



**TOWN OF REDINGTON BEACH
BOARD REGULAR MEETING AGENDA
Hybrid Meeting
Wednesday, March 17, 2021
6:30 P.M.**

Town Hall

Assembly Hall

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. OATH OF OFFICE FOR MAYOR AND COMMISSIONERS**
- 4. ROLL CALL**
- 5. Appointment to fill Commissioner Will's seat**
 - 1. Election of Vice Mayor**
 - 2. Appointment of Department Heads**
- 6. APPROVAL OF AGENDA**
- 7. 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.
- 8. REPORTS**
 - Public Safety
 - Building/Code
 - Public Works/Parks
 - Finance
 - Mayor
 - Town Clerk
 - Attorney Eschenfelder
 - Boards & Committees
- 9. CONSENT AGENDA**
 - A. Board Regular Meeting Minutes, February 17, 2021**
 - B. Bill List for Day Ending March 12, 2021**



10. UNFINISHED BUSINESS

- A. Final Reading: Ordinance 2021-01: An Ordinance of the Town of Redington Beach, Pinellas County, Florida, Amending the Town Code of Ordinances Chapter 5- Boats, Docks, and Waterways, Article III – Bulkheads, Docks, Etc., in Boca Ciega Bay, Section 5-57. – Specifications for Docks; Providing for Severability and Establishing an Effective Date.**

11. NEW BUSINESS

- A. Appointment of Park Board Member**
- B. Resolution 2021-02: A Resolution of the Board of Commissioners of the Town of Redington Beach, Florida, Providing for Signatories at Chase Bank; and Providing for an Effective Date.**
- C. Resolution 2021-03: A Resolution of the Board of Commissioners of the Town of Redington Beach, Florida, Adopting a Change in the Employee Manual, Chapter 7, Time Off Benefits, Section 7.2 Vacation Time; and Providing for an Effective Date.**

12. OTHER BUSINESS

13. 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)**



Missy Clarke is inviting you to a scheduled Zoom meeting.

Topic: BOC Regular Meeting

Time: Mar 17, 2021 06:30 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/87356371228?pwd=Tzd6SkNaRUJva0ZaUk9wSnhwQTkwZz09>

Meeting ID: 873 5637 1228

Passcode: 381292

One tap mobile

+19292056099,,87356371228#,,,,*381292# US (New York)

+13017158592,,87356371228#,,,,*381292# US (Washington DC)

Dial by your location

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

Meeting ID: 873 5637 1228

Passcode: 381292

Find your local number: <https://us02web.zoom.us/u/kl6nbBhr3>



TOWN OF REDINGTON BEACH

OATH OF OFFICE

Please raise your right hand and repeat after me:

I, **David Will**, having been elected to the **Office of Mayor** for the Town of Redington Beach, do hereby solemnly swear that I will support the Constitution of the United States and of the State of Florida, and I will uphold the Charter and Code of Ordinances of the Town of Redington Beach.

Signature

16049 Redington

Redington Beach, FL 33708

TOWN OF REDINGTON BEACH

DATE: March 17, 2021

NOTARY

SEAL

Missy Clarke, Town Clerk



TOWN OF REDINGTON BEACH

OATH OF OFFICE

Please raise your right hand and repeat after me:

I, **Shawntay Skjoldager**, having been elected to the **Office of Commissioner** for the Town of Redington Beach, do hereby solemnly swear that I will support the Constitution of the United States and of the State of Florida, and I will uphold the Charter and Code of Ordinances of the Town of Redington Beach.

Signature

16216 3rd Street

Redington Beach, FL 33708

TOWN OF REDINGTON BEACH

DATE: March 17, 2021

NOTARY

SEAL

Missy Clarke, Town Clerk



TOWN OF REDINGTON BEACH

OATH OF OFFICE

Please raise your right hand and repeat after me:

I, **Richard Cariello**, having been elected to the **Office of Commissioner** for the Town of Redington Beach, do hereby solemnly swear that I will support the Constitution of the United States and of the State of Florida, and I will uphold the Charter and Code of Ordinances of the Town of Redington Beach.

Signature

16001 2nd Street E
Redington Beach, FL 33708

TOWN OF REDINGTON BEACH

DATE: March 17, 2021

NOTARY

SEAL

Missy Clarke, Town Clerk



TOWN OF REDINGTON BEACH

OATH OF OFFICE

Please raise your right hand and repeat after me:

I, _____, having been elected to the **Office of Commissioner** for the Town of Redington Beach, do hereby solemnly swear that I will support the Constitution of the United States and of the State of Florida, and I will uphold the Charter and Code of Ordinances of the Town of Redington Beach.

Signature

Redington Beach, FL 33708

TOWN OF REDINGTON BEACH

DATE: March 17, 2021

Missy Clarke, Town Clerk

NOTARY

SEAL



TOWN OF REDINGTON BEACH, FLORIDA
APPLICATION FOR APPOINTMENT TO
TOWN BOARD OR TOWN COMMITTEE

NAME: SUSAN FERENC
ADDRESS: 15524 REDINGTON DRIVE Redington Beach, FL 33708
HOME PHONE: N/A CELL PHONE: 202-403-4367
How long has Applicant been a Redington Beach resident? APPROX 7 1/2 YEARS

SEEKING APPOINTMENT TO: (Check one)

☒ Board of Commissioners
☐ Board of Adjustment
☐ Regular Member
☐ Planning Board
☐ Finance Committee
☐ Alternate

EDUCATIONAL BACKGROUND:

College: MSU / UF
Major: VET. MEDICINE / AG. ECONOMICS

Location: E. LANSING MI / GAINESVILLE FL
Degree: DVM / Ph.D.

EMPLOYMENT INFORMATION:

☐ Currently Employed ☒ Retired

Most recent employment:

Employer: CPDA Phone: 202-386-7407
Address: 1156 15th ST NW, STE 400 City, State, Zip Code: WASHINGTON D.C. 20005
Position: PRESIDENT How long: 11 YEARS

Why do you want to serve on the Town Commission? I BELIEVE IT'S MY CIVIC DUTY.
I WANT TO ASSIST IN PRESERVING AND IMPROVING THE QUALITY OF LIFE FOR RB RESIDENTS

Applicant Signature [Signature] Date 2/10/21

For Office Use Only:

Date Considered by Commission: _____ Date of Appointment: _____
Term: _____ Term Expires on: _____



TOWN OF REDINGTON BEACH, FLORIDA

**APPLICATION FOR APPOINTMENT TO
TOWN BOARD OR TOWN COMMITTEE**
(Amended Application)

NAME: Kenneth C. Lantoshus
ADDRESS: 16205 3rd St. E. Redington Beach, FL 33708
HOME PHONE: Same as cell CELL PHONE: 631-678-7302
How long has Applicant been a Redington Beach resident? 7+ years

SEEKING APPOINTMENT TO: (Check one)

☒ Board of Commissioners ☐ Planning Board
☐ Board of Adjustment ☐ Finance Committee
☐ Regular Member ☐ Alternate

EDUCATIONAL BACKGROUND:

College: George Washington U. Location: Washington, DC.
Major: Law Degree: Juris Doctor

EMPLOYMENT INFORMATION:

(Semi-Retired)
☐ Currently Employed ☐ Retired

Most recent employment:

Employer: Guidehouse Consulting, Inc Reference Contact: Chris Lucas
Address: 7650 W. Country Club Dr Phone: 801-891-7127
City, State, Zip Code: Tampa, FL 33607
Position: Partner How long: 18 years

Why do you want to serve on the Town Commission?

The Town is at an important crossroad, as such, I believe I can best serve the interests of the Redington Beach Community as a Commissioner rather than on the Planning Board.

Applicant Signature

Date

2/9/2021

For Office Use Only:

Date Considered by Commission: _____ Date of Appointment: _____
Term: _____ Term Expires on: _____



TOWN OF REDINGTON BEACH, FLORIDA

APPLICATION FOR APPOINTMENT TO TOWN BOARD OR TOWN COMMITTEE

NAME: Timothy N. Kornitschuk
ADDRESS: 16137 4th St. E. Redington Beach, FL 33708
HOME PHONE: 630-675-6111 CELL PHONE: 630-675-6111
How long has Applicant been a Redington Beach resident? 9 yrs

SEEKING APPOINTMENT TO: (Check one)

☒ Board of Commissioners ☐ Planning Board
☐ Board of Adjustment ☐ Finance Committee
☒ Regular Member ☐ Alternate

EDUCATIONAL BACKGROUND:

College: _____ Location: _____
Major: _____ Degree: _____

EMPLOYMENT INFORMATION:

_____ Currently Employed ☒ Retired

Most recent employment:

Employer: NLTI LLC Phone: _____
Address: 16451 Gaze Blvd City, State, Zip Code: Redington Beach
Position: President How long: 5 yrs

Why do you want to serve on the Town Commission? 4 yrs ~~experience~~

experience as A Redington Beach Commissioner

Applicant Signature Timothy N. Kornitschuk Date 3-10-21

For Office Use Only:

Date Considered by Commission: _____ Date of Appointment: _____
Term: _____ Term Expires on: _____



TOWN OF REDINGTON BEACH, FLORIDA

APPLICATION FOR APPOINTMENT TO TOWN BOARD OR TOWN COMMITTEE

NAME: Alan Robinson

ADDRESS: 15804 2nd St. E Redington Beach, FL 33708

HOME PHONE: 863 398 0186 CELL PHONE: 863 398 0186

How long has Applicant been a Redington Beach resident? 4+ yrs

SEEKING APPOINTMENT TO: (Check one)

☒ Board of Commissioners

☐ Planning Board

☐ Board of Adjustment

☐ Finance Committee

☐ Regular Member

☐ Alternate

EDUCATIONAL BACKGROUND:

College: FANSHAW COLLEGE

Location: LONDON, ONT, CA.

Major: Business Information Systems

Degree: BUSINESS SYSTEMS ANALYST

EMPLOYMENT INFORMATION:

☒ Currently Employed

☐ Retired

Most recent employment:

Employer: SPECIALTY FENCE WHOLESALE Phone: 863 582 9240

Address: 180 K. d. Ellis Rd City, State, Zip Code: Mulberry FL 33860

Position: Owner How long: Jan 2001

Why do you want to serve on the Town Commission? Looking for opportunity to utilize my time to do good for the town.

Applicant Signature Alan Robinson Date 2/23/2021

For Office Use Only:
Date Considered by Commission: _____ Date of Appointment: _____
Term: _____ Term Expires on: _____



TOWN OF REDINGTON BEACH, FLORIDA
APPLICATION FOR APPOINTMENT TO
TOWN BOARD OR TOWN COMMITTEE

NAME: John D Miller
ADDRESS: 15654 1st Street E Redington Beach, FL 33708
HOME PHONE: _____ CELL PHONE: 727 560-0021
How long has Applicant been a Redington Beach resident? since 2002

SEEKING APPOINTMENT TO: (Check one)

☒ Board of Commissioners
☐ Board of Adjustment
☐ Regular Member
☐ Planning Board
☐ Finance Committee
☐ Alternate

EDUCATIONAL BACKGROUND:

College: SUNY Oswego (1991) Location: Oswego NY
Major: Bus. Admin Degree: B. of Science

EMPLOYMENT INFORMATION:

☒ Currently Employed ☐ Retired

Most recent employment:

Employer: JD Miller & Associates Phone: 727 953-9879
Address: 2100 East Bay Dr. City, State, Zip Code: Largo, FL 33771
Position: President How long: 7 years

Why do you want to serve on the Town Commission? I want to be a voice for the people, my financial experience will serve me well.

Applicant Signature John D Miller Date 3-11-2021

For Office Use Only:

Date Considered by Commission: _____ Date of Appointment: _____
Term: _____ Term Expires on: _____



TOWN OF REDINGTON BEACH, FLORIDA
BOARD REGULAR MEETING MINUTES
Wednesday, March 3, 2021
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, March 3, 2020, 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 Kornijtschuk	X	
Commissioner Steiermann	X	
Commissioner Will	X	
Vice Mayor Dorgan	X	
Mayor Simons	X	
Town Attorney Eschenfelder	X	
Town Clerk Clarke	X	

Agenda: Mayor Simons requested that the audit presentation be moved to after the consent agenda to accommodate the presenter. A motion by Commissioner Steiermann and seconded by Commissioner Kornijtschuk to accept the agenda as amended. Motion passed with all ayes.

Public Forum: Sue Ferenc, 15524 Redington Drive spoke on the filling of Commissioner Will's open seat and that the town should hold a special election. The town attorney responded to the request and how the town's charter does not call for a special election to fill the open seat. This will be discussed under other business.

Public Safety

- Nothing to Report

Building

- Nothing to Report

Public Works

- Nothing to Report

Finance

- Received a call from Florida Safe and with the low interest rates the banks are overrun with cash and will be investing in treasury bills instead, although the interest rates are very low.

Mayor

- Nothing to Report

Town Clerk

- Applied for the Cares Funding Act Grant through Pinellas County for the remodeling of the assembly hall and a check was received for the reimbursement in the amount of \$11,721.00.

Town Attorney

- Nothing to Report

Boards and Committees

- Nothing to Report

CONSENT AGENDA

- A. Board Regular Meeting Minutes, February 17, 2021**
- B. Bill list ending for Day ending February 26, 2021**

A motion by Commissioner Dorgan and seconded by Commissioner Kornijtschuk to approve the consent agenda as presented. No public comment. Motion passed with all ayes by roll call vote.

NEW BUSINESS

- A. 2019-2020 Audit Presentation:** Brian Quinlin Director at Clifton Larson Allen presented to the commission the reports that are being delivered, such as the independent auditor's report, the internal controls report, the management letter and the examination report. He stated that the audit has a clean report and there were no material deficiencies. He also stated that the town is in good financial shape. A motion by Commissioner Dorgan and seconded by Commissioner Kornijtschuk to accept the audit as presented. No discussion, no public comment. Motion passed with all ayes.

UNFINISHED BUSINESS

- A. Bid Package: Boca Ciega Bay Stormwater Project:** Lynn Burnett, LTA Engineers spoke on the bid package, the plan specs and gave a status updated on the SWFWMD permit, which has been received. She would like input and feedback to make changes and put together dates so advertising can be done for bids. Questions were asked of the commissioners and clarification from the town attorney regarding the performance bond.
- B. Discussion: Ordinance 2021-02: An Ordinance of the Town of Redington Beach, Florida Amending Articles I and II of Chapter 13, (Parks and Recreation) of the Town Code to Remove Outdated, Preempted, or Unenforceable Provisions and to Incorporate Current State and Federal Law Requirements; Making Related Findings; Providing for Codification, Severability, and an Effective Date.** Town Attorney Eschenfelder noted that this is part of the code revision the town had tasked the firm with. He referred to the memo and the bullet points of the recommendations made for the change in the ordinance. Questions were asked from the commissioners on "live performances" in the park and the terms of the office for park board members. Kris Johanson, 16437 Redington Drive asked a question regarding section 13-26 (a) Qualified electors. Consensus was to move forward with first reading.
- C. Discussion: Ordinance 2021-03: An Ordinance of the Town of Redington Beach, Florida, amending chapter 21 (Traffic, Vehicles, and Parking) of the Town Code to Remove Outdated, Preempted, or Unenforceable Provisions and to Incorporate Current State and Federal Law Requirements; Making Related Findings, Providing for Codification, Severability, and an**

Effective Date. Town Attorney Eschenfelder noted that this is part of the revision project and the biggest change is recreational vehicles. Commissioner Kornijtschuk mentioned the fine section of the ordinance and asked about adding vessels to the tow away zone. The consensus was to move forward with first reading.

- D. Personnel Manual: Vacation Time:** Town Clerk reported that a staff member had requested that vacation time be allowed to be carried over to the next year. The request is to be able to carry over 40 hours per year for a maximum of 80 hours to be carried over. Redington Shores and North Redington Beach were both polled and they are currently able to carry over 80 hours and 520 hours respectfully. Discussion of the commissioners to allow the carry over, but no payout if the employee retires or quits so there is no liability on the books. Consensus of the commission was to move forward with this.

Other Business

Discussion ensued regarding the filling of Commissioner Will's open seat. Commissioner Steiermann suggested an end date on when applications could be received through so the applications could be included in the packet prior to the March 17th meeting and vote. It was the consensus of the commission to change the notice to read applications will be taken until March 11th.

With no further business, a motion was made by Commissioner Kornijtschuk and seconded by Commissioner Steiermann to adjourn. Regular meeting was adjourned at 7:33 p.m.

Adopted: , 2021

Missy Clarke, CMC, Town Clerk

Date: 03/12/2021

Time: 10:55 am

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Town of Redington Beach

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Posting Date	Amount
Fund: 101 General Fund							
Dept: 512 Town Clerk							
101-512-512.240	Worker's Comp II FLORIDA MUN INSURANCE	INV-33330-J2L9	Q3 FY 2020-2021	0	03/01/2021	03/01/2021	368.87
							368.87
101-512-512.260	General Liability I FLORIDA MUN INSURANCE	INV-33330-J2L9	Q3 FY 2020-2021	0	03/01/2021	03/01/2021	2,134.88
							2,134.88
101-512-512.265	Property Insurance FLORIDA MUN INSURANCE	INV-33330-J2L9	Q3 FY 2020-2021	0	03/01/2021	03/01/2021	1,353.13
							1,353.13
101-512-512.409	Con Education/R CHASE CARD SERVICES	2021-03-11	CFM Exam 4/16/2021 NIEVES	0	03/11/2021	03/11/2021	100.00
							100.00
101-512-512.410	Telephone BRIGHT HOUSE NETWORKS	056775401030921	3/8-4/7/2021	0	03/09/2021	03/09/2021	199.96
							199.96
101-512-512.411	Internet Services BRIGHT HOUSE NETWORKS	056775401030921	3/8-4/7/2021	0	03/09/2021	03/09/2021	131.97
							131.97
101-512-512.440	Utilities- Water/EI DUKE ENERGY	73928-48713	2021-03-11 1/21/21-2/19/21	0	03/11/2021	03/11/2021	230.46
							230.46
101-512-512.480	Promotion/Public CHASE CARD SERVICES	Order # 1214525	Award for Mayor Simons	0	03/03/2021	03/03/2021	169.99
							169.99
101-512-512.490	Advertising TIMES PUBLISHING COMPAN	Ad # 144835	Ord. 2020-10 BOC	0	03/03/2021	03/03/2021	42.80
	TIMES PUBLISHING COMPAN	Ad # 122246-1	Election Notice	0	11/11/2020	11/11/2020	63.00
							105.80
101-512-512.510	Office Supplies WATER BOY INC	2021-02-28	Water Delivery Feb 2021	0	02/28/2021	02/28/2021	64.80
							64.80
101-512-512.515	Office Copier/Lea KONICA MINOLTA BUSINESS	271704822	2/1-2/28/2021	0	02/28/2021	02/28/2021	121.19
							121.19
101-512-512.520	Office Copier/Use KONICA MINOLTA BUSINESS	271704822	2/1-2/28/2021	0	02/28/2021	02/28/2021	71.12
							71.12
101-512-512.542	Dues & Subscrip CHASE CARD SERVICES	41467	1/1/21-13/31/2021 ASFPM Membership NIEVES	0	03/04/2021	03/04/2021	165.00
	FL FLOODPLAIN MGRS ASSC	16978	4/8/2021-4/7/2022	0	03/10/2021	03/10/2021	60.00
							225.00
Total Dept. Town Clerk:							5,277.17
Dept: 513 Finance & Admin							
101-513-513.240	Worker's Comp II FLORIDA MUN INSURANCE	INV-33330-J2L9	Q3 FY 2020-2021	0	03/01/2021	03/01/2021	368.87
							368.87
Total Dept. Finance & Admin:							368.87

INVOICE APPROVAL LIST BY FUND REPORT

Date: 03/12/2021

Time: 10:55 am

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Town of Redington Beach

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Posting Date	Amount
Dept: 514 Legal Counsel							
101-514-514.124	Town Attorney						
	TRASK, DAIGNEAULT, LLP A	5007	Feb 2021 - Solid Waste RFP	0	03/01/2021	03/01/2021	787.50
	TRASK, DAIGNEAULT, LLP A	5005	Feb. 2021 Town Attorney	0	03/01/2021	03/01/2021	3,657.50
	TRASK, DAIGNEAULT, LLP A	5004	Feb. 2021 Code Enf. - STOLZ	0	03/01/2021	03/01/2021	510.73
							4,955.73
101-514-514.310	Legislative Couns						
	TRASK, DAIGNEAULT, LLP A	5006	Feb. 2021-Code Revision	0	03/01/2021	03/01/2021	122.50
							122.50
Total Dept. Legal Counsel:							5,078.23
Dept: 515 Comprehensive Planni							
101-515-515.310	Planning						
	BRUCE MCLAUGHLIN CONS	2021-03-12	Interim thru March 12, 2021	0	03/12/2021	03/12/2021	1,750.00
							1,750.00
Total Dept. Comprehensive Planning:							1,750.00
Dept: 521 Law Enforcement							
101-521-521.340	Law Enforcement						
	PINELLAS COUNTY SHERIFI	977084	Law Enforcement March 2021	0	03/01/2021	03/01/2021	22,479.00
							22,479.00
Total Dept. Law Enforcement:							22,479.00
Dept: 524 Protective Services							
101-524-524.310	Code Enforceme						
	PINELLAS COUNTY SHERIFI	977266	Code Enforcement Feb. 2021	0	03/09/2021	03/09/2021	1,771.56
							1,771.56
Total Dept. Protective Services:							1,771.56
Dept: 539 Department of Public V							
101-539-539.233	Vehicle Insurance						
	FLORIDA MUN INSURANCE	INV-33330-J2L9	Q3 FY 2020-2021	0	03/01/2021	03/01/2021	544.50
							544.50
101-539-539.240	Workers Comp -						
	FLORIDA MUN INSURANCE	INV-33330-J2L9	Q3 FY 2020-2021	0	03/01/2021	03/01/2021	737.76
							737.76
Total Dept. Department of Public Works:							1,282.26
Dept: 541 Roads & Streets							
101-541-541.467	Maint - Street Lig						
	DUKE ENERGY	73928-48713	2021-03-11 1/21/21-2/19/21	0	03/11/2021	03/11/2021	3,532.49
							3,532.49
Total Dept. Roads & Streets:							3,532.49
Dept: 572 Parks and Recreation							
101-572-572.260	General Liability						
	FLORIDA MUN INSURANCE	INV-33330-J2L9	Q3 FY 2020-2021	0	03/01/2021	03/01/2021	2,134.87
							2,134.87
101-572-572.265	Property Insuran						
	FLORIDA MUN INSURANCE	INV-33330-J2L9	Q3 FY 2020-2021	0	03/01/2021	03/01/2021	1,353.12
							1,353.12
101-572-572.430	Utilities						
	DUKE ENERGY		1/22/21-2/22/21	0	03/11/2021	03/11/2021	16.78
	DUKE ENERGY	73928-48713	2021-03-11 1/21/21-2/19/21	0	03/11/2021	03/11/2021	44.95

