



**TOWN OF REDINGTON BEACH
BOARD REGULAR MEETING AGENDA
WEDNESDAY, June 20, 2018
6:30 P.M.**

Town Hall

Assembly Hall

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. APPROVAL OF AGENDA

- 5. PUBLIC FORUM: Non-Agenda Items Only NOTE:** A three minute time limit applies to all comments from the public on non-agenda items only. If a person wishes to address the Board of Commissioners, please fill out a "Speakers Card" and give it to the Town Clerk prior to the start of the meeting.

6. REPORTS

Public Safety	Commissioner Kornijtschuk
Building	Vice Mayor Will
Public Works/Parks	Commissioner Steiermann
Finance	Commissioner Dorgan
Mayor	
Town Clerk	
Attorney Daigneault	
Boards & Committees	

7. CONSENT AGENDA

- A. Board Regular Meeting Minutes, June 6, 2018**
- B. Bill list ending for Day Ending June 15, 2018**

8. OLD BUSINESS

- A. An Ordinance of the Town of Redington Beach, Florida**

9. NEW BUSINESS

- A. Land Use Attorney**
- B. Comprehensive Plan – Evaluation and Appraisal Report**
- C. Ordinance 2018-06: An Ordinance of the Town of Redington Beach, Florida, amending Chapter 21, Traffic, Vehicles, and Parking, Article II- Stopping, Standing, and Parking, Division 1 – Generally, Section 33 – Residents Only Parking Areas, of the Town Code; creating a new Parking Area, Correcting Scrivener's errors, providing for penalties; and providing for codification, severability, and an effective date.**



D. First Meeting in July

10. OTHER BUSINESS

11. ADJOURNMENT

Note: The Town of Redington Beach Board of Commissioners meet the First and Third Wednesday of each month beginning at 6:30 p.m.

The Town of Redington Beach Board of Commissioners may take action on any matter during this meeting, including items that are not set forth within this agenda.

Minutes of the Board of Commissioners meeting may be obtained from the Town Clerk's office. The meetings may be recorded. The Minutes are not transcribed verbatim. It is the policy of the Board of Commissioners to make "action minutes" of all meetings

Persons requiring a verbatim transcript of any Town meeting (for purposes of appeal or otherwise) should make arrangements to have a certified Court Reporter, at their own cost and expense, present at the meeting.

Persons who wish to appeal any decision made by the Board of Commissioners with respect to any matter considered at this meeting will need a record of the proceedings, and for such purpose 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 based. (F.S. 286.0105) **Notice Regarding Special Accommodations: (F.S. 286.26)**



TOWN OF REDINGTON BEACH, FLORIDA
BOARD REGULAR MEETING MINUTES
Wednesday, June 6, 2018
6:30 p.m.

Having been duly advertised as required by law, the **Regular Meeting** of the Board of Commissioners of the Town of Redington Beach, Florida, was held on **Wednesday, June 6, at 6:30 p.m.**, in Redington Beach Town Hall at 105 164th Avenue, Redington Beach Florida.

Mayor Simons called the **Regular Meeting** to order and led the pledge of allegiance.

Roll Call

	Present	Absent
Commissioner Dorgan	X	
Commissioner Kornijtschuk	X	
Commissioner Steiermann	X	
Vice Mayor Will	X	
Mayor Simons	X	
Town Attorney Daigneault	X	
Town Clerk Clarke	X	

Agenda: Mayor Simons requested that under New Business, the Land Use Attorney be removed from the agenda as the attorney does not have anything to present. A motion by Commissioner Kornijtschuk and seconded by Vice Mayor Will to accept the agenda as amended. Motion passed with all ayes.

Public Forum: None

REPORTS

Public Safety

- Nothing to Report

Building

- Nothing to Report

Public Works

- Nothing to Report

Finance

- Nothing to Report
- Mayor
- Nothing to Report
- Town Clerk
- Nothing to Report
- Town Attorney
- Nothing to Report
- Boards and Committees
- None

CONSENT AGENDA

- A. Regular Meeting of May 16, 2018**
- B. Bill List for Day Ending June 1, 2018**
- C. World Elder Abuse Awareness Day**

A motion by Commissioner Dorgan and seconded by Vice Mayor Will to approve the consent agenda as presented. No public comment. Motion passed with all ayes.

