



City of Naples

Regular Meeting Aug. 7, 1985

City Council Chambers
735 Eighth Street South
Naples, Florida 33940

-SUBJECT-	Ord. No.	Res. No.	Page
<u>ANNOUNCEMENTS</u>			
MAYOR BILLICK - noted his belief that Council should not fill the vacancy because of the nearness of the municipal election - noted that Mr. Barnett would be at the next meeting			1
CITY MANAGER JONES - outlined tentative schedule for budget workshops and first Public Hearing			1
CHARLES DAURAY - presented Council with a flag with the Centennial Seal embroidered on it on behalf of the Collier County Historical Society and in memory of Paul Benedum, Sr.			1
<u>APPROVAL OF MINUTES</u> - Regular Meeting, 07/17/85 Special Meeting, 07/17/85 Special Meeting, 07/24/85			1
<u>PURCHASING</u>			
-Award bid - two submersible sewage pumps		85-4776	1&2
-Waive bids - purchase six cars for P.D. on state contract		85-4777	2
<u>RESOLUTIONS</u>			
-Approve 60-day extension for <u>temporary use permit</u> for Coastland Chrysler-Plymouth		85-4778	2
-Accept esmt. & bill of sale - water service - <u>Gulfcourt S/D</u>		85-4779	2
-Approve Spec. Ex. Pet. 85-S14 - permit <u>expansion of transient lodging facility</u> - Stoney's Citrus Inn		85-4782	3&4
-Approve requesting Department of Natural Resources to increase the size of <u>Idle Speed - No Wake zone</u> - Naples Bay		85-4784	5
-Authorize application for funding - <u>Community Development Block Grant</u> - River Park & Carver area		85-4786	6
<u>ORDINANCES - Second Reading</u>			
-Adopt Comprehensive Plan Amendment Pet. 85-CP2 - to increase density at owner's request - <u>Stoney's Citrus Inn</u>	85-4780		2&3&4
-Adopt Rezone Pet. 85-R6 - to change zoning to "PD" - <u>Stoney's Citrus Inn</u>	85-4781		3&4
-Adopt miscellaneous <u>amendments</u> to Appendix "A" - Zoning	85-4783		4
-Adopt amendment to previously approved development plan - <u>Marina south of Avion Park</u>	85-4785		5
- <u>First Reading</u>			
-Approve amendment to Code of Ordinances - re <u>newspaper vending machines</u>	85-		6
<u>DISCUSSION</u>			
-Discussion/action with reference to <u>jetty project</u> - Gordon Pass			7
-Authorize \$1,000 donation - Little League All-Star Girls			7
-Approve adjusting City Attorney's salary to \$47,500			8

COUNCIL MEMBERS

M O T I O N
S E C T I O N
Y E N S O
A B S E N T

CONSENT AGENDA (Cont)

PURCHASING (Cont)
---RESOLUTION 85-4777

ITEM 5(Cont)
ITEM 5-b

A RESOLUTION AUTHORIZING THE PURCHASE OF SIX (6) 1985 FORD CROWN VICTORIA "S" FOUR-DOOR SEDANS FROM FLORIDA STATE CONTRACT; WAIVING THE REQUIREMENTS FOR COMPETITIVE BIDS THEREON; AND PROVIDING AN EFFECTIVE DATE.

Title not read.

*** *** ***

---RESOLUTION 85-4778

ITEM 6

A RESOLUTION EXTENDING FOR SIXTY (60) DAYS AUTHORIZATION FOR COASTLAND CHRYSLER/PLYMOUTH TO USE TEMPORARY FACILITIES AT 2640 TAMIAMI TRAIL NORTH AS A SALES AND SHOWROOM AREA; AND PROVIDING AN EFFECTIVE DATE.

Title not read.

*** *** ***

---RESOLUTION 85-4779

ITEM 7

A RESOLUTION ACCEPTING AN EASEMENT AND BILL OF SALE RELATING TO WATER AND SEWER MAIN EXTENSIONS FOR GULFCOURT SUBDIVISION; AND PROVIDING AN EFFECTIVE DATE.

Title not read.

In response to questions from Mayor Billick, City Manager Jones explained that the cars purchased in Agenda Item 5-b would be replacement cars for the Police Department, but would have some administrative use prior to being used as patrol cars, thereby utilizing them over a longer period of time.

Anderson
Barnett
Bledsoe
Richardson
Schroeder
Billick

X
X
C
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S
X

MOTION: To APPROVE the minutes and ADOPT the resolutions as presented.