Date: 03/12/2021

Time: 10:55 am

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Town of Redington Beach

Fund/Dept/Acct	Vendor Name	Invoice #	Invoice Desc.	Check #	Due Date	Posting Date	Amount
							61.73
101-572-572.462	Maintenance - Gr						
	BEACH HARDWARE	171	Paint, plumbing items, hardwar	0	02/27/2021	02/27/2021	170.68
	CHASE CARD SERVICES	Order #3322143-823439	WAL MART Flag pole holders	0	03/02/2021	03/02/2021	20.97
	CHASE CARD SERVICES	Order #3322143-614027	WALMART flag pole holders	0	03/02/2021	03/02/2021	33.52
	CHASE CARD SERVICES	Order # 25313991	HOBBY LOBBY Flag pole holder	0	03/03/2021	03/03/2021	101.39
							326.56
101-572-572.521	Twin Towers Ope						
	FLORIDA MONUMENT	210303	Terry - Brick Order	0	03/03/2021	03/03/2021	26.00
	FLORIDA MONUMENT	210308	JACK ST JOHN	0	03/12/2021	03/12/2021	26.00
							52.00
101-572-572.522	Gasoline & Oil						
	BEACH HARDWARE	171	Paint, plumbing items, hardwar	0	02/27/2021	02/27/2021	18.96
	WEX BANK	359588	Unleaded	0	02/25/2021	02/25/2021	85.15
	WEX BANK	374181	Unleaded	0	03/08/2021	03/08/2021	74.90
	WEX BANK	2021-03-11	Interest	0	03/11/2021	03/11/2021	4.14
							183.15
101-572-572.527	Tools & Equipme						
	BEACH HARDWARE	171	Paint, plumbing items, hardwar	0	02/27/2021	02/27/2021	31.05
							31.05
Total Dept. Parks and Recreation:							4,142.48
Total Fund General Fund:							45,682.06
Fund: 400 Storm Water							
Dept: 535 Storm Water							
400-535-535.441	Utility Mailing Co:						
	PINELLAS COUNTY UTILITIE	90001386	Feb. 2021	0	03/08/2021	03/08/2021	601.20
							601.20
Total Dept. Storm Water:							601.20
Total Fund Storm Water:							601.20
Grand Total:							46,283.26

3/10/2021

9747 PAYROLL
9748 PAYROLL
9749 PAYROLL
9750 PAYROLL

2,324.28
1,391.26
1,336.03
1,085.64

6,137.21

MAYOR WILL

COMMISSIONER

COMMISSIONER SKJOLDAGER

VICE MAYOR DORGAN

ATTEST:

COMMISSIONER CARIELLO

Missy Clarke, CMC, Town Clerk

Regular Meeting of March 17, 2021

BRUCE McLAUGHLIN CONSULTING SERVICES, INC.

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March 12, 2021

RB

Meeting Date: March 17, 2021

Agenda Item 10-A

Advertised Public Hearing

MEMORANDUM

TO: Honorable Mayor and Members, Redington Beach Board of Commissioners

FROM: R. Bruce McLaughlin, AICP, MCIP, Town Planner

SUBJECT: Ordinance 2021-01, Dock Code Amendment

EXECUTIVE SUMMARY

Some public opposition arose to the 2019 code's requirement that the entire dock be contained within the center 1/3 of the lot. The Board voted to re-examine this provision. Staff finds the subject provision (Section 3) consistent with other dock codes on the barrier islands, consistent with the Plan and supported by sound planning principles. The need to conform the construction requirements to those of the County (Section 2) is noted. The Planning Board found the ordinance consistent with the Plan and recommended its approval. **STAFF RECOMMENDS THAT SECTION 2 OF THE ORDINANCE BE ADOPTED AND SECTION 3 BE OMITTED.**

BACKGROUND

Applicant	Town of Redington Beach
Affected Area	All waterfront lots on Boca Ciega Bay

THE REQUEST

That the Board of Commissioners adopt Ordinance 2021-01 on second and final reading.

NOTICE

The Clerk's office will advise as to the notice given of this advertised public hearing.

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AUTHORITY

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 and related land development and other, related, regulations. The regulation of docks is included in these powers and adoption of proposed Ordinance 2021-01 is within the Board's jurisdiction.

ANALYSIS

Comprehensive Plan Consistency

Section 3 of proposed Ordinance 2021-01 is arguably inconsistent with the following Comprehensive Plan policies in the Future Land Use Element (FLUE):

Policy 1.1.4

The Town shall continue to implement performance standards, such as buffering and open space requirements, within the land development regulations, as appropriate.

FLUE Policy 1.1.4

Section 3 of ordinance 2021-01 would reduce the buffer between view-blocking dock facilities and the attached boats and neighboring properties.

Protect marine wetlands remaining in and around the community and those lands designated as Preservation on the Future Land Use and Transportation Map;

FLUE Policy 3.1.4 (2)

A larger footprint for a dock facility will not protect the Town's marine wetlands.

More critical are the apparent inconsistencies with the Conservation and Coastal Management (CCME) and Recreation and Open Space (ROSE) Elements of the Comprehensive Plan:

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To ensure the highest environmental quality possible, the Town of Redington Beach shall conserve, protect and appropriately manage its natural resources (aquatic, wetland, and terrestrial).

CCME Goal 1

The Town shall conserve or improve wetlands, aquatic resources, and wildlife population and habitat to maintain their environmental and recreational value.

CCME Objective 1.3

Again, a larger footprint for a dock facility will not protect, and may damage, the natural resources along the Boca Ciega Bay shoreline.

Development activities shall ensure the protection of natural resources.

CCME Objective 1.5

The Town shall limit shoreline development that will adversely impact marine fisheries habitats.

CCME Policy 1.10.8

The smaller footprint for a dock facility accomplishes these policies.

The Town shall develop innovative techniques aimed at preserving the access to and view of the beach and other recreational facilities by all residents of and visitors to this community.

ROSE Policy 1.6.1

Allowing a broader dock footprint would be inconsistent with this policy, particularly with

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respect to the view-blocking potential of a larger dock facility footprint. It must be remembered that the issue is not just the dock facility, but the larger boats that said facility will facilitate.

Accordingly, Section 3 of Ordinance 2021-01 is inconsistent with the Town's Comprehensive Plan.

Other Codes

Attached is a summary of the other dock codes on the Pinellas County barrier islands. This summary focuses on the center 1/3 issue. The complete codes are available from Staff or may be accessed at www.municode.com.

Although the attached summary shows that Redington Beach's dock code is entirely consistent with the dock codes of the other Beach communities (except for the waiver provisions), it is important to remember that the test should be "what is best for Redington Beach?" not what is best for another community. Given the effort that went into the preparation of the current code (Ordinance 2018-02), Staff would respectfully suggest that the standards established by Ordinance 2018-02 are appropriate.

With respect to the "neighbor waiver" reflected in some codes reported on the attachment, such an approach is arguably an improper delegation of the Town's authority. Another key problem with the "neighbor waiver" is that the waiver could easily be withheld, not on the merits of a dock proposal, but based on other issues between the owners.

Likewise, the standardless delegation of waiver authority to the Building Official is, at best, problematic, and may well be illegal. It is also an authority that most Building Officials would decline to exercise.

In contrast, the variance process now available to a dock permit applicant in the Town provides firm guidelines and due process when a variance from the current code is warranted.

Sovereign Submerged Lands Issue

It is also important to note that the area under a proposed dock is **not** owned (in most cases) by the adjacent property owner. Rather that area is owned by the State of Florida in trust for all its people as Sovereign Submerged Lands which

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(A)re held in trust for the use and benefit of the people of the State, as set forth in the State Constitution; therefore, the private use of these lands must be balanced with the need to conserve and protect the scientific value and beauty of those lands. The intent of the [Sovereign Submerged Lands] regulations is to ensure that all sovereign submerged lands are managed for the propagation of fish and wildlife, and public recreation. ... [See attachment.]

Thus, while some rights enure to property owners contiguous to sovereign submerged lands, those rights are less than the “bundle of rights” that enure to upland ownership. In considering whether to allow private docks to expand beyond the area permitted by Ordinance 2018-02, the Board is required to balance the need to preserve and protect these lands with the desirability of a larger dock footprint.

The Nonconforming Use Issue

At first reading, the issue of the treatment of nonconforming docks also arose. There were two components of this issue: the ban on variances for docks and the treatment of the expansion of nonconforming docks.

The ban on variances for nonconforming docks was a new concept, not in the original draft of Ordinance 2018-02, introduced in the Town Board’s initial discussion of the Ordinance. However, variances are considered a “safety valve” to preserve the constitutionality of an ordinance when unusual circumstances prevent strict compliance with a land development regulation. Thus, the reinstatement of the potential to apply for a dock facility variance is strongly supported as a matter of planning practice and is recommended.¹

The other issue related to nonconforming docks is more complex. As a matter of planning practice, nonconforming uses are intended to be discontinued and replaced by fully code compliant structures. Therefore, permitting **any** expansion of a nonconforming use is counter-intuitive to sound planning practice since such expansion adds to the value of the nonconforming structure and thus to the cost of bringing the facility into compliance.

¹ The Town Attorney’s office is preparing an amendment to the Board of Adjustment code as adopted by Ordinance 2020-06 to remove the prohibition there against considering dock variances.

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However, the Town's nonconforming docks apparently became nonconforming by a variety of means: code changes making a formerly conforming dock nonconforming; variances, granted to permit a departure from strict compliance with the code, and illegal ² construction. While strict compliance with sound planning practice militates against allowing any expansion of nonconforming docks, (at least without a variance granted by the Board of Adjustment), sound public policy may suggest a different outcome.

The operative phrase in the current code is: "increase the degree of nonconformity." That phrase is open to interpretation. As illustrated on the attached sketches, the phrase could be a further incursion into a proscribed area (sketches L-1 and S-1), or the general intensification of the dock facility use, even though the addition itself does not represent a further incursion into a proscribed area (sketches L-2, L-3, S-2 and S-3).

The attached draft of the Ordinance, (page 5, lines 18 - 23), defines "increase the degree of the nonconformity" to prohibit only the additions depicted on sketches L-1 and S-1. The following definition:

For the purposes of this Code, "increase the degree of non-conformity" means any new work done to any part of a dock facility that adds to or expands the facility in any way.

would prohibit the work shown on sketches L-2, L-3, S-2 and S-3, which prohibition would be consistent with the sound planning principles and practices militating against allowing the expansion of nonconforming uses and thereby increasing the cost of bringing the structure into compliance with the Code.

However, as noted above, particularly considering the different ways in which dock facilities became nonconforming, public policy may suggest a different result.

Other Changes

Since first reading of the Ordinance, current section 5-57(a)(9)(c), limiting the width of the dock walkway has proven to be unnecessary and potentially problematic and it is deleted from the current draft code.

² Without or not in compliance with approved permits.

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Construction Standards

The Building Official has also pointed out that current code sections 5-57 (a) (1) - (3) and (5) are inconsistent with Pinellas County Code section 58-554, which, in any event, governs all dock construction in the County. Accordingly, Section 2 of proposed Ordinance 2021-01 conforms the Town's code to the governing Pinellas County Code with a small number of editorial improvements and the omission of some regulations that do not apply to the Town of Redington Beach.

RECOMMENDATION

Based on the foregoing analysis, **STAFF RECOMMENDS THAT THE TOWN BOARD ADOPT SECTIONS 1, 2, 4 AND 5 OF ORDINANCE 2021-01 AND OMIT SECTION 3.**

ATTACHMENT
EXCERPTS OTHER PINELLAS BEACH DOCK CODES

PINELLAS COUNTY BARRIER ISLAND MUNICIPALITIES
DOCK REGULATION SUMMARY

	Redington Beach	Clearwater
Length	30 feet	½ width of the property
Size	500 s.f.	

Center 1/3

The dock facility shall consist of the slips, boatlifts, dock, catwalks, platforms, lower landings, tie poles, and personal watercraft lifts.

All dock facilities shall be contained within the center one-third of the property along the waterfront, but in no case shall any part of the dock facility be located any closer to a side lot line than the required setback for the zoning district in which the property is located.

a. Setbacks. A dock shall be located in the center one-third of the lot or 20 feet from any property line as extended into the water, whichever is less, unless the dock is proposed to be shared by adjoining properties whereupon the dock may be constructed on the common property line provided that all other standards of this division are met. Boatlifts and service catwalks shall be a minimum of ten feet from any property line extended into the water. Tie poles shall be setback a minimum of one foot from any extended property line. Single pile davits and personal watercraft lifts are exempt from these setback requirements provided they are contained entirely within the extended property lines.

PINELLAS COUNTY BARRIER ISLAND MUNICIPALITIES
DOCK REGULATION SUMMARY

	Redington Beach	Belleair Beach
Length	30 feet	
Size	500 s.f.	
Center 1/3		
	The dock facility shall consist of the slips, boatlifts, dock, catwalks, platforms, lower landings, tie poles, and personal watercraft lifts.	12' from property line
	All dock facilities shall be contained within the center one-third of the property along the waterfront, but in no case shall any part of the dock facility be located any closer to a side lot line than the required setback for the zoning district in which the property is located.	

PINELLAS COUNTY BARRIER ISLAND MUNICIPALITIES
DOCK REGULATION SUMMARY

	Redington Beach	Indian Rocks Beach
Length	30 feet	50 feet
Size	500 s.f.	400 s.f./500 s.f.
Center 1/3		
	The dock facility shall consist of the slips, boatlifts, dock, catwalks, platforms, lower landings, tie poles, and personal watercraft lifts. All dock facilities shall be contained within the center one-third of the property along the waterfront, but in no case shall any part of the dock facility be located any closer to a side lot line than the required setback for the zoning district in which the property is located.	One dock per single-family property is permitted. Two slips with or without boat lifts are allowed. The maximum allowable dock facility shall be within a 50-foot length from the seawall and 35-foot width envelope. The slips, boats, boat lift, dock, catwalks, lower landings, tie-poles and personal watercraft lift shall be kept within the envelope. The total amount of decking including dock and catwalks shall not be greater than 400 square feet for docks up to 35 feet from the seawall. For docks that exceed 35 feet and no greater than 50 feet in length, the total amount of decking including dock and catwalks may be increased to 500 square feet. No portion of the slips, boats, boat lift, dock, catwalks, lower landings, tie-poles and personal watercraft lift shall be any closer than 12 feet to the side property line as extended into the water unless the facility is a shared property line dock or a dock on an inverse curve lot.

PINELLAS COUNTY BARRIER ISLAND MUNICIPALITIES
DOCK REGULATION SUMMARY

	Redington Beach	Indian Shores
Length	30 feet	Pinellas County Water & Navigation Rules
Size	500 s.f.	Pinellas County Water & Navigation Rules
Center 1/3		
The dock facility shall consist of the slips, boatlifts, dock, catwalks, platforms, lower landings, tie poles, and personal watercraft lifts.		Pinellas County Water & Navigation Rules
All dock facilities shall be contained within the center one-third of the property along the waterfront, but in no case shall any part of the dock facility be located any closer to a side lot line than the required setback for the zoning district in which the property is located.		

PINELLAS COUNTY BARRIER ISLAND MUNICIPALITIES
DOCK REGULATION SUMMARY

	Redington Beach	Redington Shores
Length	30 feet	½ width of property subject to waiver
Size	500 s.f.	
Center 1/3		
	The dock facility shall consist of the slips, boatlifts, dock, catwalks, platforms, lower landings, tie poles, and personal watercraft lifts. All dock facilities shall be contained within the center one-third of the property along the waterfront, but in no case shall any part of the dock facility be located any closer to a side lot line than the required setback for the zoning district in which the property is located.	Private docks, boat lifts and davits must be constructed within the center one-third of the applicant's waterfront property or 50 feet from the adjacent property, whichever is less restrictive. This requirement may be waived by the building commissioner, provided that signed statements of no objection from the property owner encroached upon have been submitted, or the building commissioner may refer the matter to the board of commissioners for decision.

PINELLAS COUNTY BARRIER ISLAND MUNICIPALITIES
DOCK REGULATION SUMMARY

	Redington Beach	North Redington Beach
Length	30 feet	36 feet
Size	500 s.f.	
Center 1/3		
	The dock facility shall consist of the slips, boatlifts, dock, catwalks, platforms, lower landings, tie poles, and personal watercraft lifts. All dock facilities shall be contained within the center one-third of the property along the waterfront, but in no case shall any part of the dock facility be located any closer to a side lot line than the required setback for the zoning district in which the property is located.	Center 1/3; tie poles permitted outside the required side setbacks

PINELLAS COUNTY BARRIER ISLAND MUNICIPALITIES
DOCK REGULATION SUMMARY

	Redington Beach	Madeira Beach
Length	30 feet	½ width of adjacent property
Size	500 s.f.	
Center 1/3		
	The dock facility shall consist of the slips, boatlifts, dock, catwalks, platforms, lower landings, tie poles, and personal watercraft lifts. All dock facilities shall be contained within the center one-third of the property along the waterfront, but in no case shall any part of the dock facility be located any closer to a side lot line than the required setback for the zoning district in which the property is located.	Private docks and boat lifts must be constructed within the center one-third of the applicant's waterfront property or 50 feet from the adjacent property, whichever is less restrictive. This requirement may be waived by the city manager or his designated representative, provided that signed statements of no objection from the property owner encroached upon has been submitted. Tie piles may be a maximum distance of twenty-five percent (25%) of the navigable portion of the waterway from the waterfront property line and no closer than the side setback for a structure located on the property to the projection of any side or interior lot line. This requirement may be waived by the city manager or his designated representative, provided that signed statements of no objection from the property owner encroached upon has been submitted.

PINELLAS COUNTY BARRIER ISLAND MUNICIPALITIES DOCK REGULATION SUMMARY

	Redington Beach	Treasure Island
Length	30 feet	50 feet
Size	500 s.f.	
Center 1/3		
	The dock facility shall consist of the slips, boatlifts, dock, catwalks, platforms, lower landings, tie poles, and personal watercraft lifts. All dock facilities shall be contained within the center one-third of the property along the waterfront, but in no case shall any part of the dock facility be located any closer to a side lot line than the required setback for the zoning district in which the property is located.	(1) All docks to be constructed on waterfront property of less than 60-foot frontage must be located so that no portion of the proposed dock is closer to either extended property line than one-third of the waterfront measurement. All docks to be constructed on waterfront property of more than 60-foot frontage must be located so that no portion of the proposed dock is less than 20 feet from either adjacent extended property line. Docks located on waterfront property on the inside corner of a canal may be located not closer than five feet from either adjacent extended property line. (2) All docks, not to include boatlifts and davits, shall be constructed so that the width of same shall not exceed 25 percent of the width of the property involved at the waterfront. Residential docks and boat lifts shall be limited to a combined maximum width of 35 feet. The length of docks shall not exceed a maximum length of 50 feet, including tiepoles. Catwalks shall have a minimum width of 24 inches and a maximum width of 36 inches. (3) All davits and lifts shall comply with all setback and locational requirements of docks.

PINELLAS COUNTY BARRIER ISLAND MUNICIPALITIES DOCK REGULATION SUMMARY

	Redington Beach	St. Pete Beach
Length	30 feet	1/4 width of waterway
Size	500 s.f.	
Center 1/3		
	The dock facility shall consist of the slips, boatlifts, dock, catwalks, platforms, lower landings, tie poles, and personal watercraft lifts. All dock facilities shall be contained within the center one-third of the property along the waterfront, but in no case shall any part of the dock facility be located any closer to a side lot line than the required setback for the zoning district in which the property is located.	Residential dock, davits, boatlifts or tie poles shall be located within the center one-half of the width of the appurtenant upland property at the waterfront. For the purpose of this regulation, side lot lines of a lot shall be deemed to extend into the adjacent water body perpendicular to the shoreline which they intersect. This requirement may be varied administratively provided that a signed statement of "no objection" from the property owner encroached upon has been submitted with the permit application.

ATTACHMENT
SOVEREIGN SUBMERGED LANDS

Consent to Use State-Owned Submerged Lands

DO YOU LIVE OR DO BUSINESS ON THE WATER?

If so, you may need authorization to use the lands under the water from the owners of those lands. This authorization is in addition to any city, county, Florida Department of Environmental Protection, U.S. Army Corps of Engineers, or Water Management District permit.

WHAT LANDS ARE WE TALKING ABOUT AND WHO OWNS THEM?

Sovereign submerged lands are all those submerged lands waterward of the ordinary or mean high water line under navigable fresh and salt water bodies. The Governor and Cabinet, sitting as the Board of Trustees of the Internal Improvement Trust Fund, hold title to all of those lands below navigable waters which have not been previously conveyed into private ownership. Portions of these submerged lands have been designated as "aquatic preserves" and because of their unique biological, aesthetic or scientific value, they are held and managed to a higher degree of care. Since the State owns these lands, both public and private entities must obtain consent to use them.

WHY IS CONSENT NECESSARY AND BY WHAT AUTHORITY IS IT REQUIRED?

