

Patsy Adkins

From: Linda Yates
Sent: Monday, June 20, 2016 4:50 PM
To: Patsy Adkins
Subject: Item for the 6-28-16 commission meeting agenda
Attachments: Page 3 of the February 27, 2015 minutes.pdf; ULDC Sec 25-19 Parking and storage of certain vehicles.pdf

Please submit for the 6-28-16 commission meeting. The City attorney has reviewed the Resolution and forwarded it to you.

Subject: RESOLUTION NO. 2016-R-15 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA, DIRECTING THE CITY MANAGER TO TEMPORARILY SUSPEND ENFORCEMENT OF THE UNIFIED LAND DEVELOPMENT CODE PARKING AND STORAGE OF CERTAIN VEHICLES SECTION 25-19(F) AND (H) AND (J) AS IT PERTAINS TO BOATS ON A LICENSED VEHICLE PARKED ON A DRIVEWAY OR SIDE YARD, PROVIDING FOR CERTAIN CONDITIONS, PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE

Recommended Action: Adopt Resolution 2016-R-15

Background: At a workshop held on February 27, 2015 the commission discussed the entire section 25-19 of the ULDC, Parking and Storage of Certain Vehicles (attached). At that time concerns were expressed as to the current language and the application of it as it pertains to boats on a trailer parked on a driveway or side yard.

As reflected on page 3 of the minutes from that workshop (attached), the direction from the Commission was "to hire a consultant to work with staff to clean up the ULDC conflicts/contradictions in the Parking & Loading Regulations section, and schedule a Level 2 Workshop for Commission further discussion pertaining to policy issues". At that time the city had already had a consultant, Weiler Engineering, that was hired to help staff regarding changes to the entire ULDC and developing a scope of services for the next step in the process. Subsequently the Commission approved the Interlocal Agreement with the University of Florida for planning services which includes assisting with the review and revision of the entire ULDC. To date a level 2 workshop has not yet taken place as it specifically pertains to the Parking & Loading Regulations section.

The City is undergoing a comprehensive review of the Unified Land Development Code (ULDC) Sec. 25-19 "Parking and storage of certain vehicles".

Provisions of the ULDC currently allows for all open bed trucks and trailers, which are empty of debris, to be parked within the front driveway or side yard (excluding semi-truck trailers).

Provisions of the ULDC also currently allows for RV's to be parked in the front yard and required front yard under certain conditions.

The ULDC Chapter 61 defines "trailer" as "Any vehicle which is drawn by or used in connection with a motor vehicle",

The ULDC Chapter 61 defines "boats" as "Any vessel, watercraft or other artificial contrivance used, or which is capable of being used, as a means of transportation, mode of habitation or as a place of business, professional or social association on waters of North Port, Florida" and by its definition would include any non-motorized and motorized watercraft such as boats, kayaks, canoe, jet ski, waterskies, floats, etc.

It is requested that that Commission adopt a Resolution temporarily suspending enforcement of the ULDC Section 25-19(f) and (h) and (j) as it pertains to boats on a licensed vehicle parked on a driveway or side yard under the following conditions:

- (1) A vehicle with a boat on it shall not extend over or interfere with the use of any sidewalk or right-of-way intended for pedestrian or vehicular traffic.
- (2) A vehicle with a boat on it shall not be parked in the city right-of-way
- (3) The vehicle with a boat on it shall be in compliance with other applicable regulations
- (4) Enforcement will be permitted to resume against any person or entity which fails to meet the conditions of this resolution after receiving 1 written warning

The direction to the city manager to temporarily suspend enforcement of the specified provisions of the code would remain in effect through March 31, 2017 unless modified, revoked or extended by the City Commission.

The Resolution would take effect immediately upon adoption by the City Commission.

Attachments:

1. Section 25-19 of the ULDC, Parking and Storage of Certain Vehicles
2. Page 3 of the February 27, 2015 minutes
3. Resolution

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