-----END CONSENT AGENDA-----

COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES
PLANNING ADVISORY BOARD

ITEM 8

---ORDINANCE 85-4780

ITEM 8-a-1

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN OF THE CITY OF NAPLES RELATING TO A PORTION OF THE PROPERTY LOCATED AT 2360 TAMIAMI TRAIL, NORTH, MORE PARTICULARLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO CHANGE THE EXISTING COMPREHENSIVE PLAN DESIGNATION FOR SAID PROPERTY AT THE REQUEST OF THE PROPERTY OWNER FROM LOW-DENSITY RESIDENTIAL TO MEDIUM-DENSITY RESIDENTIAL TO PERMIT EXPANSION OF AN EXISTING COMMERCIAL USE.

Title read by City Attorney Rynders.

COUNCIL MEMBERS	M	S		A
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	T	C		S
	I	O	Y	E
	O	N	E	N
	N	D	S	O
				T

COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES
PLANNING ADVISORY BOARD (Cont)

ITEM 8
(Cont)

---ORDINANCE 85-4781

ITEM 8-a-2

AN ORDINANCE REZONING PROPERTY LOCATED AT 2360 TAMIAMI TRAIL, NORTH, MORE PARTICULARLY DESCRIBED HEREIN, FROM "HC" HIGHWAY COMMERCIAL AND "R1-7.5" SINGLE-FAMILY RESIDENTIAL TO "PD" PLANNED DEVELOPMENT; DIRECTING THAT THE ZONING ATLAS OF THE CITY OF NAPLES BE AMENDED ACCORDINGLY; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO REZONE SAID PROPERTY AT THE REQUEST OF THE PROPERTY OWNER TO PERMIT EXPANSION OF AN EXISTING TRANSIENT LODGING FACILITY.

Title read by City Attorney Rynders.

---RESOLUTION 85-4782

ITEM 8-a-3

A RESOLUTION GRANTING A SPECIAL EXCEPTION TO PERMIT EXPANSION OF A TRANSIENT-LODGING FACILITY (I.E., MOTEL) AT STONEY'S CITRUS INN, 2360 TAMIAMI TRAIL NORTH; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Public Hearing: Reopened - 9:24 a.m. Continued from Regular Meeting, 07/17/85

Closed - 9:50 a.m.

Architect Robert Forsythe, representing the Stoneburners, noted his clients' agreement with all the stipulations in the staff report attached to the proposed resolution except the dedication of 60 foot wide street right-of-way (R/W) for the extension of 10th Street. In response to a question from Mayor Billick, Attorney Dudley Goodlette, also representing the Stoneburner family, noted that dedication of a 60 foot R/W would cause them to remove several mobile homes and to move the existing laundry and bathroom facilities. He noted that the requirement of a dedication of the 60 foot R/W would prevent them from going forward with the plans submitted. He noted that they had offered to dedicate a 30 foot R/W, which would require them to move the laundry and bathroom facilities to another part of the park. He added that they would need assurances of obtaining permits to reconstruct these facilities. City Attorney Rynders stated that during discussion of the road, he had made the point that it would be paved 20 foot wide by the landowner. Mr. Schroeder again noted his opposition to continuing the existence of the trailer park and to expanding it. Local residents Zada and Fred Lindsay made statements in opposition to the proposed plan (Attachments #2 and #3). Mr. Lindsay noted the requirement of the trailer park to conform to new standards controlled by the County. Bob Moates, manager of the facility, stated that he had met with the representative of the County Health and Rehabilitation Service and that the park would meet the standards. In response to questions from Mr. Bledsoe, City Attorney Rynders noted that a nonconformity had to be 50% destroyed before Council had to approve reconstruction. In response to local resident Sophie Gaziano about the wiring in the park, Mr. Anderson said that he and the City electrical inspector had checked on that and everything was in conformance.

Anderson
Barnett
Bledsoe
Richardson
Schroeder
Billick
(4-1)

X	X		X
	X		
X	X		
	X	X	

ITEM 8-a-1

MOTION: To ADOPT the ordinance as presented on Second Reading.

COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES
PLANNING ADVISORY BOARD (Cont)

ITEM 8
(Cont)

ITEM 8-a-2

MOTION: To ADOPT the ordinance as presented on Second Reading.

COUNCIL MEMBERS	M	O	T	I	O	N	VOTE		A
							Y	N	
Anderson								X	
Barnett									X
Bledsoe					X		X	X	
Richardson	X						X	X	
Schroeder									X
Billick (4-1)							X		

ITEM 8-a-3

MOTION: To ADOPT the resolution as presented including the requirement to dedicate a 60 foot R/W.