These lands are held in trust for the use and benefit of the people of the State, as set forth in the State Constitution; therefore, the private use of these lands must be balanced with the need to conserve and protect the scientific value and beauty of those lands. The intent of the regulations is to ensure that all sovereign submerged lands are managed primarily for the propagation of fish and wildlife, and public recreation. The legislative origins of the procedures employed in the review of applications to use sovereignty submerged lands are contained within Chapters 253 and 258 of the Florida Statutes. These statutes are implemented through rules which are contained within Chapters 18-14, 18-18, 18-20 and 18-21 of the Florida Administrative Code. It is important to contact the Department of Environmental Protection before you use these lands.

WHAT TYPE OF ACTIVITIES REQUIRE AUTHORIZATION?

Uses that require authorization must be approved before they are conducted. The most commonly requested uses are the construction of docks, the placement of riprap, dredging for access or channels, mangrove trimming, bridge and utility crossings, and beach renourishment projects.

WHAT DO YOU HAVE TO DO AND IS THERE A FEE?

The form of consent that is required depends upon the type of activity that is proposed. Forms of consent include letters, easements, use agreements, management agreements, and leases. The type of activity proposed also determines the amount of fees; however, commercial uses will always require payment of fees.

WHAT HAPPENS IF YOU DO NOT RECEIVE AUTHORIZATION TO USE THESE LANDS?

Alterations to, or structures discovered on, sovereignty submerged lands without authorization are subject to lease fees in arrears, with interest, and fines. In some cases, removal of structures may also be required.

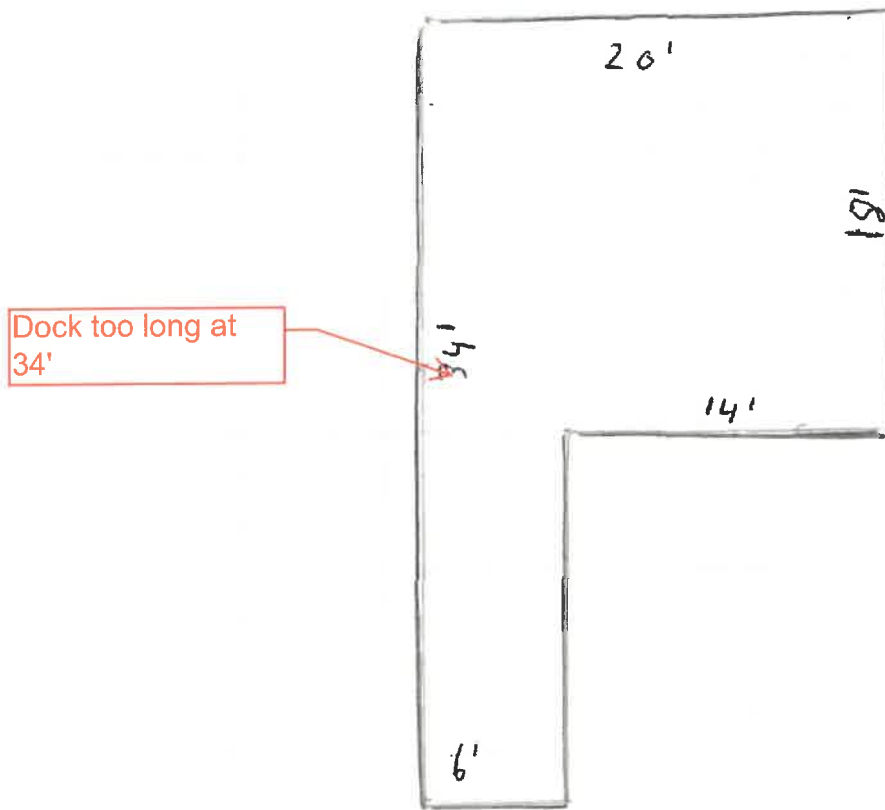
WHO DO YOU CONTACT TO INQUIRE ABOUT THE USE OF THESE LANDS?

The Department of Environmental Protection Division of State Lands field office listed below.

Department of Environmental Protection
Southwest District
13051 N. Telecom Parkway
Temple Terrace, FL 33637
Phone: (813) 632-7600
Fax: (813) 632-7665

ATTACHMENT
ILLUSTRATIVE SKETCHES

Dock Sketch L
Existing dock

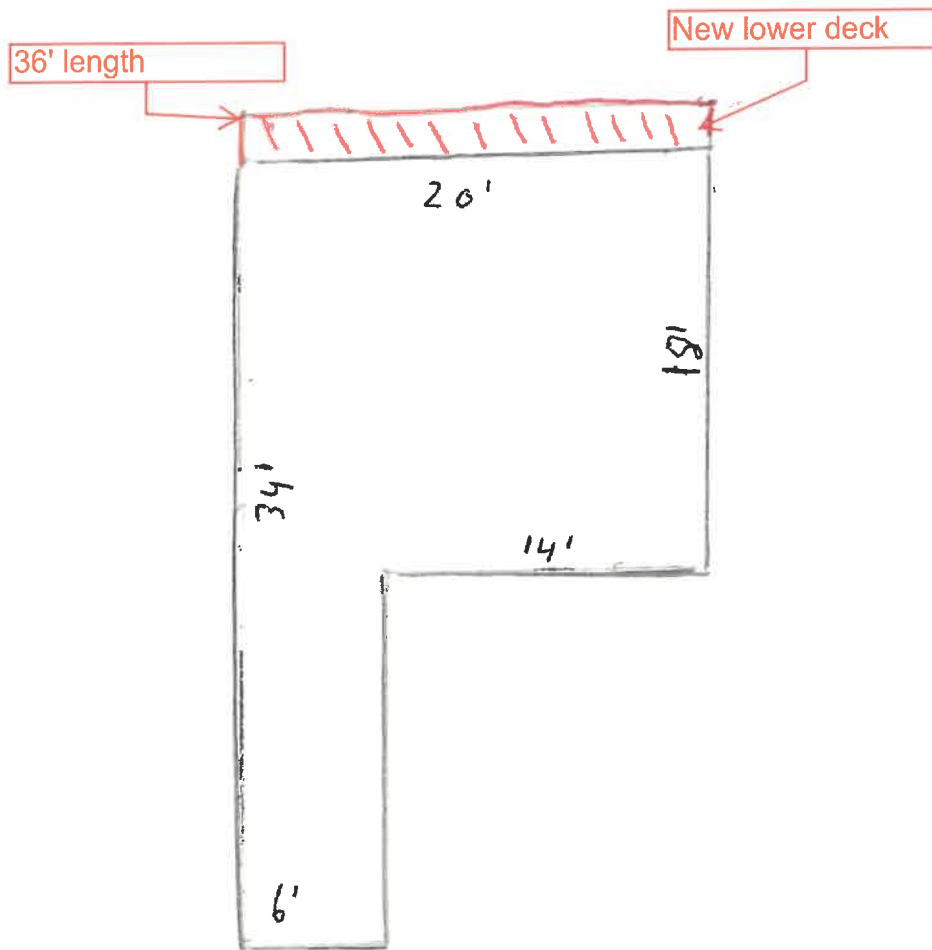


Dock too long at
34'

Existing non-conforming dock at 34': area
conforming at 456 s.f.

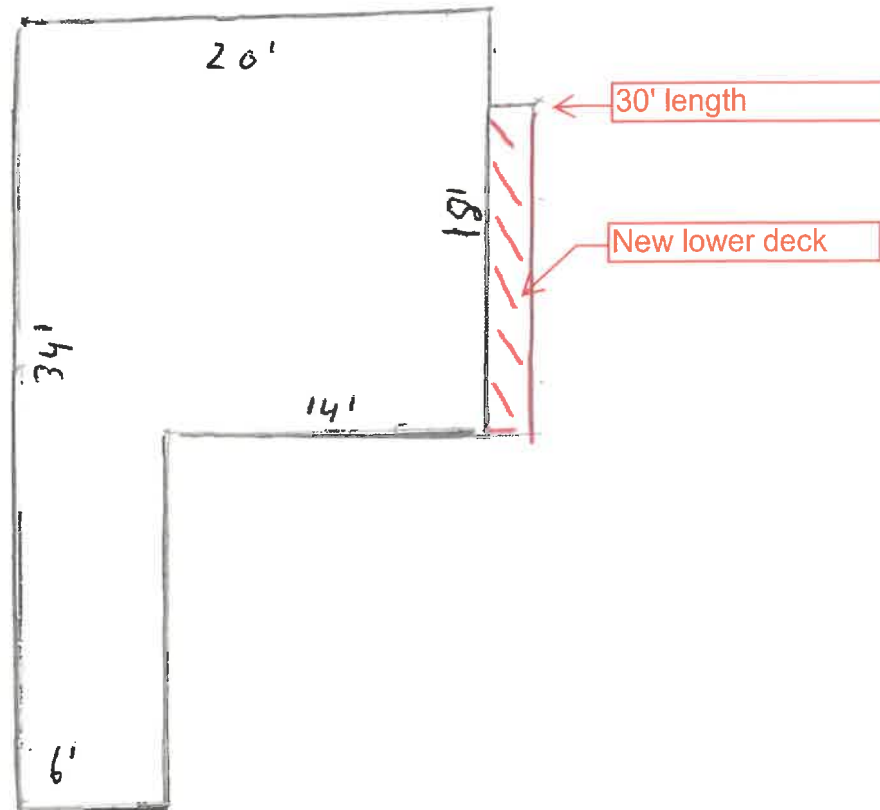
Dock facility area - 456 s.f.

Dock Sketch L-1
2' Lower Deck on front edge
Clearly prohibited



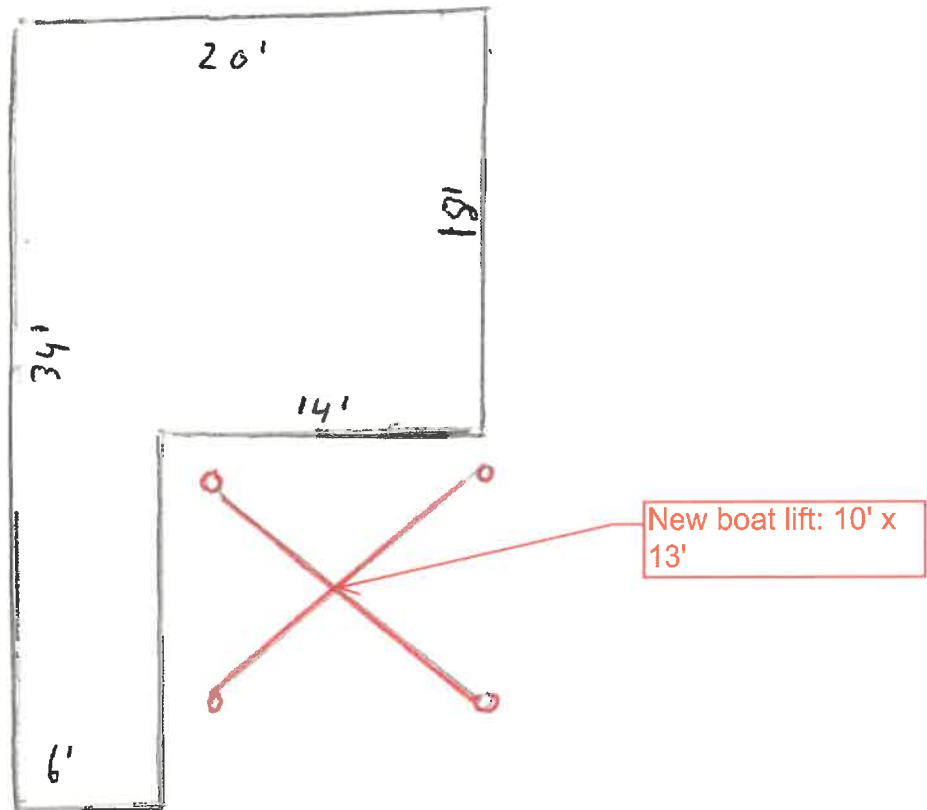
Existing non-conforming dock
extended to 36'
Dock Area 496
s.f., an 8.8%
increase

