

**AGENDA  
TOWN OF LAKE CLARKE SHORES  
TOWN COUNCIL MEETING  
SEPTEMBER 13, 2021**

*Immediately following the Community Redevelopment Agency Board Meeting*

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**1. Call to Order**

A. Roll Call

Paul R. Shalhoub, Mayor  
Robert M. W. Shalhoub, Vice Mayor  
Gregory Freebold, President Pro Tem  
Valentin Rodriguez, Jr., Council Member  
Albert Pavon, Council Member

B. Moment of Silence, Invocation, Pledge of Allegiance  
*(moved to First Public Hearing 2021/2022 Town Budget Agenda)*

**2. Approval of Agenda**

**3. Consent Agenda**

Matters in this section of the Agenda are proposed and recommended by the Town Manager for "Consent Agenda" approval of the action indicated in each item, with all of the accompanying material to become a part of the Public Record.

A. Approval of the Minutes of the August 10, 2020 Town Council Meeting.

B. Approval of Interlocal Agreement between the Town of Lake Clarke Shores and the Palm Beach County Tax Collector for the implementation and collection of the abatement of public nuisances and curing of code violations on the property located at 7730 West Lake Drive, Lake Clarke Shores, as noted in Resolution 2021-23 adopted by the Town Council on July 13, 2021.

C. Approval of agreement with Clarke Aquatics to provide aquatic weed and algae services from October 1, 2021 through September 30, 2022.

D. Approval to retain the following consultants for the 2021/2022 fiscal year:

My PRGuru – Media Consultant  
William H. Murphy – Parks and Recreation Services  
Nowlan, Holt & Miner – Financial Consultant  
Akerman LLP – Florida Legislative and Executive Branch Advocacy  
Representation (September 1, 2021 – April 30, 2022)

- E. Approval of the Florida Recreation Development Assistance Program (FRDAP) Grant for Pickleball Courts at Community Park.
  - a. Resolution 2021-29 – Authorizing the Town Manager to apply for the FRDAP Grant for the Pickleball Courts at Community Park

*Note: In order to save paper, the agreements for Consent Agenda items “C” and “D” have not been included in your Council Notebook. If needed, the actual agreements can be reviewed at the Town Clerk’s office.*

#### **4. Presentations**

- A. Life Safety Awards – Chief Smith
- B. Annexation – Richard Pinsky

#### **5. Quasi-Judicial Proceedings**

- A. None

#### **6. Public Hearing**

- A. None

#### **7. Unfinished Business**

- A. Second and Final Reading of Ordinance 2021-04 – Amending Chapter 125 Zoning to change the side setback for the water’s edge of swimming pools that are not roofed or enclosed from 20 feet to 10 feet.

#### **ORDINANCE NO. 2021-04**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AMENDING CHAPTER 125 ZONING OF THE CODE OF ORDINANCES OF THE TOWN OF LAKE CLARKE SHORES, ARTICLE VII. SUPPLEMENTARY DISTRICT REGULATIONS, DIVISION 12 SWIMMING POOLS, TO CHANGE THE SIDE SETBACK FOR SWIMMING POOLS THAT ARE NOT ROOFED OR ENCLOSED TO HAVE THE WATER’S EDGE OF THE POOL TO BE 10 FEET FROM THE SIDE PROPERTY LINE; PROVIDING AUTHORITY TO CODIFY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

- B. Second and Final Reading of Ordinance 2021-06 – Amending Chapter 34 Nuisances and Noise.

## **ORDINANCE NO. 2021-06**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AMENDING CHAPTER 34 – NUISANCES AND NOISE, ARTICLE III. – NOISE IN PART TO DELETE AND ADD PROVISIONS REGARDING NOISE CAUSED BY LANDSCAPE WORK; TO REVISE THE LOCATION WHERE THE NOISE IS MEASURED; PROVIDING AUTHORITY TO CODIFY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

- C. Second and Final Reading of Ordinance 2021-07 – Amending Chapter 46 Solid Waste regarding placement of bulk and vegetative waste.

