



CITY OF JACKSONVILLE BEACH

FLORIDA

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 on **Monday, May 5, 2014, at 7:00 P.M. in the Council Chambers, 11 North Third Street, Jacksonville Beach, Florida.**

**Opening Ceremonies: Invocation
Salute to the Flag**

Roll Call

1. **APPROVAL OF MINUTES:**

- Regular City Council Meeting held April 21, 2014
- City Council Workshop held April 28, 2014

2. **ANNOUNCEMENTS:**

3. **COURTESY OF THE FLOOR TO VISITORS:**

4. **MAYOR AND CITY COUNCIL:**

5. **CITY CLERK:**

6. **CITY MANAGER:**

- (a) Approve a Partnership with the Sulzbacher Center for the Chronically Homeless Offender Project
- (b) Approval of the Attached Final Plat Documents for the *Preserve at Waterway Island*, a Proposed 12 Lot Single-Family Residential Subdivision Under Development on the South Side of Seagate Avenue at the Intracoastal Waterway Marsh, in the Northwest Corner of Jacksonville Beach. (Hopkins Creek Real Estate Holdings, LLC – Applicant)

- (c) Award Bid Number 1314-06 for the Purchase of Padmount Switchgear and Pole Mounted Air Break Switches

7. **RESOLUTIONS:**

(a) **RESOLUTION NO. 1932-2014**

A RESOLUTION AMENDING THE ENERGY EFFICIENCY AND CUSTOMER INCENTIVE REBATE PROGRAM

8. **ORDINANCES:**

(a) **ORDINANCE NO. 2014-8052 – Second Reading**

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JACKSONVILLE BEACH, FLORIDA BY AMENDING ARTICLE IV, SECTION 21-53. ‘DURATION OF SALES ACTIVITIES’ OF CHAPTER 21 PEDDLERS AND SOLICITORS, TO MODIFY THE PERMISSIBLE DATES FOR FIREWOOD SALES; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR CODIFICATION AND PROVIDING AN EFFECTIVE DATE.

(b) **ORDINANCE NO. 2014-8053 – First Reading (Public Hearing)**

AN ORDINANCE TO AMEND AN ORDINANCE ENACTING AND ESTABLISHING A COMPREHENSIVE LAND DEVELOPMENT REGULATION AND OFFICIAL ZONING MAP FOR THE INCORPORATED AREA OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, AS AUTHORIZED BY CHAPTER 163.3202, FLORIDA STATUTES, BY AMENDING ARTICLE VII. ZONING DISTRICTS, DIVISION 2, SECTION 34-344. COMMERCIAL SERVICE: CS, PARAGRAPH (b) PERMITTED USES TO ADD “PHYSICAL FITNESS FACILITIES” TO THE LIST OF PERMITTED USES IN THE COMMERCIAL SERVICE: CS ZONING DISTRICT; TO REPEAL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND FOR OTHER PURPOSES.

ADJOURNMENT

Respectfully submitted,

/s/George D. Forbes _____
CITY MANAGER

GDF: cmm
05/01/14

If a person decides to appeal any decision made by the City Council with respect to any matter considered at any meeting, such person may need a record of the proceedings and, for such purpose, 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 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, ext. 10, no later than 12:00 PM, Friday, May 2, 2014.

**Minutes of Regular City Council Meeting
held Monday, April 21, 2014, at 7:00 P.M.
in the Council Chambers, 11 North 3rd Street,
Jacksonville Beach, Florida.**



CALL TO ORDER:

Mayor Charlie Latham called the meeting to order.

OPENING CEREMONIES:

Invocation was by Council Member Vogelsang; followed by the Salute to the Flag.

ROLL CALL:

Mayor: William C. Latham

Council Members: Keith Doherty
Tom Taylor

Steve Hartkemeyer
Phil Vogelsang

Christine Hoffman
Jeanell Wilson

Also present were City Manager George Forbes, City Department Directors, City Clerk Judy Bullock, and Cathy Martinich, City Clerk's Office.

APPROVAL OF MINUTES

It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, and passed, to approve the following minutes, as presented:

- **Regular City Council Meeting held April 7, 2014**
- **City Council Workshop held April 7, 2014**

ANNOUNCEMENTS

Mayor Pro-Tem Tom Taylor –

- Mr. Taylor attended a Community Town Meeting at Fletcher High School, called by Duval County School Board Member, Fel Lee, and said it was well attended by council members, parents, and students.
- Mr. Taylor attended a meeting at the American Legion and said there would be another Memorial Day Celebration held in Mayport, at the Atlantic Boulevard and Mayport Road Post.
- Mr. Taylor represented Mayor Latham at a meeting called by Bill Guilliford, Jacksonville City Council, at the Jacksonville University (JU) Campus, to discuss possible improvements to the Town Village of Mayport. Mr. Guilliford has proposed that the Marine Science Center partner with the Duval County School Board, to be the first project.

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Mayor Latham –

- Mayor Latham said progress has been made with the drainage concerns and A1A flooding issues, after meeting with Senators Gibson and Bean, Representatives Adkins and Fuller in Tallahassee. Mayor Latham thanked Senator Aubrey Gibson for his introduction to Florida Department of Transportation (FDOT), Secretary Prasad. Mayor Latham has requested \$600,000 in state funding from Secretary Prasad, for an engineering study to determine the work needed to fix the drainage issues on A1A. He also met with FDOT District 2 Secretary Evans, and discussed meeting with City Staff to coordinate a plan and timeline for the project.
- Mayor Latham attended the 40th Anniversary Celebration of Pablo Towers on Friday, April 11th.
- Mayor Latham participated in “Lauren’s Walk”, with Founder Lauren Book, Sheriff Rutherford, and Tax Collector Mike Corrigan. Lauren is in her fifth year of walking from Key West to Tallahassee, to bring awareness to fight child abuse.
- Mayor Latham met with Kurtis Loftis and his team as they worked on advanced preparation of the 2014 “Deck the Chairs” holiday event. He thanked City Manager George Forbes for his assistance on the project. Mr. Forbes said that he would be bringing a request to the Council on a future agenda, to approve \$25,000 that the City would pay toward the decorations.
- Mayor and Kathryn Latham attended the Fourth Fleet Change of Command where Admiral Harris was relieved by Admiral Balance.

COURTESY OF THE FLOOR TO VISITORS

- Ken Marsh, 2027 Gail Avenue, Jacksonville Beach

Mr. Marsh made a recommendation to the Council to consider extending the downtown district from 13th Street South to 22nd Street South, for CAPE Officers to patrol. His concerns were for safety and parking.

MAYOR AND CITY COUNCIL

- (a) Proclamation of February 17, 2014, as VFW Post 3270 Day.

Mayor Latham read and presented the Proclamation to members of VFW Post 3270. Mayor Latham, Council Members, City Manager and the City Clerk were given a 75 year commemorative pin.

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- (b) Proclamation of the week of May 10 – 17, 2014, as National Beach Safety Week.

Mayor Latham read and presented the Proclamation to Rob Emhaiser and Max Ervanian, who represented the United States Lifesaving Association (USLA).

CITY CLERK

CITY MANAGER

- (a) **Monthly Financial Reports – Month of March 2014**

It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to approve the Monthly Financial Reports, for the month of March 2014.

Roll call vote: Ayes - Doherty, Hartkemeyer, Hoffman, Taylor, Vogelsang, Wilson, and Mayor Latham; motion carried unanimously.

- (b) **Approve the Use of Field Improvement Fees for Repairs at Wingate Park Football Fields**

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to approve the use of field improvement fees for repairs at the Wingate and South Beach football fields as described in the memorandum from the Director of Parks and Recreation, dated April 10, 2014.

Mr. Forbes explained that there are many teams that play the football fields through the season and he is requesting the Council approve the use of donations to repair the fields at the end of the season. Discussion took place about the cost of artificial turf as compared to the current grass and maintenance being used.

Roll call vote: Ayes - Hartkemeyer, Hoffman, Taylor, Vogelsang, Wilson, Doherty, and Mayor Latham; motion carried unanimously.

- (c) **Approve the Use of Paws Park Membership Fees for Landscape Maintenance at Paws Park**

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to approve the use of membership fees for landscape maintenance at Paws Park, as described in the memorandum from the Director of Parks and Recreation, dated April 10, 2014.

Speakers:

- Sandy Golding, 1203 North 18th Avenue, Jacksonville Beach

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Ms. Golding thanked Mr. Meadors for talking with her about this agenda item, asked about park maintenance, as well other options for the use of membership funds.

- Pat Villa, 14365 Cedar Island Road, Jacksonville

Ms. Villa concurred with Ms. Golding's comments, asked if maintenance fees could be spent on an as-needed basis, or if the City could maintain the park for less than the contracted vendors.

Mr. Forbes said the City does provide maintenance to some municipal grounds, but RFP's were also collected and various contractors have been hired. Discussion ensued about the work done on the recent park improvements, continued maintenance costs and vendors.

Roll call vote: Ayes - Hoffman, Taylor, Vogelsang, Wilson, Doherty, Hartkemeyer, and Mayor Latham; motion carried unanimously.

(d) Award Bid Number 1314-04 Titled Three-Phase Protective Relay Test Set to the Lowest Bidder Meeting Bid Specifications, *Doble Engineering Company*

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to award Bid Number 1314-04 titled, "Three Phase Protective Relay Test Set" to the lowest bidder meeting specifications, *Doble Engineering Company*.

Mr. Forbes discussed the Federal regulations Beaches Energy is required to follow, and explained the function of the relay. He said the equipment is an expensive, but required item the City must purchase. Discussion continued about the brands of equipment available.

Roll call vote: Ayes - Taylor, Vogelsang, Wilson, Doherty, Hartkemeyer, Hoffman, and Mayor Latham; motion carried unanimously.

(e) Award Bid Number 1314-05 Titled Automatic Transfer Source (ATS) Pad Mount Switchgear to the Lowest Bidder Meeting Engineering Specifications, *Engineer Sales Company*

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to award Bid Number 1314-05 titled, "Automatic Transfer Source Pad Mount Switchgear" to the lowest bidder meeting specifications, *Engineer Sales Company*.

Mr. Forbes said that Beaches Energy Services reliability is one of the best in the State of Florida. He outlined the exceptional equipment and servicing the department provides. He explained the feeds that provide service to the hospital, and the importance of continuous, reliable power that must be provided.

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Roll call vote: Ayes - Vogelsang, Wilson, Doherty, Hartkemeyer, Hoffman, Taylor, and Mayor Latham; motion carried unanimously.

- (f) **Award RFP Number 08-1314, "Concrete Continuous Service for 60 Months" to the Lowest, Qualified Respondent, *Line & Grade Contracting, LLC***

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to award Request for Proposals Number 08-1314, "Concrete Continuous Service for 60 Months" to the lowest, qualified respondent, *Line and Grade Contracting, a Limited Liability Corporation*, as explained in the memorandum from the Public Works Director, dated April 10, 2014.

Mr. Forbes explained that this is a standard bid item and that anytime repairs are necessary, the City can contact them. Discussion ensued about the contract, and pricing.

Roll call vote: Ayes - Wilson, Doherty, Hartkemeyer, Hoffman, Taylor, Vogelsang, and Mayor Latham; motion carried unanimously.

RESOLUTIONS

- (a) **RESOLUTION NO. 1928-2014 – Public Hearing**

Mayor Latham requested that the City Clerk read Resolution No. 1928-2014, by title only; whereupon Ms. Bullock read the following:

"A RESOLUTION TO AMEND THE COMMUNITY REDEVELOPMENT PLAN FOR THE DOWNTOWN REDEVELOPMENT AREA FOR THE CITY OF JACKSONVILLE BEACH, FLORIDA, AS AMENDED, ACCORDING TO THE REQUIREMENTS OF THE COMMUNITY REDEVELOPMENT ACT OF 1969, BY ADDING NEW PROJECT ELEMENTS, AS IDENTIFIED IN EXHIBIT A. *DETAILED SCOPE OF WORK*, TO THE DOWNTOWN REDEVELOPMENT AREA COST PROGRAMMING AND PHASING SECTION OF THE DOWNTOWN VISION PLAN; AND FOR OTHER PURPOSES."

The following citizens spoke in favor of the Resolution:

- Mr. John Galarneau, 2002 Grove Street, Jacksonville Beach

Mayor Latham opened, then closed, the Public Hearing.

Mr. Forbes explained that this is an amendment to the Redevelopment Plan, extending the Plan an additional thirty (30) years. He reviewed the slides detailing the projects that would be planned.

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Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to adopt Resolution No. 1928-2014, amending the Downtown Community Redevelopment Plan Cost Programming and Phasing Section to add the reconstruction of certain street ends and alleyways and a centralized stormwater management system for the part of the district south of Beach Boulevard, and for other purposes, as outlined in Exhibit "A", of the Resolution.

Roll call vote: Ayes - Doherty, Hartkemeyer, Hoffman, Taylor, Vogelsang, Wilson, and Mayor Latham; motion carried unanimously.

(b) RESOLUTION NO. 1929-2014 – Public Hearing

Mayor Latham requested that the City Clerk read Resolution No. 1929-2014, by title only; whereupon Ms. Bullock read the following:

“A RESOLUTION OF THE JACKSONVILLE BEACH CITY COUNCIL AMENDING THE COMMUNITY REDEVELOPMENT PLAN FOR THE JACKSONVILLE BEACH DOWNTOWN REDEVELOPMENT AREA, AS PREVIOUSLY AMENDED, ACCORDING TO THE REQUIREMENTS OF THE COMMUNITY REDEVELOPMENT ACT OF 1969, BY ADDING A PERMANENT DOWNTOWN COMMUNITY POLICING INNOVATION COMPONENT TO BE KNOWN AS THE DOWNTOWN COMMUNITY ASSISTED POLICING EFFORT (DOWNTOWN CAPE), AS IDENTIFIED IN EXHIBIT A. *DOWNTOWN COMMUNITY ASSISTED POLICING EFFORT – A PLAN FOR A SAFER FUTURE*, TO THE DOWNTOWN VISION PLAN; AND FOR OTHER PURPOSES.