Dock Sketch L-2
2' lower deck on side within 30'
dock length;
Illegal intensification of non-
conforming use



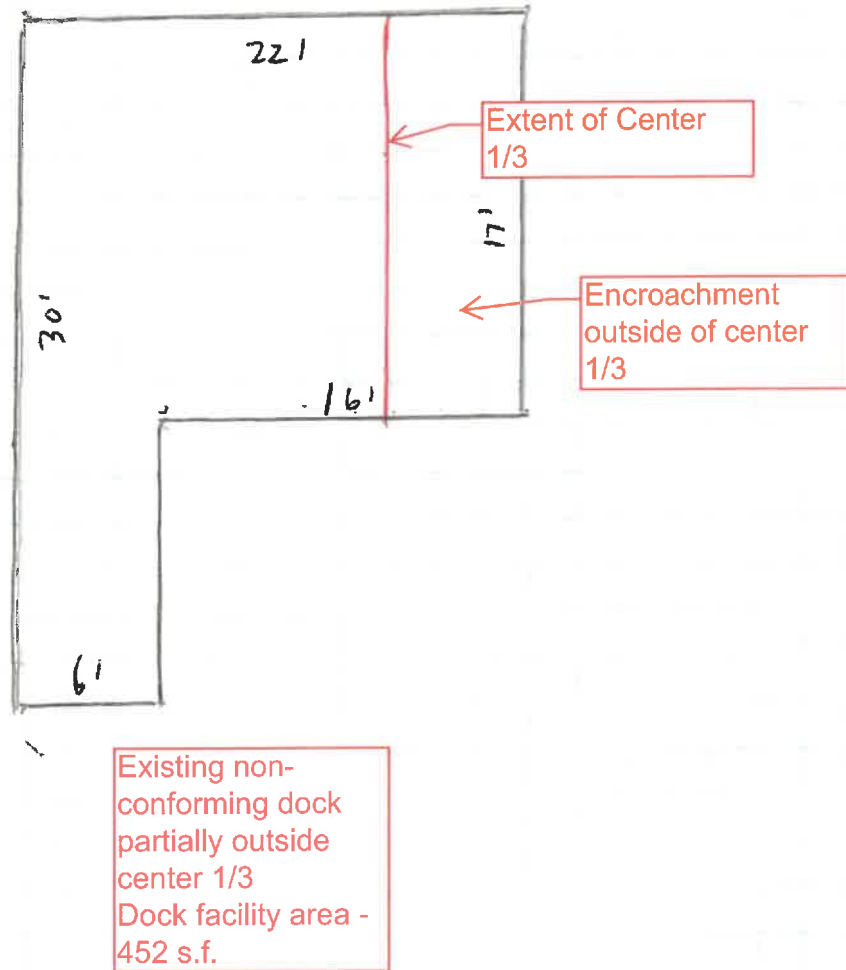
Existing non-conforming dock;
intensification within permitted area but
dock facility area extended to 484 s.f., a
6.1% increase

Dock Sketch L-3
New boat lift in permissible
area;
illegal intensification of non-
conforming use

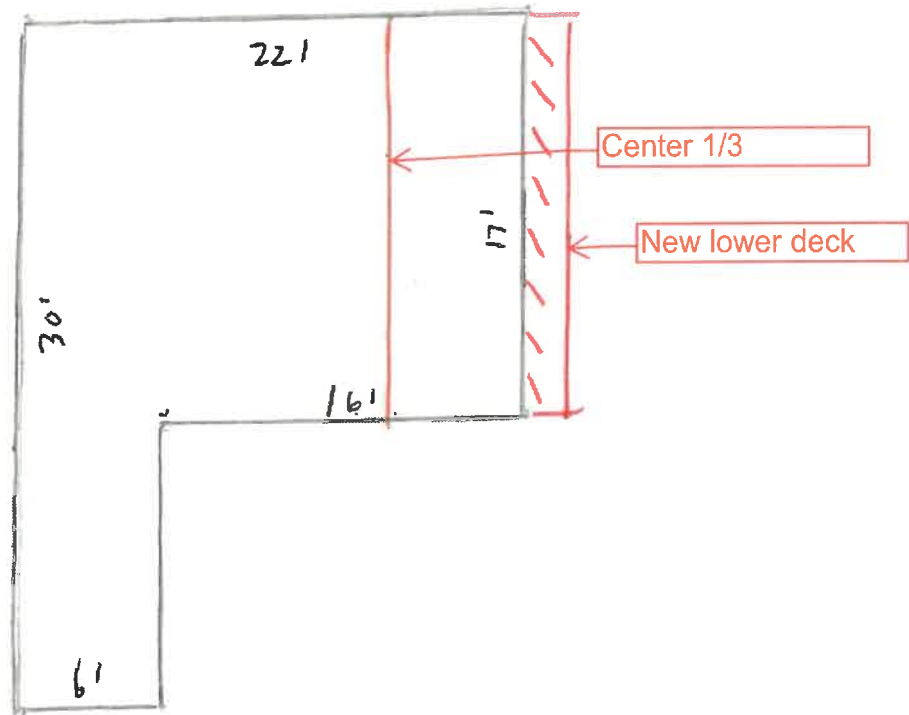


Existing non-conforming dock
New boat lift in permitted area
but dock facility extended to
586 s.f., a 28.5% increase

Dock Sketch S
Existing Dock

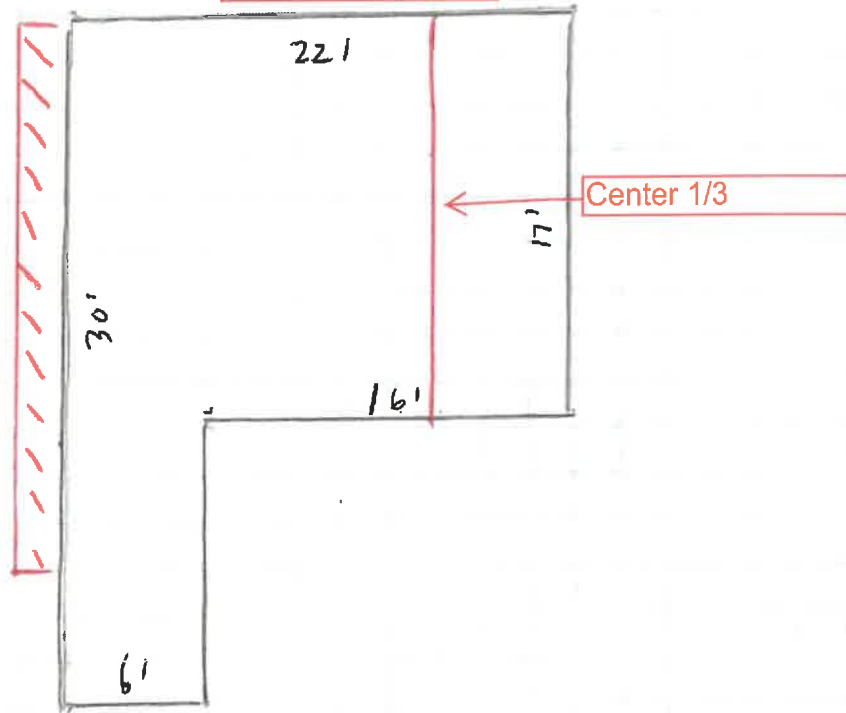


Dock Sketch S-1
2' Lower deck on
encroaching edge
Clearly prohibited



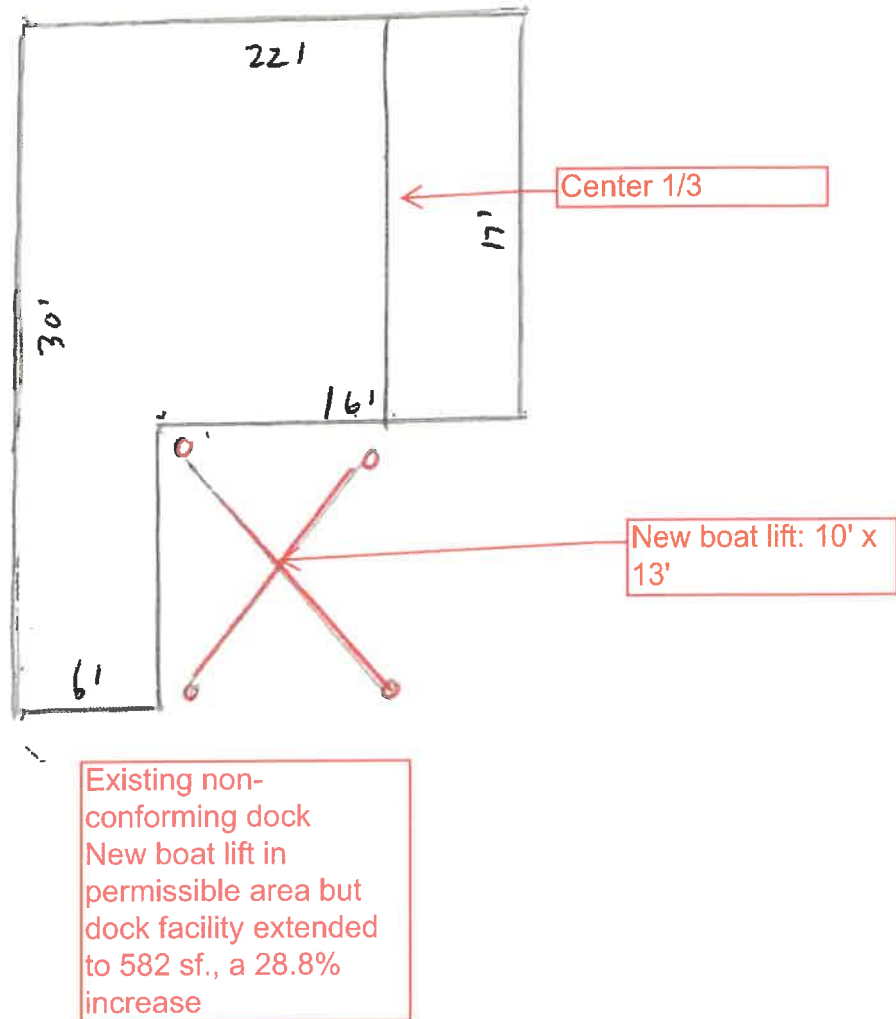
Existing non-
conforming
dock; 34 s.f.
additional
encroachment:
a 7.5%
increase

Dock Sketch S-2
2' lower deck on
side within center
1/3
Illegal
intensification of
non-conforming
use



Existing non-conforming
dock;
intensification within
permitted area but dock
facility area extended to
500 s.f., a 10.6%
increase

Dock Sketch S-3
New boat lift in
permissible area:
illegal intensification of
non-conforming use



Town of Redington Beach
ORDINANCE NO. 2021-01

AN ORDINANCE OF THE TOWN OF REDINGTON BEACH, PINELLAS COUNTY, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES CHAPTER 5 – BOATS, DOCKS AND WATERWAYS, ARTICLE III. – BULKHEADS, DOCKS, ETC., IN BOCA CEIGA BAY, SECTION 5-57. – SPECIFICATIONS FOR DOCKS; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Board of Commissioners of the Town of Redington Beach desires to more effectively regulate any repairs to any existing and the erection of newly constructed docks; and

WHEREAS, the Board of Commissioners of the Town of Redington Beach finds that such regulation is in the best interests of the public health, safety and welfare; and

WHEREAS, the Board of Commissioners of the Town of Redington Beach has determined that the amendment of Section 5-57. – Specifications for docks is necessary to effectively regulate same; and

WHEREAS, the Town's Planning Board, which serves as its Local Planning Agency, has found this Ordinance to be consistent with the Town's Comprehensive Plan and has recommended approval of the amendment to further consistency with the Town's Comprehensive Plan;

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

Section 1. The foregoing whereas clauses are incorporated herein by reference and made a part of hereof.