Anderson							X	X	
Barnett									X
Bledsoe							X	X	
Richardson	X						X	X	
Schroeder									X
Billick (4-1)							X		

Attorney Dudley Goodlette indicated that his clients may not be willing to dedicate a 60 foot right-of-way and this action may effectively deny their petition.

ORDINANCE 85-4783

ITEM 8-b

AN ORDINANCE RELATING TO ZONING, AMENDING SECTION 5.1 "R1-E" RESIDENCE DISTRICT, SECTION 5.2 "R1-15" RESIDENCE DISTRICT, SECTION 5.3 "R1-10" RESIDENCE DISTRICT, SECTION 5.4 "R1-7.5" RESIDENCE DISTRICT, SECTION 6, SUPPLEMENTARY DISTRICT REGULATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. PURPOSE: TO CLARIFY THE POINT THAT FOR A GARAGE OR CARPORT TO HAVE A 15 FOOT REAR SETBACK ADJACENT TO AN ALLEY IN ALL SINGLE-FAMILY ZONE DISTRICTS THERE MUST BE DIRECT VEHICULAR ACCESS FROM THAT ALLEY; TO SEPARATE THE PROVISION REQUIRING A MINIMUM DISTANCE BETWEEN PRINCIPAL BUILDINGS FROM THE YARD ENCROACHMENT PROVISION; TO ADD A PARKING REQUIREMENT WHICH WAS INADVERTENTLY OMITTED IN THE ADOPTION OF A PREVIOUS ORDINANCE; TO AMEND THE VEHICLE ENCROACHMENT INTO REQUIRED LANDSCAPE AREA TO CORRESPOND TO THE REDUCED LENGTH OF REQUIRED PARKING SPACES; TO CLARIFY CERTAIN PROVISIONS OF SECTION 6.

Public Hearing: Opened - 10:06 a.m. Closed - 10:09 a.m.

Mr. Schroeder suggested an amendment to the ordinance as outlined in City Manager Jones' memo dated July 18, 1985 (Attachment #4).

MOTION: To AMEND the ordinance as per Attachment #4.

Anderson								X	
Barnett									X
Bledsoe							X	X	
Richardson					X		X	X	
Schroeder	X						X	X	
Billick (5-0)							X		

MOTION: To ADOPT the ordinance as amended on Second Reading.

Anderson							X	X	
Barnett									X
Bledsoe							X	X	
Richardson	X						X	X	
Schroeder							X	X	
Billick (5-0)							X		

-----END COMMUNITY DEVELOPMENT/P.A.B.-----

COUNCIL MEMBERS	M	S	VOTES		A B S E N T
	O T I O N	E C O N D	Y E S	N O	

-----ADVERTISED PUBLIC HEARINGS-----

---RESOLUTION 85-4784

ITEM 9

A RESOLUTION REQUESTING THE DEPARTMENT OF NATURAL RESOURCES, DIVISION OF MARINE RESOURCES, TO INCREASE THE SIZE OF THE PROPOSED ADDITION TO EXISTING IDLE SPEED - NO WAKE ZONE IN NAPLES BAY FOR THE PURPOSE OF REGULATING BOAT SPEEDS AND WAKES IN SUCH AREAS; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Public Hearing: Opened - 10:10 a.m. Closed -

MOTION: To ADOPT the resolution as presented.

Anderson				X	
Barnett					X
Bledsoe				X	
Richardson		X		X	
Schroeder	X			X	
Billick				X	
(5-0)					

---ORDINANCE 85-4785

ITEM 10

AN ORDINANCE APPROVING AN AMENDMENT TO A PREVIOUSLY APPROVED DEVELOPMENT PLAN FOR PROPERTY LOCATED WEST OF THE AIRPORT, EAST OF GORDON RIVER, AND SOUTH OF THE AVION PARK SUBDIVISION; AND PROVIDING AN EFFECTIVE DATE. PURPOSE: TO APPROVE PROPOSED CHANGES TO A PREVIOUSLY APPROVED DEVELOPMENT PLAN FOR A PROPOSED MARINA/FACILITY THAT WOULD INCLUDE A "CLUB" AND COMMERCIAL SALES/SERVICE BUILDING, CERTAIN RECREATION FACILITIES AND BOAT STORAGE AND LAUNCHING FACILITIES.

Title read by City Attorney Rynders.

Public Hearing: Opened - 10:13 a.m. Closed - 10:25 a.m.

Ken and Barbara Barton made statements in opposition to the proposed facility. They indicated their feelings that the "club" atmosphere had been lost and they felt it would reduce their property values. Mr. Barton noted an appraisal of his property he had, a copy of which is on file in this meeting packet in the City Clerk's office. Mrs. Barton stated she felt her neighbors had given approval in order to obtain a paved road, but this did not satisfy her. Mr. Barton was strongly opposed to the size of the boat storage building. Mr. Anderson noted that the large building was to be relocated back from the road.

MOTION: To ADOPT the ordinance as presented on Second Reading.

Anderson				X	
Barnett					X
Bledsoe		X		X	
Richardson				X	
Schroeder	X			X	
Billick				X	
(5-0)					

-----END ADVERTISED PUBLIC HEARINGS-----

BREAK: Recessed - 10:27 a.m. Reconvened - 10:39 a.m.

COUNCIL MEMBERS

M	S			A
O	E	Y	N	B
T	C			S
I	O			E
O	N			N
N	D	S	O	T

-----FIRST READINGS-----

---ORDINANCE 85---

ITEM 11

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF NAPLES, FLORIDA, BY ADDING A NEW SECTION TO CHAPTER , ENTITLED "NEWSRACKS", PROVIDING A COMPREHENSIVE SET OF REGULATIONS, EITHER IN WHOLE OR IN PART, AND PROVIDING AND EFFECTIVE DATE. PURPOSE: TO PROVIDE STANDARDS AND RESTRICTIONS ON THE LOCATION, SIZE, APPEARANCE AND PLACEMENT OF NEWSPAPER VENDING MACHINES; SETTING AN ADMINISTRATIVE CHARGE FOR THE CARRYING OUT OF THIS REGULATORY PROGRAM AND PROVIDING FOR REMOVAL UNDER CERTAIN CONDITIONS.

Title read by City Attorney Rynders.

Mayor Billick noted that before the Second Reading, copies of this proposed ordinance would be circulated to all civic associations, property owners associations and others. President of the Naples Beautification Council Herb Anderson addressed Council in support of the proposed ordinance. Almeida Evans, member of the Beautification Council also spoke in favor of the proposal, but indicated her doubts about having the vending machines chained together. Citizen Jim Weigel, speaking for himself, Charles Reinbolt, representing the Moorings Property Owners, and Robert Steffens, representing the Park Shore Association, all spoke in support of the proposal. Citizen Tom Morgan spoke in support of the ordinance; however, he felt there might be some difficulty with Section 4(f)(1) & (2) regarding newspapers that contained reproductions of personal private areas. Citizen Jim McGrath suggested keeping the vending machines in shopping centers under overhangs, rather than out in the parking area. Jim Morris, Miami Herald, and Ken Tanner, Naples Daily News, addressed Council, stating that their newspapers had tried to cooperate with Community Development Director Barry's suggestions to alleviate the problems with newspaper vending machines. Mr. Morris noted that they would have counsel with them at the Second Reading to discuss the constitutionality of such an ordinance. City Attorney Rynders commented that he had not seen a similar ordinance that had stood the test of a court case, but he felt that one could be written that would. In response to questions from Council, the City Attorney added that the permits could be for three years at an annual cost of \$5.00 per vending machine. He further noted that some minor language had been omitted from the body of the ordinance that would be in before the Second Reading. Mayor Billick suggested that the Second Reading be tentatively scheduled for the first meeting in September.

MOTION: To APPROVE the ordinance as presented on First Reading.

-----END FIRST READINGS-----

---RESOLUTION 85-4786---

ITEM 12

A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION FOR FUNDING UNDER THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM IN THE AMOUNT OF \$140,000 TO UPGRADE AND MAINTAIN THE RESIDENTIAL AREA GENERALLY REFERRED TO AS THE CARVER/RIVER PARK APARTMENT AREA; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

MOTION: To ADOPT the resolution as presented.

Anderson			X	
Barnett				X
Bledsoe			X	
Richardson		X	X	
Schroeder	X		X	
Billick (5-0)			X	
Anderson			X	
Barnett				X
Bledsoe	X		X	
Richardson			X	
Schroeder		X	X	
Billick (5-0)			X	

