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**MINUTES
REGULAR COMMISSION MEETING
CITY OF HOLLY HILL, FLORIDA
April 9, 2002**

1. CALL TO ORDER

A. Roll Call

Mayor William Arthur called the meeting to order in the Commission Chambers at City Hall, 1065 Ridgewood Avenue at approximately 7:00 p.m. Attending with Mayor Arthur were Commissioners Arthur Byrnes, Paul Lockeby, and Roland Via.

Also attending were Development Code Administrator / Acting City Manager Tim Harbuck, City Attorney Edward Simpson, City Planner Bob Keeth, Public Works Director Milt Hallman, Emergency Services Director Don Shinnamon, and City Clerk Jeaneen Clauss.

B. Invocation

Mr. Hallman delivered the invocation.

C. Pledge of Allegiance to the Flag

**2. PRESENTATIONS & PROCLAMATIONS
Proclamation for Arbor Day - April 26, 2002**

Mayor Arthur asked Ms. Clauss to read the proclamation, which he presented to Mr. Hallman.

**3. CONSENT AGENDA
Minutes of Special Commission Meeting - March 21, 2002
Minutes of Regular Commission Meeting – March 26, 2002
Minutes of Commission Workshop - March 26, 2002**

*Commissioner Lockeby moved **APPROVAL** of the items on the consent agenda, seconded by Commissioner Byrnes.*

The motion **CARRIED** 4-0 on roll call: Lockeby - yes, Byrnes – yes, Via – yes, Arthur - yes.

4. Committee Reports

Volusia Water Alliance

Commissioner Via advised that their executive board meets tomorrow.

Volusia League of Cities

Commissioner Byrnes advised that their executive board meets on Thursday.

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Volusia Council of Governments

Commissioner Lockeby advised that they had not had a meeting since their last Commission meeting.

Metropolitan Planning Organization

Mayor Arthur advised that he did not have any updates.

5. AUDIENCE PARTICIPATION Regarding items not on the agenda.

Ruthie Sager, LPGA Boulevard, inquired as to the construction timetable for the new tennis courts. Mr. Hallman stated that they will begin April 23rd on Phase III of the Recreation Project.

Steve Smith, 1410 Riverside Drive, expressed his dissatisfaction with the Gazebo discussion at their workshop last month and, referring to the late Commissioner Tarrer's support of this idea, he asked that they reconsider this once he has a District representative on the Commission. The Commission expressed a sentiment that they were equally responsible for his representation but they would revisit this again when he felt more represented.

6. SECOND READING OF ORDINANCE 2630, DELETING THE SUNSET PROVISION WITHIN THE PORTABLE SIGN ORDINANCE

Mr. Simpson read by short title:

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING ORDINANCE 2609 TO DELETE THE SUNSET PROVISION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Via moved to **APPROVE** Second Reading of Ordinance 2630, seconded by Commissioner Lockeby.*

The motion **CARRIED** 4-0 on roll call: Via – yes, Lockeby - yes, Byrnes – yes, Arthur – yes.

7. SECOND READING OF ORDINANCE 2631, ANNEXING PROPERTY LOCATED AT THE SOUTHEAST CORNER OF CALLE GRANDE AND RIVIERA ESTATES BOULEVARD

Mr. Simpson read by short title:

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA ANNEXING BY VOLUNTARY PETITION PROPERTY LOCATED CONTIGUOUS TO THE CITY OF HOLLY HILL; REDEFINING BOUNDARIES OF THE CITY OF HOLLY HILL TO INCLUDE SAID PROPERTY; DIRECTING THE CITY CLERK TO FILE THE ORDINANCE WITH THE CLERK OF THE CIRCUIT

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COURT, WITH THE CHIEF ADMINISTRATIVE OFFICER OF VOLUSIA COUNTY AND WITH THE DEPARTMENT OF STATE; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Byrnes moved to **APPROVE** the Second Reading of Ordinance 2631, seconded by Commissioner Lockeby.*

The motion **CARRIED** 4-0 on roll call: Byrnes – yes, Lockeby - yes, Via – yes, Arthur – yes.

8. FIRST READING OF ORDINANCE 2633, ADOPTING AMENDMENTS TO THE NATIONAL ELECTRICAL CODE

This item was removed from the agenda.

9. FIRST READING OF ORDINANCE 2634, AMENDING THE LAND DEVELOPMENT REGULATIONS REGARDING BLOOD BANKS AND PLASMA CENTERS

Mr. Simpson read by short title:

