



AGENDA

Lake Park Town Commission
Town of Lake Park, Florida
Regular Commission Meeting
Wednesday, October 15, 2008,
Immediately following the
Special Call CRA Board Meeting,
Lake Park Town Hall
535 Park Avenue

Desca DuBois	—	Mayor
Edward Daly	—	Vice-Mayor
G. Chuck Balius	—	Commissioner
Jeff Carey	—	Commissioner
Patricia Osterman	—	Commissioner
.....		
Maria V. Davis	—	Town Manager
Thomas J. Baird, Esq.	—	Town Attorney
Vivian Mendez Lemley	—	Town Clerk

PLEASE TAKE NOTICE AND BE ADVISED, that if any interested person desires to appeal any decision of the Town Commission, with respect to any matter considered at this meeting, such interested person will need a record of the proceedings, and for such purpose, 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. *Persons with disabilities requiring accommodations in order to participate in the meeting should contact the Town Clerk's office by calling 881-3311 at least 48 hours in advance to request accommodations.*

- A. **CALL TO ORDER**
- B. **INVOCATION**
- C. **PLEDGE OF ALLEGIANCE**
- D. **ROLL CALL**
- E. **ADDITIONS/DELETIONS - APPROVAL OF AGENDA**
- F. **PRESENTATION:**
**County Charter Amendment Question on the November Ballot Presentation
by James Titcomb Executive Director of the PBC League of Cities, Inc.**
- G. **PUBLIC and OTHER COMMENT**
**This time is provided for audience members to address items that do not appear on the
Agenda. Please complete a comment card and provide it to the Town Clerk so speakers**

may be announced. Please remember, comments are limited to a TOTAL of three minutes.

H. COMMISSIONER COMMENTS, TOWN ATTORNEY, TOWN MANAGER:

I. CONSENT AGENDA: All matters listed under this item are considered routine and action will be taken by one motion. There will be no separate discussion of these items unless a Commissioner or person so requests, in which event the item will be removed from the general order of business and considered in its normal sequence on the Agenda. Any person wishing to speak on an Agenda item is asked to complete a public comment card located in the rear of the Chambers and give it to the Town Clerk. Cards must be submitted before the item is discussed.

For Approval:

1. Regular Commission Meeting Minutes of October 1, 2008 Tab 1
2. Purchase a Navistar 10 Cubic Yard Dump Truck Utilizing the Florida Sheriff's Association Bid Award #08-16-0908 Tab 2
3. Purchase One (1) Sanitation Commercial Front Loader Utilizing the Florida Sheriff's Association Bid #08-16-0908 Tab 3
4. Resolution No. 60-10-08 Motor Vehicle Policy Tab 4

J. QUASI-JUDICIAL HEARING

RESOLUTION(S):

5. RESOLUTION NO. 59-10-08 Special Exception for a Marine Repair Use
A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, APPROVING A SPECIAL EXCEPTION FOR A MARINE REPAIR USE, SUBJECT TO CONDITIONS OF APPROVAL, ON A 0.034 ACRE PARCEL OF PROPERTY , OWNED BY ENZO GIORDANO ENTERPRISES WHOSE ADDRESS IS 1365 NORTH KILLIAN DRIVE, SUITE B; AND PROVIDING FOR AN EFFECTIVE DATE. Tab 5

K. PUBLIC HEARING(S)

ORDINANCE ON SECOND READING:

6. ORDINANCE NO. 04-2008 Evaluation and Appraisal Report-Based Amendment the Comprehensive Plan
AN ORDINANCE OF THE TOWN OF LAKE PARK, FLORIDA, ADOPTING THE EVALUATION AND APPRAISAL REPORT-BASED AMENDMENTS TO THE COMPREHENSIVE PLAN; AUTHORIZING TRANSMITTAL TO REVIEW AGENCIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. Tab 6

7. ORDINANCE NO. 10-2008 Business Tax

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, REPEALING ORDINANCE 22-2007 AS RECENTLY CODIFIED IN CHAPTER 28 AT SECTION 28-51 OF THE TOWN CODE WHICH INCREASED THE ANNUAL BUSINESS TAX BY 25% FOR THE BUSINESSES

LISTED IN ORDINANCE 22-2007; PROVIDING FOR THE REPEAL OF SECTION 28-43 ENTITLED "SELF-CLASSIFICATION OF BUSINESS MERCHANT"; PROVIDING FOR THE AMENDMENT OF SECTION 28-45, ENTITLED "ADDITIONAL TAX BASED ON MERCHANDISE STOCK;" PROVIDING FOR THE AMENDMENT SECTION 28-51 ENTITLED "SCHEDULE OF TAXES AND REGULATIONS" TO INCREASE THE ANNUAL BUSINESS TAX CHARGED BY THE TOWN FOR THOSE CLASSIFICATIONS OF BUSINESSES, OCCUPATIONS, AND PROFESSIONS AS THEY EXISTED PRIOR TO THE ADOPTION OF ORDINANCE 22-2007 BY 5% PURSUANT TO SECTION 205.0535, FLA. STAT. (2007); PROVIDING FOR THE AMENDMENT OF THAT PORTION OF SECTION 28-51 REQUIRING ALL BUSINESSES CLASSIFIED AS MERCHANTS TO PAY AN INVENTORY TAX ON ALL STOCK OF MERCHANDISE; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE. Tab7

ORDINANCE ON FIRST READING:

8. ORDINANCE NO. 18-2008 20-Year Water Supply Work Plan Tab8
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, PROVIDING FOR THE ADOPTION OF A 20-YEAR WATER SUPPLY WORK PLAN PURSUANT TO SUB-SECTION 163.3177(6)(c), *FLORIDA STATUTES*; PROVIDING FOR THE ADOPTION OF AMENDMENTS TO THE TOWN'S COMPREHENSIVE PLAN TO IMPLEMENT THE WATER SUPPLY PLAN; PROVIDING FOR ADOPTION OF POLICIES WITHIN THE COMPREHENSIVE PLAN CONCERNING INTERGOVERNMENTAL COORDINATION OF THE WATER SUPPLY PLAN WITH ADJACENT LOCAL GOVERNMENTS; PROVIDING FOR TRANSMITTAL TO THE STATE LAND PLANNING AGENCY; PROVIDING THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

L. **DISCUSSION AND POSSIBLE ACTION:**

9. A Presentation by Mr. Wayne Creber regarding the potential development of lands owned by Mr. Creber and South Florida Yachts that abut the Marina. Tab 9
10. Bert Bostrom Park Ball Field Fence Tab 10

M. **ADJOURNMENT:**

Presentation

**Town of Lake Park Town Commission
Agenda Request Form**

Meeting Date: **October 15, 2008** Agenda Item No. *Presentation*

- | | |
|------------------------------------------------------|-----------------------------------------|
| <input checked="" type="checkbox"/> PRESENTATION | <input type="checkbox"/> RESOLUTION |
| <input type="checkbox"/> ORDINANCE ON SECOND READING | <input type="checkbox"/> DISCUSSION |
| <input type="checkbox"/> ORDINANCE ON FIRST READING | <input type="checkbox"/> BID/RFP AWARD |
| <input type="checkbox"/> GENERAL APPROVAL OF ITEM | <input type="checkbox"/> CONSENT AGENDA |

SUBJECT: County Charter Amendment Question on the November Ballot Presentation

RECOMMENDED MOTION/ACTION: This item is for information purposes only no action will be necessary.

Approved by Town Manager *H. J. Davis* Date: *10/6/08*
Vernon M. Lemley *10/3/08*
 Name/Title Date of Actual Submittal

Originating Department: Town Clerk	Costs: \$ 0.00 Funding Source: Acct. #	Attachments: Let Us Vote Presentation
Department Review: <input type="checkbox"/> Attorney _____ <input type="checkbox"/> Community Development _____ <input type="checkbox"/> Finance _____ <input type="checkbox"/> Fire Dept _____	<input type="checkbox"/> Grants _____ <input type="checkbox"/> Human Resources _____ <input type="checkbox"/> Library _____ <input type="checkbox"/> Marina _____ <input type="checkbox"/> PBSO _____	<input type="checkbox"/> Public Works _____ <input type="checkbox"/> Recreation _____ <input checked="" type="checkbox"/> Town Clerk <i>VML</i> <input type="checkbox"/> Town Manager _____
Advertised: Date: _____ Paper: _____ <input type="checkbox"/> Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ OR Not applicable in this case <i>n/a</i> Please initial one.

Summary Explanation/Background: On November 4th Palm Beach voters will consider a proposed Charter Amendment on Home Rule. The text of the County Question "Requires both County and Municipal approval of charter amendments affecting municipal power or function". James Titcomb of the Palm Beach County League of Cities will explain what the amendment will mean as it relates to Lake Park.

September 25, 2008

Dear Friends and Neighbors,

We strive to keep our voter's informed on issues important to the city and to provide our citizens with current and accurate information regarding City affairs.

On November 4, 2008 Palm Beach voters will consider a proposed Charter Amendment on Home Rule. The text of the County Question is included here:

Ballot Title

REQUIRE BOTH COUNTY AND MUNICIPAL APPROVAL OF CHARTER AMENDMENTS AFFECTING MUNICIPAL POWER OR FUNCTION

Ballot Language

Shall the Palm Beach County Charter be amended to have charter amendments that are approved by a majority of Palm Beach County voters take effect in a municipality only if the amendment is also approved by a majority of voters in that municipality, when the proposed amendment transfers or limits a municipal service, function, power or authority.

Yes
 No

This is a complicated issue and it is important that residents understand the impact of the change before casting their votes. We are interested in sharing information with your group. To that end, city officials and staff are available to visit your organization to share information about the County Charter Question and its importance to the city.

To schedule a speaker, contact **XXXXX** at (561) **XXX-XXXX**. And for more information on the County Charter Question visit www.letusvote.info. We look forward to hearing from you.

Sincerely,

XXXXXXXXXXXX

Let Us Vote



Local Voters Making Local Decisions



The County Question...



This November's County Question will ensure that an individual town or City's residents will set their local standards.



The Charter is the “Constitution” of the County and is currently amended only through countywide vote.



The County Question will require that any changes in a City's powers, functions, services or authority *ALSO* be approved by that City's voters.



It doesn't take anything away from those who live in unincorporated parts of Palm Beach.

It simply expands some voting rights and increases local decision making.



**It is an additional voting right that
municipal voters already have in
other parts of the state.**



Questions & Answers

What changes if this passes?

Voters countywide would no longer be able to change city rules without the approval of that city's voters. Local communities would have greater say in their local decision making. This amendment protects residents against changes to their city services or regulatory authority against their wishes.

How would this affect individual cities?

This change would allow voters to set unique community standards that protect the "personality" of their community. Examples of community standards include sign ordinances, green space, public safety standards and building appearance rules.

What about unincorporated voters?

Nothing changes for them. Charter Changes affecting rules in unincorporated parts of the county would still be decided by countywide vote.

Does it make cities more powerful?

No. This change doesn't give any additional power to City Hall. It doesn't give any additional power to City Commissions or Councils either. It's simply an additional voting right for the people. It allows city residents to have a greater say in their community's standards.

How would the elections work?

First – remember that this only affects Charter changes that alter municipal power and it doesn't involve any extra elections. It's simple, everyone goes to the polls and we count the votes countywide. If the change passes countywide, we count the same votes but this time we do it within each municipality. The altered powers are adopted everywhere the voters agreed to them.

What will it cost?

Nothing. It doesn't involve any extra levels of government or any extra costs.



Vote YES on Tuesday November 4th!

PALM BEACH COUNTY - QUESTION

REQUIRE BOTH COUNTY AND MUNICIPAL APPROVAL OF CHARTER AMENDMENTS
AFFECTING MUNICIPAL POWER OR FUNCTION

Shall the Palm Beach County Charter be amended to have charter amendments that are approved by a majority of Palm Beach County voters take effect in a municipality, only if the amendment is also approved by a majority of voters in that municipality, when the proposed amendment transfers or limits a municipal service, function, power or authority?

YES

NO

For the full language of the Proposed Charter Change please visit www.letusvote.info



**Local Voters
Making
Local Decisions...**

**Let Us
Vote**

**That's what
Election Day is all about!**

VOTE YES ON THE COUNTY QUESTION

Let Us Vote Political Committee

PO Box 3286

Palm Beach, Florida 33480

www.letusvote.info

Pd Pol. Adv. Paid for and approved by the Let Us Vote Political Committee, PO Box 3286, Palm Beach, Florida 33480

Consent Agenda

TAB 1

Town of Lake Park Town Commission
Agenda Request Form

Meeting Date: **October 15, 2008**

Agenda Item No. *Tab 1*

- | | |
|------------------------------------------------------|-----------------------------------------------------------|
| <input type="checkbox"/> PUBLIC HEARING | <input type="checkbox"/> RESOLUTION |
| <input type="checkbox"/> ORDINANCE ON SECOND READING | <input type="checkbox"/> DISCUSSION |
| <input type="checkbox"/> ORDINANCE ON FIRST READING | <input type="checkbox"/> BID/RFP AWARD |
| <input type="checkbox"/> GENERAL APPROVAL OF ITEM | <input checked="" type="checkbox"/> CONSENT AGENDA |

SUBJECT: Regular Commission Meeting Minutes of October 1, 2008

RECOMMENDED MOTION/ACTION: Approval

Approved by Town Manager *M. Davis*

Date: *10/10/08*

Vivian M. Lenley
Name/Title

10-10-08
Date of Actual Submittal

Originating Department: <p style="text-align: center;">Town Clerk</p>	Costs: \$ Funding Source: Acct. #	Attachments:
Department Review: <input type="checkbox"/> Attorney _____ <input type="checkbox"/> Community Development _____ <input type="checkbox"/> Finance _____ <input type="checkbox"/> Fire Dept _____	<input type="checkbox"/> Grants _____ <input type="checkbox"/> Human Resources _____ <input type="checkbox"/> Library _____ <input type="checkbox"/> Marina _____ <input type="checkbox"/> PBSO _____	<input type="checkbox"/> Public Works _____ <input type="checkbox"/> Recreation _____ <input checked="" type="checkbox"/> Town Clerk <i>YML</i> <input type="checkbox"/> Town Manager _____
Advertised: Date: _____ Paper: _____ <input checked="" type="checkbox"/> Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ OR Not applicable in this case <u>n/a</u> Please initial one.

Summary Explanation/Background:



Minutes
Town of Lake Park, Florida
Regular Commission Meeting
Wednesday, October 1, 2008
Town Commission Chamber, 535 Park Avenue

The Town Commission met for the purpose of a Regular Commission Meeting on Wednesday, October 1, 2008 at 8:45 p.m. Present were Vice-Mayor Daly, Commissioners Balius, Carey and Osterman, Town Manger Maria Davis, Attorney Thomas Baird, and Town Clerk Vivian Mendez Lemley. Mayor DuBois was absent.

Vivian Mendez Lemley led the Invocation.
 Vice-Mayor Daly let the Pledge of Allegiance.
 Town Clerk Vivian Mendez Lemley performed the Roll Call.

ADDITIONS/DELETIONS/APPROVAL OF AGENDA

None.

Motion: A motion was made by Commissioner Osterman to approve the agenda; Commissioner Balius made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor DuBois			Absent

Motion passed 4-0

PUBLIC and OTHER COMMENT

None.

COMMISSIONER COMMENTS, TOWN ATTORNEY, TOWN MANAGER:

Commissioner Carey

None.

Commissioner Osterman explained that when she was first elected she felt it was her responsibility to review all the material provided for an agenda, and although she still reviews all the material she has been confident with the recommendations provided by

the town manager. That being said she took offence to a comment made earlier regarding the Commission simply “rubber stamping” approvals on items brought before the Commission. She felt that collectively the Commission works together to better the Town and not just approve everything that has been presented.

Commissioner Balius stated that the restrooms on the east side of the ball field need repair. Town Manager Davis stated she would inspect the facility and would proceed accordingly.

He would like to see a fence placed around the ball field to reduce the amount of recent vandalism. Recreation Director Greg Dowling stated that a fence would help, but would not prevent all incidences from occurring. Recent quotes on a fence had increased by 30% over last year. Commissioner Osterman expressed concern that no set plan was in place before placing a fence, which could possibility resulting in relocating it.

Vice-Mayor Daly suggested creating a plan for the ball field and bringing it back to the Commission for consideration. Discussion regarding the fence ensued. Town Manager Davis agreed to present a plan at the next meeting.

With Government week approaching, had any plans been discussed for this year. Town Manager Davis stated that the Town had agreed to participate and would inform the Commission of those plans.

East Coast Railroad had not cut the grass at the entrance of Town in several months. Would like the Town to cite them. Town Manager Davis would follow up.

A resident commented to the Commissioner that there was a holiday season garbage pick-up problem and that would like to avoid this year. Town Manager Davis indicated that the problem occurred several years ago before her tenure and that it would not reoccur.

Town Attorney

None

Town Manager Davis indicated that the Holiday Boat Parade committee had approached the Town about staging their barge at the Marina on Saturday, December 6th. Commissioner Carey requested being including in their publication for the event. Town Manager Davis then requested consensus from the Commission on a sponsorship amount. Depending on the amount of the donation it would include a list of publications and other advertisement for the event which would include the Town of Lake Park as a sponsor.

Motion: A motion was made by Commissioner Balius to donate \$250.00 to sponsor the Holiday Boat Parade; Commissioner Osterman made the second and passed unanimously.

Due to budget constraints, starting Monday, October 6th the new Library hours would be Monday and Tuesday from 11:00 a.m.- 7:00 p.m.; Wednesday, Thursday, and Friday from 9:00 a.m. – 5:00 p.m.; and Saturday from 9:00 a.m. – 3:00 p.m. Library Director Michael Kennelley explained that the change in Library hours started at the beginning of this year. The public are less confused when the Library has two consecutive late nights than staggering them throughout the week. Town Manager Davis stated that there have been no complaints regarding the change in Library hours.

The Town Manager encouraged residents to sign up for the Town’s E-Newsletters.

CONSENT AGENDA:

1. Regular Commission Meeting Minutes of September 17, 2008
2. Purchase Two (2) Toro Groundskeeper 7200 Heavy Duty Mowers, Utilizing the State of Florida Contract #515-630-06-1
3. Annual Fertilizer Application Agreement for the Town's Parks, Town Hall and Library with Chris Wayne & Associates
4. Annual Landscape Maintenance Agreement with Chris Wayne & Associates, Inc. for the Marina Utilizing the Competitive Bid Award of the Town of Ocean Ridge
5. Add Administrative Secretary Position Back to the Human Resources Department Budget and Authorize the Town Manager to make the Necessary Fund Transfer from the Non-Departmental Budget to the Human Resources Budget.

Item #5 "Add Administrative Secretary Position Back to the Human Resources Department Budget and Authorize the Town Manager to make the necessary fund transfer from the Non-Departmental Budget to the Human Resources Budget" was pulled from the Consent Agenda.

Public Comment Open.

None.

Public Comment Closed.

Motion: A motion was made by Commissioner Carey to approve items 1-4 on the Consent Agenda; Commissioner Balius made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor DuBois			Absent

Motion passed 4-0

Commissioner Osterman expressed concern with hiring a full-time person with the budget constraints and in the past the person was under utilized. She would feel better if a part-time person was hired for up to 30 hours a week, which would save the cost of benefits. Should a full-time person be necessary staff can request the change by the Commission. After some discussion the Commission came to consensus on hiring a part-time Administrative Secretary for the Human Resource Department.

Public Comment Open.

None.

Public Comment Closed.

Motion: A motion was made by Commission Osterman to hire a Part-Time Administrative Secretary position for the Human Resource Department with future consideration for Full-Time if necessary; Commissioner Balius made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor DuBois			Absent

Motion passed 4-0

PUBLIC HEARING:

ORDINANCE ON SECOND READING:

ORDINANCE 16-2008 Abandonment of Public Right-of-ways

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE TOWN OF LAKE PARK, CHAPTER 72, ARTICLE I, PERTAINING TO STREETS, SIDEWALKS AND OTHER PUBLIC PLACES; CREATING SECTION 72-2 ENTITLED "CRITERIA FOR ABANDONING RIGHTS-OF-WAY;" CREATING SECTION 72-3 ENTITLED "APPLICATION FOR ABANDONMENT;" CREATING SECTION 72-4 ENTITLED "PROCEDURES FOR ABANDONMENT APPLICATIONS;" CREATING SECTION 72-5 ENTITLED "COMMISSION HEARING AND REPORT;" CREATING SECTION 72-6 ENTITLED "RECORDING;" PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Comment Open.

None.

Public Comment Closed.

Motion: A motion was made by Commissioner Osterman to approve Ordinance 16-2008 Abandonment of Public Right-of-ways; Commissioner Balius made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner Carey	X		

Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor DuBois			Absent

Motion passed 4-0

Town Attorney read the Ordinance by caption only.

ADJOURNMENT

There being no further business to come before the Commission and after a motion to adjourn by Commissioner Balius and seconded by Commissioner Osterman, and by unanimous vote, the meeting adjourned at 9:20 p.m.

Mayor Desca DuBois

Town Clerk Vivian Mendez Lemley

Town Seal

Approved on this _____ of _____, 2008

TAB 2

Lake Park Town Commission
Agenda Request Form

Meeting Date: October 15, 2008

Agenda Item No. *Tab 2*

- | | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> PUBLIC HEARING
<input type="checkbox"/> Ordinance on Second Reading
<input type="checkbox"/> Public Hearing

<input type="checkbox"/> ORDINANCE ON FIRST READING

<input type="checkbox"/> GENERAL APPROVAL OF ITEM

<input type="checkbox"/> Other: | <input type="checkbox"/> RESOLUTION

<input type="checkbox"/> DISCUSSION

<input type="checkbox"/> BID/RFP AWARD

<input checked="" type="checkbox"/> CONSENT AGENDA |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

SUBJECT: Purchase of Navistar 10 Cubic Yard Dump Truck Utilizing the Florida Sheriff's Association Bid Award # 08-16-0908.

RECOMMENDED MOTION/ACTION: Approve

Approved by Town Manager *W. Davis* Date: *10/8/08*

Abu Canady, Public Works Director

Date of Actual Submittal _____

Originating Department: Public Works	Costs: \$ 85,689.00 Funding Source: Sanitation Fund Acct. # 404-66900	Attachments: Vehicle Quote, Bid Award Announcement, Vehicle Specifications
Department Review: <input type="checkbox"/> Town Attorney _____ <input type="checkbox"/> Community Affairs _____ <input type="checkbox"/> Community Development _____	<input type="checkbox"/> Finance _____ <input type="checkbox"/> Fire Dept _____ <input type="checkbox"/> Library _____ <input type="checkbox"/> Marina _____ <input type="checkbox"/> PBSO _____	<input type="checkbox"/> Personnel _____ <input checked="" type="checkbox"/> PublicWorks _____ <input type="checkbox"/> Town Clerk _____ <input type="checkbox"/> Town Manager _____
Advertised: NA Date: _____ Paper: _____ <input type="checkbox"/> Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ OR Not applicable in this case _____ Please initial one.

Summary Explanation/Background:

The Public Works Department provides a variety of services, which include trash, garbage, bulk and vegetative debris removal for the residents and business of

Lake Park. The Department's continued goal is to provide service improvements of our sanitation services. To that end, the Public Works Department is in need of a 10 cubic yard dump truck and seeks Commission approval for the purchase of this vehicle. This vehicle would improve the Department's capability related to bulk and vegetative debris removal. Moreover, it would be an invaluable piece of equipment in the event of a hurricane. This vehicle would also enhance our emergency response capabilities should a storm event occur.

Navistar, Inc competitively bid and was awarded a contract with the Florida Sheriff's Association (FSA) to supply heavy duty utility vehicles to state entities. Staff wishes to piggy-back that contract award, and recommends approval of the Navistar, Inc proposal, through their local dealer, Rechten International Trucks, Inc, to provide a ten (10) cubic yard dump truck. The funding for the requested vehicle is included in the adopted FY 08/09 budget. Specifications for the requested vehicle are attached.

The cost for this vehicle, as described in the attached specifications and under the current FSA contract, is \$85,689.00.

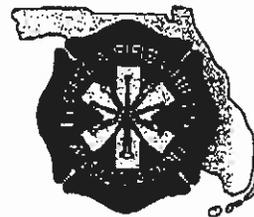
**BID AWARD
ANNOUNCEMENT**

08-16-0908

**PURSUIT,
ADMINISTRATIVE NON-PURSUIT,
UTILITY VEHICLES, TRUCKS & VANS,
& OTHER FLEET EQUIPMENT**
*Participating Sheriffs Offices & Local Governmental
Agencies of the State of Florida*

Coordinated By

**The
Florida Sheriffs Association,
Florida Association of Counties &
Florida Fire Chiefs' Association**



AWARDED DEALERS

Alamo Sales Corp.

1502 E. Walnut Street
Sequin, TX 78155
Contact: Mike Pereny
Phone: 800-882-5762
Fax: 800-242-5266
Mobile: 830-305-2673
Email: mpereny@alamo-industrial.com

Alan Jay Chevrolet Cadillac, Inc.

441 US Hwy. 27 North
Sebring, FL 33870
Contact: Chris Wilson
Phone: 863-402-4234
Fax: 863-402-4221
Mobile: 863-381-3411
Email: chris.wilson@alanjay.com

Alan Jay Ford Lincoln Mercury, Inc.

441 US Hwy. 27 North
Sebring, FL 33870
Contact: Chris Wilson
Phone: 863-402-4234
Fax: 863-402-4221
Mobile: 863-381-3411
Email: chris.wilson@alanjay.com

Alan Jay Import Center, Inc.

441 US Hwy. 27 North
Sebring, FL 33870
Contact: Chris Wilson
Phone: 863-402-4234
Fax: 863-402-4221
Mobile: 863-381-3411
Email: chris.wilson@alanjay.com

Alan Jay Nissan, Inc.

441 US Hwy. 27 North
Sebring, FL 33870
Contact: Chris Wilson
Phone: 863-402-4234
Fax: 863-402-4221
Mobile: 863-381-3411
Email: chris.wilson@alanjay.com

Alan Jay Pontiac Buick GMC, Inc.

441 US Hwy. 27 North
Sebring, FL 33870
Contact: Chris Wilson
Phone: 863-402-4234
Fax: 863-402-4221
Mobile: 863-381-3411
Email: chris.wilson@alanjay.com

Atlantic Truck Center

2565 West State Road 84
Ft. Lauderdale, FL 33312
Contact: George Ellison
Phone: 407-862-7408
Fax: 407-862-3840
Mobile: 407-340-0338
Email: geowing@aol.com

Bobcat Company

250 East Beaton Drive
West Fargo, ND 58078
Contact: Mike Kotzbacher
Phone: 701-241-8746
Fax: 701-280-7860
Email: mike_kotzbacher@bobcat.com

Briggs Equipment

5489 Leeper Drive
West Palm Beach, FL 33407
Contact: Mark Anthony
Phone: 561-845-2273
Fax: 561-842-9546
Mobile: 561-762-1556
Email: mark.anthony@briggsequipment.com

Caruso Chrysler/Jeep

1750 Southside Blvd.
Jacksonville, FL 32245
Contact: William "Bill" Futrill
Phone: 904-652-5600
Fax: 904-652-7061
Email: bfutrill@jax4cars.com

Champion Chevrolet, Inc.

3127 West Tennessee Street
Tallahassee, FL 32304
Contact: Don Gates
Phone: 850-350-7922
Fax: 850-575-9139
Mobile: 850-519-3697
Email: dgates@championchevy.com

Cindy Chevrolet, Inc.

4135 E. State Road 44
Wildwood, FL 34785
Contact: Cindy Clark
Phone: 352-748-1122
Fax: 352-748-2393
Mobile: 352-461-9410
Email: cindychevrolet@aol.com

AWARDED DEALERS (continued)

Classic Chevrolet Company

940 State Road 434 South
Altamonte Springs, FL 32714
Contact: Peter Popiel
Phone: 407-298-1535 ext. 270
Fax: 407-298-6170
Mobile: 407-221-7600
Email: ppopiel@asnmail.com

Commercial Vehicles of South Florida, Inc.

1690 Sunset Circle
Mount Dora, FL 32757
Contact: John Rossodivito
Phone: 352-459-0277
Fax: 813-262-0983
Mobile: 352-434-2862
Email: jrossodivito@sterlingtrucksotampa.com

Creel Tractor Company

3771 Palm Beach Blvd.
Ft. Myers, FL 33916
Contact: Brian Creel
Phone: 239-694-2185
Fax: 239-694-6059
Mobile: 239-825-2408
Email: brian@creeltractor.com

DeLand Truck Center, Inc.

1208 S. Woodland Blvd.
DeLand, FL 32720
Contact: Doug Nosbisch, Jr.
Phone: 386-734-8740
Fax: 386-738-1452
Mobile: 386-804-8415
Email: dougnjr@aol.com

Don Reid Ford

1875 S. Orlando Avenue
Maitland, FL 32751
Contact: Eric Jore
Phone: 407-644-8111
Fax: 407-647-4779
Email: ejore@aol.com

Duval Ford

5203 Waterside Drive
Jacksonville, FL 32210
Contact: Richard Tackett
Nelson Eason
Phone: 904-388-2144
Fax: 904-388-6816
Mobile: 904-343-6266
904-219-3469
Email: rtackett@duvalford.com
nelson.eason@duvalford.com

Flagler Construction Equipment

525 Fortune Blvd.
Midway, FL 32343
Contact: Mill Penny
Phone: 850-574-0082
Fax: 850-574-0091
Mobile: 850-321-8622
Email: mpenny@flaglerce.com

Flint Equipment Company

7566 West Tennessee Street
Tallahassee, FL 32304
Contact: Tommy Slay
Phone: 850-575-5600
Fax: 850-575-9972
Mobile: 850-251-0741
Email: tslay@flintequipco.com

Ft. Lauderdale Harley-Davidson

2871 North Federal Hwy.
Ft. Lauderdale, FL 33306
Contact: Barry Kuhnly
Phone: 954-491-0814
Fax: 954-491-4607
Mobile: 954-257-2073
Email: bkuhnly@brucercrossmeyer.com

Garber Chevrolet, Buick, Pontiac & GMC Truck, Inc.

3340 Highway 17
Green Cove Springs, FL 32043
Contact: Daniel C. Devries
Phone: 904-264-4502
Fax: 904-284-0054
Email: garberfleet@garberautomall.com

Garber Ford Mercury, Inc.

3380 Highway 17
Green Cove Springs, FL 32043
Contact: Daniel C. Devries
Phone: 904-264-4502
Fax: 904-284-0054
Mobile:
Email: garberfleet@garberautomall.com

Gatormoto Utililty Vehicles/ Transit Plus, Inc.

2426 Mayport Road
Atlantic Beach, FL 32233
Contact: Ted Jackrel
Phone: 904-247-1818
Fax: 904-221-2705
Mobile: 904-838-8189
Email: tjackrel@gatormotouv.com

AWARDED DEALERS (continued)

General GMC Truck Sales & Service, Inc.

360 South Military Trail
West Palm Beach, FL 33415

Contact: Ron Miller
Phone: 561-686-8906
Fax: 561-697-8429
Mobile:
Email: rmler@generalgmc.com

Glade & Grove Supply Co., Inc.

1006 S. Main Street
Belle Glade, FL 33430

Contact: Ken Holowecky
Phone: 800-433-4451
Fax: 561-996-8513
Mobile: 561-703-2644
Email: kenh@gladeandgrove.com

Golf Ventures

5101 Gateway Blvd.
Lakeland, FL 33811

Contact: George Lawson
Phone: 800-330-8874
Fax: 863-583-0613
Mobile: 863-255-4774
Email: glawson@golfv.com

GreenSouth Equipment, Inc.-Hastings

100 S. Dancy Street
Hastings, FL 32145

Contact: Daniel Moore
Phone: 904-692-1538
Fax: 904-692-2381
Mobile: 386-527-2469
Email: danielm@greensouth.com

Gulf Coast Turf & Tractor LLC dba Gulf Coast Tractor & Equip.

3827 Land O' Lakes Blvd.
Land O' Lakes, FL 34639

Contact: Dennis R. Chapman
Phone: 813-995-2533
Fax: 813-995-2937
Mobile: 813-695-8192
Email: dennisc@gulfcoasttractor.com or kevinh@gulfcoasttractor.com

Holler Honda

940 State Road 434 South
Altamonte Springs, FL 32714

Contact: Stan Rosenfield
Phone: 407-298-1535 ext. 263
Fax: 407-523-0982
Mobile: 407-221-3936
Email: srosenfield@asnmil.com

Jack Caruso's Regency Dodge

10979 Atlantic Blvd.
Jacksonville, FL 32225

Contact: William "Bill" Futrill
Phone: 904-652-5600
Fax: 904-652-7061
Mobile:
Email: bfutrill@jax4cars.com

Kelly Tractor Co.

8255 NW 58th Street
Miami, FL 33166

Contact: Greg Bennett
Phone: 305-592-5360 ext. 1121
Fax: 305-477-2024
Mobile: 786-229-7037
Email: greg_bennett@kellytractor.com

Kenworth of Central Florida

1800 N. Orange Blossom Trail
Orlando, FL 32804

Contact: Richard Smith
Phone: 800-871-2244 ext. 106
Fax: 407-648-2786
Mobile: 407-341-6637
Email: r.smith@kwcf.net

Maroone Chevrolet, LLC

8600 Pines Blvd.
Pembroke Pines, FL 33024

Contact: Dave Fridgant
Phone: 954-447-2150
Fax: 954-433-8503
Mobile:
Email: fridgantd@autonation.com

Maroone Chrysler-Jeep

21151 NW 2nd Avenue
Miami, FL 33169

Contact: Steve Henry
Phone: 305-493-5310
Fax: 305-653-8250
Mobile: 954-383-1009
Email: schenry1@comcast.net

Maroone Dodge, LLC

21151 NW 2nd Avenue
Miami, FL 33169

Contact: Steve Henry
Phone: 305-493-5310
Fax: 305-653-8250
Mobile: 954-383-1009
Email: schenry1@comcast.net

AWARDED DEALERS (continued)

Navistar, Inc.

27451 Cedar Park Court
Wesley Chapel, FL 33544

Contact: Rich Reagan
Phone: 813-476-0839
Fax: 813-907-7373
Mobile: 813-476-0839
Email: rich.reagan@navistar.com

Additional Region Contacts:

Western: Jerry Livings
888-246-4581
jlivings@wardintltrucks.com

Northern & Central: Jeff Rotella
407-466-6951
jarotella@maudlinintl.com

Southern: John Bradley
561-882-9050
bradley@rechtien.com

Nextran Truck Center-Lake City

328 SW Ring Court
Lake City, FL 32025

Contact: Barry Sessions
Phone: 800-559-6225
Fax: 386-754-8925
Mobile: 386-365-1984
Email: bsessions@nextrancorp.com

Nextran Truck Center-Miami

6801 NW 74 Avenue
Miami, FL 33166

Contact: N. J. "Nic" Nichols
Phone: 305-883-8506
Fax: 305-883-9808
Mobile: 305-310-9485
Email: nnichols@nextrancorp.com

Nextran Truck Center-Tampa

7810 Adamo Drive
Tampa, FL 33619

Contact: John A. Louer
Phone: 813-626-7141
Fax: 813-627-8831
Mobile: 813-256-6685
Email: jlouer@nextrancorp.com

Nimnicht Chevrolet Company

1550 Cassat Avenue
Jacksonville, FL 32210

Contact: Wayne Joiner
Phone: 904-425-6384
Fax: 904-425-3404
Mobile: 904-588-5007
Email: wjoiner@nimnichauto.com

Nortrax Equipment Company SELP

3802 Corporex Park Drive
Tampa, FL 33619

Contact: Bob Rainey
Phone: 813-635-2300
Fax: 813-655-4685
Mobile: 813-323-2149
Email: robert.rainey@nortrax.com

Orville Beckford Ford-Mercury

6400 Highway 90
Milton, FL 32570

Contact: Joseph L. Windrow
Phone: 800-525-2234 ext. 259
Fax: 850-626-9591
Mobile: 850-393-4723
Email: windrow1@windrowfleetsales.com

Pantropic Power, Inc.

8205 NW 58th Street
Miami, FL 33166

Contact: Sergio Chacon
Phone: 305-477-3329 ext. 3106
Fax: 305-477-1943
Mobile: 786-236-9515
Email: sergio_chacon@pantropic.com

Ring Power Corporation

10421 Fern Hill Drive
Riverview, FL 33578

Contact: Alan Thomas
Phone: 813-865-2214
Fax: 813-672-6139
Mobile: 352-427-0252
Email: alan.thomas@ringpower.com

Rush Truck Center-Jacksonville

5175 W. Beaver Street
Jacksonville, FL 32254

Contact: Doug Shaffer
Phone: 904-783-6170
Fax: 904-783-6933
Mobile: 813-361-1199
Email: shafferd@rush-enterprises.com

Rush Truck Center-Tampa

8411 Sabal Industrial Blvd.
Tampa, FL 33619

Contact: Paul Rosencrans
Phone: 813-664-1441
Fax: 813-626-5024
Mobile: 239-940-2273
Email: rosenransp@rush-enterprises.com

AWARDED DEALERS *(continued)*

Rush Truck Center-Winter Garden

12475 W. Colonial Drive
Winter Garden, FL 34787
Contact: Rodney Shaffer
Phone: 407-877-3636
Fax: 407-614-6097
Mobile: 352-551-0731
Email: shafferr@rush-enterprises.com

Saturn of Sebring

441 US Hwy. 27 North
Sebring, FL 33870
Contact: Chris Wilson
Phone: 863-402-4234
Fax: 863-402-4221
Mobile: 863-381-3411
Email: chris.wilson@alanjay.com

Southern Sewer Equipment Sales

3409 Industrial 27th Street
Ft. Pierce, FL 34946
Contact: Mike Wood
Phone: 800-782-4134
Fax: 772-595-9171
Mobile: 772-201-9839
Email: info@southernsewer.com

Suwannee River Kubota, LLC

14811 NW Hwy. 19
Chiefland, FL 32626
Contact: Kristen Wilson
Phone: 352-470-7061
Fax: 352-336-7474
Mobile: 352-275-1224
Email: kubotayoda@yahoo.com

Tampa Truck Center

7528 Hwy. 301 North
Tampa, FL 33637
Contact: Al Seiler
Phone: 813-262-0890
Fax: 813-621-7262
Mobile: 813-454-2785
Email: aseiler@freightlineroftampa.com

Thomas Motors, Inc.

23617 Bluestar Hwy.
Quincy, FL 32351
Contact: Jim Bass
Phone: 800-877-9752
Fax: 850-875-3898
Mobile: 850-980-5990
Email: jimbassgmsales@gmail.com

Tradewinds Power Corp.

600 State Road 66
Sebring, FL 33875
Contact: Paul Staples
Phone: 800-206-2224
Fax: 305-675-3725
Mobile: 786-402-9994
Email: pstaples@tradewindspower.com

Triple D Equipment, Inc.

2820 S. Firehouse Road
Deland, FL 32720
Contact: Ray DeLong
Phone: 866-725-2119
Fax: 386-738-2012
Email: tripled@cfl.rr.com

Tropical Ford

9900 S. Orange Blossom Trail
Orlando, FL 32837
Contact: Stuart Mizrahi
Phone: 407-851-3800
Fax: 407-856-8345
Mobile: 407-538-8104
Email: stuart@tropicalford.com

United Rentals

7322 W. Tennessee St.
Tallahassee, FL 32304
Contact: Nick Gray
Phone: 850-575-1989
Fax: 850-350-0869
Mobile: 850-210-3032
Email: nigray@ur.com

University Sales & Service

1850 Capital Circle N.E.
Tallahassee, FL 32308
Contact: Don Gates
Phone: 850-519-3697
Mobile: 850-519-3697
Email: dgates@championchevy.com



**FLORIDA SHERIFFS ASSOCIATION,
FLORIDA ASSOCIATION OF COUNTIES &
FLORIDA FIRE CHIEFS' ASSOCIATION**

**52,000 LB. GVWR CAB & CHASSIS - 4X6 TANDEM AXLE TRUCK
SPECIFICATION #48**

2009 Autocar ACX64
2009 Freightliner M2-112 (RO)
2009 International 7600
2009 Kenworth T800
2009 Mack C or G Series
2009 Peterbilt 367
2009 Sterling L Series
2009 Volvo V Series
2009 Western Star 4900

ALL ITEMS FACTORY INSTALLED UNLESS OTHERWISE INDICATED

INSTRUCTIONS: Listed above, you will find the model numbers of the vehicles that will be included in this year's contract.

1. ENGINE:

- a. 350 HP 6 cylinder diesel engine, 11L minimum

2. TRANSMISSION & CLUTCH:

- a. The following or approved equivalents are acceptable:
- b. Fuller 14210B 10 Speed Manual with OD

3. ENGINE EQUIPMENT:

- a. Alternator - 12 volt 100A
- b. Premium engine hoses
- c. Injection pump - electronic engine control
- d. Radiator - aluminum core
- e. Air restriction monitor - intake mounted

4. CAB:

- a. Cab - welded steel galvanized or aluminum shell with rust preventative coating.
- b. Floor covering - black rubber mats
- c. Seating - driver air suspension mid back, passenger fixed mid back.
- d. Steering wheel - 18" two spoke
- e. Standard air conditioning

5. FRAME:

- a. Frame - steel construction matched to GVW and mounted body of truck.
- b. Wheelbase - 187"
- c. Front bumper - painted steel
- d. Fuel tank - 70 gallon, minimum
- e. Air dryer - bendix AD9 heated, or approved equivalent.

6. SAFETY:

- a. Horn - single air trumpet
- b. Mirrors - West Coast to include 7.5" convex mounted to lower mirror bracket.
- c. Windshield wipers - 2 speed with intermittent feature
- d. Brakes - Meritor "S" cam type 15" x 4" Q + front and Meritor 16.5" x 7" Q + rear with antilock without automatic traction control, or approved equivalent.
- e. Slack adjusters - Haldex automatic front and rear.
- f. Daytime running lights.
- g. Backup alarm - pollak 41-722 constant audible, or approved equivalent (mounted on rear cross member).

7. FRONT AXLE:

- a. Front axle - 12,000 lb.
- b. Front wheels - steel 10 hole hub piloted
- c. Front tires - 11R22.5 Goodyear G397LHS, steer or approved equivalent.
- d. Front hubs - Ferrous, or approved equivalent.

8. REAR AXLE:

- a. Rear axle - 40,000 lb.
- b. Rear wheels - steel 10 hole hub piloted
- c. Rear tires - 11R22.5 Goodyear G124 unisteel traction or approved equivalent.
- d. Hubs - Ferrous, or approved equivalent.
- e. Power divider with warning light and buzzer (includes in cab control)

9. ELECTRICAL:

- a. Circuit protection - fuses except headlamp and wiper circuits which utilize circuit breakers.
- b. Hand throttle - electronic hand throttle operated through cruise control when in PTO mode only.
- c. Engine protection - engine shut down system monitoring high water temp, low oil pressure, high exhaust temp, high transmission temp.

10. CONDITIONS

In addition to equipment specified, vehicle shall be equipped with all standard equipment as specified by the manufacturer for this model and shall comply with all EPA Emission Standards and all Motor Vehicle Safety Standards as established by the U.S. Department of Transportation regarding the manufacture of motor vehicles.

The successful bidder shall be responsible for delivering vehicles that are properly serviced, clean and in first class operating condition. Pre-delivery service, at a minimum, shall include the following:

- a. Complete lubrication.
- b. Check all fluid levels to assure proper fill.
- c. Adjustment of engine to proper operating condition.
- d. Inflate tires to proper pressure.
- e. Check to assure proper operation of all accessories, gauges, lights, and mechanical features.
- f. Focusing of headlights.
- g. Cleaning of vehicles, if necessary, and removal of all unnecessary tags, stickers, papers, etc. **DO NOT** remove window price sticker or supplied line sheet.



**FLORIDA SHERIFFS ASSOCIATION,
FLORIDA ASSOCIATION OF COUNTIES &
FLORIDA FIRE CHIEFS' ASSOCIATION**

**52,000 LB. GVWR CAB & CHASSIS - 4X6 TANDEM AXLE TRUCK
SPECIFICATION #48**

2009 International 7600

The International 7600 purchased through this contract comes with all the standard equipment as specified by the manufacturer for this model and FSA's base vehicle specification(s) requirements which are included and made a part of this contract's vehicle base price as awarded by specification by zone.

ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$76,966.00	\$76,966.00	\$76,966.00	\$76,966.00

While the Florida Sheriffs Association, Florida Association of Counties and Florida Fire Chiefs' Association have attempted to identify and include those equipment items most often requested by participating agencies for full size vehicles, we realize equipment needs and preferences are going to vary from agency to agency. In an effort to incorporate flexibility into our program, we have created specific add/delete options which allow the purchaser to tailor the vehicle to their particular wants or needs.

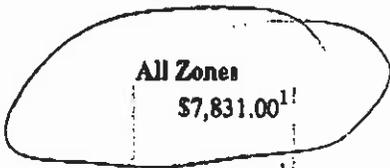
The following equipment delete and add options and their related cost are provided here to assist you in approximating the total cost of the type vehicle(s) you wish to order through this program. Simply deduct the cost of any of the following equipment items you wish deleted from the base unit cost and/or add the cost of any equipment items you wish added to the base unit cost to determine the approximate cost of the type vehicle(s) you wish to order.

NOTE: An official listing of all add/delete options and their prices should be obtained from the appropriate dealer in your zone when preparing your order. Additional add/delete options other than those listed here may be available through the dealers, however, those listed here must be honored by the dealers in your zone at the stated prices.

VEHICLE:	7600	7600	7600	7600
DEALER:	Navistar, Inc.	Navistar, Inc.	Navistar, Inc.	Navistar, Inc.
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$76,966.00	\$76,966.00	\$76,966.00	\$76,966.00



Order Code	Delete Options	All Zones
7400 6X4 ¹	Engine/transmission - specify 300HP MAXFORCE DT, 860 TORQUE, ALLISON 3500RDS 5 SP ¹	\$7,831.00 ¹
7500 6X4 ¹	Engine/transmission - specify 350HP MAXFORCE 10, 1150 TORQUE, ALLISON 3000RDS 6 SP ¹	\$3,271.00 ¹
	Engine/transmission - specify	NA
	Engine/transmission - specify	NA



Order Code	Add Options	All Zones
12CZZ ¹	Engine upgrade - specify ISM 425V 1550 TORQUE REQUIRES FRO15210C TRANS ¹	\$2,873.00 ¹
12CZW ¹	Engine upgrade - specify ISM 385V 1450 TORQUE ¹	\$1,440.00 ¹
	Engine upgrade - specify	\$0.00
	Engine upgrade - specify	\$0.00
	Engine upgrade - specify	\$0.00
13GHN ¹	Transmission upgrade - specify RTLO14908LL 10 SPEED ¹	\$2,480.00 ¹
13GHP ¹	Transmission upgrade - specify FRO15210C 10 SPEED ¹	\$1,053.00 ¹
13GHX ¹	Transmission upgrade - specify RTLO16908LL 10 SPEED ¹	\$2,980.00 ¹
13GKJ ¹	Transmission upgrade - specify RTLO16913 13 SPEED ¹	\$3,422.00 ¹
	Transmission upgrade - specify	NA
15DMN ¹	Dual fuel tanks, or equivalent DUAL 50 GALLON STEEL ¹	\$429.00 ¹
	Nitrogen filled tires including spare tire	NA
58K ¹	58,000 lb. GVWR package 18000 FA, 40000RA, 315 FLOAT ¹	\$4,096.00 ¹
66K ¹	64,000 lb. GVWR package 66000 GWV INCL 20000 FA, 46000 RA, 425 FLOATS, DOUBLE FRAME ¹	\$12,300.00 ¹
	GVWR upgrade - specify	NA
	GVWR upgrade - specify	NA
	GVWR upgrade - specify	NA
	GVWR upgrade - specify	NA
	GVWR upgrade - specify	NA
13AMN ¹	Allison 4500RDS Auto Transmission to include synthetic oil, TES 295 or approved equivalent	\$17,810.00 ¹

VEHICLE:	7600	7600	7600	7600
DEALER:	Navistar, Inc.	Navistar, Inc.	Navistar, Inc.	Navistar, Inc.
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$76,966.00	\$76,966.00	\$76,966.00	\$76,966.00

01GBP ¹	Double Frame: full steel insert	\$1,164.00 ¹
02AEU ¹	Front Axle: 14,600 lb rating to include equal capacity steering gear and springs 16000 AXLE WITH DUAL STEERING GEARS INCL 12R 22.5 16PR TIRES RATED AT 14780 LB ¹	\$3,458.00 ¹
2AEW ¹	Front Axle: 20,000 lb. rating to include equal capacity steering gear and springs 20000 RATING WITH 423 FLOATS AND PENDER EXT ¹	\$4,420.00 ¹
14GJL ¹	Rear Axle: 46,000 lb Arvin Meritor, Eaton, Mack, or equivalent	\$2,674.00 ¹
RLA132 ¹	Rigid Lift Axle: Pusher / Tag 13,200 lb rating air lift to include 11R-22.5 tires with steel wheels	\$7,490.00 ¹
SLA132 ¹	Steerable Lift Axle: Pusher / Tag 13,200 lb rating air lift to include 11R-22.5 tires with steel wheels	\$8,443.00 ¹
RLA20K ¹	Rigid Lift Axle: Pusher / Tag 20,000 lb rating air lift to include 11R-22.5 tires with steel wheels	\$9,143.00 ¹
SLA20K ¹	Steerable Lift Axle: Pusher / Tag 20,000 lb rating air lift to include 11R-22.5 tires with steel wheels	\$10,703.00 ¹
14ULV ¹	Rear Suspension: 40,000 lb air ride	\$1,515.00 ¹
14UHK ¹	Rear Suspension: 46,000 lb Chalmers, Hendrickson, Mack, Volvo "T" ride or equivalent REQUIRES 46000 AXLE ¹	\$1,500.00 ¹
14ULT ¹	Rear Suspension: 46,000 lb air ride REQUIRES 46000 AXLE ¹	\$1,670.00 ¹
14DB ¹	12 yd. dump body with hoist and electric tarp system. State model bid. 14 FT 12/14 YD DUMP - JHE114 or equal ¹	\$13,728.00 ¹
16DB ¹	18 yd. dump body with hoist and electric tarp system. State model bid. 16 FT 18/20 YD DUMP - JHE216 or equal - REQUIRES 66000 GVW PKG ¹	\$15,144.00 ¹
RLOFF ¹	Rolloff hoist system and tarp system. State model bid. GALBREATH US-OR0174 ¹	\$32,829.00 ¹
	Cab suspension - air ride	Incl.
33YD ¹	Optional mounted body - specify LABRIE 33 YARD LABRIE EXPERT T2000 SIDE LOADER W/ HELPING HAND INCL 58000 GVW AND ALLISON 4500. INCL RH STANDUP DRIVE ¹	\$171,810.00 ¹
33YDX ¹	Optional mounted body - specify 33 YARD LABRIE EXPERT T2000 SIDE LOADER CO MINGLED INCL 58000 GVW AND ALLISON 4500. INCL RH STANDUP DRIVE ¹	\$193,810.00 ¹
38YD ¹	Optional mounted body - specify 38 YARD LABRIE RECYCLE INCL RH STANDUP DRIVE. 58000 GVW AND ALLISON 4500 ¹	\$107,145.00 ¹
	Optional mounted body - specify	NA
	Optional mounted body - specify	NA
	Optional mounted body - specify	NA
	Optional mounted body - specify	NA
	Optional mounted body - specify	NA
	Optional mounted body - specify	NA
	Optional mounted body - specify	NA

VEHICLE:	7600	7600	7600	7600
DEALER:	Navistar, Inc.	Navistar, Inc.	Navistar, Inc.	Navistar, Inc.
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$76,966.00	\$76,966.00	\$76,966.00	\$76,966.00

FLTBED ¹	Optional mounted equipment/body - specify <i>20 Foot Flatbed - Req's CA156¹</i>	\$8,500.00 ¹
TRLPKG ¹	Optional mounted equipment/body - specify <i>Air/Electric Trailer Package - No Hitch Included¹</i>	\$1,200.00 ¹
20T ¹	Optional mounted equipment/body - specify <i>20 Ton Pintle Hitch¹</i>	\$800.00 ¹
CDRADIO ¹	Optional mounted equipment/body - specify <i>AM-FM CD Radio¹</i>	\$446.00 ¹
TBOX ¹	Optional mounted equipment/body - specify <i>48 Inch ToolBox¹</i>	\$650.00 ¹
GATE ¹	Optional mounted equipment/body - specify <i>Air Tailgate on Dump Body¹</i>	\$700.00 ¹
HOTPTO¹	Optional mounted equipment/body - specify <i>Hotshift PTO for Automatic Transmission¹</i>	\$1,500.00 ¹
	Optional mounted equipment/body - specify	NA
	Optional mounted equipment/body - specify	NA
	Optional mounted equipment/body - specify	NA
CA156 ¹	Optional equipment - specify <i>156 Inch Cab to Axle¹</i>	\$1,187.00 ¹
CA186 ¹	Optional equipment - specify <i>186 Inch Cab to Axle¹</i>	\$1,576.00 ¹
16WJU ¹	Optional equipment - specify <i>POWER WINDOWS AND LOCKS¹</i>	\$345.00 ¹
16WXE ¹	Optional equipment - specify <i>EXTERIOR SUNSHADE¹</i>	\$398.00 ¹
DIFFLOCK ¹	Optional equipment - specify <i>LOCKING REAR DIFFERENTIAL¹</i>	\$900.00 ¹
	Optional equipment - specify	NA
	Optional equipment - specify	NA
	Optional equipment - specify	NA
	Optional equipment - specify	NA
	Optional equipment - specify	NA
36/150 ¹	Warranty - Specify <i>36 MO 150000 MILE BASE EXTENSION EXCL ENGINE AND TRANS¹</i>	\$3,210.00 ¹
	Warranty - Specify	NA
	Warranty - Specify	NA
VC07 ¹	Diesel Warranty - Specify <i>CUMMINS ENGINE WARRANTY 60MO 150000 MI¹</i>	\$1,450.00 ¹
	Diesel Warranty - Specify	NA

TAB 3

**Town of Lake Park Town Commission
Agenda Request Form**

Meeting Date: October 15, 2008

Agenda Item No. *Tab 3*

- | | |
|------------------------------------------------------|-----------------------------------------------------------|
| <input type="checkbox"/> PUBLIC HEARING | <input type="checkbox"/> RESOLUTION |
| <input type="checkbox"/> Ordinance on Second Reading | |
| <input type="checkbox"/> Public Hearing | <input type="checkbox"/> DISCUSSION |
| <input type="checkbox"/> ORDINANCE ON FIRST READING | <input type="checkbox"/> BID/RFP AWARD |
| <input type="checkbox"/> GENERAL APPROVAL OF ITEM | <input checked="" type="checkbox"/> CONSENT AGENDA |
| <input type="checkbox"/> Other: | |

SUBJECT: Purchase One (1) Sanitation Commercial Front Loader Utilizing the Florida Sheriff's Association Bid # 08-16-0908

RECOMMENDED MOTION/ACTION: Approve.

Approved by Town Manager *U. Davis* Date: *10/8/08*
 Abu Canady, Public Works Director Date of Actual Submittal

Originating Department: Public Works	Costs \$223,930.00 Funding Source: Sanitation fund Acct. # 404-66900	Attachments: Copy Equipment Specifications and quote, Bid Award Announcement
Department Review: <input type="checkbox"/> Community Affairs _____ <input type="checkbox"/> Community Development _____ <input type="checkbox"/> Finance _____	<input type="checkbox"/> Fire Dept _____ <input type="checkbox"/> Human Resources _____ <input type="checkbox"/> Library _____ <input type="checkbox"/> Marina _____ <input type="checkbox"/> PBSO _____	<input type="checkbox"/> Public Works _____ <input type="checkbox"/> Town Attorney _____ <input type="checkbox"/> Town Clerk _____ <input type="checkbox"/> Town Manager _____
Advertised: Date: _____ Paper: _____ <input checked="" type="checkbox"/> Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ OR Not applicable in this case _____: Please initial one.

Summary Explanation/Background:

The Public Works Department seeks to replace an existing front loader used to service commercial sanitation customers. This vehicle has exceeded its useful life and is no longer cost effective to keep it running. The funding for the requested replacement is included in the adopted FY 08/09 budget.

General GMC Truck Sales & Service, Inc, competitively bid and was awarded a contract with the Florida Sheriff's Association, to supply heavy equipment to state entities. Staff wishes to piggy-back that contract award, and recommends approval of the General GMC Truck Sales & Service, Inc proposal to provide one (1) Front Loader as described in the attached specifications.

The cost for this equipment, as described in the attached specifications and under the current Florida Sheriff's Association contract, is \$223,930.00.

GENERAL GMC TRUCK SALES & SERVICE, Inc.
dba VOLVO TRUCKS OF PALM BEACH



October 1, 2008

Mr. Paul Mathis
Public Works Department
650 Old Dixie Highway
Lake Park, FL 33403

Dear Mr. Mathis

We have attached the pricing for a 2009 Autocar chassis and Heil Half Pack Body as listed in the **Florida Sheriff's Association Specification #49-60,000 lb. GVWR Cab and Chassis 4X6 Tandem Axle Refuse Truck**

Autocar Base Price	\$123,439.00	
365 hp Engine Credit	-2,942.00	Option ISL3654500
Double Frame	648.00	Option 403012
Front Engine PTO	750.00	Option 122002
425/R22.5 Front Tires	Inc. w/option 66K	
66,000 lb GVW	3,397.00	Option 66K
Heil 40 yd Front Loader	101,471.00	Option Heil FL
5yr/200,000 mi. Chassis Warranty	8,016.00	Option 8990001
Allison 5yr Edge Warranty	499.00	Non-Contract
WX Cab ILO ACX	-3,890.00	
Heil body credit	-7,458.00	
Total	\$223,930.00	

Sincerely,

Pete Barbis
Autocar Sales

BID AWARD ANNOUNCEMENT

08-16-0908

**PURSUIT,
ADMINISTRATIVE NON-PURSUIT,
UTILITY VEHICLES, TRUCKS & VANS,
& OTHER FLEET EQUIPMENT**
*Participating Sheriffs Offices & Local Governmental
Agencies of the State of Florida*

Coordinated By

**The
Florida Sheriffs Association,
Florida Association of Counties &
Florida Fire Chiefs' Association**



AWARDED DEALERS

Alamo Sales Corp.

1502 E. Walnut Street
Sequin, TX 78155

Contact: Mike Pereny

Phone: 800-882-5762

Fax: 800-242-5266

Mobile: 830-305-2673

Email: mpereny@alamo-industrial.com

Alan Jay Chevrolet Cadillac, Inc.

441 US Hwy. 27 North
Sebring, FL 33870

Contact: Chris Wilson

Phone: 863-402-4234

Fax: 863-402-4221

Mobile: 863-381-3411

Email: chris.wilson@alanjay.com

Alan Jay Ford Lincoln Mercury, Inc.

441 US Hwy. 27 North
Sebring, FL 33870

Contact: Chris Wilson

Phone: 863-402-4234

Fax: 863-402-4221

Mobile: 863-381-3411

Email: chris.wilson@alanjay.com

Alan Jay Import Center, Inc.

441 US Hwy. 27 North
Sebring, FL 33870

Contact: Chris Wilson

Phone: 863-402-4234

Fax: 863-402-4221

Mobile: 863-381-3411

Email: chris.wilson@alanjay.com

Alan Jay Nissan, Inc.

441 US Hwy. 27 North
Sebring, FL 33870

Contact: Chris Wilson

Phone: 863-402-4234

Fax: 863-402-4221

Mobile: 863-381-3411

Email: chris.wilson@alanjay.com

Alan Jay Pontiac Buick GMC, Inc.

441 US Hwy. 27 North
Sebring, FL 33870

Contact: Chris Wilson

Phone: 863-402-4234

Fax: 863-402-4221

Mobile: 863-381-3411

Email: chris.wilson@alanjay.com

Atlantic Truck Center

2565 West State Road 84
Ft. Lauderdale, FL 33312

Contact: George Ellison

Phone: 407-862-7408

Fax: 407-862-3840

Mobile: 407-340-0338

Email: geowing@aol.com

Bobcat Company

250 East Beaton Drive
West Fargo, ND 58078

Contact: Mike Kotzbacher

Phone: 701-241-8746

Fax: 701-280-7860

Email: mike_kotzbacher@bobcat.com

Briggs Equipment

5489 Leeper Drive
West Palm Beach, FL 33407

Contact: Mark Anthony

Phone: 561-845-2273

Fax: 561-842-9546

Mobile: 561-762-1556

Email: mark.anthony@briggsequipment.com

Caruso Chrysler/Jeep

1750 Southside Blvd.
Jacksonville, FL 32245

Contact: William "Bill" Futrill

Phone: 904-652-5600

Fax: 904-652-7061

Email: bfutrill@jax4cars.com

Champion Chevrolet, Inc.

3127 West Tennessee Street
Tallahassee, FL 32304

Contact: Don Gates

Phone: 850-350-7922

Fax: 850-575-9139

Mobile: 850-519-3697

Email: dgates@championchevy.com

Cindy Chevrolet, Inc.

4135 E. State Road 44
Wildwood, FL 34785

Contact: Cindy Clark

Phone: 352-748-1122

Fax: 352-748-2393

Mobile: 352-461-9410

Email: cindychevrolet@aol.com

AWARDED DEALERS *(continued)*

Classic Chevrolet Company

940 State Road 434 South
Altamonte Springs, FL 32714
Contact: Peter Popiel
Phone: 407-298-1535 ext. 270
Fax: 407-298-6170
Mobile: 407-221-7600
Email: ppopiel@asnmail.com

Commercial Vehicles of South Florida, Inc.

1690 Sunset Circle
Mount Dora, FL 32757
Contact: John Rossodivito
Phone: 352-459-0277
Fax: 813-262-0983
Mobile: 352-434-2862
Email: jrossodivito@sterlingtrucksof
tampa.com

Creel Tractor Company

3771 Palm Beach Blvd.
Ft. Myers, FL 33916
Contact: Brian Creel
Phone: 239-694-2185
Fax: 239-694-6059
Mobile: 239-825-2408
Email: brian@creeltractor.com

DeLand Truck Center, Inc.

1208 S. Woodland Blvd.
DeLand, FL 32720
Contact: Doug Nusbisch, Jr.
Phone: 386-734-8740
Fax: 386-738-1452
Mobile: 386-804-8415
Email: dougnjr@aol.com

Don Reid Ford

1875 S. Orlando Avenue
Maitland, FL 32751
Contact: Eric Jore
Phone: 407-644-8111
Fax: 407-647-4779
Email: ejore@aol.com

Duval Ford

5203 Waterside Drive
Jacksonville, FL 32210
Contact: Richard Tackett
Nelson Eason
Phone: 904-388-2144
Fax: 904-388-6816
Mobile: 904-343-6266
904-219-3469
Email: rtackett@duvalford.com
nelson.eason@duvalford.com

Flagler Construction Equipment

525 Fortune Blvd.
Midway, FL 32343
Contact: Mill Penny
Phone: 850-574-0082
Fax: 850-574-0091
Mobile: 850-321-8622
Email: mpenny@flaglerce.com

Flint Equipment Company

7566 West Tennessee Street
Tallahassee, FL 32304
Contact: Tommy Slay
Phone: 850-575-5600
Fax: 850-575-9972
Mobile: 850-251-0741
Email: tslay@flintequipco.com

Ft. Lauderdale Harley-Davidson

2871 North Federal Hwy.
Ft. Lauderdale, FL 33306
Contact: Barry Kuhnly
Phone: 954-491-0814
Fax: 954-491-4607
Mobile: 954-257-2073
Email: bkuhnly@brucrossmeyer.com

Garber Chevrolet, Buick, Pontiac & GMC Truck, Inc.

3340 Highway 17
Green Cove Springs, FL 32043
Contact: Daniel C. Devries
Phone: 904-264-4502
Fax: 904-284-0054
Email: garberfleet@garberautomall.com

Garber Ford Mercury, Inc.

3380 Highway 17
Green Cove Springs, FL 32043
Contact: Daniel C. Devries
Phone: 904-264-4502
Fax: 904-284-0054
Mobile:
Email: garberfleet@garberautomall.com

Gatormoto Utility Vehicles/ Transit Plus, Inc.

2426 Mayport Road
Atlantic Beach, FL 32233
Contact: Ted Jackrel
Phone: 904-247-1818
Fax: 904-221-2705
Mobile: 904-838-8189
Email: tjackrel@gatormotouv.com

AWARDED DEALERS *(continued)*

General GMC Truck Sales & Service, Inc.

360 South Military Trail
West Palm Beach, FL 33415
Contact: Ron Miller
Phone: 561-686-8906
Fax: 561-697-8429
Mobile:
Email: rmliller@generalgmc.com

Glade & Grove Supply Co., Inc.

1006 S. Main Street
Belle Glade, FL 33430
Contact: Ken Holowecky
Phone: 800-433-4451
Fax: 561-996-8513
Mobile: 561-703-2644
Email: kenh@gladeandgrove.com

Golf Ventures

5101 Gateway Blvd.
Lakeland, FL 33811
Contact: George Lawson
Phone: 800-330-8874
Fax: 863-583-0613
Mobile: 863-255-4774
Email: glawson@golfv.com

GreenSouth Equipment, Inc.-Hastings

100 S. Dancy Street
Hastings, FL 32145
Contact: Daniel Moore
Phone: 904-692-1538
Fax: 904-692-2381
Mobile: 386-527-2469
Email: danielm@greensouth.com

Gulf Coast Turf & Tractor LLC dba Gulf Coast Tractor & Equip.

3827 Land O' Lakes Blvd.
Land O' Lakes, FL 34639
Contact: Dennis R. Chapman
Phone: 813-995-2533
Fax: 813-995-2937
Mobile: 813-695-8192
Email: dennisc@gulfcoasttractor.com or kevinh@gulfcoasttractor.com

Holler Honda

940 State Road 434 South
Altamonte Springs, FL 32714
Contact: Stan Rosenfield
Phone: 407-298-1535 ext. 263
Fax: 407-523-0982
Mobile: 407-221-3936
Email: srosenfield@asnmil.com

Jack Caruso's Regency Dodge

10979 Atlantic Blvd.
Jacksonville, FL 32225
Contact: William "Bill" Futrill
Phone: 904-652-5600
Fax: 904-652-7061
Mobile:
Email: bfutrill@jax4cars.com

Kelly Tractor Co.

8255 NW 58th Street
Miami, FL 33166
Contact: Greg Bennett
Phone: 305-592-5360 ext. 1121
Fax: 305-477-2024
Mobile: 786-229-7037
Email: greg_bennett@kellytractor.com

Kenworth of Central Florida

1800 N. Orange Blossom Trail
Orlando, FL 32804
Contact: Richard Smith
Phone: 800-871-2244 ext. 106
Fax: 407-648-2786
Mobile: 407-341-6637
Email: r.smith@kwcf.net

Maroone Chevrolet, LLC

8600 Pines Blvd.
Pembroke Pines, FL 33024
Contact: Dave Fridgant
Phone: 954-447-2150
Fax: 954-433-8503
Mobile:
Email: fridgantd@autonation.com

Maroone Chrysler-Jeep

21151 NW 2nd Avenue
Miami, FL 33169
Contact: Steve Henry
Phone: 305-493-5310
Fax: 305-653-8250
Mobile: 954-383-1009
Email: schenry1@comcast.net

Maroone Dodge, LLC

21151 NW 2nd Avenue
Miami, FL 33169
Contact: Steve Henry
Phone: 305-493-5310
Fax: 305-653-8250
Mobile: 954-383-1009
Email: schenry1@comcast.net

AWARDED DEALERS (continued)

Navistar, Inc.

27451 Cedar Park Court
Wesley Chapel, FL 33544

Contact: Rich Reagan
Phone: 813-476-0839
Fax: 813-907-7373
Mobile: 813-476-0839
Email: rich.reagan@navistar.com

Additional Region Contacts:

Western: Jerry Livings
888-246-4581
jlivings@wardintltrucks.com

Northern & Central: Jeff Rotella
407-466-6951
jarotella@maudlinintl.com

Southern: John Bradley
561-882-9050
bradley@rechtien.com

Nextran Truck Center-Lake City

328 SW Ring Court
Lake City, FL 32025

Contact: Barry Sessions
Phone: 800-559-6225
Fax: 386-754-8925
Mobile: 386-365-1984
Email: bsessions@nextrancorp.com

Nextran Truck Center-Miami

6801 NW 74 Avenue
Miami, FL 33166

Contact: N. J. "Nic" Nichols
Phone: 305-883-8506
Fax: 305-883-9808
Mobile: 305-310-9485
Email: nnichols@nextrancorp.com

Nextran Truck Center-Tampa

7810 Adamo Drive
Tampa, FL 33619

Contact: John A. Louer
Phone: 813-626-7141
Fax: 813-627-8831
Mobile: 813-256-6685
Email: jlouer@nextrancorp.com

Nimnicht Chevrolet Company

1550 Cassat Avenue
Jacksonville, FL 32210

Contact: Wayne Joiner
Phone: 904-425-6384
Fax: 904-425-3404
Mobile: 904-588-5007
Email: wjoiner@nimnichauto.com

Nortrax Equipment Company SELP

3802 Corporex Park Drive
Tampa, FL 33619

Contact: Bob Rainey
Phone: 813-635-2300
Fax: 813-655-4685
Mobile: 813-323-2149
Email: robert.rainey@nortrax.com

Orville Beckford Ford-Mercury

6400 Highway 90
Milton, FL 32570

Contact: Joseph L. Windrow
Phone: 800-525-2234 ext. 259
Fax: 850-626-9591
Mobile: 850-393-4723
Email: windrow1@windrowfleetsales.com

Pantropic Power, Inc.

8205 NW 58th Street
Miami, FL 33166

Contact: Sergio Chacon
Phone: 305-477-3329 ext. 3106
Fax: 305-477-1943
Mobile: 786-236-9515
Email: sergio_chacon@pantropic.com

Ring Power Corporation

10421 Fern Hill Drive
Riverview, FL 33578

Contact: Alan Thomas
Phone: 813-865-2214
Fax: 813-672-6139
Mobile: 352-427-0252
Email: alan.thomas@ringpower.com

Rush Truck Center-Jacksonville

5175 W. Beaver Street
Jacksonville, FL 32254

Contact: Doug Shaffer
Phone: 904-783-6170
Fax: 904-783-6933
Mobile: 813-361-1199
Email: shafferd@rush-enterprises.com

Rush Truck Center-Tampa

8411 Sabal Industrial Blvd.
Tampa, FL 33619

Contact: Paul Rosencrans
Phone: 813-664-1441
Fax: 813-626-5024
Mobile: 239-940-2273
Email: rosenransp@rush-enterprises.com

AWARDED DEALERS *(continued)*

Rush Truck Center-Winter Garden

12475 W. Colonial Drive
Winter Garden, FL 34787
Contact: Rodney Shaffer
Phone: 407-877-3636
Fax: 407-614-6097
Mobile: 352-551-0731
Email: shafferr@rush-enterprises.com

Saturn of Sebring

441 US Hwy. 27 North
Sebring, FL 33870
Contact: Chris Wilson
Phone: 863-402-4234
Fax: 863-402-4221
Mobile: 863-381-3411
Email: chris.wilson@alanjay.com

Southern Sewer Equipment Sales

3409 Industrial 27th Street
Ft. Pierce, FL 34946
Contact: Mike Wood
Phone: 800-782-4134
Fax: 772-595-9171
Mobile: 772-201-9839
Email: info@southernsewer.com

Suwannee River Kubota, LLC

14811 NW Hwy. 19
Chiefland, FL 32626
Contact: Kristen Wilson
Phone: 352-470-7061
Fax: 352-336-7474
Mobile: 352-275-1224
Email: kubotayoda@yahoo.com

Tampa Truck Center

7528 Hwy. 301 North
Tampa, FL 33637
Contact: Al Seiler
Phone: 813-262-0890
Fax: 813-621-7262
Mobile: 813-454-2785
Email: aseiler@freightlineroftampa.com

Thomas Motors, Inc.

23617 Bluestar Hwy.
Quincy, FL 32351
Contact: Jim Bass
Phone: 800-877-9752
Fax: 850-875-3898
Mobile: 850-980-5990
Email: jimbassgmsales@gmail.com

Tradewinds Power Corp.

600 State Road 66
Sebring, FL 33875
Contact: Paul Staples
Phone: 800-206-2224
Fax: 305-675-3725
Mobile: 786-402-9994
Email: pstaples@tradewindspower.com

Triple D Equipment, Inc.

2820 S. Firehouse Road
Deland, FL 32720
Contact: Ray DeLong
Phone: 866-725-2119
Fax: 386-738-2012
Email: tripled@cfl.rr.com

Tropical Ford

9900 S. Orange Blossom Trail
Orlando, FL 32837
Contact: Stuart Mizrahi
Phone: 407-851-3800
Fax: 407-856-8345
Mobile: 407-538-8104
Email: stuart@tropicalford.com

United Rentals

7322 W. Tennessee St.
Tallahassee, FL 32304
Contact: Nick Gray
Phone: 850-575-1989
Fax: 850-350-0869
Mobile: 850-210-3032
Email: nigray@ur.com

University Sales & Service

1850 Capital Circle N.E.
Tallahassee, FL 32308
Contact: Don Gates
Phone: 850-519-3697
Mobile: 850-519-3697
Email: dgates@championchevy.com



**FLORIDA SHERIFFS ASSOCIATION,
FLORIDA ASSOCIATION OF COUNTIES &
FLORIDA FIRE CHIEFS' ASSOCIATION**

**60,000 LB. GVWR CAB & CHASSIS - 4X6 TANDEM AXLE REFUSE TRUCK
(ONLY)
SPECIFICATION #49**

2009 American LaFrance Condor
2009 Autocar ACX64
2009 Mack MR Series
2009 Peterbilt 320

ALL ITEMS FACTORY INSTALLED UNLESS OTHERWISE INDICATED

INSTRUCTIONS: Listed above, you will find the model numbers of the vehicles that will be included in this year's contract.

1. ENGINE:

- a. 300 HP 6 cylinder diesel engine, 11L minimum

2. TRANSMISSION:

- a. Allison 4500 RDS automatic transmission

3. ENGINE EQUIPMENT:

- a. Alternator – 12 volt 100A
- b. Premium engine hoses
- c. Injection pump – electronic engine control
- d. Radiator – aluminum core, or approved equivalent
- e. Air restriction monitor – intake mounted

4. CAB:

- a. Cab – welded steel galvanized or aluminum shell with rust preventative coating.
- b. Low cab, forward mounted, tilt type.
- c. Floor covering – black rubber mats
- d. Seating – driver air suspension mid back, passenger fixed mid back.
- e. Steering wheel – 18" two spoke
- f. Standard air conditioning

5. FRAME:

- a. Frame – steel construction matched to GVW and mounted body of truck.
- b. Wheelbase – 209"
- c. Front bumper – painted steel
- d. Fuel tank – 70 gallon, minimum
- e. Air dryer – bendix AD9 heated, or approved equivalent.

6. SAFETY:

- a. Horn – single air trumpet
- b. Mirrors – West Coast to include 7.5" convex mounted to lower mirror bracket.

- c. Windshield wipers – 2 speed with intermittent feature
- d. Brakes – Meritor "S" cam type 15" x 4" Q + front and Meritor 16.5" x 7" Q + rear with antilock without automatic traction control, or approved equivalent.
- e. Slack adjusters – Haldex automatic front and rear.
- f. Daytime running lights.
- g. Backup alarm – pollak 41-722 constant audible, or approved equivalent (mounted on rear cross member).

7. FRONT AXLE:

- a. Front axle – 20,000 lb.
- b. Front wheels – steel 10 hole hub piloted
- c. Front tires – 11R22.5 Goodyear G397LHS, steer or approved equivalent.
- d. Front hubs – iron, or approved equivalent.

8. REAR AXLE:

- a. Rear axle – 40,000 lb.
- b. Rear wheels – steel 10 hole hub piloted
- c. Rear tires – 11R22.5 Goodyear G124 unisteeel traction or approved equivalent.
- d. Hubs – iron, or approved equivalent.
- e. Power divider with warning light and buzzer (includes in cab control)

9. ELECTRICAL:

- a. Circuit protection – fuses except headlamp and wiper circuits which utilize circuit breakers.
- b. Hand throttle – electronic hand throttle operated through cruise control when in PTO mode only.
- c. Engine protection – engine shut down system monitoring high water temp, low oil pressure, high exhaust temp, high transmission temp.

10. CONDITIONS

In addition to equipment specified, vehicle shall be equipped with all standard equipment as specified by the manufacturer for this model and shall comply with all EPA Emission Standards and all Motor Vehicle Safety Standards as established by the U.S. Department of Transportation regarding the manufacture of motor vehicles.

The successful bidder shall be responsible for delivering vehicles that are properly serviced, clean and in first class operating condition. Pre-delivery service, at a minimum, shall include the following:

- a. Complete lubrication.
- b. Check all fluid levels to assure proper fill.
- c. Adjustment of engine to proper operating condition.
- d. Inflate tires to proper pressure.
- e. Check to assure proper operation of all accessories, gauges, lights, and mechanical features.
- f. Focusing of headlights.
- g. Cleaning of vehicles, if necessary, and removal of all unnecessary tags, stickers, papers, etc. **DO NOT** remove window price sticker or supplied line sheet.



**FLORIDA SHERIFFS ASSOCIATION,
FLORIDA ASSOCIATION OF COUNTIES &
FLORIDA FIRE CHIEFS' ASSOCIATION**

**60,000 LB. GVWR CAB & CHASSIS - 4X6 TANDEM AXLE REFUSE TRUCK
(ONLY)
SPECIFICATION #49**

2009 Autocar ACX64

The Autocar ACX64 purchased through this contract comes with all the standard equipment as specified by the manufacturer for this model and FSA's base vehicle specification(s) requirements which are included and made a part of this contract's vehicle base price as awarded by specification by zone.

ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$127,212.00	\$126,887.00	\$126,487.00	\$123,439.00

While the Florida Sheriffs Association, Florida Association of Counties and Florida Fire Chiefs' Association have attempted to identify and include those equipment items most often requested by participating agencies for full size vehicles, we realize equipment needs and preferences are going to vary from agency to agency. In an effort to incorporate flexibility into our program, we have created specific add/delete options which allow the purchaser to tailor the vehicle to their particular wants or needs.

The following equipment delete and add options and their related cost are provided here to assist you in approximating the total cost of the type vehicle(s) you wish to order through this program. Simply deduct the cost of any of the following equipment items you wish deleted from the base unit cost and/or add the cost of any equipment items you wish added to the base unit cost to determine the approximate cost of the type vehicle(s) you wish to order.

NOTE: An official listing of all add/delete options and their prices should be obtained from the appropriate dealer in your zone when preparing your order. Additional add/delete options other than those listed here may be available through the dealers, however, those listed here must be honored by the dealers in your zone at the stated prices.

VEHICLE:	ACX64	ACX64	ACX64	ACX64
DEALER:	Kenworth of Central Florida	Kenworth of Central Florida	Kenworth of Central Florida	General GMC Truck Sales & Service, Inc.
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$127,212.00	\$126,887.00	\$126,487.00	\$123,439.00

		Western & Northern & Central	Southern
Order Code	Delete Options		
	Engine/transmission - specify <i>Cummins ISL-345hp / Allison 4500RDS 6 speed</i> ¹	(\$5,435.00) ¹	NA
	Engine/transmission - specify <i>Cummins ISL-365hp / Allison 4500RDS 6speed</i> ¹	(\$4,163.00) ¹	NA
	Engine/transmission - specify <i>Cummins ISC-330hp / Allison 3500RDS 6 speed</i> ¹	(\$10,529.00) ¹	NA
	Engine/transmission - specify	NA	NA
		Western & Northern & Central	Southern
Order Code	Add Options		
1010030 ²	Engine upgrade - specify <i>Cummins ISM-350V hp</i> ¹ <i>ISM 350hp</i> ²	NC ¹	NC ²
1010031 ²	Engine upgrade - specify <i>Cummins ISM-385V hp</i> ¹ <i>ISM 385hp</i> ²	\$1,194.00 ¹	\$1,225.00 ²
1010033 ²	Engine upgrade - specify <i>Cummins ISM-425V hp</i> ¹ <i>ISM 425hp</i> ²	\$1,881.00 ¹	\$1,930.00 ²
1010021 ²	Engine upgrade - specify <i>Jacobs</i> ¹ <i>ISL 345hp (price reduction)</i> ²	\$1,895.00 ¹	(\$4,458.00) ²
1010022 ²	Engine upgrade - specify <i>ISL 365hp (price reduction)</i> ²	NA	(\$2,942.00) ²
	Transmission upgrade - specify <i>Telma Driveline Retarder w / 200amp Alternator</i> ¹	\$10,927.00 ¹	NA
	Transmission upgrade - specify <i>(4) Wheel Lock - For Rear Axles</i> ¹	\$744.00 ¹	NA
	Transmission upgrade - specify	NA	NA
	Transmission upgrade - specify	NA	NA
	Transmission upgrade - specify	NA	NA
	Nitrogen filled tires including spare tire	NA	NA
	GVWR upgrade - specify	NA	NA
64K ²	64,000 lb. GVW package <i>INCLUDES: 46k R/Axles; Hend HMX460; 1810 driveline; Fr Wheels & Tires</i> ¹	\$4,228.00 ¹	\$2,905.00 ²

VEHICLE:	ACX64	ACX64	ACX64	ACX64
DEALER:	Kenworth of Central Florida	Kenworth of Central Florida	Kenworth of Central Florida	General GMC Truck Sales & Service, Inc.
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$127,212.00	\$126,887.00	\$126,487.00	\$123,439.00

66K ²	GVWR upgrade - specify <i>GVW 35,000lb: SINGLE AXLE</i> ¹ <i>66,000lbs. GVWR - Includes 425R22.5 front tires</i> ²		(\$5,463.00) ¹	\$3,397.00 ²
	GVWR upgrade - specify		NA	NA
	GVWR upgrade - specify		NA	NA
	GVWR upgrade - specify		NA	NA
	Hybrid option		NA	NA
404002 ²	Double Frame: full steel insert <i>Full Frame Steel Insert</i> ¹		\$632.00 ¹	\$648.00 ²
22KW ²	Front Axle - specify <i>MFS-16 16,000lb w / Springs</i> ¹ <i>22,000 lb. Springs with Aeon Cushion - Includes 66,000 lb. GVWR</i> ²		(\$68.00) ¹	\$3,925.00 ²
	Rear Axle - specify <i>RT44-145 44,000lb Tandem Axle</i> ¹		\$1,303.00 ¹	NA
3500008 ²	Rear Suspension - specify <i>HMX-460 46,000lb w / Shock Absorbers</i> ¹ <i>Hendrickson PAX - 460 Air - 46,000 lbs.</i> ²		\$766.00 ¹	\$2,254.00 ²
	Rear Suspension - specify <i>PAX-460 46,000lb Air Ride</i> ¹		\$2,096.00 ¹	NA
3350102 ²	Rigid Lift Axle: Pusher / Tag 20,000 lb rating air lift to include 11R-22.5 tires with steel wheels <i>Hendrickson HLM-2 20k Lift Axle</i> ¹		\$7,399.00 ¹	\$8,661.00 ²
3350108 ²	Steerable Lift Axle: Pusher / Tag 20,000 lb rating air lift to include 11R-22.5 tires with steel wheels <i>Hendrickson Para-Lift 20k Steerable Lift Axle</i> ¹		\$8,674.00 ¹	\$9,988.00 ²
122002 ²	Front Engine PTO Provision (FEPTO) <i>FRONT ENGINE PTO ADAPTOR</i> ¹		\$734.00 ¹	\$750.00 ²
5000001 ²	LCF with right hand steering <i>ACX-R</i> ¹		\$1,290.00 ¹	\$750.00 ²
5000003 ²	LCF with dual steering <i>ACX-DD</i> ¹		\$3,923.00 ¹	\$3,374.00 ²
WXLL ²	LCF Low Profile with left hand steering		NA	\$642.00 ²
WXLL-D ²	LCF Low Profile with dual steering		NA	\$3,337.00 ²
WXLL-DS ²	LCF Low Profile with dual steering & right hand stand up <i>ACX-DD RHS</i> ¹		\$5,128.00 ¹	\$5,554.00 ²
EZ Pack FL ²	Refuse body - state model bid and description <i>GALBREATH U5-OR-174 60K HOIST W/PIONEER TARP SYSTEM</i> ¹ <i>Hercules 40yd front loader</i> ²		\$29,698.00 ¹	\$86,371.00 ²
EZ G370C ²	Optional mounted body - specify <i>McNeilus 2847 28yd Automated Side Loader</i> ¹ <i>Goliath 25yd rear loader G370C</i> ²		\$93,268.00 ¹	\$60,709.00 ²

VEHICLE:	ACX64	ACX64	ACX64	ACX64
DEALER:	Kenworth of Central Florida	Kenworth of Central Florida	Kenworth of Central Florida	General GMC Truck Sales & Service, Inc.
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$127,212.00	\$126,887.00	\$126,487.00	\$123,439.00

EZ A300C ²	Optional mounted body - specify <i>McNeilus 4029 Atlantic 40yd Front Loader</i> ¹ <i>Apollo 25yd rear loader A300C</i> ²		\$90,306.00 ¹	\$57,094.00 ²
EZ G300C ²	Optional mounted body - specify <i>McNeilus 2511 RL HD 25yd Rear Loader</i> ¹ <i>Goliath 25yd rear loader G300C</i> ²		\$63,770.00 ¹	\$58,255.00 ²
60KR/O ²	Optional mounted body - specify <i>Heil DP7000 33yd Automated Side Loader</i> ¹ <i>60,000lb Roll-off with Pioneer tarp</i> ²		\$109,629.00 ¹	\$34,550.00 ²
VAC CON ²	Optional mounted body - specify <i>Heil Rapid Rail 32yd Automated Side Loader</i> ¹ <i>Vac Con sewer combination cleaner</i> ²		\$101,533.00 ¹	\$172,153.00 ²
HEIL FL ²	Optional mounted body - specify <i>Heil Half Pack 28yd Front Loader</i> ¹ <i>Front loader - 28yd eject</i> ²		\$95,660.00 ¹	\$101,471.00 ²
HEIL ASL ²	Optional mounted body - specify <i>Heil 5000 32yd Rear Loader</i> ¹ <i>Automated side loader - 33yd eject</i> ²		\$77,164.00 ¹	\$115,441.00 ²
HEIL RL ²	Optional mounted body - specify <i>Heil 4000 20yd Rear Loader</i> ¹ <i>PT commercial rear loader - 32yd</i> ²		\$55,050.00 ¹	\$82,976.00 ²
HEIL RRSL ²	Optional mounted body - specify <i>E-Z Pack Hercules 40yd Front Loader</i> ¹ <i>Rapid Rail automated side loader - 32yd</i> ²		\$80,974.00 ¹	\$107,345.00 ²
LT33 ²	Optional mounted body - specify <i>E-Z Pack Goliath 25yd Rear Loader</i> ¹ <i>Labrie 33yd expert T helping hand residential</i> ²		\$52,717.00 ¹	\$135,002.00 ²
LT33C ²	Optional mounted equipment/body - specify <i>E-Z Pack Goliath 20yd Rear Loader</i> ¹ <i>Labrie 33yd Co-mingled</i> ²		\$51,787.00 ¹	\$153,856.00 ²
LA33 ²	Optional mounted equipment/body - specify <i>Labrie Automizer 33yd Residential Automated Side Loader</i> ¹ <i>Labrie 33yd Automizer</i> ²		\$109,686.00 ¹	\$115,145.00 ²
LCM ²	Optional mounted equipment/body - specify <i>Labrie Automizer 33yd Automated Side Loader w/300gallon cart gripper</i> ¹ <i>Labrie 33yd Co-mingled split body</i> ²		\$113,203.00 ¹	\$136,058.00 ²
RL2R ²	Optional mounted equipment/body - specify <i>Labrie Automizer 31yd Co-Mingle Automated Side Loader</i> ¹ <i>Leach 2R III - 32yd rear loader residential</i> ²		\$130,258.00 ¹	\$70,490.00 ²
RL2C ²	Optional mounted equipment/body - specify <i>Neway Mammoth 40yd Front Loader w/10k arms/washout tank</i> ¹ <i>Leach 2R III - 32yd rear loader commercial</i> ²		\$81,943.00 ¹	\$76,340.00 ²

VEHICLE:	ACX64	ACX64	ACX64	ACX64
DEALER:	Kenworth of Central Florida	Kenworth of Central Florida	Kenworth of Central Florida	General GMC Truck Sales & Service, Inc.
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$127,212.00	\$126,887.00	\$126,487.00	\$123,439.00

NW32R ²	Optional mounted equipment/body - specify <i>Neway King Cobra 20yd Rear Loader</i> ¹ <i>Newway 32yd rear loader residential</i> ²		\$69,481.00 ¹	\$68,556.00 ²
NW32C ²	Optional mounted equipment/body - specify <i>Neway King Cobra 25yd Rear Loader</i> ¹ <i>Newway 32yd King Cobra rear loader commercial</i> ²		\$70,461.00 ¹	\$73,048.00 ²
NW40FL ²	Optional mounted equipment/body - specify <i>Neway King Cobra 32yd Rear Loader</i> ¹ <i>Newway 40yd front loader</i> ²		\$72,641.00 ¹	\$83,462.00 ²
	Optional mounted equipment/body - specify <i>Grapple: Nu Life Brush Hawg w/ 24.5yd dump</i> ¹		\$44,667.00 ¹	NA
	Optional mounted equipment/body - specify <i>Grapple: PacMac KBF222A w/24' 40yd dump</i> ¹		\$77,919.00 ¹	NA
10KLA ²	Optional equipment - specify <i>Leach 2R111 25yd Rear Loader</i> ¹ <i>10,000lb Lift arm for Newway front loader</i> ²		\$73,310.00 ¹	\$1,872.00 ²
	Optional equipment - specify <i>Engine Oil Pan Guard</i> ¹		\$280.00 ¹	NA
	Optional equipment - specify <i>Front Cab Guard</i> ¹		\$337.00 ¹	NA
	Optional equipment - specify <i>Cab Tilt / Air Assist</i> ¹		\$193.00 ¹	NA
	Optional equipment - specify <i>Tilt / Steering Column</i> ¹		\$97.00 ¹	NA
	Optional equipment - specify <i>Motorized Mirrors</i> ¹		\$471.00 ¹	NA
	Optional equipment - specify <i>AM/FM/CD</i> ¹		\$319.00 ¹	NA
	Optional equipment - specify <i>315R/22.5 Front Tires & Wheels</i> ¹		\$230.00 ¹	NA
	Optional equipment - specify <i>315R/22.5 Rear Tires & Wheels</i> ¹		\$1,428.00 ¹	NA
	Optional equipment - specify <i>12R-22.5 Rear Tires & Wheels</i> ¹		\$763.00 ¹	NA
8990001 ²	Warranty - Specify <i>Allison 5th yr/ Unlimited Miles Warranty</i> ¹ <i>Chassis only - 2yrs/150,000</i> ²		\$452.00 ¹	\$2,281.00 ²
8990002 ²	Warranty - Specify <i>Autocar 2yr/150,000 Mile Chassis Warranty</i> ¹ <i>Chassis only - 3yrs/200,000</i> ²		\$2,080.00 ¹	\$4,391.00 ²

VEHICLE:	ACX64	ACX64	ACX64	ACX64
DEALER:	Kenworth of Central Florida	Kenworth of Central Florida	Kenworth of Central Florida	General GMC Truck Sales & Service, Inc.
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$127,212.00	\$126,887.00	\$126,487.00	\$123,439.00

8990004 ²	Warranty - Specify Cummins ISL - 5yr/200,000 PP2 Warranty ¹ Chassis only - 5yrs/200,000 ²	\$2,714.00 ¹	\$8,016.00 ²
899B012 ²	Diesel Warranty - Specify Cummins ISL - 5yr/300,000 Turbo / Injector Warranty ¹ ISM07 - 5yrs/150,000 ²	\$2,714.00 ¹	\$1,256.00 ²
899B017 ²	Diesel Warranty - Specify Cummins ISM - 5yr/500,000 Turbo / Injector Warranty ¹ ISM07 - 7yrs/250,000 ²	\$1,709.00 ¹	\$2,512.00 ²
	Diesel Warranty - Specify Cummins ISM - 5yr/500,000 PP2 Warranty ¹	\$1,910.00 ¹	NA

TAB 4

**Town of Lake Park Town Commission
Agenda Request Form**

Meeting Date: October 15, 2008

Agenda Item No. *Tab 4*

- | | |
|------------------------------------------------------|----------------------------------------------------|
| <input type="checkbox"/> PUBLIC HEARING | <input checked="" type="checkbox"/> RESOLUTION |
| <input type="checkbox"/> Ordinance on Second Reading | |
| <input type="checkbox"/> Public Hearing | <input type="checkbox"/> DISCUSSION |
| <input type="checkbox"/> ORDINANCE ON FIRST READING | <input type="checkbox"/> BID/RFP AWARD |
| <input type="checkbox"/> GENERAL APPROVAL OF ITEM | <input checked="" type="checkbox"/> CONSENT AGENDA |
| <input type="checkbox"/> Other: | |

SUBJECT: Motor Vehicle Policy

RECOMMENDED MOTION/ACTION: Approve resolution

Approved by Town Manager *Al Davis* Date: *10/9/08*
Anne M. Costello *10/3/08*
 Name/Title Finance Director Date of Actual Submittal

Originating Department: Finance	Costs: \$ no cost Funding Source: Acct. #	Attachments: Resolution
Department Review: <input type="checkbox"/> Town Attorney _____ <input type="checkbox"/> Community Affairs _____ <input type="checkbox"/> Community Development _____	<input checked="" type="checkbox"/> Finance _____ <input type="checkbox"/> Fire Dept _____ <input type="checkbox"/> Library _____ <input type="checkbox"/> Marina _____ <input type="checkbox"/> PBSO _____	<input type="checkbox"/> Personnel _____ <input type="checkbox"/> Public Works _____ <input type="checkbox"/> Town Clerk _____ <input type="checkbox"/> Town Manager _____
Advertised: Date: _____ N/A _____ Paper: _____ <input type="checkbox"/> Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ or Not applicable in this case <input checked="" type="checkbox"/> _____: Please initial one.

Summary Explanation/Background: The town currently has no formal motor vehicle policy governing the use of Town owned vehicles and personally owned vehicles used while conducting Town business. This policy establishes standards and procedures governing the assignment, operation and use of motor vehicles by employees within the scope of their employment.

RESOLUTION NO. 60-10-08

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, ESTABLISHING A MOTOR VEHICLE POLICY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park is a municipal corporation of the State of Florida with such power and authority as conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the Town of Lake Park maintains a fleet of vehicles for use by employees in carrying out town business; and

WHEREAS, it is necessary for the Town Commission to establish a Motor Vehicle Policy which shall be administered by the Town Manager; and

WHEREAS, the Town's Motor Vehicle Policy is intended to establish standards governing the assignment, operation and use of motor vehicles by employees within the scope of their employment.

NOW THEREFORE BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, that:

Section 1. Purpose. The primary purposes of this motor vehicle policy and procedures are to:

- A.** Establish standards governing the system of motor vehicle assignment, utilization and operation;
- B.** maximize the efficient and effective use of the Town's fleet in support of organizational goals and program objectives;
- C.** control the use of Town owned and/or leased and personally owned and/or leased motor vehicles in the conduct of Town business;
- D.** limit liability to the Town; and
- E.** hold employees accountable for any violations of policy or safety standards.

Section 2. SCOPE OF APPLICABILITY

This policy applies to all employees and any appointed or elected officials or independent contractors who operate Town owned and/or leased motor vehicles including special use motor vehicles such as construction and excavation equipment designed to operate primarily off-road but driven on public roads to a job site.

Section 3. DEFINITIONS: The following definitions shall be used in interpreting and applying this policy:

- A. "Town Manager/Department Director/Division Manager" shall also mean "or designee";
- B. "Official business," business of the Town" or "services" shall mean any activity carried out by an employee in the performance of Town business;
- C. "Department/Division Pool Vehicle" shall mean a vehicle that has been provided to a department / division for the use of employees on an as needed basis;
- D. "Motor Vehicle Assignment" shall mean the exclusive issue of a vehicle to an employee;
- E. "Take Home Authorization" shall mean the approval for an employee to take a vehicle home and to use the vehicle for daily commuting purposes between work and home;
- F. "Town Vehicle" shall mean any Town owned and/or leased motor vehicle; and
- G. "Pool Vehicle" shall mean any Town Vehicle assigned to a department for shared use by department employees.

Section 4. STANDARDS AND PROCEDURES

- A. **General**
 - 1. A Town vehicle is to be used for official Town business and shall not be used by an employee for personal reasons except as provided herein;
 - 2. A Town vehicle will be used for local travel whenever available;
 - 3. Any abusive, reckless or negligent act while operating any Town vehicle or personal vehicle while on Town business may result in a suspension or termination of an employee's driving privileges and may be grounds for further disciplinary action as provided for in the Employee Handbook or collective bargaining unit agreements.
 - 4. Employees shall obey all Town, County, State and Federal laws while operating any motor vehicle.
 - 5. Transporting non-employees for other than Town business must be approved in advance in writing by the Town Manager;
 - 6. When cargo, materials or tools are being transported, the driver is responsible for assuring that all items are properly secured to prevent them from shifting or falling from the motor vehicle or trailer and from being stolen;
 - 7. No person shall be allowed to ride on a running board, fender, hood, tailgate, bed or other location on a motor vehicle not designed or approved by the motor vehicle manufacturer for passengers.

8. The operator shall not operate any motor vehicle when the normal field of vision is obstructed in any way;
9. A qualified operator must be positioned at the motor vehicle's controls any time it is running. No motor vehicle except those responding to emergency situations shall be left unattended without first stopping the motor, locking the ignition, removing the key, setting the parking brake and locking the doors or otherwise securing the motor vehicle to prevent theft, vandalism or unintentional movement; and
10. The Town shall not be responsible for any personal property left in Town vehicles when used in the performance of Town business.

B. Motor Vehicle Operation

1. Town Vehicle Care

- a) An employee who operates a Town vehicle is responsible for the proper care of that vehicle.
- b) Fluid levels including brake, transmission, engine oil, and coolant shall be maintained. Missed service appointments may lead to loss of Town vehicle assignment.
- c) Any defects that will affect safe operation of the Town vehicle shall be reported promptly to the operator's supervisor and Vehicle Maintenance Foreman. No employee shall operate a Town vehicle that is in an unsafe condition.
- d) Any Town vehicle damage beyond normal wear and tear must be documented and reported to the operator's supervisor and Vehicle Maintenance Foreman.

2. Driver License

- a) A valid Florida driver license must be in the employee's possession at all times while operating a Town vehicle. In the case of commercially rated motor vehicles, the proper Florida commercial driver license for the motor vehicle's weight and class must be valid and in the operator's possession. An employee may not possess a license from another state in addition to Florida.
- b) Commercial operators must notify in writing Risk Management and the Department Director no later than the end of the next business day of a conviction for any traffic violation (except parking). This is true no matter where or what type of vehicle is driven.
- c) An employee who operates a Town vehicle must notify Risk Management and Department Director no later than the end of the next business day when an issued license has been suspended, revoked or canceled, or if for any other reason the employee is disqualified from driving.
- d) An employee who may operate a motor vehicle on official Town business shall provide a photocopy of his or her current Florida driver license to the Human Resources Department for his or her personnel file.

3. Accident Reporting Requirements

- a) Any accident involving a Town vehicle or personal vehicle used in the

performance of Town business shall be reported as follows:

- 1) summon medical care for any injured parties;
- 2) notify appropriate law enforcement authorities;
- 3) notify immediate supervisor;

- b) The supervisor shall immediately notify the Risk Management Division, initiate departmental investigation of the accident or act at the direction of the Risk Management Division and complete all required Town reports and recommend any follow-up preventive actions to the Town's Risk Manager.
- c) Failure to report as set forth above may result in disciplinary action up to and including termination of employment.
- d) A drug and alcohol test may be required in accordance with Employee Handbook and/or Collective Bargaining Agreements.
- e) When an operator on Town business is determined to be at fault in a motor vehicle accident, the supervisor shall recommend disciplinary action in accordance with Town policy and/or collective bargaining agreements.

4. **Use of Safety Restraints**

- a) All Town motor vehicles must be equipped with seat belts and all occupants of Town motor vehicles must properly wear seat belts any time the motor vehicle is in motion.
- b) The operator of construction, excavation and other off-road equipment shall use the occupant restraint system any time the motor vehicle is in operation.
- c) Employees are prohibited from removing, deactivating, modifying or otherwise defeating any occupant restraint installed by the manufacturer unless approved or instructed by the manufacturer.

5. **Parked Motor Vehicles**

- a) Any motor vehicle left unattended shall be legally parked in a designated parking space. Motor vehicles responding to emergency situations or those parked on job sites shall be parked with due regard to safety and security considerations.
- b) All Town vehicles except those taken home shall be secured in a Town parking lot during non-duty hours. When it is necessary to leave a motor vehicle at a job site overnight, the operator shall ensure the motor vehicle is parked and secured in an area which provides reasonable security.

6. **Trailers and Towing**

- a) An operator whose motor vehicle is towing a trailer, dolly or other equipment shall assure that the trailer weight does not exceed the rated capacity of the vehicle or trailer hitch, that the trailer is coupled properly to the hitch and that the safety chains are properly fastened.
- b) The operator shall ensure that the trailer or other towed equipment is supplied with proper and functioning lights including brake lights turn signals

and running lights.

- c) Any motor vehicle having a load which extends more than four (4) feet beyond the rear of the vehicle shall have the end of the load marked with a red flag. The red flag must be a least twelve (12) inches square.

7. **Insurance Requirements for Personal Vehicles**

- a) The vehicle owner's insurance is the primary insurance with the Town's insurance as the secondary.
- b) The Town's insurance will not provide coverage for damage to an employee's personal vehicle. An employee who uses a personal vehicle in the performance of Town business should confirm that his or her personal auto insurance policy provides coverage for this use.
- c) An employee who receives a monthly motor vehicle allowance will maintain liability coverage in an amount not less than \$100,000 per occurrence /\$300,000 annual aggregate.
- d) When it is necessary for a Town employee who has traveled to another Florida Town or out-of-state to use a rental vehicle for Town business, the employee's own comprehensive/collision damage shall apply as set forth above.

8. **Tobacco Use Prohibited**

The use of any tobacco product (smoking or smokeless) is prohibited in any Town vehicle.

C. **Authorization**

The assignment of a Town vehicle shall be by justification as indicated on a Completed justification form submitted by the department Director and approved by the Town Manager.

1. **Assignments**

- a) **Exclusive Use Assignments:** Where dictated by job responsibilities of a classification/position, a motor vehicle may be assigned for the exclusive uses of an employee.

- b) **Pool Vehicles:** Where dictated by need a department/division may be assigned pool vehicles. Such vehicles are requested by the Department Director and approved by the Town Manager. Employees may use pool vehicles as approved by the Department Director. Pool vehicles are intended for shared use by department employees and shall not be exclusively assigned.

2. **Authorization to Take a Town Vehicle Home**

- a) Authorization to take a Town vehicle home must be requested by the employee on a completed Vehicle Take-Home Authorization Form

(attachment I), recommended by the Department Director and approved by the Town Manager. Prior to recommending take-home approval, Department Directors may consider circumstances such as the following:

- 1) the employee in the position is routinely called out and a specially equipped vehicle is required; or
 - 2) the employee routinely works away from the office locations or outside of the normal business hours or workweek; or
 - 3) it is more efficient to proceed to job site directly to or from home rather than from the office location; or
 - 4) it is essential that a vehicle is available to the employee to respond to emergency situations.
- b) Department Directors may authorize the occasional take-home use of a department/division pool vehicle for specific authorized functions or activities requiring a Town vehicle at nighttime to transport people and /or equipment to/from an activity provided that:
- 1) the domicile of an employee is such that it would be inefficient to pick up and return the vehicle to its normal storage location before and after the event; or
 - 2) for early morning business travel, picking up a vehicle at its normal storage location would be inefficient, in which case an employee may be permitted to park a Town vehicle at their domicile overnight as long as adequate security is provided.
- c) Department Directors may authorize the take-home use of a department/division pool vehicle when an employee is placed on standby or call-back status, for a period not to exceed fifteen (15) consecutive days for any one assignment.

3. Use of Town Vehicles or Personal Vehicles

On a case-by-case basis, a decision shall be made by the Town Manager granting authority for a person volunteering services to the Town to operate a Town vehicle when their duties require travel necessary in the performance of Town business.

D. Reimbursement for the Use of Personal Vehicles

1. Each employee who is required to use their personal vehicle in the performance of Town business shall be reimbursed for such usage at the prevailing mileage rate in accordance with Town Travel Policy. An employee shall be responsible for all insurance, maintenance and fuel costs associated with the operation of their personal vehicle. Employees will not be reimbursed for the use of a personal vehicle if a Town vehicle was available.

2. An employee may be awarded a monthly motor vehicle allowance as approved by the Town Manager (employee shall report mileage as requested by the Finance Director to support the requirements of Florida Statute 112.061). Employees who receive a monthly allowance may not receive reimbursement for in-town travel but may be reimbursed for out-town travel.

E. Appropriate Use of Town Vehicles

1. A Town vehicle shall be used only for official travel while in the performance of Town business or services. Infrequent limited personal use of Town vehicles may be permitted when such use is incidental to the conduct of official business, such as:

a) Stopping at a restaurant or fast food establishment for the purpose of eating during the designated meal period when the meal period coincides with official business travel requiring a Town vehicle, when working in a remote area and a Town vehicle is the only transportation available to reach a food establishment or when attending Town-approved meetings, conferences presentations or functions. The food establishment must be on the normal route to the work location or in close proximity to the work location.

b) Stopping at a convenience store, gas station or food establishment for the purpose of buying refreshment during an official work break period or for using restroom facilities if such stop is in concert with official duties requiring travel in a Town vehicle and does not deviate from the normal route of travel.

2. At no time will a Town vehicle be parked at an adult entertainment establishment or an establishment whose primary business is the sale of alcoholic beverages.

3. A Town take-home vehicle shall not be used to replace an employee's personal vehicle for leisure-time use. Stopping at places of business while using a Town vehicle to accomplish personal chores is permitted if:

a) Such stop at a place of business is en route; and

b) Such stop at a place of business is not a bar, tavern, liquor store, saloon or adult entertainment establishment.

F. Taxable Benefit

The employee is responsible for any taxable benefit that may accrue as a result of the use of a Town assigned take-home motor vehicle and must submit the required documentation to the Finance Director. Failure to submit required documentation may result in:

1) loss of Town assigned take-home vehicle; and

2) additional personal income tax liability

Section 5. This Resolution shall become effective immediately upon adoption.

Attachment I

VEHICLE TAKE-HOME AUTHORIZATION FORM
(Please print or type)

Department _____ Division _____

Employee Name _____ Job Title _____

Employee Class: Full Time _____ Part-time _____ Volunteer _____

Residence Address _____
(Number and Street) (Town) (Zip Code)

Residence Phone No. _____ Distance to work location _____

Driver License Type _____ Driver License No. _____

Vehicle License No. _____ Town Vehicle No. _____

Answer the following as completely as possible:

DESCRIBE HOW THE TAKE HOME USE OF A TOWN MOTOR VEHICLE WOULD BE EFFICIENT AND COST EFFECTIVE OR IS ABSOLUTELY ESSENTIAL TO RESPOND EMERGENCIES

The above information is true and correct to the best of my knowledge. I have read and understand Motor Vehicle Policy.

(Employee Signature)

(Date)

Take-Home Authorization Recommended _____
Department Director Signature Date

Take-Home Authorization Approved _____
Town Manager Signature Date

TAB 5

Town of Lake Park Town Commission Agenda Request Form

Meeting Date: October 15, 2008

Agenda Item No. *Tab 5*

- | | |
|------------------------------------------------------------|------------------------------------------------|
| <input checked="" type="checkbox"/> PUBLIC HEARING | <input checked="" type="checkbox"/> RESOLUTION |
| <input type="checkbox"/> Ordinance on Second Reading | <input type="checkbox"/> DISCUSSION |
| <input type="checkbox"/> Public Hearing | <input type="checkbox"/> BID/RFP AWARD |
| <input checked="" type="checkbox"/> Quasi Judicial Hearing | <input type="checkbox"/> CONSENT AGENDA |
| <input type="checkbox"/> ORDINANCE ON FIRST READING | |
| <input type="checkbox"/> GENERAL APPROVAL OF ITEM | |
| <input type="checkbox"/> Other: | |

SUBJECT: Special Exception request to allow for a marine repair use in the C-4 zoning district.

RECOMMENDED MOTION/ACTION: Approval

Approved by Town Manager *[Signature]*

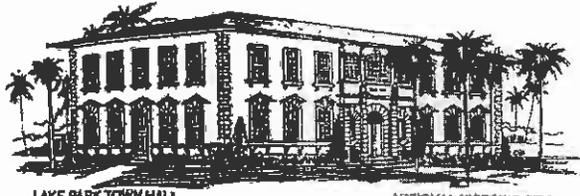
Date: *10/8/08*

Originating Department: Community Development	Costs: \$ N/A Funding Source: Acct. #	Attachments:
Department Review <input checked="" type="checkbox"/> Town Attorney <i>[Signature]</i> <input type="checkbox"/> Community Affairs <i>[Signature]</i> <input checked="" type="checkbox"/> Community Development <i>[Signature]</i>	<input type="checkbox"/> Finance _____ <input type="checkbox"/> Fire Dept _____ <input type="checkbox"/> Library _____ <input type="checkbox"/> PBSO _____	<input type="checkbox"/> Personnel _____ <input type="checkbox"/> Public Works _____ <input type="checkbox"/> Town Clerk _____ <input type="checkbox"/> Town Manager _____
Advertised: Date: _____ Paper: _____ <input type="checkbox"/> Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ <i>[Signature]</i> OR Not applicable in this case _____ Please initial one.

Summary Explanation/Background: The Applicant submitted a Zoning Certificate on April 30, 2008 requesting zoning approval of a new Machinery manufacturing business. In response, the Town contacted the Applicant telling him he would be required to apply for a special exception in order to legalize the use with a Special Exception.

The Applicant is currently operating a machinery manufacturing business whereby the Applicant manufactures specialty automobile and boat parts as well as perform some engraving work, at 1388 North Killian Drive, Suite B and is requesting that the Town Commission review and approve the Applicant's request for a special exception for a 1,500 sf machinery manufacturing use in the C-4 district on the subject property.

Staff finds that all the special exception criteria in the Town Code have been satisfied, and recommends that the Town Commission APPROVE the special exception request for a 1,500 sf machinery manufacturing facility in the C-4 district on the subject property.



"Jewel" of the Palm Beaches

**TOWN LAKE OF PARK
TOWN COMMISSION**
Meeting Date: October 1, 2008
Date Prepared: September 16, 2008

**REQUEST BY DOUGLAS DIENER, FOR A SPECIAL EXCEPTION
APPROVAL FOR A 1,500 SF MACHINERY MANUFACTURING FACILITY
LOCATED AT 1365 NORTH KILLIAN DRIVE, SUITE B, IN THE C-4 ZONING
DISTRICT**



APPLICANT'S REQUEST: A request by Douglas Diener ("Applicant") and Enzo Giordano Enterprises ("Property Owner") for the approval of a special exception use for a 1,500 sf *Machinery manufacturing* facility located at 1365 North Killian Drive, Suite B , in the C-4 zoning district.

STAFF RECOMMENDATION: APPROVAL .
P&Z RECOMMENDATION: APPROVAL .

BACKGROUND:

Applicant(s): Douglas Diener
Owner(s): Enzo Giordano Enterprises
Address/Location: 1365 North Killian Drive, Suite B, Lake Park, FL 33403
Net Acreage: 0.034 acres (1,500 sf)
Legal Description: See Application
Existing Zoning: C-4 Business District
Future Land Use: Mixed Commercial/Light Industrial

Adjacent Zoning

North: C-1/NBOZ
South: C-4
East: C-4
West: C-4

Adjacent Existing Land Use

North: Retail/Restaurant
South: Contractor's/Dry Cleaning
West: Auto Repair
East: Retail/Auto Repair/Dance Studio

SUMMARY OF REQUEST

The Applicant has requested the approval of a 1,500 sf Machinery Manufacturing special exception use in C-4 commercial zoning district. This use is expressly listed in the C-4 zoning district as a special exception use, which:

"The town commission may permit special exception uses in the C-4 zoning district provided the town commission determines that the proposed use meets the special exception zoning criteria established in this chapter and is consistent with the goals, objectives and policies of the town's comprehensive plan. In order to ensure that the special exception use is consistent with and implements good zoning practices and the goals, objectives and policies of the town's comprehensive plan. The town commission may impose conditions upon the approval of a special exception use, including, but not limited to, conditions which require an applicant to exceed standards which have been adopted pursuant to the town's land development regulations."

The Applicant submitted a Zoning Certificate on April 30, 2008 requesting zoning approval of a new Machinery manufacturing business. In response, the Town contacted the Applicant telling him he would be required to apply for a special exception in order to legalize the use with a Special Exception.

The Applicant is currently operating a machinery manufacturing business whereby the Applicant manufactures specialty automobile and boat parts as well as perform some engraving work, at 1365 North Killian Drive, Suite B and is requesting that the Town Commission review and approve the Applicant's request for a special exception for a 1,500 sf machinery manufacturing use in the C-4 district on the subject property.

Staff finds that all the special exception criteria in the Town Code have been satisfied, and recommends that the Town Commission **APPROVE** the special exception request for a 1,500 sf machinery manufacturing facility in the C-4 district on the subject property.

SPECIAL EXCEPTION CRITERIA

The Town Commission may permit special exception uses in the C-4 zoning district, provided that the Town Commission determines that the proposed use meets the special exception zoning criteria established in Section 78-184 of the Town Code, and is consistent with the goals, objectives and policies of the Town's Comprehensive Plan. The Town Commission may impose conditions upon the approval of a special exception use, including, but not limited to, conditions which require an applicant to exceed standards which have been adopted pursuant to the Town's land development regulations.

The following policies indicate the consistency between the Comprehensive Plan and the proposed use:

Future Land Use Element

Objective 1: Future growth and development shall be managed through the preparation, adoption, implementation and enforcement of land regulations which: ... (3) encourage redevelopment, renewal or renovation, where and when necessary; and (4) discourage the proliferation of urban sprawl.

The Applicant is proposing to legalize an existing Machinery Manufacturing facility, totaling 1,500 SF, which may be permitted as a special exception use in the C-4 district and determined solely by the Town Commission. The use will provide additional services to the community and will not create any noise nuisances or generate an excessive amount of additional traffic, as elaborated on in response #5 below.

Policy 1.4: Land development regulations adopted to implement this Comprehensive Plan shall be based on and be consistent with the following standards for commercial land use intensities as indicated below:

- a. Location shall be in accordance with the Future Land Use Map.
- f. Adequate off-street parking and loading facilities shall be provided.

The Future Land Use Map delineates this area as a Mixed Commercial/Light Industrial area. A Machinery Manufacturing Business is a light industrial use. Section 78-74 allows for a Machinery Manufacturing special exception use in the C-4 zoning district.

There are similar uses to the proposed Machinery Manufacturing use in the area. These similar uses are classified as “warehouse” uses in the Parking Classification Table 78-142-1, and require on average, one (1) space per 2,000 sf of GFA, plus one (1) space for each employee.

The subject area, consisting of a car repair shop and the proposed machinery manufacturing business, comprises of approximately 10,000 sf. A total of approximately 40 (40) spaces are provided on-site (as evidenced by the Applicant). Adequate parking is provided and the proposed use is consistent with this policy.

8.0 Conservation

Objective 1: Protect air quality within the Town of Lake Park

The Applicant anticipates that the degree of noise, odor or other potential nuisance factors will not be increased by granting the special exception use of a machinery manufacturing business. The proposed business will operate internal to the building and will not be utilizing any heavy machinery that emits loud noises or harmful discharges. The Applicant is

simply looking to legalize the machinery manufacturing use. The proposed use is consistent with this policy.

Analysis of Criteria and Findings for Special Exception

The Code of Ordinances provides for the following process for a special exception approval:

Sec. 78-184. Criteria for special exception.

(a) A special exception use shall not be approved unless an applicant establishes that all of the following criteria are met:

(1) The proposed special exception use is consistent with the goals, objectives, and policies of the Town's Comprehensive Plan.

The proposed use is light industrial in a mixed commercial/ light industrial area. Surrounding businesses include auto repair, office, warehousing and industrial uses. Additionally, the adjoining use in the same building is auto repair.

(2) The proposed special exception is consistent with the land development and zoning regulations and all other portions of this Code.

The Code allows Machinery Manufacturing as a special exception use in the C-4 zoning district under Section 78-74 of the Town Zoning Code. Special review and determination is required as per Code Section 78-74. See response #3 below for additional consistency to the land development and zoning regulations.

(3) The proposed special exception use is compatible with the character and use (existing and future) of the surrounding properties in its function; hours of operation; type and amount of traffic to be generated; building location, mass, height and setback; and other relevant factors peculiar to the proposed special exception use and the surrounding property.

The Applicant's machinery manufacturing current business use is compatible with the character and use (existing and future) of the surrounding properties. The proposed use is light industrial in nature and will be in a commercial/light industrial area, with surrounding commercial/light industrial uses. No changes are being proposed to the building's function, setbacks or height. The existing business and expansion will maintain the same hours of operation as surrounding businesses and will not generate any additional traffic. Approximately forty (40) parking spaces are provided onsite. The entire building has approximately 10,000 SF of building area with auto repair and manufacturing uses. The building has sufficient parking spaces to accommodate the businesses on-site.

(4) The establishment of the proposed special exception use in the identified location does not create a concentration or proliferation of the same or similar type of special exception use, which may be deemed detrimental to the development or redevelopment of the area in which the special exception use is proposed to be developed.

Although there are similar uses in the surrounding area, adding this use will not create a concentration of this type of use. The proposed machinery manufacturing use will not be detrimental to the area since there are several similar uses both in the C-4 Zoning district and the neighboring CLIC Zoning district that have not been deemed detrimental. The existing building is set up for this type of use, and no heavy machinery emitting harmful discharges or loud noises will be present. Palm Beach County Fire performed an inspection and does not have any special requirements.

(5) The proposed special exception use does not have a detrimental impact on surrounding properties based on:

- a. The number of persons anticipated to be using, residing, or working on the property as a result of the special exception use;
- b. The degree of noise, odor, visual, or other potential nuisance factors generated by the special exception use; and
- c. The effect on the amount and flow of traffic within the vicinity of the proposed special exception use.

The use will generate additional employees although will not generate an excessive increase in the amount of persons utilizing the property at any given time. The traffic generated will remain consistent with the neighboring uses. Finally, the degree of noise, odor, visual, or other potential nuisance factors will not be increased with this special exception use seeing as no heavy machinery emitting harmful discharges and loud noises is being proposed. All work will be performed indoors.

(6) That the proposed special exception use:

- a. Does not significantly reduce light and air to adjacent properties.
- b. Does not adversely affect property values in adjacent areas.
- c. Would not be a deterrent to the improvement, development or redevelopment of surrounding properties in accord with existing regulations.
- d. Does not negatively impact adjacent natural systems or public facilities, including parks and open spaces.
- e. Provides pedestrian amenities, including, but not limited to, benches, trash receptacles, and/or bicycle parking.

The Applicant is not requesting any changes to the building height, setbacks or exterior walls. The proposed use will be operating internal to the existing building and will not produce any harmful

discharges. The proposed use will consequently not reduce light and air to adjacent property, adversely affect property values, deter redevelopment, or impact any natural systems. The Applicant would simply like to bring the use into compliance by requesting review from the Town Commission, as is procedure in our Code.

Applicant's Response to Special Exception Criteria. Please see the attached justification statement to the special exception criteria as provided by the Applicant.

STAFF RECOMMENDATION ON SPECIAL EXCEPTION REQUEST:

- (1) Staff finds that all the criteria have been satisfied, and recommends that the Town Commission APPROVE the special exception request for a 1,500 sf Machinery Manufacturing business 1365 North Killian Drive, Suite B .

<p>P&Z RECOMMENDATION (09/08/08): Motion carried 5-0. APPROVAL with no conditions of approval.</p>

RESOLUTION NO. 59-10-08

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, APPROVING A SPECIAL EXCEPTION FOR A MARINE REPAIR USE, SUBJECT TO CONDITIONS OF APPROVAL, ON A 0.034 ACRE PARCEL OF PROPERTY , OWNED BY ENZO GIORDANO ENTERPRISES WHOSE ADDRESS IS 1365 NORTH KILLIAN DRIVE, SUITE B; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Enzo Giordano Enterprises, is the owner (Owner) of a 0.034 parcel of property (the subject property) and has filed an application for a special exception use (the Application) to authorize a 1,500 square foot machinery manufacturing facility at 1365 North Killian Drive in the Town of Lake Park, Florida; and

WHEREAS, the subject property's legal description is contained in **Exhibit "A"** and its general location is shown on **Exhibit "B"** both of which are attached hereto and incorporated herein; and

WHEREAS, the Town Commission has considered the evidence presented to it by the Town Staff, the Owner and other interested parties and members of the public, regarding the Application's consistency with the Town's Comprehensive Plan, and whether it meets the Town's Land Development Regulations, and

WHEREAS, the Town Commission has determined that certain conditions as set forth herein, are necessary for the Application to be consistent with the Town's Comprehensive Plan and to meet the Town's Land Development Regulations; and

WHEREAS, the Owner, its successors and assigns shall be subject to the conditions contained in Section 2.

NOW THEREFORE, be it resolved by the Town Commission of the Town of Lake Park;

Section 1: The whereas clauses are incorporated herein as the findings of fact and conclusions of law of the Town Commission.

Section 2: The Town Commission hereby approves the special exception use of a marine repair business.

Section 3: The Town Commission hereby approves the Special Exception request for Enzo Giordano Enterprises, subject to the following conditions:

1. The owner will use the property in accordance with the plans and drawings which have been submitted to the town, referenced in pages 1 and 2 of **Exhibit "C"**, prepared by Mr. Douglas Diener, received and dated by the Department of Planning and Zoning on 08/12/08.

Section 4. This Resolution shall become effective upon adoption.

Exhibit "A"

LEGAL DESCRIPTION

Units 6, 7, 8 and 9, 1400 Old Dixie Condominiums, a condominium, according to the Declaration of Condominium filed of record on November 1, 1979, and recorded in Official Record Book 3166, Pages 1392 through 1445, Public Records of Palm Beach County, Florida.

Exhibit "B"
LOCATION MAP



**Exhibit "C" – Page 1 of 2
DOCUMENTS PROVIDED BY APPLICANT**

1365 N Killian Dr. Suite B is allowed to apply for a special exception for the use of light machining and automotive engineering.

Print Enzo Giordano

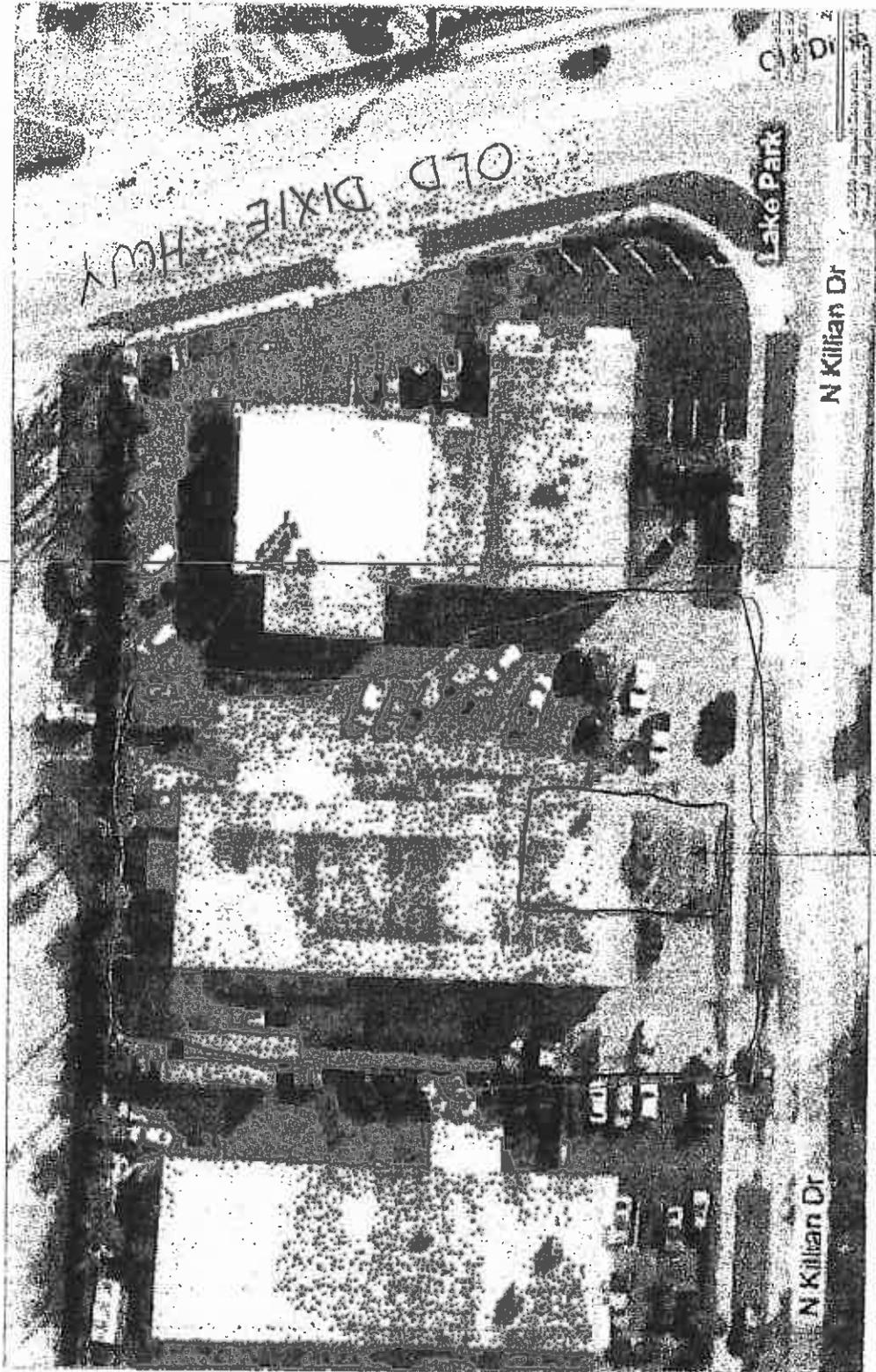
Sign 

Date 7/28/08

Community

AUG 12 2008

Development



LAND SURVEY AS SHOWN

3 Parking Spots

OLD DIXIE HWY

Lake Park Dr

N Killian Dr

N Killian Dr

Exhibit "A"
LEGAL DESCRIPTION

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Exhibit "B"
LOCATION MAP



Exhibit "C" – Page 1 of 2
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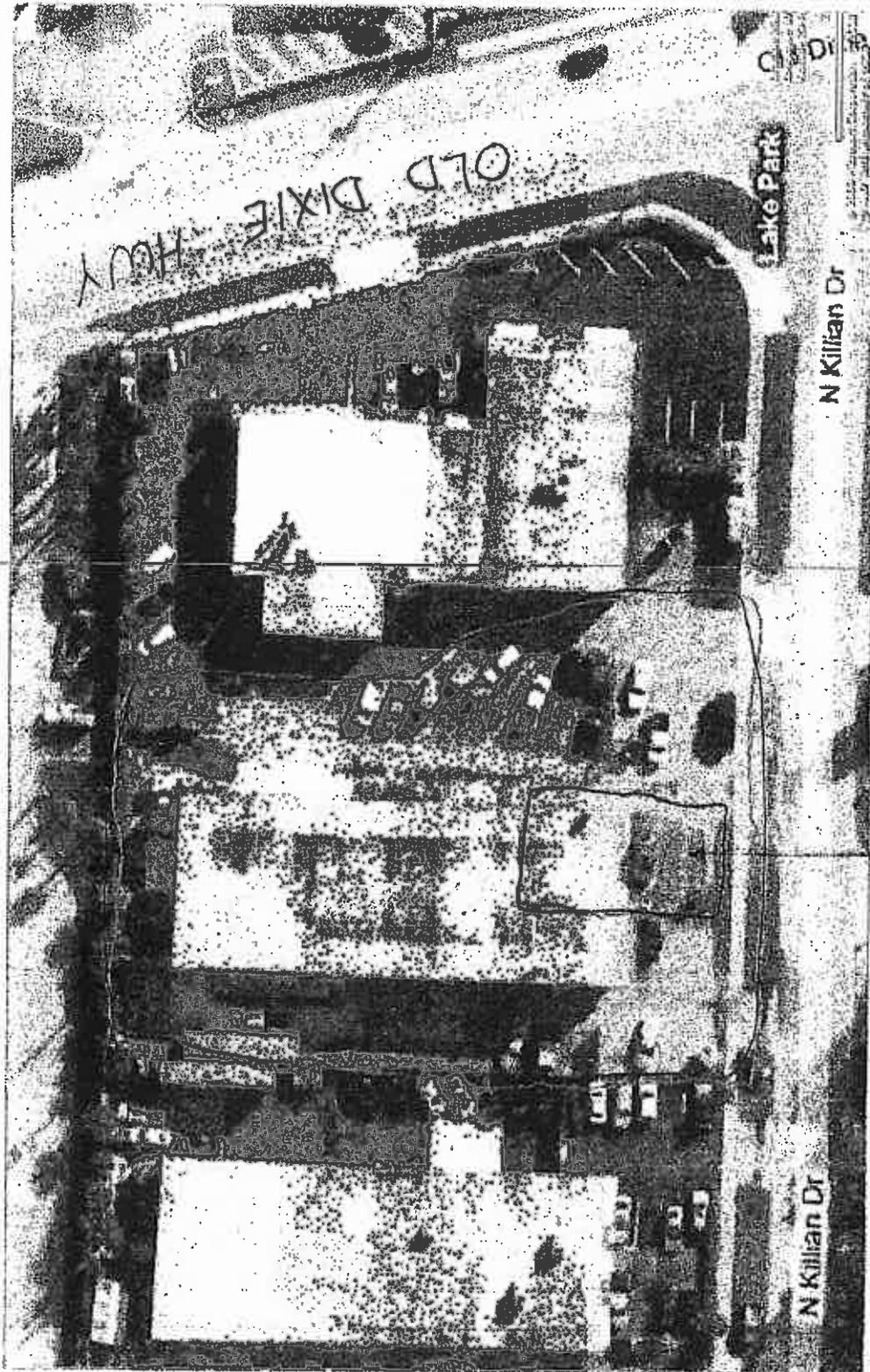
Date 7/28/08

Community

AUG 12 2008

Development

Exhibit "C" - Page 2 of 2



TAB 6

10-07-'08 11:27 FROM-

T-482 P001/001 F-401

Town of Lake Park Town Commission Agenda Request Form

Meeting Date: 10-15-2008

Agenda Item No. *Table*

- PUBLIC HEARING
- Ordinance on Second Reading
- Public Hearing
- RESOLUTION
- DISCUSSION
- ORDINANCE ON FIRST READING
- BID/RFP AWARD
- GENERAL APPROVAL OF ITEM
- CONSENT AGENDA
- Other:

SUBJECT: Second reading of the EAR based amendments for adoption.

RECOMMENDED MOTION/ACTION: Motion to adopt

Approved by Town Manager *W. Davis* Date: *10/8/08*

Originating Department: Community Development	Costs: \$ N/A Funding Source: Acct. #	Attachments:
Department Review: <input checked="" type="checkbox"/> Town Attorney <input type="checkbox"/> Community Affairs <input checked="" type="checkbox"/> Community Development	<input checked="" type="checkbox"/> Finance <input type="checkbox"/> Fire Dept <input type="checkbox"/> Library <input type="checkbox"/> PBSO	<input type="checkbox"/> Personnel <input type="checkbox"/> Public Works <input type="checkbox"/> Town Clerk <input type="checkbox"/> Town Manager
Advertised: Date: _____ Paper: _____ <input type="checkbox"/> Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ OR Not applicable in this case _____ Please initial one. <i>W. Davis 10/6/08</i>

Summary Explanation/Background: This is the culmination of the Evaluation and Appraisal Report (EAR) based amendment review that has occurred over the past months. It includes changes that were determined in various public hearings starting with the adoption of the EAR. It also includes a new Future Land Use Map (FLUM) and the Bioscience Overlay. The ordinance has been reviewed by the Department of Community Affairs and appropriate changes have been made as a result of those comments. The changes have been highlighted on your copy of the plan. The consultant will review the changes and the plan at the meeting.

ORDINANCE NO. 04-2008

AN ORDINANCE OF THE TOWN OF LAKE PARK, FLORIDA, ADOPTING THE EVALUATION AND APPRAISAL REPORT-BASED AMENDMENTS TO THE COMPREHENSIVE PLAN; AUTHORIZING TRANSMITTAL TO REVIEW AGENCIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature intends that local planning be a continuous and ongoing process; and

WHEREAS, Section 163.3191, Florida Statutes, directs local governments to periodically assess the success or failure of the adopted plan to adequately address changing conditions and state policies and rules; and

WHEREAS, Section 163.3191, Florida Statutes, directs local governments to adopt needed amendments to ensure that the plan provides appropriate policy guidance for growth and development; and

WHEREAS, the Town adopted its Evaluation and Appraisal Report in May 2006, and;

WHEREAS, the Florida Department of Community Affairs found the adopted EAR sufficient, and;

WHEREAS, the Town has completed its proposed Evaluation and Appraisal Report-based amendments consistent with the requirements of Chapter 163, Part II, F.S., and Rule 9J-5 and 9J-11, F.A.C.; and;

WHEREAS, the Town Commission, upon first reading of this Ordinance, authorized transmittal of the EAR-Based Amendments to the Department of Community Affairs and review agencies for the purpose of a review in accordance with Sections 163.3184, 163.3187, 163.3189 and 163.3191, Florida Statutes.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AS FOLLOWS:

Section 1. The foregoing facts and recitations contained in the preamble to this Ordinance are hereby adopted and incorporated by reference as if fully set forth herein.

Section 2: The 2008 Evaluation and Appraisal Report-Based Amendments to the Town of Lake Park Comprehensive Plan, attached as Exhibit "A" to this Ordinance and as revised to address any objections, recommendations and comments provided by the Department of Community Affairs and review agencies, are hereby adopted and transmitted to the Department of Community Affairs and review agencies.

Section 3. Severability. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 4. Effective Date. This Ordinance shall be effective immediately upon adoption at second reading.

INTRODUCTION AND EXECUTIVE SUMMARY

The Town of Lake Park's Comprehensive Plan is its blueprint for existing and future development. The Plan's goals, objectives, and policies reflect the Town's vision for its future, and for how it will meet the needs of existing and future residents, visitors and businesses.

The Evaluation and Appraisal Report (EAR) is a State-mandated update of the Comprehensive Plan. In order to be effective, the Plan must be a living document, one with the flexibility to adapt to changing conditions and needs. Although there are other opportunities to periodically revise the Comprehensive Plan, these revisions often occur as the result of outside development applications. In the daily hustle, it is unlikely that the Town has an opportunity to step back and take a holistic look at how well the Plan is working, and how it might be refined to address community-specific issues and challenges. The EAR provides this opportunity.

This report is comprised of eleven (11) applications for amendments to the Lake Park Comprehensive Plan based on the Town's EAR, which was adopted in May 2006 and subsequently found sufficient by the Florida Department of Community Affairs. These amendments are intended to: implement the recommendations contained in the Town's adopted EAR; generally update the Plan and its goals, objectives and policies; address issues that have arisen since the date of the EAR, and; address subsequent changes in State growth management legislation. The proposed amendments are collectively referred to as the EAR-based amendments.

Town of Lake Park, the "Jewel of the Palm Beaches", was incorporated in 1939, although it was previously chartered as Kelsey City in 1923. The Town encompasses 2.35 square miles in northeastern Palm Beach County, bounded by North Palm Beach to the north, West Palm Beach to the west, Riviera Beach to the south, and the intracoastal waterway (Lake Worth) to the east (Map 1.1). The Town is estimated to have a 2005 population of 9,113.¹

In 1998, the State of Florida revised the statutory requirements for the EAR to allow local governments to base their analysis on the key local issues that they are facing. In order to comply with these requirements, the City identified five key issues to address in the EAR and EAR-based amendments. These issues are:

- Issue 1 – Town Police and Fire Services
- Issue 2 – Community Design and Architecture
- Issue 3 – Improved Roadways and Drainage
- Issue 4 – Mass Transit
- Issue 5 – Historic Preservation
- Issue 6 – Improved Parks and Recreation Facilities and Activities
- Issue 7 – Economic Development

¹ *Affordable Housing Needs Assessment*, University of Florida Shimberg Center for Affordable Housing

- Issue 8 – Residential Density
- Issue 9 – Preservation of Small Town Character

The nine staff applications contained in this report corresponds to the Comprehensive Plan elements to which amendments are recommended, and the Monitoring & Environment Provisions. Only goals, objectives, policies and text for which amendments are recommended are included. Additions are denoted by underline; deletions by strikethrough.

The Town approved transmittal of its EAR-Based Amendments to the Department of Community Affairs for preliminary sufficiency review upon first reading of the adopting Ordinance on April 2, 2008. In the August 8, 2008 Objectives, Recommendations and Comments (ORC) Report, the Florida Department of Community Affairs (DCA) provided objection and to the Town's proposed Comprehensive Plan EAR-Based Amendments (DCA No. 08-1ER). The Town's response and corrective actions are as follows.

Objection: The analysis did not include an evaluation of the cumulative impacts of the proposed Future Land Use Map amendments on water supply and transportation.

Response: The Town has adjusted the maximum intensities and densities permitted in certain Future Land Use Districts, as well as the size of some of the amendment areas. As a result, the cumulative impact of the proposed amendments has decreased from what was previously submitted, as follows: roadway impacts decreased from 137,478 additional trips to 108,423; potable water impacts decreased from 1.23 million gallons per day to 1.13 million gallons per day; wastewater impacts decreased from 1.05 million gallons per day to 946 million gallons per day; required park acreage decreased from 5.15 acres to 1.18 acres; students impacts decreased from 130 new students to 24 new students, and; solid waste impacts decreased from 18,509 lbs. per day to 9,735 lbs. per day.

With regards to water supply, on August 6, 2008 the Town received a letter from Seacoast Utility Authority, its potable water provider, confirming available potable water and sanitary sewer capacity to serve the increased demand that would result from these amendments. In addition, the Town has subsequently developed its Ten Year Water Supply Plan in accordance with State requirements, which addresses its ability to meet its demand for potable water during the ten year planning period. The Water Supply Plan is scheduled for transmittal for preliminary sufficiency review after first reading on October 15, 2008.

With regards to roadway capacity, the Map Amendment Analysis Table was revised to identify the impact that applications to increase density and intensity might have on roadway levels of service. As indicated, in the event that the cumulative impacts would occur during the five year planning period, several roadway segments in the Town would no longer meet the adopted Level of Service standards. However, it is unrealistic to assume or project that the cumulative impact of these amendments will occur at one time

or within the five year planning period. It is projected that development and redevelopment in accordance with the proposed amendments will occur incrementally over a period of time far exceeding the five year short range planning period, and shall be limited by the ability to achieve the adopted Level of Service standards at the time of development, in accordance with the Concurrency Management System. In order to amplify this point, language stating that ability to achieve maximum density and intensity is limited by the ability to meet adopted Level of Service Standards in accordance with concurrency management requirements was added to the following objectives and policies in the Future Land Use Element: Objective 1 (pp. 6 - 7); Policy 1.3 (pp. 7 - 8); Policy 1.4 (P. 8), and; the Future Land Use Classification Table (P. 14).

Objection: There are internal inconsistencies between the densities and intensities prescribed in the Future Land Use Element, The analysis did not include an evaluation of the cumulative impacts of the proposed Future Land Use Map amendments on water supply and transportation.

