for people to visit the pier and view their plank. Provides a rustic atmosphere to the exterior/interior.

Drawbacks: Cost. The planks must be milled to 1" thickness, given tongue and groove edges, cut to 10' standard lengths, sanded smooth and then finished with preservative. Any warped or twisted boards would be discarded. Cost \$75-\$85K.

### 4. Reuse the planks for furniture (tables, chairs, etc.) on the reconstructed pier.

Benefits: Provides a functional use of the planks as well as a venue and purpose to visit the pier.

Drawbacks: Cost. The wood would have to be milled prior to use. There are too many boards to be used in this effort, over 13,000 board feet are available, and a typical table may use 150, while a chair may use 60, creating 175 chairs or 75 tables. Cost \$55K

### 5. Remove the planks and reuse them to build a memorial wall fence in both the City Pier Park and in the Historical Museum Park.

Benefits: Provides a functional use of the planks. Provides a memorial venue for people to visit and view their plank.

Drawbacks: Requires city labor and may take up to 1 year to complete. Cost \$10K



**RESOLUTION NO. R18-734****A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ANNA MARIA, FLORIDA, AMENDING RESOLUTION R721 TO ESTABLISH A REGISTRATION FEE FOR 2018 UNDER THE VACATION RENTAL ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Commission of the City of Anna Maria adopted a Vacation Rental Ordinance on November 19, 2015, and such ordinance requires the payment of fees for certain actions, which are to be in an amount as set by Resolution; and

**WHEREAS**, in 2011, the City of Anna Maria suffered an increase in the construction of new structures containing as many as six or more bedrooms which were subsequently used, with no notice to the City, as Vacation Rentals with as many as 22 or more transient occupants staying there at one time; and

**WHEREAS**, according to the 2010 U.S. Census, the City of Anna Maria has an average household size of 1.89 persons; and

**WHEREAS**, according to the 2010 U.S. Census, the City of Anna Maria has an average family size of 2.33 persons; and

**WHEREAS**, Vacation Rentals situated in single-family and two-family residential neighborhoods can and do create a great disparity in occupancy; and

**WHEREAS**, the City of Anna Maria has determined that the cost of regulating vacation rentals generally varies based upon the permitted occupancy of each vacation rental, with the higher permitted occupancy taking more time and expense to regulate; and

**WHEREAS**, for 2018, the vacation rental registration fee as determined by the budget for FY 2017-2018 is based upon the city's expenses involved in regulating vacation rentals, and the number of vacation rental occupants that are permitted as to each vacation rental.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF ANNA MARIA, FLORIDA, AS FOLLOWS:**

**SECTION 1.** Fees as provided under the Vacation Rental Ordinance for 2018 are set forth in the attached Exhibit "A", which is attached hereto and incorporated herein as if set forth herein in full. The designation "Occupancy" on Exhibit "A" refers to the maximum occupancy allowed under each Vacation Rental Registration. Fees provided for herein must be received by the City along with a completed application, either electronically (on-line) or by city staff, by 4:00 PM on April 1, 2018.

**SECTION 2.** The City Commission directs the Mayor to implement this Resolution.

**SECTION 3.** This Resolution shall be effective upon adoption by the City Commission and approval by the Mayor in accordance with the Charter of the City of Anna Maria.

**PASSED AND ADOPTED**, by the City Commission of the City of Anna Maria, Florida, in

regular session assembled, this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

Doug Copeland, Commissioner  
Nancy Yetter, Commissioner  
Brian Seymour, Commissioner  
Carol Carter, Commissioner  
Dale Woodland, Commissioner

\_\_\_\_\_  
Doug Copeland, Chairman

I hereby approve this Resolution:

\_\_\_\_\_  
Dan Murphy, Mayor

\_\_\_\_\_, 2018

ATTEST:

Approved as to form and legality for  
the use and reliance of the City of  
Anna Maria only

\_\_\_\_\_  
LeAnne Addy, City Clerk

\_\_\_\_\_  
Gretchen R. H. "Becky" Vose  
City Attorney

**Exhibit A**

Vacation Rental

<b>Occupancy</b>		<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>	<b>8</b>	<b>9</b>
Fee		\$148.52	\$185.65	\$222.78	\$259.91	\$297.04	\$334.17
<b>Occupancy</b>	<b>10</b>	<b>11</b>	<b>12</b>	<b>13</b>	<b>14</b>	<b>15</b>	<b>16</b>
Fee	\$371.30	\$408.43	\$445.56	\$482.69	\$519.82	\$556.95	\$594.08
<b>Occupancy</b>	<b>17</b>	<b>18</b>	<b>19</b>	<b>20</b>	<b>21</b>	<b>22</b>	<b>23</b>
Fee	\$631.21	\$668.34	\$705.47	\$742.60	\$779.73	\$816.86	\$853.99
<b>Occupancy</b>	<b>24</b>	<b>25</b>	<b>26</b>	<b>27</b>	<b>28</b>	<b>29</b>	
Fee	\$891.12	\$928.25	\$965.38	\$1,002.51	\$1,039.64	\$1,076.77	





