



# City of Naples

Regular Meeting Dec 18, 1985

City Council Chambers  
735 Eighth Street South  
Naples, Florida 33940

-SUBJECT-	Ord. No.	Res. No.	Page
<u>ANNOUNCEMENTS</u>			
-MAYOR BILLICK - noted that Council would review increases in parking permits before they were implemented			1
-CITY MANAGER JONES - noted a planned demonstration by the State Fire Marshals on Friday			1
<u>APPROVAL OF MINUTES</u> - Workshop Meeting, 12/03/85 Regular Meeting, 12/04/85			1
<u>PURCHASING</u>			
-Award bid for 2 dry pit submersible pumps		85-4891	1
-Waive bids & authorize purchase of well pump parts - sole source		85-4892	1
<u>RESOLUTIONS</u>			
-Approve Spec Ex Pet 85-S28 - permit 2 apartments in proposed office bldg - No. of The Dock restaurant & So. of Cove Inn		85-4893	2
-Approve Var Pet 85-V15 - permit chickee in rear yard setback - 2325 Kingfish Rd - Ray J. & Phyllis Hill		85-4894	2
-Approve 6 mos. permit for 4 stools - Var Pet V-16 - Natural Nutrition, 784 12th Av So and review zoning ordinance		85-4895	2&3
-Approve temporary use permit for temporary structure for 11 mos.- Commerce National Bank - SW cnr Neapolitan Way & US 41		85-4896	4
-Approve sewer main extension - Sorrento Villas		85-4897	6
<u>ORDINANCES - First Reading</u>			
-DENY amendment to Comprehensive Plan 85-CP3 and Rezone Pet 85-R9 - Blue Caribbean Golf Driving Range, U.S. 41	85- 85-		3&4
<u>DISCUSSION</u>			
-Request by County for support for enabling act to be proposed to State Legislature for mandatory delivery of solid waste to County's proposed resource recovery facility			4,5&6

City Council Chambers  
735 Eighth Street South  
Naples, Florida 33940



Time 9:13 a.m.

Date December 18, 1985

Mayor Billick called the meeting to order and presided as Chairman.

ROLL CALL:	Present: Stanley R. Billick Mayor	ITEM 2	COUNCIL MEMBERS	VOTE			A B S E N T
				M O T I O N	S E C O N D	Y E S	
	R. B. Anderson William E. Barnett Lyle S. Richardson Wade H. Schroeder Councilmen						
	Absent: William F. Bledsoe Councilman						
Also present:	Frankliff C. Jones, City Manager David W. Rynders, City Attorney Mark W. Wiltsie, Assistant City Manager Gerald L. Gronvold, Acting City Engineer	Roger J. Barry, Community Development Director Stewart K. Unangst, Purchasing Agent Norris C. Ijams, Fire Chief Ellen P. Weigand, Deputy Clerk					
	See Supplemental Attendance list - Attachment #1						
INVOCATION:	Reverend Wilbur W. Coates Hope Wesleyan Church	ITEM 1					
***	***	***					
ANNOUNCEMENTS		ITEM 3					
	Mayor Billick - noted that the increase in permit parking would not be implemented until it had been brought before Council for review.	ITEM 3-a					
	City Manager Jones - noted a planned demonstration by the State Fire Marshals would be held on Friday.	ITEM 3-b					
	-----CONSENT AGENDA-----						
APPROVAL OF MINUTES	- Workshop Meeting, 12/03/85 Regular Meeting, 12/04/85	ITEM 4					
***	***	***					
PURCHASING		ITEM 5					
---	RESOLUTION 85-4891	ITEM 5-a					
	A RESOLUTION AWARDED THE BID FOR TWO (2) DRY PIT SUBMERSIBLE SEWAGE PUMPS; AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER THEREFOR; AND PROVIDING AN EFFECTIVE DATE.						
	Title not read.						
***	***	***					
---	RESOLUTION 85-4892	ITEM 5-b	Anderson Barnett Bledsoe Richardson Schroeder Billick	X	X	CONSENTED	X
	A RESOLUTION AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER IN CONJUNCTION WITH EAST GOLDEN GATE WELLFIELD FOR A PUMP, MOTOR AND HEAD IN WELL #6; WAIVING THE REQUIREMENTS FOR COMPETITIVE BIDDING THEREON; AND PROVIDING AN EFFECTIVE DATE.						
	Title not read.						
MOTION:	To APPROVE the minutes and ADOPT the resolutions as presented.						
	-----END CONSENT AGENDA-----						