Response: Policies 1.3 and 1.4 on pages 7 - 8 have been revised to correct the noted inconsistencies. The boundaries of the Conservation area have been corrected, and the area has been removed from the Bioscience Overlay. Percentage distributions among allowed land uses have been included in Section 3.4.3, “the Future Land Use Classification Table, for the Residential and Commercial (P. 15), Downtown (P. 15), and Mixed Use Overlay districts (P. 17).

Objection: The Town has not included data and analysis to support the revisions to the Transportation Element.

Response: In accordance with State requirements, the adopted Evaluation and Appraisal Report provides the data and analysis for the EAR-based amendments. The proposed Transportation Element amendments are based on the transportation analysis contained in the adopted EAR on pages 26 – 42. The traffic count information used in this analysis remains the most current information available on the Palm Beach County Metropolitan Planning Organization’s website.

The following revisions have been made to Transportation Element objectives and policies to address DCA and other agency comments: the word “correct” was replaced with “address” in Objective 1 (P. 18); Policy 1.1 was revised to include the LOS Standard for Strategic Intermodal System roadways (P. 18); Objective 2 was revised to replace “current” with “future” (P. 19) ; Policy 2.2 was added to address Transit Oriented Development (P. 19), and; an updated Future Transportation Map is being adopted (pp. 22 - 23).

Objection: New Policy 3.7 and amended Policy 7.1 in the Housing Element do not include meaningful guidelines for implementation.

Response: Housing Element policies 3.7 (P. 25) and 7.1 (P. 26) were revised to include more specific guidelines.

Objection: The proposed revision to Policy 1.1 of the Sanitary Sewer, Solid Waste, Drainage, Potable Water and Natural Groundwater Recharge Element removes the level of service standards for water, wastewater, solid waste and stormwater drainage.

Response: The proposed revision to Policy 1.1 is retracted.

Objection: The update to the concurrency management system should be included with the update to the Comprehensive Plan.

Response: Policy 5.1 in the Capital Improvements Element was revised to include the updated Concurrency Management System (pp. 42 - 44). The proposed amendment to Objective 1 of the Sanitary Sewer, Solid Waste, Drainage, Potable Water and Natural Groundwater Recharge was revised accordingly (P. 27).

Objection: The new statutory definition of the Coastal High Hazard Area should be included in the Coastal Management Element, and identified on the Future Land Use Plan Map.

Response: The Future Land Use Map is being amended to include the Coastal High Hazard Area, and policies 5.1 (P. 30) and 5.7 (30) in the Coastal Management Element have been revised to address the new definition and other requirements.

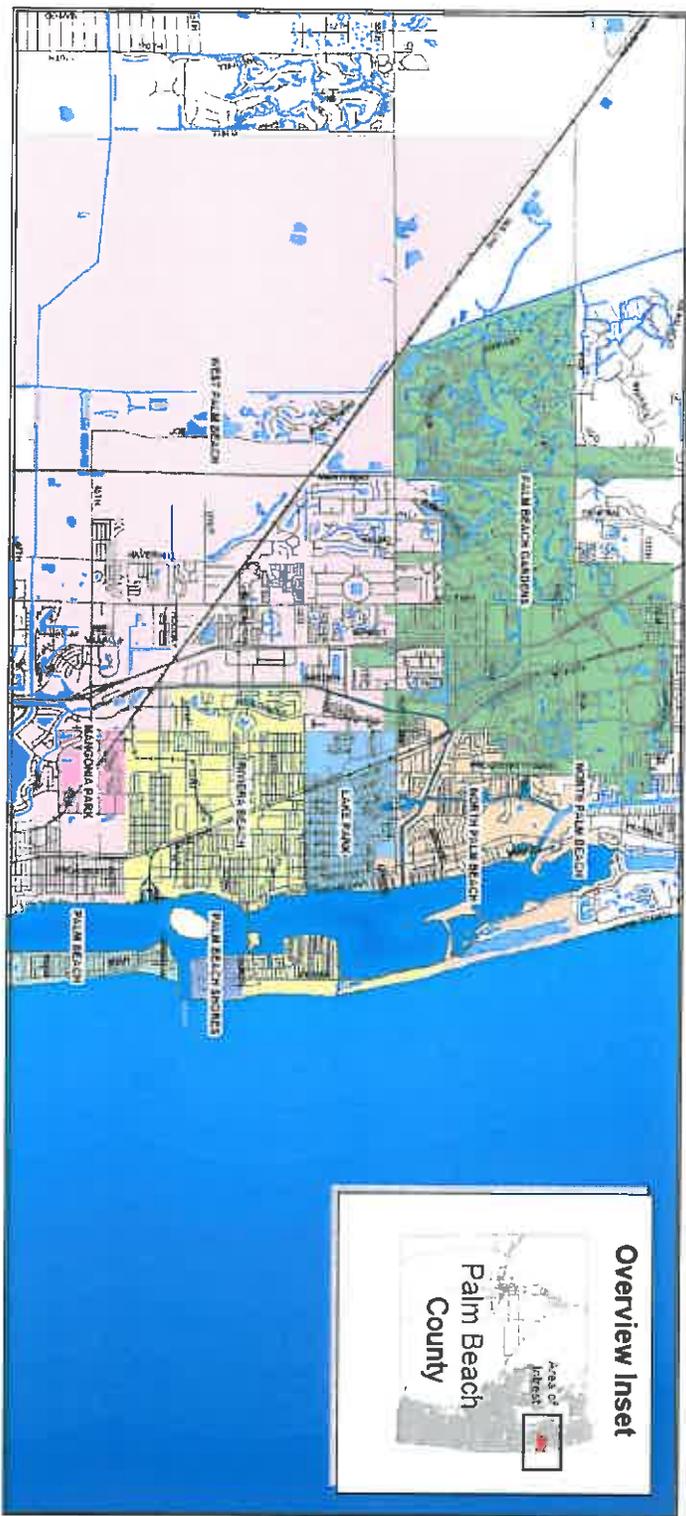
Objection: The proposed Public Schools Facilities Element should reflect the County's Public Schools Facilities Element.

Response: The proposed Educational Facilities Element was revised to reflect the County's adopted Public School Facilities Element, as revised on August 27, 2007 (pp. 45 - 51).



Lake Park EAR

Location Map 1.1



- Legend**
- Municipal Boundaries
 - Lake Park
 - Mangrove Park
 - North Palm Beach
 - Palm Beach
 - Palm Beach Gardens
 - Palm Beach Shores
 - Avoca Beach
 - West Palm Beach
 - Roadways



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**APPLICATION NO. 1
TOWN OF LAKE PARK COMPREHENSIVE PLAN
FUTURE LAND USE ELEMENT**

1. Amend the Town Goal Statement as follows:

- 3.4.1 Town Goal Statement

Ensure that the ~~current~~ historic small town character of Lake Park is maintained, while ~~allowing remaining vacant parcels to be developed~~ fostering development and redevelopment that is compatible with and improves in a manner consistent with present residential existing neighborhoods and commercial areas. ~~Further, ensure that~~ The Town remains primarily a residential community offering shall maintain and seek opportunities to improve its ability to provide: (1) a full range of municipal services; (2) a diversity of housing alternatives consistent with existing residential neighborhoods; (3) commercial, industrial and mixed-use development opportunities compatible with established locational and intensity factors that will further the achievement of economic development goals; and (4) a variety of recreational activities and community facilities oriented to serving the needs and desires of the Town. Various land use activities, consistent with these Town character parameters, will be located to maximize the potential for economic benefit and the enjoyment of natural and man-made resources by residents and property owners, while minimizing potential threats to health, safety and welfare posed by hazards, nuisances, incompatibles land uses and environmental degradation.

2. Amend Objective 1 as follows:

OBJECTIVE 1: Future growth and development shall be managed through the Future Land Use Plan Map and Comprehensive Plan, as implemented by preparation, adoption, implementation and enforcement of land development regulations which : (1) coordinate future land uses with appropriate topography, soil conditions and the availability of facilities and services; (2) encourage the prevention, elimination or reduction of uses inconsistent with the Town goal statement and future land use plan; and (3) encourage redevelopment, renewal or renovation, ~~where and when necessary~~ that maintains or improves existing neighborhoods and commercial areas; (4) facilitate the achievement of economic development, historic preservation, resource preservation, and other key goals; and (4~~5~~) discourage the proliferation of urban sprawl. New, revised, or redeveloped uses of land shall be consistent with the designations shown on the Future Land Use Map (FLUM). The ability to achieve the maximum density or intensity on a development or redevelopment site, and all development and redevelopment not subject to de minimum exceptions, shall be contingent upon, and limited by, the ability to meet adopted Level of Service Standards in accordance with concurrency management requirements. It is the Town's intent to promote development and redevelopment in accordance with the Future Land Use Plan Map over a 20 year long-range planning period, and only to permit development or redevelopment when services are in place or planned to meet the increased demand, in accordance with the concurrency management system. Concurrency, site constraints, and other factors will ensure that

redevelopment happens in a deliberate and controlled manner, and may inhibit the developers' ability to achieve maximum build-out.

3. Amend Policy 1.1 as follows:

Policy 1.1: ~~Adopt land development regulations that shall~~ Land Development Regulations shall be amended as necessary to contain specific and detailed provisions required to implement the adopted Comprehensive Plan and which as a minimum:

- a. Regulate the subdivision of land;
- b. Regulate the use and intensity of land development consistent with this element to ensure the compatibility of adjacent land uses;
- c. Regulate areas subject to seasonal and periodic flooding by requiring adequate drainage and stormwater management
- d. Regulate signage
- e. Ensure safe and convenient onsite traffic flow and vehicle parking needs;
- f. Ensure that public facility, utility and service authorization has been procured prior to issuing any development order;
- g. Provide that development orders and permits shall not be issued which result in a reduction of the level of services for the affected public facilities below the level of service standards adopted in this Comprehensive Plan;
- h. Ensure the proper maintenance of building stock and property by continually adopting, updating and enforcing adopted housing, building and related codes; ~~and~~
- i. Discourage the proliferation of urban sprawl;.
- ~~j. Encourage redevelopment, renewal or renovation, where and when necessary that~~ Maintains or improves existing neighborhoods and commercial areas;
- ~~k. Eliminate and/or reduce use of land inconsistent with the Future Land Use Map and the community's character, and;~~
- ~~l. Facilitates the achievement of economic development, historic preservation, resource preservation, and other key goals.~~

4. Amend Policy 1.2 as follows:

Policy 1.2: Land development regulations shall ~~be adopted which~~ address the location and extent of ~~non-residential~~ land uses in accordance with the Future Land Use Map. ~~Planning Areas~~ Future Land Use Map Districts may include residential, non-residential and pubic, semi-public and institutional uses such as schools, public facilities, recreational uses, etc., as indicated on the Future Land Use Map and regulated by the Town Zoning Code.

5. Amend Policy 1.3 as follows:

Policy 1.3: Land development regulations adopted to implement this Comprehensive Plan shall be based on and consistent with the standards for residential land use densities ~~as indicated below:~~ provided in Section 3.4.3 of this Element, titled "Future Land Use Classification System". Please note that the ability to achieve these densities shall be contingent upon, and limited by, the ability

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to meet adopted Level of Service Standards in accordance with concurrency management requirements.

:

- a. ~~Low density residential — maximum of 5.81 units per net acre;~~
- b. ~~Medium density residential — maximum of 15.78 units per net acre;~~
- c. ~~High density residential — maximum of 20 units per net acre~~

6. Amend Policy 1.4 as follows:

Policy 1.4: Land Development regulations adopted to implement this Comprehensive Plan shall be based on and be consistent with the following standards for commercial land use intensities as indicated below: provided in Section 3.4.3 of this Element, titled “Future Land Use Classification System”. Please note that the ability to achieve these intensities shall be contingent upon, and limited by, the ability to meet adopted Level of Service Standards in accordance with concurrency management requirements.

~~a. Location shall be in accordance with the Future Land Use Map. Commercial uses shall not be permitted within areas designated for residential development on the Future Land Use Map.~~

~~b. Mixed Commercial/light industrial land uses shall be restricted to Planning Area 3.~~

~~c. Mixed residential/commercial areas shall be restricted to those areas fronting Park Avenue and Tenth Avenue, as per the Future Land Use Plan Map;~~

~~d. Maximum lot coverage ratio shall be established in the Town Zoning Code;~~

~~e. Maximum building height shall be governed by district regulations in the Town Zoning Code and be based upon consistency with development trends in the Vicinity and compatibility with neighboring non-commercial land uses, and~~

~~f. Adequate off-street parking and loading facilities shall be provided.~~

7. Amend Policy 1.5 as follows:

Policy 1.5: The Town shall encourage the development and redevelopment of activities in Planning Area 3 (Water Tower Road) which will substantially increase the tax base while generating minimum demands on drainage, water and wastewater and transportation systems minimizing negative impacts on natural and historic resources, existing neighborhoods and development, and adopted Levels of Service standards. The types of land uses permitted shall be those which do not depend primarily on frequent personal visits of customers or clients, but those which normally require accessibility to rail transportation and/or truck routes. Development should be limited to low intensity uses, compatible with current land use types and incorporating suitable open space, landscaping, and parking areas.

8. Delete Policy 1.10 as follows:

~~Policy 1.10: No annexations actions shall be taken until such time that the FUTURE LAND USE, CAPITAL IMPROVEMENT, and INTERGOVERNMENTAL~~

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~~COORDINATION elements are updated in a manner consistent with the Annexation Policy adopted by the Palm Beach Countywide Planning Council.~~

9. Add a new Policy under new Objective 1 as follows:

Policy 1.10: The Town shall adopt and maintain land development regulations that provide incentives for bioscience research/ bio-technology uses to encourage the clustering of that industry within the Town, and particularly within the Bioscience Research Protection Overlay (BRPO).

10. Add a new Policy under new Objective 1 as follows:

Policy 1.11: The Town shall ensure that an adequate amount of land is designated for bioscience research/biotechnology uses.

11. Amend Policy 3.3 as follows:

Policy 3.3: Joint public-private efforts shall be pursued as a means of financing needed infrastructure improvements in Planning Area 3 where feasible and appropriate.

12. Delete Policy 5.1 as follows:

~~Policy 5.1: No annexations actions shall be taken until such time that the FUTURE LAND USE, INTERGOVERNMENTAL COORDINATION and SANITARY SEWER, SOLID WASTE, DRAINAGE, POTABLE WATER AND NATURAL GROUNDWATER AQUIFER RECHARGE elements are updated in a manner consistent with the Annexation Policy adopted by the Palm Beach Countywide Planning Council.~~

13. Add a new Objective 5 as follows:

Objective 5: As a substantially built-out community in an urbanized area, the Town shall promote redevelopment and infill development in a manner that is considerate to existing neighborhoods and uses, the built and natural environments, and neighboring jurisdictions.

14. Add a new Policy under new Objective 5 as follows:

Policy 5.1: The Town shall protect, preserve, maintain and improve its core residential neighborhoods and historic resources, and protect these areas from physical degradation and the intrusion of incompatible uses.

15. Add a new Policy under new Objective 5 as follows:

Policy 5.2: The Town shall foster the redevelopment of declining neighborhoods, underutilized parcels, and areas that demonstrate substandard and/or slum and blight conditions.

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16. Add a new Policy under new Objective 5 as follows:

Policy 5.3: The Town shall foster the redevelopment of key corridors and target areas. Compact mixed use development, defined as a mixture of at least two different land uses in a design-unified, vertically and or horizontally integrated, pedestrian-friendly environment, should be the preferred form of development and redevelopment.

17. Add a new Policy under new Objective 5 as follows:

Policy 5.4: Utilize such techniques as distance requirements, buffering, landscaping, lower-intensity development, and scale-down requirements to provide appropriate transitions between uses and districts of different intensities, densities, and functions.

18. Add a new Policy under new Objective 5 as follows:

Policy 5.5: Develop and redevelop downtown Lake Park in a pedestrian-friendly manner through streetscape improvements, and parking regulations for new construction.

19. Add a new Policy under new Objective 7 as follows:

Policy 5.6: The Town, through its Land Development Regulations, shall require mitigation for landscaping off-site if development or redevelopment is unable to meet landscaping requirements on-site.

20. Add a new Objective 6 as follows:

Objective 6: The Town shall protect structures and sites within its boundaries that contribute significantly to its heritage.

21. Add a new Policy under new Objective 6 as follows:

Policy 6.1: The Zoning and Land Development Regulations shall include safeguards to protect historical buildings under consideration for alteration from unauthorized demolition.

22. Add a new Policy under new Objective 6 as follows:

Policy 6.2: Consider the publication of guidelines to assist residents and businesses with the restoration of historic buildings, and provide other technical assistance as feasible and appropriate.

23. Add a new Policy under new Objective 6 as follows:

Policy 6.3: The Town shall continue to designate historically significant building and sites as "Historic", and shall protect and preserve these buildings and sites through the Historic Preservation Ordinance, as it may be amended from time to time. The Town

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shall also consider the benefit and feasibility of designating a local historic district within its boundaries.

24. Add a new Policy under new Objective 6 as follows:

Policy 6.4: The Town shall continue to maintain a database of the Town's historic structures and sites.

25. Add a new Policy under new Objective 6 as follows:

Policy 6.5: The Town shall consider the use of transfers of development rights, purchase of development rights, and other creative mechanisms to achieve its historic preservation goals while not placing an undue burden on property owners.

26. Add a new Objective 7 as follows:

Objective 7: The Town recognizes the benefits of unified architectural and design standards. The Town shall continue to develop, maintain, revise and enforce these standards as appropriate.

27. Add a new Policy under new Objective 7 as follows:

Policy 7.1: The Town shall continue to elicit community participation in the development of community design standards for specific neighborhoods and areas as a key component of its redevelopment and planning efforts.

28. Add a new Objective 8 as follows:

Objective 8.: The Town shall implement a Bioscience Research Protection Overlay (BRPO) for the purpose of promoting bioscience research / biotechnology uses and shall discourage the conversion of those uses to retail or residential uses.

29. Add a new Policy under new Objective 8 as follows:

Policy 8.1.: The types of uses encouraged within the BRPO shall include science / biotechnology research uses and their supporting facilities; laboratories; other industrial uses including manufacturing uses; clinical research hospitals; and commercial retail or office uses that are accessory or ancillary to bioscience research / biotechnology uses. The Town's Land Development Regulations shall implement the encouragement of these uses.

30. Add a new Policy under new Objective 8 as follows:

Policy 8.2.: The Bioscience Research Protection Overlay (BRPO) shall be depicted on the Town's Future Land Use Map and the Town's Official Zoning Map.

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31. Add a new Policy under new Objective 8 as follows:

Policy 8.3.: The Town shall encourage bioscience research / biotechnology uses as permitted uses within the Bioscience Research Protection Overlay (BRPO) so as to achieve, in coordination with the County and adjacent municipalities, a clustering of bioscience research / biotechnology uses, and thus to promote the intellectual exchange between researchers, scientists, students and others in the bioscience research / biotechnology industry workforce.

32. Add a new Policy under new Objective 8 as follows:

Policy 8.4.: The Town shall adopt and maintain land development regulations that provide incentives for bioscience development and promote a predominance of bioscience research/ biotechnology uses so as to develop a cluster of the industry within the BRPO.

33. Add a new Policy under new Objective 8 as follows:

Policy 8.5.: Those parcels of land whose future land use and zoning designations permit bioscience research / biotechnology uses, may not be rezoned, redesignated, amended or otherwise converted to other commercial retail or residential uses, which are not clearly accessory or ancillary uses to bioscience research / biotechnology uses without the supermajority vote of the Town Commission.

34. Add a new Objective 9 as follows:

Objective 9.: Within the Residential and Commercial land use the town shall implement one or more Mixed-Use Zoning Districts or Overlay Areas, which allows projects consisting of a combination of at least two or more different uses within a unified development district area, such as a mix of residential, non-residential, and commercial uses in a single project. The residential component of a mixed-use project may include single family detached, attached residences, duplexes, town homes, and other types of multi-family residences, except for adult congregate living facilities. The commercial component of a mixed-use project may include, but is not limited to, small scale retail sales and services; business services and medical, legal, and other similar professional office type uses intended to serve the residential areas of the town. The non-residential component may include active and passive parks and recreation facilities, green space, open space, preserves, and conservation areas. It is the legislative intent that areas designated for mixed use projects should encourage and attract the development of a compatible mix of residential, non-residential, and commercial uses in a proposed development which is consistent and compatible with the Town's comprehensive plan and platted in accordance with the procedures of the Town Code and state law.

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

35. Add a new Policy under new Objective 9 as follows:

Policy 9.1.: The first floor of any building in a mixed-use project that has frontage on the Federal Highway corridor, may not contain any residential uses.

36. Add a new Policy under new Objective 9 as follows:

Policy 9.2.: Single family lots located east of 2nd Street and west of Federal Highway within a Residential and Commercial Land Use District shall remain as single family lots used for residential purposes only, with no commercial or multifamily development permitted, until the Town adopts specific land development regulations for the Mixed-Use Zoning District.

37. Add a new Policy under new Objective 9 as follows:

Policy 9.3.: A commercial only mixed use project shall only be approved through a PUD process as defined and regulated in the zoning code.

38. Add a new Policy under new Objective 9 as follows:

Policy 9.4.: A Commercial or multifamily (including duplexes) expansion or development project that extends to the west more than 175 feet beyond the Federal Highway frontage line shall only occur through a design-unified mixed use redevelopment project as defined in the zoning code. Any such project must have commercial frontage on Federal Highway.

39. Add a new Policy under new Objective 9 as follows:

Policy 9.5.: Development on the east side of Federal Highway that combines lots fronting on both Federal Highway and Lakeshore Drive shall only occur through a design-unified redevelopment project as defined in the zoning code.

40. Add a new Policy under new Objective 9 as follows:

Policy 9.6.: A mixed use redevelopment project or a commercial only shall have a maximum F.A.R. of 2.5 for commercial uses and residential uses may have a maximum of 20 units per gross acre. Any such project shall include open space or public amenity uses. Buildings are encouraged to be located close to the sidewalk at the front setback line, or immediately behind a public/semi-public space (i.e. outside seating). Parking in front of businesses is discouraged. Buildings fronting on streets must include appropriate architectural street frontage detailing in addition to the standard requirements for the entire building as set forth in the zoning ordinance.

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

41. Add a new Policy under new Objective 9 as follows:

Policy 9.7.: To the west of Federal Highway there shall be a fully landscaped buffer/screen between any mixed use redevelopment project and a single family use or a public right of way. All such projects shall be compatible with the surrounding area.

42. Add a new Policy under new Objective 9 as follows:

Policy 9.8.: Development along Lakeshore Drive shall maintain pedestrian oriented architecture, landscaping, and access.

43. Add a new Policy under new Objective 9 as follows:

Policy 9.9.: Public schools are a permitted use within Mixed Use districts.

44. Amend the Future Land Use Classification System as follows:

3.4.3. Future Land Use Classification System.

Land use categories listed ~~as follows on the following Table~~ are hereby adopted as the “Future Land Use Classification System”. Please note that the ability to achieve the maximum residential density and/or Floor Area Ratio (F.A.R.) is contingent upon, and shall be limited by, the ability to meet adopted Level of Service Standards in accordance with concurrency management requirements.

Single Family Residential – Single family detached residences, with a maximum density not to exceed six (6) units per gross acre including permitted accessory uses.

Low Density Residential – Single family detached residences, and clustered single family detached residents, with a maximum density not to exceed ~~5.84~~ nine (9) dwelling units (du) per ~~net~~ gross acre, including permitted accessory or conditional uses.

Medium Density Residential - Single family detached residences, duplexes, townhouses, clustered single family detached residences, and multiple family residences with a maximum density not to exceed ~~15.78~~ 19 dwelling units (du) per ~~net~~ gross acre, including permitted accessory or conditional uses. Public schools are a permitted use within this land use designation.

High Density Residential – Single family detached residences, duplexes, townhouses, clustered single family detached residences, and multiple family residences, with a maximum density not to exceed ~~204~~ dwelling units (du) per ~~net~~ gross acre, including permitted accessory or conditional uses. Public schools are a permitted use within this land use designation.

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Condominium Residential – Single family detached residences, duplexes, townhouses, clustered single family detached residences, and multiple family residences with a maximum density not to exceed 40 units per gross acre. Public schools are a permitted use within this land use designation.

Mixed Residential and Commercial – Lands and structures devoted to promoting a compatible mix of residential at up to 20 units per gross acre and professional commercial uses with a maximum F.A.R. of 2.4 along major thoroughfares. Public schools are a permitted use within this land use designation. Residential uses shall comprise no less than 20 percent, or no more than 80 percent, of the floor area of any vertical mixed use building, and no less than 20 percent and no more than 8-0 percent of the buildings on a development site or block face.

Downtown – Mixed use development with a maximum F.A.R. of 5.0 and a maximum residential density of 27 units per gross acre. Residential uses shall comprise no less than 20 percent, or no more than 80 percent, of the floor area of any vertical mixed use building, and no less than 20 percent and no more than 8-0 percent of the buildings on a development site or block face.

Commercial – Lands and structures devoted primarily to the delivery, sale or otherwise transfer of goods or services on a retail basis, with a maximum F.A.R. of 2.0. This category also includes personal and professional services. Public schools are a permitted use within this land use designation.

Commercial and Light Industrial – Lands and structures devoted to light industrial uses with pollutants controlled on site, warehouses, commercial, wholesale establishments, offices, with a maximum F.A.R. of 2.0. Specific uses are delineated in the Town of Lake Park Zoning Code.

Public Buildings and Grounds – Lands and structures that are owned, leased, or operated by a government entity such as libraries, police stations, fire stations, post offices, government administration buildings, and areas used for associated storage of vehicles and equipment, with a maximum F.A.R. of 3.0. Also, lands and structures owned or operated by a private entity and used for a public purpose such as a privately held by publicly regulated utility. Public schools are a permitted use within this land use designation.

Other Public Facilities – ~~Lands uses and activities within land areas concerned with and structures utilized by~~ other public or private facilities and institutions such as churches, clubs, schools, fraternal organizations, homes for the aged and infirm, and other similar uses, with a maximum F.A.R. of 3.0. Public schools are a permitted use within this land use designation.

Recreation and Open Space – Areas devoted to leisure time and outdoor recreational needs. The Recreation Overlay indicates areas that have been identified for potential future use as recreation and open Space. Areas within the

Recreational Overlay may be utilized in accordance with the underlying land use designation until they are acquired for recreation and open space use. At that time, the underlying land use designation shall convert to Recreation and Open Space.

Water – All areas covered by water or any right-of-way for the purpose of conveying or storing water.

Conservation – Areas of passive outdoor recreational uses such as wildlife sanctuaries and feeding stations, nature centers and trails, outdoor research stations, walkways, and greenways. Conservation uses must not impair the natural environment or disturb the natural ecosystem of the area, and will not conflict with any applicable contractual agreement or management policies of the federal, state, regional, county, municipal or non-profit agency which manages the natural reservation.

Bioscience Research Protection Overlay (BRPO): The area designated on the Future Land Use Map includes land that has been determined to be appropriate to accommodate bioscience research / biotechnology uses, as well as other intellectual knowledge-based industry sectors. “Bioscience uses” means those land uses that support science and biotechnology research, engineering and manufacturing such uses as laboratories, educational facilities and clinical research hospitals and accessory uses, including administrative office and retail uses. Limited residential uses, which support the bioscience cluster shall be considered bioscience uses.

“Mixed Use Zoning Districts and Overlays” – a Mixed-Use Zoning District or Overlay Area, which allows projects consisting of a combination of at least two or more different uses within a unified development district area, such as mix of residential, non-residential, and commercial uses in a single project. The residential component of a mixed-use project may include single family detached, attached residences, duplexes, town homes, and other types of multi-family residences, except for adult congregate living facilities. The commercial component of a mixed-use project shall be comprised of small scale retail sales and services, business services and medical, legal, and other similar professional office type uses intended to serve the residential areas of the town. The non-residential component may include active and passive parks and recreation facilities, green space, open space, preserves, and conservation areas. It is the legislative intent that areas designated for mixed use projects should encourage and attract the development of a compatible mix of residential, non-residential, and commercial uses in a proposed development which is consistent and compatible with the Town’s comprehensive plan and platted in accordance with the procedures of the Town Code and state law.

A mixed use redevelopment project shall have a maximum F.A.R. of 2.5 for commercial uses and residential uses may have a maximum of 20 units per gross acre. Any such project shall include open space or public amenity uses. Buildings are encouraged to be located close to the sidewalk at the front setback line, or immediately behind a public/semi-public space (i.e. outside seating). Parking in

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front of businesses is discouraged. Buildings fronting on streets must include appropriate architectural street frontage detailing in addition to the standard requirements for the entire building as set forth in the zoning ordinance. Residential uses shall comprise no less than 20 percent, or no more than 80 percent, of the floor area of any vertical mixed use building, and no less than 20 percent and no more than 80 percent of the buildings on a development site or block face. The first floor of any building in a mixed-use project that has frontage on the Federal Highway corridor may not contain any residential uses.

Annexation: Areas identified "Annexation" are not within the current Town boundaries, but have been identified for potential future annexation.

**APPLICATION NO. 2
TOWN OF LAKE PARK COMPREHENSIVE PLAN
TRAFFIC CIRCULATION ELEMENT**

1. Change the name of the Element from “Traffic Circulation” to “Transportation”, in accordance with Chapter 163.3177(6)(h), Florida Statutes (F.S.) and Rule Chapter 9J-5.019, Florida Administrative Code (F.A.C.).
2. Amend Objective 1 as follows:

Objective 1: The Town shall coordinate as appropriate with the appropriate agencies, including the Florida Department of Transportation and Palm Beach County Metropolitan Planning Organization, to implement projects to address Existing roadway deficiencies and address current and projected multi-modal transportation needs by actively pursuing with the Florida Department of Transportation working through the Palm Beach County Metropolitan Planning Organization to schedule a planning/engineering study to investigate the widening of U.S. Highway #1 from five lanes to six lanes from Palmetto Road, south to Silver Beach Road, to be included in FDOT’s next update to the State’s Five Year Transportation Improvement Program.

3. Amend Policy 1.1 as follows:

Policy 1.1: The Town hereby adopts the following Level of Service (LOS) standards for each listed facility type:

- a. Collector roadways – LOS Standard CD
- b. Urban Minor Arterial roadways – LOS Standard CD
- c. Urban Major Arterial roadways – LOS Standard CD
- d. Strategic Intermodal System roadways – LOS Standard D.

4. Delete Objective 2 as follows:

~~Objective 2: Projected traffic circulation system demand through year 1994 will be met by cooperating and coordinating with FDOT to schedule the widening of U.S. Highway 1 from Palmetto Road South to at least Silver Beach Road.~~

5. Move Policy 2.1 under Objective 1.0, and renumber and amend as follows:

Policy 2.1.3: The Town shall adopt a Traffic Performance Standard ordinance for ensuring that adequate roadway capacity is available or is planned when needed by a development. The Town will continue to utilize the County’s Traffic Performance Standards.

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6. Move Policy 2.2 under Objective 1, and renumber and amend as follows:

Policy 2-21.4: The Town shall review all proposed development and coordinate and cooperate with the responsible agencies to assure that roadway improvements are planned in ~~compliance~~ accordance with the LOS Standards.

7. Add a new Policy under Objective 1 as follows:

Policy 1.5: The Town shall periodically evaluate the transportation network and implement an improvement schedule in conformance with the Capital Improvements Element.

8. Add a new Objective 2 as follows:

Objective 2: Ensure the provision of a full range of multi-modal transportation options, including pedestrianism, bicycles, automobiles, and transit for existing and future residents, businesses and visitors.

9. Add a new Policy under new Objective 2 as follows:

Policy 2.1: The Town shall continue to coordinate with the Palm Beach County Metropolitan Planning Organization (MPO) to ensure that innovative ideas regarding transportation planning in Lake Park are forwarded.

10. Add a new Policy under new Objective 2 as follows:

Policy 2.2.: The Town shall encourage mixed-use development and/or Transit Oriented Development in appropriate locations in order to reduce the need for vehicular trips.

11. Amend Policy 3.1 as follows:

Policy 3.1: The Town shall ~~prohibit on-street parking on all arterial and major collector roads~~ seek opportunities to expand multi-modal transportation access to its roadway system and existing and proposed developments and uses.

12. Amend Policy 4.1 as follows:

Policy 4.1: The ~~Town police~~ Palm Beach County Sheriff's Department shall be responsible for the preparation of annual accident frequency reports for all collector and arterial roads.

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

13. Amend Objective 5 as follows:

Objective 5: Traffic circulation planning will be coordinated with the future land uses shown on the Future Land Map of this plan, ~~the FDOT 5-year Transportation Plan and plans of neighboring jurisdictions and the roadway and transportation improvement plans of the State, County, Palm Beach County MPO, and neighboring jurisdictions.~~

14. Amend Policy 5.1 as follows:

Policy 5.1: ~~The Town Public Works Department shall review future updates of the FDOT 5-year transportation plan and coordinate with the Palm Beach County MPO in order to update or modify this element, if necessary. As part of the annual budgeting and Capital Improvements Element update the Town shall review the compatibility of this Element with the roadway and transportation improvement plans of the State, County and MPO.~~

15. Amend Policy 5.2 as follows:

Policy 5.2: The Town shall review ~~for compatibility with this element, the traffic circulation~~ transportation plans and programs for the County and neighboring municipalities as they become available in the future of other jurisdictions that operate transportation facilities within or proximate to its boundaries, including neighboring jurisdictions, to ensure consistency with this Element.

16. Amend Objective 6 as follows:

Objective 6: Right-of-way acquisition needs shall be formally identified and a priority schedule for acquisition or reservation shall be established identified, prioritized, and incorporated into the Capital Improvements Schedule, to the extent that needed projects are identified and funded. Right-of-way reservations shall continue to be required, as appropriate, as a function of development approvals or other components of the Town's Code of Ordinances, Zoning Code, and Land Development Regulations.

17. Amend Policy 6.1 as follows:

Policy 6.1: The Town shall maintain an "Official Transportation Map" identifying future rights-of-way based upon the TRAFFIC CIRCULATION element and the FUTURE LAND USE element of this Plan.

18. Amend Policy 7.1 as follows:

Policy 7.1: The Town shall plan maintenance and repair ~~efforts~~ of local streets well in advance of wear and deterioration as part of the annual update of the Capital Improvements Element and its budgeting processes.

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

19. Delete Policy 7.2 as follows:

~~Policy 7.2: The town will provide for maintenance and repair funding in the annual budgeting process.~~

20. Amend Policy 8.2 as follows:

Policy 8.2: At the time of redevelopment and through cross-access and shared access agreements, the Town shall discourage excessive curb cuts including the control of connections and access points of driveways and roads to roadways on arterial and major collector streets within the confines of the Town's roadway network.

21. Amend Policy 11.2 as follows:

Policy 11.2: To consider the latest urban transportation plan prepared by the West Palm Beach Urban Area Metropolitan Planning Organization and the Florida Department of Transportation, ~~i.e. the Year 2010 Transportation Plan~~ in the planning of the Town's traffic circulation system.

22. Replace the Future Traffic Circulation Map with the Future Transportation Map, as follows:

FROM:

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

TO:

**APPLICATION NO. 3
TOWN OF LAKE PARK COMPREHENSIVE PLAN
HOUSING ELEMENT**

1. Amend the Goal Statement as follows:

5.4.1 Town Goal Statement

Ensure the provision of safe, decent and sanitary housing and living conditions in designated residential neighborhoods consistent with: (1) density levels indicated on the Future Land Use Plan Map; (2) specific housing needs as reflected in the most recent Shimberg Center for Affordable Housing's Affordable Housing Needs Assessment; and (23) the current residential character of the Town and individual Planning Areas. Further, ensure that the character of new housing ~~stock remains consistent with that currently in evidence~~ is compatible with the existing housing stock, particularly historic housing, while accommodating ~~the needs of projected population levels~~ current housing needs.

2. Amend Objective 1 as follows:

Objective 1: The quality of the existing housing stock and residential neighborhoods shall be maintained by ~~assuring that~~ addressing substandard housing ~~conditions are prevented through code enforcement and other appropriate mechanisms.~~

3. Amend Policy 1.1 as follows:

Policy 1.1: ~~Adopt~~ Maintain minimum housing regulations that shall contain specific and detailed provisions required to ensure the provision of decent, safe, sanitary and affordable housing ~~implement the adopted in accordance with the Comprehensive Plan, and which, at a minimum:~~

- ~~A. Establish minimum standards for sanitary, water supply, heating and
and
Cooking and garbage disposal facilities;~~
- ~~B. Establish minimum requirements for light and ventilation;~~
- ~~C. Establish minimum requirements for electrical systems;~~
- ~~D. Establish general requirements for the exterior and interior of
structures; and~~
- ~~E. Establish maximum occupancy and/or minimum dwelling space
and
Sanitary requirements.~~

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

4. Amend Policy 2.2 as follows:

Policy 2.2: ~~Adopt administrative and enforcement procedures necessary to implement minimum housing regulations and which, at a minimum:~~

~~A. Designate a Town housing official;~~

~~B. Establish~~ Utilize the following definitions of in assessing and monitoring housing conditions:

Standard Condition – A residential structure meeting all minimum standards for basic equipment and facilities, as set forth in the most recent version of the Standard Housing Code, 1985 edition, or locally adopted version thereof.

Substandard Condition – A residential structure which does not meet all minimum standards for basic equipment and facilities, as set forth in the most recent version of the Standard Housing Code, 1985 edition, or locally adopted version thereof, as determined by the Housing Official, where the costs of rehabilitation or code compliance are valued at less than 50% of the total value of the structure.

In Need of Replacement - A residential structure which does not meet all minimum standards for basic equipment and facilities, as set forth in the most recent version of the Standard Housing Code, 1985 edition, or locally adopted version thereof, as determined by the Housing Official, where the costs of rehabilitation, renovation or code compliance are valued at greater than 50% of the total value of the structure; ~~and~~—

~~B. Establish administrative procedures.~~

~~C. Consider the need for a community appearance board to assist the Town housing official in administering minimum housing regulations.~~

5. Add a new Policy under Objective 2 as follows:

Policy 2.3: The Town shall coordinate with the appropriate agencies, including the State of Florida and Palm Beach County, to attempt to secure grant funds (i.e. CDBG, HOME, SHIP) to assist income-qualified households in conducting repairs to correct substandard housing conditions, and/to to improve the condition of the rental housing stock that is affordable to income-qualified households.

6. Add a new Policy under Objective 3 as follows:

Policy 3.7: The Town shall implement strategies to ensure the availability of a diversity and mix of housing types in order to meet the needs of households of different income and needs groups. These strategies might include, but are not limited to, inclusionary zoning, land trusts, linkage fees, density bonuses, and participation in federal, State and County grant programs.

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

7. Add a new Policy under Objective 3 as follows:

Policy 3.8: In consideration of the fact that the Town's 2005 homeownership rate of 43.5% is significant less than the homeownership rate for the State of Florida's 2005 homeownership rate of 70.3%, the Town shall prioritize the creation of homeownership units, and shall coordinate with the appropriate agencies, including the State of Florida and Palm Beach County, to attempt to secure grant funds (i.e. CDBG, HOME, SHIP) to assist income-qualified renter households in becoming homeowners.

8. Add a new Policy under Objective 4 as follows:

Policy 4.3: The Town shall enforce compliance with the Americans with Disabilities Act (ADA) in order to ensure that persons with disabilities have equal access to housing, employment and services.

9. Amend Policy 7.1 as follows:

Policy 7.1: The Town, in developing new or revising existing regulations, shall review appropriate zoning and land development regulations by April 1990 to ensure that the regulations are not exclusionary with respect to permitting low and moderate income consider potential impacts of these regulations on the provision of affordable and workforce housing, and take steps to mitigate these barriers.

10. Amend Policy 7.4 as follows:

Policy 7.4: In scheduling the review of proposed development or redevelopment, the Planning and Zoning Board shall give priority to low and/or moderate income housing project applications that provide for affordable homeownership units.

11. Delete Policy 8.2 as follows:

~~Policy 8.2: Section 32-85(b) shall be repealed.~~

12. Renumber Policy 7.4 as follows:

Policy 8.32: The location and placement of manufactured housing is permissible in low to medium residential land use categories as shown on the future land use map in the comprehensive plan.

APPLICATION NO. 4
TOWN OF LAKE PARK COMPREHENSIVE PLAN
SANITARY SEWER, SOLID WASTE, DRAINAGE, POTABLE WATER AND
NATURAL GROUNDWATER RECHARGE ELEMENT

1. Amend Objective 1 as follows:

Objective 1: The Town shall ensure through the land development review process that, at the time a building permit is issued, adequate public facility capacity is available or will be available at the time of occupancy in accordance with its Concurrency Management System.

2. Add the following new Policy under Objective 1:

Policy 1.6: The Town shall consider the feasibility of establishing an impact fee schedule in order to ensure that the public facilities and services at the adopted level of service are available concurrent with the impacts of development and in conformance with the Capital Improvements Element.

3. Add the following new Policy under Objective 1.0:

Policy 1.7: The Town, in coordination with Palm Beach County, shall continue to regulate businesses potentially generating pollutants.

4. Amend Objective 2 as follows:

Objective 2: The Town shall establish and maintain a five-year schedule of capital improvement needs to be updated annually in conformance with the Capital Improvements Elements, in order to maintain and improve Town infrastructure and comply with all State statutory requirements.

5. Amend Policy 2.1 as follows:

Policy 2.1: Existing deficiencies will be addressed by undertaking the following activities improvements in accordance with the Capital Improvements Schedule.***
(Note – delete rest of Policy)

6. Amend Policy 2.2 as follows:

Policy 2.2: A Capital Improvements Coordinating Committee, headed by the Director of the Public Works Department, shall be created for the purpose of The Town administration, including key department heads, shall evaluate, and ranking and recommend capital improvement projects for inclusion in the five-year schedule of needs Capital Improvements Schedule.

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

7. Add the following new Policy under Objective 2.0:

Policy 2.3: The Town shall update the Master Drainage Plan every five years, and shall include identified projects in the Capital Improvements Schedule.

8. Add the following new Policy under Objective 2.0:

Policy 2.4: The Town shall review the South Florida Water Management District's Lower East Coast Water Supply Plan, and the water supply facility workplans of agencies that have jurisdiction over and/or provide its potable water supply, as they are adopted and/or periodically updated in order to identify alternative projects that will increase its water supply, and shall coordinate as appropriate with these agencies in the implementation of these projects. In addition, the Town shall prepare a Ten-Year Water Supply Facilities Workplan in accordance with State requirements.

APPLICATION NO. 5
TOWN OF LAKE PARK COMPREHENSIVE PLAN
COASTAL MANAGEMENT ELEMENT

1. Amend Policy 2.1 as follows:

Policy 2.1: ~~Incorporate~~ Utilize urban Best Management Practices (BMPs) ~~identified in the Areawide Waste Treatment Management Plan (408 Plan)~~ to reduce non-point source pollutant loadings to non-estuarine waters via the Town's stormwater drainage system.

2. Amend Objective 3 as follows:

Objective 3.0: Maintain or reduce hurricane evacuation times, address general hazard mitigation, and ~~incorporate~~ implement the recommendations of the ~~local peacetime applicable~~ emergency management plans and ~~applicable~~ interagency hazard mitigation reports as appropriate.

3. Amend Policy 3.3 as follows:

Policy 3.3: Land development regulations shall ~~include provisions to review consistency with of the local peacetime~~ ensure the consistency of emergency management plans with and development order approvals.

4. Amend Policy 3.4 as follows:

Policy 3.4: The Town will review ~~the local peacetime applicable~~ emergency management plans and ~~existing~~ interagency hazard mitigation reports on an annual basis and adopt land development regulations to incorporate emergency management plan or mitigation report recommendations into the development review process.

5. Amend Objective 4 as follows:

Objective 4.0: Provide infrastructure and services at adopted ~~Establish~~ levels of service in the coastal area.

6. Amend Policy 4.1 as follows:

Policy 4.1: ~~Through existing and/or future citizen committees, establish a needs assessment of~~ Continue to provide for water-dependent and water-related uses in the coastal area including the provision and expansion of the Town Marina, in conjunction with the analyses and recommendations established in the RECREATION AND OPEN SPACE Element goals, objectives and policies of this Comprehensive Plan.

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

7. Add a new Policy under Objective 4 as follows:

Policy 4.2: The Town shall establish a Marina Siting Plan consistent with 163.3178(6), F.S.

8. Amend Policy 5.1 as follows:

Policy 5.1: The Town shall ~~delineate~~ define its coastal high hazard areas described in the applicable data and analysis section of the plan. A map shall be prepared delineating subject areas. At a minimum, those areas designated on the Federal Emergency Management Act map shall be designated coastal high hazard areas as the area below the elevation of the Category 1 storm surge line as established by a Sea, Lake and Overland Surges from Hurricanes (SLOSH) computerized storm surge model. The Coastal High Hazard Area is identified on the Future Land Use Map.

9. Amend Policy 5.2 as follows:

Policy 5.2: The Town shall ~~adopt~~ utilize its land development regulations ~~that~~ to discourage population concentrations and development or redevelopment in, limit public expenditures that subsidize development or redevelopment in, and relocate or replace infrastructure away from coastal high hazard areas if not contrary to the health, safety or welfare of the residents of Lake Park. Public expenditures shall be limited to maintenance and purchase of public open space, drainage improvements, elimination of existing septic systems, upgrading existing roads, and repair or replacement of the seawall.

10. Amend Policy 5.5 as follows:

Policy 5.5: The Town shall ~~conduct a review to verify if~~ maintain an inventory of any historic buildings and sites ~~are~~ in the coastal high hazard area.

11. Amend Policy 5.6 as follows:

Policy 5.6: Land development regulations shall ~~be established to~~ protect any existing or future historic buildings in the coastal high hazard area.

12. Amend Policy 5.7 as follows:

Policy 5.7: Land development regulations shall be established to limit development in coastal high hazard areas to low density development. In regulating development and redevelopment in all areas, including the Coastal High Hazard Area, the Town shall maintain hurricane evacuation times in accordance with Section 163.3178(9), F.S.

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

13. Amend Policy 5.8 as follows:

Policy 5.8. Land development regulations shall be ~~established to adopt~~ be consistent with the provisions of the ~~Southern~~ Florida Building Code, ~~Southern~~ Standard Mechanical Code, ~~Southern~~ Standard Plumbing Code, ~~Southern~~ Standard Gas Code, and National Electric Code as they pertain to general hazard mitigation and other issues.

**APPLICATION NO. 6
TOWN OF LAKE PARK COMPREHENSIVE PLAN
CONSERVATION ELEMENT**

1. Amend Policy 1.1 as follows:

Policy 1.1: Construction practices such as seeding, wetting and mulching which minimize airborne dust and particulate emission generated by construction activities shall be undertaken ~~within 30 days of completion of clearing work~~ in accordance with all applicable National Pollutant Discharge Elimination System standards.

2. Amend Policy 2.2 as follows:

Policy 2.2: In water management systems where use of canals or ponds is necessary, any modification to, or construction of, canals or ponds should consider water and habitat quality enhancement features such as planted littoral zones or shallow shelves, bank slopes conducive to shoreline vegetation and immediate vegetative stabilization of any bare ground adjacent to canals or ponds in accordance with all applicable National Pollutant Discharge Elimination System standards.

3. Add the following new Policy under Objective 6:

Policy 6.6: The Town shall review the South Florida Water Management District's Lower East Coast Water Supply Plan, and the water supply facility workplans of agencies that have jurisdiction over and/or provide its potable water supply, as they are adopted and/or periodically updated in order to identify alternative projects that will increase its water supply, and shall coordinate as appropriate with these agencies in the implementation of these projects. In addition, the Town shall prepare a Ten-Year Water Supply Facilities Workplan in accordance with State requirements.

4. Add a new Objective as follows:

Objective 7: The Town shall preserve the Lake Park Scrub Area.

5. Add a new Policy under new Objective 7 as follows:

Policy 7.1: During the annual review of the Capital Improvements Element, projects for improvement and continued protection of Town's natural area(s) shall be included, to the extent that such projects are programmed and funded.

**APPLICATION NO. 7
TOWN OF LAKE PARK COMPREHENSIVE PLAN
RECREATION AND OPEN SPACE ELEMENT**

1. Amend Objective 4 as follows:

Objective 4: ~~Incorporate levels of service standards for recreation facilities and open space areas into property development regulations~~ The Town shall require a minimum of 2.5 acres of developed recreation and open space per 1,000 residents.

2. Amend Policy 4.1 as follows:

Policy 4.1: ~~Conduct a survey of Town residents to determine specific use of recreational facilities, leisure activities, and open space areas. Results of the survey are to be evaluated in terms of level of service standards referenced in Section 9.3.1~~ The Town shall consider the feasibility of establishing an impact fee schedule within the Town in order to ensure that the recreation and open space facilities at the adopted level of service are available concurrent with the impacts of development and in conformance with the Capital Improvements Element.

3. Amend Policy 4.2 as follows:

Policy 4.2: ~~Adopt interim levels of service standards as identified in Table 9-4 of this element~~ The Town will identify properties available for acquisition and/or vacant or underutilized properties, and consider acquiring these properties in order to expand its inventory of usable recreation and open space.

4. Add a new Policy under Objective 4 as follows:

Policy 4.3: The Town shall update its Land Development Regulations to require certain percentages of open space to be provided for all new developments or redevelopment projects within the Town.

APPLICATION NO. 8
TOWN OF LAKE PARK COMPREHENSIVE PLAN
INTERGOVERNMENTAL COORDINATION ELEMENT

1. Amend Policy 1.1 as follows:

~~Policy 1.2: Coordinate as appropriate, with North Palm Beach, Palm Beach Gardens, Riviera Beach, Palm Beach County, the Palm Beach County School Board, and municipal service providers, the Treasure Coast Regional Planning Council and the State of Florida~~ The Town shall participate in the Palm Beach County Intergovernmental Coordination Program and Intergovernmental Plan Amendment Review Committee (IPARC) regarding pending land-use Comprehensive Plan amendments or land development decisions within Lake Park. Formally notify appropriate governments of pending planning or development activities on lands adjacent to their borders. Comments from adjacent municipalities shall be formally considered prior to making a land use planning or development decision in these areas.

2. Amend Policy 1.4 as follows:

~~Policy 1.4: Prepare and adopt an official annexation policy using methods and guidelines established by the Palm Beach Countywide Planning Council in its annexation policy, adopted in May, 1988~~ The Town, where appropriate, shall coordinate its annexation policies with Palm Beach County and adjacent local governments.

3. Amend Policy 1.5 as follows:

~~Policy 1.5: Request the Florida Department of Health and Rehabilitative Services for assistance to revise the Town Zoning Code to provide greater opportunities in Lake Park for Group Homes~~ Provide opportunities for group homes in Lake Park in accordance with State requirements and in coordination with the appropriate agencies, including the Florida Department of Children and Families.

4. Amend Policy 1.6 as follows:

~~Policy 1.6: Request the Palm Beach County Solid Waste Authority to jointly develop a pilot program~~ Coordinate as appropriate with Palm Beach County's Solid Waste Authority in the implementation of programs for waste separation within the Town.

5. Add a new Policy under Objective 1 as follows:

Policy 1.7: The Town will carefully monitor and reevaluate its contract for Police and Fire-Rescue Services with Palm Beach County on an ongoing basis.

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

6. Add a new Policy under Objective 1 as follows:

Policy 1.8: The Town will closely work with the Palm Beach County Sheriff's Office and Palm Beach County Fire Rescue on public health, safety and welfare issues.

7. Add a new Policy under Objective 1 as follows:

Policy 1.9: The Town will continue working with the Palm Beach County Sheriff's Office to promote the work done by the Sheriff's Office Fire-Rescue Division and the public safety officers within the Town. The Town will assist these agencies to increase awareness of existing public safety programs available to Lake Park citizens and promote new programs to benefit public health, safety and welfare.

8. Add a new Policy under Objective 1 as follows:

Policy 1.10: The Town will develop and define partnerships with the Metropolitan Planning Organization, Palm Tran, the Florida Department of Transportation and other applicable agencies or groups with respect to mass transit as well as other transportation planning issues. The Town will coordinate with the Florida Department of Transportation to evaluate and mitigate impacts on the State highway system that result from projects that are not reviewed as developments of regional impact.

9. Amend Objective 2 as follows:

Objective 2: ~~Coordinate with appropriate jurisdictions regarding: the prevention of the formation of enclaves adjacent to or in proximity to the Lake Park corporate limits~~ The Town, in coordination with Palm Beach County and neighboring municipalities, shall consider annexation requests from property owners who wish to voluntarily become a part of the Town and whose properties are contiguous to existing municipal limits, and/or shall identify and move to annex areas when such annexations are deemed to be in the best interest of the Town and the area to be annexed.

10. Add the following new Policy under Objective 2:

Policy 2.3: Should annexations occur the Town shall confer with all affected jurisdictions to ensure an equitable and smooth transition.

11. Add the following new Policy under Objective 2:

Policy 2.4: Any petition to annex properties into the Town of Lake Park should not be approved if such annexation will adversely affect the supply and delivery of public facilities and services or otherwise present an unreasonable burden to the citizens of Lake Park.

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

12. Amend Objective 3 as follows:

Objective 3: ~~Establish~~ Coordinate level of service standards consistent with those of adjacent local governments and current service providers, while recognizing potential differences in local circumstances.

13. Add the following new Policy under Objective 4:

Policy 4.7: The Town shall review the South Florida Water Management District's Lower East Coast Water Supply Plan, and the water supply facility workplans of agencies that have jurisdiction over and/or provide its potable water supply, as they are adopted and/or periodically updated in order to identify alternative projects that will increase its water supply, and shall coordinate as appropriate with these agencies in the implementation of these projects. In addition, the Town shall prepare a Ten-Year Water Supply Facilities Workplan in accordance with State requirements.

14. Amend Policy 5.1 as follows:

Policy 5.1: Any development which may necessitate an amendment to the comprehensive plan of the Town of Lake Park shall be reviewed with respect to the relationship such development may have upon compatibility with comprehensive plans of surrounding units of local and regional government. The Town shall participate in the Palm Beach County Intergovernmental Coordination Program and Intergovernmental Plan Amendment Review Committee (IPARC) in the coordination and review of proposed Comprehensive Plan amendments.

15. Add a new Objective as follows:

Objective 6: The Town shall maintain existing and promote increased economic stability within the boundaries of Lake Park. This commitment to economic development shall be considered when conducting Town business including the execution of all contracts and interlocal agreements.

16. Add a new Policy under new Objective 6 as follows:

Policy 6.1: The Town shall explore the establishment of economic development zones or other mechanisms to retain and attract businesses.

17. Add a new Policy under new Objective 6 as follows:

Policy 6.2: The Town shall consider conducting market studies to determine types of businesses needed in the downtown, mixed use, and/or commercially or industrially designated areas.

18. Add a new Policy under new Objective 6 as follows:

Policy 6.3: The Town shall explore alternative sources for funding or tax relief.

19. Add a new Policy under new Objective 6 as follows:

Policy 6.4: The Town shall continue communication and cooperation with the Palm Beach County Office of Economic Development, and shall coordinate as appropriate with other agencies in the implementation of economic development strategies in the Town, County, region and State.

20. Add a new Objective 7 as follows:

Objective 7: To coordinate planning efforts with the municipalities of Jupiter, Riviera Beach, North Palm Beach, Palm Beach Gardens, Mangonia Park and Palm Beach County (the North Palm Beach County partners) in order to jointly identify land parcels in northern Palm Beach County which will provide opportunities for the development of bioscience research / biotechnology uses and will help secure those parcels against conversions to retail, commercial or residential land-use designations.

21. Add a new Objective 7 as follows:

Policy 7.1: Develop a unified vision in coordination with the North Palm Beach County partners and assign a Bioscience Research Protection Overlay (BRPO) to land parcels within the Town in order to provide opportunities for bioscience research / biotechnology uses.

22. Add a new Objective 7 as follows:

Policy 7.3: To assure greater cooperation with the North Palm Beach County partners, the Town shall maintain its representation on the Bioscience Land Protection Advisory Board (BLPAB) as set out in the Interlocal Agreement to ensure the protection of bioscience uses within the BRPO.

APPLICATION NO. 9
TOWN OF LAKE PARK COMPREHENSIVE PLAN
CAPITAL IMPROVEMENT ELEMENT

1. Amend Objective 1 as follows:

Objective 1: Capital improvements will be provided to: (1) correct existing deficiencies; (2) accommodate desired future growth; (3) achieve or maintain the adopted Level of Service Standards; (4) assist in the achievement of Comprehensive Plan goals, objectives and policies, and/or; ~~(35)~~ replace worn-out or obsolete facilities, as indicated in the 5-Year Schedule of Improvements of this element, ~~as Exhibited on Table 11-6.~~

2. Amend Policy 1.3 as follows:

~~Policy 1.3: A Capital Improvements Coordinating Committee is hereby created, composed of the Directors of Public Works, Finance and Recreation and the Town Manager, for the purpose of The Town administration, including key Department heads, shall evaluate, and ranking in order of priority projects for inclusion in the 5-Year Schedule of Improvements and recommend capital improvement projects for inclusion in the five-year Capital Improvements Schedule.~~

3. Add a new Policy under Objective 1 as follows:

Policy 1.6: The Town shall review the available capital improvements plans of other agencies having jurisdiction over infrastructure and services which impacts its adopted Level of Service Standards in order to monitor its ability to meet its Level of Service Standards through the planning period, and ensure the financial feasibility of the Comprehensive Plan. Projects deemed necessary to maintain the Level of Service standard as a result of this review shall be referenced in the Town's Capital Improvement Program and Schedule.

4. Add a new Policy under Objective 1 as follows:

Policy 1.7: The Town shall maintain records to determine whether a cumulative 110% de minimus transportation impact threshold has been reached, and shall submit such documentation as part of its annual updates to the Capital Improvements Schedule.

5. Add a new Policy under Objective 1 as follows:

Policy 1.8: On or before the statutory deadline, the Comprehensive Plan shall be amended to include a financially feasible Five Year Capital Improvements Schedule that documents all projects necessary to achieve and/or maintain the Level of Service Standard or that otherwise implement the Comprehensive Plan. The

schedule shall be updated annually through the Comprehensive Plan amendment process. In addition to Town projects, the Capital Improvements Schedule shall include projects to be implemented by other agencies that impact its ability to achieve or maintain the adopted Level of Service Standards, including transportation projects that maybe implemented in whole or in part through proportionate fair share mitigation options.

6. Add a new Policy under Objective 1 as follows:

Policy 1.9: The Town shall update the Master Drainage Plan an ongoing basis and shall include identified projects in the Capital Improvements Schedule. During the annual review of the Town's capital improvements needs, the Town shall consider and accordingly prioritize drainage improvements as recommended by the Town's Master Drainage Plan.

7. Add a new Policy under Objective 1 as follows:

Policy 1.10: The Town shall periodically evaluate the transportation network and implement an improvement schedule in conformance with the Capital Improvements Element.

8. Add a new Policy under Objective 1 as follows:

Policy 1.11 The following Capital Improvements Schedule, as it is annually updated in accordance with State growth management requirements, includes all projects scheduled to meet or improve the adopted Level of Service Standards during the five-year planning period, and other projects that further implementation of this Comprehensive Plan and its goals, objectives and policies.

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

TOWN OF LAKE PARK FIVE YEAR CAPITAL IMPROVEMENT SCHEDULE

2007 – 2012

<u>Project Category</u>	<u>Project Name</u>	<u>07/08</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>Funding Source</u>
2, 4	Downtown Park Avenue and 10 th Street Alleyway Project	\$650,000	\$650,000	0	0	0	Tax Increment Financing
2, 4	Stormwater Utility District Improvements	0	\$200,000	\$200,000	0	0	Special Assessment
4	Northlake Boulevard Landscaping	0	\$589,500	0	0	0	Palm Beach County Metropolitan Planning (Not Town funded)
		\$2,355,000	\$2,319,000	\$467,000	\$350,000	\$4,025,000	

Project Category Codes

1 – Project necessary to achieve Level of Service

2 – Project will enhance ability to continue to meet Level of Service

3 – Project will enhance ability to meet Level of Service for Optional Element

4 – Project will further the achievement of Comprehensive Plan goals, objectives and policies.

TOWN OF LAKE PARK COMMITTED FUNDING SOURCES FOR CAPITAL IMPROVEMENTS 2007-2012

<u>Funding Source</u>	<u>07/08</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>
Tax Increment Financing	\$650,000	\$650,000	0	0	0
Special Assessment	0	\$200,000	\$200,000	0	0
Palm Beach County MPO Transportation Improvement Program	0	\$589,500	0	0	0
Total	\$650,000	\$1,439,500	\$200,000	0	0

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

Note: The projects on the following table, if implemented, will further the achievement of Comprehensive Plan goals, objectives and policies, but are not necessary for the achievement of adopted Level of Service standards. The City Grants Writer has been charged with researching and finding funding sources for the following projects. There is no funding available from current or foreseeable revenue streams to affect these needed community improvements. If funding is secured, however, these projects will be placed on the active Capital Improvement Projects agenda for implementation. Please note that these projects are listed in no prioritized order.

TOWN OF LAKE PARK CAPITAL PROJECTS REQUIRING FUNDING SOURCES
2007-2012

<u>Beautification</u>	<ul style="list-style-type: none"> • <u>Beautification at Kelsey Park (trees)</u> • <u>Completion of Lake Shore Park – North Corner by Seawall</u> • <u>Federal Highway Median Project</u> • <u>Park Avenue Median Project</u> • <u>Street Tree Planting Program</u> • <u>Town-wide Bike Paths</u>
<u>Community Center</u>	<ul style="list-style-type: none"> • <u>Build a new Community Recreation Center/Shelter</u>
<u>Hazard Mitigation</u>	<ul style="list-style-type: none"> • <u>Storm Shutters for Evergreen House and the little buildings at Kelsey Park</u> • <u>Storm Shutters for Lake Shore Park Pavilion and Tennis Center</u> • <u>Storm Shutters for Public Works.</u> • <u>Storm Shutters at Library</u> • <u>Storm Shutters at Town Hall</u> • <u>Emergency Service Center Hardening – Hazard Mitigation</u>
<u>Infrastructure</u>	<ul style="list-style-type: none"> • <u>Stormwater Management/Master Drainage Project</u> • <u>Streets and Sidewalks outside the CRA</u>
<u>Library</u>	<ul style="list-style-type: none"> • <u>Library Doors</u> • <u>Library refurbishment, North Entrance</u>
<u>Marina</u>	<ul style="list-style-type: none"> • <u>Breakwater Guide</u> • <u>Detached Breakwater</u> • <u>Fuel Dock Relocation</u> • <u>Overflow Parking Area</u> • <u>Patio Cover</u> • <u>Slip Installation - 8 slips with electrical service</u>

TOWN OF LAKE PARK CAPITAL PROJECTS REQUIRING FUNDING SOURCES
2007-2012 (cont.)

<p><u>Parks</u></p>	<ul style="list-style-type: none"> • <u>Ball Field Renovation – security, lighting, goals, courts, dug-outs, fencing, bleachers, concession stand, restrooms, storage</u> • <u>Completion of Lake Shore Park – North Corner by Seawall</u> • <u>Fishing Pier at Lake Shore Park</u> • <u>Park Avenue (Downtown) Pocket Park</u> • <u>Tennis Court Improvement</u> • <u>West Ilex Park</u>
<p><u>Town Hall</u></p>	<ul style="list-style-type: none"> • <u>Exterior Doors Replacement (Historic) - Town Hall</u> • <u>Exterior Painting – Town Hall</u> • <u>Stage Replacement - Mirror Ballroom</u> • <u>Window Repair – Town Hall</u> • <u>Wood Floor Replacement - Mirror Ballroom</u>
<p><u>Vehicles</u></p>	<ul style="list-style-type: none"> • <u>5 Year Vehicle Replacement Plan</u>

9. Amend Policy 4.3 as follows:

Policy 4.3: The Town shall annually adopt a 6-5 year capital improvement program and capital budget as part of its budgeting process.

10. Amend Policy 5.1 as follows:

Policy 5.1: ~~The Town shall adopt an adequate facilities ordinance to ensure that, at the time a development permit is issued, adequate facility capacity is available, or will be available when needed to serve the development~~ implement its Concurrency Management System (CMS) to ensure that at the time a development order is issued adequate facility capacity is available when needed to serve the development, or as otherwise provided for in Rule 9J05.0055, FAC. The CMS shall be adopted in the Town's Land Development Code and include:

- a. methodology for concurrency evaluation;
- b. terms for satisfying concurrency evaluation;
- c. provisions for reserving facility capacity; and
- d. monitoring procedures;
- e. proportionate fair share mitigation options for transportation impacts, as appropriate.

The Town's CMS is described as follows:

CONCURRENCY MANAGEMENT SYSTEM

Sanitary Sewer, Solid Waste, Drainage and Potable Water

Prior to the issuance of any development order for new development or redevelopment, sanitary sewer, solid waste, drainage and potable water facilities needed to support the development at adopted LOS standards must meet one of the following timing requirements: the necessary facilities are in place, or; the necessary facilities will be in place when the impacts of the development occurs, or; the necessary facilities are guaranteed in an enforceable development agreement which includes the provisions of Rules 9J-5.0055(2)(a)1-3, Florida Administrative Code. The enforceable development agreement may include, but is not limited to, the development agreements pursuant to Section 163.3220, Florida Statutes (F.S.), or an agreement or development order issued pursuant to Chapter 380, F.S.

Recreation and Open Space

Prior to the issuance of any development order for new development or redevelopment impacting recreational and open space facilities, recreation and open space public facilities needed to support the development at adopted level of service standards must meet one of the following timing requirements: the necessary facilities and services are in place, or; the necessary facilities and services will be in place when the impacts of the development occurs, or; the necessary facilities and services are the subject of a binding executed contract which provides for the commencement of actual construction of the required facilities or the provision of services within one year, or; the necessary facilities and services are guaranteed in an enforceable development agreement which requires the commencement of the actual construction of the facilities or provision of services within one year. The enforceable development agreement may include, but is not limited to, the development agreements pursuant to Section 163.3220, Florida Statutes (F.S.), or an agreement or development order issued pursuant to Chapter 380, F.S.

Transportation

Prior to the issuance of any development order for new development or redevelopment (excepting development and redevelopment determined to have a de minimus impact of transportation facilities in accordance with State requirements), transportation facilities needed to support the development at adopted LOS standards must meet one of the following timing requirements: the necessary facilities are in place, or; the necessary facilities will be in place when the impacts of the development occurs, or; the necessary facilities are under construction, or; the necessary facilities and services are guaranteed in an enforceable development agreement which requires the commencement of the actual construction of the facilities or provision of services within three years of the date of the development order. The enforceable development agreement may include, but is not limited to, the development agreements pursuant to Section 163.3220, Florida Statutes (F.S.), or an agreement or development order issued pursuant to Chapter 380, F.S. In addition, transportation concurrency is demonstrated if improvements necessary to achieve the Level of Service Standard are included in the Five Year Capital Improvements Schedule, and are scheduled to commence within three years of the date of the development order.

In addition, a development permit or development order may be issued subject to the satisfaction of transportation currency requirements through the payment or contribution of the calculated proportionate fair share for transportation, pursuant to all rules and requirements of Chapter 163.3180, F.S.

Educational Facilities

As directed in the Public Schools Facilities Element.

10. Add the following new Policy under Objective 5:

Policy 5.4: The Town shall review the South Florida Water Management District's Lower East Coast Water Supply Plan, and the water supply facility workplans of agencies that have jurisdiction over and/or provide its potable water supply, as they are adopted and/or periodically updated in order to identify alternative projects that will increase its water supply, and shall coordinate as appropriate with these agencies in the implementation of these projects. In addition, the Town shall prepare a Ten-Year Water Supply Facilities Workplan in accordance with State requirements.

**APPLICATION NO. 10
TOWN OF LAKE PARK COMPREHENSIVE PLAN
PUBLIC SCHOOL FACILITIES**

1. Add a new Public Schools Facilities Element as follows:

12.2 GOALS, OBJECTIVES AND POLICIES

Goal 1: PUBLIC SCHOOL CONCURRENCY

It is a Goal of the Town to provide for future availability of public school facilities consistent with the adopted level of service standard. This goal shall be accomplished recognizing the constitutional obligation of the school district to provide a uniform system of free public schools on a countywide basis.

Objective 1: Level Of Service

To ensure that the capacity of schools is sufficient to support student growth at the adopted level of service standard for each year of the five-year planning period and through the long term planning period.

Policy 1.1: The LOS standard is the school's utilization, which is defined as the enrollment as a percentage of school student capacity based upon the Florida Inventory of School Houses (FISH). The level of service (LOS) standard shall be established for all schools of each type within the School District as 110 percent utilization, measured as the average for all schools of each type within each Concurrency Service Area. No individual school shall be allowed to operate in excess of 110% utilization, unless the school is the subject of a School Capacity Study (SCS) undertaken by the School District, working with the Technical Advisory Group (TAG) which determines that the school can operate in excess of 110% utilization. The SCS shall be required if a school in the first FTE student count reaches 108% or higher capacity. As a result of an SCS, an individual school may operate at up to 120% utilization. Upon determination by TAG, if a school is planned and under contract or construction which will relieve capacity of an existing school, the existing school shall be allowed to exceed the 120% maximum utilization for a period not to exceed 2 years. The former is intended to prevent the movement of students more than once.

Policy 1.2: If, as a result of a School Capacity Study (SCS), a determination is made that a school will exceed 120% utilization or cannot operate in excess of 110% utilization, then the School District shall correct the failure of that school to be operating within the adopted LOS through 1) program adjustments, 2) attendance boundary adjustments, or 3) modifications to the Capital Facilities Program to add additional capacity. If, as a result of the SCS a determination is made that the school will exceed 110% and can operate within adopted guidelines, the identified school may operate at up to 120% utilization. If as a

result of one or more School Capacity Studies that demonstrate that the schools of a particular type can operate at a higher standard than the 110% utilization standard of the CSA, the Comprehensive Plan will be amended to reflect the new LOS for that school type in that CSA. Coordinate planning with the School District regarding population projections, school siting, projections of development and redevelopment for the coming year, infrastructure required to support public school facilities, and amendments to future land use plan elements consistent with the requirements of the Interlocal Agreement.

Policy 1.3: The School Capacity Study (SCS) shall determine if the growth rate within an area, causing the enrollment to exceed 110 percent of capacity, is temporary or reflects an ongoing trend affecting the LOS for the 5 year planning period. The study shall include data which shows the extent of the exceedance attributable to both existing and new development. Notification shall be provided to the local government within whose jurisdiction the study takes place. At a minimum, the study shall consider:

1. Demographics in the school's Concurrency Service Area (CSA);
2. Student population trends;
3. Real estate trends (e.g. development and redevelopment);
4. Teacher/student ratios; and
5. Core facility capacity.

Policy 1.4: Concurrency Service Areas (CSA) shall be established on a less than district-wide basis, in accordance with the following:

1. The criteria for Concurrency Service Areas shall be:

Palm Beach County is divided into twenty-one CSAs. Each CSA boundary shall be delineated considering the following criteria and shall be consistent with provisions in the Interlocal Agreement:

- a. School locations, student transporting times, and future land uses in the area.
 - b. Section lines, major traffic-ways, natural barriers and county boundaries.
2. Each CSA shall demonstrate that:
- a. Adopted level of service standards will be achieved and maintained for each year of the five-year planning period; and
 - b. Utilization of school capacity is maximized to the greatest extent possible, taking into account transportation costs, court approved desegregation plans and other relevant factors.
3. Consistent with s.163.3180(13)(c)2., F.S., changes to the CSA boundaries shall be made only by amendment to the PSFE and shall be exempt from the limitation on the frequency of plan amendments. Any proposed change to CSA boundaries shall require a demonstration by the School District that the requirements of 2 (a) and (b), above, are met.

Policy 1.5: The Town shall consider as committed and existing the public school capacity which is projected to be in place or under construction in the first

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

three years of the School District's most recently adopted Five Year Plan, as adopted by reference into this Plan, when analyzing the availability of school capacity and making level of service compliance determinations.

Policy 1.6: The Town shall amend the Capital Improvements Schedule of the Capital Improvement Element when committed facility capacity is eliminated, deferred or delayed to ensure consistency with the School District Five Year Plan.

Policy 1.7: The Town shall suspend or terminate its application of School concurrency upon the occurrence and for the duration of the following conditions:
1. School concurrency shall be suspended in all CSAs upon the occurrence and for the duration of the following conditions:

- a. The occurrence of an "Act of God", or;
- b. The School Board does not adopt an update to its Capital Facilities Plan by September 15th of each year, or;
- c. The School District's adopted update to its Capital Facilities Program Plan does not add enough FISH capacity to meet projected growth in demand for permanent student stations at the adopted level of service standard for each CSA and ensures that no school of any type exceeds the maximum utilization standard in any CSA, or;
- d. The School District Capital Facilities Plan is determined to be financially infeasible as determined by the State Department of Education, or as defined by the issuance of a Notice of Intent to Find an Amendment to a Capital Improvement Element not in compliance as not being financially feasible, by the Department of Community Affairs, or;
- e. by a court action or final administrative action, or;
- f. If concurrency is suspended in one-third or more of the CSAs pursuant to 2. below.

2. School Concurrency shall be suspended within a particular CSA upon the occurrence and for the duration for the following conditions:

- a. Where an individual school in a particular CSA is twelve or more months behind the schedule set forth in the School District Capital Facilities Plan, concurrency will be suspended within that CSA and the adjacent CSAs for that type of school, or;
- b. The School District does not maximize utilization of school capacity, allowing a particular CSA or an individual school to exceed the adopted Level of Service (LOS) standard, or;
- c. Where the School Board materially amends the first 3 years of the Capital Facilities Plan and that amendment causes the Level of Service to be exceeded for that type of school within a CSA, concurrency will be suspended within that CSA and the adjacent CSAs only for that type of school.

3. The Town shall maintain records identifying all Concurrency Service Areas in which the School District has notified the Town that the application of concurrency has been suspended.

4. Once suspended, for any of the above reasons, concurrency shall be reinstated

once the Technical Advisory Group (TAG) determines the condition that caused the suspension has been remedied or the Level of Service for that year for the affected CSAs have been achieved.

5. If a Program Evaluation Report recommends that concurrency be suspended because the program is not working as planned, concurrency may be suspended upon the concurrence of 33% of the PARTIES signatories of the "Palm Beach County Interlocal Agreement with Municipalities of Palm Beach County and the School District of Palm Beach County to establish Public School Concurrency".

6. Upon termination of the Interlocal Agreement the Town shall initiate a Comprehensive Plan Amendment to terminate school concurrency.

Goal 2: SCHOOL FACILITY SITING AND DEVELOPMENT COORDINATION

It is the Goal of the Town to maintain and enhance joint planning processes and procedures for coordination of public education facilities for planning and decision-making regarding population projections, public school siting, and the development of public education facilities concurrent with residential development and other services.

Objective 2: School Facility Siting

To establish a process of coordination and collaboration between the Town, the County, other local governments, and the School District in the planning and siting of public school facilities in coordination with planned infrastructure and public facilities.

Policy 2.1: The Town shall coordinate and provide for expedited review of development proposals with the School District during the development review process to ensure integration of public school facilities with surrounding land uses and the compatibility of uses with schools.

Policy 2.2: There shall be no significant environmental conditions and significant historical resources on a proposed site that cannot be mitigated or otherwise preclude development of the site for a public educational facility.

Policy 2.3: The proposed site shall be suitable or adaptable for development in accordance with applicable water management standards, and shall not be in conflict with the adopted or officially accepted plans of the South Florida Water Management District, or any applicable Stormwater Utility or Drainage District.

Policy 2.4: The proposed location shall comply with the provisions of the Coastal Management Element of the comprehensive plan, if applicable to the site.

Policy 2.5: The Town shall encourage the location of schools proximate to urban residential areas by:

1. Assisting the School District in identifying funding and/or construction opportunities (including developer participation or capital budget

expenditures) for sidewalks, traffic signalization, access, water, sewer, drainage and other infrastructure improvements;

2. Providing for the review for all school sites as indicated in Policy 2.1 above; and,

3. Considering schools as an allowable use within all urban residential land use categories.

Policy 2.6: The Town shall coordinate with the School District for the collocation of public facilities, such as parks, libraries, and community centers with schools, to the extent possible, as sites for these public facilities and schools are chosen and development plans prepared.

Objective 3: Intergovernmental Coordination

To establish and maintain a cooperative relationship with the School District, the County and other municipalities in coordinating land use planning with development of public school facilities which are proximate to existing or proposed residential areas they will serve and which serve as community focal points.

Policy 3.1: The Town shall abide by the "Palm Beach County Interlocal Agreement with Municipalities of Palm Beach County and the School District of Palm Beach County to establish Public School Concurrency", which was fully executed by the parties involved and recorded with the Clerk of the Circuit Court of Palm Beach County on January 25, 2001, consistent with ss.163.3177(6)(h)1. and 2. F.S. and 163.3180 F.S.

Policy 3.2: The Town of Lake Park supports the concept of a Technical Advisory Group (TAG) as established by the County, participating local governments, and the School District. The five member TAG will be comprised of a Certified Public Accountant, a General Contractor, a Demographer, a Business Person, and a Planner, nominated by their respective associations as indicated in the Interlocal Agreement to establish Public School Concurrency. The Technical Advisory Group shall review and make recommendations including but not limited to the following:

1. The Capital Facilities Plan;
2. The Ten and Twenty Year work programs;
3. Schools that trigger a School Capacity Study;
4. Concurrency Service Areas boundaries;
5. School District Management Reports; and
6. Operation and effectiveness of the Concurrency Program;
7. Program Evaluation Reports.

Policy 3.3: As requested, the Town shall provide the County and School District with annual information needed to maintain school concurrency, including information required for the School District to establish:

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

1. School siting criteria;
2. Level of service update and maintenance;
3. Joint approval of the public school capital facilities program;
4. Concurrency service area criteria and standards; and
5. School utilization.

Policy 3.4: The Town shall advise the School District of a proposed public school site's consistency with the Town's Comprehensive Plan and land development regulations, including the availability of necessary public infrastructure to support the development of the site.

Policy 3.5: The Town shall provide opportunity for the School District to comment on comprehensive plan amendments, rezonings, and other land-use decisions which may be projected to impact on the Public Schools Facilities Plan.

Policy 3.6: The Town shall coordinate with the County, local municipalities, and the School District on emergency preparedness issues which may include consideration of:

1. Design and/or retrofit of public schools as emergency shelters;
2. Enhancing public awareness of evacuation zones, shelter locations, and evacuation routes;
3. Designation of sites other than public schools as long term shelters, to allow schools to resume normal operations following emergency events.

Policy 3.7: The Town hereby adopts by reference the School District of Palm Beach County FY 2009 – 2013 Plan & Capital Budget, adopted on September 10, 2008, and which shall be updated annually by amendment.

Policy 3.8: The Town shall provide the School District with its Comprehensive Plan, along with the five-year Land Use and population projections, to facilitate development of school enrollment projections and shall annually update this information. The Town shall coordinate its Comprehensive Plan and the Future Land Use Map with the School District's long range facilities maps to ensure consistency and compatibility with the provisions of this Element.

Objective 4: To cooperate with the joint process of coordination and collaboration between the Town, the County, other local governments and the School District in the planning and decision making on population projections.

Policy 4.1: The Town commits to working with the County and School District and the municipalities to improve this methodology and enhance coordination with the plans of the School District, the County, and other local governments. Population and student enrollment projections shall be revised annually to ensure that new residential development and redevelopment information provided by the municipalities and the County as well as changing demographic conditions are

reflected in the updated projections. The revised projections and the variables utilized in making the projections shall be reviewed by all signatories through the Intergovernmental Plan Amendment Review Committee (IPARC). Projections shall be especially revisited and refined with the results of the 2000 Census. The responsibilities of local governments and the School District on population projections are described in Section VIII-B of the Interlocal Agreement.

Policy 4.2: The Town shall coordinate with the County's efforts to convert the BEBR projections into both existing and new residential units and disaggregate these units throughout incorporated and unincorporated Palm Beach County into each CSA, using BEBR's annual estimates by municipality, persons-per-household figures, historic growth rates and development potential considering the adopted Future Land Use maps of all local government Comprehensive Plans. These projections are shown in Exhibit E of the Interlocal Agreement as "Projected Units Table" which shall be amended annually and provided to the School District.

**APPLICATION NO. 11
TOWN OF LAKE PARK COMPREHENSIVE PLAN
FUTURE LAND USE PLAN MAP AMENDMENTS**

1. Amend the Future Land Use Plan Map as follows:

FROM:

TOWN OF LAKE PARK 2008 COMPREHENSIVE PLAN EAR BASED AMENDMENTS

TO:

Appendix A. Background Maps and documents:

- 1. Map of Future Land Use Areas of Changes**
- 2. Area 1 Map**
- 3. Area 2 Map**
- 4. Area 3 Map**
- 5. Area 4 Map**
- 6. Area 5 Map**
- 7. Area 6 Map**
- 8. Area 7 Map**
- 9. Area 8 Map**
- 10. Area 9 Map**
- 11. Area 10 Map**
- 12. Area 11 Map**
- 13. Analysis of Proposed Map Amendments Analysis**

TAB 7

**Town of Lake Park Town Commission
Agenda Request Form**

Meeting Date: October 15, 2008

Agenda Item No. *Tab 7*

- | | |
|-----------------------------------------------------------------|-----------------------------------------|
| <input checked="" type="checkbox"/> PUBLIC HEARING | <input type="checkbox"/> RESOLUTION |
| <input checked="" type="checkbox"/> Ordinance on Second Reading | |
| <input type="checkbox"/> Public Hearing | <input type="checkbox"/> DISCUSSION |
| <input type="checkbox"/> ORDINANCE ON FIRST READING | <input type="checkbox"/> BID/RFP AWARD |
| <input type="checkbox"/> GENERAL APPROVAL OF ITEM | <input type="checkbox"/> CONSENT AGENDA |
| <input type="checkbox"/> Other: | |

SUBJECT: Ordinance amending Town Code Section 28-51 to increase the rate of business taxes f/k/a occupational license fees charged by the Town for the privilege of doing business within the Town and clarifying the merchant inventory tax.

RECOMMENDED MOTION/ACTION: Motion to adopt.

Approved by Town Manager *H. Lewis*

Date: *10/9/08*

Originating Department: Community Development	Costs: \$ N/A Funding Source: Acct. #	Attachments: Ordinance
Department Review: <input checked="" type="checkbox"/> Town Attorney <input type="checkbox"/> Community Affairs <input checked="" type="checkbox"/> Community Development	<input type="checkbox"/> Finance _____ <input type="checkbox"/> Fire Dept _____ <input checked="" type="checkbox"/> Library _____ <input type="checkbox"/> PBSO _____	<input type="checkbox"/> Personnel _____ <input type="checkbox"/> Public Works _____ <input type="checkbox"/> Town Clerk _____ <input type="checkbox"/> Town Manager _____
Advertised: Date: _____ Paper: _____ <input type="checkbox"/> Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ or Not applicable in this case _____ Please initial one. <i>9/25/08</i>

Summary Explanation/Background: In 2007 the Town Commission increased the amount of the business taxes charged by 25% utilizing the rate increase provisions of Section 205.043, Fla. Stat. (2007); and subsequent to the adoption of that ordinance Town staff reviewed the Town's legislative history with respect to business taxation and determined that it should have recommended a tax rate increase of 5% instead of 25%; as result Town staff has recommended to the Town Commission that it repeal Ordinance 22-2007, and adopt a business tax increase of 5% in accordance with Section 205.0535(4), Fla. Stat. (2007). The schedule of taxes has not been increased since the year 2000. The Ordinance increases the business tax using a 5% rate of increase as allowed by state statute. In addition, section 28-51 clarifies the requirement that all businesses which may also be classified as "merchants" that maintain a stock of merchandise shall also be subject to a merchandise inventory tax. It also places a \$20,000 maximum cap for new and used car merchandise inventory taxes.

Inventory Tax Sample

9/25/2008

	Merchant Inventory Tax	Cost per \$1,000	Base Fee in addition to inventory	Inventory Tax on Automobile Sales
Belle Glade 17-21	No	NA	NA	NA
Boca Raton 8-46	No	NA	NA	No
Boynton Beach	Yes	4.25	Yes	No
Delray Beach 110-114	No	NA	No	No
Ft Lauderdale	No	NA	No	No
Fort Pierce	No	NA	No	No
Jupiter 18-33	No	NA	No	No
Lake Worth	Yes	3.03	Yes	No
Lantana	Yes	2.62	Yes	No
Miami 31-50	Yes	5.85	No	No
Miami Springs 113-04	Yes	5.50	No	No
North Palm Beach	Yes	9.45	No	No
Palm Beach 9-07	No	NA	NA	No
Palm Beach Gardens	Yes	6.25	No	No
Palm Springs	No	NA	NA	No
Port St Lucie	Yes	5.80	No	No

Inventory Tax Sample

9/25/2008

Riviera Beach ord.29-45	Yes	9.45	No	No
Stuart 74-75	Yes	4.95	Yes	No
Tequesta 70-46	No	NA	NA	No
West Palm Beach 82-163	Yes	4.41	No	Yes
	indicates inventory tax on automobiles			

It should be noted that some of the towns/cities do not follow their ordinances to the letter. Just because the ordinance lists a tax doesn't meant that the town/city will charge that tax. There are different interpretations of what is inventory and what is a merchant.

Sample of inventory taxes paid for 2006

Target	13,000
Kmart	15,000
Lowe's	23,000
Walmart	25,000
Total	76,000

ORDINANCE NO. 10-2008

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, REPEALING ORDINANCE 22-2007 AS RECENTLY CODIFIED IN CHAPTER 28 AT SECTION 28-51 OF THE TOWN CODE WHICH INCREASED THE ANNUAL BUSINESS TAX BY 25% FOR THE BUSINESSES LISTED IN ORDINANCE 22-2007; PROVIDING FOR THE REPEAL OF SECTION 28-43 ENTITLED "SELF-CLASSIFICATION OF BUSINESS MERCHANT"; PROVIDING FOR THE AMENDMENT OF SECTION 28-45, ENTITLED "ADDITIONAL TAX BASED ON MERCHANDISE STOCK;" PROVIDING FOR THE AMENDMENT SECTION 28-51 ENTITLED "SCHEDULE OF TAXES AND REGULATIONS" TO INCREASE THE ANNUAL BUSINESS TAX CHARGED BY THE TOWN FOR THOSE CLASSIFICATIONS OF BUSINESSES, OCCUPATIONS, AND PROFESSIONS AS THEY EXISTED PRIOR TO THE ADOPTION OF ORDINANCE 22-2007 BY 5% PURSUANT TO SECTION 205.0535, FLA. STAT. (2007); PROVIDING FOR THE AMENDMENT OF THAT PORTION OF SECTION 28-51 REQUIRING ALL BUSINESSES CLASSIFIED AS MERCHANTS TO PAY AN INVENTORY TAX ON ALL STOCK OF MERCHANDISE; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park, Florida ("Town") is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the Town Commission has adopted general provisions pertaining to the taxation of business, occupations, and professions which maintain and operate an office and/or branch office within the Town which have been codified in Chapter 28 of the Town's Code of Ordinances; and

WHEREAS, pursuant to Ordinance 22-2007 the Town Commission purported to increase the amount of the business taxes charged by 25% utilizing the rate increase provisions of Section 205.043, Fla. Stat. (2007); and

WHEREAS, subsequent to the adoption of Ordinance 22-2007 Town staff reviewed the Town's legislative history with respect to business taxation, and the business tax rates and classifications adopted by the Town Commission as recommended to it by the Equity Study Commission in 1995; and determined that it should have recommended a tax rate increase of 5% instead of 25%; and

WHEREAS, as result Town staff has recommended to the Town Commission that it repeal Ordinance 22-2007; and

WHEREAS, Town records reflect that the Town has not increased the business taxes levied by the Town since the year 2002; and

WHEREAS, in accordance with the limitation contained in Section 205.0535(4), Fla. Stat. (2007), and the other pertinent requirements of Chapter 205, Fla. Stat. (2007), Town Staff is recommending that the Town Commission adopt a 5% increase to the business taxes levied by the Town; and

WHEREAS, Town staff's review of Chapter 28 of the Town Code revealed that some businesses which met the definition of merchants were not taxed on their stock of merchandise; and

WHEREAS, Town staff has concluded that this Ordinance is necessary to clarify that all businesses which may also be classified as merchants because they maintain a stock of merchandise are subject to a merchandise inventory tax in addition to the base tax rate for their particular business classification; and

WHEREAS, pursuant to Section 28-46 of Chapter 28 of the Town Code whenever any occupation, business, professional or privilege shall fall into more than one of the classifications contained in the business tax schedule, including the “merchant” classification, it shall comply with the business tax requirements of each such classification; and

WHEREAS, pursuant to Section 28-50 (c) the Finance Director has interpreted Article II of Chapter 28 has determined that Section 28-42 of this Article conflicts with Section 28-46 of this Article; and

WHEREAS, given the interpretation of a conflict between the application of Section 28-43 and 28-46 the Finance Director has recommended the repeal of Section 28-43; and

WHEREAS, the Town Commission agrees with the interpretations of Town staff as to the administration and implementation of Chapter 28 of the Town Code, including the clarification of the merchandise inventory tax to be applied to all merchants; and

WHEREAS, The Town Commission has determined that it is appropriate to repeal Ordinance 22-2007, as now codified in Section 28-51 of the Town Code and to adopt a 5% increase to return to the existing schedule of taxes and regulations, which was contained in Section 28-51 of the Town Code prior to the adoption of Ordinance 22-07.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA:

Section 1. The whereas clauses are incorporated herein as the legislative findings of the Town Commission.

Section 2. Ordinance 22-2007 of the Town Commission of the Town of Lake Park, Florida is hereby repealed in its entirety.

Section 3. Section 28-43 is hereby repealed:

Sec. 28-43. ~~Self-classification of business as merchant.~~

~~(a) Any person specifically classified in this article and having a fixed or flat business tax imposed, who maintains a regularly established place of business in the town and who keeps complete records of all business transacted, and which business by the nature thereof is capable, for the purpose of this article, of being classed as a merchant, may elect to be classified as a retail or wholesale merchant, as the case may be, by complying with the requirements of this article for merchants, and paying on the basis of the merchant's rate, in lieu of the fixed or flat rate. In the event of such election, stock of merchandise shall mean stock of merchandise for all business transacted by such person.~~

~~(b) The following businesses, professions or occupations are excluded from qualifying for a merchant's business tax receipt hereunder:~~

~~(1) Abstract companies or abstractors;~~

~~(2) Auditors, public accountants, auditing companies and public bookkeepers;~~

~~(3) Brokers;~~

~~(4) Consultants;~~

~~(5) Insurance adjusters;~~

~~(6) Insurance agents;~~

~~(7) Insurance companies or bonding companies;~~

~~(8) Professions.~~

Section 4. Chapter 28, Section 28-45 is hereby amended as follows:

Section 28-45. Additional tax based on merchandise stock

Any person beginning any new business coming under any classification ~~the~~ for a business tax receipt ~~for which is based on~~ including those businesses which also meet the definition of merchant and maintain a stock of merchandise, shall pay ~~the minimum and all other~~ business tax

receipts required ~~and shall~~ at the end of the first 60 days' business; file a sworn affidavit statement of such stock of merchandise as shown by an inventory thereof taken on the sixtieth day; and the business tax shall be computed on such inventory and whatever ~~additional~~ base tax, if any, is due shall be paid at such time and a receipt(s) shall be issued showing the payment of such amount(s).

(b) Where it is required in this article that a business tax shall be based on stock of merchandise, it shall be in addition to any business taxes paid under any other classifications, and the stock of merchandise, as used for the determining of such business tax shall be based on the stock of all merchandise whether classified business tax receipts are also required or not.

Section 5. Chapter 28, Section 28-51, is hereby amended to increase the business taxes to be levied by the Town by 5% and to clarify that all business which are also classified as merchants are subject to a merchant inventory tax on any stock of merchandise, as follows:

ARTICLE II BUSINESS TAX RECEIPTS

Sec. 28-51. Schedule of taxes and regulations.

(a) All businesses that also fall within the merchant classification because they maintain for resale a stock of merchandise, shall be subject to a merchantiset inventory tax in addition to any base operation taxes levied for their specific classification. The business tax on every merchant, whether any other business receipt tax is required by any other particular classification in subsection (b), below of this article or not, shall be measured by the amount of stock of merchandise ~~or goods~~, and shall be figured and arrived at as follows:

First \$1000.00 or fraction thereof:	\$22.05
Per each additional \$1000.00 or fraction thereof.....	\$ 5.25

~~The words "stock of merchandise" shall be held to mean the cash value of merchandise or goods on hand last January first, or for the applicant's fiscal year, whichever being the higher, and~~

~~not the amount of the capital stock invested in the business.~~ If a business tax receipt is issued for a business not operating on the preceding January first, then a business tax receipt shall be issued for \$22.05 on a merchandise valuation of \$1,000.00. Inventory shall be taken 60 days after the issuance of the business tax receipt and the business tax shall be computed on such inventory and whatever additional tax, if any is due, shall be paid at such time and a receipt shall be issued showing the payment of such amount.