Public Hearing

Mayor Latham opened a Public Hearing on Resolution No. 1929-2014, and asked if anyone wished to speak in favor or in opposition of the Resolution.

The following citizens spoke in favor if the Resolution:

- Bruce Thomason, PO Box 50556, Jacksonville Beach
- Jon McGowan, 5 North 17th Avenue, Jacksonville Beach
- John Galarneau, 2002 Grove Street, Jacksonville Beach
- Ken Marsh, 2027 Gail Avenue, Jacksonville Beach
- Brenda Shields, 315 18th Street North, Jacksonville Beach

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- Robert Tilka, 3584 Trident Court, Jacksonville Beach
- Sandy Golding, 1203 North 18th Avenue, Jacksonville Beach
- Kurtis Loftis, 2815 St. Martins Court, Jacksonville Beach

Seeing no one else that wished to speak in favor or in opposition of Resolution No. 1929-2014, Mayor Latham closed the Public Hearing.

Mr. Forbes reviewed the Resolution emphasizing that the downtown area has progressed substantially, and it is a very popular place to come visit.

Discussion ensued regarding the additional CAPE Officers, funding for the officers and equipment necessary for development of a safer downtown community.

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to adopt Resolution No. 1929-2014, increasing the number of assigned officers from five to nine, and establishing this Community Policing Innovation (Downtown CAPE Unit), as a permanent part of the Jacksonville Beach Downtown Community Redevelopment Plan as provided in Exhibit "A", of the Resolution.

Roll call vote: Ayes -Hartkemeyer, Hoffman, Taylor, Vogelsang, Wilson, Doherty, and Mayor Latham; motion carried unanimously.

(c) RESOLUTION NO. 1931-2014

Mayor Latham requested that the City Clerk read Resolution No. 1931-2014, by title only; whereupon Ms. Bullock read the following:

"A RESOLUTION TO AMEND SECTION 2. BANNER SIGNS AND SECTION 4. SEASONAL SALES SIGNS OF RESOLUTION 1864-2010 TO MODIFY STANDARDS FOR THE PLACEMENT OF TEMPORARY BANNER SIGNS AND CERTAIN SEASONAL SALES SIGNS WITHIN THE CITY OF JACKSONVILLE BEACH; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES."

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to adopt Resolution No. 1931-2014, amending Resolution No. 1864-2010 to modify standards for the placement of temporary banner signs and to extend the permissible times allowed for signage for the seasonal sale of firewood.

Mr. Forbes talked about the current regulations for banners and the changes made.

Roll call vote: Ayes - Hoffman, Taylor, Vogelsang, Wilson, Doherty, Hartkemeyer, and Mayor Latham; motion carried unanimously.

ORDINANCES

(a) **ORDINANCE NO. 2014-8052 – First Reading**

“AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JACKSONVILLE BEACH, FLORIDA BY AMENDING ARTICLE IV, SECTION 21-53. ‘DURATION OF SALES ACTIVITIES’ OF CHAPTER 21 PEDDLERS AND SOLICITORS, TO MODIFY THE PERMISSIBLE DATES FOR FIREWOOD SALES; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR CODIFICATION AND PROVIDING AN EFFECTIVE DATE.”

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to adopt Ordinance No. 2014 - 8052, amending Chapter 21, Section 21-53 ‘Duration of Seasonal Sales Activities’ of the Code of Ordinances of Jacksonville Beach, to extend the permissible times for the sale of firewood.

Mr. Forbes explained the Ordinance changes dates for the firewood sales to be extended another five to six weeks.

Roll call vote: Ayes - Taylor, Vogelsang, Wilson, Doherty, Hartkemeyer, Hoffman, and Mayor Latham; motion carried unanimously.

Ms. Wilson announced that the Sandcastle Contest would be held this coming Saturday and the Beaches Parade would begin at 2:00pm on Sunday.

ADJOURNMENT

There being no further business coming before the Council, Mayor Latham adjourned the meeting at 8:41 p.m.

Submitted by: Cathy Martinich
City Clerk’s Office

Approval:

William C. Latham, Mayor

Date: May 5, 2014

**Minutes of City Council Workshop
Monday, April 28, 2014
6:30 p.m., City Council Chambers
Creating Downtown Hospitality Zones**

Mayor Latham called the workshop to order at 6:35 p.m.

The following City Council members were in attendance:

Keith Doherty
Steve Hartkemeyer
Chris Hoffman
Tom Taylor
Phil Vogelsang
Jeanell Wilson

Also present were City Manager George Forbes, and City Department Directors.

Purpose of Workshop

Mayor Latham explained the purpose of the workshop is to view a presentation for creating downtown hospitality zones, and discuss shaping a new environment for our downtown.

Mr. Latham gave a presentation (copy on file) titled 'A Vision Plan for a Hospitable Downtown Jacksonville Beach' reviewing the downtown accomplishments over the past 20 years. Mayor Latham stated there is a desire to create a more sociable space for all – the daytime people, the early evening people, and the late night people.

Mayor Latham introduced Jim Peters of the Responsible Hospitality Institute. Mr. Peters is a nationwide expert in creating downtown hospitality zones.

Mr. Peters gave his presentation and spoke at length about what makes a city sociable. He elaborated on the Sociable City Plan which will help to enhance the vibrancy and safety of the downtown area. Mr. Peters stated the plan will provide guidelines for addressing parking, transportation, infrastructure, special events, business recruitment, public safety, code enforcement. All these programs work together to enhance the downtown experience.

The City Manager announced there will be downtown walking tours that will take approximately two hours and are scheduled over the next few weeks. There are day time and night time tours scheduled. Mr. Forbes asked interested participants to please sign up. The sign-up sheets will also be available at the City Clerk's Office starting April 29, 2014.

Mr. Forbes explained that the survey being distributed is for participants to complete after they do the walking tour. These surveys will help the City develop an action plan.

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held on Monday, April 28, 2014

Mayor Latham thanked Mr. Peters and all those who attended. There was no further discussion and Mayor Latham adjourned the workshop at 8:30 p.m.

Submitted by: Nancy J. Pyatte
Assistant City Clerk

Approved:

William C. Latham, Mayor

Date: May 5, 2014

DRAFT

City of

Jacksonville Beach

City Hall

11 North Third Street

Jacksonville Beach

FL 32250

Phone: 904.247.6268

Fax: 904.247.6276

www.jacksonvillebeach.org

Memorandum

To: Mayor and City Council

From: George D. Forbes, City Manager

Subject: Approve a partnership with the Sulzbacher Center for the Chronically Homeless Offender Project

Date: April 20, 2014

Action Requested:

Approve a partnership with the Sulzbacher Center for the Chronically Homeless Offender Project.

Background:

One of the Council priorities is to review departmental policy, ordinances, and partner with other agencies in order to assist vagrants to reduce their presence, and make sure our citizens feel safe. For this reason on March 6, 2013, the City hosted a joint meeting with BEAM, the Sulzbacher Center, and the Mission House to find out what programs are currently being administered and how we can reduce vagrancy.

One idea that came out of this meeting was an innovative program for homeless persons that are continually arrested. We know that just arresting these citizens does not work because we have arrested some of the homeless over 100 times. They are sentenced to time served and back at the beach in just a few days.

In order to improve this situation, we could partner with the Sulzbacher Center for an innovative new program called the Chronically Homeless Offender Project (CHOP). This program requires a partnership with the City of Jacksonville Beach, the Sulzbacher Center, and the Court system with the goal of getting these individuals the help they need to get off the street permanently in order to live an independent life.



The Chronically Homeless Offender Project includes:

- The Jacksonville Beach Police Department and Sulzbacher will identify 5 homeless individuals who have histories of repeated arrests. We will identify people who would be appropriate for the services.
- The next time one of these individuals is arrested and comes before the Court at first appearance-they will be given a choice of either entering the Sulzbacher Center housing program as a condition of Probation or they will be given jail time. Due to the repeated nature of their arrests-jail time will be of a substantial length.
- The goal in either case is to get the person the assistance that they need to help with their major barrier (i.e.-homelessness, medical problems, mental health or addiction issues).
- If the person chooses the Sulzbacher Center, the goal is to get the person into permanent supportive housing with wraparound services within a week. This will be in-line with the community initiative that a working group (including City of Jacksonville, Jacksonville Sheriff's Office, Department of Veterans Affairs, and service providers) are currently working on. It is called **100 Homes** and the goal is to get all homeless Veterans and chronically homeless individuals off the streets of our community and into permanent supportive housing by 2015.
- If the person chooses the program and does not complete the program (leaves either voluntarily or involuntarily) then the Probation Officer and JBPD will be alerted and an arrest warrant will be issued for that person-who will then be in violation of probation. The person would then be re-arrested and sent to jail.
- The goal of the program is to break the destructive cycle of repeated arrests and incarceration.

In the end, other cities have seen that permanently housing chronically homeless people is far cheaper in the long run than continuing to try to arrest their way out of this problem. This model was highlighted on **60 Minutes**; this is a best practice nationwide and is known as the "housing first" model.

This program would be a twelve (12) month pilot project, at which time we will review the outcomes to see how many of these repeat offenders completed treatment and were permanently housed. The Sulzbacher Center will pay the first years cost of this Pilot Project, estimated at \$30,000. After the first year, the results will be evaluated and if successful, the City will be requested to pay the annual costs of this program. For more information, please see the attached proposal from Cindy Funkhouser, CEO of the Sulzbacher Center.

Recommendation:

Approve a partnership for the Chronically Homeless Offender Project as described in a memo from City Manager George Forbes dated April 20, 2014.



611 E. Adams St.
Jacksonville, FL 32202
(904) 359-1356
www.sulzbachercenter.org

Mr. George Forbes
City Manager
City of Jacksonville Beach
11 Third Street
Jacksonville Beach, FL 32250

April 15, 2014

Dear George,

Just a letter to update you on the program detailed below. The Sulzbacher Center, JSO and all the community partners described kicked off the CHOP program downtown about 4 weeks ago. Out of the 20 people that we identified for the pilot-2 people have already been arrested and given the option of jail or the CHOP program. Both, one male and one female, chose the CHOP program. As a result, both of these individuals are now in permanent housing of their own and receiving the case management and all other wraparound services that they need to maintain that housing. The female had been living on the streets of downtown for over 7 years and the male for over a decade. They are both so thankful for this wonderful opportunity.

We are very excited about our early successes. Because we feel that this is such a promising and important program and because we are committed to helping the Beach community, we are offering Chief Dooley the opportunity to work with us to choose five beach chronic offenders to go into this pilot program this year. We are going to absorb the cost of these five individuals. Our hope is that as a result of this pilot program that we will be successful in housing these five people this year thereby ended their costly and destructive cycle of re-offending and giving them a second chance. If we are successful, we do plan to come back to Jacksonville Beach City Council next year to explore how you might partner with us. If you would like to have another presentation made to your City Council, let me know and I will get someone there. Details of the program follow.

Background on the CHOP Program

Although there are many barriers that lead to homelessness and a variety of interventions that have been proven to be effective, there is one group of homeless individuals that prove to be the most challenging for Providers, the Police and the community at large. This group is collectively known as "Chronically Homeless". This is the group that is the least open to services and the least likely to ever seek emergency shelter or any group residential setting. The HUD definition and the one that Providers use is:

A "chronically homeless" person is defined as "an unaccompanied homeless individual with a disabling condition who has either been continuously homeless for a year or more, or has had at least four episodes of homelessness in the past three years."

Nationwide, a quarter of this population are Veterans. The "disabling conditions" can be mental health issues, substance abuse issues or physical disabilities. Many people in this population cannot tolerate a shelter environment due to these issues. For this reason, they remain on the street, sometimes for years and many dying there. Some of these individuals wind up being arrested many times each year for misdemeanor crimes,

such as panhandling, trespassing etc. They also have a high Emergency Room usage rate. This is the group among the homeless that take up the most community resources, even though they represent a small percentage of the overall homeless population.

As a result, what we experience with this group is a revolving door of jail stays and ER visits. Each time that a person is booked into our County jail, the booking charge alone is almost \$900. This population remains the biggest challenge for the community at large. In an effort to break this on-going cycle, JSO came to the Sulzbacher Center with an idea called the "CHOP" program (Chronically Homeless Offender Project). Understanding that both the police and the Sulzbacher Center have the same goal-getting these individuals the help that they need to get off the street permanently in order to live a dignified and independent life. Together, with the Public Defender's office, the State Attorney's Office, the Duval County judges and the Office of Probation we have developed this pilot program.

A major problem has been that in order for inmates to receive mental health or substance abuse treatment in our jail-they must remain there for over 21 days. In the vast majority of misdemeanor arrests, the jail time given is far less than the 21 days-this creates a barrier to actually getting the person the help that they need. This has been an on-going source of frustration for the Sheriff-who understands that continuing to re-arrest people is a waste of time and most importantly, resources. So, the gist of the CHOP program is this:

- JSO and Sulzbacher together will identify 20 of the "frequent flyers " and Jacksonville Beach police and Sulzbacher will identify 5 of these homeless individuals who have histories of repeated arrests. We will identify people who would be appropriate for our services (i.e.-no sexual offenders)
- The next time one of these individuals is arrested and comes before the Court at first appearance-they will be given a choice of either entering the Sulzbacher Center housing program as a condition of Probation or they will be given jail time. Due to the repeated nature of their arrests-jail time will be of a substantial length.
- The goal in either case is to get the person the assistance that they need to help with their major barrier (i.e.-homelessness, medical problems , mental health or addiction issues)
- If the person chooses the Sulzbacher Center, our goal is to get the person into permanent supportive housing with wraparound services within a week. This will be in-line with the community initiative that a working group (including, COJ, JSO, the V.A., and service providers) are currently collaborating on. It is called **100 Homes** and the goal is to get all homeless Veterans and chronically homeless individuals off the streets of our community and into permanent supportive housing by 2015.
- If the person chooses our program and does not complete the program (leaves either voluntarily or involuntarily) then the Probation Officer and JSO will be alerted and an arrest warrant will be issued for that person-who will then be in violation of probation. The person would then be re-arrested and sent to jail.
- The goal of the program is to break the destructive cycle of repeated arrests and incarceration.

In the end, other cities have seen that permanently housing chronically homeless people is far cheaper in the long run than continuing to try to arrest their way out of this problem. This model was highlighted on **60 Minutes** just this week; this is a best practice nationwide and is known as the "housing first" model

Our proposal to Jacksonville Beach is to join us in the pilot CHOP program. We would recommend that Jax Beach police identify with the Sulzbacher Center, 5 chronically homeless frequent flyers, people that would be a good fit for this program. We would ask that you identify one person in the Police Department to be the

point person, this person would attend the monthly meetings downtown with JSO and the Sulzbacher Center and would coordinate the court appearances and the follow up. We would like for this program to be a 12 month pilot. At which time, we will review the outcomes to see how many of these repeat offenders completed treatment and were permanently housed. The Sulzbacher Center will absorb the cost of the 5 Beaches participants for this year.

Sulzbacher Center and JSO are very excited about the possibilities of this new program. We would love for Jacksonville Beach to be a partner with us in this innovative approach. It is only by working together, Cities, Police, businesses and service providers that we are ever going to truly solve the issue of homelessness. We would welcome the opportunity to have you join this coalition of problem solvers.

Please let me know if you plan to put this on the City council agenda, we will commit to having someone at that meeting.

Best Regards,

Cindy Funkhouser

Cindy Funkhouser, MSW
President and CEO, Sulzbacher Center

New report shows skyrocketing cost of treating chronic alcoholism, homelessness

AdChoices ▶



BY: Melissa Mecija (<mailto:melissa.mecija@10news.com>) (<http://www.facebook.com/>) (<http://www.twitter.com/>)

POSTED: Apr 14, 2014

UPDATED: 18 hours ago

SAN DIEGO - A report to be released by San Diego police Tuesday shows the skyrocketing cost of treating chronic alcoholism and homelessness in San Diego. It is a huge problem costing taxpayers thousands.

According to the report, in one year, one man had to be transported to the hospital 52 times. He was also arrested eight times. That cost the city \$85,000.

Sean Fitzpatrick has been homeless for more than two years. He sees police arresting someone on the streets for being drunk regularly.

"It's a daily thing," he said. "They have to make sure every day, they're enforcing the laws."

In 2013, police made 7,600 arrests for drunk in public offenses. Many detained are part of the homeless community.

AdChoices ▶

"A lot of these people, they turn to alcohol. It's a cheap way to numb yourself from what you're going through," Fitzpatrick said.

But some are costing the city an astronomical amount. In the report to be presented to the city's Committee on Public Safety and Livable Neighborhoods, it identified 12 chronic alcoholics that were transported 316 times in a year. That cost the city nearly \$470,000.

That is where the Homeless Outreach Team (HOT) and the Serial Inebriate Program (SIP) come in.

Edward Quiles used to live on the streets but did not realize the teams' mission.

"I thought they took you back to prison, so I stood away from them," Quiles said.

The teams help the homeless find services they need, rather than throw them in jail.

Council President Todd Gloria spoke Monday morning at Connections Housing, a service and housing community designed to help homeless people rebuild their lives.

"Living on the streets is more expensive for taxpayers," Gloria said. "It seems counterintuitive, but the overreliance on emergency rooms, on 911, on interaction with law enforcement is more expensive than to give them housing in a facility like Connections Housing."

Last year, the HOT program had more than 2,100 contacts with people on the streets. About 720 were placed in facilities other than jail. In 2012, 391 received placement. San Diego police are calling this a success with the program and its partnering agencies.

"They're really interested in getting them off the street and getting them the help that they need," Fitzpatrick said.

On Monday, Mayor Kevin Faulconer announced \$160,000 allocated in the proposed budget for HOT and SIP. This is part of \$1.9 million proposed to help with homelessness solutions.

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City of Jacksonville Beach

City Hall

11 North Third Street

Jacksonville Beach

FL 32250

[Phone] 904.247.6231

[Fax] 904.247.6107

[E-Mail

Planning@jaxbchfl.net]

www.jacksonvillebeach.org

To: George D. Forbes, City Manager
From: William C. Mann, Senior Planner 
Re: *Preserve at Waterway Island* subdivision - Final Plat Approval
Date: April 25, 2014

ACTION REQUESTED:

Approval of the attached Final Plat documents for the *Preserve at Waterway Island*, a proposed 12 lot single-family residential subdivision under development on the south side of Seagate Avenue at the Intracoastal Waterway marsh, in the northwest corner of Jacksonville Beach. (Hopkins Creek Real Estate Holdings, LLC - applicant)

BACKGROUND:

The applicant is currently developing a 12 lot single-family subdivision on a 6.1 acre parcel of residential land at the west end of Seagate Avenue, in the northwest corner of the City. As shown on the attached plat document, the subdivision will be served by a single public cul-de sac street, Waterway Island Lane, extending south from Seagate Avenue, with six marshfront lots on the west side of the road, five on the east side and one at the end of the cul-de-sac.

A majority of the required infrastructure work for the subdivision has been completed, but there is still a small amount of work remaining before the infrastructure can be accepted by the City, so the applicant has provided a certified estimate as to the value of the remaining to work be completed (\$21,320.00) and has provided the City a surety bond in that amount. This bond will be released to the applicant once all improvements have been completed, inspected and approved by Public Works, and as applicable, formally accepted by the City Council.

The attached plat documents have been approved by all reviewing City departments. The property is zoned Residential, single-family: RS-1, and is designated residential low density of the 2010 Future Land Use map. The proposed plat is consistent with all relevant Land Development Code and Comprehensive plan regulations.

RECOMMENDATION:

Approve the Final Plat for the *Preserve at Waterway Island* single-family subdivision.



Schedule Of Values Preserve @ Waterway Island

PLAT / SURETY BOND AMOUNT

Description of Work to Complete Sewage Collection	Unit	Quantity	Unit Price	Total
FDEP Final Acceptance Papers	LS	1	\$ 1,000.00	\$ 1,000.00
SpectraShield Coating on Manholes	EA	3	\$ 1,000.00	\$ 3,000.00
As Built Survey	LS	1	\$ 1,000.00	\$ 1,000.00
Video Testing with cd and logs	LS	1	\$ 1,500.00	\$ 1,500.00
SEWAGE COLLECTION				\$ 6,500.00

Description of Work to Complete Water Distribution	Unit	Quantity	Unit Price	Total
FDEP Final Acceptance Papers	LS	1	\$ 1,000.00	\$ 1,000.00
As Built Survey	LS	1	\$ 1,000.00	\$ 1,000.00
WATER DISTRIBUTION				\$ 2,000.00

Description of Work to Complete Storm Drainage	Unit	Quantity	Unit Price	Total
SJRWMD Final Acceptance Papers	LS	1	\$ 1,500.00	\$ 1,500.00
As Built Certification	LS	1	\$ 1,500.00	\$ 1,500.00
Pump Station Testing / Final Inspection	LS	1	\$ 1,000.00	\$ 1,000.00
Pump Station Manufacturer	LS	1	\$ 1,000.00	\$ 1,000.00
As Built Survey	LS	1	\$ 1,000.00	\$ 1,000.00
STORM DRAINAGE				\$ 6,000.00

Description of Work to Complete Earthwork / Base	Unit	Quantity	Unit Price	Total
EARTHWORK / BASE				\$ -

Description of Work to Complete Paving / Curbs	Unit	Quantity	Unit Price	Total
As Built Survey	LS	1	\$ 1,000.00	\$ 1,000.00
Thermo Striping Stop Bar	LF	15	\$ 60.00	\$ 900.00
PAVING / CURBS				\$ 1,900.00

TOTAL TO COMPLETE	\$ 16,400.00
--------------------------	---------------------

Contingency	30%	\$ 4,920.00
Total		\$ 21,320.00

LOCATION MAP



PRESERVE AT WATERWAY ISLAND

CITY OF JACKSONVILLE BEACH, FLORIDA

PLAT BOOK _____ PAGE _____
SHEET 1 OF 3

CAPTION

A PART OF THE CASTRO Y FERRER GRANT, SECTION 38, TOWNSHIP 2 SOUTH, RANGE 28 EAST, DUVAL COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF BEGINNING, COMMENCE AT THE NORTHWEST CORNER OF ROBERTS HAMMOCK AS RECORDED IN PLAT BOOK 53, PAGES 23 AND 23A OF THE CURRENT PUBLIC RECORDS OF SAID COUNTY; THENCE SOUTH 02°52'45" EAST, ALONG THE WEST LINE OF SAID ROBERTS HAMMOCK, A DISTANCE OF 499.91 FEET TO THE NORTH LINE OF OCEAN FOREST UNIT No. 10 AS RECORDED IN PLAT BOOK 45, PAGES 71 AND 71A OF SAID PUBLIC RECORDS; THENCE, ALONG THE NORTH LINE OF SAID OCEAN FOREST UNIT No. 10 THE FOLLOWING THREE COURSES: No. 1 - SOUTH 88°52'17" WEST, A DISTANCE OF 202.83 FEET; No. 2 - SOUTH 01°05'18" EAST, A DISTANCE OF 19.27 FEET; No. 3 - SOUTH 75°51'41" WEST, A DISTANCE OF 216 FEET, MORE OR LESS, TO THE WEST LINE OF SAID CASTRO Y FERRER GRANT, ALSO BEING THE EDGE OF THE PABLO CREEK MARSH ESTABLISHED BY FINAL JUDGEMENT CASE No. 2003-5484-CA, DATED JANUARY 18, 2005; THENCE NORTHWESTERLY, ALONG SAID EDGE OF MARSH, A DISTANCE OF 502 FEET, MORE OR LESS, TO A POINT THAT LIES SOUTH 69°10'57" WEST FROM THE ANGLE POINT IN THE SOUTHEASTERLY LINE OF LOT 7, OF JARRETT POINT UNIT TWO AS RECORDED IN PLAT BOOK 64, PAGES 98 AND 97 OF SAID PUBLIC RECORDS; THENCE NORTH 69°10'57" EAST, A DISTANCE OF 208 FEET, MORE OR LESS, TO SAID ANGLE POINT IN THE SOUTHEASTERLY LINE OF LOT 7; THENCE NORTH 38°35'54" EAST, ALONG THE SOUTHEASTERLY LINE OF SAID LOT 7, A DISTANCE OF 156.54 FEET TO THE SOUTH RIGHT OF WAY LINE OF SEAGATE AVENUE (A 65 FOOT RIGHT OF WAY PER DEED BOOK 777, PAGE 255 OF SAID PUBLIC RECORDS); THENCE NORTH 88°53'45" EAST, ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF 429.13 FEET TO THE POINT OF BEGINNING, CONTAINING 291,169 SQUARE FEET, OR 6.68 ACRES, MORE OR LESS.

ADOPTION AND DEDICATION

THIS IS TO CERTIFY THAT HOPKINS CREEK REAL ESTATE HOLDINGS, LLC IS THE LAWFUL OWNER OF THE LANDS DESCRIBED IN THE CAPTION HEREON KNOWN AS THE PRESERVE AT WATERWAY ISLAND, HAVING CAUSED THE SAME TO BE SURVEYED AND SUBDIVIDED. THIS PLAT BEING MADE IN ACCORDANCE WITH SAID SURVEY IS HEREBY ADOPTED AS A TRUE AND CORRECT PLAT OF THOSE LANDS AND THAT WATERWAY ISLAND LANE (THE 50 FOOT ROAD RIGHT OF WAY WITH CUL-DE-SAC), THE C.O.B.S. SEWER LIFT STATION EASEMENT, AND THE 10 FOOT C.O.B.S. UTILITY EASEMENT ARE HEREBY IRREVOCABLY AND WITHOUT RESERVATION DEDICATED TO THE CITY OF JACKSONVILLE BEACH, FLORIDA, ITS SUCCESSORS AND/OR ASSIGNS. ALL DRAINAGE EASEMENTS (INCLUDING THE STORMWATER MANAGEMENT FACILITIES), ALL NON-ACCESS EASEMENTS, ALL PRIVATE ELECTRIC EASEMENTS, THE 10' X 10' IRRIGATION WELL EASEMENT, AND 10 FOOT PEDESTRIAN/DOCK EASEMENT ARE HEREBY IRREVOCABLY AND WITHOUT RESERVATION DEDICATED TO THE PRESERVE AT WATERWAY ISLAND HOMEOWNERS ASSOCIATION, ITS SUCCESSORS AND/OR ASSIGNS. THE CITY OF JACKSONVILLE BEACH SHALL NOT BE RESPONSIBLE FOR THE MAINTENANCE OF DRAINAGE AND UTILITY EASEMENTS, OR THE STORMWATER MANAGEMENT FACILITIES (INCLUDING, BUT NOT LIMITED TO, UNDERDRAIN, PUMPING STATION AND FORCEMAIN), SPECIAL PAVERS, LANDSCAPING AND IRRIGATION, FENCES, AND OTHER FACILITIES WITHIN THE PLAT BOUNDARIES OR ANY CLAIMS ARISING FROM THE USE, OPERATION, MAINTENANCE, FLOODING, OR OTHERWISE THEREIN. ANY MAINTENANCE, REPAIR OR RESTORATION BY THE CITY OF JACKSONVILLE BEACH, ITS SUCCESSORS AND/OR ASSIGNS, THAT IS DONE CONCURRENT WITH ITS OPERATION AND/OR MAINTENANCE OF ITS UTILITIES FACILITIES, SHALL BE PERFORMED BY USING MATERIALS AS MAY USUALLY AND CUSTOMARILY BE IN USE BY THE CITY OF JACKSONVILLE BEACH AT THE TIME OF SUCH WORK, AND SHALL BE WITHIN THE CITY'S SOLE DISCRETION. THE PRESERVE AT WATERWAY ISLAND HOMEOWNERS ASSOCIATION SHALL BE RESPONSIBLE FOR ALL MAINTENANCE OF ALL STORMWATER AND DRAINAGE SYSTEMS AND FACILITIES, LANDSCAPING, IRRIGATION AND ALL OTHER STRUCTURE(S). THE CITY OF JACKSONVILLE BEACH SHALL ONLY BE RESPONSIBLE FOR THE STORMWATER PIPING AND STRUCTURES WITHIN THE BOUNDARIES OF THE CURBED STREET IN THE 50 FOOT ROAD RIGHT OF WAY WITH CUL-DE-SAC, A BLANKET INGRESS AND EGRESS EASEMENT WITHIN THE PLAT BOUNDARIES FOR OPERATION AND MAINTENANCE OF ITS UTILITIES IS IRREVOCABLY AND WITHOUT RESERVATION GRANTED TO THE CITY OF JACKSONVILLE BEACH.

THOSE EASEMENTS DESIGNATED AS "5' B.E.S. ELECTRIC EASEMENTS" ARE HEREBY IRREVOCABLY DEDICATED TO THE CITY OF JACKSONVILLE BEACH, A MUNICIPAL CORPORATION IN DUVAL COUNTY, FLORIDA, **D/B/A BEACHES ENERGY SERVICES**, ITS SUCCESSORS AND ASSIGNS FOR ITS NON-EXCLUSIVE USE IN CONJUNCTION WITH ITS UNDERGROUND ELECTRICAL DISTRIBUTION SYSTEM. BEACHES ENERGY SERVICES HEREBY RESERVES THE NON-EXCLUSIVE, IRREVOCABLE AND PERPETUAL RIGHT OF INGRESS TO AND EGRESS FROM, OVER, UNDER, AND ACROSS ALL ROADS, STREETS, WAYS, BOULEVARDS, LANES, AND ELECTRIC EASEMENTS DEPICTED OR DEDICATED BY THIS PLAT FOR ITS USE IN THE CONSTRUCTION, INSTALLATION, MAINTENANCE, OR REMOVAL OF ITS UNDERGROUND ELECTRICAL DISTRIBUTION SYSTEM, SURFACE MOUNTED EQUIPMENT, FACILITIES, AND APPURTENANCES IN CONJUNCTION WITH ITS UNDERGROUND ELECTRICAL DISTRIBUTION SYSTEM. ALL LOTS ARE SUBJECT TO AN EASEMENT FOR ELECTRIC DISTRIBUTION LINES AND ABOVE GROUND EQUIPMENT AND APPURTENANCES OVER, UNDER, ACROSS, AND ALONG A MINIMUM OF FIVE (5') FEET IN WIDTH STRIP OF LAND ADJACENT TO, ABUTTING, PARALLEL, AND CONCENTRIC WITH THE ROAD RIGHT OF WAY (DENOTED AS "5.0' B.E.S. ELECTRIC EASEMENT"). THE AFORESAID SPECIFIC FIVE (5') FOOT B.E.S. ELECTRIC EASEMENTS ARE SUBJECT TO THE FOLLOWING COVENANTS WHICH SHALL RUN WITH THE LAND:

- (1) NO UTILITIES OTHER THAN BEACHES ENERGY SERVICES SHALL BE INSTALLED PARALLEL WITHIN SAID ELECTRIC EASEMENTS.
- (2) ELECTRIC EASEMENTS DEDICATED TO BEACHES ENERGY SERVICES AND WHERE ABOVE GROUND EQUIPMENT, FACILITIES, AND APPURTENANCES ARE PLACED SHALL REMAIN TOTALLY UNOBSTRUCTED IN COMPLIANCE WITH THE UTILITY'S REQUIREMENTS AND SPECIFICATIONS FOR EQUIPMENT CLEARANCES FROM SHRUBS, TREES, PLANTS, FENCES, AND OTHER OBJECTS.
- (3) THE INSTALLATION OF FENCES, HEDGES, AND LANDSCAPING IS PERMISSIBLE BUT SUBJECT TO REMOVAL BY BEACHES ENERGY SERVICES WITHOUT PRIOR NOTICE, AT THE EXPENSE OF EACH LOT OWNER OR PRESERVE AT WATERWAY ISLAND HOMEOWNERS ASSOCIATION, INC. FOR THE REMOVAL AND REPLACEMENT OF SUCH ITEMS.

PREPARED BY:
BOATWRIGHT LAND SURVEYORS, INC.
1500 ROBERTS DRIVE
JACKSONVILLE BEACH, FLORIDA
(904) 241-8550

IN WITNESS WHEREOF, WILLIAM G. SLAGLE, ATL COASTAL PROPERTIES, LLC, SOLE MEMBER HAS CAUSED THESE PRESENTS TO BE SIGNED
THIS _____ DAY OF _____ A.D., 2014.

WITNESS _____ BY: WILLIAM G. SLAGLE
PRINT NAME: WILLIAM G. SLAGLE
ATL COASTAL PROPERTIES, LLC
SOLE MEMBER
WITNESS _____
PRINT NAME: _____

STATE OF FLORIDA, COUNTY OF DUVAL
THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS _____ DAY OF _____ A.D., 2014, BY WILLIAM G. SLAGLE, ATL COASTAL PROPERTIES, LLC, SOLE MEMBER, WHO IS PERSONALLY KNOWN TO ME OR WHO HAS PRODUCED _____ AS IDENTIFICATION AND WHO DID (DID NOT) TAKE AN OATH.

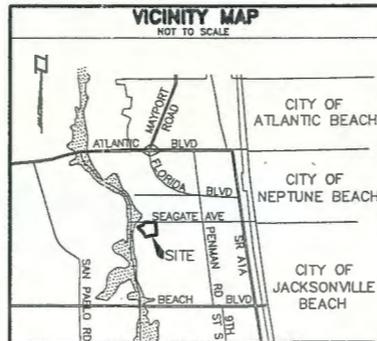
NOTARY PUBLIC, STATE OF FLORIDA AT LARGE
PRINT NAME: _____
COMMISSION NO.: _____
MY COMMISSION EXPIRES: _____

CONSENT AND SUBORDINATION BY MORTGAGEE
GAFFNEY LENDING, LLC, AS THE HOLDER OF A CERTAIN MORTGAGE ON THE LANDS DESCRIBED IN THE CAPTION HEREON, HEREBY JOINS IN AND CONSENTS TO THE FOREGOING ADOPTION AND DEDICATION.
IN WITNESS WHEREOF,
GAFFNEY LENDING, LLC, HAS CAUSED THESE PRESENTS TO BE SIGNED THIS _____ DAY OF _____ A.D., 2014.

WITNESS _____
PRINT NAME: _____
WITNESS _____ GAFFNEY LENDING, LLC
PRINT NAME: _____

STATE OF FLORIDA, COUNTY OF DUVAL
THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS _____ DAY OF _____ A.D., 2014 BY _____ OF GAFFNEY LENDING, LLC, WHO IS PERSONALLY KNOWN TO ME OR HAS PRODUCED _____ AS IDENTIFICATION AND WHO DID (DID NOT) TAKE AN OATH.

NOTARY PUBLIC, STATE OF FLORIDA AT LARGE
PRINT NAME: _____
COMMISSION NO.: _____
MY COMMISSION EXPIRES: _____



CLERKS CERTIFICATE

THIS IS TO CERTIFY THAT THIS PLAT HAS BEEN EXAMINED AND APPROVED, AND THAT IT COMPLIES IN FORM WITH THE REQUIREMENTS OF CHAPTER 177, FLORIDA STATUTES, AND SUBMITTED TO ME FOR RECORDING, AND IS RECORDED IN PLAT BOOK _____ OF THE CURRENT PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA, SIGNED THIS _____ DAY OF _____ A.D., 2014.

CLERK OF THE CIRCUIT COURT _____ DEPUTY CLERK _____

CITY OF JACKSONVILLE BEACH APPROVAL

EXAMINED AND APPROVED BY THE CITY COUNCIL OF JACKSONVILLE BEACH, THIS _____ DAY OF _____ A.D., 2014.

MAYOR _____ CLERK _____

PLAT CONFORMITY REVIEW

THIS PLAT HAS BEEN REVIEWED AND FOUND IN COMPLIANCE WITH PART 1, CHAPTER 177, FLORIDA STATUTES, THIS _____ DAY OF _____ A.D., 2014.

DOHN W. BOATWRIGHT, P.S.M.
PROFESSIONAL SURVEYOR AND MAPPER
FLA. LICENSE No. LS 3295

SURVEYORS CERTIFICATE

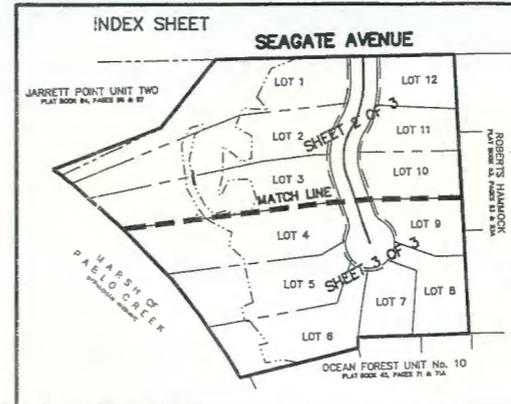
THIS IS TO CERTIFY THAT THE ABOVE PLAT IS A TRUE AND CORRECT REPRESENTATION OF THE LANDS SURVEYED, PLATTED AND DESCRIBED IN THE CAPTION, THAT THE SURVEY WAS PREPARED UNDER MY DIRECTION AND SUPERVISION, AND THAT THIS PLAT COMPLIES WITH ALL OF THE SURVEY REQUIREMENTS OF CHAPTER 177, PART 1, PLATING; THAT THE PERMANENT REFERENCE MONUMENTS HAVE BEEN PLACED AND PERMANENT CONTROL POINTS WILL BE PLACED ACCORDING TO THE LAWS OF THE STATE OF FLORIDA AND THE CITY OF JACKSONVILLE BEACH, FLORIDA, SIGNED AND SEALED THIS _____ DAY OF _____ A.D., 2014.

STEPHEN W. CREWS, P.S.M.
PROFESSIONAL SURVEYOR AND MAPPER
STATE OF FLORIDA LICENSE No. LS 5998
BOATWRIGHT LAND SURVEYORS, INC.
1500 ROBERTS DRIVE
JACKSONVILLE BEACH, FLORIDA 32250
LICENSED BUSINESS No. LS3572

RECEIVED

APR 18 2014

PLANNING & DEVELOPMENT



PRESERVE AT WATERWAY ISLAND

CITY OF JACKSONVILLE BEACH, FLORIDA

PLAT BOOK _____ PAGE _____
SHEET 2 OF 3

NOTES:

1. BEARINGS ARE BASED ON THE SOUTH RIGHT OF WAY LINE OF SEAGATE AVENUE BEING NORTH 88°53'45" EAST, PER PLAT OF ROBERTS HAMMOCK AS RECORDED IN PLAT BOOK 53, PAGES 23 AND 23A.

2. NOTICE: THIS PLAT, IN ITS GRAPHIC FORM, IS THE DEPICTION OF THE SUBDIVIDED LANDS DESCRIBED HEREIN AND WILL IN NO CIRCUMSTANCES BE SUPPLANTED IN AUTHORITY BY ANY OTHER GRAPHIC OR DIGITAL FORM OF THE PLAT.

3. THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.

4. ALL LOTS ARE SUBJECT TO AN EASEMENT FOR UNDER-GROUND ELECTRIC DISTRIBUTION LINES AND ABOVE GROUND APPURTENANCES OVER A 5 FOOT STRIP ADJACENT TO, PARALLEL, AND CONCENTRIC WITH THE ROAD RIGHT OF WAY DEDICATED BY THIS PLAT (DENOTED AS 5' B.E.S. ELECTRIC EASEMENT) UNLESS OTHERWISE STATED.

5. EASEMENTS DENOTED AS "5' B.E.S. ELECTRIC EASEMENT", AND WHERE SURFACE MOUNTED EQUIPMENT, FACILITIES, AND APPURTENANCES ARE PLACED SHALL REMAIN TOTALLY UNOBSTRUCTED IN COMPLIANCE WITH THE UTILITY'S REQUIREMENTS AND SPECIFICATIONS FOR EQUIPMENT CLEARANCES FROM SHRUBS, TREES, PLANTS, FENCES, ETC.