Section 2. This section amends Chapter 5 – Boats, Docks and Waterways, Article III. – Bulkheads, Docks, Etc., in Boca Ciega Bay, Section 5-57, (a) (1) through 5-57 (a) (4) inclusive, Specifications for docks as follows:

Sec. 5-57. - Specifications for docks.

(a) *Generally.* Docks shall be constructed in accordance with the following:

~~(1) All piling shall be of precast concrete, testing 3,000 pounds or better in 28 days, or creosoted piles, pressure treated or equivalent. Piling shall be at least eight inches square in cross section and be of a length that will permit 25 percent of the length thereof to be embedded in the compacted bottom.~~

- (2) ~~Concrete piling shall incorporate at least four, one-half inch diameter steel rods running the entire length thereof and covered by at least two inches of concrete.~~
- (3)
- (4) ~~All wood incorporated in docks shall be treated by a pressure method meeting the requirements of federal specification TT-W-571d, and all nails and bolts shall be galvanized or better.~~
- (1) The top of piling shall not be higher than 4.12 feet, NAVD and the top of the lift-poles and tie poles shall not be higher than 12.12 feet, NAVD.
- (2) All piling shall be of precast class IV concrete, as specified by Florida Department of Transportation, Standard Specifications for Road and Bridge Construction, January, 2021, edition, 3,500 pounds per square inch or better in 28 days, or of Southern pine piles conforming in physical quality to American Society for Testing and Materials Specifications D 25-55, which have been treated in conformance with American Wood Preservers Association Standard C-3 with chromated copper arsenate (CCA, type A, B, or C) in accordance with American Wood Preservers Association Standard P-5, and which have minimum butt size of nine inches diameter and tip sizes of six inches diameter.
- (3) When Southern pine piles treated with chromated copper arsenate, type A, B, or C, are used, analysis by assay extraction in accordance with American Wood Preservers Association Standard A-2 may be required to show a minimum retention and distribution of solid preservative of 2.5 p.c.f. in the zone zero to 1.5 inches from the surface and 1.5 p.c.f. in the zone 1.5 to 2.0 inches from the surface. In no event shall penetration be less than six feet into the submerged bottom. If impenetrable material is encountered, a variance to this minimum penetration requirement is required.
- (4) All concrete piling shall be at least eight inches square in cross section. Concrete pilings shall incorporate at least four no. 5 steel rods (five-eighths inch diameter) epoxy coated running the entire length thereof, and tied or welded in the form of a three-inch to four-inch square cage. All steel reinforcing rods shall be covered by at least two inches of concrete.
- (5) Tie piling shall project above the surface of the water or land only as high as may be reasonably necessary for use and application; in no case shall this be higher than ten feet above mean high water. All such piling shall be either concrete or Southern pine piling treated in conformance with American Wood Preservers Association Standard C-3 with chromated copper arsenate (CCA) type A, B, or C, and as approved by the Town.
- (6) All metal fastenings shall be hot-dip galvanized or better.
- (7) All other timber shall be pressure treated.
- (8) Spacing of pile bents shall not exceed 12 feet on-center. For timber decked dock construction, the second bent shall not exceed 14 feet in front of the beginning of the dock. The first bent of piling shall be located no further than two feet from the mean high water or the seawall. Outside stringer systems shall be doubled

two-inch by eight-inch pressure treated timber or greater. Five-eighths inch diameter galvanized bolts or greater are to be used for attachment of stringers to piling. Intermediate stringers shall be single two-inch by eight-inch or greater, with a maximum three feet zero inches on-center spacing. Decking shall be two-inch by six-inch, or greater, pressure treated lumber. All pile bents shall have pile caps, two inches by eight inches, bearing stringers to support deck joists on main dock and only on docks with wood pilings. All intersections (stringers) shall be bolted.

- (9) All floating private docks to be constructed in the waters of the Town must have a minimum of 20 pounds per square foot flotation and shall comply with the requirements of section 5-57 (c).
- (10) The intersection of the main dock and finger piers will be constructed by the installation of a pile under the finger pier at the intersection, or by an approved bolted connection; in no case will nailed connection be used.
- (11) Where, because of space restrictions, double stringers are abutted against the seawall, pile caps shall be installed. Such pile caps are to be doubled two inches by eight inches and bolted at each pile.
- (12) Wave break devices, when necessary, shall be designed to allow for maximum water circulation and shall be built in such a manner as to be part of the dock structure or tie poles.
- (13) Docks shall be constructed to allow for maximum light penetration. Special restrictions may be applied where natural resources are present on a case by case basis.
- (14) Walkways to dockhead intersections not supported directly by piles under the connection must be diagonally bolted through the intersecting stringers (minimum triple two-inch by eight-inch dock head stringers) or the use of a two-inch by four-inch by one-fourth-inch galvanized angle bracket or larger must be utilized.
- (15) Catwalks supported by a single pile at each bent and cantilevered structures shall be no wider than 30 inches.
- (16) Environmentally sustainable building practices shall be utilized unless, in the opinion of the Building Code Administrator, it is impracticable to do so.

Section 3. This section amends Chapter 5 – Boats, Docks and Waterways, Article III. – Bulkheads, Docks, Etc., in Boca Ciega Bay, Section 5-57, (a) (5) through 5-57 (d) inclusive, . Specifications for docks as follows:

- (§17) The dock facility shall consist of the slips, boatlifts, dock, catwalks, platforms, lower landings, tie poles, and personal watercraft lifts.
- a. All dock facilities except for boatlifts and associated catwalks, and tie poles, shall be contained within the center one-third of the property along the waterfront, but in no case shall any part of the dock facility be located

- any closer to a side lot line than the required setback for the zoning district in which the property is located.
- b. Boatlifts and associated catwalks, and tie poles may be located no closer than 7.5 feet from the property lines of the associated property as extended into the water provided that no boat may be tied to the side of a tie pole closer to the property line.
- bc. One dock per single-family property is permitted.
- ed. A maximum of two slips with or without boat lifts are permitted.
- de. The maximum allowable dock facility shall be within a 30-foot length from the seawall.
- ef. The total amount of decking including dock and catwalks shall be not greater than 500 square feet.
- g. No portion of the dock facility and/or boat or personal watercraft shall be any closer than the greater of 7½ feet to the side property line or the required side setback as extended into the water unless the facilities are a shared property line dock. Two property owners may choose to abut their dock facilities among their common property line.
1. Two property owners sharing a common side property line as extended into the water can may choose to have a common dock in lieu of two individual private docks.
 2. Shared property line docks on a common property line shall be allowed and shall require an agreement between the property owners that includes a provision that the property owners shall be responsible for the removal of the dock should that agreement be terminated. The agreement shall be recorded with Pinellas County, with a copy of the recorded agreement provided to the-tTown.
 3. The shared property line dock facility shall conform to all requirements of this section.
 4. Only one shared property line dock is allowed per lot.
- (618) Dock facility owners shall be allowed to repair their docks which have been damaged by a natural disaster (act of God, heavy winds and/or seas), in the same configuration of the original permitted dock. This subsection shall not apply in instances where the destroyed or damaged dock was not originally permitted by the town. If a permit has not been applied for within 90 days from the date of destruction, the dock shall conform with all the provisions of this chapter.
- (719) Any dock facility existing at the time of the adoption of this section, although such dock facility does not conform with the provisions hereof, may be continued.
- NON-CONFORMING DOCK FACILITIES THAT ARE LAWFULLY CONSTRUCTED IN ACCORDANCE WITH THE CODE APPLICABLE TO THE DOCK FACILITY AT THE TIME OF CONSTRUCTION, OR IN ACCORDANCE WITH A VARIANCE GRANTED BY THE BOARD OF ADJUSTMENT, MAY EXPAND AS A MATTER OF RIGHT PROVIDED THAT SAID EXPANSION DOES NOT FURTHER INCREASE THE DEGREE OF NON-CONFORMITY.

No alterations may be made to ~~SAID~~ ANY dock FACILITY THAT IS NOT CONSTRUCTED IN ACCORDANCE WITH THE CODE APPLICABLE TO THE DOCK FACILITY AT THE TIME OF CONSTRUCTION, OR IN ACCORDANCE WITH A VARIANCE GRANTED BY THE BOARD OF ADJUSTMENT, WHICH IF SUCH alteration will increase IT'S THE DOCK FACILITY'S degree of non-conformity. BUT SHALL NOT PROHIBIT ~~Work~~ to maintain, repair, rebuild or reconstruct necessary to keep the dock facility in sound condition within the same or smaller footprint is permitted.

FOR THE PURPOSES OF THIS SECTION, "INCREASE THE DEGREE OF NON-CONFORMITY" IS LIMITED TO THE NON-CONFORMING ASPECT OF THE EXISTING DOCK FACILITY AND ADDITIONS OR EXPANSIONS THAT WOULD BE PERMITTED FOR A NEW OR CONFORMING DOCK FACILITY SHALL NOT BE DEEMED AS INCREASING THE DEGREE OF NON-CONFORMITY AND SHALL BE PERMITTED AS A MATTER OF RIGHT. FOR EXAMPLE, EXPANSION OF THE WIDTH OF A NONCONFORMING DOCK FACILITY IS PERMISSIBLE WHEN THE CONFORMITY IS AS TO THE LENGTH OF THE DOCK.

(820) There will be a permit fee for all docks subject to inspection as established in section 6-308(f).

(921) Except as changed by the provisions of sections 6-307 and 6-314, docks erected serving any lots in the town shall be subject to the following restrictions governing size, shape and location:

- a. No dock shall be erected which will, in the opinion of the building official, deprive owners of adjacent or nearby lots of equal docks and equal access to the docks.
- b. Except as provided in Section 5-57 (a)(5)(d), no dock construction, including all landings and stairs, shall project more than 30 feet from the face of the seawall, or 30 feet from the shoreline, which is defined for the purpose of this section as the mean low water line.
- c. ~~NO DOCK WALKWAY, WHICH IS DEFINED FOR THE PURPOSE OF THIS SECTION AS THE STRUCTURE EXTENDING FROM LAND TO THE HEAD, SHALL BE MORE THAN SIX FEET WIDE.~~

(b) *Maximum height of enclosed docks.* No enclosed or covered portion of any pier, dock, walkway, or other similar structure extending beyond the high-water mark of the waters of Boca Ciega Bay on any cove, inlet, or arm thereof from the adjacent lot elevation shall rise in height more than three feet above the level of the lot elevation. This provision shall not, however, apply to open-work railings, fish-cleaning tables, and flag or signal poles placed thereupon.