(b) CLASSIFICATIONS The business receipt taxes shall be based on the classifications listed as follows:

A		
<u>(1) ABSTRACT COMPANIES</u>	<u>141.00</u>	<u>148.05</u>
Additional business tax receipt required for:		
a. <u>AB102 Mortgage loan business, negotiating for loans between companies and persons</u>	<u>47.00</u>	<u>49.35</u>
b. <u>AB104 If title insurance furnished</u>	<u>47.00</u>	<u>49.35</u>
c. Record searchers without abstract, see Record Searchers.		
<u>(2) ACCOUNTANT or BOOKKEEPER (See #25 for Auditors and Professional Accountants)</u>	<u>47.00</u>	<u>49.35</u>
<u>(3) ACO40 ACUPUNCTURIST</u>	<u>84.00</u>	<u>88.20</u>
<u>(4) AC020 ACETYLENE GAS OR OXYGEN MANUFACTURER</u>	<u>94.00</u>	<u>98.70</u>
<u>(5) AD020 ADMINISTRATOR, business administrator, covers directing the operation of various businesses as to their operations, etc.</u>	<u>141.00</u>	<u>148.05</u>
<u>(6) AEXXX ADULT ENTERTAINMENT ESTABLISHMENT. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.</u> 945.00.....		<u>992.25</u>
<u>(7) ADVERTISING: AD040 Advertising, promotions, marketing agent or agency</u>	<u>141.00</u>	<u>148.05</u>
<u>(8) AL010 ALTERATIONS ON CLOTHING. Not including merchants, tailors, laundries and cleaners where alteration or repairs are incidental to the primary business...</u>	<u>47.00</u>	<u>49.35</u>
<u>(9) AM010 AMBULANCE SERVICE, connected or not connected with funeral homes</u>	<u>47.00</u>	<u>49.35</u>
<u>(10) AMUSEMENTS:</u>		
a. <u>AM010 Swimming pool, entry fee charged</u>	<u>47.00</u>	<u>49.35</u>
b. Bowling alley:		
1. <u>AM025 First two lanes</u>	<u>47.00</u>	<u>49.35</u>
2. <u>AM026 Each additional lane</u>	<u>14.00</u>	<u>14.70</u>
c. <u>AM030 Circus</u>	<u>220.00</u>	<u>231.00</u>
d. <u>DA020 Dancehalls, includes variety exhibitions, etc., where admission is charged</u>	<u>94.00</u>	<u>98.70</u>

e. <u>AM040</u> Golf, miniature, each course.....	<u>47.00</u>	<u>49.35</u>
f. <u>Theaters, Motion picture and live performance:</u>		
1. <u>AM050</u> Less than 300 seats.....	<u>220.00</u>	<u>231.00</u>
2. <u>AM051</u> Between 301 and 400.....	<u>294.00</u>	<u>308.75</u>
3. <u>AM052</u> Between 401 and 600.....	<u>367.00</u>	<u>385.35</u>
4. <u>AM053</u> Over 600.....	<u>441.00</u>	<u>463.05</u>
5. <u>AM054</u> All drive-in theaters.....	<u>141.00</u>	<u>148.05</u>
g. <u>AM060</u> Operator of amusement devices and music machines.....		
.....	<u>294.00</u>	<u>308.75</u>
h. <u>Amusement parks, temporary, per week</u>		
.....	<u>294.00</u>	<u>308.75</u>
i. <u>Games arcades, amusement parlors:</u>		
1. <u>AM070</u> Twenty or fewer games or devices.....	<u>94.00</u>	<u>98.70</u>
2. <u>AM071</u> Over 20, per machine.....	<u>5.50</u>	<u>5.78</u>
j. <u>Pony rides for children:</u>		
1. <u>AM080</u> Where live ponies are used (for a short time), per corral or ring.....
.....	<u>28.00</u>	<u>29.40</u>
2. <u>AM081</u> Where live ponies are used (per year), each corral or ring.....
.....	<u>66.00</u>	<u>69.30</u>
<u>Applicant must furnish evidence that liability insurance is carried in amounts not less than: \$100,000.00 one person and \$300,000.00 one accident.</u>		
k. <u>Pool and billiard rooms:</u>		
1. <u>AM090</u> For first four tables, each table.....	<u>22.00</u>	<u>23.10</u>
2. <u>AM091</u> Each additional table.....	<u>9.00</u>	<u>9.45</u>
l. <u>AM100</u> Rinks, skating, bicycle, motorbike and such.....		
.....	<u>94.00</u>	<u>98.70</u>
n. <u>AM110</u> Shooting galleries, using explosive ammunition, each place of business or location.....		
.....	<u>94.00</u>	<u>98.70</u>
m. <u>AM120</u> Shows, traveling shows of all kinds, except circus, per day.....		
.....	<u>141.00</u>	<u>148.05</u>
o. <u>AM130</u> Sightseeing boats.....		
.....	<u>47.00</u>	<u>49.35</u>

Space to operate must be approved and assigned by the town commission. Marine coverage insurance must be in effect and in full force. A certificate of the insurance must be filed with the application for a business tax receipt before a business tax receipt can be issued.

p. AM140 Street carnivals, including side shows, and other amusements incident thereto, for each day or fraction thereof.....

189.00..... 198.75

To be issued subject to a permit being granted by the chief of police and subject to the provisions that may be contained therein.

(11) ANIMAL AND/OR DOG GROOMING

a. AN010 Established place of business and no vehicles in service, no kennel operation permitted. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.....

47.00..... 49.35

b. AM020 Mobile with no established place of business within the town, each vehicle.....

47.00..... 49.35

(12) AN030 ANIMAL HOSPITALS, KENNELS. State certificate from Florida Board of

<u>Veterinarian Examiners required</u>	<u>94.00</u>	<u>98.70</u>
<u>(13) AN040 ANTIQUE SALES. Definition: Merchandise of intrinsic value not to be confused with secondhand merchandise. New merchandise must be less than 50 percent of total inventory value. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.</u>		
<u>(14) APPRAISER:</u>		
a. <u>AP010 Property real, personal or intangible, each</u>	<u>141.00</u>	<u>148.05</u>
b. <u>AP011 Diamonds and jewels, each</u>	<u>47.00</u>	<u>49.35</u>
c. <u>AP012 Automobiles, motor vehicles and boats, each</u>	<u>47.00</u>	<u>49.35</u>
<u>(15) AR010 ARCHITECT (Certificate from Florida Board of Architecture required), includes landscape architect with state certification, each</u>		
.....	<u>94.00</u>	<u>98.70</u>
<u>(16) ARMORED CAR SERVICE:</u>		
a. <u>AR020 business office</u>	<u>47.00</u>	<u>49.35</u>
b. <u>AR022 plus each vehicle</u>	<u>47.00</u>	<u>49.35</u>
<u>(17) AR030 ARMS SALES.....</u>		
.....	<u>180.00</u>	<u>189.00</u>
<u>Includes pistols, shotguns and firearms of all kinds, and/or knives, brass knuckles, slingshots, switchblades, or any other handheld device ruled to be a deadly weapon by the Florida Supreme Court. Does not cover fireworks. Surety bond and police reports required. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.</u>		
<u>(18) AR040 ARTISANS OR CRAFTSMAN, school of instruction or one person working along meeting all qualifications of existing town ordinances relating to the particular trade. If inventory is also part of the business then the business is also subject to the merchandise inventory tax. .</u>		
.....	<u>47.00</u>	<u>49.35</u>
<u>(19) ARO60 ARTIST, INCLUDING commercial, sketching, portrait, cartooning, silhouettes, etc.</u>		
.....	<u>47.00</u>	<u>49.35</u>
<u>(20) AS010 ASTROLOGIST, CLAIRVOYANTS, FORTUNETELLERS, OCCULTISTS</u>		
.....	<u>945.00</u>	<u>991.25</u>
<u>(21)ATHLETIC CLUBS: If inventory is also part of the business then the business is also subject to the merchandise inventory tax.</u>		
a. <u>AT010 Each Club</u>	<u>47.00</u>	<u>49.35</u>
b. <u>AT011 Each employee in addition to above</u>	<u>9.00</u>	<u>9.45</u>
<u>(22) AT020 ATLAS AND MAP COMPILING AND SURVEY AGENCY, includes compiling maps, directories, atlases, radio programs. Door to door solicitations of orders not permitted under this classification, but covers survey work.</u>		
.....	<u>141.00</u>	<u>148.05</u>
<u>(23) AT030 ATTORNEYS-AT-LAW, Without further business tax receipt, may act as a collection agency and may pay taxes for clients without being classified as a tax collection agency; may also act as Insurance Adjustor, F.S. § 626.851 et seq., each</u>		
.....	<u>141.00</u>	<u>148.05</u>
<u>(24) AUCTIONS:</u>		
a. <u>AU010 AUCTIONEER, excludes an auctioneer working at an established auction gallery or auction house, per day</u>	<u>367.00</u>	<u>385.35</u>
b. <u>AU020 AUCTION GALLERY AND AUTION HOUSE. .</u>	<u>1,260.00</u>	<u>1,323.00</u>
c. <u>AU030 AUCTION SALE, in other than an established auction gallery or auction house; per day</u>	<u>47.00</u>	<u>49.35</u>

(25) AU080 AUDITORS, CERTIFIED PUBLIC ACCOUNTANTS, AND AUDITING COMPANIES. Proof of state certificate required, each141.00.....148.05
(26) AUTOMOBILE SALES, SERVICE, RENTAL REPAIR, SHIPPING. See Motor Vehicles.

B

(27) BAKERS, BAKERIES:

a. **BA046** Retail or wholesale with an established place of business within the town limits 47.00
49.35

b. **BA048** Wholesale or retail route, where plant is outside the town, and not maintaining a warehouse within the town, per vehicle 47.00 49.35

(28) BANKS, FINANCIAL INSTITUTIONS, SAVINGS AND LOAN ASSOCIATIONS, FINANCE COMPANIES, CREDIT UNIONS, CHECK CASHING BUSINESS, LAON COMPANIES:

a. **BA040** Main or branch office.....220.00..... 231.00

b. **AT050** Automated teller machine (ATM) at each location within town limits
.....110.00..... 115.50

(29) BARBERSHOP, BEAUTY PALOR, FACE MASSAGING AND HAIR DRESSING, INCLUDES MANICURIST. Permits retail sale of barber and beauty supplies. If inventory is also part of the business then the business is also subject to the merchandise inventory tax. 94.00 98.70

(30) BA070 BATH TURKISH, RUSSIAN, SWEDISH, including massage
.....47.00.....49.35

(31) BE010 BEAUTY COLLEGES.....47.00.....49.35
 Must have a licensed physician in staff and at lest one registered beautician as instructor or each ten pupils. At least six months' instructions and give oral and written tests.

(32) BE030 BENCH ADVERTISING, as permitted by the town's sign code Chapter 24, per bench 47.00.....49.35

(33) BICYCLES:

a. **BI010** Bicycle dealers, includes sales, rentals, and repairs. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.

b. **B1012** Bicycles for hire and/or repair, only. No sales.....47.00.....49.35

(34) BINGO PARLOR, bass fee.....210.00.....220.50
 Plus 2.00/fixed seat base amount on maximum seating capacity.

(35) BL020 BLUEPRINTING, including maps and plats.....94.00.....98.70

(36) BOATS:

a. **BO010** Ferry and sightseeing, each.....47.00.....49.35

b. **BO012** For hire, canoes, rowboats and/or motor boats47.00.....49.35

c. **BO014** Sales. Motors, boat trailers, with an established place of business within town limits. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.

BOND, STOCK BROKER OR DEALER (See BROKERS).

(37) BO030 BONDSMAN, PROFESSIONAL, issued to both companies and individuals. Surety companies, individuals and insurance companies that become a surety for the release of a person on bail and have received compensation therefore.
47.00.....49.35

<u>(39) B0040 BOOK COMPILING AND OFFERING FOR SALE .</u>	
Door-to-door solicitation not permitted. Survey work permitted.	47.00.....49.35
<u>(40) B0042 BOOK LENDING LIBRARY.....</u>	<u>47.00.....49.35</u>
<u>(41) B0050 BOOKING AGENCY FOR ENTERTAINMENT, MUSIC, SHOWS, ORCHESTRAS</u>	<u>47.00.....49.35</u>
<u>(42) B0060 BOOT AND SHOE REPAIRING</u>	<u>47.00.....49.35</u>
<u>(43) BOTTLED OR CANNED SOFT DRINKS:</u>	
a. <u>B0080 All bottlers and warehouses of soft drinks</u>	<u>141.00.....148.05</u>
b. <u>B0084 Distributors, route sales and delivery, without an established place of business in the town, per vehicle</u>	<u>47.00.....49.35</u>
<u>(44) BOTTLED WATER:</u>	
a. <u>BO090 Bottled water production plant</u>	<u>47.00.....49.35</u>
b. <u>BO092 Bottled water service, from truck with no established place of business within the town limits, must have name on each side of vehicle, per vehicle</u>	<u>47.00.....49.35</u>
<u>(45) BR002 BROADCASTING STATIONS, commercial radio, not including not for profit or public broadcasting stations.....</u>	<u>220.00.....231.00</u>
<u>(46) BR010 BROADCASTING MUSIC BY WIRE OR SATELITE TRANSMISSION.....</u>	<u>47.00.....49.35</u>
<u>(47) BROKERS:</u>	
a. <u>BU030 Business broker, broker or persons buying and selling established businesses, when not paying a real estate broker's license.....</u>	<u>94.00.....98.70</u>
b. <u>BR020 Merchandise. If inventory is also part of the business then the business is also subject to the merchandise inventory tax..</u>	<u>141.00.....148.05</u>
c. <u>BR022 Mortgage or loan, advertising for and negotiating loans but not actually lending money from their own funds.....</u>	<u>189.00.....198.45</u>
d. <u>Yacht Sales. Sales by order or from stock carried on hand. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.....</u>	<u>94.00.....98.70</u>
<u>(48) CS110 BURGLAR ALARM SYSTEM-SERVICES, sales, maintenance, etc. business. If inventory is also part of the business then the business is also subject to the merchandise inventory tax</u>	<u>94.00.....98.70</u>
<u>(49) BU040 BUSINESS OFFICE, UNCLASSIFIED, any business office not otherwise classified</u>	<u>94.00.....98.70</u>
<u>(50) BU050 BUTCHER SHOPS, connected or not connected with other establishments</u>	<u>66.00.....69.30</u>

C

<u>(51) CA010 CABINET SHOPS, MILLWORK, NOVELTY WORKS</u>	<u>94.00.....98.70</u>
<u>(52) CAR WASH:</u>	
a. <u>CA010 In conjunction with another business establishment, such as motor vehicle filing or service station.....</u>	<u>47.00.....49.35</u>
b. <u>CA010 As a stand-alone business establishment.....</u>	<u>94.00.....98.70</u>
<u>(53) CARPET AND RUG CLEANING SERVICES:</u>	

a. RU020 With established place of business in town.....	47.00.....	49.35
b. RU010 With no established place of business in town, service from vehicles, each vehicle	47.00.....	49.35
(54) CA010 CATERER , a business or individual which provides food and drink to clubs, homes and parties	47.00.....	49.35
(55) CH030 CHIROPRACTORS	141.00.....	148.05
If inventory is also part of the business then the business is also subject to the merchandise inventory tax		
(56) CH040 CHRISTMAS TREE LOT , for profit sales, to be open for no more than any four weeks during the period from November 15 to December 30. If inventory is also part of the business then the business is also subject to the merchandise inventory tax	47.00.....	49.35
(57) CI020 CITRUS FRUIT SHIPPER , including taking orders for fruit shipping; if part of retail sales establishment, a business tax receipt is required in addition to merchant license. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.	66.00.....	69.30
(58) CL040 CLUB SHOPPERS HEADQUARTERS , regular club membership where gifts are selected and members are billed and sent a gift each month. If inventory is also part of the business then the business is also subject to the merchandise inventory tax	66.00.....	69.30
(59) COIN-OPERATED, VENDING AND OTHER MACHINES . The following machines are exempt: postage stamps, drinking cups, unadulterated Florida produced citrus juice, parcel checking lockers and toilet locks used in depots, hotels and restaurants; and cigarette machines. Operator, must furnish a list of locations; tags must be attached to machines; if electrically operated, log application to electrical inspector. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.		
a. CO020 Beverage and food, per machine	66.00.....	69.30
b. CO004 General merchandise, not specifically listed, \$0.25 or less to operate.	5.50.....	5.78
c. General merchandise, not specifically listed, more than CO006 \$0.25 to operate	9.00.....	9.45
d. CO014 Music (juke) boxes.....	66.00.....	69.30
e. CO016 Pinball/video game machines, per machine.....	66.00.....	69.30
Maximum fee \$1,600.00 for each establishment, per year. For amusement or trade, or service purposes not herein specifically classified, shall pay such tax as shall be determined from time to time by the town manager on a basis comparative with other coin-operated or vending machines.		
(60) CO020 COLD DRINK STANDS , not a temporary concession.....	47.00.....	49.35
(61) CO030 COLD STORAGE , other than ice factory and when not paying a warehouse and public storage license.....	94.00.....	98.70
(62) CO040 COLLECTION AGENCY OR BILL COLLECTING : One employee, per each employee	47.00.....	49.35
(63) CO050 COMMERCIAL FREIGHT AND PASSENGER AGENCY , applicable when the company is not otherwise business taxed by the town.....	220.00.....	231.00
(64) CO060 CONCESSION , within an established place of business or in temporary stands for not over five days. If inventory is also part of the business then the business is also subject to the merchandise inventory tax	9.00.....	9.45

(65) C0070 CONCRETE MIXING PLANT, ROCK CRUSHING INCLUDED	367.00	385.35
(66) CO080 CONSIGNMENT SHOP , used merchandise which is not owned by the proprietor; must comply with requirements of Town Code Chapter 23	100.00	105.00
(67) CONSULTANT AND/OR BUSINESS ADVISORS , where advice is the only service rendered, and nothing is brought or sold in connection with the service rendered. Includes: Bond consultant; city planning consultant; Landscape architect; computer consultant (software or Website developer, system designer or similar lines); engineer (civil, consulting, drafting, electrical, mechanical, or similar lines, where a contractor's license is not required); investment securities consultant; naturalization consultant, personal problem consultant; public relations consultant; tax consultant; and other similar professionals		
a. CO090 Consulting firm , with more than one employee	141.00	148.05
b. CO092 An individual consultant , no additional employees	18.50	19.43
(68) CONTRACTORS , Proof of carrying "workman's compensation"; for new contractors, a letter from examining board is required that any required examination has been passed or must have competency card:		
a. CO108 Building contractors , general	141.00	148.05
b. CO124 Engineering or heavy construction contractors , including bridges, bulkheading, drainage, excavating, sewer, pile driving, seawalls, sidewalks and streets, grading and paving and similar work	189.00	198.45
c. CO001 All other contractors as defined by the Contractors Licensing Board of Palm Beach County	94.00	98.70
(69) CO300 COURT REPORTER, STENOGRAPHER , each	47.00	49.35
(70) CR010 CREDIT BUREAU-CREDIT INFORMATION ON PERSONS , with an established place of business	47.00	49.35

D

(71) DA030 DANCE STUDIO	47.00	49.35
(72) DAY CARE , Adult or children. No permanent residents.		
a. DA001 One to 15 clients	40.00	42.00
b. DA002 Sixteen to 30 clients	60.00	63.00
c. DA003 Thirty-one to 45 clients	90.00	94.50
d. DA004 Forty-six to 60 clients	120.00	126.00
e. DA005 More than 61 clients	150.00	157.50
(73) DEBT OR BILL COLLECTION AGENCY:		
a. CO040 Agency	47.00	49.35
b. CO042 Agent , each	47.00	49.35
(74) DE020 DELICATESSEN	66.00	69.30
If inventory is also part of the business then the business is also subject to the merchandise inventory tax		
(75) DE030 DEMONSTRATOR – HOME, AND/OR HOSTESS PARTY . A "demonstrator" shall mean a person who arranges or sponsors parties where goods or merchandise are demonstrated by samples or catalogues and orders taken for future delivery. Per demonstrator	28.00	29.40
(76) DE050 DENTAL HYGIENIST	47.00	49.35

(77) DE060 DENTIST , each	94.00	98.70
(78) DE070 DETECTIVES, DETECTIVE AGENCIES, NIGHT WATCH SERVICES, HOME PROTECTIVE AGENCIES AND MERCHANT POLICE . Each employee	141.00	148.05
(79) DI010 DIRECTORIES , persons making or offering for sale, state, county, town or telephone directories or otherwise. If inventory is also part of the business then the business is also subject to the merchandise inventory tax	141.00	148.05
(80) DI020 DISCOUNT CORPORATION . This classification covers situations where paper is brought on refrigerators, cares, stoves, washing machines, etc., and does not cover small loans where interest is charged, short time loans or personal loans.....	220.00	231.00
(81) DI050 DISTRIBUTION OF SAMPLES . Distributing samples for advertising purposes through the town: Example; soaps, detergents, cigarettes, gum, candies, etc. including crew chiefs, supervisors, etc. Agents, itinerant, not representing any firm who pays a license under this ARTICLE, taking orders for, or selling to consumer either by sample or direct, any merchandise, per month. If inventory is also part of the business then the business is also subject to the merchandise inventory tax	47.00	49.35
(82) DO010 DOG TRAINER AND OBEDIENCE SCHOOL	47.00	49.35
(83) DR010 DRAMATIC SCHOOL	47.00	49.35
(84) DR020 DRESSMAKING SHOPS, SEAMSTRESS	47.00	49.35

E

(85) EL010 ELECTRIC LIGHT OR POWER COMPANIES . Electric utility companies generating, distributing and furnishing electricity for light and power can operate in this town only after having been granted a franchise by the town commission.	367.00	385.35
(86) EL020 ELEVATORS , dealer in and repairs	94.00	98.70
Merchant business tax receipt required. If inventory is also part of the business then the business is also subject to the merchandise inventory tax	94.00	98.70
(87) EM020 EMPLOYMENT AGENCIES , nongovernmental, when charging for service, for administrative, clerical and professional day labor employment.....	94.00	98.70
(88) EN020 ENGINEER; LIAISON SERVICE , each.....	47.00	49.35
(89) EN030 ENGRAVERS , when not paying any other town business tax	47.00	49.35
(90) EXHIBITIONS , promoted by commercial establishment, to be held for no more than 14 consecutive days during any three month period; no more than four exhibitions per year at any one establishment or shopping center. Examples of exhibitions are: auto shows, arts and crafts shows, clothesline art shows, bicycle races, band concerts, boat shows, promotion of research products.		
a. EX010 An exhibition for which no policing is necessary, and no inspections are necessary by fire, health, building, police, electrical or plumbing inspectors, annual business tax.....	141.00	148.05
b. EX011 An exhibition for which policing is necessary, and inspections are necessary by fire, health, building, police, electrical or plumbing inspectors, annual business tax	270.00	283.50
(91) EX020 EXPORT AND/OR IMPORT BROKER , no merchandise for sale, each.....		

	47.00	49.35
(92) EX040 EXTERMINATOR, PEST CONTROL	94.00	98.70

F

(93) FILLING STATION, GAS STATION, automobile service stations, washing, polishing, greasing, lubrication and like servicing of automobiles, selling gasoline and oil; car wash requires additional license (see CAR WASH): If inventory is also part of the business then the business is also subject to the merchandise inventory tax

a. FI010 Not more than one employee (including owner or manager)	18.90	
	19.85	
b. FI012 Two employees	36.00	37.80
c. FI014 Three or four employees	66.00	69.30
d. FI016 Five or six persons employees	94.00	98.70
e. FI018 More than six employees	125.00	131.25

(94) FI020 FILM DEVELOPING, PHOTO FINISHING, ETC. 47.00 49.35

(95) FI030 FILM, VIDEO, MOTION PICTURE RENTAL LIBRARY. This is in addition to a camera shop. If inventory is also part of the business then the business is also subject to the merchandise inventory tax 47.00 49.35

(96) FIRE EXTINGUISHERS:

a. **FI040** Sales and service, with place of business within town limits, using vehicles to perform services. If inventory is also part of the business then the business is also subject to the merchandise inventory tax

b. **FI042** Wholesale from truck, no established place of business within town, per vehicle 47.00 49.35

(97) FI060 FISH MARKET, retail and wholesale. Merchant business tax receipt required. If inventory is also part of the business then the business is also subject to the merchant inventory tax 66.00 69.30

(98) FI070 FISH, SMOKING OR SALTING 47.00 49.35

(99) FLORIST, FLOWER STAND:

a. **FL020** In an established place of business along, or within a grocery store or similar business establishment. If inventory is also part of the business then the business is also subject to the merchandise inventory tax 47.00 49.35

b. **FL030** Retail from truck, each vehicle. Merchant business tax receipt required. If inventory is also part of the business then the business is also subject to the merchandise inventory tax 47.00 49.35

c. **FL032** Wholesale, from truck to places of business, for resale, each vehicle. If inventory is also part of the business then the business is also subject to the merchandise inventory tax 47.00 49.35

(100) FO010 FOOD LOCKERS AND COLD STORAGE, renting cold storage space to the public other than ice factory and when not paying a warehouse and public storage business tax 94.00 98.70

(101) FRUIT, VEGETABLE AND PRODUCE:

a. **FR010** Dealers, wholesale. If inventory is also part of the business then the business is also subject to the merchandise inventory tax 66.00 69.30

b. **FR012** Retail or wholesale, per vehicle. If inventory is also part of the business then the business is also subject to the merchandise inventory tax 47.00 49.35

(102) **FUNERAL CHAPELS, UNDERTAKERS.** When carrying a stock of, or selling caskets, or any other merchandise, or personal property, the business is also subject to the merchandise inventory tax.

- a. **FU010** Without embalming 47.00 49.35
- b. **UN020** With embalming, having only one embalmer94.00.....98.70
- c. **UN022** With embalming, each additional embalmer.....47.00.....49.35

G

(103) **GA020 GARBAGE AND TRASH DISPOSAL,** private concern
47.00.....49.35

- a. Must have written permission (permit) from director of public works before being put on application.
- b. Execution of letter of application showing name or names of persons to be licensed; in case of corporation then the principal officials.
- c. Business and home address of each person.
- d. Description of equipment used in removal, transportation and disposal.
- e. Exact location of and method of disposal.
- f. Application is first submitted to superintendent of public works for full investigation.
- g. Health department for full investigation.
- h. After being in operation, any change in personnel named on application, any change in equipment for removal or transportation, location or method of disposal, must first be reported to superintendent of public works and health department for permission therefore.
- i. Fingerprints and I.D. card.
- j. Name on both sides of truck.
- k. If a resident, must certify that business is conducted from a vehicle and not from a residence.
- l. Insurance.

(104) **GA028 GAS APPLIANCES AND TANKS,** installation of
47.00.....49.35

(105) **GAS, BOTTLED GAS, GAS COMPANIES, GASOLINE (BULK), LIQUIFIED NATURAL GAS, KEROSENE, OILS FOR ILLUMINATING, COOKING, OR LUBRICATING, PROPANE:**

- a. Wholesale dealers:
 - 1. **GA030** One truck.....189.00.....198.45
 - 2. **GA032** Each additional truck94.00.....98.70

Any person operating a truck or any other vehicle from which gasoline or oil is sold or delivered at wholesale or for the purpose of resale shall be deemed a wholesaler or peddler within any of the foregoing classifications; excepting operators of vehicles for and carrying the names of licensed wholesale gasoline or oil dealers conspicuously painted in letters on both sides of the vehicle or tank attached thereto, and who furnished the town upon demand a certificate from the licensed dealers signed by a person authorized to bind the licensed dealer, putting forth a description of the vehicle and stating that the vehicle is being operated under the control and direction of the licensed dealer and that the licensed dealer assumes all responsibility for any liabilities that may be incurred by the operation of the vehicle.

- b. **GA034** Retail dealers:.....47.00.....49.35
- c. Bottled gas:
 - 1. **GA036** Service from a truck, with no established place of business, per vehicle

	47.00	49.35
2. GA038 With an established place of business within the town limits.		
<u>Permits wholesale or retail of manufactured gas or liquefied petroleum gas. Merchant business tax required. Name on both sides of trucks. No installation of appliance or tanks permitted under this business tax.</u>		
d. GA040 Propane filling stations	47.00	49.35
<u>This category includes stations for the filling of propane tanks and stations which "exchange" filled tanks for empty tanks when operated on the premises of or in conjunction with another business.</u>		
(106) GO010 GOLD (OLD) BUYERS, connected or not connected with establishment		
	47.00	49.35
(107) GU010 GUNSMITH, if inventory is also part of the business then the business is also subject to the merchandise inventory tax.	47.00	49.35

H

(108) HO015 HOME OCCUPATIONS, pursuant to zoning code section 32-96.		
	94.00	98.70
<u>When a home occupation is within an otherwise listed classification, the higher fee shall be applied.</u>		
(109) HOME CLEANING SERVICE FROM VEHICLE OR TRUCK:		
a. HO020 One employee	18.00	18.90
b. HO022 More than one employee, per employee	9.00	9.40
(110) HO030 HOMEOPATHIC OR DRUGLESS PHYSICIAN	94.00	98.70
(111) HOSPITALS, CLINICS, SANITARIUMS, INFIRMARIES OR CONVALESCENT HOMES, includes any clinic or other establishment, operating for a profit, having facilities to keep patients overnight or for longer periods, except nursing homes.		
a. HO040 Fewer than ten beds	141.00	148.05
b. HO042 For each additional bed over ten	9.00	9.40
(112) HOTELS AND MOTELS, per rental unit	10.50	11.03

I

(113) IC010 ICE CREAM PALOR, includes establishments serving frozen yogurt and frozen specialty foods.	94.00	98.70
<u>If inventory is also part of the business then the business is also subject to the merchandise inventory tax.</u>		
(114) IC020 ICE CREAM PRODUCTS, NUTS, CANDIES AND POPCORN, sold at retail from motor scooter and/or truck with no established place of business, each vehicle. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.		
	47.00	49.35
(115) IC030 ICE MANUFACTURER	66.00	69.30
(116) RESERVED		
(117) IM010 IMMIGRATION AND NATURALIZATION CONSULTANT, advice to client on papers and procedure of naturalization	94.00	98.70
(118) IMPORT-EXPORT AGENCY (broker). No merchandise handled. Each employee	47.00	49.35

(119) IN005 INCOME TAX SERVICE, INDIVIDUAL, not full-time occupation, for time from January 1, to April 15 of any one year. If no advertising is done and there are not employees. No business tax required. **ACCOUNTANT AND BOOKKEEPER.**

(120) INSURANCE:

a. <u>IN010</u> Adjusters, each.....	47.00.....	49.35
b. <u>IN012</u> Agency, health, life, property	94.00.....	98.70
c. <u>IN020</u> Each licensed agent.....	18.90.....	19.85
d. <u>IN014</u> Insurance or bonding companies	141.00.....	148.05
e. <u>IN018</u> Title insurance agency	47.00.....	49.35
<u>(121) IN040 INTER-CITY BUS TERMINAL OR OFFICE</u>	47.00.....	49.35
<u>(122) IN050 INTERIOR DECORATOR, DESIGNER DISPLAY ROOMS AND SHOWROOMS</u> , where no stock on floor is carried for sale. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.	47.00.....	49.35
<u>(123) IN060 INVESTMENTS</u> , Stocks, bonds, futures, options	47.00.....	49.35

J

(124) JANITOR OR GENERAL CLEANING:

a. <u>JA010</u> Service establishment, for residential and/or commercial clients, window washing, waxing and cleaning floors, etc.....	47.00.....	49.35
b. <u>JA012</u> From a truck with no established place of business, each vehicle	47.00.....	49.35

(125) JE010 JEWELRY OR WATCH REPAIRING, If inventory is also part of the business then the business is also subject to the merchandise inventory tax.28.00.....29.40

(126) JUNK DEALER OR SHOP, GATHERER, JUNKYARD:

a. <u>JU010</u> Junk dealer, in an enclosed structure.....	141.00.....	148.05
If inventory is also part of the business then the business is also subject to the merchandise inventory tax.		
b. <u>JU020</u> Junk gatherer, by vehicle when not covered by junk dealer's business tax, requires a surety bond of \$250.00. Each vehicle.....	47.00.....	49.35
If inventory is also part of the business then the business is also subject to the merchandise inventory tax.		
c. <u>JU030</u> Junkyard	360.00.....	378.00
If inventory is also part of the business then the business is also subject to the merchandise inventory tax.		

K

(127) KENNEL, ANIMAL HOSPITAL (See #12)

<u>(128) KE040 KEY OR LOCKSMITH</u> , when not paying any other town business tax.....	27.00.....	28.35
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L

(129) LA002 LABORATORY, a chemical, dental, medical, optical, testing or other laboratory which analyzes or assembles materials and parts.47.00.....49.35

(130) LA010 LAND DEVELOPMENT MANAGEMENT OFFICE, whether land is in town or outside town.....	141.00	148.05
(131) LAUNDRY:		
a. Coin-operated, self-service laundry:		
1. LA020 One to 20 washers and/or dryers (coin-operated or not) base prices	94.00	98.70
2. LA022 Over 20 washers and/or dryer machines, in addition to above base tax, per machine	4.50	4.73
3. Vending machines used in connection with laundry machines, selling soap, starches, detergents, bleaches and similar products:		
i. LA026 One to four machines, base price	18.50	19.43
ii. LA028 Over four machines, in addition to base tax, per machine	4.50	4.73
b. Laundry, dry cleaning and/or pressing:		
1. LA030 Dry cleaning plants or pressing clothing, in town	47.00	49.35
2. LA032 Pick-up station or branch office	47.00	49.35
3. LA042 With no established place of business within town limits, each vehicle	47.00	49.35
(132) LAWN AND GARDEN SERVICE		
a. LA060 With an established place of business in town limits	47.00	49.35
b. LA062 Without an established place of business in town limits, per vehicle	47.00	49.35
(133) LINEN, TOWEL AND UNIFORM SERVICE AND/OR RENTAL:		
a. LI010 With an established place of business in town limits	47.00	49.35
b. LI020 With no established place of business in town limits, each vehicle	47.00	49.35
M		
(134) MA060 MAIL ORDER ESTABLISHMENT, with no merchandise on floor for sale	47.00	49.35
(135) MA062 MAIL RETAIL STORE, MAIL BOX CENTER, not United States Postal Service, if selling merchandise must also obtain merchant business tax receipt. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.	47.00	49.35
(136) MA064 MAIL OR PACKAGE DELIVERY, COURIER, not United States Postal Service	220.00	231.00
(137) MA070 MANUFACTURING OR FACTORY. If inventory is also part of the business then the business is also subject to the merchandise inventory tax	94.00	98.70
(138) MA080 MASSEUR, each	47.00	49.35
(139) MERCHANT. All businesses which maintain a stock of merchandise as defined herein.		
(140) ME040 MESSENGER SERVICED OR PACKAGE DELIVERY SERVICE		
	47.00	49.35
(141) MI010 MICROFILMING SERVICE	47.00	49.35
(142) MO010 MOBILE FOOD SERVICE, with no established place of business in town, each vehicle	47.00	49.35

If inventory is also part of the business then the business is also subject to the merchandise inventory tax

(143) **MO020 MODELING AGENCY**.....47.00.....49.35

(144) **MOTOR VEHICLE SALES, SERVICE, REPAIR, RENTAL, SHIPPING, TOWING,**
includes automobiles, trucks, tractors, and motorcycles.

a. Association agency. Membership agency for customers' service such as AAA.

1. **AU090** Base of operation 47.00.....49.35

2. **AU092** Each salesperson 9.00.....9.45

b. **AU110** Driving/motor vehicle operators school 47.00.....49.35

c. Filling/gasoline station. See **FILLING STATION**.

d. **AU150** Motor vehicle rental agency or delivery service, headquarters or office.....
47.00.....49.35

e. Motor vehicle sales.

1. New vehicles. Franchise agencies or persons engaged in the sale of new automobiles or trucks shall be subject to the following schedule of business taxes based on the number of only new units sold per annum. If inventory is also part of the business then the business is also subject to the merchandise inventory tax, provided however the merchandise inventory tax shall not exceed \$20,000. This provision may be subject to an increase only pursuant to Sections 205.042 or 205.0535(4), Florida Statutes.

Preceding year

i. **AU070** 4 to 99.....189.00.....198.45

ii. **AU071** 100 to 149220.00.....231.00

iii. **AU072** 150 to 199 . . . 294.00.....308.70

iv. **AU073** 200 to 249 . . . 367.00.....385.35

v. **AU074** 250 to 299 . . . 441.00.....463.05

vi. **AU075** 300 to 349 . . . 441.00.....463.05

vii. **AU076** 350 or over 504.00.....529.20

2. Used vehicles, trucks, and motorcycles. Agencies or persons engaged in the sale of only used automobiles, trucks or tractors or new tractors shall be subject to the following schedule of business taxes based on the number of used units or new tractor units sold per annum. If inventory is also part of the business then the business is also subject to the merchandise inventory tax, provided however the merchandise inventory tax shall not exceed \$20,000. This provision may be subject to an increase only pursuant to Sections 205.042 or 205.0535(4), Florida Statutes.

Preceding year

i. **AU080** 4 to 99.....94.00.....98.70

ii. **AU081** 100 to 149141.00.....148.05

iii. **AU082** 150 to 199189.00.....198.45

iv. **AU083** 200 to 249.....189.00.....198.45

v. **AU084** 250 to 299.....221.00.....232.05

vi. **AU085** 300 to 349.....257.00.....269.85

vii. **AU086** 350 or over . . . 294.00.....308.70

3. Agencies or persons licensed under subsections 1 or 2 are required to obtain a business tax receipt for each of the following additional businesses conducted on the site. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.

i. Motor vehicle repair shop;

ii. Paint and body shop;

<u>iii. Parts department, whether retail sales only or in association with repair shop;</u>	
<u>iv. Used cars;</u>	
<u>v. No business tax receipt required for auto wrecking service if used in normal course of business and not registered with law enforcement agencies for calls;</u>	
<u>vi. Parts, sales.</u>	
<u>AU129 New parts. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.</u>	
<u>AU130 Used parts (secondhand dealer).....</u>	<u>-47.00.....49.35</u>
<u>No business tax receipt required for auto wrecking if used in normal course of business and not registered with law enforcement departments for calls. Notice to chief of police of any autos purchased from juveniles</u>	
<u>vii. Repairs.</u>	
<u>AU122 Paint and body shops</u>	<u>120.00.....126.00</u>
<u>AU120 Vehicle repair and parts installation, machine shop, radiator, tune up, tire, upholstery, installation of new or used parts for repair or performances, stereos, no paint and body repair, etc.</u>	
	<u>120.00.....126.00</u>
<u>viii. AU140 Storage. Motor vehicle storage or parking either in buildings or on lots where one employee or person is engaged, including the proprietor or manager</u>	
	<u>94.00</u>
	<u>98.70</u>
<u>ix. Taxicabs and for hire, including "jitneys" and any other form of for hire transportation service. Proof of minimum insurance required by state department of motor vehicles. A sworn copy of rate and fare schedule must be filed with permit application.</u>	
<u>AU160 For each person or concern operating a taxicab business</u>	<u>47.00.....49.35</u>
<u>AU162 Plus an additional business tax for each cab or taxi operated, each.....</u>	
<u>x. AU170 Towing or wrecking service if registered with law enforcement departments. State road, sheriff and law enforcement departments. State road, sheriff and law enforcement personnel for calls, law enforcement personnel shall include on its call list only those duly licensed as wrecker services, per vehicle</u>	
	<u>47.00.....49.35</u>
<u>(145) MOVING AND TRANSFER COMPANY, includes household moving and general freight transportation:</u>	
<u>a. TR034 When operating only one vehicle</u>	<u>47.00.....49.35</u>
<u>b. TR030 When operating two vehicles.</u>	<u>94.00.....98.70</u>
<u>c. TR032 When operating more than two vehicles, per additional vehicle.</u>	<u>47.00</u>
	<u>49.35</u>
<u>(146) MUSIC:</u>	
<u>a. MU010 Conservatory</u>	<u>47.00.....49.35</u>
<u>Teaching of music by staff, booking musical events and entertainment, such as shows and orchestras. If there is retail sales of sheet music, musical instruments and other related materials, a merchant business tax receipt is required.</u>	
<u>b. Playing machines, coin-operated, see COIN-OPERATED MACHINES.</u>	
<u>c. Teachers, no business tax receipt required. Persons giving lessons in homes without assistance or staff require no business tax receipt however, if music, records, or instruments are sold, then a merchant business tax receipt is required.</u>	
<u>d. MU020 Wire music, operator, or dealer, music furnished by wire or satellite connection, operator or dealer, to hotel rooms, banks, offices, etc.....</u>	<u>47.00.....49.35</u>

N

(147) NA010 NATUROPATH	94.00	98.70
(148) NEWS:		
a. NE002 Magazine depot, wholesale	47.00	49.35
<u>If merchandise is sold, an additional merchant business tax receipt is required. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.</u>		
b. NE010 News, weather service for contractors, construction companies, etc.	47.00	49.35
c. Newspapers:		
1. NE020 Daily newspapers	189.00	198.45
2. NE022 Weekly or other newspapers	47.00	49.35
d. NE030 Newsstand, retail connected or not connected with another business. If merchandise is sold, an additional merchant business tax receipt is required any inventory is also subject to the merchandise inventory tax.	47.00	49.35
(149) NO010 NOVELTY RACKS AND/OR COUNTERS, within an established place of business, vehicles servicing, each vehicle	47.00	49.35
(150) NURSERY, SHRUBS, TREES OR PLANTS. Includes growing, sales, maintenance service: If inventory is also part of the business then the business is also subject to the merchandise inventory tax.		
a. NU010 Nursery in town limits	94.00	98.70
b. NU012 Maintenance service with established place of business in the town limits	47.00	49.35
c. NU014 Maintenance service, with no established place of business in the town limits, each vehicle	47.00	49.35
(151) NU020 NURSING HOMES, adult-regular	47.00	49.35

O

(152) OF010 OFFICE EQUIPMENT RENTAL SERVICE. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.	47.00	49.35
(153) OP010 OPTICAL, LABORATORY, producing lenses not for use in correction of sight ..	94.00	98.70
(154) OP020 OPTICIAN, DISPENSING AND FILLING PRESCRIPTIONS AND PRODUCING LENSES FOR LICENSED DOCTORS. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.	141.00	148.05
(155) OR040 ORTHOPEDIC SHOE TECHNICIAN SERVICE, when not incidental to a shoe shop. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.	47.00	49.35

P

(156) PACKAGE DELIVERY COMPANIES, SEE #63 COMMERCIAL FREIGHT AND PASSENGER DELIVERY.		
(157) PA010 PAINTER, PAPER HANGER	47.00	49.35
(158) PAPER, WASTE-SERVICE:		

<u>a. With an established place of business within town limits:</u>		
1. PA020 Base.....	47.00.....	49.35
2. PA022 In addition to base, each vehicle used in performance of service.....		
	47.00.....	49.35
<u>b. PA024 With no established place of business within town limits.....</u>		
	47.00.....	49.35
<u>(159) PA040 PAWNBROKERS, PAWNSHOPS, requires approval by the town commission, after a permit has been issued by law enforcement personnel, \$250.00 cash or surety bond. If selling other than articles taken on pledge, then inventory which is part of the business is subject to the merchandise inventory tax.</u>		
	400.00.....	462.00
<u>(160) PEDDLERS, DOOR-TO-DOOR SALES:</u>		
<u>a. PE010 Peddlers of any non-food goods, wares, or merchandise, occupying or using any part of the streets or sidewalks, or peddling door to door. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.</u>		
	420.00.....	441.00
<u>b. PE014 Peddlers of fresh food or prepared food products using a cart or vehicle which is not an automobile or truck.....</u>		
	47.00.....	49.35
<u>(161) PE030 PERSONAL SERVICES NOT OTHERWISE CATEGORIZED</u>		
	94.00.....	98.70
<u>(162) PE020 PET SHOPS, BIRDS, FISH AQUARIA, includes the sale of supplies, pet foods, etc.</u>		
	47.00.....	49.35
<u>If inventory is also part of the business then the business is also subject to the merchandise inventory tax.</u>		
<u>(163) PHOTOGRAPHY:</u>		
<u>a. Aerial services, see CONSULTANTS.</u>		
<u>b. PH010 Photo developing, photo finishing service</u>		
	47.00.....	49.35
<u>c. PH012 Studio.....</u>		
	94.00.....	98.70
<u>If merchandise is sold and inventory is also part of the business then the business is also subject to the merchandise inventory tax.</u>		
<u>d. PH014 Refinishing or retouching laboratory.....</u>		
	47.00.....	49.35
<u>e. Photo vending machine, see COIN-OPERATED MACHINES.</u>		
<u>(164) GY010 PHYSICAL FITNESS FACILITIES, COMMERCIAL GYMS. If merchandise is sold, then the business is also subject to the merchandise inventory tax.</u>		
	150.00.....	157.50
<u>(165) PH020 PHYSICIAN, SURGEON, DENTIST, includes optometrist, osteopaths, physiatrists, psychologists, mental health care providers, each physician. If merchandise is sold, an additional merchant business tax receipt is required. If inventory is also part of the business then the business is also subject to the merchandise inventory tax.. ..</u>		
	141.00.....	148.05
<u>(166) PO010 POPCORN OR PEANUT VENDORS, operating or maintaining a stand.....</u>		
	47.00.....	49.35
<u>(167) PORTABLE TOILET SERVICE:</u>		
<u>a. PO020 With an established place of business in the town limits. -47.00</u>		
		49.35
<u>b. PO022 With no established place of business in the town limits, each vehicle.....</u>		
	47.00.....	49.35

<u>(168) PO010 PRINTER, PRINTING SERVICES. If merchandise is sold, then the business is also subject to the merchandise inventory tax.....</u>	<u>94.00.....</u>	<u>98.70</u>
<u>(169) PO020 PROMOTERS OF ENTERTAINMENT OR SPORTS.....</u>	<u>47.00.....</u>	<u>49.35</u>
<u>(170) PROPANE SALES AND SERVICE. See #105, GAS.</u>		
<u>(171) PU010 PUBLIC RELATIONS, PUBLICITY AGENT.....</u>	<u>47.00.....</u>	<u>49.35</u>
<u>(172) PU040 PUBLISHING COMPANY, includes books and magazines.....</u>	<u>189.00.....</u>	<u>198.45</u>

R

(173) REAL ESTATE:

<u>a. RE010 Brokerage.....</u>	<u>141.00.....</u>	<u>148.05</u>
<u>b. RE012 Sales agent and broker.....</u>	<u>47.00.....</u>	<u>49.35</u>
<u>c. Rental Property:</u>		
<u>1. RE035 Single family home.....</u>	<u>31.00.....</u>	<u>32.55</u>
<u>2. RE038 Duplex and other residential, per unit.....</u>	<u>21.00.....</u>	<u>22.05</u>
<u>3. RE039 Commercial property, regardless of the number of suites, bays, offices, units or spaces to be rented, per location.....</u>	<u>50.00.....</u>	<u>52.50</u>
<u>(174) RENTAL SERVICE, includes tool, household items, party equipment, but not automobiles, trucks and motor vehicles.</u>		
<u>a. RE040 Established place of business within the town limits.....</u>	<u>94.00.....</u>	<u>98.70</u>
<u>b. RE042 Mobile with no established place of business in town limits, each vehicle.....</u>	<u>47.00.....</u>	<u>49.35</u>

(175) REPAIRS SHOPS AND SERVICE, including nonlicensed contractor carpenter and other trades; repair of furniture, machines, and similar repair services. Does not include boat or motor vehicle repair. If merchandise is sold, then the business is also subject to the merchandise inventory tax.