COUNCIL MEMBERS	M O T I O N	S E C O N D	VOTE		A B S E N T
			Y E S	N O	
<p><u>DISCUSSION/ACTION WITH REFERENCE TO</u> <u>ITEM 13</u> <u>JETTY PROJECT AT GORDON PASS</u> Requested by City Manager</p>					
<p>City Attorney Rynders noted that there was no resolution prepared for this item. City Manager Jones stated that he had distributed a Public Notice received from the Corps of Engineers and particularly noted "Sheet 1 of 5" (Attachment #6) which contained a diagram that may be useful in the discussion today. He then reviewed the information in his memo dated August 2, 1985 (Attachment #5). Citizen John Donahue addressed Council at length in support of constructing a jetty on the north side of Gordon Pass. He referred to several beach studies done in the past. He noted the proposed dredging the Corps of Engineers is going to do at Gordon Pass. He stated that he had been told that the Corps of Engineers will not deposit the sand that is dredged out on the beach north of Gordon Pass until a jetty has been built on the northern side of the Pass. He noted that in all likelihood they would again place the sand on Keewaydin Island. He cited the cost of sand to improve the beach which would have to be hauled from Fort Myers and noted that the cost was greater than the cost to construct a jetty. He noted the presence of David Tackney who prepared the 1980 Beach Study and who he had retained for input in today's discussion. Mr. Tackney also spoke in support of constructing a jetty on the north side of Gordon Pass. He also pointed out that the City could have to request the Corps of Engineers to put the dredged sand on the Naples beaches north of the Pass. Citizen Charles Reinbolt noted the time it takes to get matters of this type cleared through the authorizing agencies.</p>					
<p><u>MOTION:</u> That the City pursue the construction of the groin on the north side of Gordon Pass and that the City Manager be asked to come to Council with a funding plan for this construction.</p>					
Anderson	X		X		X
Barnett					
Bledsoe					X
Richardson					X
Schroeder		X	X		
Billick					X
(2-3)					
FAILED					
<p>Mr. Anderson stated that he felt there had been enough studies and he did not want to spend any more money on another study. After further discussion by Council members, citizen Jack Love stated that he had discussed this with individual in the Department of Natural Resources (DNR), Department of Environmental Regulations (DER), and the Corps of Engineers concerning this matter. He stated that Corps' first consideration was to keep sand out of Gordon Pass and a jetty would help reduce the sand building up there. He further said that if there were no jetty, they would never sanction sand being placed on the beach north of the Pass; however, if a jetty were constructed, he felt that arrangements could be made to put the dredged sand on the Naples beach rather than Keewaydin Island. He urged Council to vote in favor of constructing a jetty and he would go to Tallahassee himself to obtain letters of commitment on the placement of the sand.</p>					
<p><u>MOTION:</u> To proceed with plans for building a jetty on the north side of Gordon Pass and applying for permits to do so subject to obtaining letters of commitment to place sand on Naples beaches.</p>					
Anderson			X		X
Barnett					
Bledsoe			X		
Richardson			X		
Schroeder		X	X		
Billick	X		X		
(5-0)					
<p>***</p>					
<p><u>REQUEST BY GREATER NAPLES LITTLE LEAGUE AND SENIOR</u> <u>ITEM 14</u> <u>LEAGUE GIRL'S SOFTBALL FOR CONTRIBUTION TO BE USED</u> <u>IN TRAVEL EXPENSES AS THE LITTLE LEAGUE ALL-STAR</u> <u>GIRLS ADVANCE IN TOURNAMENT PLAY</u></p>					
<p><u>MOTION:</u> To <u>AUTHORIZE</u> a \$1,000.00 donation.</p>					
Anderson					X
Barnett					
Bledsoe					
Richardson	X				
Schroeder		X			
Billick					
<p>***</p>					
<p style="text-align: center;">C O N S E N S U S</p>					

Supplemental Attendance list - Regular Meeting, August 7, 1985

Reverend Walter Lauster
 Robert Steffens
 Jack Love
 Mr. & Mrs. Fred Lindsay
 Bill Hill
 Tish Gray
 Herb Anderson
 Charles Dauray
 Thomas Bryant
 Egon Hill
 Jack Amaral
 Robert Forsythe
 Dudley Goodlette

David Humphrey
 Michael Jones
 T. J. Boyd
 Sophie Gaziano
 Robert Russell
 Mr. & Mrs. Ken Barton
 Almeida Evans
 C. A. Reinbolt
 Tom Morgan
 Bob Moates
 W. W. Gilman
 Jim Weigel

Jerry Zehr
 Chris Donahue
 Donald E. Hemke
 David Tackney
 Richard Anderson
 Don Touchstone
 Jim McGrath
 James Morris
 Ken Tanner
 John Donahue

News Media

Ed Solberg, TV-9
 Gary Arnold, WEVU TV-26
 Curt Johnson, WEVU TV-26

Chuck Curry, Naples Daily
 News
 Margaret Minarich, Naples
 Star

Denes Husty, News Press
 Lori Rozsa, Miami Herald

Other interested citizens and visitors.

DDD784

Your Honor Mayor Billick & City Council Members, my name is yds Lindsey & I live at 1024-28th ave N, ATTACHMENT #2 - page 1 303

At our prior meeting I have mentioned Naples Trailer Court. What were the plans for it and if this planned Development could effect the future zoning of ~~this~~ adjacent properties.