COUNCIL MEMBERS	VOICE				A B S E N T
	M O T I O N	S E C O N D	Y E S	N O	
<p><u>COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES</u> <span style="float:right"><u>ITEM 6</u></span>  <u>PLANNING ADVISORY BOARD</u></p>					
<p>---<u>RESOLUTION 85-4893</u> <span style="float:right"><u>ITEM 6-a</u></span></p> <p>A RESOLUTION GRANTING A SPECIAL EXCEPTION TO PERMIT TWO (2) RESIDENTIAL APARTMENTS ON THE SECOND FLOOR OF A PROPOSED OFFICE BUILDING LOCATED IN THE OLD COVE, A CONDOMINIUM; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title not read.</p> <p>Petitioner E. J. H. Streitzer noted his presence to answer questions.</p> <p><b>MOTION:</b> To <u>ADOPT</u> the resolution as presented.</p> <p>*** <span style="margin-left: 150px;">***</span> <span style="float:right">***</span></p>					
Anderson		X	X		
Barnett			X		
Bledsoe					X
Richardson	X		X		
Schroeder			X		
Billick			X		
(5-0)					
<p>---<u>RESOLUTION 85-4894</u> <span style="float:right"><u>ITEM 6-b</u></span></p> <p>A RESOLUTION GRANTING A VARIANCE FROM THE PROVISIONS OF SECTIONS 6-18B AND 5.2F OF APPENDIX "A" - ZONING OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES TO PERMIT THE CONSTRUCTION OF A "CHICKEE" WHICH WILL EXTEND BEYOND THE SHORELINE INTO THE REAR YARD SETBACK AREA AT 2325 KINGFISH ROAD, NAPLES, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title not read.</p> <p>Petitioner Phyllis Jean Hill and local residents Ann Glorch and R. K. Griffith spoke in support of the request. Community Development Director Barry confirmed the staff's opinion that a chickee was a structure, but that the applicable provision would be considered for amendment during the annual zoning ordinance review.</p> <p><b>MOTION:</b> To <u>ADOPT</u> the resolution as presented.</p> <p>*** <span style="margin-left: 150px;">***</span> <span style="float:right">***</span></p>					
Anderson			X		
Barnett		X	X		
Bledsoe					X
Richardson	X		X		
Schroeder			X		X
Billick			X		
(4-1)					
<p>---<u>RESOLUTION 85-4895</u> <span style="float:right"><u>ITEM 6-c</u></span></p> <p>A RESOLUTION GRANTING A VARIANCE FROM THE PROVISIONS OF SECTION 6-15(13) OF APPENDIX "A" - ZONING OF THE CODE OF ORDINANCES OF THE CITY OF NAPLES IN ORDER TO PERMIT FOUR (4) STOOLS FOR SIT-DOWN EATING AT NATURAL NUTRITION, 784 12TH AVENUE SOUTH; AND PROVIDING AN EFFECTIVE DATE.</p> <p>Title not read.</p> <p>Mr. Anderson noted receipt of a letter from Otto Quale, member of the Planning Advisory Board (PAB) (Attachment #2) and a memo from City Manager Jones (Attachment #3). After a brief discussion, <u>Mr. Anderson moved to have at least this portion of the zoning ordinance be reviewed in January rather than April, seconded by Mayor Billick.</u> City Manager Jones noted the lengthy procedure to complete a review and work out an amendment to the zoning ordinance and suggested that a temporary variance for 6 months might be a better solution at this time; whereupon, <u>Mr. Anderson withdrew his motion.</u> Mr. Anderson then moved that <u>"they be given a temporary permit for a period of six months and that in the meantime the ordinance be reviewed for its impact on the rest of the City", seconded by Mayor Billick.</u> Petitioner Gary Dines spoke in support of having the variance granted rather than having the ordinance amended. He emphasized that he felt this</p>					