**ORDINANCE NO. 18-836**

**AN ORDINANCE OF THE CITY OF ANNA MARIA, FLORIDA, AMENDING CHAPTER 98, "SIGNS", ARTICLE I, "IN GENERAL", OF THE CODE OF ORDINANCES OF THE CITY OF ANNA MARIA, BY AMENDING SECTION 98-62, "ON-SITE BUSINESS SIGNS" TO ALLOW EACH COMMERCIAL USE TO HAVE ONE A-FRAME SANDWICH BOARD WITH RESTRICTIONS; BY AMENDING SECTION 98-7, "PROHIBITED SIGNS" TO COMPORT WITH THE NEW SECTION 98-62; BY AMENDING SECTION 98-69, "SUPPORTING STRUCTURES FOR FREESTANDING SIGNS TO EXEMPT A-FRAME SIGNS FROM REQUIREMENTS AS TO FOUNDATIONS; AND PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.**

**BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF ANNA MARIA, FLORIDA THAT:**

**SECTION 1.** Section 98-62, entitled "On-site business signs" of Article I, "In General", of Chapter 98, entitled "Signs" of the Anna Maria Code of Ordinances, is hereby amended to read as follows:

**Sec. 98-62. - On-site business signs.**

The following specifications shall apply to on-premises signs or on-site signs relating to business operations conducted on the same premises where the signs are located, including without limitation signs erected in C-1 and ROR zoned premises relating to the homes, apartments, cooperative units, condominium units, motel accommodations or other such similar residential uses:

- (1) Each separate legal existing commercial use shall be permitted a single sign. Such sign shall have an area not exceeding an overall outside dimension of 16 square feet, plus a three-inch frame.
- (2) No sign or sign structure, or part thereof, shall exceed 12 feet in height above the ground, or the roofline of the building, whichever is lower, or exceed five feet in width.
- (3) On a parcel of property that contains two or more separate business entities, such parcel shall have the following options regarding erection of signs:
  - a. Each business may erect one wall sign or overhang sign not to exceed ten square feet. Wall signs shall be painted directly on the building or attached to the building and supported throughout the entire length of the facade of the building; or

b. Each business may erect one directory sign for the entire parcel of property not to exceed four square feet and placed on the main freestanding sign structure, which may be used by the individual businesses, and each individual business may have one customer door sign not to exceed three square feet for each customer entrance not to exceed two customer entrances per business.

(4) Any freestanding sign on the premises which is not attached to the building must be limited in size to an area of 16 square feet in dimension plus a three-inch frame.

(5) Each separate legal commercial use is allowed on A-frame sandwich board. Such board shall not exceed 24 inches in width by 36 inches in height, including the A-frame, shall not be located in the right of way, shall not impede pedestrian traffic or vehicular site distances and/or triangle, shall be allowed during business hours only and shall be removed during inclement weather. In lieu of an A frame sandwich board, one menu board may be erected at or near the main entrance of the commercial use and shall not exceed four square feet in size. If the menu board is a free standing sign, the sign shall not exceed five feet in height above the surrounding grade.

(6) Signs shall not use day glow or neon type colors.

**SECTION 2.** Section 98-7, entitled “Prohibited signs” of Article I, “In General”, of Chapter 98, entitled “Signs” of the Anna Maria Code of Ordinances, is hereby amended to read as follows:

**Sec. 98-7. - Prohibited signs.**

The following types of signs are expressly prohibited, except as otherwise provided by this chapter:

\* \* \*

(17) A-frame sandwich boards, except as specifically permitted in Section 98-62(5).

**SECTION 3.** Section 98-69, entitled “Supporting structures for freestanding signs” of Article I, “In General”, of Chapter 98, entitled “Signs” of the Anna Maria Code of Ordinances, is hereby amended to read as follows:

**Sec. 98-69. - Supporting structures for freestanding signs.**

All non-residential freestanding sign structures or poles, except for A-frame sandwich boards, shall be self-supporting structures erected on and permanently attached to concrete foundations. Foundations shall be designed to carry the weight and wind load of the sign

in the soil in which the foundation is placed. Such structures or poles shall be fabricated only from painted or galvanized steel or such other materials as may provide equal strength.

**SECTION 4. CONFLICTS.** All Ordinances or parts of Ordinances, insofar as they are inconsistent or in conflict with the provisions of this Ordinance, are hereby repealed to the extent of any conflict.