<u>a. RE052 With an established place of business in town limits.....</u>	<u>66.00.....</u>	<u>69.30</u>
<u>b. RE050 With no established place of business in town limits, per vehicle.....</u>	<u>47.00.....</u>	<u>49.35</u>

(176) RE060 RESEARCH SERVICES, MARKET ANALYSIS, FEASIBILITY STUDIES.....

<u>47.00.....</u>	<u>49.35</u>
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(177) RESIDENTIAL CARE FACILITY RE065 (Group home, assisted living facility, congregate living facility, foster care home, or similar facility to care for adults or children who are residents of the facility).....

<u>47.00.....</u>	<u>49.35</u>
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(178) RESTAURANTS:

<u>a. RE070 Capacity to 25 persons inclusive.....</u>	<u>47.00.....</u>	<u>49.35</u>
<u>b. RE072 Capacity 26 to 75 persons inclusive.....</u>	<u>75.00.....</u>	<u>78.75</u>
<u>c. RE074 Capacity over 75 persons.....</u>	<u>141.00.....</u>	<u>148.05</u>
<u>d. RE076 Takeout with less than ten seats.....</u>	<u>75.00.....</u>	<u>78.75</u>

(179) RE080 RESTORATION OF PAINTINGS AND ART OBJECTS, certificate of company from art league.....

<u>94.00.....</u>	<u>98.70</u>
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S

(180) SALES:

a. Sales agent, does not take possession of merchandise or goods, sales representative for companies, see #47 <u>BROKER, MERCHANDISE.</u>		
b. Sales from motor vehicles, merchandise, tools, parts, etc. sold to business for use or for resale, each truck.	47.00	49.35
(181) <u>SCHOOLS, private, when operated for profit, for any kind of education or training:</u>		
a. FD200 One to 15 students.....	40.00	42.00
b. FD202 Sixteen to 30 students.....	60.00	63.00
c. FD204 Thirty-one to 50 students.....	80.00	84.00
d. FD206 Over 51 students.....	100.00	105.00
(182) <u>CL010 SEPTIC TANKS, CLEANING AND MAINTENANCE</u>	47.00	49.35
(183) <u>SH010 SHOE AND BOOT REPAIR SHOPS.</u>	47.00	49.35
<u>If merchandise is sold then the business is also subject to the merchandise inventory tax.</u>		
(184) <u>SH020 SHOPPING GUIDE PUBLICATION, with an established place of business</u>	47.00	49.35
(185) <u>SH010 SIGHTSEEING, per vehicle</u>	47.00	49.35
<u>Certificate of public convenience and necessity not required. Must run over a fixed route not used by regular bus line. Applicant must furnish evidence that liability insurance is carried in amounts not less than: \$100,000.00 one person and \$300,000.00 one accident</u>		
(186) <u>SO050 SOLICITORS</u>	47.00	49.35
(187) <u>SU010 SURVEYING, MAPPING OF LAND AND PROPERTY</u>	94.00	98.70

T

(188) <u>TA010 TAILOR</u>	47.00	49.35
(189) <u>TA050 TANNING PARLOR</u>	47.00	49.35
(190) <u>TA020 TATTOOING PARLOR</u>	47.00	49.35
(191) <u>TAXICABS, see MOTOR VEHICLES.</u>		
(192) <u>TA040 TAXIDERMIST, if merchandise is sold then the business is also subject to the merchandise inventory tax.</u>	94.00	98.70
(194) <u>TE030 TELEPHONE COMPANY, includes telecommunications, beepers, wireless service providers. If merchandise is sold as part of the business then the business is also subject to the merchandise inventory tax.</u>	420.00	441.00
(195) <u>TI010 TICKET BOOKING OFFICE</u>	47.00	49.35
(196) <u>TRAVEL BUREAU. A place of business for the solicitation of passenger transportation or for the sale, exchange, barter or transfer of passenger transportation or tickets by water, rail, air or motor, or an intermediary or medium between carriers and traveling public:</u>		
a. TR050 Permanently established agency.....	94.00	98.70
b. TR050 Seasonal agency or bureau, or itinerant agent.....	141.00	148.05

U

(197) <u>UNCLASSIFIED:</u>		
a. UN010 Any business, profession or occupation, not otherwise provided for herein	94.00	98.70
b. UN012 For each employee, in addition to the above.....	9.00	9.45
(198) <u>UNIFORM SALES OR RENTALS:</u>		

a. With an established place of business within the town limits. If merchandise is sold then the business is also subject to the merchandise inventory tax.

b. UN020 With no established place of business, service from a truck, each vehicle
~~9.00~~.....9.45

V

(199) VE010 VETERINARY SURGEON OR VETERINARIAN, no extra charge with hospital or clinic for animals. If merchandise is sold, then the business is also subject to the merchandise inventory tax.~~141.00~~.....148.05

W

(200) WAREHOUSE OR PUBLIC STORAGE:

a. WA010 Five thousand square feet or less.....~~66.00~~.....69.30

b. WA012 For each additional 5,000 square feet or fraction thereof
~~47.00~~.....49.35

(201) WATER SOFTENER SALES, SERVICE, INSTALLATION:

a. WA030 Sales and rental of equipment and service. If merchandise is sold then the business is also subject to the merchandise inventory tax.

b. WA032 With no established place of business in the town, each vehicle. If merchandise is sold then the business is also subject to the merchandise inventory tax
~~47.00~~.....49.35

(202) WA010 WOOD YARD OR DEALER, including wood for lumber, boards, fuel, firewood, etc. If merchandise is sold, then the business is also subject to the merchandise inventory tax.~~49.00~~
49.35

<u>Description</u>	<u>Units</u>	<u>Base Tax</u>	<u>Min. Tax</u>
<u>Agriculture, Forestry, Fishing</u>	—	—	—
<u>Florist, in business or as part of grocery store</u>	—	94.00	—
<u>Lawn and garden service</u>	—	94.00	—
<u>Lawn/garden, nonlocal/vehicle</u>	<u>Vehicle</u>	—	94.00
<u>Nursery in town limits</u>	—	94.00	—
<u>Nursery maintenance service</u>	—	94.00	—
<u>Garden/fruit stand</u>	—	94.00	—
<u>Other AG/garden if inventory is part of the business then subject to merchant tax also</u>	—	94.00	—
<u>Amusement, Recreation, Etc.</u>	—	—	—
<u>Athletic clubs</u>	—	94.00	—
<u>Athletic clubs additional tax per employee</u>	—	—	9.00
<u>Dance studio</u>	—	94.00	—
<u>Music conservatory</u>	—	94.00	—
<u>Physical fitness facilities, gym</u>	—	94.00	—
<u>Pool/billiard rooms</u>	<u>Tables</u>	—	22.00

Theaters—	Seats—	—	—
Less than 300 seats—	—	275.00—	—
More than 300 seats—	—	330.00—	—
Other amusement/recreation if inventory is part of the business then subject to merchant tax also—	—	94.00—	—
Construction—	—	—	—
All other contractors—	—	141.00—	—
Building contractors, general—	—	141.00—	—
Cabinet shops, millwork, novelty, etc.—	—	141.00—	—
Eng. or heavy const. contractor—	—	141.00—	—
Engineer; liaison service—	Each—	0.00—	47.00—
Painter, paper hanger, sheetrock, etc.—	—	94.00—	—
Wood yard or dealer—	—	94.00—	—
Construction, other—	—	141.00—	—
Education, Day Care—	—	—	—
Day care, up to 15 children—	Children—	80.00—	—
Day care, 16–60 clients—	Children—	150.00—	—
Day care, more than 61 clients—	Children—	225.00—	—
Private schools, 1–15 students—	Students—	80.00—	—
Private schools, 17–50 students—	Students—	140.00—	—
Private schools, more than 51 students—	students—	200.00—	—
Day care, nonprofit—	—	47.00—	—
Financial—	—	—	—
Automatic teller, each location per machine—	Machines—	—	110.00—
Banks, S & L, loan companies—	—	220.00—	—
Gas stations, including convenience stores—	—	—	—
Filling station: pumps only, store is extra—	—	94.00—	—
Hospitals, Labs, Care Facilities—	—	—	—
Hospitals/clinics/convalescent home, each patient, less than 10 beds—	Beds—	141.00—	—
Hospitals/clinics/convalescent, per bed over 10—	Beds—	9.00—	—

Laboratory—	—	94.00—	—
Nursing homes—	—	94.00—	—
Housing and Lodging—	—	—	—
Hotels/motels, per unit—	Rooms—	—	11.00—
Rental, commercial property, per location—	—	100.00—	—
Rental property, single family—	Units—	—	62.00—
Rental, duplex/other, per unit—	Units—	—	26.00—
Rental, other—	Units—	—	26.00—
Rental service within town limits—	—	141.00—	—
Office Business—	—	—	—
Administrator—	—	141.00—	—
Artist—	—	94.00—	—
Broadcasting stations—	—	141.00—	—
Broker, merchandise—	—	141.00—	—
Broker, mortgage or loan—	—	141.00—	—
Broker, yacht sales—	—	141.00—	—
Brokers, business—	—	141.00—	—
Business office, unclassified herein—	—	141.00—	—
Collection agency, to include one employee—	—	94.00—	—
More than one employee, per employee—	Employees—	94.00—	—
Consultants and/or business advisors, where advice is the only service rendered, and nothing is bought or sold in connection with the service rendered. Includes: bond consultants; city planning consultants; landscape architects; computer consultants (software or Website developer, system designer or similar lines); engineers (civil, consulting, drafting, electrical, mechanical, or similar lines, where a contractor's license is not required); investment securities consultants; naturalization consultants; personal problem consultants; public relations consultants; tax consultants; and other similar professionals—	—	—	—
Consultant, individual—	—	141.00—	—

Consulting firm with employees—	—	141.00—	—
Detectives/detective agencies—	—	141.00—	—
Employment agencies—	—	141.00—	—
Exterminator, pest control—	—	141.00—	—
Home occupations—	—	141.00—	—
Insurance agency, health/life/property—	—	141.00—	—
Insurance, title agency—	—	94.00—	—
Insurance or bonding company—	—	141.00—	—
Insurance agency, each licensed agent—	Agents—	—	19.00—
Interior decorator/designer—	—	94.00—	—
Land development management office—	—	141.00—	—
Modeling agency—	—	94.00—	—
Multiservice—	—	141.00—	—
Newspapers—	—	141.00—	—
Newsstand, retail—	—	94.00—	—
Optician—	—	141.00—	—
Orthopedic shoe technician service—	—	94.00—	—
Promotion of sports—	—	94.00—	—
Real estate broker/appraiser—	—	141.00—	—
Real estate sales agent/broker per agent/broker—	—	94.00—	—
Research services—	—	94.00—	—
Solicitors—	—	94.00—	—
Telephone answering service—	—	94.00—	—
Telephone company—	—	420.00—	—
Business, other (if inventory is part of the business then subject to merchant tax also)—	—	141.00—	—
Office Professional—	—	—	—
Accountant/bookkeeper—	—	94.00—	—
Animal hospitals—	—	141.00—	—
Architect certificate from Florida Board of Architecture required—	—	141.00—	—

Attorneys at law, without further business tax receipt, may act as a collection agency and may pay taxes for clients without being classified as a tax collection agency; may also act as insurance adjustor, F.S. § 626.851 et seq.—	Each atty.—	—	141.00—
Auditors/CPA's—	—	141.00—	—
Chiropractors—	—	141.00—	—
Dental hygienist—	—	94.00—	—
Dentist—	Each—	—	94.00—
Physician, surgeon—	Units—	—	141.00—
Veterinary surgeon or vet—	—	141.00—	—
Office, professional, other (if inventory is part of the business then subject to merchant tax also)—	—	141.00—	—
Restaurants, Food Service and Processing	—	—	—
Bakery/baker, retail/wholesale—	—	94.00—	—
Butcher shops—	—	94.00—	—
Caterer—	—	94.00—	—
Cold drink stands—	—	94.00—	—
Delicatessen—	—	94.00—	—
Fish market—	—	94.00—	—
Ice cream parlor—	—	94.00—	—
Restaurant, capacity to 25 patrons—	—	94.00—	—
Restaurant, take out service—	—	94.00—	—
Restaurant, 26–75 patrons—	—	125.00—	—
Restaurant, over 75 patrons—	—	200.00—	—
Concession—	—	94.00—	—
Retail and Wholesale Sales—	—	—	—
Artisans or craftsman—	—	94.00—	—
Bicycle dealers/service—	—	—	47.00—
Consignment shop—	—	94.00—	—
Fire extinguishers sales and service—	—	94.00—	—
Fire extinguishers/from truck—	Trucks—	94.00—	—

Gas/propane wholesale, one truck—	—	189.00—	—
Oil/gas, bottled, truck service—	Trucks—	—	94.00—
Gas, retail dealers—	—	94.00—	—
Gas/propane filling stations—	—	94.00—	—
Ice cream/nuts/popeorn/vehicle—	Vehieles—	—	47.00—
Jewelry or watch repairing—	—	94.00—	—
Office equipment rental sve.—	—	94.00—	—
Pet shops, birds, fish, aquaria—	—	94.00—	—
Printer, printing services—	—	94.00—	—
Shoe and boot repair shops—	—	94.00—	—
Swimming pool—	—	94.00—	—
Concession—	—	18.00—	—
Retail/wholesale, other (if inventory is part of the business then subject to merchant tax also)—	—	94.00—	—
Services—	—	—	—
Alterations not including businesses where alterations or repairs are incidental to the primary business—	—	94.00—	—
Animal and/or dog grooming—	—	—	47.00—
Auctioneer, fixed building—	—	94.00—	—
Auctioneer, no fixed building—	—	141.00—	—
Barbershop/beauty parlor—	Chair—	—	94.00—
Each additional chair—	Chair—	—	9.00—
Bench advertising, per bench—	Benehes—	—	47.00—
Bingo parlor—	—	220.00—	—
Boats, hire/canoes/row/motor—	—	94.00—	—
Burglar alarm system/services—	—	94.00—	—
Car wash with service station—	—	94.00—	—
Car wash business—	—	94.00—	—
Carpet cleaner vehiele service—	Vehieles—	—	47.00—
Cleaning service/pressure washing—	—	94.00—	—
Garbage/trash private firm—	—	94.00—	—

Janitorial, from truck—	—	94.00—	—
Janitorial, residential/commercial clients—	—	94.00—	—
Key or locksmith—	—	94.00—	—
Laundry, coin-op service 1–20 machines—	—	94.00—	—
More than 20 machines: base tax plus per machine tax—	Machines—	—	5.00—
Laundry vending, soap etc., 1–4 machines—	—	19.00—	—
Laundry vending, soap etc., 5 or more per machine—	—	—	5.00—
Laundry, dry-cleaning—	—	94.00—	—
Laundry pick up station—	—	94.00—	—
Mail or package delivery, courier—	—	220.00—	—
Mail order establishment—	—	94.00—	—
Mail retail—	—	94.00—	—
Masseur—	Each—	—	47.00—
Messenger/package delivery service—	—	94.00—	—
Personal service not categorized—	—	94.00—	—
Repair shop/service, per vehicle—	Vehicles—	—	47.00—
Repair shop/service, business in town—	—	240.00—	—
Photo studio—	—	94.00—	—
Tailor—	—	94.00—	—
Tanning parlor—	—	94.00—	—
Ticket booking office—	—	94.00—	—
Portable toilet service—	—	94.00—	—
Travel agency/bureau—	—	94.00—	—
Services, other (if inventory is part of the business then subject to merchant tax also)—	—	94.00—	—
Storage, Warehousing—	—	—	—
Bottlers/Warehouse soft drinks, 250K—	—	210.00—	—
Warehouse, single use—	—	94.00—	—
Warehouse, office less than or equal to 5,000 square feet—	—	94.00—	—
Warehouse, office greater than 5,000 per additional 5,000	—	141.00—	—

square feet or fraction thereof			
Warehouse, other (if inventory is part of the business then subject to merchant tax also)	—	141.00	—
Transportation, Communication, Utilities	—	—	—
Cell tower, radio/TV tower	—	141.00	—
Each additional lessee	Lessee	—	141.00
ATV sales and service plus business tax based on value of inventory	—	141.00	—
New or used boat sales plus business tax based on value of inventory	—	300.00	—
New and used boats as above are required to obtain a business tax receipt for each of the following additional businesses conducted on the site: boat repair shop; paint and body shop; parts department whether retail sales or in association with repair shop. Parts and sales business tax receipt is based on inventory.	—	—	—
Boat repair/parts install	—	141.00	—
Boat paint and body shop	—	240.00	—
Boat used parts dealer	—	94.00	—
Boat storage	—	184.00	—
Motor vehicle sales, new—Franchise agencies or persons engaged in the sale of new automobiles, motor homes or trucks shall be subject to the following schedule of business taxes based on the number of only new units sold per annum: preceding year, plus business tax based on value of inventory.	—	—	—
1–99	Cars/year	284.00	—
100–149	Cars/year	330.00	—
150–199	Cars/Year	441.00	—
200–249	Cars/year	459.00	—
250–299	Cars/Year	551.00	—
300–349	Cars/year	551.00	—
350 or over	Cars/year	630.00	—

Motor vehicle sales, used— Agencies or persons engaged in the sale of used automobiles, motor homes or trucks shall be subject to the following schedule of business taxes based on the number of only used units sold per annum: preceding year, plus business tax based on value of inventory.—	—	—	—
1—99—	Cars/year—	141.00—	—
100—149—	Cars/Year—	212.00—	—
150—199—	Cars/year—	284.00—	—
200—249—	Cars/year—	284.00—	—
250—299—	Cars/year—	332.00—	—
300—349—	Cars/year—	386.00—	—
350 or over—	Cars/year—	441.00—	—
New and used vehicles as enumerated above are required to obtain a business tax receipt for each of the following additional businesses conducted on the site: motor vehicle repair shop; paint and body shop; parts department whether retail sales or in association with repair shop; used cars. Parts and sales business tax receipt is based on inventory.—	—	—	—
Motor vehicles assoc. agency (e.g. AAA), base operation—	—	94.00—	—
Motor vehicles assoc. agency per salesperson—	Sales person—	18.00—	—
Motor vehicle repair/parts install—	—	141.00—	—
Motor vehicle paint and body shop—	—	240.00—	—
Motor vehicle used parts dealer—	—	94.00—	—
Motor vehicle storage—	—	184.00—	—
Motor vehicles, rental headquarter—	—	94.00—	—
Taxicabs and for hire vehicles of any form, proof of minimum insurance required by state department of motor vehicles. A sworn copy of rate and fare schedule must be filed with permit application.—	—	—	—
Taxi business to include one vehicle—	—	94.00—	—
Additional vehicles per vehicle—	—	—	94.00—

Auto wreacking service/towing per vehicle (if registered with law enforcement departments) —	Vehicles —	94.00 —	—
Vending Machines —	—	—	—
Vending, coin operated and other machines — The following machines are exempt: postage stamps; drinking cups; unadulterated Florida citrus juice; parcel checking lockers and toiled locks; and cigarette machines. Operator must furnish a list of locations; tags must be attached to machines; if electrically operated, log application to electrical inspector. There is a maximum tax of \$2,000 per year. For items not herein specified, such tax shall be determined from time to time by the town manager on a basis comparative with other vending machines. —	—	—	—
C.O. vending machine per machine —	Machines —	—	66.00 —
C.O. pinball/video games —	Machines —	—	66.00 —
Game arcades/parlors —	# of games —	—	94.00 —
Other	—	—	—
Adult entertainment —	—	1,100.00 —	—
Junk yard —	—	450.00 —	—
Pawnbrokers/pawn shops require approval by the town commission, after a permit has been issued by law enforcement personnel, \$250.00 cash or surety bond. If selling other than articles taken on pledge, a merchant business tax receipt is required in addition to the pawnbroker's business tax receipt —	—	500.00 —	—
Merchandise inventory taxes —	—	—	—
Merchant. All merchandise not otherwise provided for in this article shall be classified as mercantile lines and each person engaged in the sale of such merchandise is required to cover their operations by obtaining a business tax receipt. —	—	500.00 —	—

Section 5. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent

jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 6. **Repeal of Laws in Conflict.** Ordinance 22-2007 is hereby repealed, and shall be replaced by this Ordinance. All ordinances or parts of ordinances in conflict herewith, specifically including but not limited to, Ordinance 22-2007, are hereby repealed to the extent of such conflict.

Section 7. **Codification.** The sections of the Ordinance may be made a part of the Town Code of Laws and Ordinances and may be re-numbered or re-lettered to accomplish such, and the word “ordinance” may be changed to “section,” “article,” or any other appropriate word.

Section 8. **Effective Date.** This Ordinance shall take effect immediately upon adoption, however the taxes adopted hereby shall be levied as of Fiscal Year 2008-2009.

TAB 8

**Town of Lake Park Town Commission
Agenda Request Form**

Meeting Date: October 15, 2008

Agenda Item No. *Tab 8*

- | | |
|----------------------------------------------------------------|-----------------------------------------|
| <input type="checkbox"/> PUBLIC HEARING | <input type="checkbox"/> RESOLUTION |
| <input type="checkbox"/> Ordinance on Second Reading | |
| <input type="checkbox"/> Public Hearing | <input type="checkbox"/> DISCUSSION |
| <input checked="" type="checkbox"/> ORDINANCE ON FIRST READING | <input type="checkbox"/> BID/RFP AWARD |
| <input type="checkbox"/> GENERAL APPROVAL OF ITEM | <input type="checkbox"/> CONSENT AGENDA |
| <input type="checkbox"/> Other: | |

SUBJECT: First reading of the Water Plan and comp plan amendments for approval and approval for transmittal to DCA and other appropriate agencies.

RECOMMENDED MOTION/ACTION:

Approved by Town Manager *W. Davis*

Date: *10/9/08*

Originating Department: Community Development	Costs: \$ N/A Funding Source: Acct. #	Attachments: Water Plan Ordinance
Department Review: <input checked="" type="checkbox"/> Town Attorney <i>[Signature]</i> <input type="checkbox"/> Community Affairs <input checked="" type="checkbox"/> Community Development	<input type="checkbox"/> Finance _____ <input type="checkbox"/> Fire Dept _____ <input type="checkbox"/> Library _____ <input type="checkbox"/> PBSO _____	<input type="checkbox"/> Personnel _____ <input type="checkbox"/> Public Works _____ <input type="checkbox"/> Town Clerk _____ <input type="checkbox"/> Town Manager _____
Advertised: Date: _____ Paper: _____ <input type="checkbox"/> Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ <i>[Signature]</i> OR Not applicable in this case _____ Please initial one.

Summary Explanation/Background: The purpose of the Town of Lake Park 20-Year Water Supply Facilities Work Plan (Work Plan) is to identify and plan for the water supply sources and facilities needed to serve existing and new development within the local government's jurisdiction. Chapter 163, Part II, F.S., requires local governments to prepare and adopt Water Supply Work Plans into their comprehensive plans within 18 months after the water management district approves a regional water supply plan or its update. This is an ordinance process that requires two readings. Tonight will be the first reading. If you approve the plan then it will then be transmitted to the Department of Community Affairs (DCA) and other state, regional, and local agencies for comments. This process takes a few months to complete. Once we have received all comments and have made any appropriate changes to the plan it will go to second reading of the ordinance. If it is approved on second reading then the plan will be adopted.

ORDINANCE NO. 18-2008

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, PROVIDING FOR THE ADOPTION OF A 20-YEAR WATER SUPPLY WORK PLAN PURSUANT TO SUB-SECTION 163.3177(6)(c), *FLORIDA STATUTES*; PROVIDING FOR THE ADOPTION OF AMENDMENTS TO THE TOWN'S COMPREHENSIVE PLAN TO IMPLEMENT THE WATER SUPPLY PLAN; PROVIDING FOR ADOPTION OF POLICIES WITHIN THE COMPREHENSIVE PLAN CONCERNING INTERGOVERNMENTAL COORDINATION OF THE WATER SUPPLY PLAN WITH ADJACENT LOCAL GOVERNMENTS; PROVIDING FOR TRANSMITTAL TO THE STATE LAND PLANNING AGENCY; PROVIDING THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the State Legislature of the State of Florida has mandated that all municipalities adopt comprehensive plans to regulate development and planning with regard to land within their corporate limits; and

WHEREAS, all amendments to the comprehensive development plan must be adopted in accordance with detailed procedures which must be strictly followed; and

WHEREAS, Sub-section 163.3167(13), *Florida Statutes*, requires each local government to address in its Comprehensive Plan, the water supply sources necessary to meet and achieve the existing and projected water use demand for an established planning period; and

WHEREAS, Sub-section 163.3177(4)(a), *Florida Statutes*, requires the Town to coordinate its local Comprehensive Plan with the South Florida Water Management District's regional water supply plan; and

WHEREAS, Sub-section 163.3177(6)(c), *Florida Statutes*, requires local governments to prepare and adopt a 20-Year Water Supply Work Plan and to amend their comprehensive plans within 18 months after the water management district approves a regional water supply plan or its update; and

WHEREAS, the Town of Lake Park has developed and proposes to adopt a 20-Year Water Supply Work Plan (“the Work Plan”) along with related amendments within various elements of its comprehensive development plan in order to implement the Work Plan in conformance with Florida law; and

WHEREAS, the Town of Lake Park, Florida, has carefully prepared amendments to its comprehensive plan pursuant to Sub-section 163.3177(6)(c), *Florida Statutes*, in order to adopt amendments or revisions in conformance with the adopted Work Plan; and

WHEREAS, the Town of Lake Park has held all duly required public hearings; both prior to submission of the proposed amendment of the plan to the State Department of Community Affairs and after the proposed amendment of the plan was returned to the Town of Lake Park, in accordance with Chapter 163.3184, *Florida Statutes*; and

WHEREAS, the Town Commission desires to adopt the Work Plan along with amendment to the current comprehensive plan to guide and control the future development of the Village, and to preserve, promote and protect the public health, safety and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF LAKE PARK, FLORIDA, THAT:

Section 1: The whereas clauses are hereby incorporated as true and correct findings of fact of the Town commission.

Section 2: The Town of Lake Park hereby adopts a 20-Year Water Supply Work Plan attached hereto and incorporated herein as Exhibit “A”. Additionally, the Town of Lake Park’s Comprehensive Plan is hereby amended by adopting water supply related amendments to its current Comprehensive Plan; which amendments are set forth in Exhibit “A” and made a part hereof. These amendments specifically amend by adding Objectives and Policies to its Future

Land Use, Infrastructure, Conservation, Intergovernmental Coordination and Capital Improvements Elements of the Comprehensive Plan in conformance with the adopted Work Plan described therein as specifically set forth in Exhibit “A”. The text as amended and adopted in Exhibit “A” shall be substituted for and replace the previously adopted text in the amended elements.

Section 3: A copy of the Comprehensive Plan, as amended, shall be kept on file in the office of the Town Clerk, Town of Lake Park, Florida.

Section 4: The Town Manager is hereby directed to transmit three copies of the amendment to the current Comprehensive Plan to the State Land Planning Agency, along with a copy to the Treasure Coast Regional Planning Council, and to any other unit of local government who has filed a written request for a copy, within 10 working days after adoption, in accordance with Section 163.3184(7), *Florida Statutes*.

Section 5: **Repeal of Laws in Conflict.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 6: **Severability.** Should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of this Ordinance.

Section 7: **Effective Date.** The effective date of this plan amendment shall be the date a final order is issued by the Department of Community Affairs or Administration Commission finding the amendment in compliance in accordance with Section 163.3184(1)(b), *Florida Statutes*, whichever occurs earlier. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has become effective. If a final order of noncompliance is issued by the Administration Commission, this

amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the Department of Community Affairs, Division of Community Planning, Plan Processing Team.

Town of Lake Park
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October 1, 2008

TOWN OF LAKE PARK 20-YEAR WATER SUPPLY FACILITIES WORK PLAN

October 1, 2008



Acknowledgements

Town Commission

Mayor	Desca DuBois
Vice-Mayor	Edward Daly
Commissioner	G. Chuck Balias
Commissioner	Jeff Carey
Commissioner	Patricia Plasket-Osterman

**Planning and Zoning Board/
Local Planning Agency**

Chair	Jeff Blakely
Vice-Chair	Todd Dry
Member	Tim Stevens
Member	Judith Thomas
Member	Mary Gambino
1 st Alternate	Robin Maibach
2 nd Alternate	Mason Brown

Maria V. Davis, Town Manager
Patrick Sullivan, AICP Planning Director

Prepared By:

Bell David Planning Group
80 SW 8th Street, Suite 2000
Miami, FL 33130

Town of Lake Park
Water Supply Facilities Work Plan Transmittal Draft
October 1, 2008



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1. LOCATION MAP
2. SERVICE PROVIDERS MAP
3. CURRENT AND FUTURE SERVICE AREA MAP
4. WELLFIELD MAP

1.0 INTRODUCTION

The purpose of the Town of Lake Park 20-Year Water Supply Facilities Work Plan (Work Plan) is to identify and plan for the water supply sources and facilities needed to serve existing and new development within the local government's jurisdiction. Chapter 163, Part II, F.S., requires local governments to prepare and adopt Water Supply Work Plans into their comprehensive plans within 18 months after the water management district approves a regional water supply plan or its update. The Town is located in the South Florida Water Management District region in southeast Florida (Figure 1.). The *Lower East Coast Water Supply Plan Update* (LEC) was approved by the South Florida Water Management District (SFWMD) on February 15, 2007.

The Seacoast Utility Authority (SUA) is the designated regional supplier of potable water for portions of Palm Beach County, including the Town of Lake Park (Figure 2.). In that capacity, SUA supplies Town of Lake Park with potable water on an annual volume basis.

The Town recognizes that in order to maintain a water supply system and conservation program there must be effective coordination with SUA. The Town sits on SUA's governing board and enjoys an excellent working relationship with SUA in ensuring compliance with all regulations and guidelines. In accordance with the service agreement, Town staff coordinates with SUA to ensure enough capacity is available for existing and future customers and supporting infrastructure is adequately maintained.

As part of established intergovernmental coordination efforts, the Work Plan was developed in coordination with the Palm Beach County 20-Year Water Supply Work Plan (PBCWSWP), which was adopted on August 26, 2008. According to state guidelines, the Work Plan and the comprehensive plan amendment must address the development of traditional and alternative water supplies, bulk sales agreements and conservation and reuse programs that are necessary to serve existing and new development for at least a 10-year planning period. In order to ensure consistency with adopted regional and county planning efforts, the Work Plan will have the same planning time schedule as the Palm Beach County and SFWMD 20-Year Work Plans.

The Town's Work Plan is divided into six sections:

- Section 1 – Introduction
- Section 2 – Background Information
- Section 3 – Data and Analysis
- Section 4 – Intergovernmental Coordination
- Section 5 -- Capital Improvement Elements
- Section 6 – Goals, Objectives, Policies

1.1 Statutory History

The Florida Legislature has enacted bills in the 2002, 2004, and 2005 sessions to address the state's water supply needs. These bills, especially Senate Bills 360 and 444 (2005 legislative session), significantly changed Chapter 163 and 373 Florida Statutes (F.S.) by strengthening the statutory links between the regional water supply plans prepared by the water management districts and the comprehensive plans prepared by local governments. In addition, these bills established the basis for improving coordination between the local land use planning and water supply planning.

1.2 Statutory Requirements

Each local government must comply with the following requirements:

1. Coordinate appropriate aspects of its comprehensive plan with the appropriate water management district's regional water supply plan, [163.3177(4)(a), F.S.]
2. Ensure that its future land use plan is based upon availability of adequate water supplies and public facilities and services [s.163.3177(6)(a), F.S., effective July 1, 2005]. Data and analysis demonstrating that adequate water supplies and associated public facilities will be available to meet projected growth demands must accompany all proposed Future Land Use Map amendments submitted to the Department for review. The submitted package must also include an amendment to the Capital Improvements Element, if necessary, to demonstrate that adequate public facilities will be available to serve the proposed Future Land Use Map modification.
3. Ensure that adequate water supplies and facilities are available to serve new development no later than the date on which the local government anticipates issuing a certificate of occupancy and consult with the applicable water supplier prior to approving building permit, to determine whether adequate water supplies will be available to serve the development by the anticipated issuance date of the certificate of occupancy [s.163.3180 (2)(a), F.S., effective July 1, 2005]. This "water supply concurrency" is now in effect, and local governments should be complying with the requirement for all new development proposals. In addition, local governments should update their comprehensive plans and land development regulations as soon as possible to address these statutory requirements. The latest point at which the comprehensive plan must be revised to reflect the concurrency requirements is at the time the local government adopts plan amendments to implement the recommendations of the Evaluation and Appraisal Report (EAR).
4. For local governments subject to a regional water supply plan, revise the General Sanitary Sewer, Solid Waste, Drainage, Potable Water, and Natural Groundwater Aquifer Recharge Element (the "Infrastructure Element"), within 18 months after the water management district approves an updated regional water supply plan, to:

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- a. Identify and incorporate the alternative water supply project(s) selected by the local government from projects identified in the updated regional water supply plan, or the alternative project proposed by the local government under s. 373.0361(7), F.S. [s. 163.3177(6)(c), F.S.];
 - b. Identify the traditional and alternative water supply projects, bulk sales agreements, and the conservation and reuse programs necessary to meet current and future water use demands within the local government's jurisdiction [s. 163.3177(6)(c), F.S.]; and
 - c. Include a water supply facilities work plan for at least a 10-year planning period for constructing the public, private, and regional water supply facilities identified in the element as necessary to serve existing and new development. [s. 163.3177(6)(c), F.S.] Amendments to incorporate the water supply facilities work plan into the comprehensive plan are exempt from the twice-a-year amendment limitation. [s. 163.3177(6)(c), F.S.]
5. Revise the Five-Year Schedule of Capital Improvements to include any water supply, reuse, and conservation projects and programs to be implemented during the five-year period.
 6. To the extent necessary to maintain internal consistency after making changes described in Paragraph 1 through 5 above, revise the Conservation Element to assess projected water needs and sources for at least a 10-year planning period, considering the appropriate regional water supply plan, the applicable District Water Management Plan, as well as applicable consumptive use permit(s). [s.163.3177 (6)(d), F.S.]

If the established planning period of a comprehensive plan is greater than ten years, the plan must address the water supply sources necessary to meet and achieve the existing and projected water use demand for established planning period, considering the appropriate regional water supply plan. [s.163.3167 (13), F.S.]
 7. To the extent necessary to maintain internal consistency after making changes described in Paragraphs 1 through 5 above, revise the Intergovernmental Coordination Element to ensure coordination of the comprehensive plan with applicable regional water supply plans and regional water supply authorities' plans. [s.163.3177(6)(h)1., F.S.]
 8. Address in the EAR, the extent to which the local government has implemented the 10-year water supply facilities work plan, including the development of alternative water supplies, and determine whether the identified alternative water supply projects, traditional water supply projects, bulk sales agreements, and conservation and reuse programs are meeting local water use demands. [s.163.3191 (2)(1), F.S.]

2.0 BACKGROUND INFORMATION

2.1 Overview

The Town of Lake Park is a municipality of 9,113 permanent residents based on the 2006 population Bureau of Economic and Business Research (BEER) estimate¹. The Town was chartered as Kelsey City in 1923, and officially renamed as the Town of Lake Park in 1939. Adjacent municipalities include North Palm Beach to the north, Palm Beach Gardens to the northwest, West Palm Beach to the west, and Riveria Beach to the south.

Referred to as the "Gateway to the Palm Beaches" and the "Jewel of the Palm Beaches" since the 1920s, the Town was designed and planned by Dr. John Nolen of Boston, Massachusetts, and the Olmsted Brothers, sons of Frederick Law Olmsted who has long been acknowledged as the founder of American landscape architecture and who, along with his partner Calvert Vaux, designed New York City's Central Park. Kelsey City was the first zoned municipality in the State of Florida. Since then, the boundaries of Lake Park have expanded to 2.35 square miles of residential, business, industrial, and mixed-use land.

The expansion of land has allowed for moderate, but steady, increase in population. Its current population of 9,113 has grown from 8,721 in 2000, an increase of 4.4%. In the future, the population is projected to reach over 9,186 by 2020.²

While Lake Park has a small town character and population, it is home to several industries including construction, manufacturing, and retail and wholesale trade. Its business-friendly regulatory climate and atmosphere are supportive to business development and entrepreneurship. The importance of economic development to the Town is the reason this issue was identified through the Town's Evaluation and Appraisal Report, which was adopted earlier this year. Additionally it has prompted the Town Manager to establish a Staff committee to address economic expansion and needs of the Town—particularly to the Downtown area along Park Avenue.

As the Town is near build-out, particularly from a residential land use perspective, increases in population will come from the redevelopment of existing residential areas and conversion of non-residential land uses to residential. Even with existing vacant land in the western portion of the Town, most of this is being prepared for commercial development. Most of the remaining vacant land is commercial or industrial in nature. As a result, the Town is now investigating redevelopment efforts both within and without the Community Redevelopment Area (CRA).

¹ Note: This Work Plan references a number of population figures as identified by BEBR, SFWMD, Palm Beach County, and SUA in their planning efforts. In order to remain consistent with the City's other planning efforts, the numbers to be used as the basis for all final decisions are those determined by SFWMD as part of the LEC.

² 2008 Evaluation and Appraisal Report

The Town's Water Supply Plan was written in coordination with the water supply plans adopted by SFWMD and Palm Beach County. Specifically, the plan coordinated issues pertaining to population and water supply demand projections and the components of the Work Plan.

As required by the statute, the Town has based the population projections on the mid-range population projections prepared by the University of Florida, Bureau of Economic and Business Research (BEBR). A challenge with this amendment was addressing the dual requirements of the statute to demonstrate consistency with the LEC Plan Update, while utilizing the 'best available' data with regards to population projections. The LEC Plan Update utilized the population projections issued by BEBR in 2003, whereas the Town, SUA, and County's latest population allocation model is based on the projections issued by BEBR in February 2007. However, the District indicated that the Town's and County's allocation methodology and projections would be acceptable to the District, and that the District would facilitate a coordinated planning approach with other local governments within the County. As a result, while this plan includes tables from the SUA and County, the plan will be based upon the numbers established by SFWMD in the LEC. The Town's population projections will be clarified by the 2010 Census.

As stated in the Palm Beach County 20-Year Water Supply Work Plan, the SUA total population projections in which the Town of Lake Park's population is included, are as follows: 88,035 in 2006; 92,037 by 2010; 99,672 by 2015; 105,945 by 2020; 56 by 2025; and, 107,592 by 2030³. The LEC, however, states that the Town's population was 83,743 in 2005 and projects that it will be 106,616 in 2015 and 122,817 in 2025.

As shown in Figure 3, the water distribution service area for the Town includes only those areas within its municipal boundaries (Current and Future Service Areas).

Lake Park's municipal form of government as set forth in its charter is "Commission-Manager". The elective officers are the Mayor and members of the Town Commission, each of whom are elected to three-year terms. The Manager is the chief administrative officer of the Town and is responsible for the day-to-day functions. Each department reports directly to the Manager. The Manager is responsible for presenting the annual budget to the Town Commission for approval.

In 2005, an evaluation of existing gross acreage by land uses revealed that out of a total of 1262.31 acres (2.35 square miles) in the Town 431.38 acres or 34.2% of the total gross acreage is dedicated to residential use. The remaining gross acreages are allocated to non-residential uses such as Commercial (308.92 or 24.5%), Vacant (307.65 or 24.4%); Industrial (95.81 or 7.6%), Recreational/Open Space (49.83 acres or 3.9%); Institutional (33.97 or 2.7%), Right of Way (7.34 acres or 0.6%); Utility/Transportation (2.22 acres or 0.2%); and Water (25.19 acres or 2.0%).

³ Palm Beach County 20-Year Water Supply Work Plan, Adopted August 26, 2008

2.2 Relevant Regional Issues

As the state agency responsible for water supply in the Lower East Coast planning area, the SFWMD plays a pivotal role in resource protection, through criteria used for Consumptive Use Permitting. As pressure increased on the Everglades ecosystem resource, the Governing Board initiated rule making to limit increased allocations dependent on the Everglades system. As a result, the Regional Water Availability Rule was adopted by the Governing Board on February 15, 2007 as part of the SFWMD's water use permit program. This reduced reliance on the regional system for future water supply needs, mandates the development of alternative water supplies, and increasing conservation and reuse.

3.0 DATA AND ANALYSIS

The intent of the data and analysis section of the Work Plan is to describe the information that local governments need to provide to state planning and regulatory agencies as part of their proposed comprehensive plan amendments, particularly those that would change the Future Land Use Map (FLUM) to increase density and/or intensity. Additionally, population projections should be reviewed for consistency between the County and the South Florida Water Management District's Water Supply Plan.

3.1 Population Information

The Town's existing and future population figures were derived from BEBR. Below is a comparison in tabular format. As stated previously, for the purpose of water supply planning the LEC projections, will be utilized. As shown on Table 3, the LEC states that the SUA has a population of 83,743.

Table 1.
 Town of Lake Park Resident Population Estimates – 1960 to 2004

Year	Palm Beach County (% Change)	Town of Lake Park (% Change)	Lake Park % Of County
1960	238,106	3,589	1.5
1970	348,993 (46.6)	6,993 (94.8)	2.0
1980	576,758 (65.3)	6,909 (-1.2)	1.2
1990	863,518 (49.7)	6,704 (-3.0)	.78
2000	1,131,184 (31.0)	8,721 (30.0)	.77
2003*	1,211,448 (7.1)	8,749 (0.3)	.72
2004**	1,242,270 (2.5)	9,105 (4.0)	.73

Source: U.S. Census Figures

* 2003 totals, Source: Palm Beach County Population Allocation Model, 2003

** 2004 totals, Source: Bureau of Economic and Business Research, University of Florida

Table 2.
 Palm Beach County Population Projections – 2004 to 2025

Year	Palm Beach County (% Change)	Town of Lake Park (% Change)	Lake Park % Of County
2004	1,232,074	8,753	.71
2005	1,252,700 (1.7)	8,757 (.04)	.70
2010	1,378,300 (10.0)	8,791 (.4)	.64
2015	1,498,300 (8.7)	8,960 (1.9)	.60
2020	1,619,900 (8.1)	9,186 (2.5)	.57
2025	1,737,600 (7.3)	9,383 (2.1)	.54

Source: Palm Beach County Population Allocation Model, 2003

3.2 Maps of Current and Future Areas Served

As previously stated, Figure 3 depicts current and future water service areas of the Town. SUA serves only customers within its municipal boundaries. There are no areas anticipated to be annexed.

3.3 Potable Water Level of Service Standard

Policy 9.1.B.1.c (Potable Water) of the 2007 Comprehensive Plan Capital Improvements Element sets forth a level of service standard for potable water at 200 gallons per capita per day (gpcd) consumption. The Policy is as follows:

“Public Facility, Potable Water, Level of Service Standard

Average Day Water Consumption Rate
Residential: 97 gallons/capita/day
Non-residential: 1,777 gallons/capita/day

Maximum Day Water Consumption Rate
Residential: 146 gallons/capita/day
Non-residential: 2,666 gallons/capita/day

The above rates are to be used only as a planning guide for the Town of Lake Park. Actual determination of flow rates used as a basis for plant capacity, main extension, and tax charges shall be negotiated by individual property owners and Seacoast Utility Authority through the Developer’s Agreement process.”

The Town will continue to encourage the reduction of annual average per person demand pursuant to policies in the comprehensive plan as coordinated by SUA.

3.4 Population and Potable Water Demand Projections for the Town

The *Lower East Coast Water Supply Plan Update* (LEC) determined the projected potable water demand for the SUA, which includes the Town of Lake Park. Since SUA provides water to all municipalities served by this authority and permits the use of such water with individual property owners through the use of development agreements, the analysis of the Town’s water needs is listed as part of the SUA (Table 3).

Table 3.
Seacoast Utility Authority – Including Lake Park
Current and Projected Water Supply
 (South Florida Water Management District Lower East Coast Water Supply Plan)

	ACTUAL	PROJECTED	
	2005	2015	2025
Population	83,743	106,616	122,817
Per Capita (gallons per day finished water)		211	211
	MGD	MGD	MGD
Potable Water Demands (daily average annual)	18.53	22.46	25.87
Water Source:			
Volume from Biscayne/Surficial	18.53	18.53	18.53
Volume from Floridan	0.00	3.90	7.30
Volume from Other	0.00	0.00	0.00
Volume from Reclaimed	0.00	TBD (a)	TBD (a)
Additional Potable Water Needed (after assessing historic use or proposed projects)	0.00	0.00	0.00

Notes

All potable volumes are finished water unless noted

- a. Potential for reclaimed water projects to reduce per capita demands or offset some limitations on resource availability for this utility will be examined during the permitting process

Table 4.
Seacoast Utility Authority
2008 Projection of Potable Water Demand
by Traffic Analysis Zone

	TAZ	2006	2007	2008	2009	2010	2015	2020	2025
SUA (From WUD)	122	3,150	3,173	3,194	3,183	3,172	3,301	3,398	3,398
SUA	121	4,427	4,449	4,587	4,561	4,535	4,640	4,733	4,733
SUA	125	1,528	1,541	1,546	1,537	1,529	1,585	1,633	1,633
SUA	130	7	7	8	8	8	9	9	9
SUA	131	800	800	800	800	800	800	800	800
TOTAL, LAKE PARK POPULATION		9,913	9,970	10,134	10,089	10,044	10,334	10,574	10,574
SEASONAL ADJUSTMENT		496	498	507	504	502	517	529	529
TOTAL, LAKE PARK POTABLE WATER (MGD)		1.99	2.00	2.03	2.02	2.01	2.07	2.12	2.12

Note: Potable water meets the established Level of Service of 191 Gallon per Capita per Day.

3.5 Water Supply Distribution Provided by Seacoast Utility Authority

SUA is a regional water and wastewater utility that furnishes potable water service to approximately 43,000 households and 2,300 commercial establishments. The Authority's service area, which covers approximately 65 square miles, consists of certain unincorporated areas of Palm Beach County, and the incorporated areas of the City of Palm Beach Gardens, the Village of North Palm Beach, the Towns of Lake Park and Juno Beach, all of which are in northern Palm Beach County, Florida. SUA has approximately 35 surficial aquifers from which the water is transmitted to 2 treatment plants. SUA treats, on an average, 16.5 million gallons of water a day and approximately 7.8 million gallons of wastewater a day.

