

June 28, 2011

MEMBERS OF THE LOCAL PLANNING AGENCY
PLANNING AND ZONING BOARD
New Smyrna Beach, Florida

THIS SHALL SERVE AS YOUR OFFICIAL NOTIFICATION of the regular meeting of the LOCAL PLANNING AGENCY AND THE PLANNING AND ZONING BOARD on MONDAY, July 11, 2011 at 6:30 P.M., in the City Commission Chambers, 210 Sams Avenue, New Smyrna Beach, Florida, for consideration of the following:

ROLL CALL

APPROVAL OF MINUTES

Regular meeting held May 16, 2011
Regular meeting held June 6, 2011

PUBLIC PARTICIPATION

VISIONING

- Volusia County Presentation on Smart Growth

OLD BUSINESS

A. V-3-11: 916 SOUTH RIVERSIDE DRIVE / SMITH

Scott Smith, 916 South Riverside Drive, applicant and property owner, requests the following variances in order to allow a Bed and Breakfast to operate at 916 South Riverside Drive:

1. Variance to waive the requirement to provide 16 on-site parking spaces;
2. Variance to two signs in lieu of the one sign permitted by code; and
3. Variance to allow a 32-square foot sign in lieu of the maximum 10-square foot sign permitted by code.

The subject property is zoned R-2, Single-Family Residential, contains approximately 0.491 acres and is generally located northwest of the intersection of South Riverside Drive and Second Street.

NEW BUSINESS

B. A-6-11: FREEMAN / CANAL STREET

Diane K. and Thomas E. Freeman, 5954 Raleigh Barrows Court, Port Orange, Florida, 32127, applicants and property owners, request annexation; *Comprehensive Plan* amendment from County Commercial to City Commercial; and rezoning from County B-5, Heavy Commercial to City B-3, Highway Service Business District. The subject property consists of approximately 0.6 acres and is generally located southwest of the intersection of Canal Street and Ingham Road.

C. A-7-11: SALAMONE/1250 BOLTON ROAD

Fillippa D. Salamone, 1250 Bolton Road, New Smyrna Beach, applicant and property owner, requests annexation, *Comprehensive Plan* amendment from County Urban Low Intensity to City Low Density Residential, and rezoning from County R-4 – Urban Single Family Residential to City R-2 – single Family Residential. The subject property is approximately 0.387 acres and is generally located north of Eslinger Road and southwest of the intersection of Bolton Road and Magnolia Drive.

D. V-6-11: 837 & 839 E 17TH AVENUE

Hal Spence, Esq., 221 North Causeway, New Smyrna Beach, Florida 32169, applicant on behalf of the Estate of Genevieve Zdunowski, 839 East 17th Avenue, New Smyrna Beach, Florida 32169, owner, requests variances to the dimensional requirements to zoning district R-2 Single Family Residential reducing the minimum lot frontage from 75 feet to 49.97 feet, reducing the minimum side yard from 7.5 feet to 4.5 feet, and reducing the minimum lot size from 8,625 square feet to 7,500 square feet.

E. V-7-11: WALLSCHLAEGER / 107 DONLON DRIVE

Glenn D. Storch, P.A., 420 South Nova Road, Daytona Beach, Florida, 32114, applicant on behalf of the property owner, Mark Wallschlaeger, 107 Donlon Drive, New Smyrna Beach, Florida, 32168, requests a 21-foot variance from the minimum required 25-foot upland buffer adjacent to a wetland, to allow a swimming pool to be approximately four feet from the wetland line. The subject property is zoned R-1, Single-Family Residential; contains approximately 1.3 acres and is generally located at the east end of Donlon Drive, east of South Riverside Drive and west of the Indian River.

F. ZT-9-11: BOAT SLIP ALLOCATIONS

The City of New Smyrna Beach, 210 Sams Avenue, New Smyrna Beach, Florida, 32168, requests approval of amendments to the City's *Land Development Regulations* to establish policies regarding the allocation of boat slips from the City's aggregate slip pool.

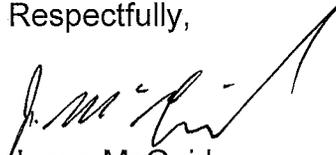
- G. ZT-12-11: SIDEWALK FUND
The City of New Smyrna Beach, 210 Sams Avenue, New Smyrna Beach, Florida, 32168, requests approval of amendments to the City's *Land Development Regulations* to establish a sidewalk fund.
- H. ZT-13-11: PAIN MANAGEMENT CLINIC MORATORIUM
The City of New Smyrna Beach, 210 Sams Avenue, New Smyrna Beach, Florida, 32168, requests approval a temporary moratorium on the issuance of business tax receipts, building permits, development orders and other approvals related to pain clinics and pain management clinics.
- I. ZT-14-11: INTERNET CAFÉ MORATORIUM
The City of New Smyrna Beach, 210 Sams Avenue, New Smyrna Beach, Florida, 32168, requests approval of a temporary moratorium on the issuance of business tax receipts, building permits, development orders and other approvals related to internet cafes.

COMMENTS OR STATEMENTS BY MEMBERS OF THE BOARD

REPORTS AND COMMUNICATIONS BY THE STAFF

ADJOURNMENT

Respectfully,



Jason McGuirk
Chairperson

cc: Mayor and City Commissioners
City Manager
City Clerk
City Attorney
Planning Manager
Planners
Members of the Press

Pursuant to Florida Statutes 286.01015, if an individual decides to appeal any decision made by the Planning & Zoning Board with respect to any matter considered at this meeting, a record of the proceedings will be required and the individual will need to ensure that a verbatim transcript of the proceedings is made, which record includes the

testimony and evidence upon which the appeal is based. Such person must provide a method for recording the proceedings.

In accordance with the Americans With Disabilities Act, persons needing assistance to participate in any of these proceedings should contact the Board Secretary listed below prior to the meeting:

Debra Jenkins, Planning and Zoning Secretary
City of New Smyrna Beach
210 Sams Avenue
New Smyrna Beach, FL 32168
(386) 424-2132