OLD BUSINESS

- A. Final Reading of Ordinance 2018-03: An Ordinance of the Town of Redington Beach, Florida, amending Chapter 13 of the Town Code; confirming the Public's Long-Standing Customary Use of the dry sand areas and of the Town's Beaches, clarifying which uses are permitted and prohibited for members of the public on the dry sand areas of the beach that are owned by private entities; providing for a buffer area around private permanent structures; providing for relocation of beach related regulations; providing enforcement; making related findings; providing for codification, severability, and an effective date.** Attorney Daigneault read the ordinance by title only. Mayor Simons gave background on HB 631. The attorney looked at the customary use and it was already addressed in the town's codes and this ordinance will enhance the current codes. A motion by Vice Mayor Will and seconded by Commissioner Dorgan to adopt Ordinance 2018-03.

Paul Crochet of the Weber Crabb law firm, representing Art Buser and Pamela Grayson of 16120 Gulf Boulevard spoke against the ordinance and respectfully requested the commission not to pass this ordinance.

Clay Mathews of the Smolker Bartlett law firm, representing Jill and Juan Gallego of 16124 Gulf Boulevard spoke against the ordinance and encouraged the commission not to pass this ordinance.

Claudia McCorkle, 16030 Gulf Boulevard stated that this ordinance is not fair to the property owners and is vehemently opposed to this ordinance.

Mark Deighton, 15928 Redington Drive stated he is in agreement with the ordinance.

Jackie Chapman, 15910 Gulf Blvd, had questions on planting sea grapes in front of the accesses.

Ken Karlson, 15714 Gulf Blvd asked for clarification of what activities were permitted and prohibited. The commission referred him to page four of the ordinance.

Discussion amongst the commissioners. This ordinance will solidify the customary use and is not changing any rights of the residents on the west side of Gulf Boulevard. Roll Call vote was taken and Ordinance 2018-03 passed unanimously.

	Motion	Second	Aye	Nay	Absent
Commissioner Dorgan		X	X		
Commissioner Kornijtschuk			X		
Commissioner Steiermann			X		
Vice Mayor Will	X		X		
Mayor Simons			X		

- B. Resolution 2018-05: A Resolution of the Board of Commissioners of the Town of Redington Beach, Florida, entering into an agreement for Law Enforcement Services with Bob Gultieri, "Sheriff" Pinellas County and providing for an effective date.** Attorney Daigneault read the resolution by title only. Town Clerk reported an increase of 3.1% for the year. No comments from commissioner or public. A motion by Commissioner Dorgan and seconded by Vice Mayor Will to adopt Resolution 2018-05. Roll call vote was taken and the resolution passed unanimously.

	Motion	Second	Aye	Nay	Absent
Commissioner Dorgan	X		X		
Commissioner Kornijtschuk			X		
Commissioner Steiermann			X		
Vice Mayor Will		X	X		
Mayor Simons			X		

NEW BUSINESS

A.

OTHER BUSINESS

With no further business, a motion was made by Commissioner Kornijtschuk and seconded by Vice Mayor Will to adjourn. Regular meeting was adjourned at 6:54 p.m.

