

MONDAY
JULY 3, 2006
7:00 P.M.



WESTON COMMUNITY CENTER
20200 SADDLE CLUB ROAD
WESTON, FLORIDA

**CITY COMMISSION
REGULAR MEETING AGENDA**

1. Roll Call
2. Pledge of Allegiance
3. Presentations
 - A. Ten Year Anniversary Video - "A Celebration of Community"
 - B. Broward Sheriff's Office Law Enforcement Employee of the Month
4. Audience Comments
5. Consent Agenda
 - A. Commissioners' Items Removed for Later Discussion
 - B. Approval of Balance of Consent Agenda

CITY OF WESTON

QUASI-JUDICIAL HEARING

The following items are quasi-judicial in nature and are governed by the City's quasi-judicial procedures. If you wish to object or comment upon these items, please wait to do so when the announcement regarding the particular quasi-judicial item is made. You will be required to be sworn in before addressing the Commission, and if you wish to address the Commission, you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider what you have said in its final deliberations. The material in the City Commission's agenda backup and the staff résumés on file with the City Clerk will be considered as evidence without authentication.

6. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 06-5343, variance to allow the parking lot to encroach four feet eight inches into the required forty foot wide perimeter landscape buffer along the eastern side of the site for the proposed 10,200 square foot Daniel David's Wellness Spa facility, for the property located at 1555 Bonaventure Boulevard.

Daniel David's Wellness Spa - 40 Foot Landscape Perimeter Variance

Pages 6-22

7. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 06-5344, variance to allow the parking lot to encroach five feet into the required ten foot wide perimeter landscape buffer along the northern and southern sides of the site for the proposed 10,200 square foot Daniel David's Wellness Spa facility, for the property located at 1555 Bonaventure Boulevard.
Daniel David's Wellness Spa - 10 Foot Landscape Perimeter Variance *Pages 23-39*

8. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 06-5345, variance to allow the building to encroach fifteen feet into the required twenty-five foot rear setback along the western property line and to allow the stairway to encroach eleven feet and the building to encroach four feet into the required twenty-five foot side setback along the northern and southern property lines for the proposed 10,200 square foot Daniel David's Wellness Spa facility, for the property located at 1555 Bonaventure Boulevard.
Daniel David's Wellness Spa - Rear and Side Setback Variance *Pages 40-57*

9. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 06-5346, variance to eliminate the required off-street loading space for the proposed 10,200 square foot Daniel David's Wellness Spa facility, for the property located at 1555 Bonaventure Boulevard.
Daniel David's Wellness Spa - Loading Variance *Pages 58-75*

10. A Resolution of the City Commission of the City of Weston, Florida, considering Application No. 06-5669, site plan for Daniel David's Wellness Spa facility, located at 1555 Bonaventure Boulevard.
Daniel David's Wellness Spa - Site Plan *Pages 76-89*

END OF QUASI-JUDICIAL HEARING

11. An Ordinance of the City of Weston, Florida, amending Section 35.01, "Qualification of Candidates," to change the date by which candidates must file paperwork; amending section 35.02, "Expediting Filing of Candidate Campaign Reports," to change the time by which city candidates must file copies of their candidate campaign reports with the City Clerk; and providing for an effective date.
Public Hearing and First Reading *Pages 90-94*

12. An Ordinance of the City of Weston, Florida, amending Section 12.01, "Definitions," by amending the definition of Restaurant, deleting the definitions of Fast Food Restaurant and Full Service Restaurant and creating a definition of Drive-Through Facility; amending Section 158.24, "For All Permitted Uses," to require a special exception for a drive-through; amending Section 158.40, "Off-Street Parking and Loading," to amend references to drive-in, fast food and take-out restaurants; amending Section 159.113, "Outparcel and Multi-Tenant Properties," by amending references to drive-in; and providing for an effective date.
Second and Final Reading *Pages 95-101*

13. An Ordinance of the City of Weston, Florida, amending Chapter 102, "Disaster Access and Debris Removal," of the Code of Ordinances, to provide for a mechanism to determine whether disaster debris poses an immediate threat to life, health or safety; and providing for an effective date.

Second and Final Reading

Pages 102-109

14. A Resolution of the City Commission of the City of Weston, Florida, setting the proposed millage rate pursuant to Section 200.065(2)(B), