



CITY OF PALM BEACH GARDENS
COUNCIL AGENDA

July 11, 2024

6:00 P.M.

Mayor Reed
Vice Mayor Middleton
Councilmember Woods
Councilmember Tinsley
Councilmember Premuroso

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL

III. ADDITIONS, DELETIONS, MODIFICATIONS:

IV. ANNOUNCEMENTS / PRESENTATIONS:

V. COMMENTS FROM THE PUBLIC:

- For subjects not on the agenda, please submit request form to the City Clerk prior to the commencement of this agenda item.

VI. CITY MANAGER REPORT:

VII. CONSENT AGENDA:

- a. APPROVE MINUTES FROM THE JUNE 6, 2024, CITY COUNCIL MEETING.
- b. RESOLUTION 43, 2024 – READOPTING A REVISED INVESTMENT POLICY. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, ADOPTING A REVISED INVESTMENT POLICY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- c. RESOLUTION 44, 2024 – VOTING DELEGATE, FLORIDA LEAGUE OF CITIES ANNUAL CONFERENCE. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, DESIGNATING MAYOR CHELSEA REED AS THE VOTING DELEGATE FOR THE CITY OF PALM BEACH GARDENS AT THE FLORIDA LEAGUE OF CITIES ANNUAL CONFERENCE BEING HELD AUGUST 15-17, 2024; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- d. PROCLAMATION – 13TH ANNUAL KIDSFIT JAMATHON.
- e. PROCLAMATION – IN HONOR OF JOHN WESLEY GARY III.
- f. PROCLAMATION – PARKS AND RECREATION MONTH.

VIII. PUBLIC HEARINGS: (* Designates Quasi-Judicial Hearing)

➤ **For subjects under Public Hearings, please submit request form to the City Clerk prior to the commencement of this agenda item.**

- a. **ORDINANCE 5, 2024** – (2ND READING AND ADOPTION) CITY-INITIATED AMENDMENT TO VARIOUS SECTIONS OF CHAPTER 78. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, AMENDING CHAPTER 78 – LAND DEVELOPMENT BY REPEALING SECTION 78-28. – ADDRESSING COMMITTEE. AND READOPTING SAME, AS REVISED; FURTHER AMENDING CHAPTER 78 AT SECTION 78-43. – REVIEW OF APPLICATIONS FOR DEVELOPMENT ORDER APPROVAL. BY REPEALING TABLE 1: DEVELOPMENT ORDER REVIEW AND TABLE 2: DEVELOPMENT REVIEW SCHEDULE AND READOPTING SAME, AS REVISED, AND BY AMENDING SUBSECTION (e)(4)b.; FURTHER AMENDING CHAPTER 78 AT SECTION 78-46. – APPLICATION PROCEDURES. BY AMENDING SUBSECTION (d)(1); FURTHER AMENDING CHAPTER 78 AT SECTION 78-48. – SITE PLAN REVIEW. BY REPEALING SUBSECTION (c) AND READOPTING SAME, AS REVISED, BY REPEALING SUBSECTION (f) IN ITS ENTIRETY, AND BY REPEALING SUBSECTION (g) AND READOPTING SAME, AS REVISED, AS NEW SUBSECTION (f); FURTHER AMENDING CHAPTER 78 AT SECTION 78-54. – PUBLIC NOTICE. BY REPEALING TABLE 4: REQUIRED PUBLIC NOTICE AND SUBSECTION (b)(4) AND READOPTING SAME, AS REVISED, BY REPEALING SUBSECTION (b)(8) IN ITS ENTIRETY, BY AMENDING SUBSECTION (c), AND BY AMENDING SUBSECTION (d); FURTHER AMENDING CHAPTER 78 AT SECTION 78-59. – WORKFORCE AND AFFORDABLE HOUSING PROGRAM. BY REPEALING SUBSECTION (e)(5) AND READOPTING SAME, AS REVISED; FURTHER AMENDING CHAPTER 78 AT SECTION 78-154. – PUD–PLANNED UNIT DEVELOPMENT OVERLAY DISTRICT. BY REPEALING SUBSECTION (g)(5) AND READOPTING SAME, AS REVISED; FURTHER AMENDING CHAPTER 78 AT SECTION 78-155. – PCD–PLANNED COMMUNITY DEVELOPMENT OVERLAY DISTRICT (PCD). BY REPEALING SUBSECTION (k) AND READOPTING SAME, AS REVISED; FURTHER AMENDING CHAPTER 78 AT SECTION 78-159. – PERMITTED USES, MINOR AND MAJOR CONDITIONAL USES, AND PROHIBITED USES. BY AMENDING TABLE 21: PERMITTED, CONDITIONAL, AND PROHIBITED USE CHART, BY AMENDING SUBSECTION (j)(70), BY REPEALING SUBSECTIONS (j)(5)c., (j)(39), (j)(41), (j)(42), (j)(64)c., (j)(64)z., (j)(69)d., (j)(70)b., AND (j)(78) AND READOPTING SAME, AS REVISED, AND BY ADOPTING NEW SUBSECTIONS (j)(41.1) AND (j)(51.1); FURTHER AMENDING CHAPTER 78 AT SECTION 78-181. – USES. BY REPEALING SUBSECTION (c)(4) AND READOPTING SAME, AS REVISED; FURTHER AMENDING CHAPTER 78 AT SECTION 78-186. – YARDS. BY REPEALING SUBSECTIONS (b)(2) AND (b)(4) AND READOPTING SAME, AS REVISED, AND BY ADOPTING NEW SUBSECTION (b)(9); FURTHER AMENDING CHAPTER 78 AT SECTION 78-196. – OPERATION AND SALE OF FOOD FROM MOBILE FOOD TRUCKS. BY ADOPTING NEW SUBSECTION (g)(5); FURTHER AMENDING CHAPTER 78 AT SECTION 78-221. – PGA BOULEVARD CORRIDOR OVERLAY. BY AMENDING SUBSECTIONS (d)(1)b.1.(vii) AND (d)(4)a.2.; FURTHER AMENDING CHAPTER 78 AT SECTION 78-222. – TRANSIT ORIENTED DEVELOPMENT (TOD) OVERLAY DISTRICT. BY REPEALING SUBSECTIONS (e)(2), (f)(3)b., (f)(4), (f)(7), AND (f)(8) AND READOPTING SAME, AS REVISED; FURTHER AMENDING CHAPTER 78 BY ADOPTING NEW SECTION 78-223. – MARINA