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 78 (GENERAL PROVISIONS), SECTION 78-14 (DEFINITIONS), TO REVISE THE DEFINITION OF “BLOOD BANKS” AND TO ADD A NEW DEFINITION FOR “BLOOD PLASMA CENTER”; AMENDING CHAPTER 114 (ZONING), ARTICLE II, DIVISION 10 (I-1 WHOLESALE-LIGHT INDUSTRIAL DISTRICT), SECTION 114-535 (PERMITTED SPECIAL EXCEPTIONS), TO ADD “BLOOD BANKS” AS A PERMITTED SPECIAL EXCEPTION; AMENDING CHAPTER 114 (ZONING), ARTICLE II, DIVISION 11 (I-2 HEAVY INDUSTRIAL DISTRICT), SECTION 114-565 (PERMITTED SPECIAL EXCEPTIONS), TO ADD “BLOOD PLASMA CENTER” AS A PERMITTED SPECIAL EXCEPTION; AMENDING CHAPTER 114 (ZONING), ARTICLE III, DIVISION 2 (SPECIAL EXCEPTIONS), SECTION 114-695 (CONDITIONS FOR APPROVAL OF BLOOD BANKS) TO REVISE THE CONDITIONS FOR APPROVAL OF BLOOD BANKS; AMENDING CHAPTER 114 (ZONING), ARTICLE III, DIVISION 2 (SPECIAL EXCEPTIONS), TO ADD A NEW SECTION 114-700 ESTABLISHING CONDITIONS FOR APPROVAL OF BLOOD PLASMA CENTERS; PROVIDING FOR SEVERABILITY; REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HERewith; AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

This ordinance replaces the one that had a first reading at their Commission meeting on March 26, 2002. No second reading is planned for that ordinance because substantial changes were made, which necessitated a new ordinance. The Commission discussed this and referred to their changes at the last meeting to the ordinance presented on this topic and asked that the same changes be made in this new ordinance in Sec. 114-695(1). These changes provided for all

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residential property to be taken into consideration but allowed the Commission to waive this requirement. The Commission also discussed the provision that no blood bank may be located closer than one thousand feet to any other blood bank. Some members did not feel that requirement was necessary. Both Mr. Harbuck and Mr. Keeth stated that this type of requirement is generally used to prevent an over-concentration of an intense use in one area (minimize the impact to any one area) - usually this is done for less desirable types of business. They decided to think about this and decide when they have second reading of this ordinance. Mr. Martin addressed the Commission to inquire if his building would be eligible for consideration of a blood bank, due to the County residential property behind him. The Commission advised him that this ordinance allows them flexibility in that regard, though his case has not been given consideration yet.

*Commissioner Via moved to **APPROVE** the First Reading of Ordinance 2634 with the deletion of "single family" in Sec.114-695(1) and adding "The Commission may reduce or waive the requirement for separation from residential zoned properties." to the end of Sec. 114-695(1), seconded by Commissioner Byrnes.*

The motion **CARRIED** 4-0 on roll call: Via – yes, Byrnes – yes, Lockeby - yes, Arthur – yes.

10. RESOLUTION 2002-R-21, AUTHORIZING THE CITY MANAGER TO SIGN FDOT PERMIT REQUESTS FOR TEMPORARY ROAD CLOSING / SPECIAL USE OF STATE ROADS

Mr. Simpson read by short title:

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA AUTHORIZING THE CITY MANAGER TO SIGN FDOT PERMIT REQUESTS FOR TEMPORARY CLOSING AND / OR SPECIAL USE OF STATE ROADS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Byrnes moved to **APPROVE** the Resolution 2002-R-21, seconded by Commissioner Lockeby.*

The motion **CARRIED** 4-0 on roll call: Byrnes – yes, Lockeby - yes, Via – yes, Arthur – yes.

11. WATER & SEWER SERVICE TO RESIDENTS NORTH OF CALLE GRANDE

Mr. Hallman stated that this is an adjustment to their agreement with Ormond Beach in which the City of Holly Hill has asked that Ormond Beach run water and sewer lines further to pick up ten of our residents. The cost of this is approximately \$2,708.40 each (as opposed to \$10,000 each). This is the first time that they have ever heard of anyone getting a state grant for this type of project and they appreciate the City of Ormond Beach sharing this with them.

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*Commissioner Lockeby moved to **APPROVE** a \$3,084 amendment to the initially approved cost estimate for a total cost of \$27,084 to provide water and sewer service connections for residents north of Calle Grande, seconded by Commissioner Byrnes.*

The motion **CARRIED** 4-0 on roll call: Lockeby - yes, Byrnes – yes, Via – yes, Arthur – yes.

17. COMMUNICATIONS

A. City Manager

Mayor Arthur thanked Mr. Harbuck for filling-in for Mr. Forte tonight. Mr. Harbuck replied that it was his pleasure and he had nothing further to report.

B. City Attorney

Mr. Simpson indicated he had nothing further to report.

C. Mayor and Commissioner

Commissioner Via referred to how Commissioner Tarrer used to always thank everybody for coming. He always liked that so he thanked everybody for coming tonight. Commissioner Via then teased Ms. Sager about her relentless pursuit of tennis courts.

Commissioner Byrnes thanked everyone for coming tonight.

Commissioner Lockeby thanked everyone for coming tonight.

Mayor Arthur thanked everyone for coming tonight.

18. ADJOURNMENT

The meeting officially adjourned at approximately 7:40 p.m.

City of Holly Hill

William D. Arthur, Mayor

Attest:

Jeaneen P. Clauss, City Clerk