	COUNCIL MEMBERS	M O T I O N	S E C O N D	Y E S	N O	A B S E N T
<p><u>COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES PLANNING ADVISORY BOARD (Cont)</u></p>						
<p><u>ITEM 6 (Cont)</u></p>						
<p><u>RESOLUTION 85-4895 (Cont)</u></p> <p>situation was unique and noted a petition that had been signed by over 400 people. Ed McMahon, speaking for the Old Naples Association, voiced opposition to granting the variance because similar businesses in the same situation could also request such a variance. He also suggested that Council consider increasing the zoning enforcement staff. PAB member Bruce Kixmiller, citizen William A. Hands and Kim Prince spoke in support of the variance.</p>	<p>Anderson Barnett Bledsoe Richardson Schroeder Billick (4-1)</p>	<p>X</p>	<p>X X</p>	<p>X X</p>	<p>X</p>	<p>X</p>
<p><u>MOTION:</u> To <u>ADOPT</u> the ordinance as amended by Mr. Anderson to allow a six month permit for four (4) stools and to direct the PAB to review this part of the ordinance during that time.</p>						
<p>*** <u>BREAK:</u> Recessed - 9:50 a.m. ***</p>						
<p>*** Reconvened - 9:58 a.m. ***</p>						
<p><u>ORDINANCE 85-</u></p>						
<p><u>ITEM 6-d-1</u></p> <p>AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN OF THE CITY OF NAPLES RELATING TO PROPERTY LOCATED AT THE NORTHEAST CORNER OF GOLDEN GATE PARKWAY AND U.S. 41 (THE BLUE CARIBBEAN GOLF DRIVING RANGE); AND PROVIDING AN EFFECTIVE DATE.</p> <p>PURPOSE: TO CHANGE THE EXISTING COMPREHENSIVE PLAN DESIGNATION OF SAID PROPERTY FROM "MEDIUM DENSITY RESIDENTIAL" TO "HIGHWAY COMMERCIAL" TO PERMIT COMMERCIAL USES ON THE PROPERTY PURSUANT TO THE REQUEST OF THE PROPERTY OWNER.</p> <p>Title read by City Manager Jones.</p>						
<p><u>ORDINANCE 85-</u></p>						
<p><u>ITEM 6-d-2</u></p> <p>AN ORDINANCE REZONING PROPERTY LOCATED AT THE NORTHEAST CORNER OF GOLDEN GATE PARTKWAY AND U.S. 41 (THE BLUE CARIBBEAN GOLF DRIVING RANGE), MORE PARTICULARLY DESCRIBED HEREIN, FROM "R1-7.5" RESIDENTIAL TO "HC" HIGHWAY COMMERCIAL; DIRECTING THAT THE ZONING ATLAS OF THE CITY BE AMENDED ACCORDINGLY; AND PROVIDING AN EFFECTIVE DATE.</p> <p>PURPOSE: TO REZONE SAID PROPERTY AT THE REQUEST OF THE PROPERTY OWNER TO ALLOW COMMERCIAL USES ON THE PROPERTY.</p> <p>Title not read.</p> <p>Mr. Schroeder confirmed with Community Development Director Barry that the State Legislature had passed a statute that limited amendments to the Comprehensive Plan to twice a year. Mr. Barry added that there was not enough time in 1985 to make any more amendments. He noted that Council could consider as many amendments as they wished; however, he suggested that they combine them into two actions for 1986, one after the annual review and one later on. Attorney Nelson Faerber, Jr., representing the petitioner, noted the presence of Attorney Richard Jones and architects Frank Neubeck and Curt Neubeck. He noted that their premise would be that the Troy property was not suited for residential and only suitable for commerical use. Mr. Faerber presented a series of slides (Attachment #4) depicting the changing character of the neighborhood surrounding the Troy</p>						

COUNCIL MEMBERS

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COMMUNITY DEVELOPMENT DEPARTMENT/NAPLES  
PLANNING ADVISORY BOARD (Cont)

ITEM 6  
(Cont)

~~ORDINANCE 85-~~ (Cont)  
~~ORDINANCE 85-~~ (Cont)

ITEM 6-d-1  
ITEM 6-d-2

property, views of properties adjacent to the proposed residential area of the Troy property, and other material to support their allegation that the entire piece of property should be rezoned "Highway Commercial". Frank Neubeck reviewed his study of the cost to develop the residential section with apartments and amenities and stated his projection that a 1-bedroom 600 square feet apartment would have to sell for \$70,000; a 2-bedroom 1000 square feet apartment, \$115,000. Attorney Jones traced the development of the adjacent properties and the various zoning changes that had occurred since Mr. Troy purchased his property in 1953 and pointed out that the majority of the surrounding area had been developed commercially. Citizen J. Sandy Scatena addressed Council (Attachment #5) opposing the petitions and reviewed four exhibits supporting his view (the exhibits are on file in the meeting packet in the City Clerk's office).

Anderson  
Barnett  
Bledsoe  
Richardson  
Schroeder  
Billick  
(5-0)

X

X  
X  
X  
X  
X

X

MOTION: To ACCEPT the recommendation of the Planning Advisory Board to DENY the petitions.

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

RESOLUTION 85-4896

ITEM 7

A RESOLUTION AUTHORIZING COMMERCE NATIONAL BANK TO USE A TEMPORARY BANKING FACILITY AT THE SOUTHWEST CORNER OF NEAPOLITAN WAY AND U.S. 41 AS A TEMPORARY BRANCH FACILITY FOR A PERIOD OF ELEVEN MONTHS; AND PROVIDING AN EFFECTIVE DATE.

Anderson  
Barnett  
Bledsoe  
Richardson  
Schroeder  
Billick  
(5-0)

X

X  
X  
X  
X  
X

X

Title read by City Attorney Rynders.

MOTION: To ADOPT the resolution as presented.

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BREAK: Recessed - 11:22 a.m. Reconvened - 11:31 a.m.  
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DISCUSSION/ACTION WITH REFERENCE TO  
ITEMS TO BE PRESENTED TO LEGISLATIVE  
PUBLIC HEARING ON JANUARY 29, 1986.

ITEM 8

Mayor Billick noted the presence of County Manager Donald Lusk and Assistant County Manager Neil Dorrill. He stated that Mr. Dorrill had discussed with the County Commission the agreement with the City regarding solid waste disposal and noted that this agreement had been authorized by Council some time ago (Resolution 85-4838-Attachment #6). Mr. Lusk stated that the main reason for their appearance now before Council was to ask for support for the private act that the County would present to the Legislature. Mr. Dorrill gave a brief review of the waste disposal project's background. He noted the County Manager's concern regarding four variable "items that make up the formula to determine the tipping fee (charge per ton): the extent of inflation and how it would affect the tipping fee if it is increased annually; the number of cents per kilowatt hour that is sold to an electric utility and being able to (inaudible) control that as opposed to being variable; the interest rate that would apply against the debt service portion of the bonds; and then the contributed capital improvement the County would have to make to the existing landfill site to be able to accommodate this type of plant." County Manager Lusk then explained that during negotiations Westinghouse had agreed to subsidize the electrical revenue if it went below a certain level. He stated that Westinghouse had put up \$1,000,000 of the \$3,000,000 capital cost

COUNCIL MEMBERS

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DISCUSSION/ACTION WITH REFERENCE TO  
ITEMS TO BE PRESENTED TO LEGISLATIVE  
PUBLIC HEARING ON JANUARY 29, 1986. (Cont)

ITEM 8  
(Cont)

that the County had anticipated paying. He explained that there were really two tipping fees: one for the County to maintain a landfill site, plus the resource recovery plant's tipping fee. However, Mr. Lusk contended that with the resource recovery plant, the landfill's tipping fee would be smaller. He estimated that in a worst-case situation in three years, the landfill tipping fee would be no more than \$10.00, probably \$6 or \$7. He went on to state that Westinghouse had agreed to put a 7% inflation cap on each year. He stated he had a problem with the rate of interest which would be a 9½% fixed rate or 6% variable rate and noted that each 1% added \$3.00 to the tipping fee. He stated that Westinghouse was not willing to guarantee the 6½% rate for ten years, but suggested a cap on the tipping fee; i.e., 1989 - \$19.00, 1990 - \$22.00, 1991 - \$24.00, 1992 - \$24.00, 1993 - \$24.00, 1994 - \$24.00, 1995 - \$22.00, 1996 - \$20.00, 1997 - \$17.50, and 1998 - \$15.00. He reiterated that these were maximum figures and could be less. Mr. Lusk also stated that Westinghouse had agreed to the 7% guaranteed electric rates. He said he guaranteed that the landfill tipping fee would not be more than \$10.00 and added that the landfill would last at least 35 years. He pointed out that the tipping fee was \$15.00 and without the resource recovery plant, in three years, it could be about \$22.00. Lee County at the present time charges about \$25.00, he said, and Hillsboro County was projecting a \$40/ton tipping fee two years from now in their first year with a resource recovery plant. In response to questions from Mr. Anderson, County Manager Lusk confirmed that resource recovery would be less expensive than total landfill in years to come. Assistant County Manager Dorrill also pointed out that the index to be used to determine the 7% cap would be one that involved the chemical and petroleum processing index. A four year history of this index indicated 1-2 percentage points less than the Miami CPI index. In response to questions from Mayor Billick, City Manager Jones noted that Orange County had a similar operation to Collier, but they were acquiring property for landfill at a cost of \$2800/acre; whereas, County Manager Lusk stated that the land bordering the current landfill would cost \$12,000/acre. Mr. Jones also stated that Orange County had acquired 4700 acres and in the past 15 years had only used 300 of them. In response to questions from Mr. Anderson, County Manager Lusk stated that the County had guaranteed Westinghouse 420 tons of volume per day and he desired the proposed legislation to guarantee receiving the City's tonnage even it only totalled 10% to 15% of the total needed. If the guaranteed 420 tons/day were not received, he said, the County would have to pay a penalty. Mr. Schroeder stated his opinion that the contract between the City and the County should be sufficient and the proposed legislation should not include the City. Mr. Lusk stated, however, that if the bill were not passed, it would be necessary for him to ask the County Commission to add \$3 per ton to the tipping fee to cover possible penalties. He also indicated his concern that Marco and Golden Gate might incorporate which could impact the need to guarantee that the County's garbage would go to the recovery plant. City Manager Jones suggested adding language to the legislative act that would recognize the agreement between the City and the County. He added that his concerns rested with the time 15 or 20 years from now and he said he felt there would be no problem for the City to enter an iron-clad agreement with the County for the next five to seven years. County Manager Lusk responded that he felt it was unfair to the County not to cooperate now with the thought that a better deal can be negotiated later. Mr. Barnett expressed his concern about such a commitment and asked if the City would wind up subsidizing another area if the other area incorporated. Mayor Billick noted that if the proposed statute were passed, all areas would be committed to sending their

COUNCIL MEMBERS

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DISCUSSION/ACTION WITH REFERENCE TO ITEM 8  
ITEMS TO BE PRESENTED TO LEGISLATIVE (Cont)  
PUBLIC HEARING ON JANUARY 29, 1986. (Cont)

garbage to the County's resource recovery facility. County Manager Lusk noted that the more garbage that was processed, the more the tipping fee would go down. Mr. Anderson then confirmed with the County Manager that the proposed plant would accommodate the program for at least 20 years. Mayor Billick indicated that he was in favor of the County Manager's request for the legislation which would insure all areas sending their garbage to the resource recovery plant. George Keller, Collier County Civic Federation, questioned the particulars of the proposed bill. He said he felt it would enable the County to enforce mandatory garbage pick-up, even in outlying areas. He noted one draft of such an ordinance regulating the type of garbage to be delivered that he felt was too restrictive because it even mandated the pickup of grass cuttings, etc. County Manager Lusk replied that the County had the authority now to pass mandatory garbage pickup, without this legislation and that the County would not interfere with the City's horticultural landfill. City resident Ralph Kessler cautioned against possible danger with a trash incineration plant and Charlotte Westman, representing the League of Women Voters, spoke in support of a resource recovery plant to dispose of solid waste. Councilmen Barnett and Richardson and Mayor Billick indicated their support for the concept of the County receiving all the garbage as in the proposed legislation. Councilmen Schroeder and Anderson indicated their belief that the agreement between the City and County was sufficient; and based on that, the City should be exempted from the proposed legislation.

