City of Jacksonville Beach

11 North Third Street
Jacksonville Beach, Florida

Agenda

City Council

Monday, May 21, 2018 | **7:00 PM** | **Council Chambers**

MEMORANDUM TO:

The Honorable Mayor and
Members of the City Council
City of Jacksonville Beach, Florida

Council Members:

The following Agenda of Business has been prepared for consideration and action at the Regular Meeting of the City Council.

OPENING CEREMONIES: INVOCATION, FOLLOWED BY SALUTE TO THE FLAG

CALL TO ORDER

ROLL CALL

APPROVAL OF MINUTES

18-084 Regular City Council Meeting Held May 7, 2018

ANNOUNCEMENTS

COURTESY OF THE FLOOR TO VISITORS

MAYOR AND CITY COUNCIL

18-085 Presentation by Florida League of Mayors Executive Director Scott Dudley to Fletcher Middle School Student Liam Bolai

CITY CLERK

CITY MANAGER

a. 18-086 Accept the Monthly Financial Reports for the Month of April 2018

b. 18-087 Award Bid Number 1718-13 for Crane Rental Services

c. **18-088** Award Bid Number 1718-15 for the Purchase of Pad Mount Switchgear Type 12

d. **18-089** Award Bid Number 1718-16 for the Reconditioning of Painted Surfaces on Padmounted Transformers, Switchgears and Other Equipment

e. **18-090** Award RFP Number 02-1718, "Concrete Maintenance Installation and Repairs-Continuous Services for 36 Months" to **Allsite Contracting, Inc.**

RESOLUTIONS

ORDINANCES

a. **18-091** ORDINANCE NO. 2018-8108 (Second Reading)

AN ORDINANCE TO AMEND REDEVELOPMENT DISTRICT: RD ORDINANCE NUMBER 2008-7951, SUPPLEMENTING THE COMPREHENSIVE ZONING REGULATIONS AND ZONING ATLAS FOR THE CITY OF JACKSONVILLE BEACH, FLORIDA, AS PROVIDED UNDER CHAPTER 34 OF THE CODE OF ORDINANCES OF SAID CITY. **(Redevelopment District Zoning for a maximum 81 room hotel located at the southeast corner of Beach and A1A.)**

b. **18-092** ORDINANCE NO. 2018-8109 (Second Reading)

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JACKSONVILLE BEACH; AMENDING CHAPTER 10, FIRE AND LIFE SAFETY; ARTICLE III, FIRE PREVENTION AND LIFE SAFETY; SEC. 10-3.03, CODES ADOPTED; TO PROVIDE REFERENCE TO THE STATE ADOPTED FLORIDA FIRE PREVENTION CODE; PROVIDING FOR UPDATES IN CHAPTER 10 BY ELIMINATING OBSOLETE PROVISIONS; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR CODIFICATION AND PROVIDING AN EFFECTIVE DATE. **(Updates Chapter 10 of the Life Safety Code and Adopts the 6th Edition of the Florida Fire Prevention Code.)**

ADJOURNMENT

NOTICE

In accordance with Section 286.0105, Florida Statutes, any person desirous of appealing any decision reached at this meeting may need a record of the proceedings. Such person 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 to be based.

The public is encouraged to speak on issues on this Agenda that concern them. Anyone who wishes to speak should submit the request to the City Clerk or to the recording secretary prior to the beginning of the meeting. These forms are available at the entrance of the City Council Chambers for your convenience.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (904) 247-6299, extension 10, no later than one business day before the meeting.

Minutes of Regular City Council Meeting
held Monday, May 7, 2018, at 7:00 P.M.
in the Council Chambers, 11 North 3rd Street,
Jacksonville Beach, Florida

JACKSONVILLE BEACH

OPENING CEREMONIES

The invocation was given by Council Member Buck, followed by the salute to the flag.

CALL TO ORDER

Mayor Pro Tem Wilson called the meeting to order at 7:00 P.M.

ROLL CALL

Mayor: William C. Latham*(absent)*

Council Members: Lee Buck, Keith Doherty, Christine Hoffman*(absent)*, Bruce Thomason, Phil Vogelsang, Jeanell Wilson

Also present was City Manager George Forbes.

APPROVAL OF MINUTES

It was moved by Mr. Thomason, seconded by Mr. Vogelsang, and passed unanimously, to approve the following minutes:

- City Council Workshop held April 9, 2018
- City Council Briefing held April 16, 2018
- Regular City Council Meeting held April 16, 2018

ANNOUNCEMENTS

Mayor Pro Tem Wilson introduced Fletcher Middle School Civics Class Students Jorge Hannah and Calvin Gunter who were in attendance.

COURTESY OF THE FLOOR TO VISITORS

MAYOR AND CITY COUNCIL

Item #18-077 – Presentation by North Florida TPO Staff on the North Florida Transportation Improvement Program

Denise Bunnewith of the North Florida Transportation and Planning Organization reviewed the projects for the North Florida Improvements Program for FY 2018/2019 through FY 2022/2023. [*on file*]

CITY CLERK

CITY MANAGER

(a) Item #18-078 – Approve the Sale of Squad 13, a 2000 Central States/Freightliner Commercial Pumper, for the Sum of $20,500.00

Draft

Motion: It was moved by Mr. Thomason, and seconded by Mr. Vogelsang, to approve the sale of Squad 13, a 2000 Central States/Freightliner Commercial Pumper, to *Palmetto Fire Apparatus* as outlined in the memo by Chief David Whitmill dated April 18, 2018.

Discussion: Mr. Forbes explained the City would be selling Squad 13, a 2000 Central States/Freightliner Commercial Chassis Pumper that has been in front-line service for 17 years. The new replacement vehicle was approved by Council in December 2017. The sale would occur in December 2018, when the new replacement vehicle is delivered to the Jacksonville Beach Fire Department.

Roll call vote: Ayes – Buck, Doherty, Thomason, Vogelsang, and Mayor Pro Tem Wilson. The motion passed unanimously.

(h) Item #18-079 – Award Bid No. 1718-14, "Sludge Hauling Services for 36 Months," to Merrell Brothers, Inc., the Lowest, Qualified Bidder

Motion: It was moved by Mr. Thomason, and seconded by Mr. Vogelsang, to award Bid Number 1718-14, titled "Sludge Hauling Services for 36 Months" to *Merrell Brothers, Incorporated*, as explained in the memorandum from the Public Works Director dated April 23, 2018.

Discussion: Mr. Forbes said residual sludge is produced as part of the wastewater treatment process. The sludge is dewatered and then loaded into a large trailer. Once the trailer is full, it is hauled to the county's Trail Ridge Landfill, which is about a fifty (50) mile one-way trip where the dry sludge is disposed. The trailer and the sludge hauling services are provided under a continuous service contract. The current contract term is ending.

Roll call vote: Ayes – Doherty, Thomason, Vogelsang, Buck, and Mayor Pro Tem Wilson. The motion passed unanimously.

RESOLUTIONS

ORDINANCES:

(a) Item #18-080 - ORDINANCE NO. 2018-8108 (First Reading) (Public Hearing)

Mayor Pro Tem Wilson requested that the City Clerk read Ordinance No. 2018-8108, by title only, whereupon Ms. Scott read the following:

"AN ORDINANCE TO AMEND REDEVELOPMENT DISTRICT: *RD* ORDINANCE NUMBER 2008-7951, SUPPLEMENTING THE COMPREHENSIVE ZONING REGULATIONS AND ZONING ATLAS FOR THE CITY OF JACKSONVILLE BEACH, FLORIDA, AS PROVIDED UNDER CHAPTER 34 OF THE CODE OF ORDINANCES OF SAID CITY. (Redevelopment District Zoning for a maximum 81 room hotel located at the southeast corner of Beach and A1A.)"

Mayor Pro Tem Wilson read the Public Hearing Procedures for Redevelopment District: *RD* Zoning Amendment Ordinances [*on file*].

Summary: Mr. Forbes said the hotel would consist of a footprint of 10,236 square feet, three stories in height (35 feet), with a maximum of 81 hotel rooms with a mix of open and

covered ground level parking. Vehicular access to the property would be from 2nd Street only, with an anticipated project start date of October 2018.

Mayor Pro Tem Wilson opened the Public Hearing.
Speakers:

- Ed Goodson, a representative of Goodson, Nevin & Assoc., 10175 Fortune Parkway, Ste. 403, Jacksonville, was available for questions regarding the project.

Mayor Pro Tem Wilson closed the Public Hearing.

Ex-Parte Communications: None.

Motion: It was moved by Mr. Thomason and seconded by Mr. Vogelsang, to adopt Ordinance No. 2018-8108, governing the property located at the southeast corner of Beach Boulevard and South 3rd Street, by providing a new project narrative and site plan for a proposed hotel use. (*Element Hotel*)

Discussion: The Council Members each stated their support of the development project.

The applicant, Sunl Bhikha, 3608 Marsh Park Ct, Jacksonville, responded to Mr. Vogelsang's question by confirming the project is not suitable for a public dining option due to parking.

Mr. Mann addressed Section 1. Item D. of the ordinance which states the City retains the right to request that the property owner deed over to the City a sight visibility triangle located at the northwest corner of the property to accommodate a public sidewalk at the corner of the Beach Boulevard and South 3rd Street intersection. Mr. Mann stated that the applicant had agreed to the City's request.

Roll call vote: Ayes – Thomason, Vogelsang, Buck, Doherty, and Mayor Pro Tem Wilson. The motion passed unanimously.

(b) Item #18-081 - ORDINANCE NO. 2018-8109 (First Reading)

Mayor Pro Tem Wilson requested that the City Clerk read Ordinance No. 2018-8109, by title only, whereupon Ms. Scott read the following:

"AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JACKSONVILLE BEACH; AMENDING CHAPTER 10, FIRE AND LIFE SAFETY; ARTICLE III, FIRE PREVENTION, AND LIFE SAFETY; SEC. 10-3.03, CODES ADOPTED; TO PROVIDE REFERENCE TO THE STATE ADOPTED FLORIDA FIRE PREVENTION CODE; PROVIDING FOR UPDATES IN CHAPTER 10 BY ELIMINATING OBSOLETE PROVISIONS; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR CODIFICATION AND PROVIDING AN EFFECTIVE DATE. (Updates Chapter 10 of the Life Safety Code and Adopts the 6th Edition of the Florida Fire Prevention Code.)"

Motion: It was moved by Mr. Thomason, and seconded by Mr. Vogelsang, to adopt

Draft

Ordinance No. 2018-8109 that amends Chapter 10 of the Fire and Life Safety Code.

Summary: Mr. Forbes reviewed the following notable changes in the 6th edition of the Florida Fire Prevention Code:

- Compliance with high-rise sprinkler code retrofit date has moved to 12/31/19 (was 12/31/2017)
- Standards have been set for the operation of food trucks (fire extinguishers, hood fire suppression systems, LP gas lines/tanks, etc.)
- Standards addressing the safe storage, handling, and sales of fireworks (sets limits for the retail sale of fireworks, building construction requirements, fire alarm, and sprinkler systems, etc. Sets limits on display size and quantity, number of required training hours for employees. Does not change the licensing and permitting requirements.
- Standards have been established on the use of rubberized asphalt melters during roof deck operations (extinguisher, location, and operation of the unit, etc.)

Discussion: Mayor Pro Tem Wilson asked if existing condominiums would need to be retrofitted with sprinklers.

Fire Chief David Whitmill responded that they are working with three existing condominiums, Seascape, Pelican Point, and Ocean 14, in the matter of their coming into compliance with the high-rise sprinkler code.

Roll call vote: Ayes – Vogelsang, Buck, Doherty, Thomason, and Mayor Pro Tem Wilson. The motion passed unanimously.

ADJOURNMENT:

There being no further business, the meeting adjourned at 7:40 P.M.

Submitted by: Laurie Scott
City Clerk

Approval:

_____
William C. Latham, MAYOR

Date: _____

LS/aam

Draft

Sheri Gosselin

From: Rachel Embleton <rembleton@flcities.com>
Sent: Monday, April 23, 2018 10:18 AM
To: CPAAA - Charlie Latham
Cc: Sheri Gosselin; Linda Bridges; Holly McPhail; Phillips, Mary S.
Subject: May 21st - Resolution to be Presented to 2nd Place Essay Winner

Importance: High

Hello Mayor Latham,

The presentation of the resolution is scheduled for the May 21st City Council Meeting at 7pm in Jacksonville Beach.

Florida League of Mayors Executive Director Scott Dudley will attend, as well as the 2nd place Essay Contest Winner Liam Bolai, Liam's family, and Liam's teacher (Ms. Mary Phillips).

We are printing and framing the resolution; Scott will bring it with him.

Do I need to contact anyone else in the city about this presentation?

Thank you,

Rachel

Rachel Embleton
Executive Assistant – FACC/FLM
Association Services, Florida League of Cities
Post Office Box 1757
Tallahassee, FL 32302-1757
(850) 222-9684
Fax (850) 222-3806
rembleton@flcities.com
www.flcities.com

Begin forwarded message:

From: Charlie Latham <clatham@jaxbchfl.net>
Subject: FW: Essay Contest
Date: April 10, 2018 at 1:24:17 PM EDT
To: CPAAA - Charlie Latham <charlie@charlielatham.com>

From: Rachel Embleton [mailto:rembleton@flcities.com]
Sent: Tuesday, April 10, 2018 10:58 AM
To: Charlie Latham <clatham@jaxbchfl.net>
Subject: Essay Contest
Importance: High

Hello Mayor Latham,

Florida League of Mayors held an essay contest "If I Were Elected Mayor for a Day" and the 2nd place winner (Liam Bolai) is in Jacksonville Beach. The second place winner receives a joint resolution from the Florida League of Cities and the Florida League of Mayors to be presented by the mayor at a hometown commission meeting.

There are only two city council meetings remaining during this school year – May 7th and May 21st. Can you please attend the May 7th city council meeting?

Please let me know asap.

Thank you,

Rachel

Rachel Embleton
Executive Assistant – FACC/FLM
Association Services, Florida League of Cities
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Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing. However, please be advised that most records received and maintained by the City of Jacksonville Beach are public records, and are therefore subject to the disclosure provisions of Chapter 119, Florida Statutes, the Florida Public Records Law (119.07, FS).

JACKSONVILLE BEACH

City of
Jacksonville Beach
City Hall
11 North Third Street
Jacksonville Beach
FL 32250
Phone: 904.247.6274
Fax: 904.270.1642

www.jacksonvillebeach.org

FINANCE DEPARTMENT

MEMORANDUM

TO: George D. Forbes, City Manager
FROM: Michael B. Nadeau, Chief Financial Officer
SUBJECT: Monthly Financial Reports for April 2018
DATE: May 8, 2018

Action Requested

Accept the monthly financial reports for the month of April 2018.

Background

The monthly financial reports for April 2018 are provided for your information and review. These reports can be found in the "Reports and Information" portion of this agenda.

Recommendation

Accept the financial reports for the month of April 2018, as submitted by the Chief Financial Officer.