One Councilman spoke out stating this planned Development is not a part of Naples Trailer Court. For the records this Petition as per the legal description of the property not only includes Lots 1+2, Blk B of Franke Subdivision which is now zoned Single Family but also states, The E. 280 feet of the W. 305 ft. of Lot 86. Lot 86 is Naples Trailer Park. Please note map.

The trailer Court is part of this petition and now that 10th Street is to be dedicated, paved and opened up. I understand 37 trailers must be moved. When are they to be moved? What is being planned on the E. of 10th St. This is a good time to move the trailers out of town. Should we have a place inside the City limits looking like this named "Naples Trailer Court." It was alright 30 or 40 years ago - but I'm not proud to say it's in our neighborhood. Stoneburner must have been ashamed of the trailer Court himself. He didn't want it carrying his name so he left it "Naples Trailer Court."

(2)

Zada Lindsay

The Developers do not need planned development if they are only presenting a plan to build a Hotel on Highway Commercial. But they are out to take over single family residential lots for retail stores, unsightly parking lots and a 4 story Hotel meaning over the normal 35 foot high building. What will the City accomplish by allowing all this. I'm trying to tell you... a Hotel not compatible with our neighborhood, a larger parking lot for semi-trailer trucks and worse traffic. We don't want and we don't need Semi-trucks at our entrance nor on our street. yes, they do go down the street. As Mrs. Henry Bonta, Mr. Steve Oldock or even Mr. Vincent that lives at 1399 - 28th Ave. He told me some trucks pass his house and turn at 14th Ave. Why don't the City pass an ordinance to remedy this situation. On the other hand some people think they are above all laws. I understand No Permit was received to tear down the buildings next to Chrysler until it was brought to Mr. Barrip's attention a month after the building rubble had been hauled away.

I think Stoneburner should improve what she has and if she wants to develop, move the trailers and build a nice residential area where it's located. Stoneburner has crowded 172 Trailers where there should be 44 ^{Single} ~~Family~~ ^{Families}

(3)

Zola Lindsay

DDD784

able

We as citizens each have a right to freedom from interference with our property rights. A right to unrestricted enjoyment and use of our property. This right is being taken from me when I can't enjoy my property because of the noise created and the increased traffic it would promote. I maintain the traffic will create undue annoyance and inconvenience in being to even enter our street. Now, don't even mention to me the little, ridiculous signs placed on 28th Avenue. You could have saved some tax dollars by not putting them up. They are insignificant, not enforceable & believe me does not even start to help this traffic situation.

Our right of being located in a single home residential area is being taken away.

The right of being able to sell my home at an equitable market price has been taken from me because this development will bring our home values down.

~~In closing, I can live with myself knowing I did my best and spent time & money to find out I will accept you~~ In closing I can say I'm more aware of alot of things existing I never realized. Thank you.

306

August 7, 1985

Mayor Billick and City Council Members

ATTACHMENT #3

My name is Fred Lindsay and I live at 28th Avenue North. My comments are in regard to Darlene M. Stoneburners 3 Petitions 85-CP2, 85 R 6 and 85 S14. At the last council meeting this petition was on the agenda, some Council members and the Mayor made a suggestion that my wife and myself plus Mr. Sandy Scatena avail ourselves of Mr. Roger Barfys office so that he might answer some of the questions we had posed at the last meeting. Unfortunately, Mr. Barry was leaving on holidays but fortunately Mr. Steve Cramer, the City Planner was able to fill in, and the meeting was set up. At this meeting was Mr. Cramer, Mr. John McCord City Engineer, Mr. Dean McCormack of the Dept. of Health and Rehabilitation Services, Mr. Sandy Scatena, Mr. Bruce Mumm, my wife Zada and Myself.

FOR THE COUNTY
 Mr. Cramer informed us that the petitioner was willing to dedicate the land for the extension of 10th Street, but couldn't remember if it was just 30 feet and didn't know what part would be paved.

Mr. McCord was asked how long it would take to extend 10th Street and his reply was at least six months, and the petitioner could not get their occupancy license for the expanded hotel until it was finished. A question was asked of Mr. McCormick of the County whose Dept. oversees the rules and regulations for the only trailer court in the City of Naples, how many trailers will be displaced by the expanded motel and dedication of 10th St. extension?? 37 was the reply Where are those 37 trailers to go, Not back into that already jammed trailer park I hope, there just isn't room.

