

Jay G. Foy, Mayor  
James E. Woods, Vice Mayor  
Jerry E. Beavers, Council Member  
Lawrence Gordon, Council Member  
Mark C. Uptegraph, Council Member  
John Fenn Foster, Town Attorney  
Janice C. Rutan, Town Administrator



**TOWN COUNCIL REGULAR MEETING**  
**Town Hall Council Chambers**  
**Thursday ~ August 23, 2012**  
**7:00 p.m.**  
**REVISED AGENDA**

- I. CALL TO ORDER**
- II. INVOCATION AND PLEDGE OF ALLEGIANCE**
- III. ROLL CALL**
- IV. APPROVAL OF AGENDA**
- V. APPROVAL OF THE CONSENT AGENDA**
- VI. PROCLAMATIONS AND PRESENTATIONS**
- VII. COMMENTS FROM THE PUBLIC**
- VIII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE**
- IX. SECOND READINGS AND PUBLIC HEARINGS**

**PUBLIC HEARING TO INCREASE THE NON-AD VALOREM SPECIAL ASSESSMENT TO FUND SOLID WASTE COLLECTION AND DISPOSAL SERVICES**

**a. RESOLUTION NO. 2012-05**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, LEVYING A NON-AD VALOREM SPECIAL ASSESSMENT FOR RESIDENTIAL PROPERTIES LYING WITHIN THE MUNICIPAL BOUNDARIES OF THE TOWN OF HAVERHILL AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO, TO FUND SOLID WASTE COLLECTION AND DISPOSAL AND RELATED CHARGES WITHIN THE TOWN, COLLECTING SUCH PURSUANT TO THE UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENTS,; APPROVING, CONFIRMING, AND ADOPTING THE NON-AD VALOREM ASSESSMENT ROLL, INCORPORATED HEREIN AS EXHIBIT "B"; PROVIDING THAT SUCH ASSESSMENTS SHALL CONSTITUTE LEGAL, VALID, AND BINDING FIRST LIENS UPON PROPERTY AGAINST WHICH ASSESSMENTS ARE MADE UNTIL PAID; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**ORDINANCES ON 2<sup>ND</sup> READING:**

**a. ORDINANCE NO. 408**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 54, SUBDIVISIONS, BY AMENDING SECTION 54-16 BY DELETING THE APPLICABILITY OF VARIATIONS TO MATTERS IN CHAPTER 58, ZONING; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AUTHORITY TO CODIFY; PROVIDING FOR AN EFFECTIVE DATE.**

**b. ORDINANCE NO. 409**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING THE DEFINITION OF PAIN MANAGEMENT CLINICS IN SECTION 58-8, DEFINITIONS; AND AMENDING SECTION 58-333 TO CLARIFY THAT DISTANCE IS MEASURED IN A STRAIGHT LINE AND THAT THE REGULATIONS GOVERNING PAIN MANAGEMENT CLINICS ARE SUBJECT TO THE VARIANCE PROVISIONS OF SECTION 58-56; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**c. ORDINANCE NO. 410**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING SECTION 14-2 OF CHAPTER 14, BUILDINGS AND BUILDING REGULATIONS, AND CREATING A NEW SECTION 58-334 OF CHAPTER 58, ZONING, OF THE CODE OF ORDINANCES FOR THE TOWN OF HAVERHILL, BY PROVIDING THAT A BUILDING PERMIT MAY NOT ISSUE OR APPLICATION FOR VARIANCE, REZONING, CHANGE IN LAND USE, SPECIAL EXCEPTION, SITE PLAN APPROVAL BE PROCESSED SO LONG AS AN OUTSTANDING CODE ENFORCEMENT VIOLATION REMAINS ON THE PROPERTY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**d. ORDINANCE NO. 411**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING THE DEFINITION OF ADULT ENTERTAINMENT ESTABLISHMENT IN SECTION 58-8, DEFINITIONS, TO ADD CUSTOMER OR PATRON RELATIVE TO CERTAIN ACTIVITIES; AND CREATING A NEW SECTION 58-335 TO ADDRESS DISTANCE RESTRICTIONS FOR SUCH ESTABLISHMENTS, MEASUREMENT CRITERIA, AND REQUIRED DISTANCES BETWEEN SCHOOLS, PARKS AND BUSINESSES SERVING ALCOHOLIC BEVERAGES; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**e. ORDINANCE NO. 412**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING SECTION 14-4 OF CHAPTER 14, BUILDING AND BUILDING REGULATIONS TO PROVIDE THAT SWIMMING POOLS AND SPAS AND BARRIER REQUIREMENTS SHALL BE GOVERNED BY THE PROVISIONS OF THE FLORIDA BUILDING CODE, AS AMENDED, AND DELETING SECTION 58-320, SWIMMING POOLS – ENCLOSURES; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**f. ORDINANCE NO. 413**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING SECTION 46-28 OF CHAPTER 46, SIGNS, TO DELETE THE SIGN PERMIT FEE SCHEDULE AND ADD LANGUAGE THAT THE PERMIT FEES SHALL BE AS SET FORTH IN THE TOWN PERMIT FEE SCHEDULE; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**g. ORDINANCE NO. 414**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING THE DEFINITION OF BUILDING, BUILDING COVERAGE AND DRIVEWAY IN SECTION 58-8, DEFINITIONS; AND DELETING THE DEFINITION OF STRUCTURE; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**h. ORDINANCE NO. 415**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING SECTION 58-103 TO CLARIFY THAT THE TOWN COUNCIL'S ABILITY TO CHANGE PROPERTY TO A MORE RESTRICTIVE ZONING OR LAND USE APPLIES TO CASES WHERE A VARIANCE OR SPECIAL EXCEPTION MAY EXPIRE OR BE OTHERWISE TERMINATED; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**i. ORDINANCE NO. 416**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING SECTION 58-391 TO CLARIFY THAT EXISTING PROPERTIES MAY NOT REDUCE THEIR CURRENT TREE SHRUB AND/OR SOD PLANTINGS BELOW WHAT IS REQUIRED IN SECTION 58-411, AND CANNOT FURTHER REDUCE SUCH PLANTINGS IF THE PLANTINGS DO NOT COMPLY WITH 58-411; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**j. ORDINANCE NO. 417**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING SECTION 58-417(b)(8) TO CLARIFY THAT THE PROHIBITION AGAINST BLOWING GRASS CLIPPINGS INTO DRAINAGE FACILITIES DOES NOT APPLY TO GRASS SWALE AREAS; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE**

**k. ORDINANCE NO. 418**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING SECTION 58-575 TO CLARIFY THAT PLACES OF WORSHIP MUST HAVE ACCESS OFF OF HAVERHILL ROAD OR BELVEDERE ROAD AND MAY NOT HAVE ACCESS OFF OF OTHER TOWN ROADS, AND PROVIDED THAT THE TOWN COUNCIL MAY REQUIRE A LARGER LANDSCAPE BUFFER THAN REQUIRED UNDER THE LANDSCAPE CODE; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE**

**X. REPORTS:**

**Town Attorney**

**Mayor**

**Consultants**

**Town Administrator**

**XI. Committee/Delegate Report**

**XII. Treasurer's Report (included in packet)**

**XIII. UNFINISHED BUSINESS**

**XIV. NEW BUSINESS**

**XV. ADJOURNMENT**

Notice: If any person decides to appeal any decision of the Town Council at this meeting, he/she will need a record of the proceedings and for this purpose; he/she needs to ensure that a verbatim record of the proceedings is made. The record must include the testimony and evidence upon which the appeal is to be based, pursuant to F.S. 286.0105. The Town of Haverhill does not prepare nor provide such verbatim record.

In accordance with the provisions of the American with disabilities Act (ADA), this document can be made available in an alternate format (large print) upon request. Special accommodations can be provided upon request with three (3) days advance notice of any meeting, by contacting Janice C. Rutan, Town Administrator at the Haverhill Town Hall, 4585 Charlotte Street, Haverhill, Florida. Phone Number (561) 689-0370 Facsimile Number (561) 689-4317

**TOWN COUNCIL REGULAR MEETING**  
**Town Hall Council Chambers**  
**Thursday ~ August 23, 2012**  
**7:00 p.m.**  
**OFFICIAL MINUTES**

Pursuant to the foregoing notice, the regular meeting of the Haverhill Town Council was held on Thursday, August 23, 2012 at the Town Hall, 4585 Charlotte Street, Haverhill. Those present were Jay G. Foy, Mayor; James E. Woods, Vice Mayor; Lawrence Gordon, Council Member and Mark C. Uptegraph, Council Member. Also present were Town Attorney Lawrence Fuchs, and Town Administrator, Janice C. Rutan.

**CALL TO ORDER**

Mayor Foy called the meeting to order at 7:00 p.m.

**INVOCATION AND PLEDGE OF ALLEGIANCE**

Mayor Foy offered the Invocation and led the Pledge of Allegiance.

**ROLL CALL**

The Town Administrator recorded all members present except Council Member Beavers who was attending annual the League of Cities conference.

**APPROVAL OF AGENDA**

There being no substitutions, additions or deletions, the agenda stood as presented.

**APPROVAL OF THE CONSENT AGENDA**

None

**PROCLAMATIONS AND PRESENTATIONS**

None

**COMMENTS FROM THE PUBLIC**

None

**COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE**

Palm Beach County Sheriff's office addressed the Town Council and commented that the Sheriff's Department presence was working well to deter crime within the Town. It was reported that there had been an attempted burglary in Briarwood on August 5<sup>th</sup>, there had been a break in to a vehicle on Stratford and a suspicious incident on Club Road. The Town Council expressed their appreciation to the Sheriff's office.

**SECOND READINGS AND PUBLIC HEARINGS**

**PUBLIC HEARING TO INCREASE THE NON-AD VALOREM SPECIAL  
ASSESSMENT TO FUND SOLID WASTE COLLECTION AND DISPOSAL  
SERVICES**

**a. RESOLUTION NO. 2012-05**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF  
HAVERHILL, FLORIDA, LEVYING A NON-AD VALOREM SPECIAL  
ASSESSMENT FOR RESIDENTIAL PROPERTIES LYING WITHIN THE  
MUNICIPAL BOUNDARIES OF THE TOWN OF HAVERHILL AS MORE  
PARTICULARLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO,  
TO FUND SOLID WASTE COLLECTION AND DISPOSAL AND  
RELATED CHARGES WITHIN THE TOWN, COLLECTING SUCH  
PURSUANT TO THE UNIFORM METHOD FOR THE LEVY,  
COLLECTION AND ENFORCEMENT OF NON-AD VALOREM**

**ASSESSMENTS; APPROVING, CONFIRMING, AND ADOPTING THE NON-AD VALOREM ASSESSMENT ROLL, INCORPORATED HEREIN AS EXHIBIT "B"; PROVIDING THAT SUCH ASSESSMENTS SHALL CONSTITUTE LEGAL, VALID, AND BINDING FIRST LIENS UPON PROPERTY AGAINST WHICH ASSESSMENTS ARE MADE UNTIL PAID; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**The title was read by Attorney Fuchs. A motion was then made by Vice-Mayor Woods, seconded by Council Member Gordon and unanimously passed (4-0) to approve Resolution No. 2012-05.**

**ORDINANCES ON 2<sup>ND</sup> READING:**

**a. ORDINANCE NO. 408**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 54, SUBDIVISIONS, BY AMENDING SECTION 54-16 BY DELETING THE APPLICABILITY OF VARIATIONS TO MATTERS IN CHAPTER 58, ZONING; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AUTHORITY TO CODIFY; PROVIDING FOR AN EFFECTIVE DATE.**

**Attorney Fuchs read Ordinance No. 408 by caption-only. A motion was then made by Vice-Mayor Woods, seconded by Council Member Gordon and unanimously passed (4-0) to approve Ordinance No. 408.**

**b. ORDINANCE NO. 409**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING THE DEFINITION OF PAIN MANAGEMENT CLINICS IN SECTION 58-8, DEFINITIONS; AND AMENDING SECTION 58-333 TO CLARIFY THAT DISTANCE IS MEASURED IN A STRAIGHT LINE AND THAT THE REGULATIONS GOVERNING PAIN MANAGEMENT CLINICS ARE SUBJECT TO THE VARIANCE PROVISIONS OF SECTION 58-56; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**Attorney Fuchs read Ordinance No. 409 by caption-only. A motion was then made by Vice-Mayor Woods, seconded by Council Member Gordon and unanimously passed (4-0) to approve Ordinance No. 409.**

**c. ORDINANCE NO. 410**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING SECTION 14-2 OF CHAPTER 14, BUILDINGS AND BUILDING REGULATIONS, AND CREATING A NEW SECTION 58-334 OF CHAPTER 58, ZONING, OF THE CODE OF ORDINANCES FOR THE TOWN OF HAVERHILL, BY PROVIDING THAT A BUILDING PERMIT MAY NOT ISSUE OR AND APPLICATION FOR VARIANCE, REZONING, CHANGE IN LAND USE, SPECIAL EXCEPTION, SITE PLAN APPROVAL BE PROCESSED SO LONG AS AN OUTSTANDING CODE ENFORCEMENT VIOLATION REMAINS ON THE PROPERTY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**Attorney Fuchs read Ordinance No. 410 by caption-only. A motion was then made by Vice-Mayor Woods, seconded by Council Member Uptegraph and unanimously passed (4-0) to approve Ordinance No. 410.**

**d. ORDINANCE NO. 411**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING THE DEFINITION OF ADULT ENTERTAINMENT ESTABLISHMENT IN SECTION 58-8, DEFINITIONS, TO ADD CUSTOMER OR PATRON RELATIVE TO CERTAIN ACTIVITIES; AND CREATING A NEW SECTION 58-335 TO ADDRESS DISTANCE RESTRICTIONS FOR SUCH ESTABLISHMENTS, MEASUREMENT CRITERIA, AND REQUIRED DISTANCES BETWEEN SCHOOLS, PARKS AND BUSINESSES SERVING ALCOHOLIC BEVERAGES; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**Attorney Fuchs read Ordinance No. 411 by caption-only. A motion was then made by Vice-Mayor Woods, seconded by Council Member Uptegraph and unanimously passed (4-0) to approve Ordinance No. 411.**

**e. ORDINANCE NO. 412**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING SECTION 14-4 OF CHAPTER 14, BUILDING AND BUILDING REGULATIONS TO PROVIDE THAT SWIMMING POOLS AND SPAS AND BARRIER REQUIREMENTS SHALL BE GOVERNED BY THE PROVISIONS OF THE FLORIDA BUILDING CODE, AS AMENDED, AND DELETING SECTION 58-320, SWIMMING POOLS – ENCLOSURES; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**Attorney Fuchs read Ordinance No. 412 by caption-only. A motion was then made by Vice-Mayor Woods, seconded by Council Member Gordon and unanimously passed (4-0) to approve Ordinance No. 412.**

**f. ORDINANCE NO. 413**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING SECTION 46-28 OF CHAPTER 46, SIGNS, TO DELETE THE SIGN PERMIT FEE SCHEDULE AND ADD LANGUAGE THAT THE PERMIT FEES SHALL BE AS SET FORTH IN THE TOWN PERMIT FEE SCHEDULE; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**Attorney Fuchs read Ordinance No. 413 by caption-only. A motion was then made by Vice-Mayor Woods, seconded by Council Member Gordon and unanimously passed (4-0) to approve Ordinance No. 413.**

**g. ORDINANCE NO. 414**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING THE DEFINITION OF BUILDING, BUILDING COVERAGE AND DRIVEWAY IN SECTION 58-8, DEFINITIONS; AND DELETING THE DEFINITION OF STRUCTURE; PROVIDING FOR REPEAL OF LAWS IN CONFLICT;**

**PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**Attorney Fuchs read Ordinance No. 414 by caption-only. A motion was then made by Vice-Mayor Woods, seconded by Council Member Gordon and unanimously passed (4-0) to approve Ordinance No. 414.**

**h. ORDINANCE NO. 415**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING SECTION 58-103 TO CLARIFY THAT THE TOWN COUNCIL'S ABILITY TO CHANGE PROPERTY TO A MORE RESTRICTIVE ZONING OR LAND USE APPLIES TO CASES WHERE A VARIANCE OR SPECIAL EXCEPTION MAY EXPIRE OR BE OTHERWISE TERMINATED; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**Attorney Fuchs read Ordinance No. 415 by caption-only. A motion was then made by Vice-Mayor Woods, seconded by Council Member Uptegraph and unanimously passed (4-0) to approve Ordinance No. 415.**