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---RESOLUTION 85-4897 ITEM 9

A RESOLUTION APPROVING A SEWER MAIN EXTENSION FOR SORRENTO VILLAS OF NAPLES, INC., PURSUANT TO THE CRITERIA FOR SUCH APPROVALS SET FORTH IN RESOLUTION NO. 85-4665; AND PROVIDING AN EFFECTIVE DATE.

Title read by City Attorney Rynders.

Citizen J. Sandy Scatena again questioned a sewer rate increase if the City has collected money from connection fees for the several areas approved recently. City Manager Jones explained that the dollars taken for connection fees are used to offset debt service. It was the consensus of Council that discussion of possible rate increases for sewer service was not germane to the discussion at hand.

MOTION: To ADOPT the resolution as presented.

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CORRESPONDENCE & COMMUNICATIONS - None

\*\*\* \*\*\* \*\*\*

ADJOURN: 12:44 p.m.

Stanley R. Billick, Mayor

Janet Cason  
City Clerk

Ellen P. Weigand  
Deputy Clerk

These minutes of the Naples City Council approved 01/15/86

Anderson  
Barnett  
Bledsoe  
Richardson  
Schroeder  
Billick

X

X

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X

Reverend Wilbur W. Coates  
Charles Andrews  
Ralph Carrothers  
George Keller  
Tish Gray  
Herb Anderson  
Bill Hill  
Kim Anderson-McDonald  
Bruce Kixmiller  
Robert Galloway  
Walter Keller

Otto Quale  
E. J. H. Streitner  
Phyllis Jean Hill  
John McCord  
Ed McMahon  
Gary Dines  
Ann Glorch  
R. K. Griffith  
William Hands  
Kim Prince  
Ralph Kessler  
Robert Russell

Nelson Faerber, Jr.  
Curt Nuebeck  
Frank Neubeck  
Gilbert Weil  
J. Sandy Scatena  
Edwin Putzell  
Miles Scofield  
Neil Dorrill  
Donald Lusk  
Charlotte Westman  
Richard Jones

News Media

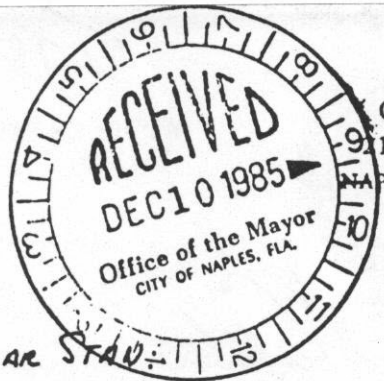
Bob Del Buono, TV-9  
Hillary Hutchison, TV-9  
Carl Loveday, TV-9  
Gary Arnold, WEVU TV-26

Lori Rozsa, Miami Herald  
Mark Hart, News Press  
Bill Upham, Naples Times  
Curt Johnson, WEVU TV-26

Chuck Curry, Naples Daily News  
Maggie Minarich, Naples Star  
John Lunsford, Naples Daily News

Other interested citizens and visitors.





OTTO W. QUALE  
9125 MARINA DRIVE  
NAPLES, FLORIDA 33940

Dec. 6, 1985

Dear Stan:

It was hard to vote against the nutrition store and the four stools; however, the way the rules exist I had to do it.

May I suggest an amendment that would allow counter service with six or fewer stools without need for parking.

This would allow neighborhood lunch counters, serving area businesses, to operate.

If you and Council would consider this, I would hope Dina could have a temporary 90-day permit -

Thanks



xc: Council



# City of Naples

## --- MEMO ---

Memo To: Honorable Mayor and Members of City Council  
 Memo From: Franklin C. Jones  
 Subject: Variance Petition 85-V16 for Natural Nutrition/Garry Dines  
 Date: 12/17/85

We have been asked to respond to a letter (attached) from PAB member Otto Quale regarding this petition.

Mr. Quale suggests that the zoning ordinance be amended to permit this type of use with less than the parking presently required for a restaurant.

We think such an ammendment should be considered in conjunction with our annual review of the zoning ordinance which will be in April 1986 & we will discuss the matter with the Board at that time.