The State of Florida just put out a new Code 10-D-26 governing Mobile Home Recreational Vehicle Parks effective April 10th, 1985. Mr. Mac Cormick of the County does the inspection to administer this Code. Why is the City not involved in this. All it requires is to adopt this Code and make it a little more restrictive, and it will supercede the County and State Authority. I would suggest the mayor and council members get a copy of 10D-26 and read it about the regulations this trailer park is going to have to conform to in particular (read Permit Application.)

The concerned neighbors and residents the traffic that will be generated by this expanded motel is of concern to us, but if the petitioner dedicated 30 feet for the extension of 10th Street a lot of problems regarding traffic can be solved for both the Motel and the trailer court as well as the residents surrounding the Non-Conforming Trailer Park.

The petitioner was going to submit a revised site plan and not having seen it, I am curious as to whether spaces for parking for Hotel guests will be taken up by new cars belonging to the Chrysler Car Agency as they have for the last week. In as much as Mrs. Stoneburner owns the land and is building for Chrysler Agency and is allowing the cars to be parked on the Motel Site, why not have it all on the site plan so we can see where the driveways and the landscape buffers are. In closing I would just like to say without the dedication of 60' to the City and development of the road by the petitioner this petition should be denied. Mr. Sandy Scatena has asked me to convey to you how sorry he was he had to miss this meeting by being called out of town on business.

Thank You.



City of Naples

--- MEMO ---

TO: Honorable Mayor & Members of the City Council

FROM: Franklin C. Jones, City Manager

SUBJECT: Pending Zoning Ordinance Amendments

DATE: July 18, 1985

At the City Council meeting on July 17, 1985, Councilman Schroeder suggested that we clarify a front yard setback provision applicable to lots that front on more than one street.

Subsection 5.2F(4) now states that:

"On lots which front on more than one street, the front yard which has the longest street frontage may be reduced to 35 feet."

Councilman Schroeder suggested that if both street frontages are exactly the same, the property owner should have the opportunity to choose which setback to reduce, subject to the approval of the Zoning Administrator.

If the City Council wishes to add such a clarification, we suggest that they amend the pending ordinance amendment to add the following language to subsections 5.2F(4), 5.3F(4) and 5.4F(4):

"The property owner may choose which setback to reduce, subject to the approval of the Zoning Administrator."

Respectfully submitted,
Franklin C. Jones
Franklin C. Jones,
City Manager

Prepared by:
Roger J. Barry
Roger J. Barry
Community Development Director

DDD784



AGENDA ITEM #13

8/7/85

City of Naples

--- MEMO ---

TO: HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL

FROM: CITY MANAGER FRANKLIN C. JONES

SUBJECT: GORDON PASS JETTY

DATE: AUGUST 2, 1985

BACKGROUND: During the past year we had submitted a grant request to the Florida Department of Natural Resources to secure state funding in the amount of \$68,000 for construction of a jetty on the north side of Gordon Pass. The purpose of the jetty was to provide beach erosion control by stabilizing the beach north of Gordon Pass. This project was originated as a recommendation in a 1972 study by the Corps of Engineers and a subsequent 1980 beach study conducted by Suboceanic Consultants, Inc.

In past years the City Council has identified selected beach improvement projects and directed the staff to submit grant requests through the state. This year we received grant approval for a project to remove hazardous wooden groins from the beach but our request for construction of the jetty was not approved because of limited state funds.

In order to provide city funding for these projects we have included in the capital improvement program a budget of \$25,000 each year without identifying specific projects. Without any assurance of state funding for the jetty construction at this time, the City Council needs to review the project and determine how they would like to proceed. The alternatives available would be to resubmit the grant request next year in the hope of obtaining some funding from the state for the project; we could also undertake the project using only local funding sources. The total project is estimated at \$103,000.

Residents and property owners in the area on the north side of Gordon Pass have indicated interest in the project and we have recently had an offer from one property owner to participate in the funding of the project in the amount of \$35,000.

Mayor and Council
 August 2, 1985
 Page 2

Although the general outline of the project has been formulated, no design or permitting work has been done to date, and while there has been substantial amounts of support for this construction project, there have also been some expressions of opposition. One of the concerns that was expressed is that beach control technology and philosophy may have changed since the 1972 Corps of Engineers study was done and that there may be other methods of beach control that would be more appropriate for this area. Since some of the concerns might affect the permitting process, it would be prudent for the City to have reviewed any possible alternatives prior to proceeding with permitting or design work.