Adopted: , 2018

Missy Clarke, CMC Town Clerk

INVOICE APPROVAL LIST BY FUND REPORT

Date: 06/15/2018

Time: 10:19 am

Page: 1

Town of Redington Beach

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Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Posting Date	Amount
Fund: 101 General Fund							
Dept: 512 Town Clerk							
101-512-512.230	Group Insurance						
	FLORIDA BLUE	2018-06-14	7/01/18-8/01/18	0	06/14/2018	06/14/2018	828.83
	UHS PREMIUM BILLING	921347444817	7/01/18-7/31/18	0	06/08/2018	06/08/2018	17.80
							846.63
101-512-512.231	Life Insurance						
	UHS PREMIUM BILLING	921347444817	7/01/18-7/31/18	0	06/08/2018	06/08/2018	13.50
							13.50
101-512-512.232	Dental Insurance						
	UHS PREMIUM BILLING	921347444817	7/01/18-7/31/18	0	06/08/2018	06/08/2018	75.32
							75.32
101-512-512.240	Worker's Comp li						
	FLORIDA MUN INSURANCE	4th Q 2017-2018	4th Q 2017-2018	0	06/14/2018	06/14/2018	330.38
							330.38
101-512-512.260	General Liability l						
	FLORIDA MUN INSURANCE	4th Q 2017-2018	4th Q 2017-2018	0	06/14/2018	06/14/2018	1,328.87
							1,328.87
101-512-512.265	Property Insuran						
	FLORIDA MUN INSURANCE	4th Q 2017-2018	4th Q 2017-2018	0	06/14/2018	06/14/2018	157.00
							157.00
101-512-512.266	Property Insuran						
	FLORIDA MUN INSURANCE	4th Q 2017-2018	4th Q 2017-2018	0	06/14/2018	06/14/2018	889.38
							889.38
101-512-512.410	Telephone						
	BRIGHT HOUSE NETWORKS	056775401060318	6/08/18-7/07/18	0	06/03/2018	06/03/2018	189.06
							189.06
101-512-512.411	Internet Services						
	BRIGHT HOUSE NETWORKS	056775401060318	6/08/18-7/07/18	0	06/03/2018	06/03/2018	97.90
							97.90
101-512-512.421	Stamps.com						
	CHASE CARD SERVICES	2018-06-14	Stamps.com	0	06/14/2018	06/14/2018	15.99
							15.99
101-512-512.440	Utilities- Water/EI						
	PINELLAS COUNTY UTILITIE	2018-06-14	4/03/18-6/01/18	0	06/07/2018	06/07/2018	145.90
							145.90
101-512-512.510	Office Supplies						
	CHASE CARD SERVICES	2018-06-14-01	Data for Ipad, toner, bulbs	0	06/08/2018	06/08/2018	36.14
							36.14
101-512-512.515	Office Copier/Lea						
	KONICA MINOLTA BUSINESS	252032513	5/01/18-5/31/18	0	05/31/2018	05/31/2018	129.13
							129.13
101-512-512.520	Office Copier/Us						
	KONICA MINOLTA BUSINESS	252032513	5/01/18-5/31/18	0	05/31/2018	05/31/2018	41.19
							41.19
Total Dept. Town Clerk:							4,296.39
Dept: 513 Finance & Admin							
101-513-513.230	Group Insurance						
	FLORIDA BLUE	2018-06-14	7/01/18-8/01/18	0	06/14/2018	06/14/2018	865.49
	UHS PREMIUM BILLING	921347444817	7/01/18-7/31/18	0	06/08/2018	06/08/2018	8.68