**SECTION 5. SEVERABILITY.** In the event that any word(s), phrase(s), portion(s), sub-sub-section(s), sub-section(s), or section(s) of this Ordinance, is contrary to law, or against public policy, or shall for any reason whatsoever held to be invalid, illegal or unconstitutional, by any court of competent jurisdiction, such word(s), phrase(s), portion(s), sub-sub-section(s), sub-section(s), or section(s) of this Ordinance shall be null and void, and shall be deemed severed, and a separate, distinct, and independent provision from the remaining provisions of this ordinance, and such holding shall in no manner affect the validity of the remaining words, phrases, portions, sub-sub-sections, sub-sections, or sections of this Ordinance, which shall remain in full force and effect. This ordinance shall be construed in a manner to accomplish, to the greatest extent legally possible, the purposes of this ordinance as expressed herein.

**SECTION 6. 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 Anna Maria. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intention.

**SECTION 7. EFFECTIVE DATE.** This Ordinance shall be effective upon adoption by the City Commission and approval by the Mayor in accordance with the Charter of the City of Anna Maria. This ordinance shall be re-examined by the City Commission one year from the date of its effective date, or the opening of the Anna Maria Pier, whichever comes first.

**PASSED AND ADOPTED,** by the City Commission of the City of Anna Maria, Florida, in regular session assembled, this \_\_\_\_ day of \_\_\_\_\_, 2018.

Doug Copeland, Commissioner  
Nancy Yetter, Commissioner  
Bryan Seymour, Commissioner  
Carol Carter, Commissioner  
Dale Woodland, Commissioner

\_\_\_\_\_  
Doug Copeland, Chairman

I hereby approve this Ordinance:

\_\_\_\_\_  
Dan Murphy, Mayor

\_\_\_\_\_, 2018

ATTEST:

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LeAnne Addy, City Clerk

Approved as to form and legality for  
the use and reliance of the City of  
Anna Maria only

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Gretchen R. H. "Becky" Vose  
City Attorney

**RESOLUTION NO. R18-735**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ANNA MARIA, FLORIDA; MAKING FINDINGS; ENACTING A MORATORIUM ON THE ENFORCEMENT OF PORTIONS OF CHAPTER 98, "SIGNS," BY ALLOWING CERTAIN A-FRAME SIGNS FOR A PERIOD OF ONE YEAR OR THE OPENING OF THE ANNA MARIA PIER, WHICHEVER COMES FIRST; PROVIDING FOR LIMITATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, based on information presented at city commission meetings by residents of the City of Anna Maria and owners and operators of City businesses, it appears that the temporary closure of the Anna Maria Pier is having a negative impact on City retail businesses; and

**WHEREAS**, it has been suggested that allowing one A-Frame sign per business location, with restrictions, could positively affect City retail businesses during the period of time that the City Pier is closed for repairs; and

**WHEREAS**, this moratorium is found to be necessary to protect the health, safety and welfare of the City of Anna Maria;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF ANNA MARIA, FLORIDA, AS FOLLOWS:**

**SECTION 1.** For the limited period of time beginning upon the effective date of this Resolution and ending at the earlier of one year after the effective date of this Resolution or the opening of the Anna Maria Pier after repairs, a moratorium as to the enforcement of Chapter 98, "Signs", shall occur only to the extent that each separate legal commercial use in the City of Anna Maria shall be allowed one A-frame sandwich board. Such board shall not exceed 24 inches in width by 36 inches in height, including the A-frame, shall not be located in the right of way, shall not impede pedestrian traffic or vehicular site distances and/or triangle, shall be allowed during business hours only and shall be removed during inclement weather. Other than as specifically provided herein, Chapter 98, "Signs" of the Code of the City of Anna Maria shall be enforced within the City.

**SECTION 2.** The City Commission directs the Mayor to implement this Resolution.

**SECTION 3.** This Resolution shall be effective upon adoption by the City Commission and approval by the Mayor in accordance with the Charter of the City of Anna Maria, and shall continue for the period of time set forth herein.

**PASSED AND ADOPTED**, by the City Commission of the City of Anna Maria, Florida, in regular session assembled, this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

Doug Copeland, Commissioner  
Nancy Yetter, Commissioner  
Brian Seymour, Commissioner  
Carol Carter, Commissioner  
Dale Woodland, Commissioner

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Doug Copeland, Chairman

I hereby approve this Resolution:

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Dan Murphy, Mayor

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\_\_\_\_\_, 2017

ATTEST:

Approved as to form and legality for  
the use and reliance of the City of  
Anna Maria only

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LeAnne Addy, City Clerk

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Gretchen R. H. "Becky" Vose  
City Attorney