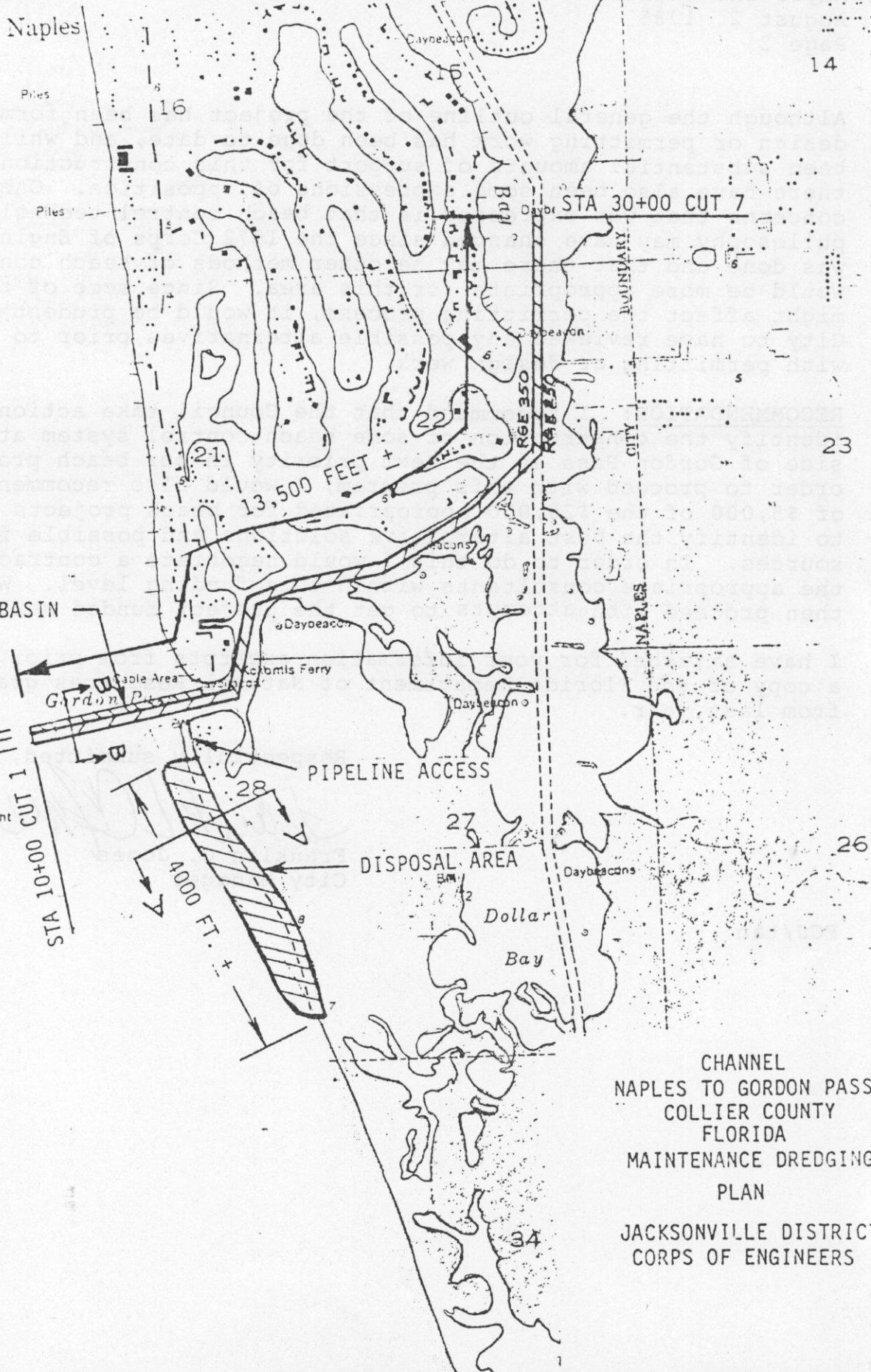
RECOMMENDATION: I recommend that the Council take action now to identify the construction of some beach control system at the north side of Gordon Pass as the next priority in our beach program. In order to proceed with this program, I would also recommend the use of \$5,000 of the \$25,000 appropriated for beach projects this year to identify the best alternative solutions and possible funding sources. In order to do this I would negotiate a contract with the appropriate consultants within this funding level. We would then proceed with attempts to get the project funded next year.

I have attached for your information excerpts from prior studies and a copy of the Florida Department of Natural Resources grant request from last year.

Respectfully submitted,

Franklin C. Jones
 Franklin C. Jones
 City Manager

FCJ/tan



CHANNEL
 NAPLES TO GORDON PASS
 COLLIER COUNTY
 FLORIDA
 MAINTENANCE DREDGING
 PLAN
 JACKSONVILLE DISTRICT
 CORPS OF ENGINEERS