INVOICE APPROVAL LIST BY FUND REPORT

Date: 06/15/2018

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Town of Redington Beach

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Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Posting Date	Amount
							874.17
101-513-513.231	Life Insurance						
	UHS PREMIUM BILLING	921347444817	7/01/18-7/31/18	0	06/08/2018	06/08/2018	13.50
							13.50
101-513-513.232	Dental Insurance						
	UHS PREMIUM BILLING	921347444817	7/01/18-7/31/18	0	06/08/2018	06/08/2018	35.51
							35.51
101-513-513.240	Worker's Comp li						
	FLORIDA MUN INSURANCE	4th Q 2017-2018	4th Q 2017-2018	0	06/14/2018	06/14/2018	330.38
							330.38
Total Dept. Finance & Admin:							1,253.56
Dept: 514 Legal Counsel							
101-514-514.121	Litigation						
	TRASK, DAIGNEAULT, LLP A	56173	May 2018 Litigation	0	06/06/2018	06/06/2018	66.00
							66.00
101-514-514.124	Town Attorney						
	TRASK, DAIGNEAULT, LLP A	56172	May 2018 Town Attorney	0	06/06/2018	06/06/2018	2,623.50
							2,623.50
Total Dept. Legal Counsel:							2,689.50
Dept: 524 Protective Services							
101-524-524.542	Dues & Subscrip						
	KEN BURKE	2018-06-14	Notice to Appear Escrow Acct	0	06/14/2018	06/14/2018	150.00
							150.00
Total Dept. Protective Services:							150.00
Dept: 539 Department of Public V							
101-539-539.230	Group Insurance						
	FLORIDA BLUE	2018-06-14	7/01/18-8/01/18	0	06/14/2018	06/14/2018	1,219.11
	UHS PREMIUM BILLING	921347444817	7/01/18-7/31/18	0	06/08/2018	06/08/2018	17.36
							1,236.47
101-539-539.231	Life Insurance - L						
	UHS PREMIUM BILLING	921347444817	7/01/18-7/31/18	0	06/08/2018	06/08/2018	27.00
							27.00
101-539-539.232	Dental Insurance						
	UHS PREMIUM BILLING	921347444817	7/01/18-7/31/18	0	06/08/2018	06/08/2018	150.00
							150.00
101-539-539.233	Vehicle Insurance						
	FLORIDA MUN INSURANCE	4th Q 2017-2018	4th Q 2017-2018	0	06/14/2018	06/14/2018	328.25
							328.25
101-539-539.240	Workers Comp -						
	FLORIDA MUN INSURANCE	4th Q 2017-2018	4th Q 2017-2018	0	06/14/2018	06/14/2018	660.74
							660.74
101-539-539.440	P/W Utilities						
	DUKE ENERGY	31525-72269	2018-06-14 June 2018	0	06/12/2018	06/12/2018	360.52
							360.52
Total Dept. Department of Public Works:							2,762.98
Dept: 572 Parks and Recreation							
101-572-572.260	General Liability						
	FLORIDA MUN INSURANCE	4th Q 2017-2018	4th Q 2017-2018	0	06/14/2018	06/14/2018	1,328.87

Date: 06/15/2018

Time: 10:19 am

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Town of Redington Beach

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Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Posting Date	Amount
							1,328.87
101-572-572.265	Property Insurance						
	FLORIDA MUN INSURANCE	4th Q 2017-2018	4th Q 2017-2018	0	06/14/2018	06/14/2018	157.00
							157.00
101-572-572.266	Property Insurance						
	FLORIDA MUN INSURANCE	4th Q 2017-2018	4th Q 2017-2018	0	06/14/2018	06/14/2018	889.38
							889.38
101-572-572.430	Utilities						
	DUKE ENERGY	54246-18249	2018-06-12 June 2018	0	06/12/2018	06/12/2018	56.04
	PINELLAS COUNTY UTILITIES		2018-06-14 4/03/18-6/01/18	0	06/07/2018	06/07/2018	728.03
							784.07
101-572-572.522	Gasoline & Oil						
	SHELL	683896	Unleaded gasoline	0	06/08/2018	06/08/2018	78.90
	SHELL	681932	Diesel fuel	0	06/14/2018	06/14/2018	30.03
							108.93
Total Dept. Parks and Recreation:							3,268.25
Total Fund General Fund:							14,420.68
Grand Total:							14,420.68

6/6/2018

8140 Payroll	1,639.98
8141 Payroll	1,233.78
8142 Payroll	1,124.26
8143 Payroll	1,169.94
8156 Carmine Testa	88,046.99
8157 Fred Steiermann/Louis Golda	88,932.08

180,507.05

MAYOR SIMONS

VICE MAYOR WILL

COMMISSIONER KORNIJTSCHUK

COMMISSIONER DORGAN

ATTEST:

COMMISSIONER STEIERMANN

Missy Clarke, CMC, Town Clerk

Regular Meeting of June 20, 2018



Agenda Item ____
Meeting Date 6/20/18

FLORIDA MUNICIPAL SERVICES
18001 Gulf Blvd.
Redington Shores, FL 33708
(727) 202-6825

May 31, 2018

MEMORANDUM

TO: Honorable Mayor and Members of the Town Board of Commissioners
Town of Redington Beach

FROM: Darin Cushing, CBO, CFM, Building Official
R. Bruce McLaughlin, AICP, MCIP, Town Planner

SUBJECT: Comprehensive Plan – Evaluation and Appraisal Report (EAR)

EXECUTIVE SUMMARY

State law requires that a local government conduct an EAR of its comprehensive plan at least once every seven years unless there have been no changes in circumstances or law that need to be reflected in the comprehensive plan. Redington Beach's EAR was due March 1, 2014. The EAR has now been prepared and revised based on information obtained at the Planning Board's public hearings and has been reviewed and recommended for approval by the Planning Board as required by the Town Code. Staff recommends **THAT THE TOWN BOARD APPROVE THE DRAFT EAR AND AUTHORIZE ITS SUBMITTAL TO THE STATE.**

BACKGROUND

Applicant: Town of Redington Beach

Location: Town-wide

May 31, 2018

THE REQUEST

Approval and transmittal of the Evaluation and Approval Report (EAR) required by § 163.3191, Florida Statutes.

NOTICE

The Town Clerk's office will advise as to the publication of notice of the June 20, 2018, public hearing as required by the Town Code.

AUTHORITY

Section 163.3191, Florida Statutes, (EAR, Appendix A), provides:

At least once every 7 years, each local government shall evaluate its comprehensive plan to determine if plan amendments are necessary to reflect changes in state requirements in this part since the last update of the comprehensive plan, and notify the state land planning agency as to its determination.

Section 163.3191 (1), F.S.

In the alternative, a local government may notify the State in writing that there have been no changes in circumstances or in the law that need to be reflected in the comprehensive plan. If a local government fails to prepare an EAR or, alternatively, certify that there are no changes that need to be reflected in the plan, it is forbidden to amend its comprehensive plan until it complies with this requirement (§ 163.3191 (4)).

Pursuant to §§ 4 and 5 of the Town Charter, the Town is governed by the Board of Commissioners which may exercise all powers available to a municipality under the constitution and laws of the State of Florida. Those powers include preparing and adopting (via § 15-56 of the Town Code), a comprehensive plan for the Town.

Concomitant with the power to adopt a comprehensive plan comes the authority to otherwise fully comply with Part II, Chapter 163, Florida Statutes, the Community Planning Act.¹

¹ Formerly known as the Local Government Comprehensive Planning and Land Development Regulation Act.

May 31, 2018

Included in this authority is the authority to review and transmit the EAR required by Section 163.3191, Florida Statutes.

THE IMPORT OF THE EAR

As noted above, the Town is prohibited from amending its Comprehensive Plan until the EAR is submitted:

(4) If a local government fails to submit its letter prescribed by subsection (1) or update its plan pursuant to subsection (2), it may not amend its comprehensive plan until such time as it complies with this section.

Section 163.3191 (4), F.S.

Yet the Comprehensive Plan plays a critical role in the Town's land development controls. Particularly with respect to the impervious surface ratio issue, the land development regulations provide:

(4) *Permeable and pervious materials.* Rocking or placement of other acceptable permeable materials on the lot area is an acceptable method of landscaping and may be used in conjunction with lot grading and swales provided permeable and pervious materials **do not exceed the allowable impervious lot coverage set in the Future Land Use Element of the Adopted Comprehensive Plan** after the runoff co-efficient for impervious materials are taken into consideration. Furthermore, no impermeable underlining shall be allowed. The permeable and pervious materials are required to allow for maximum on-site drainage percolation.

Town Code, § 6-59 (a)(4), [Emphasis Added]

PRELIMINARY WORK

An "Unofficial Restatement" of the existing Plan has been prepared to provide a readable version of the document. The Preface to the Unofficial Restatement identifies the purpose of its

May 31, 2018

compilation:

The Town of Redington Beach Comprehensive Plan, as available for public dissemination, comprises an earlier Plan with the 2008 Evaluation and Appraisal Report (EAR) incorporated into the document. Thus the document comprises plain text, representing unmodified language; underscored text, representing new language; struck-through text representing deleted language; and bracketed material indicating changes made via the EAR. As such, the Plan is very difficult to use.