SUA owns, operates, and maintains two separate, but interconnected, systems to meet regional potable water supply needs. Each area is comprised of wellfields, treatment plants, and storage facilities necessary to meet the needs of the local area. It should be noted that SUA does not own or operate potable water supply wells within the Town limits.

While each individual system consists of separate wellfields, treatment plant, storage facilities, and distribution network, they are linked via a series of interconnections and distribution line loops. In this manner, SUA has the capability to channel potable water to any point within its service area, depending upon the specific needs and conditions of the local area.

3.5.1 Public Distribution System

The portion of SUA's water distribution system that serves the Town of Lake Park consists of water mains ranging in size from 6-inches to 24-inches.

Table 5.
Seacoast Utility Authority Water Utility System
Servicing the Town of Lake Park

LINE SIZE	APPROXIMATE LINEAR FEET
6 to 8 inches	2,340
10 to 12 inches	1,992
16 to 24 inches	5,265
TOTAL	9,597

The age of the distribution system ranges from 10 to 50-years old. System components on an as needed basis to maintain system integrity and ensure ability to provided needed capacity.

3.5.2 Design Capacity

Other SUA system components are located on Figure 4. Four wellfields provide the raw potable water supply source for the two SUA treatment plants. Wellfields located at the treatment plant sites, currently provide the potable water supply source for both Hood and Richard Road Plants, while two wellfields, one located at the treatment plant site and the other located south of Northlake Boulevard and west of A-1-A, serve the Richard Road treatment facility. Current information regarding each wellfield is presented on Table 6:

Table 6.
 Seacoast Utility Authority Wellfield Capacity

	Hood Road	Palm Beach Gardens	North Palm Beach	Burma Road
Number of Wells	14	10	8	6
Permitted Withdrawal	5037	1577	919	1051
Average Day	13.8	4.3	2.5	2.9
Maximum Day	19.2	6.0	3.5	4.0

The relationship between plant design capacity and actual potable water treatment activities at each of the Hood Road and Richard Road plants is illustrated on Table 7:

Table 7.
 Seacoast Utility Authority Plant Capacity

	Hood Road	Richard Road
Plant Capacity	23.0 MGD	7.5 MGD
Average Day	14.5 MGD	5.0 MGD
Maximum Day	20.0 MGD	6.5 MGD

SUA water storage facilities have combined capacity of 7.8 MGD, which together for the three SUA systems. The distribution among the three treatment facilities is illustrated in Table 8.

Table 8.
 Seacoast Utility Authority Storage Facility Capacity

Type	Hood Road	Lilac Street	Richard Road
Elevated Storage	0.8 MG	None	none
Ground Level Storage	7.0 MG	1.0 MG	2.0 MG

All storage facilities are located at either the water treatment plant or at the Lilac Street repump sites.

3.5.3 Current Demand and Level of Service

PROJECTED POTABLE WATER DEMAND

SUA provides potable water service within the Town of Lake Park's corporate limits. The enclosed spreadsheet identifies the Traffic Analysis Zones (TAZ) served by SUA, Palm Beach County's most recent population projections for each, and SUA's projection of the Town's government's potable water demand through the year 2025. Table 9 provides a detailed analysis of the projected potable water demand as determined by the SUA.

Table 9.
 Seacoast Utility Authority
 2008 Projection of Potable Water Demand
 by Traffic Analysis Zone

	TAZ	2006	2007	2008	2009	2010	2015	2020	2025
SUA (From WUD)	122	3,150	3,173	3,194	3,183	3,172	3,301	3,398	3,398
SUA	121	4,427	4,449	4,587	4,561	4,535	4,640	4,733	4,733
SUA	125	1,528	1,541	1,546	1,537	1,529	1,585	1,633	1,633
SUA	130	7	7	8	8	8	9	9	9
SUA	131	800	800	800	800	800	800	800	800
TOTAL, LAKE PARK POPULATION		9,913	9,970	10,134	10,089	10,044	10,334	10,574	10,574
SEASONAL ADJUSTMENT		496	498	507	504	502	517	529	529
TOTAL, LAKE PARK POTABLE WATER (MGD)		1.99	2.00	2.03	2.02	2.01	2.07	2.12	2.12

Note: Potable water meets the established Level of Service of 191 Gallon per Capita per Day.

SUA's water supply planning is more conservative than these figures, supplied in accordance with state and local government mandates, would seem to require. To be certain that customer demand can be met at all times, SUA has assumed a significantly earlier build out date and slightly higher water demand.

WATER TREATMENT CAPACITY

SUA currently operates two fully interconnected lime softening water treatment facilities with a total treatment capacity of 30.5 million gallons per day (MGD). SUA's Board has approved an \$88 million, five year capital improvements program to replace that lime softening capacity with a single centralized 30.5 MGD membrane treatment plant. The proposed facility will include 26.0 MGD of nanofiltration capacity to treat surficial aquifer water sources and 4.5 MGD of low pressure reverse osmosis capacity to treat more brackish Floridan aquifer water. Table 10 provides a detailed analysis of the projected wastewater flow as determined by the SUA.

Table 10.
 Seacoast Utility Authority
 2008 Projection of Wastewater Flow B
 by Traffic Analysis Zone

	TAZ	2006	2007	2008	2009	2010	2015	2020	2025
SUA (From WUD)	122	3,150	3,173	3,194	3,183	3,172	3,301	3,398	3,398
SUA	121	4,427	4,449	4,587	4,561	4,535	4,640	4,733	4,733
SUA	125	1,528	1,541	1,546	1,537	1,529	1,585	1,633	1,633
SUA	130	7	7	8	8	8	9	9	9
SUA	131	800	800	800	800	800	800	800	800
TOTAL, LAKE PARK POPULATION		9,913	9,970	10,134	10,089	10,044	10,334	10,574	10,574
SEASONAL ADJUSTMENT		496	498	507	504	502	517	529	529
TOTAL, LAKE PARK WASTEWATER (MGD)		0.95	0.96	0.98	0.97	0.97	1.00	1.02	1.02

Notes: Potable water meets the established Level of Service of 107 Gallon per Capita per Day.
 85.7% of the population receives wastewater services.

RAW WATER RESOURCES

Presently, raw water is taken from four surficial aquifer wellfields pursuant to SFWMD water use permit number 50-00365-W, SUA is authorized an annual allocation of 19.3 million gallons per day, 26.8 MGD peak day. SUA's pending SFWMD permit renewal seeks a surficial aquifer allocation of 22.2 MGD annual average day, 752 million gallons peak month demand. Issued in April 2000, water drawn from 35 surficial aquifer wells in four separate wellfields (none in Lake Park), wells 100 – 200 ft. deep. SFWMD water use permit would have expired in April 2005, but Seacoast filed a renewal application prior to expiration, and that application remains under SFWMD review as of this date. SUA staff anticipates that SFWMD will renew SUA's permit during 2009, which means that it would expire in 2014.

3.6 Water Supply Provided by Palm Beach County

In September 2005, the County entered into a Service Area Agreement (R2005-1769) with SUA defining the service area boundary between SUA and the County. The boundaries agreed to were intended to eliminate or minimize duplication of facilities; provide for orderly growth, expansion and extension of respective water, wastewater, and reclaimed water utility systems. The Agreement benefited existing and future SUA and County utility customers by ensuring the most efficient delivery of public utility services. In June 2006, the County entered into a Utility Bulk Service Agreement (R2006-0687) to provide SUA with up to five (5) million gallons per day (mgd) of bulk potable water and bulk wastewater service during an initial term of five (5) years. SUA has the option to extend the Bulk Agreement for a long-term period of twenty-five (25) years at the same capacity levels. The Bulk Agreement requires that the County install the necessary potable water pipeline improvements. By entering into the Agreement,

the SUA customers will benefit from the competitively priced bulk water, and existing County utility customers will benefit from the increased revenue.

3.7 Conservation

Water conservation is the key to maintaining the health and productivity of the Surficial and Floridan Aquifers. Promoting water conservation equipment, techniques, and practices will benefit customers economically and maintain a realistic water demand picture for utilities. Protection of the aquifer system and wellfields through conservation and reuse, recharge enhancement, limitations on withdrawal, regulation of land use, and maintenance of minimum flows and levels will ensure the availability of an adequate water supply for all competing demands, maintain and enhance the functions of natural systems and preserve water quality.

The Town of Lake Park works in coordination with county, regional, and state efforts aimed at promoting conservation through a variety of means including

- A low per capita water use rates.
- Mandatory reclaimed water service areas.
- Blending source waters.
- Inverted rate structure.
- Conservation policies and regulatory tools.
- Public education.
- Offering low-cost kits to its customers to reduce water use in their homes.

3.7.1 County-wide Efforts

The Palm Beach County 20 Year Water Supply Work Plan (PBCWSWP), which was adopted August 26, 2008, identified several projects in South Florida related to potable water conservation include regional water supply studies, surface water management studies, and ecosystem restoration projects. Many of these projects will have a significant impact in Palm Beach County. According to the PBCWSWP, the most significant of these projects include the following efforts:

1. "The US Army Corp of Engineers Central and South Florida (C&SF) Project Comprehensive Review Study (Restudy), authorized by the US Congress in 1992 and delivered to the Congress July 1, 1999. This study will examine structural and operational modifications to the regional water management system to protect the Everglades and the Florida Bay ecosystems and to improve other functions including urban and agricultural water supply and flood control. In the year 2000, the US Congress gave authorization to implement the study recommendations through the Water Resources Development Act of 2000, which authorized the implementation of the Comprehensive Everglades Restoration Plan (CERP). CERP is to be implemented in the next decades and the Congress authorized the first \$1.4 billion for the construction of the first group of priority projects.

2. The SFWMD Governing Board adopted the updated 2005-2006 Lower East Coast (LEC) Water Supply Plan. In addition, the SFWMD Governing Board adopted the Regional Water Availability Rule as part of SFWMD's consumptive use permit program in February 2007. Therefore, given the Governing Board direction to reduce reliance on the regional system for future water supply needs, the focus of the 2005-2006 LEC Water Supply Plan Update was on alternative water sources and projects. An Interim Plan for Lower East Coast Water Supply in March of 1998. The Interim Updated Plan included recommendations for water supply and water resource development projects to help meet the needs of the region through 2025. The Interim Updated Plan also lays out a map to develop a 20-year water supply plan for the region. This plan, known as the LEC 2020 Plan, and the CERP were carefully coordinated by the SFWMD and the Army Corps of Engineers to ensure integration of water resource planning for the region.
3. Other related programs are: the Water Preserve Areas (WPA's) Feasibility Study, which is exploring concepts to capture and store excess surface waters that are normally released to tide via the C&SF Project canal system by back pumping these surface waters to the WPA's; the Comprehensive Water Management Plan for Northern Palm Beach County, which would capture water from the southern L-8 Basin, provide water quality treatment, and route water to the West Palm Beach Water Catchment Area, the Loxahatchee Slough and the NW Fork of the Loxahatchee River, when needed; and the Integrated Water Resources Strategy for Southeastern Palm Beach County, which includes improving existing flood control and water supply services for the urban and agricultural areas, water supply augmentation through the use of alternative water technologies, and coordination with regional ecosystem enhancement and land use planning efforts.
4. In 1994 the Federal and State governments entered into an agreement to settle a Federal lawsuit and the Everglades Forever Act was enacted. The implementation of this act includes the development of Stormwater Treatment Areas (STA's) and the establishment of Best Management Practices (BMP's) in the Everglades Agricultural Area, with the purpose of filtering phosphorus and other detrimental nutrients currently going to the Everglades."

In addition to these programs, the PBCWSWP explained how several other Federal and State legislative initiatives and regulatory programs could impact the area's surface and groundwater management practices. Most significantly, the 1995 Florida Water Plan (FWP) which includes directives mandating water management districts and other agencies to achieve "Minimum Flows and Levels" (MFL's) for Florida water courses, lakes and aquifers, and also calls for new legislation to strengthen the link between land use planning and water management.

Additionally, the PBCWSWP explained how Lake Okeechobee water management actions are aimed at ensuring the water supply needs of agriculture and public use are met during dry periods when Lake Okeechobee water levels are low. These actions

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include improvements to the Lake Okeechobee Regulation Schedule Study (LORSS) which water resource managers have begun to implement. The improvements include a two-part approach for developing improved water management guidelines for Lake Okeechobee.

As detailed in the PBCWSWP, this two part approach includes short-term and long-term actions:

- The Short-Term actions involve operational changes only without the benefit of new construction to stabilize the potential for levee failure due to wave run-up and breach during hurricanes or failure due to piping related erosion and levee destabilization.
- The Long-Term actions will develop a new regulation schedule that will take into account the construction of early Comprehensive Everglades Restoration Plan (CERP) projects, including Acceler8 project components and related Lake Okeechobee levee improvements. Early coordination with the SFWMD and the Army Corps of Engineers determined serious deficiencies with respect to water supply, documenting a reduction in available storage and inconsistency with state MFL requirements.

The PBCWSWP also discussed the Northern Everglades and Estuaries Protection Program, or Senate Bill 0392/House Bill 7157, which was passed by the Florida Legislature on May 2, 2007. The program expands the existing Lake Okeechobee Protection Program to include the Caloosahatchee River and St. Lucie River watersheds, including the estuaries. This legislation became effective July 1, 2007. The legislation requires the development of restoration plans and schedules, and provides dedicated funding to improve and protect the northern Everglades, including Lake Okeechobee and the two estuaries by setting aside land, constructing treatment wetlands and identifying water storage areas needed to improve the quality, timing and distribution of water in the natural system. This new legislation has the potential to detain water that otherwise would go to Lake Okeechobee in the more northern regions of the South Florida Water Management District making it more difficult to manage water supplies in South Florida, particularly during times of need.

3.7.2 Town Specific Actions, Programs, Regulations, or Opportunities

The Town will coordinate future water conservation and reuse efforts with SUA, Palm Beach County, and the SFWMD to ensure that proper techniques are applied. In addition, the Town will continue to support and expand existing goals, objectives and policies in the comprehensive plan that promotes water conservation and reuse in a cost-effective and environmentally sensitive manner. The Town will continue to actively support the SFWMD and Palm Beach County in the implementation of new regulations or programs that are design to conserve water during the dry season. Finally, Lake Park will administer its own water conservation practices.

The City's water conservation practices are aimed at xeriscaping and effective implementation of water use permits. Ordinance No. 3, 1992 supports the restrictions on

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irrigation of landscape areas and design of low impact watering landscaping. Ordinance 10-02-04 is designed to preserve the authority of the Town to determine and implement water conservation measures required by a water use permit. Together these ordinances provide the Town effective water conservation practices.

4.0 INTERGOVERNMENTAL COORDINATION

The provision of water supply needs in Town of Lake Park is achieved in coordination with local, county, and regional partners including the Seacoast Utility Authority, Palm Beach County, and South Florida Water Management District. SUA is Lake Park's primary water partner as they provide the Town its water service utilities. Palm Beach County works in coordination with the Town and SUA to ensure that water supply services are provided to all residents of Palm Beach County in the most efficient and effective manner. SFRPC act to protect the region's water supply resources and coordinates the implementation of state water regulations and policies through local water planning efforts and water supply services.

The PBCWSWP outlines the interlocal agreements established between the County and SUA regarding the delivery of potable water utility services. The plan explains how in Service Area Agreement (R2005-1769) which was executed in September 2005, ensures the sustainable delivery of potable water services for current and future utility customers. R2005-1769 defines the service area boundary between SUA and the County. The boundaries agreed to were intended to eliminate or minimize duplication of facilities; provide for orderly growth, expansion and extension of respective water, wastewater, and reclaimed water utility systems. The plan also describes the benefits of Utility Bulk Service Agreement (R2006-0687) which was executed in June 2006. Through R2006-0687 the County agreed to provide Seacoast with up to five (5) million gallons per day (mgd) of bulk potable water and bulk wastewater service during an initial term of five (5) years. After the initial agreement period, SUA has the option to extend the Bulk Agreement for a long-term period of twenty-five (25) years at the same capacity levels. Finally, the Bulk Agreement requires that the County install the necessary potable water pipeline improvements. The plan explains that the agreement benefits both SUA and County water customers as SUA customers benefit from competitively priced bulk water and County customers benefit from the additional revenues.

5.0 CAPITAL IMPROVEMENTS

5.1 Work Plan Projects

The SFWMD LEC has identified several SUA projects that are to be implemented over the next several years to improve existing facilities and to replace aging or failed System components. Table 11 reflects a list of these projects, project costs and the fiscal year in which the cost is anticipated to be incurred.

It should be noted that none of the proposed projects are required as the result of new capacity now or in the future due to growth of the customer base.

Table 11.
 Seacoast Utility Authority
 Water Supply Development Projects Summary

Projects	Alternative Water Source	Total Capital Costs	Total Design Yield (MGD)				Project Code
			2010	2015	2020	2025	
Hood Road WTP RO System - Four Floridan Wells and Two RO Reject Wells	Brackish	\$59,000,000	1.60	3.90	5.80	7.30	U/D
Seacoast 4.00 MGD Reclaimed Water Treatment Expansion - 2006 Funded Project	Reclaimed	\$10,250,600	4.00	4.00	4.00	4.00	P

Source: SFRPC LEC
 U/D = Utility Proposed/District Modified
 P = Previously Funded Project

5.2 Capital Improvements Schedule

Currently, no capital improvements related to the maintenance or expansion of infrastructure systems related to potable water use are included as part of the Town's Capital Improvement Schedule. More general or area wide projects may be found in the 2007/2008 Palm Beach County Schedule of Capital Improvements and with the 20-Year Water Supply Facilities Work Plan.

5.3 Funding

The costs of operating, maintaining, and improving the System are offset by water sales. The volume of water sold to customers is measured by water meters that are installed at each customer's address. The System is an enterprise fund of the SUA, separate from all other funds of the SUA.

6.0 GOALS, OBJECTIVES AND POLICIES

Add the following new Objective and policies as follows:

Future Land Use Element

Policy 3.5.: The Town, through the Land Development Regulations will coordinate the land uses and future land use changes with the availability of water supplies and water supply facilities.

Sanitary Sewer, Solid Waste, Drainage, Potable Water and Natural Groundwater Aquifer Recharge Element

Objective 3.: The Town shall comply with its 20-year Water Supply Facilities Work Plan (Work Plan) adopted 2008, 2008, as required by section 163.3177(6)(c), F.S. within 18 months after the governing board of the South Florida Water Management District approved its Lower East Coast Water Supply Plan Update on February 15, 2007. The Work Plan will be updated, at a minimum, every 5 years. The Town's Work Plan is designed to: assess current and projected potable water demands; evaluate the sources and capacities of available water supplies; and, identify those water supply projects, using all available technologies, necessary to meet the Town's water demands for a 20-year period.

Policy 3.1.: Comply with the Town's 20-Year Work Plan and incorporate such Work Plan by reference into the Town of Lake Park Comprehensive Plan.

Policy 3.2.: Coordinate appropriate aspects of its Comprehensive Plan with the South Florida Water Management District's regional Water Supply Plan adopted February 15, 2007 and with the Palm Beach County 20-Year Water Supply Facilities Work Plan adopted April 24, 2008 (Notice of Intent published July 18, 2008). The Town shall amend its Comprehensive Plan and Work Plan as required to provide consistency with the District and County plans.

Monitoring Measure: The Work Plan shall remain consistent with the Palm Beach County 20-Year Water Supply Facilities Work Plan, which is compatible with the Palm Beach County Water Use Permit renewals and with the projects listed in the South Florida Water Management District's Lower East Coast Regional Water Supply Plan. The Work Plan will be updated, at a minimum, every 5 years and within 18 months after the South Florida

Water Management District's approval of an updated Lower East Coast
Regional Water Supply Plan.

Conservation Element

- Policy 6.6.: Implementation of the 20-year Work Plan shall ensure that adequate water supplies and public facilities are available to serve the water supply demands of any population growth that the Town may experience.
- Policy 6.7.: The Town shall coordinate the planning of potable water and sanitary sewer facilities, water supply sources, demands, other services and level-of-service standards with the Palm Beach County Department of Environmental Resources Management, South Florida Water Management District, and through the Lower East Coast Water Supply Plan Update, as necessary.
- Policy 6.8.: As a result of the potable water network's ability to interconnect to the County-wide system, the Town will cooperate with Palm Beach County and Seacoast Utility Authority to jointly develop methodologies and procedures for biannually updating estimates of system demand and capacity, and ensure that sufficient capacity to serve development exists.
- Policy 6.9.: If in the future there are issues associated with water supply, conservation or reuse the Town will immediately contact Palm Beach County and Seacoast Utility Authority to address the corresponding issue(s). In addition, the Town will follow adopted communication protocols with Palm Beach County and Seacoast Utility Authority to communicate and/or prepare an appropriate action plan to address any relevant issue(s) associated with water supply, conservation or reuse.
- Policy 6.10.: The Town will encourage the use of high efficiency toilets, showerheads, faucets, clothes washers and dishwashers that are Energy Star rated and WaterSense certified in all retrofitted residential and commercial projects.
- Policy 6.11.: The Town will require the use of high efficiency toilets, showerheads, faucets, clothes washers and dishwashers that are Energy Star rated and WaterSense certified in all new residential and commercial projects, as required by the Palm Beach County Water Use Efficiency Standards Ordinance and Manual (Effective Date January 1, 2009).

- Policy 6.12.: The Town shall encourage the use of sub-metering for all major water-using functions such as landscaping.
- Policy 6.13.: The Town will encourage the use of Florida Friendly Landscape guidelines and principals; gutter downspouts, roof runoff, and rain harvesting through the use of rain barrels and directing runoff to landscaped areas; drip irrigation or micro-sprinklers; and the use of porous surface materials (bricks, gravel, turf block, mulch, pervious concrete, etc.) on walkways, driveways and patios.
- Policy 6.14.: The Town will participate, when warranted, in the SFWMD's Water Savings Incentive Program (WaterSIP) for large-scale retrofits as recommended by the Lower East Coast Water Supply Plan.

Intergovernmental Coordination Element

- Policy 5.3 The Town shall coordinate the adopted Comprehensive Plan with the plans of the school board, regional water supply authorities, and other units of local government providing services but not having regulatory authority over the use of land, and with the comprehensive plans of adjacent municipalities, with the state comprehensive plan and with the South Florida Water Management District's regional water supply plan.
- Policy 5.4: The Town shall coordinate the planning of potable water and sanitary sewer facilities, water supply sources, demands, other services and level-of-service standards with the Palm Beach County Department of Environmental Resources Management, South Florida Water Management District, and through the Lower East Coast Water Supply Plan Update, as necessary.
- Policy 5.5: Ensure and identify the consistency of local level of service standards by coordinating with all service providers to obtain current information, including: populations, level of services, service areas, and water supply facilities, and evaluate if future modification to either the service agreement or level of service standards should be include in subsequent Comprehensive Plan Amendments.
- Policy 5.6: Negotiate or renew interlocal agreements with water supply providers, ensuring contractual agreement of the adopted level of service standards, service area, populations and time periods for services provided.

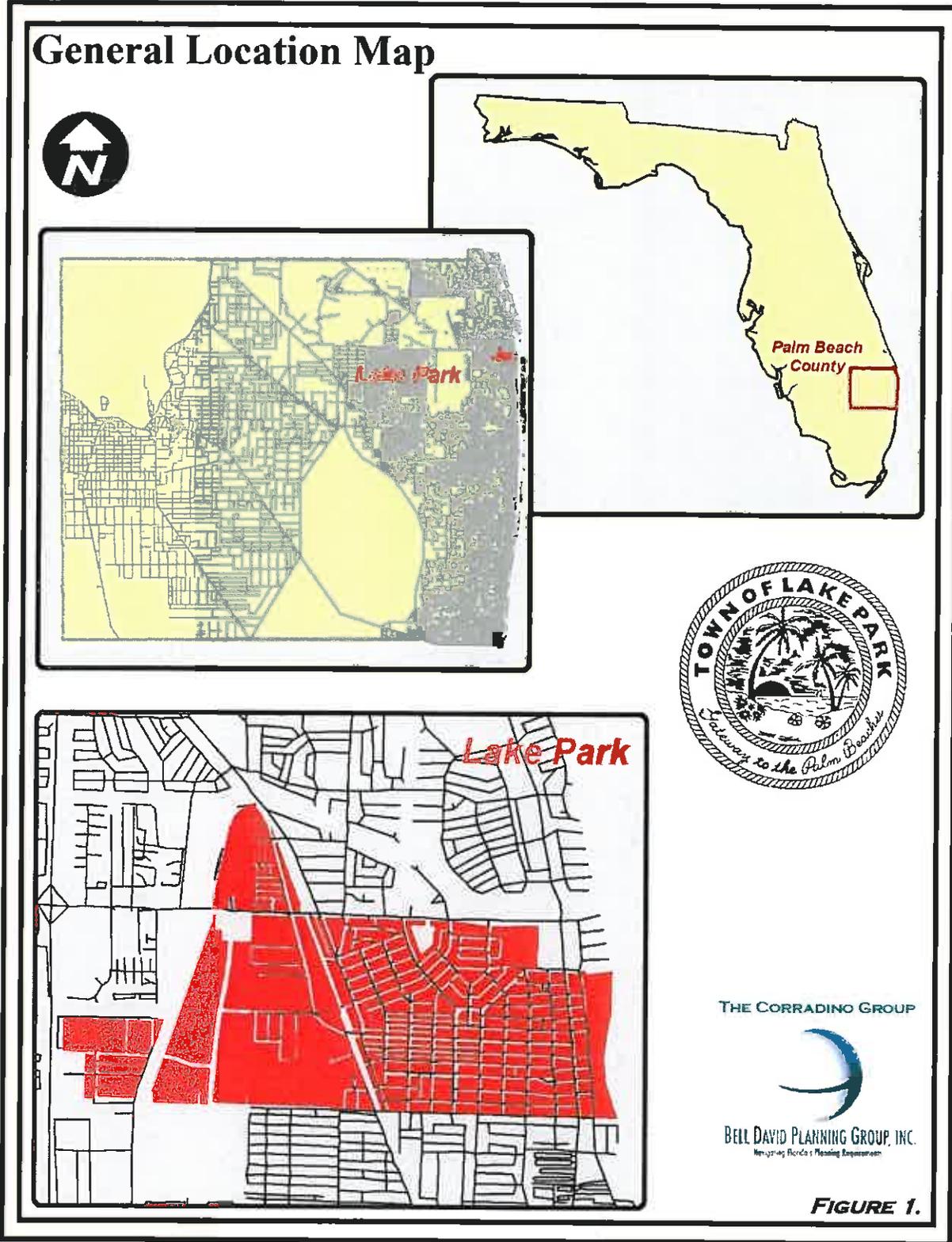
Policy 5.7: Review the level of service standards adopted or amended by all adjacent local governments that are service providers to the County or receive water from the County.

Capital Improvement Element

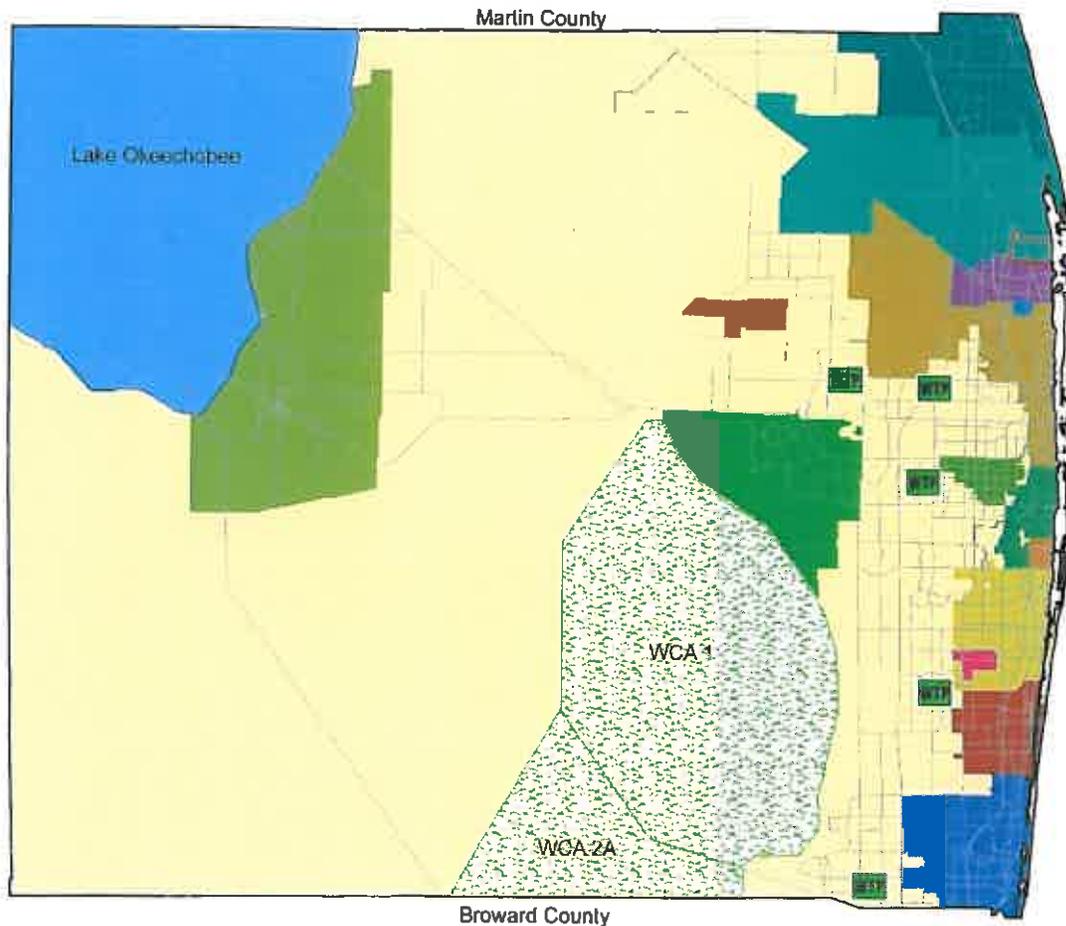
Policy 5.4: Appropriate mechanisms will be developed and adopted with the South Florida Water Management District and Palm Beach County in order to assure that adequate water supplies are available to all water users. Furthermore, the Town will be responsible for monitoring the availability of water supplies for all water users and for implementing a system that links water supplies to the permitting of new development.

Policy 5.5: The Town shall incorporate capital improvements affecting Town levels of service by referencing the Capital Improvements Schedules of Palm Beach County, state agencies, regional water supply authorities and other units of government providing services but not having regulatory authority over the use of land into its 5-Year Schedule of Capital Improvements. The Town Schedule shall be maintained and updated annually.

FIGURES



Palm Beach County
 Utility Service Providers
 and Water Treatment Facilities



	Water_TP		LAKE WORTH		SEACOAST
	BOCA RATON		LANTANA		SEMINOLE
	BOYNTON BEACH		MANALAPAN		WELLINGTON
	DELRAY BEACH		MANGONIA PARK		WEST PALM BEACH
	ENCON		PALM SPRINGS		LAKE REGION
	GOLF		RIVIERA BEACH		PBC WATER UTILITIES

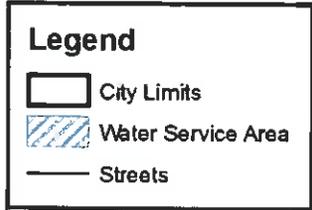
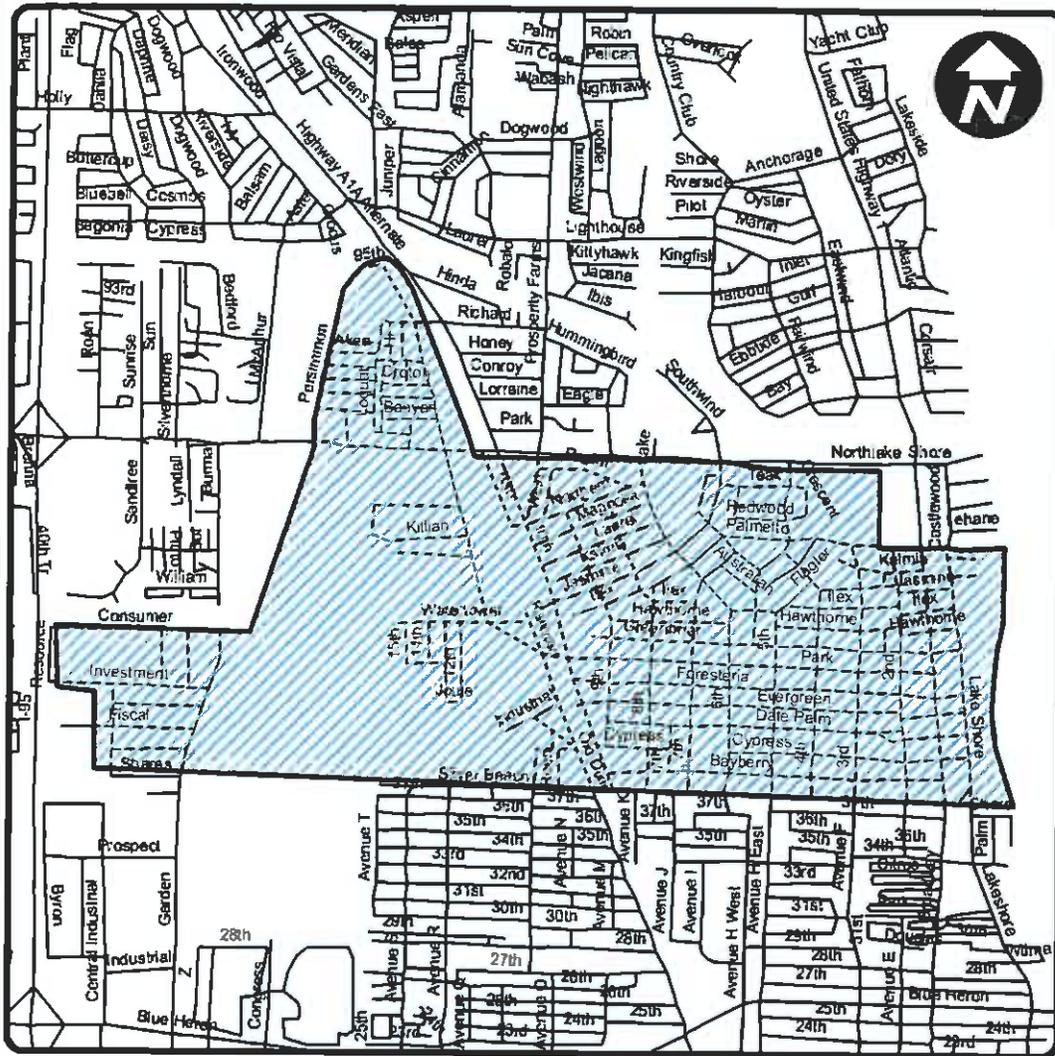
THE CORRADINO GROUP



BELL DAVID PLANNING GROUP, INC.
 Bringing Florida's Planning Revolution

FIGURE 2.

City of Lake Park Water Service Area



THE CORRADIO GROUP

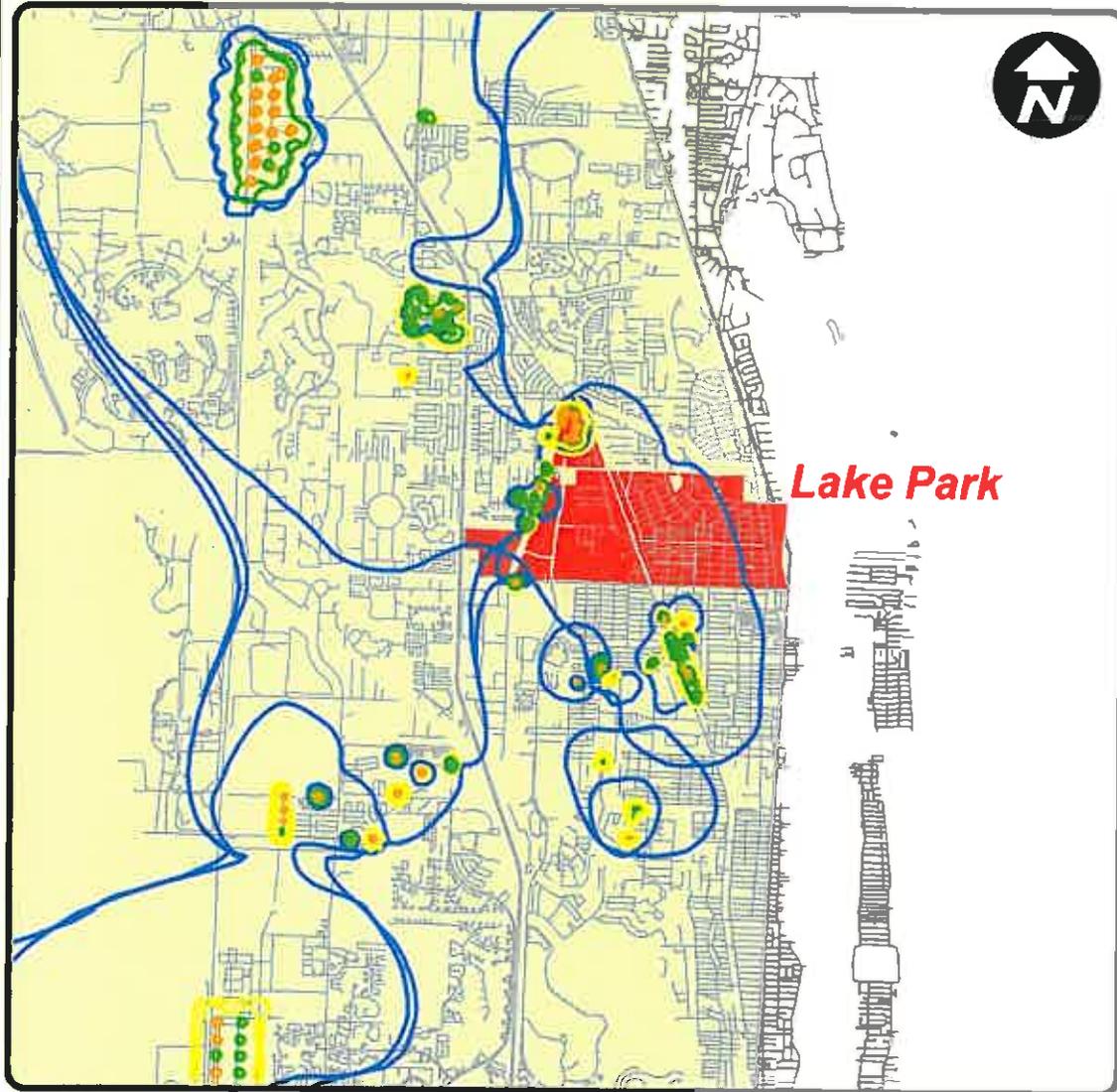


BILL DAVID PLANNING GROUP, INC.
REGULATORY, BUSINESS & PLANNING REQUIREMENTS

FIGURE 3.

Town of Lake Park
Water Supply Facilities Work Plan Transmittal Draft
October 1, 2008

Wellfield Cones of Influence



Wellfield Zones

-  Zone 1 - 30 day travel time
-  Zone 2 - 210 day travel time
-  Zone 3 - 500 day travel time
-  Zone 4 - 1 foot draw down contour line
-  Lake Park

THE CORRADINO GROUP



BELL DAVID PLANNING GROUP, INC.
Heritage | Service | Meeting Expectations

FIGURE 4.

TAB 9

**Town of Lake Park Town Commission
Agenda Request Form**

Meeting Date: 10-15-2008

Agenda Item No. *Tab 9*

- | | |
|------------------------------------------------------|------------------------------------------------|
| <input type="checkbox"/> PUBLIC HEARING | <input type="checkbox"/> RESOLUTION |
| <input type="checkbox"/> Ordinance on Second Reading | |
| <input type="checkbox"/> Public Hearing | <input checked="" type="checkbox"/> DISCUSSION |
| <input type="checkbox"/> ORDINANCE ON FIRST READING | <input type="checkbox"/> BID/RFP AWARD |
| <input type="checkbox"/> GENERAL APPROVAL OF ITEM | <input type="checkbox"/> CONSENT AGENDA |
| <input type="checkbox"/> Other: | |

SUBJECT: Discussion and possible action. A presentation by Wayne Creber regarding the potential development of lands owned by Mr. Creber and South Florida Yachts that abut the marina.

RECOMMENDED MOTION/ACTION:

Approved by Town Manager *W. Davis* Date: *10/8/08*

Originating Department: Community Development	Costs: \$ N/A Funding Source: Acct. #	Attachments:
Department Review: <input type="checkbox"/> Town Attorney _____ <input type="checkbox"/> Community Affairs _____ <input checked="" type="checkbox"/> Community Development <i>W</i>	<input type="checkbox"/> Finance _____ <input type="checkbox"/> Fire Dept _____ <input type="checkbox"/> Library _____ <input type="checkbox"/> PBSO _____	<input type="checkbox"/> Personnel _____ <input type="checkbox"/> Public Works _____ <input type="checkbox"/> Town Clerk _____ <input type="checkbox"/> Town Manager _____
Advertised: Date: _____ Paper: _____ <input type="checkbox"/> Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ <i>W 10/7/08</i> or Not applicable in this case _____: Please initial one.

Summary Explanation/Background: Mr. Creber and associates owns three quarters of the city block that abuts the town marina. It is his desire to develop that property into a destination entertainment area. He plans to build restaurants, office space, and a parking garage. In addition he would provide the town with more land that would provide additional boat trailer parking. The parking garage would be open to the public and would provide additional marina parking spaces. Mr. Creber has committed millions in acquisition costs and is seeking additional funds from the county's waterfront access bond. He would like the commission's support in going after those funds.

Mr. Creber will provide a more complete presentation and discussion at the meeting.

October 1, 2008

Commissioner Karen T. Marcus
Palm Beach County Board of Commissioners
12th Floor Governmental Center
301 N. Olive St.
West Palm Beach, FL 33401

Dear Commissioner Marcus:

The Town of Lake Park is excited about an opportunity to redevelop an area of land that abuts the Town's marina. The Town is working with Wayne Creber and Ray Mancuso of Leasing of South Florida, Inc. to help them and their partner redevelop most of the city block adjacent to the marina. Messrs. Creber and Mancuso and their partner have invested \$8,000,000 in land acquisition to make this development a reality. Their plan is to develop a destination entertainment site that compliments the Town's marina with a variety of restaurants, shops, and offices. A major benefit to the community and county inhabitants would be the addition of public parking and boat trailer parking which increases public access to the waterway. As part of the plan a parking garage will be available for public parking for tenants, guests, marina users, and the general public. The garage will free up space so that additional boat trailer parking can be constructed. The entertainment part of the venue will provide area residents with a public waterside amenity.

The Town Commission fully supports this initiative and believes that it will provide a public benefit to both the Town and the County. The Town also joins Messrs. Creber and Mancuso in their request for County funds, earmarked for increasing public waterway access, to help realize this project. Please share this letter with your fellow commissioners. If you have any questions please don't hesitate to contact us.

Sincerely;

Mayor Desca Dubois

Vice-Mayor Edward Daly

Commissioner Chuck Balius

Commissioner Jeff Carey

Commissioner Patricia Osterman

TAB 10

**Town of Lake Park Town Commission
Agenda Request Form**

Meeting Date: **October 15, 2008**

Agenda Item No. *Tab 10*

- | | |
|------------------------------------------------------|------------------------------------------------|
| <input type="checkbox"/> PUBLIC HEARING | <input type="checkbox"/> RESOLUTION |
| <input type="checkbox"/> Ordinance on Second Reading | |
| <input type="checkbox"/> Public Hearing | <input checked="" type="checkbox"/> DISCUSSION |
| <input type="checkbox"/> ORDINANCE ON FIRST READING | <input type="checkbox"/> BID/RFP AWARD |
| <input type="checkbox"/> GENERAL APPROVAL OF ITEM | <input type="checkbox"/> CONSENT AGENDA |
| <input type="checkbox"/> Other: | |

SUBJECT: Bert Bostrom Park Ballfield Fence

RECOMMENDED MOTION/ACTION: Provide Direction To Staff

Approved by Town Manager *M. J. Davis* Date: *10/8/08*

Grey Dowling / Director Parks & Recreation
Name/Title

Date of Actual Submittal

Originating Department: Parks & Recreation	Costs: \$65,000 + - 10% Funding Source: Community Improvement Beautification Fund Acct. # _____	Attachments: Existing and Proposed Ballfield Fencing Layout
Department Review: <input type="checkbox"/> Town Attorney _____ <input type="checkbox"/> Community Affairs _____ <input type="checkbox"/> Community Development _____	<input type="checkbox"/> Finance _____ <input type="checkbox"/> Fire Dept _____ <input type="checkbox"/> Library _____ <input type="checkbox"/> Marina _____ <input type="checkbox"/> PBSO _____	<input type="checkbox"/> Personnel _____ <input type="checkbox"/> Public Works _____ <input type="checkbox"/> Town Clerk _____ <input type="checkbox"/> Town Manager _____
Advertised: Date: _____ Paper: _____ <input type="checkbox"/> Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ or Not applicable in this case _____ Please initial one.

Summary Explanation/Background: The Town Commission has been discussing the replacement of the existing deteriorated ballfield perimeter fence for several years. The stated purpose for replacing the fence is to limit and control access to the ballfields.

At the October 1, 2008 Commission Meeting, staff was directed to analyze the existing layout of the perimeter fence and to develop a plan for possible replacement.

Staff analyzed the existing layout of the fence and determined that in order to control access to the ballfields only, it would be necessary to change the configuration of the perimeter fence to allow for the basketball courts and tot lot to be accessible at all times.

Staff is recommending that the existing 6' galvanized chain link fence be replaced with 8' vinyl coated chain link fence with top rail and bottom tension wire. The proposed configuration would preclude all unauthorized access to the field, dug outs, etc. The fence would also include adequate pedestrian and vehicular access gates, which would be locked at all times. The estimate for the removal of existing fence and the installation of the new fence is approximately \$67,500 +- 10%.

The use of general fund reserves or non-departmental contingency funds for this project is not recommended. There is an account called "Community Improvement Beautification Fund" which was established in 1998 by resolution for the purpose of providing grants to property owners for property improvements. The account is funded through the contribution of 20% of the code enforcement fines revenue collected. The total amount of money collected over the life of the program is approximately \$150,000. To date, approximately \$60,000 has been issued for grant purposes. The current balance of the account is \$88,598.

It should be noted that due to recent property tax amendments and the attendant financial impact on the general fund, the Town Manager was planning to propose to the Town Commission that this grant program be eliminated so that the revenue can be used for general fund purposes in the future. The Manager will present an agenda item for Town Commission deliberation at a later date.

If the Town Commission wishes to proceed with the project, staff recommends that the Community Improvement Beautification account be utilized to fund the project.

Attached please find copies of the existing and proposed perimeter fence layout accordingly.



CURRENT BALL FIELD LAYOUT



PROPOSED BALL FIELD LAYOUT