JACKSONVILLE BEACH

BEACHES|ENERGY SERVICES

Beaches Energy
Services
1460-A Shetter Ave
Jacksonville Beach
FL 32250
Phone: 904.247.6281

www.beachesenergy.com

MEMORANDUM

TO: George D. Forbes, City Manager

FROM: Allen Putnam, Director of Beaches Energy Services

SUBJECT: Bid #1718-13, Crane Rental Services

DATE: May 11, 2018

ACTION REQUESTED

Award Bid Number 1718-13 for crane rental services.

BACKGROUND

From time to time, it is necessary for Beaches Energy Services and other City departments to utilize crane rental services for construction and maintenance activities.

Bid Number 1718-13 establishes unit pricing for crane rental services. Services will vary depending on the City's needs throughout the year. The solicitation was advertised and we received two (2) responses as shown below.

Bid Item	Description	Bevel Brothers	Crane & Rigging
I	**Crane Size: 40 – 90 Ton**		
	Per hour Half-day	$120.00	$130.00
	Per hour Full-day	$120.00	$130.00
	Per hour Weekly	$108.00	$130.00
	Per hour Monthly	$92.00	$130.00
	Per hour Weekend/Holiday	$157.50	$160.00
	Per hour Overtime	$157.50	$160.00
Bid Item	**Description**	**Bevel Brothers**	**Crane & Rigging**
II	**Crane Size: 130 – 170 Ton**		
	Per hour Half-day	$325.00	DNP*
	Per hour Full-day	$325.00	$535.00
	Per hour Weekly	$292.50	$535.00
	Per hour Monthly	$213.50	$455.00
	Per hour Weekend/Holiday	$362.50	$595.00
	Per hour Overtime	$362.50	$595.00

**Did not provide pricing*

The initial term of the contract period is one (1) year with up to two (2) additional one (1) year extensions, for a maximum of three (3) years. Both contractors have agreed to hold prices firm for years two (2) and three (3).

Beaches Energy Services recommends awarding the bid to the two responding bidders, with Bevel Brothers, Inc. being the primary contractor and Crane & Rigging of Jacksonville, Inc. being the secondary contractor. This will provide flexibility in scheduling these services. Funding for crane rental services is included each year in the Beaches Energy Services operating budget.

RECOMMENDATION

Award Bid Number 1718-13 to Bevel Brothers, Inc. as the primary contractor and Crane & Rigging of Jacksonville, Inc. as the secondary contractor for crane rental services.

JACKSONVILLE BEACH

BEACHES|ENERGY SERVICES

Beaches Energy Services
1460-A Shetter Ave
Jacksonville Beach
FL 32250
Phone: 904.247.6281

www.beachesenergy.com

MEMORANDUM

TO: George D. Forbes, City Manager

FROM: Allen Putnam, Director of Beaches Energy Services

SUBJECT: Bid #1718-15, Pad Mount Switchgear

DATE: May 11, 2018

ACTION REQUESTED

Award Bid # 1718-15 for the purchase of pad mount switchgear.

BACKGROUND

To enhance reliability and increase restoration times, Beaches Energy Services utilizes equipment that allows field employees to isolate and reconfigure the primary distribution system through the operation of switches. In the event of a major circuit fault, Beaches Energy Services must have the ability to sectionalize the affected area, minimizing the number of customers out of service, while permanent repairs are made.

Bid No. 1718-15 establishes the specifications for the type 12 pad mount switchgear. The solicitation was advertised and we received the following three (3) responses:

Vendor	Price
Trayer Engineering Corporation	$40,400
Gresco	$52,947
Stuart C. Irby	$67,773

Trayer Engineering Corporation was the low bidder and the only one to fully meet the bid submittal requirements. We anticipate installing one (1) or two (2) type 12 pad mount switchgears during FY 2018. Funding for this purchase is included in the Beaches Energy Services budget for capital outlay.

RECOMMENDATION

Award Bid Number 1718-15 to Trayer Engineering Corporation for the purchase of Type 12 Pad Mount Switchgear.

TYPE 12 PAD MOUNT SWITCHGEAR

JACKSONVILLE BEACH

BEACHES|ENERGY SERVICES

Beaches Energy
Services
1460-A Shetter Ave
Jacksonville Beach
FL 32250
Phone: 904.247.6281

www.beachesenergy.com

MEMORANDUM

TO: George D. Forbes, City Manager

FROM: Allen Putnam, Director of Beaches Energy Services

SUBJECT: Bid #1718-16, Reconditioning Painted Surfaces on Pad-Mounted Transformers and Switchgears

DATE: May 11, 2018

ACTION REQUESTED

Award Bid Number 1718-16 for the reconditioning of painted surfaces on pad-mounted transformers, switchgears and other equipment.

BACKGROUND

In order to maintain the integrity and appearance of transformers, switching cabinets and other equipment in the field, it is often necessary for the surfaces to be professionally cleaned, reconditioned and painted. This also includes replacement of locks, warning stickers and stenciled letters and numbers for proper equipment identification.

This bid establishes the unit pricing for reconditioning of painted surfaces and other services. Services will vary depending on Beaches Energy's needs throughout the year. The solicitation was advertised and we received four (4) responses as follows:

Switchgears	Seacor Painting	Biotraits Chemical	Maverick Utility Services	Worth Contracting
Cooper PMH-11	$150.00	$269.64	$800.00	$900.00
G&W Type PVI	$150.00	$259.57	$800.00	$900.00
Enclosure Cabinet	$150.00	$230.74	$650.00	$150.00
Protective Bollards	$35.00	$218.63	$50.00	$50.00
Other Surfaces	$40.00	$75.00	$85.00	$75.00

Transformers	Seacor Painting	Biotraits Chemical	Maverick Utility Services	Worth Contracting
50 kVA	$75.00	$162.99	$350.00	$800.00
75 kVA	$75.00	$162.99	$350.00	$800.00
100 kVA	$75.00	$162.99	$375.00	$900.00
167 kVA	$90.00	$162.99	$400.00	$900.00
250 kVA	$90.00	$235.57	$425.00	$1,000.00
150 kVA	$150.00	$288.24	$775.00	$900.00
300 kVA	$150.00	$297.45	$800.00	$900.00
500 kVA	$225.00	$303.69	$800.00	$1,500.00
750 kVA	$225.00	$315.98	$825.00	$1,500.00
1000 kVA	$300.00	$392.62	$850.00	$1,500.00
1500 kVA	$350.00	$405.37	$850.00	$1,500.00
2500 kVA	$450.00	$444.34	$900.00	$2,500.00

Beaches Energy Services recommends awarding the bid to the two lowest bidders, with Seacor Painting, Inc. being the primary contractor and Biotraits Chemical, Inc. being the secondary contractor. This will provide flexibility in scheduling these services. Funding for this program is included each year in the Beaches Energy Services operating budget.

The initial term of the contract period is one (1) year with up to two (2) additional one (1) year extensions, for a maximum of three (3) years. Both contractors have agreed to hold bid prices firm for years two (2) and three (3).

RECOMMENDATION

Award Bid Number 1718-16 for the reconditioning of painted surfaces on pad-mounted transformers and switchgears to Seacor Painting, Inc. as the primary contractor and Biotraits Chemical, Inc. as the secondary contractor.

JACKSONVILLE BEACH

City of
Jacksonville Beach
Operations &
Maintenance Facility
Department of Public
Works
1460-A Shetter Avenue
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www.jacksonvillebeach.org

May 10, 2018

TO: George Forbes, City Manager

FROM: Ty Edwards, Public Works

SUBJECT: RFP Number 02-1718, "Concrete Maintenance Installation and Repairs - Continuous Services for 36 Months"

ACTION REQUESTED:

Award RFP Number 02-1718, "Concrete Maintenance Installation and Repairs-Continuous Services for 36 Months" to the highest ranked respondent, ***Allsite Contracting, Inc.***

BACKGROUND:

The City has an ongoing program to enhance safety of pedestrians in the community by maintaining existing, as well as constructing new sidewalks, curbs, driveway aprons, ramps and other similar concrete work on public property and City rights-of-way.

This RFP establishes unit pricing for Public Works and other City departments, for various concrete items such as sidewalk, handicap ramps, driveways, curbing, spillways, slabs and other similar type work. Quantities for work items will vary depending on the City's needs throughout the year.

The solicitation was advertised and five (5) responses were received by the closing date. Consideration for the award was based on evaluating the submitted Proposals according to five Evaluation Criteria as summarized in the following chart.

VENDOR	EVALUATION CRITERIA					Total	Rank
	1	2	3	4	5		
Allsite Contracting, Inc.	***9***	***8***	***9***	***12***	***12***	***50***	***1***
Jax Utilities Management, Inc.	7	6	9	9	9	40	2
G & H Underground Construction, Inc.	8	5	8	9	7	36	3
Creative Concrete Design of Columbia County, Inc.	9	7	9	4	4	33	4
JMD Global Developers, LLC	7	5	8	3	10	33	4

- **Evaluation Criteria:** 1 Qualifications (20%), 2 Experience (20%), 3 References (20%), 4 Proximity (20%), 5 Pricing (20%). The Criteria and the Evaluation are explained further in the attached Evaluation Committee Collective Score Sheet and Summary Notes.
- The Unit Price Proposal Tabulation Sheet is attached.
- The RFP specification states: "The resulting unit price contract for continuous services for three (3) years may be extended for additional terms, from one (1) through three (3) years in length each, for a total contract length not to exceed six (6) years. Extension terms are subject to mutual consent of the CITY and the CONTRACTOR."
- The bid specification includes a section titled Price Adjustment Provision for Unit Prices based on CPI Change that may be applied during one (1) extension of the contract.

Contract funding is subject to annual appropriations of the various departments utilizing the resulting continuous service contract. As an example for 2018, $35,000 is budgeted for sidewalk maintenance in the Local Option Gas Tax budget for the Public Works Streets Division.

It is recommended that the City Council award RFP No. 02-1718, "Concrete Maintenance Installation and Repairs - Continuous Services for 36 Months" to the highest ranked respondent, ***Allsite Contracting, Inc.***, and authorize the City Manager to extend the contract for up to an additional three (3) years for a total contract length not to exceed six (6) years.

RECOMMENDATION:

Award Request for Proposals Number 02-1718, titled "Concrete Maintenance Installation and Repairs - Continuous Services for 36 Months" to ***Allsite Contracting, Incorporated,*** as explained in the memorandum from the Public Works Director dated May 10, 2018.

Evaluation Committee Collective Score Sheet and Summary Notes

Scoring Scale:

4 = Excellent:	The proposal successfully addresses all relevant aspects of the criterion. Any shortcomings are minor.
3 = Above Average:	The proposal addresses the criterion well but a small number of shortcomings are present.
2 = Average:	The proposal broadly addresses the criterion, but there are significant weaknesses.
1 = Below Average:	The criterion is inadequately addressed or cannot be assessed due to missing or incomplete information.

VENDOR	EVALUATION CRITERIA					TOTAL	RANK
	1	2	3	4	5		
Allsite Contracting, Inc.	**9**	**8**	**9**	**12**	**12**	**50**	**1**
Jax Utilities Management, Inc.	7	6	9	9	9	40	2
G & H Underground Construction, Inc.	8	5	8	8	7	36	3
Creative Concrete Design of Columbia County, Inc.	9	7	9	4	4	33	4
JMD Global Developers, LLC	7	5	8	3	10	33	4

Evaluation Criterion 1: Qualifications – 20%

- Copy of Contractor License.
- Copy of current occupational and business licenses
- Length of time in business.
- List of Sub-Contractors to potentially be utilized during the installation of concrete related work items.
- List of Equipment (by type and quantity) "dedicated" to meeting the requirements of this contract. It is expected that the contractor would have available and on site at all times during the work schedule at a minimum, the following equipment:
  - 1 ea. Rubber-tired Backhoe
  - 1 ea. Sled-type vibrator compactor
  - 1 ea. 6 to 8 Yard Dump Truck or larger
  - 1 ea. Roll-off container (optional) for the removal of concrete material.

VENDOR	COMMENTS	SCORE
JMD Global Developers, LLC	**Provided required documentation, adequate qualifications, vendor qualified to perform work as solicited.**	**7**
G & H Underground Construction, Inc.	**Provided required documentation, FDOT qualified, vendor qualified to perform work as solicited.**	**8**
Jax Utilities Management, Inc.	**Provided required documentation, adequate qualifications, vendor qualified to perform work as solicited.**	**7**
Creative Concrete Design of Columbia County, Inc.	**Provided numerous pictures of work product and equipment; did not provide a copy of current contractor's license – requirement waived by selection committee*; vendor qualified to perform work as solicited.**	**9**
Allsite Contracting, Inc.	**Provided pictures of work product and equipment; provided required documentation, vendor qualified to perform work as solicited.**	**9**

- Reference: GENERAL PROVISIONS 1.2 TERMS AND CONDITIONS F. Award. 1) The CITY reserves the right to waive informalities, to reject any and all proposals, in whole or in part, and to accept the proposal that in its judgment will best serve the interest of the CITY.

Evaluation Criterion 2: Experience – 20%

Provide a Brief Narrative of Experience within the past three (3) years detailing the proposer's ability to perform the primary tasks of:

- Removal and replacement of existing damaged concrete sidewalks, handicap ramps, driveways, curbing, spillways and/or slabs.
- Excavation, forming and pouring portions of replacement and new concrete sidewalks, handicap ramps, driveways, curbing, spillways, slabs that are ancillary to the major work of removal and replacement.
- Detailed time line for the final grading and sod replacement for inspection of work completed and ready for payment after completion of concrete installation.
- Provide brief explanation and picture(s) of equipment to be utilized.
- Provide the customer name, project location, description of the project and dollar amount.

State whether during the past three (3) years if the Respondent has defaulted on any contract. If so, provide a description of the facts and circumstances of the default.

State whether during the preceding three (3) years if the Respondent has terminated a contract prior to expiration of the contract term, or if a contract has been terminated by the other party prior to its stated term. If so, provide a description of the facts and circumstances of each incidence.

VENDOR	COMMENTS	SCORE
JMD Global Developers, LLC	**Did not submit default or terminated contract statement; did not submit pictures.**	**5**
G & H Underground Construction, Inc.	**Did not submit default or terminated contract statement; did not submit pictures.**	**5**
Jax Utilities Management, Inc.	**Did not submit pictures.**	**6**
Creative Concrete Design of Columbia County, Inc.	**Did not submit termination of contract statement.**	**7**
Allsite Contracting, Inc.	**Provided required documentation.**	**8**

Evaluation Criterion 3: References – 20%

List of at least five (5) references (with contact names and phone numbers) within the past (3) years.