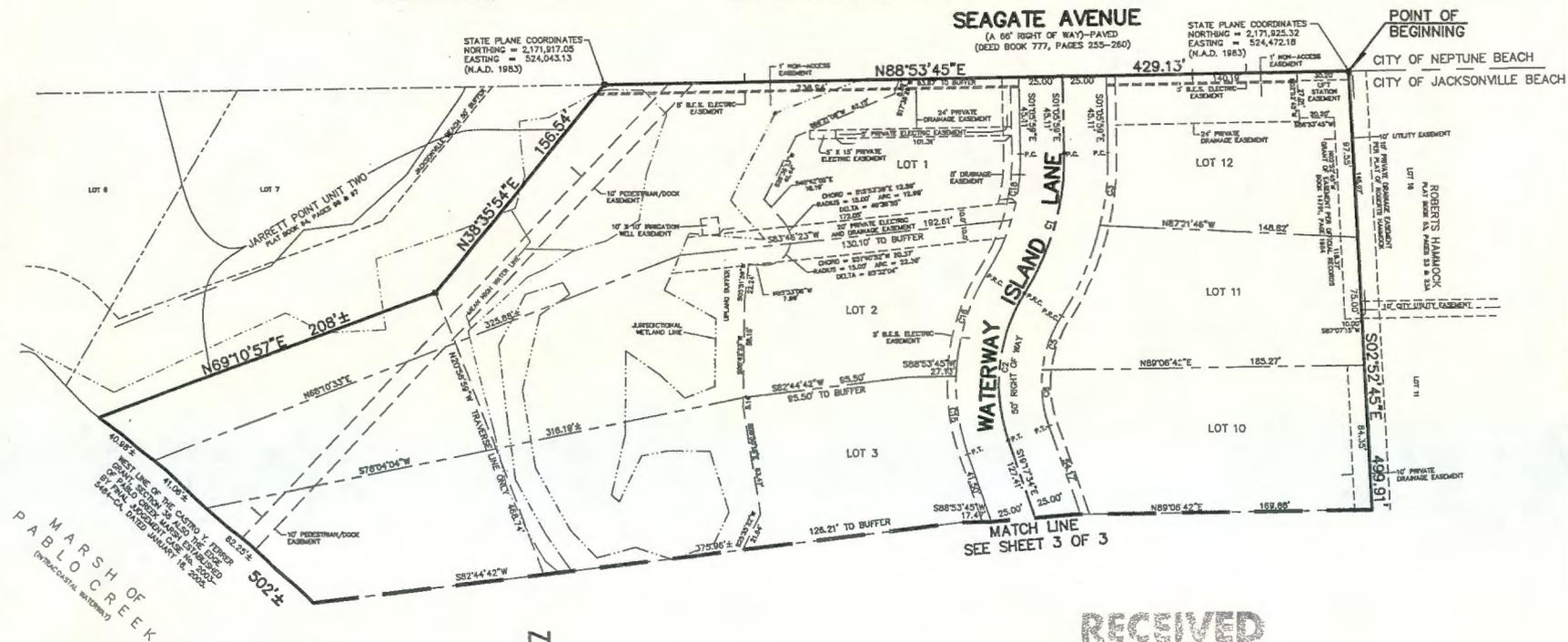
6. THERE IS A CONSERVATION - PROTECTED AREA ON THE WATERWARD SIDE OF LOTS 1 THROUGH 6. SEE THE LAND DEVELOPMENT CODE SECTION 34-469 FOR PERMISSIBLE ACTIVITIES.

7. THE PRESERVE AT WATERWAY ISLAND HOMEOWNERS ASSOCIATION WILL BE RESPONSIBLE FOR ALL STORM WATER AND DRAINAGE MAINTENANCE OUTSIDE OF THE BOUNDARIES OF THE CURBED STREET OF WATERWAY ISLAND LANE.

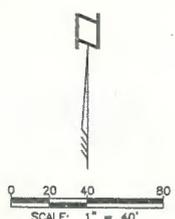
8. CURRENT LAW PROVIDES THAT NO CONSTRUCTION, FILLING, REMOVAL OF EARTH, CUTTING OF TREES OR OTHER PLANTS SHALL TAKE PLACE WATERWARD OF THE JURISDICTIONAL WETLANDS LINE AS DEPICTED ON THIS PLAT WITHOUT THE WRITTEN APPROVAL OF THE CITY OF JACKSONVILLE BEACH AND OTHER REGULATORY AGENCIES WITH JURISDICTION OVER SUCH WETLANDS. IT IS THE RESPONSIBILITY OF THE LOT OWNER, HIS AGENT AND THE ENTITY PERFORMING ANY ACTIVITY WITHIN THE WETLAND AREA TO ACQUIRE THE NECESSARY WRITTEN APPROVALS PRIOR TO THE BEGINNING OF ANY WORK. THIS WETLAND JURISDICTIONAL LINE MAY BE SUPERCEDED AND REDEFINED FROM TIME TO TIME BY THE APPROPRIATE GOVERNMENT AGENCIES.

LEGEND

- DENOTES PERMANENT REFERENCE MONUMENT, SET OR FOUND 4" X 4" X 24" CONCRETE MONUMENT, STAMPED LB 3672
- DENOTES PERMANENT REFERENCE MONUMENT, FOUND 4" X 4" CONCRETE MONUMENT, STAMPED LB 1674, LB 1048, OR UNREADABLE
- DENOTES PERMANENT CONTROL POINT
- DENOTES ANGLE POINT IN BUFFER LINE
- 5' B.E.S. ELECTRIC EASEMENT DENOTES 5' BEACHES ENERGY SERVICES ELECTRIC EASEMENT.
- P.C. DENOTES POINT OF CURVATURE.
- P.C.C. DENOTES POINT OF COMPOUND CURVATURE.
- P.R.C. DENOTES POINT OF REVERSE CURVATURE.
- P.T. DENOTES POINT OF TANGENCY.
- R.P. DENOTES RADIUS POINT.



CURVE TABLE					
CURVE	RADIUS	ARC	CHORD BEARING	CHORD DIST	DELTA
C1	150.00'	86.39'	S15°23'55"W	85.20'	32°58'49"
C2	100.00'	89.34'	S06°18'08"W	86.40'	51°11'24"
C3	175.00'	43.11'	S09°37'29"W	43.01'	14°06'57"
C4	175.00'	57.87'	S22°27'24"W	57.41'	18°34'52"
C5	75.00'	33.66'	S10°01'50"W	33.40'	22°43'41"
C6	75.00'	33.33'	S06°33'43"E	33.06'	29°27'43"
C15	125.00'	46.31'	S08°40'42"E	46.05'	21°34'44"
C16	125.00'	58.37'	S16°55'30"W	54.62'	29°37'40"
C17	125.00'	32.76'	S24°23'19"W	32.67'	19°01'03"
C18	125.00'	39.23'	S07°53'24"W	39.06'	17°58'46"



RECEIVED

APR 18 2014

PLANNING & DEVELOPMENT

PREPARED BY:
BOATWRIGHT LAND SURVEYORS, INC.
1500 ROBERTS BEACH DRIVE
JACKSONVILLE BEACH, FLORIDA
(904) 241-8550

PRESERVE AT WATERWAY ISLAND

CITY OF JACKSONVILLE BEACH, FLORIDA

PLAT BOOK PAGE
SHEET 3 OF 3

NOTES:

1. BEARINGS ARE BASED ON THE SOUTH RIGHT OF WAY LINE OF SEAGATE AVENUE BEING NORTH 88°53'45" EAST, PER PLAT OF ROBERTS HAMMOCK AS RECORDED IN PLAT BOOK 53, PAGES 23 AND 23A.
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3. THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.

4. ALL LOTS ARE SUBJECT TO AN EASEMENT FOR UNDERGROUND ELECTRIC DISTRIBUTION LINES AND ABOVE GROUND APPURTENANCES OVER A 5 FOOT STRIP ADJACENT TO, PARALLEL, AND CONCENTRIC WITH THE ROAD RIGHT OF WAY DEDICATED BY THIS PLAT (DENOTED AS 5' B.E.S. ELECTRIC EASEMENT) UNLESS OTHERWISE STATED.

5. EASEMENTS DENOTED AS "5' B.E.S. ELECTRIC EASEMENT", AND WHERE SURFACE MOUNTED EQUIPMENT, FACILITIES, AND APPURTENANCES ARE PLACED SHALL REMAIN TOTALLY UNOBSTRUCTED IN COMPLIANCE WITH THE UTILITY'S REQUIREMENTS AND SPECIFICATIONS FOR EQUIPMENT CLEARANCES FROM SHRUBS, TREES, PLANTS, FENCES, ETC.

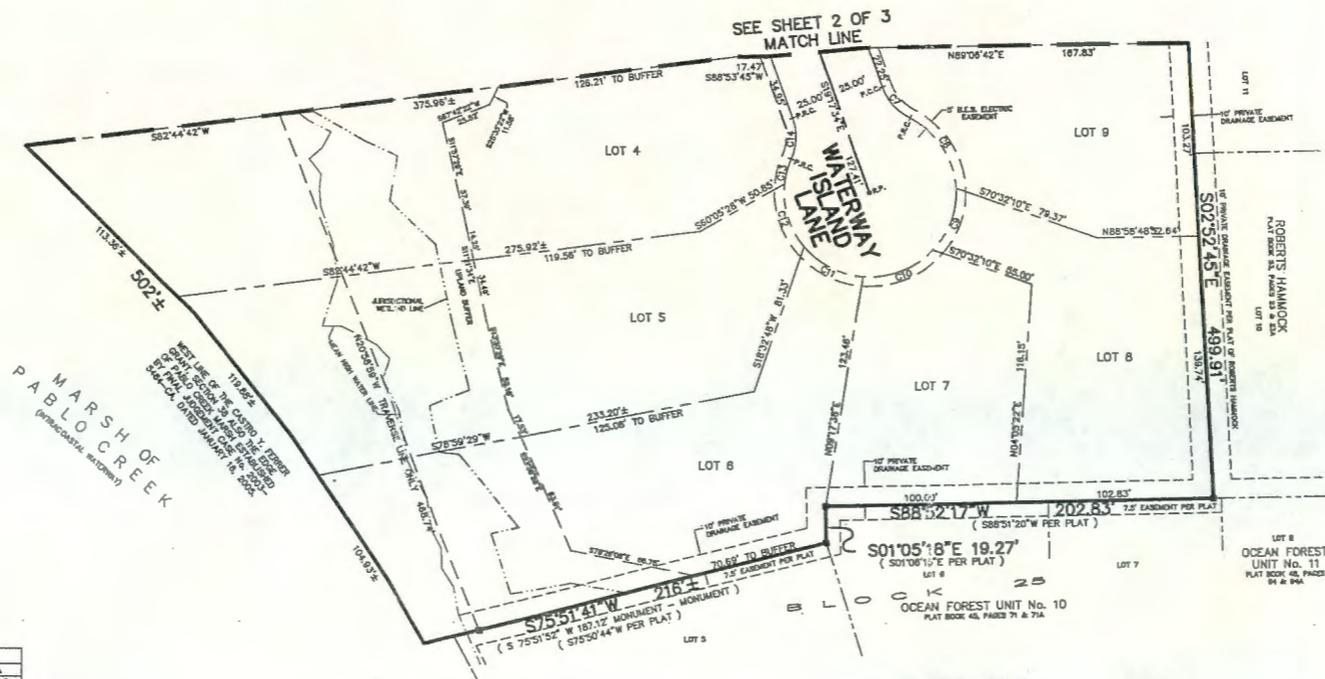
6. THERE IS A CONSERVATION - PROTECTED AREA ON THE WATERWARD SIDE OF LOTS 1 THROUGH 6. SEE THE LAND DEVELOPMENT CODE SECTION 34-469 FOR PERMISSIBLE ACTIVITIES.

7. THE PRESERVE AT WATERWAY ISLAND HOMEOWNERS ASSOCIATION WILL BE RESPONSIBLE FOR ALL STORM WATER AND DRAINAGE MAINTENANCE OUTSIDE OF THE BOUNDARIES OF THE CURBED STREET OF WATERWAY ISLAND LANE.

8. CURRENT LAW PROVIDES THAT NO CONSTRUCTION, FILLING, REMOVAL OF EARTH, CUTTING OF TREES OR OTHER PLANTS SHALL TAKE PLACE WATERWARD OF THE JURISDICTIONAL WETLANDS LINE AS DEPICTED ON THIS PLAT WITHOUT THE WRITTEN APPROVAL OF THE CITY OF JACKSONVILLE BEACH AND OTHER REGULATORY AGENCIES WITH JURISDICTION OVER SUCH WETLANDS. IT IS THE RESPONSIBILITY OF THE LOT OWNER, HIS AGENT AND THE ENTITY PERFORMING ANY ACTIVITY WITHIN THE WETLAND AREA TO ACQUIRE THE NECESSARY WRITTEN APPROVALS PRIOR TO THE BEGINNING OF ANY WORK. THIS WETLAND JURISDICTIONAL LINE MAY BE SUPERCEDED AND REDEFINED FROM TIME TO TIME BY THE APPROPRIATE GOVERNMENT AGENCIES.

LEGEND

- DENOTES PERMANENT REFERENCE MONUMENT, SET OR FOUND 4" X 4" X 24" CONCRETE MONUMENT, STAMPED LB 3572
- DENOTES PERMANENT REFERENCE MONUMENT, FOUND 4" X 4" CONCRETE MONUMENT, STAMPED LB 1074, LB 1048, OR UNREADABLE
- DENOTES PERMANENT CONTROL POINT
- DENOTES ANGLE POINT IN BUFFER LINE
- 5' B.E.S. ELECTRIC EASEMENT DENOTES 5' BEACHES ENERGY SERVICES ELECTRIC EASEMENT.
- P.C. DENOTES POINT OF CURVATURE.
- P.C.C. DENOTES POINT OF COMPOUND CURVATURE.
- P.R.C. DENOTES POINT OF REVERSE CURVATURE.
- P.T. DENOTES POINT OF TANGENCY.
- R.P. DENOTES RADIUS POINT.