This “Unofficial Restatement” presents the full Comprehensive Plan as it exists today (subject to one ^[2] pending amendment), without the EAR annotations. However, this is an unofficial restatement and for any official purpose reference should be made to the actual ordinances found in the Town Clerk’s Office.

Maps, appendices and supporting data are not included in this Unofficial Restatement and may also be viewed at the Town Clerk’s Office.

The second preliminary task accomplished was to list the Laws of Florida which have amended the relevant sections of Part II, Chapter 163, Florida Statutes: Growth Policy; County and Municipal Planning; Land Development Regulation, now known as the “Community Planning Act.” The primary purpose of an EAR is to ensure that a comprehensive plan comports with current state law: thus it was necessary to review each amendment to a relevant section of the Statute, since the last EAR in 2008, to determine if the amendment affects the Town’s Comprehensive Plan. The list of relevant Amendments to Chapter 163 is found in Appendix B to the EAR.

Based on the foregoing preliminary work, a draft EAR, dated March 29, 2018, was prepared. Subsequent drafts based on input from Planning Board Members and further work by staff were prepared.

The EAR consists of some background on the Town and then a matrix of Goals, Objectives and Policies which require updating, with a narrative of the required update.

² At the Planning Board’s first public hearing on the EAR, staff was advised that there are actually three Comprehensive Plan Amendments which the Town has tried to adopt.

May 31, 2018

As noted in footnote 2, at the first public hearing on the EAR, staff was advised of the existence of two additional proposed Comprehensive Plan Amendments: Ordinance 2016-05 dealing with emergency housing, and Ordinance 2016-06 dealing with an alternative to concurrency: a Mobility Management System Approach to transportation planning. These amendments, found as Appendices C and D to the EAR,³ were not considered in the March 29, 2018, draft of the EAR.

The next draft of the EAR, dated April 27, 2018, was presented to the Planning Board at advertised public hearings on May 1, 2018 and May 15, 2018. At the May 1st public hearing, the Planning Board considered the EAR as to the Future Land Use Element and at the May 15th public hearing, the Planning Board considered the EAR as it applied to the balance of the Comprehensive Plan.

At the conclusion of the May 15th public hearing, the Planning Board approved the April 27, 2018, draft of the Evaluation and Appraisal Report and recommended that the Town Board adopt the April 27, 2018, draft of the Evaluation and Appraisal Report and transmit it to the State. The April 27, 2018, draft is now identified as Draft 4 with a preparation date of May 29, 2018.

RECOMMENDATION (By Building and Planning Staff)

That the Town Board of Commissioners accept the recommendation of the Planning Board and **ADOPT** the attached Evaluation and Appraisal Report dated May 29, 2018, and direct staff to **TRANSMIT** the May 29, 2018, draft of the Evaluation and Appraisal Report to the State Land Planning Agency pursuant to the requirements of § 163.3191, F.S.

DC/RBM/L/m

³ Ordinance 2016-04 is not reproduced as an Appendix because all it does is to increase the permitted ISR from 40% to 65% in the Residential Urban (RU), and Residential Medium, (RM), Future Land Use Designations, as set out in Future Land Use Policy 1.8.1.

Town of Redington Beach

ORDINANCE NO. 2018 -06

AN ORDINANCE OF THE TOWN OF REDINGTON BEACH, FLORIDA, AMENDING CHAPTER 21, TRAFFIC, VEHICLES AND PARKING, ARTICLE II.- STOPPING, STANDING AND PARKING, DIVISION 1.- GENERALLY, SECTION 33.- RESIDENTS-ONLY PARKING AREAS, OF THE TOWN CODE; CREATING A NEW PARKING AREA, CORRECTING SCRIVERNER'S ERRORS; PROVIDING FOR PENALTIES; AND PROVIDING FOR CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the Board of Commissioners of the Town of Redington Beach has previously designated resident-only parking throughout the Town; and

WHEREAS, the Board of Commissioners of the Town of Redington Beach has previously provided for a mechanism to allow residents to obtain permits to park throughout the Town; and

WHEREAS, parking in certain residential areas of the Town has become increasingly difficult for residents and citizens of the Town; and

WHEREAS, while the Board of Commissioners of the Town of Redington Beach finds that increasing resident-only parking areas will benefit the health, safety, and welfare of the residents and citizens of the Town of Redington Beach;

NOW, THEREFORE BE IT ORDAINED by the Board of Commissioners of the Town of Redington Beach, Florida, that:

Section 1. Chapter 21 (Traffic, Vehicles and Parking), Article II (Stopping, Standing and Parking), Division 1 (Generally) Section 33 (Residents-only parking areas) of the Redington Beach Town Code, is hereby amended as follows:

Sec. 21-3. – Residents-only parking areas.

(a) *Designated areas.*

- (1) 160th Avenue Town Park area. The town commission shall establish a vehicle parking area to be located at the 160th Avenue Town Park area, which vehicle parking area shall be designated by proper signs for use of resident of the town only.
- (2) 160th Avenue - 159th Avenue area. It shall be unlawful for motor vehicles to park on the pavement or right-of-way on 159th Avenue or 160th Avenue between Gulf Boulevard and First Street and Second Street East, and on First Street and Second Street between 159th Avenue and 160th Avenue, except as provided in this section.

(3) 155th Avenue – 164th Avenue area. It shall be unlawful for motor vehicles to park on the pavement or right-of-way on any street between 155th Avenue north to 164th Avenue and between First Street and Second Street, unless the vehicle displays a valid resident parking permit. This area shall be designated by proper signs for use of residents of the town only.

(b) *Permit.*

(1) Residents of the town shall be permitted to park motor vehicles in a parking area designated by this section only when displaying a current resident permit appropriately displayed on the motor vehicle. The permit shall be furnished by the town clerk upon proof of residency and vehicle registration.

(2) *Visitor parking permits.* Any resident who has obtained from the town clerk a valid beach park resident parking permit as provided in this chapter shall be entitled to receive one visitor parking permit per household.

(c) *Violations.* No motor vehicle, other than those with the proper resident or temporary parking permit displayed, shall be permitted to park or stand in the designated motor vehicle parking areas. In ~~ay~~ a prosecution charging a violation of this section, proof that the particular vehicle described in the complaint was parked or left standing in violation of this section, together with proof that the defendant named in the complaint was, at the time of such parking or standing, the registered owner of such vehicle, shall constitute a prima facie presumption that the registered owner of such vehicle was the person who stopped, left standing or operated such vehicle at the point where and for the time during which the violation occurred. A violation of this section shall be punishable by a \$50 fine.

Section 2. For purposes of codification of any existing section of the Redington Beach Code herein amended, words underlined represent additions to original text, words ~~stricken~~ are deletions from the original text, and words neither underlined nor stricken remain unchanged.

Section 3. If any section, subsection, sentence, clause, provision or word of this Ordinance is held unconstitutional or otherwise legally invalid, same shall be severable and the remainder of this Ordinance shall not be affected by such invalidity, such that any remainder of the Ordinance shall withstand any severed provision, as the Board of Commissioners would have adopted the Ordinance and its regulatory scheme even absent the invalid part.

Section 4. The Codifier shall codify the substantive amendments to the Redington Beach Town Code contained in Section 1 of this Ordinance as provided for therein, and shall not codify the exordial clauses nor any other sections not designated for codification.

Section 5. This Ordinance shall become effective immediately upon final passage and adoption.

PASSED AND ADOPTED by the Board of Commissioners of the Town of Redington Beach, Pinellas County, Florida, on this Day of **2018.**

ATTEST:

Missy Clarke, CMC Town Clerk

Nick Simons, Mayor

	Motion	Seconded	Aye	Nay	Absent
Commissioner Kornijtschuk					
Commissioner Dorgan					
Commissioner Steiermann					
Vice Mayor Will					
Mayor Simons					