VENDOR	COMMENTS	SCORE
JMD Global Developers, LLC	**Provided five (5) required references.**	**8**
G & H Underground Construction, Inc.	**Provided five (5) required references; currently has large contracts with public sector owners; concerns about ability to service COJB due to its minor needs.**	**8**
Jax Utilities Management, Inc.	**Provided five (5) required references; specific experience as related to this type of project, particularly with similar projects in area; currently has large contracts with public sector owners; concerns about ability to service COJB due to its minor needs.**	**9**
Creative Concrete Design of Columbia County, Inc.	**Provided five (5) required references.**	**9**
Allsite Contracting, Inc.	**Provided five (5) required references.**	**9**

Evaluation Criterion 4: Proximity – 20%

Provide the location of the respondent's office.

Routine and responsive interaction will be important in servicing the City's needs in performing this continuing contract.

Provide a brief narrative on how Respondent plans to service this contract. Include in your description the time period required to respond to projects, the staff plans to service this contract and the use of subcontractors, etc.

VENDOR	COMMENTS	SCORE
JMD Global Developers, LLC	**Located in Orlando (Orange County) about 140 miles from Jacksonville Beach.**	**3**
G & H Underground Construction, Inc.	**Located in St. Augustine about 30 miles from Jacksonville Beach.**	**8**
Jax Utilities Management, Inc.	**Located in Jacksonville about 12 miles from Jacksonville Beach; will work with COJB for new project response timeline.**	**9**
Creative Concrete Design of Columbia County, Inc.	**Located in Lake City (Columbia County) about 83 miles from Jacksonville Beach.**	**4**
Allsite Contracting, Inc.	**Located in Jacksonville about 14 miles from Jacksonville Beach; new project response, site visit and consideration - 5 days.**	**12**

Evaluation Criterion 5: Pricing – 20%

Interested proposers are required to submit a quotation of proposed unit prices, which shall remain stable and be utilized during the 1st full term of the contract. Submit unit prices on the attached ***Unit Price Proposal Tender Form*** as part of your proposal submittal. The proposer agrees that this proposal shall be good and may not be withdrawn for a period of ninety (90) days after the opening of proposals.

Respondents must provide a unit price on each Pay Item listed. All price entries on the ***Unit Price Proposal Tender Form*** must be clearly written in figures using ink. **Price will be only one key criteria used in the evaluation process to determine which firm is the most highly qualified to perform the required services.**

VENDOR	COMMENTS	SCORE
JMD Global Developers, LLC	**Unit prices provided are the second lowest of all proposals received.**	**10**
G & H Underground Construction, Inc.	**Unit prices provided are the second highest of all proposals received.**	**7**
Jax Utilities Management, Inc.	**Unit prices provided are in the mid-range of all proposals received.**	**9**
Creative Concrete Design Of Columbia County, Inc.	**Unit prices provided are the highest of all proposals received.**	**4**
Allsite Contracting, Inc.	**Unit prices provided are the lowest of all proposals received.**	**12**

City of Jacksonville Beach, Unit Price Proposal Tabulation Sheet
RFP # 02-1718 - Concrete Maintenance: Installation and Repairs

Streets Division
Public Works Department

Date: 4/6/2018

	PAY ITEM		UNIT PRICES submitted by RESPONDENTS				
NUMBER	DESCRIPTION [2]	UNIT	*A*	B	C	D	E
1	Removal/Replacement/Disposal of Existing Concrete Sidewalk	SF	**$9.50**	$29.50	$7.83	$8.50	$12.35
2	Removal/Disposal of Existing Concrete Handicap Access Ramp/Sidewalk.	SF	**$3.50**	$16.50	$35.00	$4.00	$4.58
3	Removal/Disposal of Existing (6" Thick) Concrete.	SF	**$3.50**	$25.00	$9.76	$5.00	$4.58
4	Removal/Replacement/Disposal of Existing Concrete Driveways and/or Sidewalk.	SF	**$7.25**	$37.50	$9.76	$9.50	$17.52
5	Removal/Replacement/Disposal of Existing Concrete Curbing (All Types).	LF	**$24.00**	$19.75	$33.00	$27.00	$12.35
6	Removal/Disposal of Existing Asphalt Pavement & Base Material in areas.	SF	**$1.75**	$25.00	$6.00	$4.00	$12.50
7	Removal/Disposal of Existing Concrete Curbing (All Types) with Disposal.	LF	**$6.00**	$25.00	$8.00	$15.00	$10.35
8	Removal/Disposal of Existing (6" Thick) Concrete with Only Concrete Disposal.	SF	**$2.50**	$24.00	$6.00	$5.00	$4.58
9	Removal/Replacement/Disposal of Existing Concrete Sidewalk and Replace.	SF	**$8.50**	$29.50	$9.05	$8.00	$12.35
10	Removal/Disposal of Existing Concrete Handicap Access Ramp/Sidewalk.	SF	**$2.50**	$23.00	$6.00	$4.00	$4.58
11	Removal/Replacement/Disposal of Existing Concrete Driveways and/or Sidewalk.	SF	**$6.25**	$30.00	$39.00	$9.00	$17.52
12	Removal/Disposal of Existing Concrete Curbing (All Types).	LF	**$5.00**	$24.00	$8.00	$13.00	$17.52
13	Installation of New 3000-PSI Concrete Handicap Access Ramp/ Sidewalk.	SF	**$8.75**	$32.50	$35.00	$15.00	$34.23
14	Installation of New 3000-PSI Concrete Sidewalk (4" Thick) with Fiber-mesh.	SF	**$5.00**	$22.50	$4.90	$6.00	$4.85
15	Installation of New 3000-PSI Concrete Sidewalk (4" Thick) with Fiber-mesh.	SF	**$6.00**	$24.50	$6.50	$9.00	$5.00
16	Installation of New 3000-PSI Concrete Sidewalk (6" Thick) with Fiber-mesh.	SF	**$7.00**	$24.00	$5.75	$7.00	$5.75
17	Installation of New 3000-PSI Concrete Standard City Curbing with Fiber-mesh.	LF	**$16.00**	$50.50	$30.00	$27.00	$17.52
18	Installation of New 3000-PSI Concrete Miami Curbing with Fiber-mesh.	LF	**$12.80**	$50.50	$30.00	$25.00	$17.52
19	Installation of New 3000-PSI Concrete Ribbon Curbing with Fiber-mesh.	LF	**$14.00**	$46.50	$30.00	$30.00	$21.00
20	Installation of New 3000-PSI Concrete Header Curbing with Fiber-mesh.	LF	**$12.80**	$34.25	$30.00	$30.00	$21.00
21	Installation of New 3000-PSI Concrete Valley Gutter Curbing with Fiber-mesh	SF	**$14.00**	$22.50	$30.00	$12.00	$17.52
22	Installation of New 3000-PSI Concrete Slab (6" Thick) with Fiber-mesh.	SF	**$7.00**	$25.00	$12.00	$7.00	$5.75
23	Installation of New 3000-PSI Concrete Slab (8" Thick) with Fiber-mesh.	SF	**$8.00**	$28.00	$13.00	$10.00	$6.00
24	Installation of New 3000-PSI Concrete Driveway Apron (6" Thick) with Fiber-mesh.	SF	**$7.00**	$26.50	$12.75	$8.00	$6.25
25	Installation of New 3000-PSI Concrete Spillway with Fiber-mesh.	SF	**$7.00**	$24.75	$14.00	$8.00	$10.25
26	Regrading/Sod Installation in Areas Not Directly Affected By Concrete Work.	SF	**$1.50**	$5.75	$4.00	$7.50	$5.00
27	Installation of Detectable Warnings on Walking Surfaces.	SF	**$28.00**	$38.50	$45.00	$30.00	$10.20
		TOTAL:	**$235.10**	$765.00	$480.30	$343.50	$318.62

RESPONDENTS [3]

A	***Allsite Contracting, Inc.***	D	Jax Utilities Management, Inc.
B	Creative Concrete Design of Columbia County, Inc.	E	JMD Global Developers, LLC.
C	G&H Underground Construction, Inc.		

[1] RFP FULL TITLE: Concrete Maintenance: Installation and Repairs - Continuous Services for 36 Months

[2] Pay Item Description is abbreviated. See RFP package for complete pay item description.

[3] Each submitting respondent met the minimum qualifications.

JACKSONVILLE BEACH

City of

Jacksonville Beach

City Hall

11 North Third Street

Jacksonville Beach

FL 32250

Phone: 904.247.6231

Fax: 904.247.6107

MEMORANDUM

To: George D. Forbes, City Manager

From: William C. Mann, Planning and Development Director

Re: **Ordinance No. 2018-8108,** amending *RD* Rezoning Ordinance No. 2008-7951 governing the property located at the southeast corner of Beach Boulevard and South 3rd Street, by providing a new project narrative and site plan for a new proposed hotel use. (*Element* Hotel)

Date: May 9, 2018

ACTION REQUESTED:

Adopt Ordinance No. 2018-8108, amending *RD* Rezoning Ordinance No. 2008-7951 governing the property located at the southeast corner of Beach Boulevard and South 3rd Street, by providing a new project narrative and site plan for a new proposed hotel use. (*Element* Hotel)

BACKGROUND:

The subject property is located on the southeast corner of Beach Boulevard and A1A / 3rd Street South, and is currently vacant. The site was most recently used as a construction laydown area for a City infrastructure project between Beach Blvd and 4th Avenue South. That project is nearly complete.

In 2004, the applicant applied to rezone the subject property to *Redevelopment District: RD* zoning in order to construct a five-story office and retail center. That project was never developed, and in 2008, the applicant applied to amend the 2004 *RD* zoning to develop a hotel project. The hotel was also never constructed due to the downturn in the economy.

The actual amendment to the existing *RD* ordinance consists of the approval of a new project narrative and site plan for a proposed *Element* Hotel. The hotel would consist of a footprint of 10,236 square feet, three stories in height (35 feet), and have a maximum of 81 hotel rooms with a mix of open and covered ground level parking. Vehicular access to the property will be from 2nd Street only. The applicant also proposes to share use of the existing alley on the south side of the property with the adjacent property, *McDonalds*. The hotel would also have limited food service and other guest amenities. The anticipated construction start date is

October 2018. The proposed site plan provided with the application shows the building footprint and required parking. The proposed hotel project is consistent with the City's Comprehensive Plan and Land Development Code, and furthers the objectives of the Downtown Community Redevelopment Plan.

As with the currently approved RD ordinance governing the subject property, the City is retaining the right to request that the property owner deed over to the City a small triangular piece of land at the northwest corner of the property to accommodate a public sidewalk at that corner of the Beach Boulevard and 3rd Street intersection.

Adjacent uses include *McDonalds* to the south, the parking lot for Joe's Crab Shack to the east, *Walgreens* to the north and a commercial center to the west, across 3rd Street. Redevelopment of the subject property as proposed in the RD zoning amendment application would have a positive impact on adjacent properties, and on the visual character of the surrounding area and the "entrance" to the City's downtown.

The Planning Commission met to consider the proposed *Redevelopment District: RD* zoning amendment on April 23, 2018, and voted unanimously to recommend approval of the amendment to the City Council.

The Community Redevelopment Agency subsequently met to consider the amendment on April 30, 2018, and voted to recommend its approval by City Council.

RECOMMENDATION:

1. **Adopt Ordinance No. 2018-8108,** governing the property located at the southeast corner of Beach Boulevard and South 3rd Street, by providing a new project narrative and site plan for a proposed hotel use. (*Element* Hotel)

2. **Approve the Findings of Fact** for Ordinance No. 2018-8108, dated May 21, 2018.

FINDINGS OF FACT

Ordinance No. 2018-8108
May 21, 2018

SUBJECT: **Ordinance No. 2018-8108**, amending a *Redevelopment District: RD* zoning district within the City, as provided under Chapter 34 of the Code of Ordinances of the City.

Pursuant to Article VI, Section 34-211(c) of the Land Development Code of the Jacksonville Beach Code of Ordinances, the City Council shall consider the adoption of an ordinance enacting an amendment to the Zoning Atlas or Code based on only one (1) or more of the following factors, provided however, that in no event shall an amendment be approved which will result in an adverse community change in which the proposed development is located.

(1) Whether the proposed amendment is consistent with the comprehensive plan;

(2) Whether the proposed amendment is in conflict with any portion of the LDC;

(3) Whether, and the extent to which, the proposed amendment is consistent with existing and proposed land uses;

(4) Whether, and the extent to which, there are any changed conditions that require an amendment;

(5) Whether, and the extent to which, the proposed amendment would result in demands on public facilities, and whether and the extent to which the proposed amendment would exceed the level of service standards established for public facilities in the comprehensive plan;

(6) Whether, and the extent to which, zoning district boundaries are not properly drawn on the official zoning atlas;

(7) Whether, and the extent to which, the proposed amendment would result in significantly adverse impacts on the natural environment, including, but not limited to, water, air, stormwater management, wildlife, vegetation, wetlands, and the natural functioning of the coastal environment;

(8) Whether, and the extent to which, the proposed amendment would adversely affect the property values in the area;

(9) Whether, and the extent to which, the proposed amendment would result in a logical and orderly development pattern;

(10) Whether it is impossible to find other lands in the city for the proposed use in a zoning district that permits such use as of right.

Based on a review of the Redevelopment District: RD Zoning Amendment application, staff analysis of the information submitted, Planning Commission public hearing conducted on April 23, 2018, Community Redevelopment Agency approval of the amendment on April 30, 2018, and City Council Public Hearing conducted on May 7, 2018, the City Council has found that the applicant has fulfilled their burden to show that the project should be approved as follows:

1. The applicant has demonstrated significant experience and success relative to the development and management of hotel properties in Jacksonville Beach.

2. An amendment to Ordinance No. 2008-7951 is necessary because a change in the proposed hotel franchise requires a replacement of the Project Narrative and Preliminary RD Development Plan approved via Ordinance No. 2008-7951 to reflect a new hotel description and site layout.

3. There are adequate public facilities to serve the proposed hotel use of the subject property.

4. The proposed commercial use of the subject property is deemed to be consistent with the Downtown Community Redevelopment Plan and the Future Land Use Element and Map for the Jacksonville Beach 2030 Comprehensive Plan.

5. The hotel use proposed for the subject property is consistent with existing and potential future land uses in the surrounding downtown area.

6. No evidence was presented that demonstrated that the requested amendment to the *Redevelopment District: RD* Ordinance governing the subject property will have an adverse impact on property values in the area.

Introduced by: Council Member Thomason
1st Reading: May 7, 2018
2nd Reading: May 21, 2018

ORDINANCE NO. 2018-8108

AN ORDINANCE TO AMEND REDEVELOPMENT DISTRICT: RD ORDINANCE NUMBER 2008-7951, SUPPLEMENTING THE COMPREHENSIVE ZONING REGULATIONS AND ZONING ATLAS FOR THE CITY OF JACKSONVILLE BEACH, FLORIDA, AS PROVIDED UNDER CHAPTER 34 OF THE CODE OF ORDINANCES OF SAID CITY.