CURVE TABLE					
CURVE	RADIUS	ARC	CHORD BEARING	CHORD DIST	DELTA
C2	100.00'	89.34'	S06°18'08"W	86.40'	91°11'24"
C7	30.00'	22.43'	S40°42'35"E	21.91'	42°50'00"
C8	45.00'	46.44'	S32°33'45"E	44.41'	58°07'39"
C9	45.00'	36.95'	S19°23'14"W	35.00'	42°46'19"
C10	45.00'	40.54'	S88°34'44"W	39.18'	31°36'40"
C11	45.00'	36.95'	N82°43'49"W	35.00'	45°48'15"
C12	45.00'	36.95'	N16°37'34"W	35.00'	45°46'15"
C13	45.00'	13.83'	N14°43'59"E	13.70'	17°30'53"
C14	30.00'	22.43'	N02°07'28"E	21.91'	42°50'00"

RECEIVED

APR 18 2014

PLANNING & DEVELOPMENT

PREPARED BY:
BOATWRIGHT LAND SURVEYORS, INC.
1500 ROBERTS DRIVE
JACKSONVILLE BEACH, FLORIDA
(904) 241-8550



MEMORANDUM

TO: George D. Forbes
City Manager

FROM: Roy Trotter *RT*
Director of Beaches Energy Services

DATE: April 22, 2014

RE: Award Bid #1314-06
Padmount Switchgear and Pole Mount Air Break Switches

ACTION REQUESTED:

Award Bid Number 1314-06 for the purchase of padmount switchgear and pole mounted air break switches.

BACKGROUND:

To enhance the reliability of electric service Beaches Energy Services utilizes equipment that allows field employees to isolate and reconfigure the distribution primary system through the operation of switches. In the event of a major circuit fault, Beaches Energy Services must have the ability to sectionalize the effected area, minimizing the number of customers out of service. These switches require an employee to be at the location and are manually operated. There are two types of switches; padmount switchgear for use in the underground system and pole mounted airbrake switches used in overhead applications.

This bid covered four (4) different configurations of pad mounted switchgear and one (1) configuration of a pole mounted air break switch stocked in the City Storeroom for Beaches Energy Services.

Purchasing and Procurement advertised the bid and mailed the bid package to twelve (12) potential bidders. Four (4) bidders responded.

Trayer Engineering Corporation was the lowest bidder on all four (4) pad mounted switchgear items. Stuart Irby was the lowest bidder on the pole mounted air break switch. Following are the bid responses.

Bid Item	GRESKO	HD Supply	Stuart Irby	TRAYER
----------	--------	-----------	-------------	--------

Pad Mount Switchgear:

1) Type 5: 600 Amp 1 way	\$ 20,268	\$ 20,268	No Bid	\$ 19,578
2) Type 9: 200 Amp 2 way	\$ 31,750	\$ 31,750	No Bid	\$ 30,632
3) Type 9: 200 Amp 1 way	\$ 30,822	\$ 30,822	No Bid	\$ 29,789
4) Type 11:600 Amp 1 way	\$ 30,822	\$ 30,822	No Bid	\$ 29,989

Pole Mount Air Break

Switch:

5) Air Break Switch	No Bid	\$ 8,692.34	\$ 8,326.00	No Bid
---------------------	--------	-------------	-------------	--------

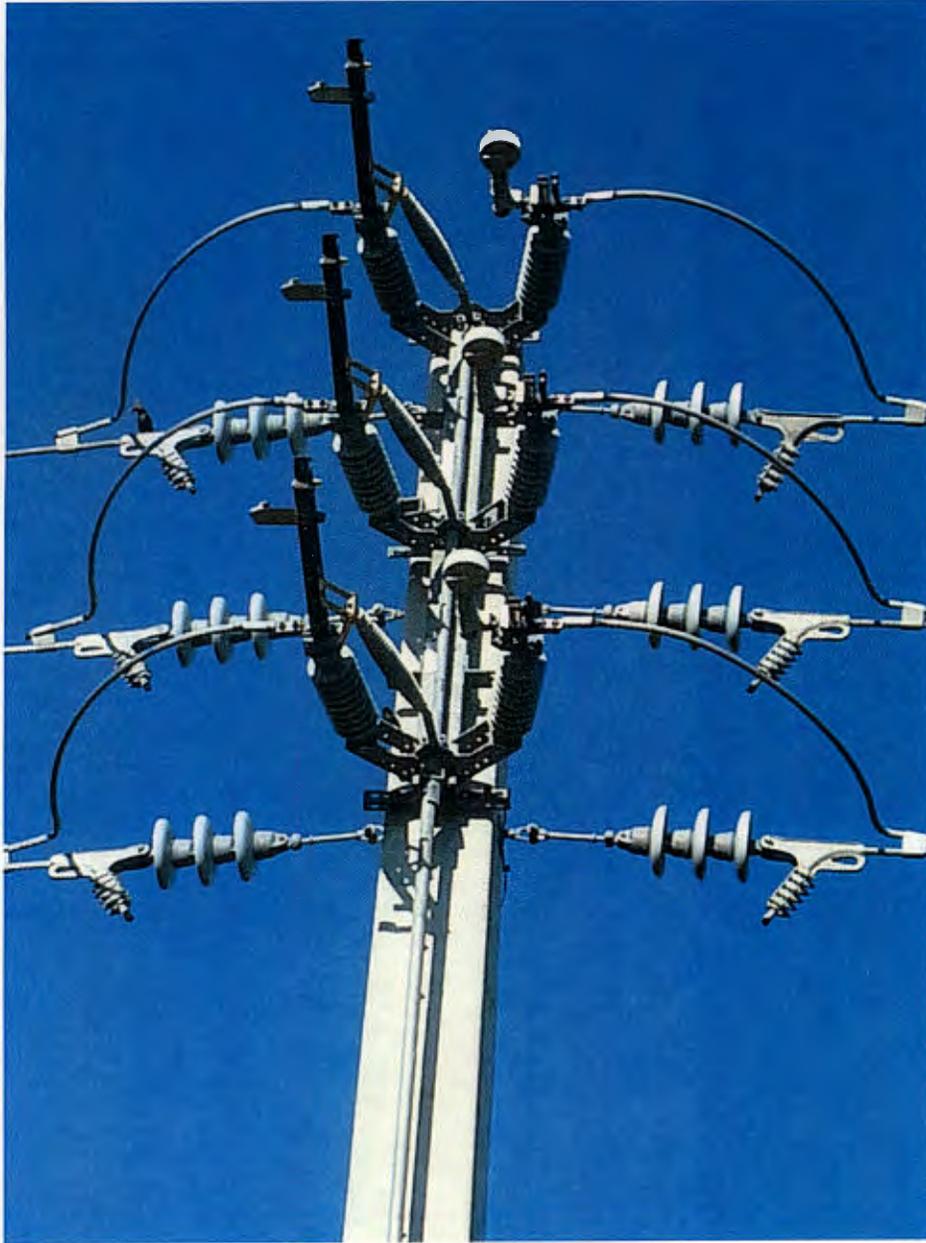
Based upon historical use and current level of development in the service area, Beaches Energy Services anticipates using one to two pad mounted switchgears and approximately ten pole mounted air break switches during FY 2014 at a total cost of approximately \$144,000. Funding for this project is budgeted in the Beaches Energy Services Capital Improvement Plan for FY 2014.

RECOMMENDATION:

Award Bid Number 1314-06 to Trayer Engineering Corporation for the purchase of padmounted switchgear (bid items 1 through 4) and to Stuart C. Irby for the purchase of pole mounted air break Switches (bid item 5).



Padmounted
Switchgear



Pole Mount
Air Break Switch



BEACHES | ENERGY
SERVICES

MEMORANDUM

TO: George D. Forbes
City Manager

FROM: Roy Trotter
Director of Beaches Energy Services

DATE: April 24, 2014

RE: Resolution #1932-2014 - Amending the Energy Efficiency and Customer Incentive Rebate Program

ACTION REQUESTED:

Approve Resolution 1932-2014 amending the Energy Efficiency and Customer Incentive Rebate Program.

BACKGROUND:

Since 2009, Beaches Energy Services has offered various energy efficiency rebates for our residential customers. The program offers financial incentives for customers to make energy saving improvements to their homes that are above those required by the building code. This program has been very popular with our customers and successful in reducing energy consumption and saving them money.

We are proposing to establish a commercial energy efficiency rebate for the replacement of lighting. Reducing consumption from lighting will have a significant impact on small or large commercial buildings. The lighting rebate will be \$150 per kw (kilowatt) that is reduced up to a maximum of \$2,500. To determine kw reduction, Beaches Energy's Conservation Specialist will review the retrofit/upgrade worksheet and perform an on-site energy evaluation.

In addition, under a newly revised State of Florida Building Code, one of our residential program initiatives, programmable thermostats, became a requirement when changing out HVAC systems. Since the State of Florida adopted the new mandatory building code requirement to include programmable thermostats, we are proposing to remove the programmable thermostat rebate.

George D. Forbes
April 24, 2014
Page 2

Resolution 1821-2009 established the Beaches Energy Services Energy Efficiency and Customer Incentive Rebate programs. We are proposing to establish a commercial lighting rebate program of up to a maximum \$2,500 credit per year for the retrofit/upgrade of existing lighting.

This new rebate will be paid from the Beaches Energy Services Energy Efficiency Rebate budget.

RECOMMENDATION:

Approve Resolution 1932-2014 amending the Energy Efficiency and Customer Incentive Rebate Program.

Introduced By: _____

Adopted: _____

RESOLUTION NO. 1932-2014

**A RESOLUTION AMENDING THE ENERGY EFFICIENCY
AND CUSTOMER INCENTIVE REBATE PROGRAM**

WHEREAS, Energy efficiency improvements lower energy usage, lower customer costs and protect the environment,

WHEREAS, Heating and cooling a home represents the most significant portion of its energy usage, and

WHEREAS, Beaches Energy Services wants to encourage customers to make energy efficiency improvements to their homes and business,

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH, AMEND RESOLUTION 1903-2012 AS FOLLOWS:

Section 1. Overview

Beaches Energy Services offers conditional rebates to qualifying customers as an incentive to install qualifying ENERGY STAR® equipment, insulation upgrades and commercial lighting (referred to “Qualifying Energy Efficient Equipment and Installations”). Customers benefit from Qualifying Energy Efficient Equipment and Installations through Beaches Energy Services bill savings and sound environmental stewardship. Beaches Energy Services benefits by reducing its peak demand and reliance on power production from fossil fuels.

Section 2. Program Eligibility Criteria and Requirements

The following criteria and requirements must be met for a customer to be deemed eligible for a rebate.

2.01. Eligible Participants: ~~Only residential retail~~Only electric customers of Beaches Energy Services may qualify for rebates.

2.02. Requirements:

- ~~Residential rebates~~Rebates are valid only on existing residential homes.
- ~~Residential rebates~~Rebates do not apply to new construction homes.
- Commercial rebates are valid only on existing commercial buildings.
- Commercial rebates do not apply to new construction buildings.
- The customer must receive retail electric service from Beaches Energy Services.
- The Qualifying Energy Efficient Equipment and Installations must be located on the customer’s premises.

2.03. Application:

- An application for a rebate must be completed by the customer and approved by Beaches Energy Services.
- Applications must be submitted to Beaches Energy Services within 60 days of purchase or installation.
- A copy of the required proof of purchase and/or installation by customer must be attached to the application. The proof of purchase and/or installation must include the customer name, address, and date of purchase or installation. Additional information specific to the type of rebate being sought may be required.

2.04. Additional Terms:

- Equipment must be installed in accordance with the manufacturer's recommendations.
- Equipment must be installed prior to issuance of a rebate.
- Onsite verification of installation may be required prior to issuing rebate.
- Beaches Energy Services reserves the right to withhold payment of any rebate until any identified problems with the application are resolved.
- Beaches Energy Services may terminate this rebate in whole or in part due to the customer's failure to fulfill the terms and conditions in this document.
- Beaches Energy Services may alter or cancel the rebate program at any time and without notice to customer.
- Rebates will not exceed customer's purchase or installation price.
- Rebates may take between 4-6 weeks for processing.
- Rebates will be issued in the form of a credit on one or more of customer's monthly electric bills.
- In the event that a qualifying customer is in default of any payment obligations to Beaches Energy Services, Beaches Energy Services may, at its sole discretion, apply the rebate as a credit against such default amounts.

2.05. Limit of Liability; Indemnification:

- In no way shall Beaches Energy Services be liable for, and Customer hereby agrees to indemnify, defend and hold harmless Beaches Energy Services, its subsidiaries or affiliates, and their respective employees, officers and directors, from and against any and all liability, loss, damage, cost or expense, including attorney's fees, that may be caused by, due to, occasioned by, or otherwise arising out of the installation, operation, mis-operation, or use of Customer's Qualifying Energy Efficient Equipment and Installations.
- Customer acknowledges and agrees that in no event shall any statement, representation, or lack thereof, either express or implied, by Beaches Energy Services, relieve the Customer of exclusive responsibility for the Customer's system. Specifically, Beaches Energy Services' approval of the rebate application, payment of the rebate, or any Beaches Energy Services inspection of the Qualifying Energy Efficient Equipment and Installations shall not be construed as confirming or endorsing the Equipment design or its operating or maintenance procedures nor as a warranty or guarantee as to the safety, reliability, or durability of the Qualifying Energy Efficient Equipment and Installations.