**i. ORDINANCE NO. 416**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING SECTION 58-391 TO CLARIFY THAT EXISTING PROPERTIES MAY NOT REDUCE THEIR CURRENT TREE SHRUB AND/OR SOD PLANTINGS BELOW WHAT IS REQUIRED IN SECTION 58-411, AND CANNOT FURTHER REDUCE SUCH PLANTINGS IF THE PLANTINGS DO NOT COMPLY WITH 58-411; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE.**

**Attorney Fuchs read Ordinance No. 416 by caption-only. A motion was then made by Vice-Mayor Woods, seconded by Council Member Uptegraph and unanimously passed (4-0) to approve Ordinance No. 416.**

**j. ORDINANCE NO. 417**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING SECTION 58-417(b)(8) TO CLARIFY THAT THE PROHIBITION AGAINST BLOWING GRASS CLIPPINGS INTO DRAINAGE FACILITIES DOES NOT APPLY TO GRASS SWALE AREAS; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN EFFECTIVE DATE**

**Attorney Fuchs read Ordinance No. 417 by caption-only. A motion was then made by Vice-Mayor Woods, seconded by Council Member Uptegraph and unanimously passed (4-0) to approve Ordinance No. 417.**

**k. ORDINANCE NO. 418**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 58, ZONING, BY AMENDING SECTION 58-575 TO CLARIFY THAT PLACES OF WORSHIP MUST HAVE ACCESS OFF OF HAVERHILL ROAD OR BELVEDERE ROAD AND MAY NOT HAVE ACCESS OFF OF OTHER TOWN ROADS, AND PROVIDED THAT THE TOWN COUNCIL MAY REQUIRE A LARGER LANDSCAPE BUFFER THAN REQUIRED UNDER**

**THE LANDSCAPE CODE; PROVIDING FOR REPEAL OF LAWS IN CONFLICT;  
PROVIDING FOR SEVERABILITY AND AUTHORITY TO CODIFY, AND AN  
EFFECTIVE DATE**

**Attorney Fuchs read Ordinance No. 418 by caption-only. A motion was then made by Vice-Mayor Woods, seconded by Council Member Uptegraph and unanimously passed (4-0) to approve Ordinance No. 418.**

**REPORTS:**

**Town Attorney**

None

**Mayor**

Mayor Foy reported that a meeting had been scheduled between the Town and Commissioner Burdick to discuss the Town's concerns regarding Belvedere Road. The Town Attorney, Traffic Engineer and Town Administrator would be joining the Mayor at the meeting. The County Traffic Engineer, George Webb would also be at the meeting.

**Consultants**

**Town Administrator**

In response to Vice Mayor Woods recommendation that minimum acreage be required for a place of worship within the Town, the Town Administrator presented Council with a formula prepared by the Town Planner highlighting the size of a building permitted on a 1 acre lot once setbacks, buffers, parking requirements, etc. were met. It was decided further discussion would continue at the next meeting of the Code and Ordinance Committee.

The Town Administrator reported that Sunset Isles had brought in the first sets of house plans for permitting.

**Committee/Delegate Report**

None.

**Treasurer's Report**

Included in packet

**UNFINISHED BUSINESS**

None

**NEW BUSINESS**

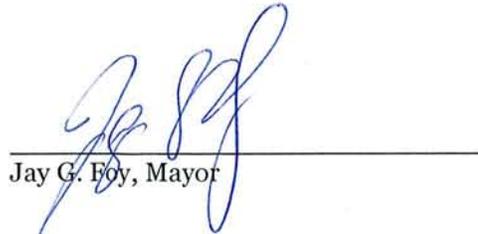
None

**ADJOURNMENT**

**With no further business to come before the Town Council, the meeting adjourned at 7: 20 p.m.**

**Approved:** September 27, 2012

  
Janice C. Rutan, Town Administrator

  
Jay G. Foy, Mayor