WHEREAS, the City Council of the City of Jacksonville Beach, Florida, heretofore enacted and established a Land Development Code and Zoning Atlas for said City; and

WHEREAS, the City Council approved the rezoning of certain lands in the City from *Redevelopment District: RD* to *Redevelopment District: RD* on April 21, 2008 via Ordinance No. 2008-7951, for a hotel project; and

WHEREAS, the owners of property described herein have applied to the City Council to amend the RD Narrative approved via Ordinance No. 2008-7951, to update the project narrative and preliminary site plan for a proposed hotel use; and

WHEREAS, the City Council has considered the application, all relevant support materials, the staff report, the recommendation of the Planning Commission, and Community Redevelopment Agency and public testimony given at the public hearings.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF JACKSONVILLE BEACH, FLORIDA:

SECTION 1. That Section 1, Paragraphs A through D of Ordinance No. 2008-7951 are hereby amended, and as amended in ~~Strike-through deletion~~/Underlined addition format, shall henceforth read as follows:

A. The rezoning application and attached project narrative dated ~~February 19, 2008~~, March 12, 2018 and attached hereto as Exhibit A, and Preliminary Site Plan and Building Elevation sheets dated March 12, 2018 and attached hereto as Exhibit B, which have been submitted to the City of Jacksonville Beach Planning and Development Department, are hereby adopted and incorporated as a part of this amendment to the Jacksonville Beach Land Development Code and Zoning Atlas.

B. The project shall be generally carried out in accordance with the presentments of the rezoning application, project narrative and preliminary development plan, and shall also be subject to the following conditions:

1. Maximum building height - 35'
2. Parking - a minimum of ~~107 garage~~ one parking space per hotel room, including the provision of parking for disabled persons pursuant to Land Development Code Section 34-378.
3. Permitted uses - Use of the subject property shall be limited to the permitted uses of the *Central Business District: CBD* district, pursuant to Land Development Code (LDC) Sec. 34-345(b), including, but not limited to, ~~a 80-room~~ a maximum 81-room hotel with ~~restaurant~~ kitchen and dining areas, retail, office and meeting space.

4. Prohibited uses– The following uses shall be prohibited within the subject property:
   a. Automotive rental and leasing
   b. Motion Picture theaters.
   c. Amusement and recreation service establishments.
   d. Those uses specifically prohibited within *Redevelopment District: RD* zoning districts pursuant to Land Development Code Sec. 34-347(c)(3)i.2.ii.

C. Notwithstanding Land Development Code Sec. 34-345(d), outdoor restaurant seating shall be a permitted accessory use of the subject property, subject to the applicable standards of LDC Sec. 34-407.

D. If requested by the City, the applicant shall convey by deed to the City of Jacksonville Beach a triangular piece of land located within, and no larger than, the required sight visibility triangle at the northwest corner of the subject property of sufficient size to accommodate a public sidewalk at the intersection of State Road A-1-A and Beach Boulevard.

SECTION 2. All ordinances or parts of ordinances in conflict herewith be and the same are, to the extent the same may in conflict, hereby repealed.

SECTION 3. This ordinance shall take effect upon its adoption and recordation with the Clerk of Circuit Court, Duval County, Florida.

AUTHENTICATED THIS _____ DAY OF _____, 2018.

_____
William C. Latham, MAYOR

_____
Laurie Scott, CITY CLERK

REZONING/TEXT AMENDMENT APPLICATION

PC No. 9 - 18

AS/400# 18 - 100052

This form is intended for use by persons applying for a change in the text of the Land Development Code or the boundaries of a specific property or group of properties under the person or persons control. A rezoning or change tot eh text of the LDC is not intended to relieve a particular hardship, nor to confer special privileges or rights on any person, but to make necessary adjustments in light of changed conditions. No rezoning or text amendment to the LDC may be approved except in conformance with the Jacksonville Beach 2010 Comprehensive Plan Elements. An application for a rezoning or text amendment to the LDC shall include the information and attachments listed below, unless the requirement for any particular item is waived by the Planning and Development Director. All applications shall include a $1,000.00 filing fee, as required by City Ordinance.

APPLICANT INFORMATION

Land Owner's Name: Shivam Properties II, LLC
Telephone: (904) 435-3535
Mailing Address: 11 1st St. North, Jacksonville Beach, Fl 32250
Fax:
E-Mail: bobby@shivamproperties.com

RECEIVED

Applicant Name: same as owner
Telephone:
Mailing Address:
Fax:
E-Mail:

PLANNING & DEVELOPMENT

NOTE: Written authorization from the land owner is required if the applicant is not the owner.

Agent Name: Goodson Nevin & Assoc. (Ed Goodson)
Telephone: (904) 519-7770
Mailing Address: 10175 Fortune Parkway, Ste 403
Fax:
Jacksonville, Fl 32256
E-Mail: EGoodson@GoodsonNevin.com

Please provide the name, address and telephone number for any other land use, environmental, engineering, architectural, economic, or other professional consultants assisting with the application on a separate sheet of paper.

REZONING DATA

(7 S. 3rd St.)

Street address of property and/or Real Estate Number: 175525-0000;175526-0000;175527-0000

Legal Description (attach copies of any instruments references, such as but not limited to deeds, plats, easements, covenants, and restrictions): see attached

Current Zoning Classification: RD (previous RD 09-100030) Future Land Use Map Designation:

TEXT AMENDMENT DATA

Current Chapter, Article, Section, Paragraph Number:

REQUESTED INFORMATION	Attached? Yes	Attached? No
1. A copy of the relevant Duval County Property Assessment Map, showing the exact location of the land proposed for the amendment, with the boundaries clearly marked;	✓	
2. An 8½" x11" vicinity map identifying the property proposed for amendment;	✓	
3. An aerial photograph, less than twelve (12) months old, of the land proposed for amendment, with the boundaries clearly marked;	✓	
4. For a rezoning, include a narrative description of the proposed amendment to the Zoning Map designation and an explanation of why it complies with the standards governing a rezoning the LDC.	✓	
5. For an LDC text amendment, include the current text of the Section(s) proposed to be changed and the full text of the proposed amendment. The proposed text amendment submittal must include a cover letter containing a narrative statement explaining the amendment, why it is needed and how it will comply with the goals, objectives, and policies in the Jacksonville Beach 2010 Comprehensive Plan Elements.		✓

Applicant Signature: Bhagirath Patel
Date: 3/9/18

Beach Blvd.
3rd Street South
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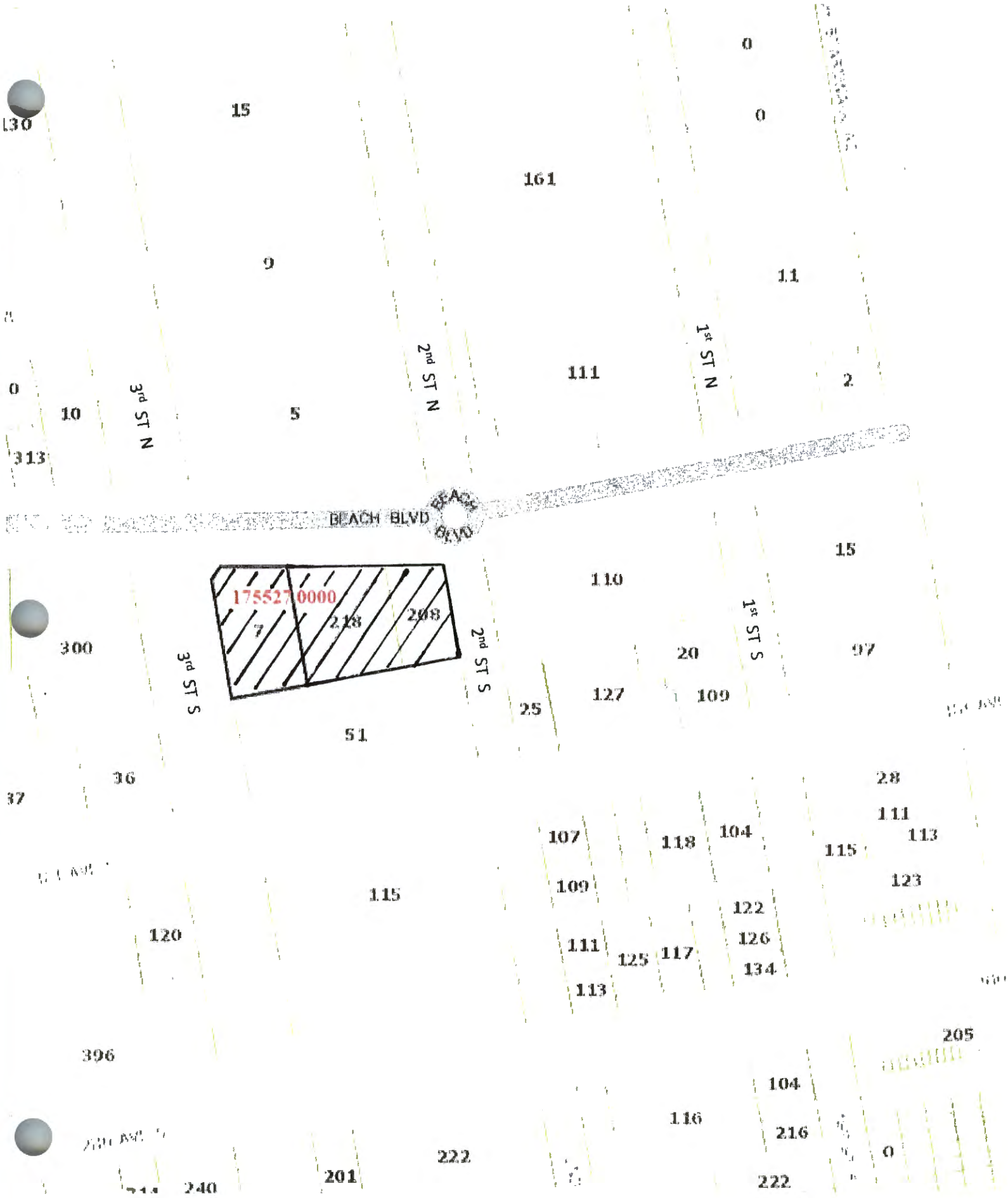
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126
111
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ELEMENT HOTEL APPLICANT INFORMATION

LAND OWNER:

Shivam Properties II, LLC.

11 1st St. North, Jacksonville Beach, Fl 32250

PH: 904-435-3535; Fax: 904-435-3536

APPLICANT:

Mr. Bhagirath (Bobby) Bhikha

11 1st St. North, Jacksonville Beach, Fl 32250

PH: 904-435-3535; Fax: 904-435-3536

AGENT:

Goodson Nevin & Associates Consulting Engineers, Inc.

Ed Goodson

10175 Fortune Parkway, Ste 403

Jacksonville, Fl 32256

PH: 904-519-7770

Email: EGoodson@GoodsonNevin.com

OTHER PROFESSIONAL CONSULTANTS:

ARCHITECT:

BRR Architecture, Inc.

Jacob Henley, AIA

6700 Antioch Plaza, Ste 300

Merriam, KS 66204

PH: 913-236-3437; Email: Jacob.Henley@brrarch.com

REZONING/MODIFICATION or TEXT AMENDMANET INFORMATION

1. STREET ADDRESS: 1 A1A, Jacksonville Beach, Fl 32250

   Legal Description: Lots, 1,2,3,4, and 5, Block 3, Pablo Beach South, as recorded in Plat Bk 3, pg 28 of the current public records of Duval County.

   Parcels: RE# 175525-0000 (208 Beach Blvd., Jacksonville Beach); 175526-0000 (218 Beach Blvd., Jacksonville Beach); 175527-0000 (7 3rd St, Jacksonville Beach)

2. Copy of the relevant Duval County Property Assessment Map.

   See attached.

3. 8.5" x 11" Vicinity Map.

   See attached.

4. An aerial photograph that is less than 12 months old of the property.

   See attached.

5. Description of the current zoning district designation in the LDC, and the future Land Use Map designation in the comprehensive plan, f the land proposed for amendment.

   The subject property was approved in April, 2008 by Ordinance 2008-7951 for re-zoning to "REDEVELOPMENT DISTRICT" (RD). While the same use is proposed, this submittal is based on a new hotel, thus this submittal is for approval based on the hotel product. Please see the attached site and building program elevations and plans.

6. Narrative description of the proposed amendment to the zoning map and an explanation of why it complies with the standards governing a re-zoning in the LDC.

   The proposed project will be constructed at the S.E. corner of Third St (A1A) and Beach Blvd.

   The project is consistent and satisfies all the requirements of the LDC, but due to a different hotel product from the previous hotel approved in the re-zoning to RD, this re-zoning package for the new hotel is being submitted for approval.

7. For a LDC text amendment, include the chapter. Article section, paragraph numbering and current text of the section of sections proposed to be changed, and the full text of the proposed amendment, the proposed text amendment submittal must include a cover letter containing narrative

statement explaining the amendment, why it is needed and how it will comply with the goals, objectives and policies in the Jacksonville Beach Comprehensive Plan Elements.

This is NOT APPLICABLE.

8. Statement of planning objectives to be achieved by the planned redevelopment activity and its consistency with the Jacksonville Beach Community Redevelopment plan. The statement shall include a detailed description of the character of the proposed development, including information relative to the architectural features of the proposed development.

   Plannning Objectives:

   - Project will provide a full service (no full restaurant) hotel in the heart of the Central Business District.
   - Project will provide meeting space, bar, warming food service, with outdoor seating and parking.
   - Project will provide a landmark at the most prominent intersection in Jacksonville Beach.
   - The attractive exterior design will stimulate and encourage standards of high quality for surrounding properties.

9. Description of the proposed development, including:
   I. The number and type of dwelling units: N/A.
   II. The approximate gross density for the residential development: N/A.
   III. The amounts of land and building square footages for non-residential developments by type of use, including any portions to be reserved for public use:

   Property Size: 46,524 s.f.

   Building Footprint: 10,236 s.f.

   The total number of parking spaces shall meet the LDC code parking required and or will pay into the city parking fund if any shortage.

   BUILDING OCCUPANCY: Hotel (80 rooms)

   Parking: (Ground level) 80 spaces code required. Anticipated 81 spaces. (39 covered (11,257 s.f.)), (42 uncovered (18,950 s.f.))

   First Floor:

   - Lobby/Public Spaces: 2,906 s.f.
   - Kitchen / Dining: 11,667 s.f.

Second Floor:

- BOH: 1,720 s.f.
- Guest Rooms: 14, 335 s.f.

Third Floor:

- Guest Rooms: 14, 335 s.f.

IV. Calculations showing the total lot coverage for building and accessory uses:

Building Footprint: 10,236 s.f. (21.8%)

Landscaping: 3,825 s.f. (8.2%)

Sidewalk/driveway: 32,463 s.f. (70%)

Property Boundary: 46, 524 s.f. (100%)

10. A concept plan showing the location of all proposed buildings, the proposed traffic circulation system and parking facilities.

See the attached concept plan and building elevations.

11. A tentative development schedule indicating:

(a). The approximate date to when construction of the development can be anticipated to begin.

October 2018

(b). The stages in which the development will be built and the approximate date when construction on each stage can be anticipated to begin.

Stage 1	Site Preparation	October 2018
Stage 2	Foundations	November 2018
Stage 3	Vertical Construction	March 2019
Stage 4	Interior Spaces	February 2020

(C). The approximate date when each stage of the development will be completed.

Stage 1	Site Preparation	November 2018_
Stage 2	Foundations	December 2018
Stage 3	Vertical Construction	March 2020
Stage 4	Hotel Opening	August 2020

Consistency with Jacksonville Beach Community Redevelopment Plan:

- The comprehensive plan designation for this property is commercial-Central Business District with RD zoning. The designed project consisting of hotel/motel use, retail, meeting space, bar, office space, restaurant, and parking is consistent with this designation.
- The proposed project satisfies all requirements of the LDC but must have RD rezoning, which it obtained in 2008.
- The maximum building height is thirty-five feet (35'), which is consistent with the CBD requirement.
- The project will meet the requirements of the master retention for City and St. Johns River Water Management District criteria, as well as other local,state, and federal water, sewer, and stormwater facility regulations.
- This project will result in improved pedestrian and vehicular traffic, landscaping, and general infrastructure of the area and increased public amenities.
- The proposed project results in a logical and orderly development pattern by meeting all requirements of the LDC and the Jacksonville Beach redevelopment plan.

Character Description:

The proposed project will be constructed at the S.E. corner of A1A and Beach Blvd., the most prominent / visible site at the beaches. The building will serve as a landmark anchoring the downtown area as a business district.

The building responds to the site by stepping back alongside Beach Blvd. as the property width diminishes from west to east. This provides a landscaped buffer between the building and the sidewalk along Beach Blvd, will also having pedestrian and relaxation amenities as well.

The building is 35' in height and houses two floors of hotel units, which will also include meeting spaces. Attached are some building elevations and site plans to better visualize the project.

SHIVAM PROPERTIES II LLC
11 1ST ST N
JACKSONVILLE BEACH, FL 32250

Primary Site Address
208 BEACH BLVD
Jacksonville Beach FL 32250

Official Record Book/Page PC#9-18
03177-00690

Tile #
9433

208 BEACH BLVD

Property Detail

RE #	175525-0000
Tax District	USD2A
Property Use	1000 Vacant Comm
# of Buildings	0
Legal Desc.	For full legal description see Land & Legal section below
Subdivision	03201 PABLO BEACH SOUTH
Total Area	9250

The sale of this property may result in higher property taxes. For more information go to Save Our Homes and our Property Tax Estimator . 'In Progress' property values, exemptions and other supporting information on this page are part of the working tax roll and are subject to change. Certified values listed in the Value Summary are those certified in October, but may include any official changes made after certification Learn how the Property Appraiser's Office values property.

Value Summary

	2017 Certified	2018 In Progress
Value Method	CAMA	CAMA
Total Building Value	$0.00	$0.00
Extra Feature Value	$3,299.00	$3,063.00
Land Value (Market)	$489,375.00	$489,375.00
Land Value (Agric.)	$0.00	$0.00
Just (Market) Value	$492,674.00	$492,438.00
Assessed Value	$356,457.00	$392,102.00
Cap Diff/Portability Amt	$136,217.00 / $0.00	$100,336.00 / $0.00
Exemptions	$0.00	See below
Taxable Value	$356,457.00	See below

Taxable Values and Exemptions – In Progress

If there are no exemptions applicable to a taxing authority, the Taxable Value is the same as the Assessed Value listed above in the Value Summary box.

County/Municipal Taxable Value
No applicable exemptions

SJRWMD/FIND Taxable Value
No applicable exemptions

School Taxable Value
No applicable exemptions

Sales History

Book/Page	Sale Date	Sale Price	Deed Instrument Type Code	Qualified/Unqualified	Vacant/Improved
03177-00690	12/31/1971	$85,000.00	MS - Miscellaneous	Unqualified	Improved
03905-00887	4/3/1975	$100.00	MS - Miscellaneous	Unqualified	Improved
05435-00828	10/13/1981	$174,444.00	WD - Warranty Deed	Unqualified	Improved
08228-01822	10/25/1995	$100.00	MS - Miscellaneous	Unqualified	Improved
10526-00221	5/31/2002	$850,000.00	WD - Warranty Deed	Qualified	Improved
11296-02492	8/8/2003	$950,000.00	WD - Warranty Deed	Qualified	Improved
11961-00557	7/24/2004	$712,500.00	WD - Warranty Deed	Unqualified	Improved

Extra Features

LN	Feature Code	Feature Description	Bldg.	Length	Width	Total Units	Value
1	FCLC1	Fence Chain Link	0	0	0	267.00	$3,063.00

Land & Legal

Land

LN	Code	Use Description	Zoning	Front	Depth	Category	Land Units	Land Type	Land Value
1	1000	COMMERCIAL	JRD	0.00	0.00	Common	10,875.00	Square Footage	$489,375.00

Legal

LN	Legal Description
1	3-28 33-2S-29E .249
2	PABLO BEACH SOUTH
3	LOT 1 BLK 3

Buildings

No data found for this section

2017 Notice of Proposed Property Taxes Notice (TRIM Notice)

Taxing District	Assessed Value	Exemptions	Taxable Value	Last Year	Proposed	Rolled-back
Gen Govt Beaches	$356,457.00	$0.00	$356,457.00	$2,641.41	$2,905.55	$2,756.27
Public Schools: By State Law	$356,457.00	$0.00	$492,674.00	$2,120.55	$2,087.46	$2,127.61
By Local Board	$356,457.00	$0.00	$492,674.00	$1,046.77	$1,107.53	$1,050.28
FL Inland Navigation Dist.	$356,457.00	$0.00	$356,457.00	$10.37	$11.41	$10.69
Jax Bch USD2A	$356,457.00	$0.00	$356,457.00	$0.00	$0.00	$0.00
Jax Beach	$356,457.00	$0.00	$356,457.00	$1,229.68	$1,423.94	$1,285.38
Water Mgmt Dist. SJRWMD	$356,457.00	$0.00	$356,457.00	$93.49	$97.10	$97.10
Gen Gov Voted	$356,457.00	$0.00	$356,457.00	$0.00	$0.00	$0.00
School Board Voted	$356,457.00	$0.00	$492,674.00	$0.00	$0.00	$0.00
Urban Service Dist2	$356,457.00	$0.00	$356,457.00	$0.00	$0.00	$0.00
			Totals	$7,142.27	$7,632.99	$7,327.33

	Just Value	Assessed Value	Exemptions	Taxable Value
Last Year	$465,646.00	$324,052.00	$0.00	$324,052.00
Current Year	$492,674.00	$356,457.00	$0.00	$356,457.00

2017 TRIM Property Record Card (PRC)

SHIVAM PROPERTIES II LLC
11 1ST ST N
JACKSONVILLE BEACH, FL 32250

Primary Site Address
218 BEACH BLVD
Jacksonville Beach FL 32250

Official Record Book/Page PC#9-18
05218-00105

Tile #
9433

218 BEACH BLVD

Property Detail

RE #	1755260000
Tax District	USD2A
Property Use	1000 Vacant Comm
# of Buildings	0
Legal Desc.	For full legal description see Land & Legal section below
Subdivision	03201 PABLO BEACH SOUTH
Total Area	17596

The sale of this property may result in higher property taxes. For more information go to Save Our Homes and our Property Tax Estimator . 'In Progress' property values, exemptions and other supporting information on this page are part of the working tax roll and are subject to change. Certified values listed in the Value Summary are those certified in October, but may include any official changes made after certification Learn how the Property Appraiser's Office values property.

Value Summary

	2017 Certified	2018 In Progress
Value Method	CAMA	CAMA
Total Building Value	$0.00	$0.00
Extra Feature Value	$3,101.00	$2,880.00
Land Value (Market)	$900,000.00	$900,000.00
Land Value (Agric.)	$0.00	$0.00
Just (Market) Value	$903,101.00	$902,880.00
Assessed Value	$650,004.00	$715,004.00
Cap Diff/Portability Amt	$253,097.00 / $0.00	$187,876.00 / $0.00
Exemptions	$0.00	See below
Taxable Value	$650,004.00	See below

Taxable Values and Exemptions – In Progress

If there are no exemptions applicable to a taxing authority, the Taxable Value is the same as the Assessed Value listed above in the Value Summary box.

County/Municipal Taxable Value
No applicable exemptions

SJRWMD/FIND Taxable Value
No applicable exemptions

School Taxable Value
No applicable exemptions

Sales History

Book/Page	Sale Date	Sale Price	Deed Instrument Type Code	Qualified/Unqualified	Vacant/Improved
05218-00105	10/1/1980	$225,000.00	WD - Warranty Deed	Unqualified	Improved
05296-00071	3/1/1981	$100.00	WD - Warranty Deed	Unqualified	Improved
08522-01582	12/11/1996	$100.00	MS - Miscellaneous	Unqualified	Improved
10908-00514	1/15/2003	$100.00	MS - Miscellaneous	Unqualified	Improved
11776-02008	4/27/2004	$1,210,000.00	WD - Warranty Deed	Qualified	Improved

Extra Features

LN	Feature Code	Feature Description	Bldg.	Length	Width	Total Units	Value
1	FCLC1	Fence Chain Link	0	0	0	251.00	$2,880.00

Land & Legal

Land

LN	Code	Use Description	Zoning	Front	Depth	Category	Land Units	Land Type	Land Value
1	1000	COMMERCIAL	JRD	0.00	0.00	Common	20,000.00	Square Footage	$900,000.00

Legal

LN	Legal Description
1	3-28 33-2S-29E .459
2	PABLO BEACH SOUTH
3	LOTS 2,3 BLK 3

Buildings

No data found for this section

2017 Notice of Proposed Property Taxes Notice (TRIM Notice)

Taxing District	Assessed Value	Exemptions	Taxable Value	Last Year	Proposed	Rolled-back
Gen Govt Beaches	$650,004.00	$0.00	$650,004.00	$4,816.65	$5,298.31	$5,026.09
Public Schools: By State Law	$650,004.00	$0.00	$903,101.00	$3,885.70	$3,826.44	$3,900.04
By Local Board	$650,004.00	$0.00	$903,101.00	$1,918.11	$2,030.17	$1,925.23
FL Inland Navigation Dist.	$650,004.00	$0.00	$650,004.00	$18.91	$20.80	$19.50
Jax Bch USD2A	$650,004.00	$0.00	$650,004.00	$0.00	$0.00	$0.00
Jax Beach	$650,004.00	$0.00	$650,004.00	$2,242.34	$2,596.57	$2,343.91
Water Mgmt Dist. SJRWMD	$650,004.00	$0.00	$650,004.00	$170.48	$177.06	$177.06
Gen Gov Voted	$650,004.00	$0.00	$650,004.00	$0.00	$0.00	$0.00
School Board Voted	$650,004.00	$0.00	$903,101.00	$0.00	$0.00	$0.00
Urban Service Dist2	$650,004.00	$0.00	$650,004.00	$0.00	$0.00	$0.00
			Totals	$13,052.19	$13,949.35	$13,391.83

	Just Value	Assessed Value	Exemptions	Taxable Value
Last Year	$853,250.00	$590,913.00	$0.00	$590,913.00
Current Year	$903,101.00	$650,004.00	$0.00	$650,004.00

2017 TRIM Property Record Card (PRC)

This PRC reflects property details and values at the time of the original mailing of the Notices of Proposed Property Taxes (TRIM Notices) in August.

SHIVAM PROPERTIES II LLC
11 N 1ST ST
JACKSONVILLE BEACH, FL 32250

Primary Site Address
7 S 3RD ST
Jacksonville Beach FL 32250

Official Record Book/Page PC#9-18
14718-01545

Tile #
9433

7 S 3RD ST

Property Detail

RE #	175527-0000
Tax District	USD2A
Property Use	1000 Vacant Comm
# of Buildings	0
Legal Desc.	For full legal description see Land & Legal section below
Subdivision	03201 PABLO BEACH SOUTH
Total Area	15560

The sale of this property may result in higher property taxes. For more information go to Save Our Homes and our Property Tax Estimator . 'In Progress' property values, exemptions and other supporting information on this page are part of the working tax roll and are subject to change. Certified values listed in the Value Summary are those certified in October, but may include any official changes made after certification Learn how the Property Appraiser's Office values property.

Value Summary

	2017 Certified	2018 In Progress
Value Method	CAMA	CAMA
Total Building Value	$0.00	$0.00
Extra Feature Value	$4,300.00	$3,992.00
Land Value (Market)	$729,180.00	$729,180.00
Land Value (Agric.)	$0.00	$0.00
Just (Market) Value	$733,480.00	$733,172.00
Assessed Value	$653,595.00	$718,954.00
Cap Diff/Portability Amt	$79,885.00 / $0.00	$14,218.00 / $0.00
Exemptions	$0.00	See below
Taxable Value	$653,595.00	See below

Taxable Values and Exemptions – In Progress

If there are no exemptions applicable to a taxing authority, the Taxable Value is the same as the Assessed Value listed above in the Value Summary box.

County/Municipal Taxable Value
No applicable exemptions

SJRWMD/FIND Taxable Value
No applicable exemptions

School Taxable Value
No applicable exemptions

Sales History

Book/Page	Sale Date	Sale Price	Deed Instrument Type Code	Qualified/Unqualified	Vacant/Improved
14718-01545	12/1/2008	$100.00	RW - Right of Way	Unqualified	Vacant
11975-01917	7/6/2004	$700,000.00	WD - Warranty Deed	Qualified	Vacant
11961-00559	7/24/2004	$100.00	SW - Special Warranty	Unqualified	Improved
09172-00027	10/1/1998	$384,500.00	SW - Special Warranty	Unqualified	Improved
07222-00096	12/31/1988	$1,800,909.00	WD - Warranty Deed	Unqualified	Improved
06777-00538	12/31/1988	$1,800,909.00	WD - Warranty Deed	Unqualified	Improved
06650-00012	1/19/1989	$100.00	QC - Quit Claim	Unqualified	Improved

Extra Features

LN	Feature Code	Feature Description	Bldg.	Length	Width	Total Units	Value
1	FCLC1	Fence Chain Link	0	0	0	348.00	$3,992.00

Land & Legal

Land

LN	Code	Use Description	Zoning	Front	Depth	Category	Land Units	Land Type	Land Value
1	1000	COMMERCIAL	JRD	0.00	0.00	Common	16,204.00	Square Footage	$729,180.00

Legal

LN	Legal Description
1	3-28 33-25-29E .372
2	PABLO BEACH SOUTH
3	LOTS 4,5(EX PT R/W RECD
4	O/R 14718-1545) BLK 3

Buildings

No data found for this section

2017 Notice of Proposed Property Taxes Notice (TRIM Notice)

Taxing District	Assessed Value	Exemptions	Taxable Value	Last Year	Proposed	Rolled-back
Gen Govt Beaches	$653,595.00	$0.00	$653,595.00	$4,843.26	$5,327.58	$5,053.86
Public Schools: By State Law	$653,595.00	$0.00	$733,480.00	$3,156.73	$3,107.75	$3,167.53
By Local Board	$653,595.00	$0.00	$733,480.00	$1,558.26	$1,648.86	$1,563.63
FL Inland Navigation Dist.	$653,595.00	$0.00	$653,595.00	$19.01	$20.92	$19.61
Jax Bch USD2A	$653,595.00	$0.00	$653,595.00	$0.00	$0.00	$0.00
Jax Beach	$653,595.00	$0.00	$653,595.00	$2,254.73	$2,610.92	$2,356.86
Water Mgmt Dist. SJRWMD	$653,595.00	$0.00	$653,595.00	$171.42	$178.04	$178.04
Gen Gov Voted	$653,595.00	$0.00	$653,595.00	$0.00	$0.00	$0.00
School Board Voted	$653,595.00	$0.00	$733,480.00	$0.00	$0.00	$0.00
Urban Service Dist2	$653,595.00	$0.00	$653,595.00	$0.00	$0.00	$0.00
			Totals	$12,003.41	$12,894.07	$12,339.53

	Just Value	Assessed Value	Exemptions	Taxable Value
Last Year	$693,177.00	$594,178.00	$0.00	$594,178.00
Current Year	$733,480.00	$653,595.00	$0.00	$653,595.00

2017 TRIM Property Record Card (PRC)

element

INSPIRED BY WESTIN

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Element by Westin

JACKSONVILLE, FLORIDA

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Element by Westin Overall Perspective

JACKSONVILLE BEACH, FL

02

brr

Element by Westin Street Perspective

JACKSONVILLE BEACH, FL

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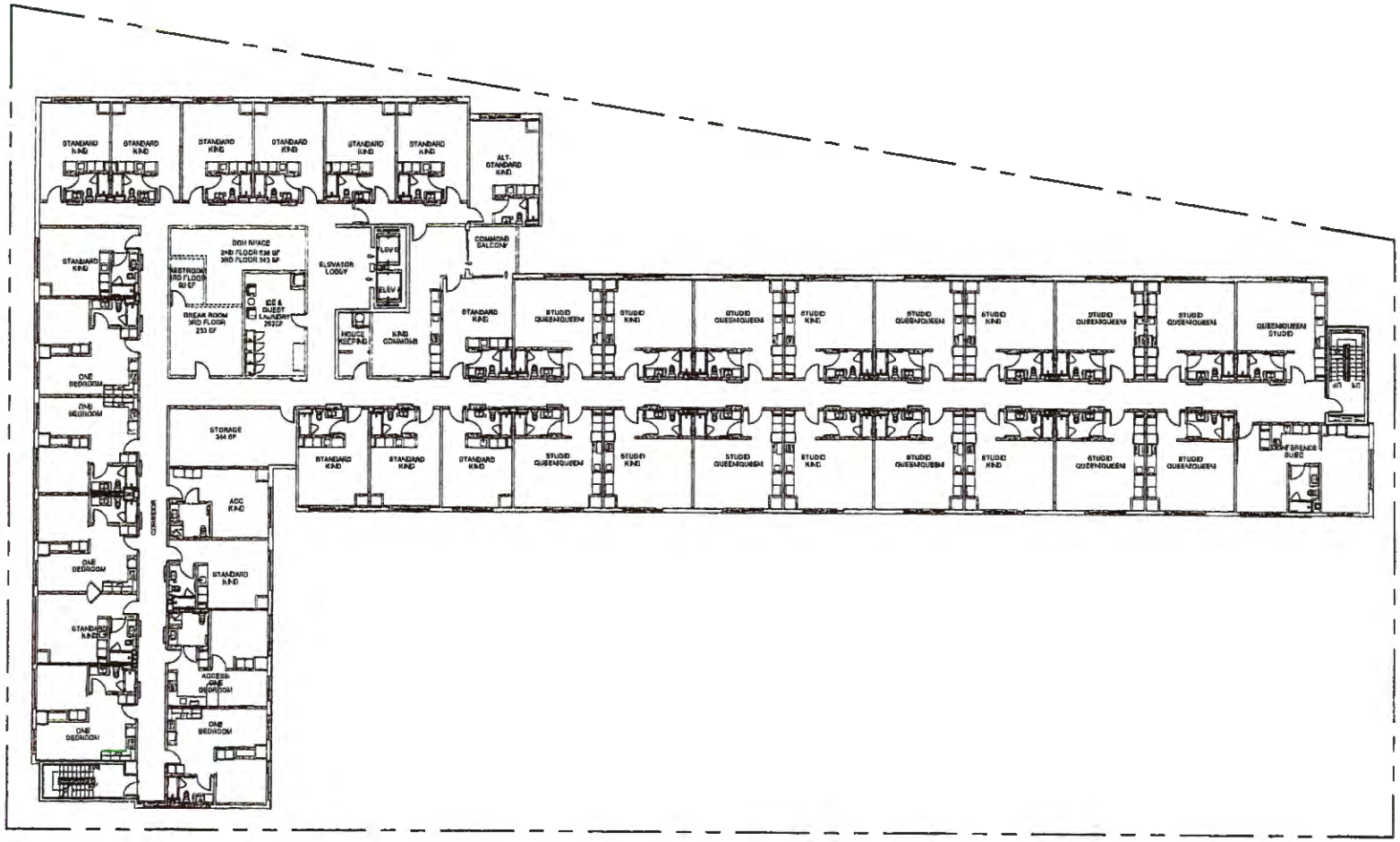
Element by Westin Entry Perspective

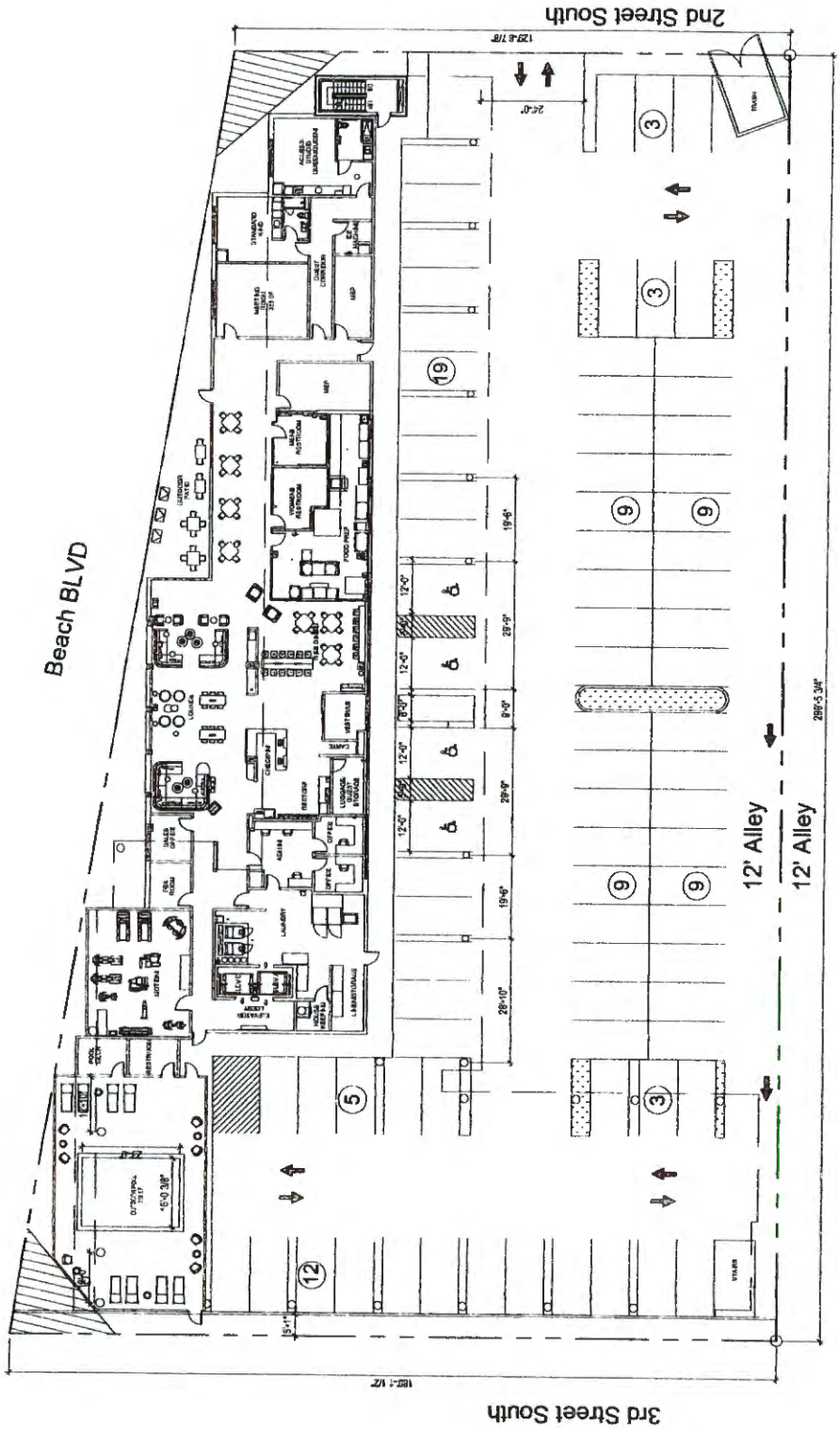
JACKSONVILLE BEACH, FL

04



Element by Westin Typical Floor Plan

JACKSONVILLE BEACH, FL



Element by Westin Site Plan

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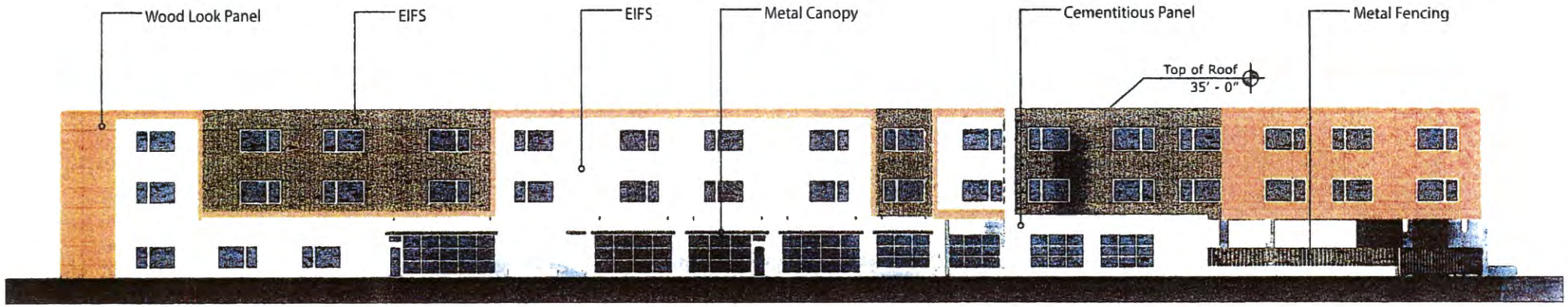
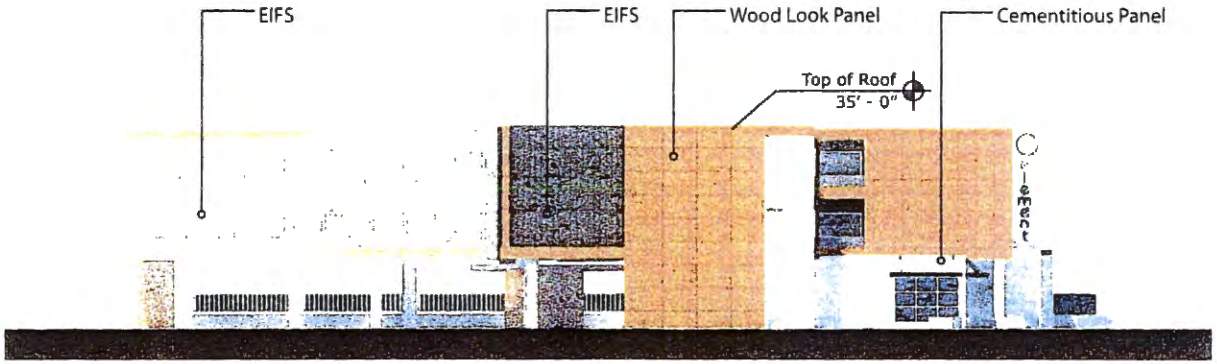
07



North Elevation



East Elevation

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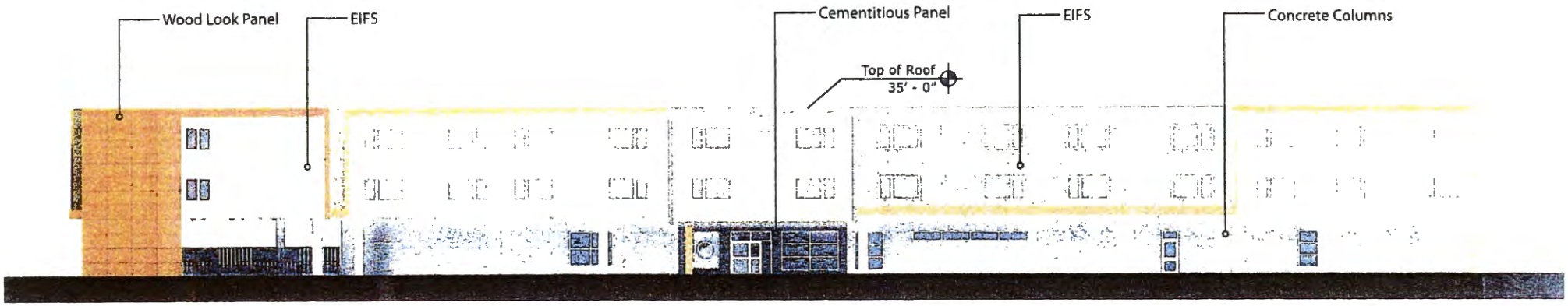
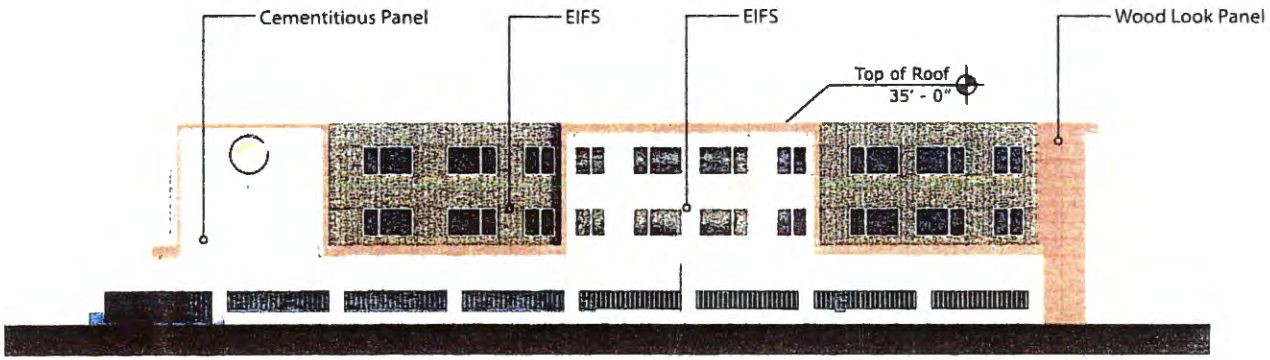
Element by Westin Elevations

JACKSONVILLE BEACH, FL



South Elevation



West Elevation

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Element by Westin Elevations

JACKSONVILLE BEACH, FL

FINDINGS OF FACT CRITERIA
Zoning Amendment

FINDINGS OF FACT

The findings of fact should be a citation of facts about the application that the approval body finds to be true and which lead to its conclusion that the application conforms or fails to conform to one or more applicable approval criteria. A copy of an outline of information regarding findings of fact is attached for your use.