2.06. Qualifying Energy Efficient Rebates;

- ENERGY STAR® Air Conditioner / Heat Pump
- ~~ENERGY STAR® Programmable Thermostat~~
- Insulation Upgrade
- ENERGY STAR® Energy Star Solar Water Heater
- Window Tint / Solar Screen
- ~~Heat Pump Water Heater~~
- Commercial Lighting

Section 3. Specific Rebate Programs:

ENERGY STAR® Air Conditioner / Heat Pump Rebate Requirements:

Requirements:

- Valid only on existing residential homes.
- Unit must be ENERGY STAR® qualified SEER 14 and heat pumps must be HSPF 8.0 or greater.
- Unit must be ENERGY STAR® qualified SEER 15 or higher and heat pumps must be HSPF 8.2 or greater.
- The Qualifying Energy Efficient Equipment must be installed by an authorized State of Florida Certified Heating, Air Conditioning, Refrigeration and Ventilation (HARV) or mechanical contractor.
- The customer must provide the contractor's invoice or paid receipt, including the customer name, address of installation and date of sale. For air source heat pumps and air conditioners, a copy of the "Certificate of ARI Certified Performance" provided by the contractor will also be required.
- Onsite verification of installation may be required.

Rebate amount:

- 14 SEER 8.0 HSPF: **\$100**
- 15 SEER 8.2 HSPF: **\$300**

~~ENERGY STAR® Programmable Thermostat Rebate Requirements:~~

~~Requirements:~~

~~ENERGY STAR® Programmable Thermostat. If installed by the customer, a cutout section from the packaging showing the product name, description and ENERGY STAR® logo, along with a copy of the receipt must be submitted. If installed by a contractor, the installation details must be itemized on the invoice.~~

~~Onsite verification of installation may be required.~~

~~Rebate Amount: \$25~~

Insulation Upgrade Rebate Requirement:

Requirements:

- Valid only on existing residential air conditioned homes.
- Requirements: Minimum upgrade to R-19 insulation or higher (batting, blanket, board, sprayed-on or blown-in) in existing attic levels and/or minimum upgrade to R-11 insulation or higher (batting, blanket or board form) in existing raised flooring levels.
- Rebate only applies to insulation installed over or under conditioned space.
- May be installed by homeowner.
- Must be installed in accordance with the manufacturer's recommendations.
- Rebate form must be completed and submitted to Beaches Energy Services. If installed by the customer, proof of purchase must include a cutout section from each type of the insulation packaging showing the product name, R-rating and description along with a copy of the receipt. If installed by a contractor, proof of purchase must include installation details (depth, type, R-rating and density of insulation) itemized on the invoice.
- Limit 2,400 Sq. Ft. maximum per customer premise applicant and account.
- Limit one rebate per residential customer account.
- Onsite verification of installation may be required.

Rebate Amount: **\$0.125 per square foot up to a maximum of \$300.**

ENERGY STAR® Solar Water Heater Rebate Requirement:

Requirements:

- Valid only on existing residential homes.
- The solar water heater system ("the system") must be ENERGY STAR® rated solar domestic water heating equipment as certified by the Florida Solar Energy Center (FSEC). System performance must have current FSEC certification.
- The system must be installed, operated, and maintained in accordance with all applicable codes, laws, ordinances, and rules. All necessary permits must be obtained prior to installation.
- System must be installed by a Contractor currently certified to install solar water heaters by the Florida Department of Business and Professional Regulation Construction Industry Licensing Board.
- All solar water heater system components (i.e. collectors, valves, piping, tanks, pumps, insulation, controllers, etc.) must be new and must not have been previously placed in service in any other location for any other application. Rebuilt, refurbished, or relocated equipment is not eligible for a rebate.
- The primary purpose of the system must be to provide domestic hot water to the premises.
- The system must replace an electric hot water heater.
- The solar water heater system must be at least 80% shade free as calculated from the middle of the lowest edge of collector(s).

- All systems must be guaranteed against freeze damage.
- Collectors oriented East, West or flat mounted must be correctly sized using a correction factor formula.
- Ineligible Systems - Solar pool heating systems of all types, including spas, whether residential, commercial or institutional, are ineligible for a rebate. Additional solar thermal technologies such as solar heating, ventilation and air conditioning equipment are also excluded.
- Limit one rebate per residential customer account.
- Onsite verification of installation may be required.

Rebate Amount: **\$500 or the amount paid by the customer, whichever is less.**

Window Tint / Solar Screen Rebate Requirements:

Requirements:

- Valid only on existing residential homes.
- Shading Coefficient (SC) of film or screen must be 0.5 or less.
- If installed by the customer, a cutout section from the packaging showing the product name, shading coefficient and description along with a copy of the receipt must be submitted. If installed by a contractor, the installation details must be itemized on the invoice.
- Limit one rebate per residential customer account.
- Onsite verification of installation may be required.

Rebate Amount: **\$100 or the amount paid by the customer, whichever is less.**

Heat Pump Water Heater Rebate Requirements:

Requirements:

- Valid only on existing residential homes.
- Must be an Energy Star rated heat pump water heater.
- Make and model number must be on contractor's invoice.
- Receipt and Energy Star qualification are required to receive this rebate.
- Heat pump water heater must be installed, operated, and maintained in accordance with all applicable codes, laws, ordinances, and rules.
- All necessary permits must be obtained prior to installation.
- Beaches Energy Services reserves the right to inspect the heat pump water heater at any time to ensure that it is consistent with rebate requirements. On-site inspection may be required by Beaches Energy Services prior to issuance of rebate.
- Rebate form must be completed and submitted to Beaches Energy Services within 60 days of installation along with the copy of the contractor's invoice. The invoice must include customer name, address of installation and date of purchase or installation.
- Limit one rebate per residential customer.
- Rebate will not exceed purchase price.

Rebate Amount: **\$500 or the amount paid by the customer, whichever is less.**

Commercial Lighting Rebate Requirements:

Requirements:

- Valid only on existing commercial buildings.
- Must be a commercial customer of Beaches Energy Services.
- All work must be done by a licensed Florida contractor in accordance with the manufacturer's recommendations.
- All necessary permits must be obtained prior to installation.
- Prior to installation, a retrofit/upgrade worksheet and lighting analysis sheet must be completed and reviewed by Beaches Energy Services Conservation Specialist for approval.
- Rebate form must be completed and submitted to Beaches Energy Services.
- Beaches Energy Services reserves the right to inspect the retrofit/upgrade to ensure specific requirements are met. On-site inspection may be required by Beaches Energy Services prior to issuance of the rebate.
- Lighting rebate will be applied to the commercial customer's Beaches Energy account providing the retrofit/upgrade meets all requirements established in the commercial lighting rebate program.
- Rebate amount will not exceed purchase price.

Rebate Amount: \$150 per reduced kw up to a maximum of \$2,500 or the amount paid by the customer, whichever is less.

RESOLUTION NO. 1932-2014

**A RESOLUTION AMENDING THE ENERGY EFFICIENCY
AND CUSTOMER INCENTIVE REBATE PROGRAM**

WHEREAS, Energy efficiency improvements lower energy usage, lower customer costs and protect the environment,

WHEREAS, Heating and cooling a home represents the most significant portion of its energy usage, and

WHEREAS, Beaches Energy Services wants to encourage customers to make energy efficiency improvements to their homes and business,

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH, AMEND RESOLUTION 1903-2012 AS FOLLOWS:

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- Commercial rebates are valid only on existing commercial buildings.
- Commercial rebates do not apply to new construction buildings.
- The customer must receive retail electric service from Beaches Energy Services.

- The Qualifying Energy Efficient Equipment and Installations must be located on the customer's premises.

2.03. Application:

- An application for a rebate must be completed by the customer and approved by Beaches Energy Services.
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- Beaches Energy Services may terminate this rebate in whole or in part due to the customer's failure to fulfill the terms and conditions in this document.
- Beaches Energy Services may alter or cancel the rebate program at any time and without notice to customer.
- Rebates will not exceed customer's purchase or installation price.
- Rebates may take between 4-6 weeks for processing.
- Rebates will be issued in the form of a credit on one or more of customer's monthly electric bills.
- In the event that a qualifying customer is in default of any payment obligations to Beaches Energy Services, Beaches Energy Services may, at its sole discretion, apply the rebate as a credit against such default amounts.

2.05. Limit of Liability; Indemnification:

- In no way shall Beaches Energy Services be liable for, and Customer hereby agrees to indemnify, defend and hold harmless Beaches Energy Services, its subsidiaries or affiliates, and their respective employees, officers and directors, from and against any and all liability, loss, damage, cost or expense, including attorney's fees, that may be caused by, due to, occasioned by, or otherwise arising out of the installation, operation, mis-operation, or use of Customer's Qualifying Energy Efficient Equipment and Installations.
- Customer acknowledges and agrees that in no event shall any statement, representation, or lack thereof, either express or implied, by Beaches Energy Services, relieve the Customer of exclusive responsibility for the Customer's system. Specifically, Beaches Energy Services' approval of the rebate application, payment of the rebate, or any Beaches Energy Services inspection of the Qualifying Energy Efficient Equipment and Installations shall not be construed as confirming or endorsing the Equipment design or its operating or maintenance procedures nor as a

warranty or guarantee as to the safety, reliability, or durability of the Qualifying Energy Efficient Equipment and Installations.

2.06. Qualifying Energy Efficient Rebates;

- ENERGY STAR[®] Air Conditioner / Heat Pump
- Insulation Upgrade
- ENERGY STAR[®] Solar Water Heater
- Window Tint / Solar Screen
- Heat Pump Water Heater
- Commercial Lighting

Section 3. Specific Rebate Programs:

ENERGY STAR[®] Air Conditioner / Heat Pump Rebate Requirements:

Requirements:

- Valid only on existing residential homes.
- Unit must be ENERGY STAR[®] qualified SEER 14 and heat pumps must be HSPF 8.0 or greater.
- Unit must be ENERGY STAR[®] qualified SEER 15 or higher and heat pumps must be HSPF 8.2 or greater.
- The Qualifying Energy Efficient Equipment must be installed by an authorized State of Florida Certified Heating, Air Conditioning, Refrigeration and Ventilation (HARV) or mechanical contractor.
- The customer must provide the contractor's invoice or paid receipt, including the customer name, address of installation and date of sale. For air source heat pumps and air conditioners, a copy of the "Certificate of ARI Certified Performance" provided by the contractor will also be required.
- Onsite verification of installation may be required.

Rebate amount:

- 14 SEER 8.0 HSPF: **\$100**
- 15 SEER 8.2 HSPF: **\$300**

Insulation Upgrade Rebate Requirement:

Requirements:

- Valid only on existing residential homes.
- Requirements: Minimum upgrade to R-19 insulation or higher (batting, blanket, board, sprayed-on or blown-in) in existing attic levels and/or minimum upgrade to R-11 insulation or higher (batting, blanket or board form) in existing raised flooring levels.
- Rebate only applies to insulation installed over or under conditioned space.
- May be installed by homeowner.
- Must be installed in accordance with the manufacturer's recommendations.
- Rebate form must be completed and submitted to Beaches Energy Services. If installed by the customer, proof of purchase must include a cutout section from each

type of the insulation packaging showing the product name, R-rating and description along with a copy of the receipt. If installed by a contractor, proof of purchase must include installation details (depth, type, R-rating and density of insulation) itemized on the invoice.

- Limit 2,400 Sq. Ft. maximum per customer premise applicant and account.
- Limit one rebate per residential customer account.
- Onsite verification of installation may be required.

Rebate Amount: **\$0.125 per square foot up to a maximum of \$300.**

ENERGY STAR® Solar Water Heater Rebate Requirement:

Requirements:

- Valid only on existing residential homes.
- The solar water heater system (“the system”) must be ENERGY STAR® rated solar domestic water heating equipment as certified by the Florida Solar Energy Center (FSEC). System performance must have current FSEC certification.
- The system must be installed, operated, and maintained in accordance with all applicable codes, laws, ordinances, and rules. All necessary permits must be obtained prior to installation.
- System must be installed by a Contractor currently certified to install solar water heaters by the Florida Department of Business and Professional Regulation Construction Industry Licensing Board.
- All solar water heater system components (i.e. collectors, valves, piping, tanks, pumps, insulation, controllers, etc.) must be new and must not have been previously placed in service in any other location for any other application. Rebuilt, refurbished, or relocated equipment is not eligible for a rebate.
- The primary purpose of the system must be to provide domestic hot water to the premises.
- The system must replace an electric hot water heater.
- The solar water heater system must be at least 80% shade free as calculated from the middle of the lowest edge of collector(s).
- All systems must be guaranteed against freeze damage.
- Collectors oriented East, West or flat mounted must be correctly sized using a correction factor formula.
- Ineligible Systems - Solar pool heating systems of all types, including spas, whether residential, commercial or institutional, are ineligible for a rebate. Additional solar thermal technologies such as solar heating, ventilation and air conditioning equipment are also excluded.
- Limit one rebate per residential customer account.
- Onsite verification of installation may be required.

Rebate Amount: **\$500 or the amount paid by the customer, whichever is less.**

Window Tint / Solar Screen Rebate Requirements:

Requirements:

- Valid only on existing residential homes.
- Shading Coefficient (SC) of film or screen must be 0.5 or less.
- If installed by the customer, a cutout section from the packaging showing the product name, shading coefficient and description along with a copy of the receipt must be submitted. If installed by a contractor, the installation details must be itemized on the invoice.
- Limit one rebate per residential customer account.
- Onsite verification of installation may be required.

Rebate Amount: \$100 or the amount paid by the customer, whichever is less.

Heat Pump Water Heater Rebate Requirements:

Requirements:

- Valid only on existing residential homes.
- Must be an Energy Star rated heat pump water heater.
- Make and model number must be on contractor's invoice.
- Receipt and Energy Star qualification are required to receive this rebate.
- Heat pump water heater must be installed, operated, and maintained in accordance with all applicable codes, laws, ordinances, and rules.
- All necessary permits must be obtained prior to installation.
- Beaches Energy Services reserves the right to inspect the heat pump water heater at any time to ensure that it is consistent with rebate requirements. On-site inspection may be required by Beaches Energy Services prior to issuance of rebate.
- Rebate form must be completed and submitted to Beaches Energy Services within 60 days of installation along with the copy of the contractor's invoice. The invoice must include customer name, address of installation and date of purchase or installation.
- Limit one rebate per residential customer.
- Rebate will not exceed purchase price.