(c) *Floating docks.* No floating dock shall be installed that will exceed the length and width and summation of total dockage square foot area limitations for floating and pile installed docks as provided in this article. Nothing in this section shall

1 prohibit the installation of floating docks so long as they are constructed of
2 completely new components attached to new and separate piling and comply with
3 all other appropriate sections of this article and the seal and signature of the
4 engineer of record as defined in Section 10-10 of this Code shall be affixed to all
5 plans submitted for such docks. Floatation shall be no less than that specified by
6 Pinellas County. No floating dock shall be placed or situated in any of the town's
7 waterways so as to impede or restrict in any way the free and safe passage of any
8 other vessels using or entitled to use the waterways of this state.
9

10 (d) *Disposition of removed dock concrete.* Concrete pilings and other concrete
11 remnants of docks being replaced by new docks may be placed on the seabed
12 subject to the following restrictions:

13 (1) For a non-residential dock the Engineer of Record, as is defined in Section
14 10-10 of this Code, or for a residential dock, the contractor to whom the
15 dock permit is issued, certifies in writing to the Town, on a form to be
16 provided by the Town, that:

- 17 a. there are no contaminants in the concrete that would adversely
18 affect water quality based on the standards established by Pinellas
19 County; and
20 b. there are no seagrasses or other environmentally sensitive features
21 on or within 15 feet of the location where the concrete is to be
22 placed.

23 (2) There is no exposed metal on or within the concrete;

24 (3) The concrete:

- 25 a. is placed under the footprint of the new dock; or
26 b. is placed at the base of the seawall in a single row in physical
27 contact with the seawall or with previously placed removed
28 concrete; and
29 c. is located completely below the Mean Low Water elevation.

30 (4) The removed concrete may project above the Mean Low Water elevation
31 at the seawall if it is covered by material that meets the requirements of §
32 5-63, "riprap" of this Code.
33
34

35 **Section 4.** If any section, subsection, sentence, clause, provision or word of this
36 Ordinance is held unconstitutional or otherwise legally invalid, same shall be severable and the
37 remainder of this Ordinance shall not be affected by such invalidity, such that any remainder of
38 the Ordinance shall withstand any severed provision, as the Board of Commissioners would have
39 adopted the Ordinance and its regulatory scheme even absent the invalid part.
40

41 **Section 5.** This Ordinance shall become effective immediately upon final passage
42 and adoption.
43

PASSED AND ADOPTED by the Board of Commissioners of the Town of Redington Beach, Pinellas County, Florida, on this ____ Day of _____ 2021.

ATTEST:

Missy Clarke, CMC Town Clerk

Nick Simons, Mayor

	Motion	Seconded	Aye	Nay	Absent
Commissioner Cariello					
Commissioner Dorgan					
Commissioner Skjoldager					
Commissioner					
Mayor Will					



MAR 03 2021

TOWN OF REDINGTON BEACH, FLORIDA

APPLICATION FOR APPOINTMENT TO TOWN BOARD OR TOWN COMMITTEE

NAME: Tiffany Terracciano
ADDRESS: 15904 1st St E, Redington Beach, FL 33708
HOME PHONE: 727-NA CELL PHONE: 727-488-0140
E-MAIL: t5miles717@gmail.com

SEEKING APPOINTMENT TO (Check Appropriate Choice):

☐ Board of Adjustment ☐ Planning Board ☒ Park Board ☐ Other (Specify) _____

EDUCATIONAL BACKGROUND:

School: Eckerd College Location: St. Pete, FL Major: Human Development Degree: BA

EMPLOYMENT:

Employer: St. Pete Running Company Industry: Part Time - Stay at home Mom for rest of time
Address: 6986 22nd Ave N. City: St. Pete State: FL Zip: 33710
Position: Back Horse Mgr. How Long: 5 yrs
Employment Reference: Janna Angel or Phone: 727-800-5043
Prior Employment: Cody Angel

Employer: _____ Industry: _____
Address: _____ City: _____ State: _____ Zip: _____
Position: _____ How Long: _____
Employment Reference: _____ Phone: _____

Why would you like to be considered as a candidate for service as noted in this Application?

I have been a resident here for 8 years and have 2 young children. I love our park and would love an opportunity to be a part of making it better for years to come.

Signature

Date:

3/1/21



TOWN OF REDINGTON BEACH, FLORIDA
APPLICATION FOR APPOINTMENT TO
TOWN BOARD OR TOWN COMMITTEE

NAME: Debra Anderson
ADDRESS: 16213 Redington Dr Redington Beach, FL 33708
HOME PHONE: 727-415-8013 CELL PHONE: 727-415-8013
How long has Applicant been a Redington Beach resident? 27 yrs

SEEKING APPOINTMENT TO: (Check one)

☐ Board of Commissioners ☐ Planning Board
☐ Board of Adjustment ☐ Finance Committee
☐ Regular Member ☐ Alternate PARK BOARD

EDUCATIONAL BACKGROUND:

College: 3 YRS Location: Eastern Mich
Major: Ed, Pre-Sch Degree: (nmc, Monroe CC)
(2) (3) Mich

EMPLOYMENT INFORMATION:

☐ Currently Employed ☒ Retired

Most recent employment:

Employer: CARLTON Fields LAW Firm Phone: 813-223-7000
Address: 4221 W. Boy Scout Blvd City, State, Zip Code: Tampa, FL 33607
Position: Reception, File Clerk How long: 10 yrs

Why do you want to serve on the Town Commission? Be an active
member of community for betterment of our Town

Applicant Signature Debra Anderson Date 09 MAR 2021

For Office Use Only:

Date Considered by Commission: _____ Date of Appointment: _____
Term: _____ Term Expires on: _____

TOWN OF REDINGTON BEACH

Resolution 2021-02

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF REDINGTON BEACH, FLORIDA, PROVIDING FOR SIGNATORIES AT CHASE BANK; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Charter of the Town of Redington Beach authorized the Town Commissioners to handle all aspects of municipal needs for the Town of Redington Beach including that of maintaining and providing for banking services.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF REDINGTON BEACH, FLORIDA AS FOLLOWS:

Section 1: Pursuant to the Town Charter and Ordinances, the Town Commissioners have the ability and authority to enter into and provide for banking services on behalf of the Town of Redington Beach.

Section 2: That the Town of Redington Beach Commission authorizes the following officials to effect transactions with Chase Bank: Mayor David Will, Commissioner Tom Dorgan, Commissioner Shawntay Skjoldager, Commissioner Richard Cariello and Commissioner

Section 3: This resolution shall become effective upon adoption.

Section 4: All Resolutions and part of Resolutions in conflict herewith are repealed.

PASSED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF REDINGTON BEACH, FLORIDA, IN REGULATION SESSION THIS 17th Day of March, 2021.

Attest:

By: _____
Missy Clarke, CMC, Town Clerk

By: _____
Nick Simons, Mayor

	Motion	Second	Aye	Nay	Absent
Commissioner Dorgan					
Commissioner Cariello					
Commissioner Skjoldager					
Commissioner					
Mayor Will					

TOWN OF REDINGTON BEACH

Resolution 2021-03

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF REDINGTON BEACH, FLORIDA, ADOPTING A CHANGE IN THE EMPLOYEE MANUAL, CHAPTER 7, TIME OFF BENEFITS, SECTION 7.3, VACATION TIME; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Redington Beach wants to amend Chapter 7, Time Off Benefits to provide employees with the ability to carry over vacation time from year to year.

WHEREAS, the Board of Commissioners met in regular session on March 17, 2021, to review the proposed amendment of said Chapter 7, Section 7.2 Vacation time and which is set forth herein;

Section 1: Section 7.2 All full-time employees of the Town shall be entitled to a vacation consisting of ten (10) working days per year. Employees eligible for ten (10) days' vacation may take ten successive days upon approval of the town clerk and the mayor. A new employee shall complete six (6) full months of service to be eligible for this benefit. If an employee is discharged or laid off prior to completing her/his indoctrination period, he/she shall be entitled to one day of vacation for each full month of completed service. An employee who resigns prior to completing the indoctrination period shall not be entitled to any of the benefits described in this section. Vacation years start with the first day of employment. All full time permanent employees of the Town, having occupied such position for a period of twelve (12) consecutive calendar months shall be allowed vacation leave with pay as follows:
1-5 years of service will receive 80 hours (2 weeks)
6-10 years of service will receive 120 hours (3 weeks)
11 + years of service will receive 160 hours (4 weeks)

If the available vacation is not used by the end of the year, a maximum of five (5) days may carry over to the employee's next year of employment, not to exceed 80 hours or ten (10) days.

Section 2.: If employment is terminated, including those employees retiring, separating for military service, or whose positions are eliminated, accrued unused vacation leave that has been earned through the last day of active employment will not be paid out.

Section 3: This Resolution shall become effective upon its adoption.

PASSED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF REDINGTON BEACH, FLORIDA, IN REGULAR SESSION THIS 17th Day of March, 2021.

Attest:

By: _____
Missy Clarke, CMC, Town Clerk

By: _____
David Will, Mayor

	Motion	Second	Aye	Nay	Absent
Commissioner Cariello					
Commissioner Skjoldager					
Commissioner Dorgan					
Vice Mayor					
Mayor Will					

7.2 Vacation Time

All full-time employees of the Town shall be entitled to a vacation consisting of ten (10) working days per year. Employees eligible for ten (10) days' vacation may take ten successive days upon approval of the town clerk and the mayor.

A new employee shall complete six (6) full months of service to be eligible for this benefit. If an employee is discharged or laid off prior to completing her/his indoctrination period, he/she shall be entitled to one day of vacation for each full month of completed service. An employee who resigns prior to completing the indoctrination period shall not be entitled to any of the benefits described in this section. Vacation years start with the first day of employment.

All full time permanent employees of the Town, having occupied such position for a period of twelve (12) consecutive calendar months shall be allowed vacation leave with pay as follows:

1-5 years of service will receive 80 hours (2 weeks)

6-10 years of service will receive 120 hours (3 weeks)

11 + years of service will receive 160 hours (4 weeks)

~~No annual leave shall be carried over from one year to the next. When a regularly scheduled holiday occurs during the period of an employee's leave, an additional day of vacation shall be granted. Employees shall not be credited with leave earnings for any month in which they are not in pay status for one-half or more of the work days of the month, i.e. employee on approved leave without pay.~~

If the available vacation is not used by the end of the year, a maximum of five (5) days may carry over to the employee's next year of employment, not to exceed 80 hours of ten (10) days.

If, employment is terminated, including those employees retiring, separating for military service, or whose positions are eliminated, accrued unused vacation leave that has been earned through the last day of active employment will not be paid out.