APPROVAL CRITERIA

The approval criteria for a zoning amendment application are spelled in Sec. 34-211 of the LDC as follows:

Sec. 34-211. Action by city council following public hearing.

(a) After the review and recommendation of the planning commission, the application shall be scheduled for consideration at either one (1) or two (2) public hearings by the city council, pursuant to section 34-208.

(b) The city council shall consider the application, all relevant support materials, the staff report and recommendation of the planning and development director, the recommendation of the planning commission, and the testimony given at the public hearing.

(c) After the close of the public hearing or hearings, whichever is appropriate, the city council shall consider the adoption of an ordinance enacting the proposed amendment based on one (1) or more of the following factors, provided however, that in no event shall an amendment be approved which will result in an adverse community change in which the proposed development is located.

(1) Whether the proposed amendment is consistent with the comprehensive plan;

(2) Whether the proposed amendment is in conflict with any portion of the LDC;

(3) Whether and the extent to which the proposed amendment is consistent with existing and proposed land uses;

(4) Whether and the extent to which there are any changed conditions that require an amendment;

(5) Whether and the extent to which the proposed amendment would result in demands on public facilities, and whether and the extent to which the proposed amendment would exceed the level of service standards established for public facilities in the comprehensive plan;

(6) Whether, and the extent to which, zoning district boundaries are not properly drawn on the official zoning atlas;

(7) Whether and the extent to which the proposed amendment would result in significantly adverse impacts on the natural environment, including, but not limited to, water, air,

stormwater management, wildlife, vegetation, wetlands, and the natural functioning of the coastal environment;

(8) Whether and the extent to which the proposed amendment would adversely affect the property values in the area;

(9) Whether and the extent to which the proposed amendment would result in a logical and orderly development pattern;

(10) Whether it is impossible to find other lands in the city for the proposed use in a zoning district that permits such use as of right.

JACKSONVILLE BEACH

City of
Jacksonville Beach
Fire Department
325 2nd Avenue South
Jacksonville Beach
FL 32250
[P] 904.247.6201
[F] 904.247.6155
EMERGENCY DIAL 9-1-1
www.jacksonvillebeach.org

To: George Forbes, City Manager

From: David Whitmill, Fire Chief

Date: April 27, 2018

Re: Ordinance No. 2018-8109 Updating Chapter 10 of the Fire and Life Safety Code, and Adopting the 6th Edition of the Florida Fire Prevention Code

ACTION REQUESTED

Adopt Ordinance No. 2018-8109 that amends Chapter 10 of the Fire and Life Safety Code.

BACKGROUND

The Florida Fire Prevention Code was updated to the 6th edition this year by the State of Florida. The Fire Marshal has completed training on the updated version and is ready to have it updated in the City's Code of Ordinances. The new code is the "Florida Fire Prevention Code 6th Edition"

The following are notable changes in the 6th edition of the Florida Fire Prevention Code:

- Compliance for high-rise sprinkler code retrofit date has moved to 12/31/19 (was 12/31/2017).
- Standards have been set for the operation of food trucks (fire extinguishers, hood fire suppression systems, LP gas lines/tanks etc.)
- Standards addressing the safe storage, handling, and sales of fireworks (sets limits for the retail sale of fireworks, building construction requirements, fire alarm and sprinkler systems, etc. Sets limits on display size and quantity, number of required training hours for employees. *Does not change the licensing and permitting requirements*).
- Standards have been established on the use of rubberized asphalt melters during roof deck operations (extinguisher, location and operation of unit, etc.)

In addition, we have updated Chapter 10 of the Fire and Life Safety Code by eliminating obsolete provisions. These are shown in the strikeout version of the ordinance (attached).

RECOMMENDATION

Adopt Ordinance No. 2018-8109 that amends Chapter 10 of the Fire and Life Safety Code.

Introduced by: Council Member Thomason
First Reading: May 7, 2018
Second Reading: May 21, 2018

ORDINANCE NO. 2018-8109

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JACKSONVILLE BEACH; AMENDING CHAPTER 10, FIRE AND LIFE SAFETY; ARTICLE III, FIRE PREVENTION, AND LIFE SAFETY; SEC. 10-3.03, CODES ADOPTED; TO PROVIDE REFERENCE TO THE STATE ADOPTED FLORIDA FIRE PREVENTION CODE; PROVIDING FOR UPDATES IN CHAPTER 10 BY ELIMINATING OBSOLETE PROVISIONS; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR CODIFICATION AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Jacksonville Beach wishes to bring its fire code into compliance with the current State adopted Florida Fire Prevention Codes;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH, FLORIDA:

SECTION 1. That the stated section of Chapter 10, Fire and Life Safety Code, Article III. - Fire Prevention and Life Safety, Sec. 10-3.03. of the Code of Ordinances of the City of Jacksonville Beach, Florida is amended as follows:

Sec. 10-3.03. Codes adopted.

The following model code is adopted in its entirety as an addition to the text of this article. The text of this adopted model code shall be fully enforceable as other regulations adopted under the provisions of this article as if the same were incorporated and set forth at length herein. Model codes adopted pursuant to this article shall not waive any provisions of this chapter or be less restrictive than its provisions.

(1) Florida Fire Prevention Code (FFPC) ~~5th Edition~~ 6th Edition.

~~a. One (1) copy of the adopted model code is filed in the office of the city clerk.~~

~~(b) One (1) copy of the adopted model codes has been and is filed in the office of the city clerk~~.

SECTION 2. That the section of Chapter 10, Fire and Life Safety Code, Article III. - Fire Prevention and Life Safety, Sec. 10-3.12. Penalties and other remedies for violations, is hereby amended and shall henceforth read as follows:

Sec. 10-3.12. Penalties and other remedies for violations.

(c) The city may enforce this chapter using the proceedings set forth in Chapter 2 Administration, Article VI, ~~Codes Enforcement Board~~, of the Code of Ordinances, City of Jacksonville Beach, Florida.

SECTION 3. That the section of Chapter 10, Fire and Life Safety Code, Article III. - Fire Prevention and Life Safety, Sec. 10-3.16. Automatic fire sprinklers requirements, is hereby amended and shall henceforth read as follows:

Sec. 10-3.16. – Automatic fire sprinkler requirements

The following supplemental automatic fire sprinkler requirements are adopted for the purpose of furthering the growth management goals, objectives, and policies of the Jacksonville Beach ~~2010~~ Comprehensive Plan Elements, adopted pursuant to the Local Government Comprehensive Planning and Land Development Regulation Act of 1985.

SECTION 4. That the section of Chapter 10, Fire and Life Safety Code, Article III. - Fire Prevention and Life Safety, Sec. 10-3.17. Building permits, is hereby amended and shall henceforth read as follows:

Sec. 10-3.17. Building permits

A permit for construction, erection, alteration, repair or demolition shall not be issued until the fire official has reviewed the plans and specifications for such proposal and the fire official has found the plans to be in compliance with this article and ~~Chapter 633, F.S.~~ latest edition of the Florida Fire Prevention Code.

SECTION 5. That the section of Chapter 10, Fire and Life Safety Code, Article III. - Fire Prevention and Life Safety, Sec. 10-3.19. Hazardous materials identification and information, is hereby amended and shall henceforth read as follows:

Sec. 10-3.19. Hazardous materials identification and information

(a) There is hereby adopted by the city for the purpose of prescribing regulations to identify hazardous materials manufacturing, storage and use facilities that certain code known as NFPA 704 "Identification of Fire Hazards of Materials," 2012 edition, of the National Fire Protection Association. ~~One (1) copy of the subject code has been and is filed in the office of the city clerk and~~ The same is hereby adopted and incorporated as fully as if set out at length herein, and from the effective date of this section the provisions of said standard shall control within the limits of the city.

~~(b) The fire official may require the installation of a weather proof box containing up to date hazardous materials safety data sheets, on the exterior of such buildings or structures that contain quantities of hazardous materials. It shall be the responsibility of the occupants storing, handling or using the hazardous materials to maintain this information as current.~~

SECTION 6. That the section of Chapter 10, Fire and Life Safety Code, Article IV. – Open Burning, Sec. 10-4.01. Open burning regulations, is hereby amended and shall read henceforth read as follows:

Sec. 10-4.01. Open burning regulations

(a) Open burning within the city limits is regulated by local ordinance in accordance with rules and regulations by ~~NFPA 1, 3-4~~, NFPA-1, 10.10.4 Florida Fire Prevention Codes (FFPC), the Air Quality ~~Division~~ Branch of the ~~Co~~ Jax/Duval County ~~Regulatory and~~ Environmental ~~Service Department (AQD)~~ Quality Division, and the Florida Department of Environmental Protection Agency.

(7) The fire department will be notified by the responsible party of the date and time of the requested burning to determine compliance with the guidelines and regulations. If the open burning request is approved, the fire department will notify emergency communications and ~~AQD~~ Air Quality Branch of the location, date, and time.

SECTION 7. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 8. Codification of this ordinance in the City Code of Ordinances is hereby authorized and directed.

SECTION 9. This ordinance shall take effect upon its passage and publication as required by law.

AUTHENTICATED THIS _____ DAY OF MAY, A. D., 2018

_____
William C. Latham, MAYOR

_____
Laurie Scott, CITY CLERK

Chapter 10 - FIRE AND LIFE SAFETY[1]

Footnotes:

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Editor's note— Ord. No. 7460, § 1, adopted May 7, 1990, amended Ch. 10 in its entirety to read as herein set out. Prior to inclusion of said ordinance, Ch. 10, §§ 10-1—10-6, pertained to similar subject matter and derived from Code 1955, §§ 10-1, 10-1.1, 10-1.2, 10-3—10-5 and subsequent amendments.

Cross reference— Old-age and survivors insurance for firemen, § 2-139 et seq.; fire districts established, § 7-18; automatic dialing of fire department prohibited, § 16-2; tax levy imposed on property insurance premiums used for pension fund for firemen, § 30-19.

State Law reference— Fire prevention and control, F.S. Ch. 633.

ARTICLE I. - IN GENERAL

Sec. 10-1.01. - Title.

The provisions of this chapter shall constitute and shall hereafter be known as "The Fire and Life Safety Code of the City of Jacksonville Beach, Florida."

(Ord. No. 7460, § 1, 5-7-90)

ARTICLE II. - FIRE DEPARTMENT

Sec. 10-2.01. - Established.

There is hereby established for the City of Jacksonville Beach a fire department whose purpose shall be to provide for the prevention and extinguishment of fires, control of hazardous conditions involving explosive, flammable or toxic fumes, vapors, liquids, gases or materials, the rescue of persons from entrapment, the provision of medical care to injured persons and related services or duties as required or directed by the city manager.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-2.02. - Organization.

(a) The fire department shall be composed of a chief of the fire department, appointed by the city manager, and such other assistants and firefighters as the city manager may recommend and the city council shall authorize.

(b) The chief of the fire department or his designee shall at all times be in charge of the fire department.

(Ord. No. 7460, § 1, 5-7-90)

ARTICLE III. - FIRE PREVENTION AND LIFE SAFETY

Sec. 10-3.01. - Purpose and intent.

(a) The purpose and intent of this article is to prescribe minimum requirements and controls to safeguard life, property and the public welfare from the hazards of fire and explosion arising from the improper storage, handling and use of substances, materials or devices and from conditions

hazardous to life, property and the public welfare in the use or occupancy of buildings, structures, sheds, tents, lots or any other premises. When no specific standards or requirements are specified in this article or within other applicable laws, compliance with the standards of the National Fire Prevention Association (NFPA) or Southern Building Code Congress, International (SBCCI) or other nationally recognized fire safety standards as are approved by the fire official shall be deemed as evidence of compliance with this intent.

(b) The provisions of this article shall apply to existing conditions as well as to conditions arising after adoption thereof. Prior to applying the requirements of this article to an existing condition, the fire official shall determine that a threat to life, safety or property exists. If such a threat exists, the fire official shall apply the appropriate provision of this article to the extent practical to assure a reasonable degree of life, safety and property protection is maintained.

(c) The provisions of this article shall not apply to any building, area or premises within the city which is owned by the government of the United States, the State of Florida or the School Board of Duval County.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.02. - Definitions.

(a) *Authority having jurisdiction* shall mean the fire official of the city.

(b) *Building construction type I, II, III, IV, V or VI* shall refer to the characteristics of building construction as defined in that certain code known as the Standard Building Code referenced in Chapter 7 of the Code of Ordinances of the city.

(c) *Complete automatic sprinkler system* shall mean a complete automatic sprinkler system as described in the nationally recognized standards, NFPA No. 13, NFPA No. 13D and NFPA No. 13R.

(d) *Fire official* shall mean the chief of the fire department or his designee.

(e) *Gross floor area* shall mean the floor area within the inside perimeter of the outside walls of the building under consideration with no deduction for hallways, stairs, closets, thickness of the interior walls, columns or other features.

(f) *New additions or expansions* shall mean the alteration of a building to increase; occupancy, usable floor space or number of living units or the remodeling or renovation of a building which equals or exceeds the cumulative total of fifty (50) percent of the assessed value of the structure either:

(1) Before the repair or improvements started; or

(2) If the structure has been damaged and is being restored, before the damage occurred.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.03 - Codes adopted.

(a) The following model codes are adopted in their entirety as additions to the text of this article. The text of these adopted model codes shall be fully enforceable as other regulations adopted under the provisions of this article as if the same were incorporated and set forth at length herein. Model codes adopted pursuant to this article shall not waive any provisions of this chapter or be less restrictive than its provisions.

(1) Florida Fire Prevention Code (FFPC) ~~5th Edition~~ 6th Edition.

~~a. One (1) copy of the adopted model codes has been and is filed in the office of the city clerk.~~

~~(b) One (1) copy of the adopted model codes has been and is filed in the office of the city clerk.~~

(Ord. No. 7460, § 1, 5-7-90; Ord. No. 7549, § 1, 11-2-92; Ord. No. 96-7649, § 1, 4-2-96; Ord. No. 2003-7857, § 1, 7-21-03; Ord. No. 2005-7897, § 1, 2-21-05; Ord. No. 2009-7575, § 1, 8-3-09; Ord. No. 2012-8018, § 1, 6-4-12; Ord. No. 2015-8062, § 1, 5-4-15)

Sec. 10-3.04. - Inspection.

(a) The fire official shall cause to be inspected all buildings and premises including such other hazards or material items for the purpose of ascertaining and causing to be corrected any conditions which would reasonably tend to cause fire or contribute to its spread, or any violation of the purpose or provisions of this article and of any other law or standard affecting fire safety.

(b) All buildings or structures which are structurally unsafe or not provided with adequate egress, or which constitute a fire hazard, or are otherwise dangerous to human life, or which in relation to existing use constitute a hazard to safety or health, or public welfare, by reason of inadequate maintenance, dilapidation, obsolescence, fire hazard, disaster damage, or abandonment, as specified in this article or any other effective ordinance are, for the purpose of this section, unsafe buildings. All such unsafe buildings are hereby declared to be public nuisances and shall be abated by repair, rehabilitation, demolition, or removal.

(c) When an apparent structural hazard is caused by the faulty installation, or malfunction of any of the items or devices listed in section 10-3.06, the fire official shall immediately order the correction of the hazards as required by this article and shall notify the building official of such hazards for correction under Chapter 7 of the Code of Ordinances of the city.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.05. - Right of entry.

(a) To the full extent permitted by law, the fire official, engaged in fire prevention and inspection work, is authorized at all reasonable times to enter and examine any building, structure, marine vessel, vehicle, or premises for the purpose of making fire safety inspections. Before entering a private building or dwelling, the fire official shall obtain the consent of the occupant thereof or obtain a court warrant authorizing entry for the purpose of inspection except in those instances where an emergency exists. As used in this section, "emergency" means circumstances that the fire official knows, or has reason to believe, exist, and that reasonably may constitute immediate danger to life and property.

(b) Persons authorized to enter and inspect buildings, structures, marine vessels, vehicles, and premises as herein set forth shall be identified by proper credentials issued by the city.

(c) It shall be unlawful for any person to interfere with the fire official carrying out any duties or functions prescribed by this article.

(d) It shall be unlawful for any unauthorized person to use an official badge, uniform, or other credentials to impersonate a fire official for the purpose of gaining access to any building, structure, marine vessel, vehicle, or premises in this jurisdiction.

(e) No person, owner or occupant of any building or premise shall fail, after proper credentials are displayed, to permit entry into any building or onto any property by the fire official for the purpose of inspections pursuant to the chapter.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.06. - Notice to eliminate dangerous conditions.

(a) Whenever the fire official shall find in any building, or upon any premises, dangerous or hazardous conditions or materials as follows, there shall be issued such notice or orders to remove or remedy the conditions as may be necessary for the protection of life and property from fire and smoke.

(1) Dangerous or unlawful amounts of combustible or explosive or otherwise hazardous materials;

(2) Hazardous conditions arising from defective or improperly installed equipment for handling or using explosive or otherwise hazardous materials;

(3) Dangerous accumulations of rubbish, waste paper, boxes, shavings or other highly combustible materials;

(4) Accumulations of dust or waste material in air conditioning or ventilating systems or of grease in kitchen or other exhaust ducts or inadequate clearances to unprotected combustible material from hoods, grease extractors and ducts;

(5) Obstructions to or on fire escapes, designated access openings in exterior walls for fire department use, stairs, passageways, doors or windows, liable to interfere with the operations of the fire department or egress of occupants in case of fire;

(6) Any building or other structure which, for want of repairs, lack of adequate exit facilities, automatic or other fire alarm apparatus or fire extinguishing equipment, or by reason of age or dilapidated condition, or from any other cause, creates a hazardous condition.

(b) Whenever the fire official deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally approved standard in or upon any building, structure, or premises not specifically mentioned in this article, to be defective or unsafe so as to create an immediate hazard, he shall serve upon the owner or the person having control of the property, a written notice to repair or alter as necessary and shall notify any other authority enforcing codes regulating such equipment. He may affix a condemnation tag prohibiting the use thereof until such repairs or alterations are made. When affixed, such tag may be removed only by order of such fire official or his duly authorized representative and may be removed only when the hazard to which the order pertains has been eliminated in an approved manner. Until removed, that item or device which has caused the hazard shall not be used or be permitted to be used.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.07. - Service of orders.

The service of orders for the correction of violations of this article shall be made upon the owner, occupant or other person responsible for the conditions, either by delivering a copy of same to such person or by delivering the same to and leaving it with any person in charge of the premises, or in case no such person is found upon the premises, by affixing a copy thereof in a conspicuous place on the door to the entrance of the said premises. Whenever it may be necessary to serve such an order upon the owner of the premises such order may be served either by delivering to and leaving with the said person a copy of the said order, or, if such owner is absent from the jurisdiction of the officer making the order by sending such copy by certified or registered mail to the owner's last known post office address.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.08. - Compliance.

Any order or notice issued or served as provided in this article shall be complied with by the owner, operator, occupant or other person responsible for the condition or violation to which the order or notice pertains. Every order or notice shall set forth a time limit for compliance dependent upon the hazard and danger created by the violation. In cases of extreme danger to persons or property, immediate compliance shall be required.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.09. - Authority to require exposures or stop work.

(a) Whenever any installation that is subject to inspection prior to use is covered or concealed without having first been inspected, the fire official may require by written notice that such work be exposed for inspection. The fire official shall be notified when the installation is ready for inspection and the fire official shall conduct the inspection within a reasonable period of time.

(b) When any construction or installation work is being performed in violation of the plans and specifications as approved by the fire official, a written notice shall be issued to the responsible party to stop work on that portion of the work that is in violation. The notice shall state the nature of the violation, and no work shall be continued on that portion until the violation has been corrected.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.10. - Appeals.

(a) Any person aggrieved by an order issued under this article may appeal such order in accordance with the procedures established in the Fire Prevention Code, as adopted in section 10-3.03 of this article.

(b) In the event of a conflict between the Building Code as established in Chapter 7 of the Code of Ordinances of the City, and this article, it shall be resolved in accordance with section 553.73, F.S.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.11. - Summary abatement.

(a) The fire official shall have the authority to summarily abate any condition that is in violation of any provision of this chapter and that presents an immediate hazard to life or property.

(b) When, in the opinion of the fire official, there is actual danger to the occupants or those in proximity of any building, structure or premises because of unsafe structural conditions or inadequacy of any exitway, the presence of explosives, explosive fumes or vapors, flammable liquids, vapors, gases or materials, the fire official may order the immediate evacuation of such building, structure or premises and no one shall enter or reenter until authorized to do so by the fire official. In addition, the fire official may order the disconnection of electric and gas utility services from such building, structure or premises and no one shall reconnect such utility services until authorized to do so by the fire official.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.12. - Penalties and other remedies for violations.

(a) Failure to comply with any provision of this article or any lawful order of the fire official shall constitute a misdemeanor of the second degree, punishable by a fine of not more than five hundred dollars ($500.00), or by imprisonment for not more than ten (10) days, or by both a fine and imprisonment. Each day that a violation continues shall be a separate offense.

(b) The city may institute injunction, mandamus or any other appropriate actions or proceeding at law or in equity for the enforcement of this chapter or to correct violations of this chapter, and any court of competent jurisdiction shall have the right to issue restraining orders, temporary or permanent injunctions or mandamus or other appropriate forms of remedy or relief.

(c) The city may enforce this chapter using the proceedings set forth in Chapter 2 Administration, Article VI, ~~Codes Enforcement Board,~~ of the Code of Ordinances, City of Jacksonville Beach, Florida.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.13. - Authority to investigate fires.

(a) The fire official shall investigate the cause, origin and circumstances of each and every fire occurring in the city involving the loss of life or injury to persons, or destruction or damage to property. A written report shall be made of all facts and findings relative to each fire investigation.

(b) If it appears that the fire is of suspicious origin, the fire official shall immediately notify the police department and shall assist the police department as necessary in its investigation.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.14. - Key vault requirement.

The fire official may require the installation and maintenance of a key vault security system in such buildings or structures where security precautions and protective devices may unreasonably delay the entry of the fire department in time of emergency.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.15. - Fees.

The city council may, by resolution, establish a schedule of fees to pay the cost of inspections, plans review, fire/rescue standby services, emergency control services and related administrative costs incurred pursuant to this chapter.

(Ord. No. 7460, § 1, 5-7-90; Ord. No. 96-7649, § 2, 4-2-96)

Sec. 10-3.16. - Automatic fire sprinkler requirements.

The following supplemental automatic fire sprinkler requirements are adopted for the purpose of furthering the growth management goals, objectives, and policies of the Jacksonville Beach 2010 Comprehensive Plan Elements, adopted pursuant to the Local Government Comprehensive Planning and Land Development Regulation Act of 1985.

(1) All new buildings or existing buildings incorporating new additions or expansions, except one or two-family dwellings, shall be equipped with a complete automatic sprinkler system:

a. Where the combined total occupant load is three hundred (300) persons or more.

b. Where an assembly occupancy is located above or below the level of exit discharge, regardless of occupant load.

c. Where the building is used as an educational, health care, ambulatory health care or residential board and care occupancy.

d. In any and all areas below the level of exit discharge.

e. In all buildings over seven thousand (7,000) square feet of gross floor area of all floors combined.

f. In all buildings over four (4) stories in height regardless of gross floor area.

(2) The fire official may omit sprinkler heads in areas of buildings or structures as follows:

a. In areas containing electrical equipment or telephone equipment, not over one hundred (100) square feet in gross floor area.

b. In small compartmented areas such as closets not over twenty-four (24) square feet and bathrooms not over fifty-five (55) square feet, with limited or non combustible material walls and ceilings that extend behind fixtures.

(3) All automatic fire sprinkler systems shall be electronically supervised to detect water flow. Such supervision shall be at a location, approved by the fire official, constantly attended by a competent person trained and equipped to alert the fire department in the event of a water flow signal.

(Ord. No. 7460, § 1, 5-7-90; Ord. No. 7549, § 2, 11-2-92; Ord. No. 2003-7857, § 2, 7-21-03; Ord. No. 2005-7897, § 2, 2-21-05)

Sec. 10-3.17. - Building permits.

A permit for construction, erection, alteration, repair or demolition shall not be issued until the fire official has reviewed the plans and specifications for such proposal and the fire official has found the plans to be in compliance with this article and ~~Chapter 633, F.S~~ latest edition of the Florida Fire Prevention Code.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.18. - Smoke detector power source.

All smoke detectors installed to protect sleeping areas, except those in one- and two-family dwellings, shall be powered by a permanent connection to an AC power source.

(Ord. No. 7460, § 1, 5-7-90)

Sec. 10-3.19. - Hazardous materials identification and information.

(a) There is hereby adopted by the city for the purpose of prescribing regulations to identify hazardous materials manufacturing, storage and use facilities that certain code known as NFPA 704 "Identification of the Fire Hazards of Materials," 2012 edition, of the National Fire Protection Association. ~~One (1) copy of the subject code has been and is filed in the office of the city clerk and~~ The same is hereby adopted and incorporated as fully as if set out at length herein, and from the effective date of this section, the provisions of said standard shall control within the limits of the city.

~~(b) The fire official may require the installation of a weather proof box containing up-to-date hazardous materials safety data sheets, on the exterior of such buildings or structures that contain quantities of hazardous materials. It shall be the responsibility of the occupants storing, handling or using the hazardous materials to maintain this information as current.~~

(Ord. No. 7460, § 1, 5-7-90; Ord. No. 7549, § 3, 11-2-92; Ord. No. 2012-8018, § 1, 6-4-12)

Sec. 10-3.20. - Fire hydrants required.

(a) All new buildings or structures, except one- and two-family dwellings, shall be protected by a fire hydrant connected to a public water main capable of supplying the necessary water for fire protection. Such fire hydrant shall be located within three hundred (300) feet of the protected building

and shall be so arranged so that hose may be distributed to any portion of the building at distances not exceeding five hundred (500) feet.

(b) The fire official may modify this requirement when automatic fire sprinkler protection is provided.

(c) The cost of fire hydrant protection and necessary water system extension shall be the responsibility of the developer.

(Ord. No. 7460, § 1, 5-7-90)

ARTICLE IV. - OPEN BURNING

Sec. 10-4.01 - Open burning regulations.

(a) Open burning within the city limits is regulated by local ordinance in accordance with rules and regulations by ~~NFPA-1, 3-4~~ NFPA-1, 10.10.4 Florida Fire Prevention Codes (FFPC), the Air Quality ~~Division~~ Branch of the Co Jax/Duval County ~~Regulatory and~~ Environmental ~~Service Department (AQD)~~ Quality Division, and the Florida Department of Environmental Protection Agency.

(b) Any open burning in the city must be approved and have been issued a permit by the Jacksonville Beach Fire Department in accordance with the above mentioned laws, ordinances, and city policies. Open burning may be allowed under special circumstances due to land clearing, ceremonial situations, or other special events. If open burning is allowed, the following conditions must be met:

(1) Burning must not be left unattended, but must have a responsible party at the site at all times. Burning shall be limited to daylight hours unless specified hours are listed on the permit.

(2) An extinguishing agent or water supply with hose must be readily available at the site.

(3) The burning must not cause a safety hazard or nuisance to residents or obstruct vision for motorists on roadways.

(4) Burning must be approved and meet air quality standards for Duval County.

(5) Burning must not be conducted within fifty (50) feet of a structure.

(6) Wind conditions shall not exceed fifteen (15) mph.

(7) The fire department will be notified by the responsible party of the date and time of the requested burning to determine compliance with the guidelines and regulations. If the open burning request is approved, the fire department will notify emergency communications and ~~AQD~~ Air Quality Branch of the location, date, and time.

(c) For other than one and two family dwellings, no hibachi, grills of any type, or similar device used for cooking, heating, or other purpose shall be used or kindled on any balcony, under any overhang portion of a structure or within ten (10) feet of any structure. Listed electric, LP gas, or natural gas operated equipment permanently installed in accordance with its listing, applicable codes, and manufacturer instructions, shall be permitted if the LP or natural gas is piped in to the appliance and approved by the fire marshal.

(d) Cooking fires in approved containers, ornamental fireplaces, chimeneas, charcoal, gas, or electric barbecue grills and patio heaters are allowed at one and two family dwellings provided they are used in accordance with their listing, applicable codes, recommended fuel, and the manufacturer's instructions. They are not to be used around combustible material, nor are they to create a nuisance or other type of hazard.

(e) Warming fires may be allowed at construction sites if a permit is issued, an approved container is used, and the requirements for open burning are met.

(f) Trash/rubbish fires are prohibited at any time. This material includes wiring, household waste, yard collections, construction debris, or other similar material. Burning leaves or grass is prohibited.

(g) Open fires on the beach for any reason are not allowed. Cooking fires in approved gas or charcoal cookers are allowed provided that coals and other cooking material, when finished, are disposed of in approved containers.

(h) Commercial incinerators shall be equipped and maintained with an adequate spark arrestor.

(Ord. No. 2003-7857, § 3, 7-21-03; Ord. No. 2005-7897, § 3, 2-21-05; Ord. No. 2008-7952, § 1, 4-21-08; Ord. No. 2012-8018, § 1, 6-4-12)