Rebate Amount: \$500 or the amount paid by the customer, whichever is less.

Commercial Lighting Rebate Requirements:

Requirements:

- **Valid only on existing commercial buildings.**
- **Must be a commercial customer of Beaches Energy Services.**
- **All work must be done by a licensed Florida contractor in accordance with the manufacturer's recommendations.**
- **All necessary permits must be obtained prior to installation.**

- **Prior to installation, a retrofit/upgrade worksheet and lighting analysis sheet must be completed and reviewed by Beaches Energy Services Conservation Specialist for approval.**
- **Rebate form must be completed and submitted to Beaches Energy Services.**
- **Beaches Energy Services reserves the right to inspect the retrofit/upgrade to ensure specific requirements are met. On-site inspection may be required by Beaches Energy Services prior to issuance of the rebate.**
- **Lighting rebate will be applied to the commercial customer's Beaches Energy account providing the retrofit/upgrade meets all requirements established in the commercial lighting rebate program.**
- **Rebate amount will not exceed purchase price.**

Rebate Amount: \$150 per reduced kw up to a maximum of \$2,500 or the amount paid by the customer, whichever is less.

SECTION 4. This Resolution shall take effect upon its passage.

AUTHENTICATED THIS 5th DAY OF May, 2014.

William C. Latham, MAYOR

Nancy J. Pyatte, ASSISTANT CITY CLERK

City of Jacksonville Beach

City Hall

11 North Third Street

Jacksonville Beach

FL 32250

[Phone] 904.247.6231

[Fax] 904.247.6107

[E-Mail

Planning@jaxbchfl.net]

www.jacksonvillebeach.org



MEMORANDUM

To: George D. Forbes, City Manager

From: William C. Mann, Senior Planner 

Re: Ordinance No.2014-8052, amending Chapter 21, Section 21-53 of the Code of Ordinances to extend the permissible times for firewood sales each year.

Date: April 14, 2014

ACTION REQUESTED:

Adoption of the attached Ordinance, No. 2014-8052, Amending Chapter 21, Section 21-53 of the Code of Ordinances to extend the permissible times for firewood sales each year.

BACKGROUND:

Following the discussion of certain proposed sign amendments at a workshop held following the Monday, April 7, 2014 City Council meeting, a discussion ensued concerning the regulation of firewood sales in the city. Specifically, the question was posed if the allowable sales times each year could be extended, to help those businesses that leased their business sites.

Firewood sales are classified as a seasonal sales activity, and are regulated in Chapter 21 of the Code of Ordinances. Per Code Section 21-53, Firewood businesses are currently allowed to operate from the Saturday preceding Thanksgiving each year until March 1 of the following year. Following the discussion on the issue at the workshop, it was recommended to extend the **allowable firewood sales dates from October 15 through March 15 annually**, effectively adding five to six weeks to the allowable sales time for firewood.

RECOMMENDATION:

Adopt Ordinance No. 2014-8052, amending Chapter 21, Section 21-53 'Duration of Seasonal Sales Activities' of the Code of Ordinances of Jacksonville Beach to extend the permissible times for the sale of firewood.

Introduced By: Councilmember Tom Taylor

1st Reading: April 21, 2014

2nd Reading: _____

ORDINANCE NO. 2014-8052

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JACKSONVILLE BEACH, FLORIDA BY AMENDING ARTICLE IV, SECTION 21-53. 'DURATION OF SALES ACTIVITIES' OF CHAPTER 21 PEDDLERS AND SOLICITORS, TO MODIFY THE PERMISSIBLE DATES FOR FIREWOOD SALES; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR CODIFICATION AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Jacksonville Beach, Florida wishes to extend the permissible time period for retail firewood sales within the city, as provided for in said City's Code of Ordinances;

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

SECTION 1. That Chapter 21 Peddlers and Solicitors, Article IV. Seasonal Sales, Section 21-53. Duration of Seasonal Sales Activities of the Code of Ordinances of the City of Jacksonville Beach, Florida is amended, and as amended, shall henceforth read as follows:

Sec. 21-53. Duration of Seasonal Sales Activities.

The sale of fireworks and pumpkins shall be permitted each year for a period not to exceed thirty-one (31) calendar days prior to July 4 and October 31, respectively. The sale of Christmas trees shall be permitted each year from the period beginning on the Saturday preceding Thanksgiving Day and ending on midnight of December 24th. The sale of firewood shall be permitted each year from the period beginning ~~on the Saturday preceding Thanksgiving Day~~ October 15 and ending on March 15, of the following year.

SECTION 2. All ordinances or part of ordinances in conflict herewith are hereby repealed.

SECTION 3. Codification of this ordinance in the City Code of Ordinances is hereby authorized and directed.

SECTION 4. This ordinance shall take effect upon its passage and publication as required by law.

AUTHENTICATED THIS _____ DAY OF _____, A. D., 2014.

William C. Latham, MAYOR

Judy L. Bullock, CITY CLERK

City of

Jacksonville Beach

City Hall

11 North Third Street

Jacksonville Beach

FL 32250

Phone: 904.247.6231

Fax: 904.247.6107

Planning@jaxbchfl.net

www.jacksonvillebeach.org

MEMORANDUM

To: George D. Forbes, City Manager

From: William C. Mann, Senior Planner 

Re: Ordinance No. 2014-8053, amending the text of the Land Development Code (LDC) by adding 'Physical fitness facilities' to the list of permitted uses in the *Commercial service: CS* zoning district.

Date: April 21, 2014

ACTION REQUESTED:

Adoption of Ordinance No. 2014-8053, amending the Land Development Code to add 'Physical fitness facilities' to the list of permitted uses in the *Commercial service: CS* zoning district. (Applicant - Hank Woodburn, owner of 510 Shetter Ave.)

BACKGROUND:

The applicant owns a commercial property on the southwest corner of Shetter Avenue and 5th Street South. The property is in use as a garden and home products center, and the applicant would like to lease space in one of his existing buildings to a yoga instructor. Staff informed him that yoga studios were classified as physical fitness facilities, and as such, were not permitted uses in the *Commercial service: CS* zoning district that his property was located in. He has therefore applied to add 'Physical fitness facilities' to the list of permitted CS district uses.

The CS district is located south of Beach Boulevard, generally between 5th and 10th Streets and Shetter Avenue and 1st Avenue South. This district serves as a transitional zone between the commercial uses on Beach Boulevard and the multifamily residential neighborhoods to the south.

A map of the CS district and a list of currently permitted uses in the CS district are included with the proposed ordinance. Staff has reviewed the range of uses



currently permitted in the CS district, and the addition of physical fitness facilities should not adversely impact those uses or the transitional function of the CS district in general. Physical fitness facilities are currently permitted in the *Commercial general: C-2* district that lies across Shetter Avenue to the north, and also in the *Central Business District: CBD*, *Commercial limited: C-1*, and *Industrial: I-1* districts, indicative of the general compatibility of this type of use with a wide range of other business and commercial uses.

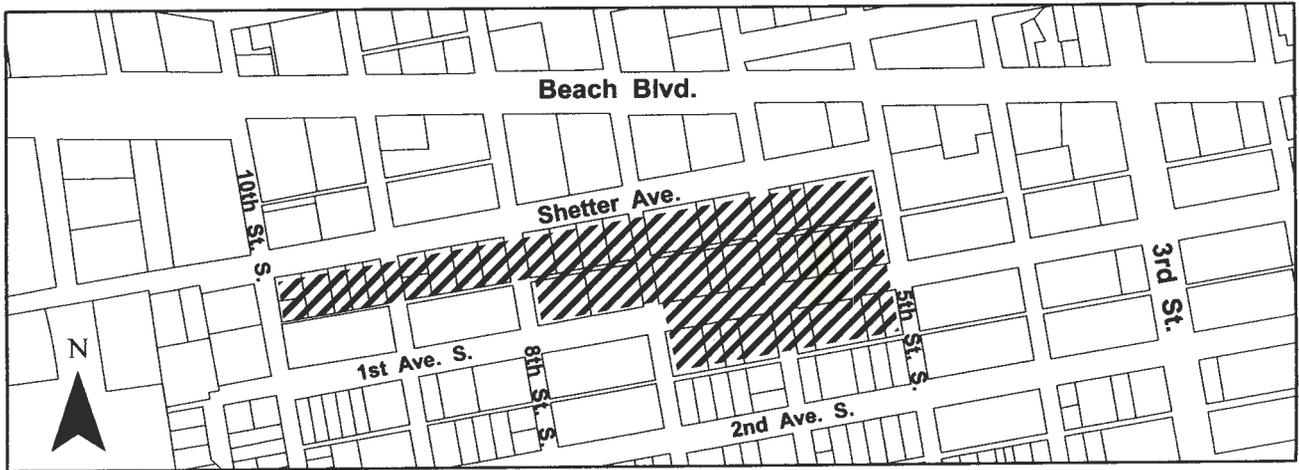
The proposed text amendment is not inconsistent with relevant Comprehensive Plan policies for the *Commercial Service (CS)* Future Land Use category, and it is compatible with the existing uses in the CS zoning district. This amendment should not impact property values for other CS or adjacent district uses. This amendment would not cause additional demand for public facilities over that of other permitted CS uses.

The Planning Commission conducted a public hearing on this proposed Land Development Code text amendment on April 14, 2014 and recommended its approval by City Council.

RECOMMENDATION:

Adopt Ordinance No. 2014-8053, amending the text of the Land Development Code to add 'Physical fitness facilities' to the list of permitted uses in the Commercial service: CS zoning district.

CS Zoning District



Introduced by: _____
1st Reading: _____
2nd Reading: _____

ORDINANCE NO. 2014-8053

AN ORDINANCE TO AMEND AN ORDINANCE ENACTING AND ESTABLISHING A COMPREHENSIVE LAND DEVELOPMENT REGULATION AND OFFICIAL ZONING MAP FOR THE INCORPORATED AREA OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, AS AUTHORIZED BY CHAPTER 163.3202, FLORIDA STATUTES, BY AMENDING ARTICLE VII. ZONING DISTRICTS, DIVISION 2, SECTION 34-344. COMMERCIAL SERVICE: CS, PARAGRAPH (b) *PERMITTED USES* TO ADD "PHYSICAL FITNESS FACILITIES" TO THE LIST OF PERMITTED USES IN THE COMMERCIAL SERVICE: CS ZONING DISTRICT; TO REPEAL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND FOR OTHER PURPOSES:

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

SECTION 1. That Division 2, Section 34-344. Commercial Service: CS, Paragraph (b) *Permitted uses* of Article VII. Zoning Districts of the Comprehensive Land Development Regulation of the City of Jacksonville Beach, Florida, is hereby amended by adding a new Subparagraph (21), as follows:

Sec 34-344 Commercial service: CS

(b) *Permitted Uses*

(21) Physical fitness facilities

SECTION 2. That all ordinances or parts of ordinances in conflict with this ordinance are, to the extent that the same may conflict, hereby repealed.

SECTION 3. That this ordinance shall take effect upon its adoption by the City Council.

AUTHENTICATED THIS ___th DAY OF _____, A.D., 2014.

William C. Latham, Mayor

Judy Bullock, City Clerk

Sec. 34-344. Commercial service: CS.

(a) *Purpose.* The commercial service (CS) zoning district is intended to implement the mixed land use district in the comprehensive plan. It is intended to apply to areas appropriate for general commercial use, wholesale trade and storage, and limited light industrial uses.

(b) *Permitted uses.* The following uses, not to exceed fifty thousand (50,000) square feet in gross floor area for single or multiple use buildings or developments, are permitted as of right in the CS zoning district. Buildings or developments containing single or multiple uses listed herein and which exceed fifty thousand (50,000) square feet in gross floor area shall only be approved pursuant to section 34-348 planned unit development: PUD district standards and procedures.

- (1) Ornamental floraculture and nurseries.
- (2) Veterinary services and kennels; provided animals are housed in enclosed, soundproof buildings.
- (3) Lawn, garden and tree services.
- (4) Building contractors and subcontractors.
- (5) Manufacturing establishments as follows: Bakery products, wood cabinet, jewelry, newspaper printing and publishing, and commercial printing.
- (6) Boat building and repairing.
- (7) General warehousing and storage.
- (8) Communications and utility services.
- (9) Wholesale trade establishments as follows: Motor vehicle supplies and parts; lumber and construction materials; other durable goods, except scrap and waste materials; paper and paper products, drugs, drug propieties and druggists' sundries, apparel, piece goods and notions; beer, wine and distilled alcoholic beverages; and flowers, nursery stock and florists supplies.
- (10) Retail trade establishments as follows: Building materials, hardware and garden supplies; motor vehicle dealers; auto and home supply stores; gasoline service stations; boat, recreational vehicle and motorcycle dealers; home furniture, furnishing and equipment stores; fuel dealers; and florists.
- (11) Laundry, cleaning and garment services.
- (12) Business service establishments as follows: Building services; medical and other equipment rental and leasing; and computer programming, data processing and other computer services.
- (13) Automotive rental and leasing, repair shops, or carwashes.
- (14) Electrical, watch, clock, jewelry, upholstery, furniture, and miscellaneous repair shops and related services.
- (15) Medical and dental laboratories.
- (16) Child day care services.
- (17) Adult day care services.
- (18) Civic, social and fraternal associations.
- (19) Government use.
- (20) Mobile food vendors in accordance with the provisions of Section 12-33 *Mobile Food Vending* of Chapter 12 *Food and Food Products* of this Code of Ordinances.