DISTRICT OVERLAY.; FURTHER AMENDING CHAPTER 78 AT SECTION 78-229. – SIGNAGE AND OUTDOOR DISPLAYS. BY REPEALING SUBSECTIONS (f)(3)b. AND (f)(4) AND READOPTING SAME, AS REVISED, AND BY AMENDING TABLE 5-6: PERMITTED BUSINESS SIGNS; FURTHER AMENDING CHAPTER 78 AT SECTION 78-261. – ART IN PUBLIC PLACES REQUIREMENTS. BY ADOPTING NEW SUBSECTION (a)(4) AND BY AMENDING SUBSECTION (c); FURTHER AMENDING CHAPTER 78 AT SECTION 78-263. – DEFINITIONS OF ART. BY AMENDING THE DEFINITION OF “DEVELOPMENT, AS IT PERTAINS TO ART”; FURTHER AMENDING CHAPTER 78 AT SECTION 78-284. – PROHIBITED SIGNS AND PROHIBITED SIGN LOCATIONS. BY AMENDING SUBSECTION (g)(6)d.; FURTHER AMENDING CHAPTER 78 AT SECTION 78-285. – PERMITTED SIGNS. BY AMENDING TABLE 24: PERMANENT SIGNS; FURTHER AMENDING CHAPTER 78 AT SECTION 78-290. – TEMPORARY SIGNS ALLOWED. BY AMENDING SUBSECTION (b)(4) AND TABLE 25: TEMPORARY SIGNS; FURTHER AMENDING CHAPTER 78 AT SECTION 78-342. – APPLICABILITY OF ARTICLE. BY ADOPTING NEW SUBSECTION (g); FURTHER AMENDING CHAPTER 78 AT SECTION 78-343. – LOCATION OF REQUIRED PARKING. BY AMENDING SUBSECTION (b)(3); FURTHER AMENDING CHAPTER 78 AT SECTION 78-345. – NUMBER OF PARKING SPACES REQUIRED. BY AMENDING TABLE 33: REQUIRED OFF-STREET PARKING SPACES; FURTHER AMENDING CHAPTER 78 AT SECTION 78-381. – ELECTRIC VEHICLE CHARGING STATIONS. BY REPEALING 78-381 AND READOPTING SAME, AS REVISED; FURTHER AMENDING CHAPTER 78 AT SECTION 78-506. – SIDEWALKS. BY REPEALING 78-506 AND READOPTING SAME, AS REVISED; FURTHER AMENDING CHAPTER 78 AT SECTION 78-751. – DEFINITIONS. BY AMENDING THE DEFINITIONS OF “ANIMAL BOARDING KENNEL,” “DWELLING UNIT,” “HARDSCAPE,” “HEALTH, PHYSICAL FITNESS, WEIGHT REDUCTION, AND SPA,” “HOSPITAL,” “PERSONAL SERVICES,” “STRUCTURE,” “WALL,” AND “YARD,” BY REPEALING THE DEFINITIONS OF “EMERGENCY HEALTH CARE” AND “VIDEO RENTAL AND SALES” IN THEIR ENTIRETY, AND BY ADOPTING NEW DEFINITIONS FOR “ARBOR,” “MEDICAL SPA,” “OFF-CAMPUS EMERGENCY DEPARTMENT,” “PERGOLA,” “SWIMMING POOL,” “TRELLIS,” AND “URGENT CARE”; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 78 – LAND DEVELOPMENT SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- b. [*RESOLUTION 41, 2024](#) – THE JCC ARTHUR I. MEYER JEWISH ACADEMY REQUEST FOR AN ADDITIONAL GROUND SIGN. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, APPROVING THE CONSTRUCTION OF AN ONSITE GROUND SIGN WITHIN THE JCC ARTHUR I. MEYER JEWISH ACADEMY PLANNED UNIT DEVELOPMENT (PUD) LOCATED IMMEDIATELY NORTHEAST OF INTERSTATE 95 AND HOOD ROAD, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING FOR WAIVERS; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

IX. RESOLUTIONS:

➤ **For subjects under Resolutions, please submit request form to the City Clerk prior to the commencement of this agenda item.**

- a. **RESOLUTION 30, 2024** – PROPOSED MAXIMUM MILLAGE RATE. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, ADOPTING A PROPOSED MAXIMUM MILLAGE RATE FOR THE CITY OF PALM BEACH GARDENS FOR FISCAL YEAR 2024/2025; SETTING THE DATE, TIME, AND PLACE OF THE FIRST BUDGET HEARING; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

X. ITEMS FOR COUNCIL ACTION/DISCUSSION AND ITEMS OF INTEREST:

XI. CITY ATTORNEY REPORT:

XII. ADJOURNMENT

PLEASE TAKE NOTICE AND BE ADVISED that if any interested party wishes to appeal any decision made by the City Council with respect to any matter considered at this public hearing, such interested parties will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodations in order to participate in this proceeding are entitled to the provision of certain assistance at no cost. Please call the City Clerk's Office at 561-799-4122 no later than five (5) days prior to the hearing if this assistance is required. For hearing impaired assistance, please call the Florida Relay Service Numbers: 800-955-8771 (TDD) or 800-955-8770 (VOICE).

NOTE:

All presentation materials must be received by the City Clerk prior to the presentation to the Council.