## **ORDINANCE NO. 2021-07**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AMENDING CHAPTER 46 – SOLID WASTE, SECTION 46-13. – BULK AND VEGETATIVE WASTE TO PROHIBIT THE PLACING OF VEGETATIVE AND BULK WASTE ON A NON-COLLECTION DAY WHEN A TROPICAL STORM OR HURRICANE WATCH IS ISSUED; PROVIDING AUTHORITY TO CODIFY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

## **8. New Business**

- A. First Reading of Ordinance 2021-05– Amending Chapter 2 Administration Article IV. Code Enforcement.

## **ORDINANCE NO. 2021-05**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AMENDING CHAPTER 2 – ADMINISTRATION, ARTICLE IV. – CODE ENFORCEMENT IN PART TO REVISE THE JURISDICTION OF THE CODE ENFORCEMENT BOARD AND THE BOARD MEMBERS VACANCY AND ATTENDANCE; TO REVISE THE CITATION SYSTEM BY PROVIDING FOR HEARING IN FRONT OF CODE ENFORCEMENT BOARD INSTEAD OF COUNTY COURT; TO ADD OPTIONS OF PERSON CITED; TO INCLUDE HEARING PROCEDURE BEFORE THE BOARD, COLLECTION AND RECOVERY OF CIVIL PENALTIES; TO REVISE THE CIVIL**

**PENALTY SCHEDULE; TO PROVIDE FOR APPEAL; PROVIDING AUTHORITY TO CODIFY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

- B. First Reading of Ordinance 2021-08 – Amending various sections of Chapter 125 Zoning to include day care as a special exception in the Single-Family Residential (SF) District.

**ORDINANCE NO. 2021-08**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AMENDING CHAPTER 125 ZONING OF THE CODE OF ORDINANCES OF THE TOWN OF LAKE CLARKE SHORES, ARTICLE I. IN GENERAL, SECTION 125-1. DEFINITIONS; ARTICLE VI. DISTRICTS, DIVISION 2. SINGLE-FAMILY RESIDENTIAL (SF) DISTRICT, SECTION 125-292. SPECIAL EXCEPTIONS, SECTION 125-300. MINIMUM OFF-STREET LOADING AND PARKING REQUIREMENTS AND SECTION 125-301. LIMITATION ON SIGNS TO INCLUDE PROVISIONS FOR DAY CARE FACILITIES, CHILD OR ADULT; PROVIDING AUTHORITY TO CODIFY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

- C. First Reading of Ordinance 2021-09 – Amending Chapter 125 Zoning and Chapter 121 Vegetation to make definitions consistent in both chapters and to clarify that grass would include artificial turf.

**ORDINANCE NO. 2021-09**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, AMENDING CHAPTER 125 ZONING OF THE CODE OF ORDINANCES OF THE TOWN OF LAKE CLARKE SHORES, ARTICLE I. IN GENERAL, SECTION 125-1. DEFINITIONS, AND AMENDING CHAPTER 121 VEGETATION, ARTICLE II. LANDSCAPING, SECTION 121-19 DEFINITIONS, TO MAKE THE DEFINITIONS CONSISTENT IN BOTH CHAPTERS AND TO CLARIFY THAT GRASS INCLUDES ARTIFICIAL GRASS; PROVIDING AUTHORITY TO CODIFY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

**9. Audience Comments**

Individual speakers will be limited to 3-minute presentations (At the discretion of the Mayor, this 3-minute allowance may need to be adjusted depending on the level of business coming before the Town Council.)

A. Emailed Questions/Comments

B. Written Questions/Comments

C. Verbal Questions/Comments

## **10. Status Report**

## **11. Council Comments**

## **12. Adjournment**

Notice: If an individual decides to appeal any decision made by the Town Council with respect to this meeting, he/she will need a record of the proceedings and for this purpose, he/she needs to ensure that a verbatim record of the proceedings is made (286.0105, Fla. Stat.). The Town of Lake Clarke Shores does not prepare or provide such verbatim record. Pursuant to the provisions of the Americans with Disabilities Act (ADA), any person requiring special accommodations to participate in this meeting, should advise the Town at least two (2) calendar days before the meeting by contacting the Town Clerk at (561) 964-1515, Ext. 1110.