We do not think that Mr. Dines should be given a "temporary 90 day permit. A number of other businesses in the area, Mermaids @ the Cove, Contis in the 3rd Street commercial area and Sweets Inc. on 5th Ave South have either complied with our parking regulations or have not provided seating for their customers when they discussed the matter with us and they could not provide the required parking.

In our opinion this petition should be judged on whether or not the criteria for a variance have been met. If we wish to consider amending the ordinance it should only be done after a thoughtful analysis of the situation and with full understanding of the implications of such a change.

Respectfully Submitted:

*Franklin C. Jones*  
 Franklin C. Jones

Prepared By:

*Roger J. Barry*  
 Roger J. Barry

- ATTACHMENT #4
1. 1953 Aerial Photo of Naples
  2. 1953 Zoning Map and Aerial Photo
  3. 1953 Area Development Map
  4. 1960 Area Development Map
  5. 1966 Area Development Map
  6. 1972 Area Development Map
  7. 1977 Area Development Map
  8. 1982 Area Development and Traffic Map
  9. 1985 Area Development Map
  10. 1985 Area Development Map and Aerial Photo
  11. Aerial Photo of Subject Neighborhood
  12. SW Photo toward Naples Shopping Center
  13. SW Photo toward Naples Shopping Center
  14. 1985 Area Development and Traffic Map
  15. NW Photo
  16. NW Photo
  17. NW Photo
  18. Aerial Photo of Neighborhood
  19. E Night Photo
  20. E Night Photo
  21. E Night Photo toward High School
  22. E Night Photo toward High School
  23. E Night Photo toward High School
  24. E Night Photo toward High School
  25. E Night Photo of Storm Sewer
  26. E Night Photo of Storm Sewer
  27. Aerial Photo of Neighborhood
  28. SE Photo toward Coastland
  29. SE Photo toward Coastland
  30. SW Photo toward Coastland
  31. SW Photo toward Coastland
  32. S Photo toward Coastland
  33. 1985 Area Development and Traffic Map
  34. SW Photo toward Naples Shopping Center
  35. Map showing Site, Airport & River Reach labeled Flight Path
  36. SE Site Photo showing Jet
  37. SE Site Photo showing Jet
  38. SW Night Photo
  39. SW Night Photo
  40. SW Night Photo
  41. NW Night Photo
  42. E Night Photo toward High School
  43. E Night Photo toward High School
  44. E Night Photo toward High School
  45. S Night Photo toward High School
  46. S Night Photo toward High School
  47. SE Night Photo toward High School
  48. SE Night Photo toward High School
  49. SE Night Photo toward High School
  50. SW Night Photo toward Naples Shopping Center
  51. NW Night Photo toward Naples Shopping Center
  52. Aerial Neighborhood Photo and 1985 Area Development Map
  53. Future Development Map
  54. 1984 Zoning Map of Neighborhood
  55. 1965 Coastland Property
  56. 1966 Coastland Property
  57. 1971 Coastland Property
  58. 1974 Coastland Property
  59. Coastland Property 1953, 1972 and 1985
  60. 1961 Major Street Plan
  61. Neighborhood Road Options before Coastland
  62. Neighborhood Road Options after Coastland
  63. 1985 Area Development and Traffic Map
  64. Area Development Maps 1953, 1972 and 1985
  65. 1961 Land Use Map
  66. 1961 Land Use Map and Aerial Photo
  67. 1953 Zoning and 1985 Comprehensive Plan Maps
  68. Future Area Development Map
  69. 1953 Zoning and 1953 Aerial of Naples
  70. Example of Strip Shopping
  71. Example of Strip Shopping
  72. Example of Strip Shopping
  73. Site Plan of Commercial Area
  74. Aerial Photo and 1985 Area Development Map
  75. Comprehensive Plan Residential Objectives
  76. Comprehensive Plan Commercial Objectives
  77. Aerial Photo and 1985 Area Development Map

City Council Meeting - December 18, 1985

Good Morning, Mr. Mayor and City Councilmen:  
For the Record: My Name is J. Sandy Scatera and I  
reside At 2990 Binnacle Drive.

As A Concerned citizen and established member  
of the business community, I Appear before you today  
to discuss Agenda Item 6-D - "Request to amend the  
Comprehensive Plan to change the land use designation  
from "Medium Density" Residential, to "Highway Commercial"  
and request to rezone the subject property from "R 1-7.5"  
Residential, to "HC" Highway Commercial, to allow commercial  
uses on the property," and I strongly urge you to deny it.

This City Council has the responsibility to provide  
for the general welfare of its citizens, and to promote  
the orderly growth of the City of Naples. This Council  
should consider the Public's interest in this matter  
over the monetary interest of the Owner.

The decision is yours to make. However I  
wish to remind you that the Planning and Advisory  
Board held A Public Hearing on this Request At its  
meeting on December 5, 1985 And recommended that  
it be denied.

At this time, I will place into the Record,  
the following Exhibits marked NO. 1 through  
NO. 4 which I will make comments on.

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT BETWEEN COLLIER COUNTY AND THE CITY OF NAPLES FOR THE COUNTY TO PROVIDE SOLID WASTE DISPOSAL FACILITIES FOR THE USE OF THE CITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council desires to authorize the execution of an agreement for the County to provide solid waste disposal facilities for the use of the city which will allow the city to negotiate rates with the County and also allow the city to operate the horticultural landfill;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPLES, FLORIDA.

SECTION 1. That the Mayor and City Clerk are hereby authorized to execute an Agreement between the City of Naples and Collier County, a copy of which is attached hereto and made a part of this Resolution.

SECTION 2. This Resolution shall take effect immediately upon adoption.

PASSED IN OPEN AND REGULAR SESSION OF THE CITY COUNCIL OF THE CITY OF NAPLES, FLORIDA THIS 2nd DAY OF OCTOBER, 1985.

*Stanley R. Billick* Mayor  
 Stanley R. Billick

ATTEST:

*Janet Cason*  
 Janet Cason  
 City Clerk

APPROVED AS TO FORM AND LEGALITY BY *David W. Rynders*  
 David W. Rynders  
 City Attorney

COUNCIL MEMBERS	M O T I O N	S E C I O N	VOTE		A B S E N T
			Y E S	N O	
Anderson			X		
Barnett		X	X		
Bledsoe			X		
Richardson	X		X		
Schroeder			X		
Billick			X		
(6-0)					

## AGREEMENT

This agreement, dated this \_\_\_\_\_ day of \_\_\_\_\_, 198\_, by and between Collier County, a political subdivision of the State of Florida, hereinafter referred to as "County", and the City of Naples, hereinafter referred to as "City", a political subdivision of the State of Florida; In consideration of the mutual benefits to be derived from an assured, efficient and environmentally approved solid waste disposal facility, the parties hereto agree as follows:

1. The County will provide solid waste disposal facilities for the use of the City of Naples for a period of twenty-five years. Costs for use of said facilities shall be reasonable in light of the City's current costs and future alternatives; and shall be negotiated periodically between the City and the County.
2. The City, in turn, agrees that all solid wastes generated within its jurisdiction, excepting yard trash and sewage sludge, shall be disposed of at the County solid waste disposal facility for a period of twenty-five years (25) years.
3. This agreement shall not impair or restrict the right of the City to construct or operate solid waste or sewage sludge transfer facilities.
4. This agreement shall not preclude the City from operating a Class III yard trash or sewage sludge disposal facility for the duration for this agreement.
5. This agreement shall be in full force and effect from the time of ratification of both parties unless changed by written agreement.

6. This agreement shall be filed with the Clerks of the County, and the City of Naples, Florida.

ATTEST:  
WILLIAM J. REAGAN, Clerk

BOARD OF COUNTY COMMISSIONERS  
COLLIER COUNTY, FLORIDA

\_\_\_\_\_

By: FREDERICK J. VOSS, Chairman

ATTEST:  
JANET CASON, City Clerk

CITY OF NAPLES

Janet Cason

By: Stanley R. Billick  
STANLEY R. BILLICK, Mayor

Approved as to form and legal sufficiency:

Approved as to form and legal sufficiency:

\_\_\_\_\_  
Burt L. Saunders  
County Attorney

David W. Rynders  
David W. Rynders  
City Attorney

2-4534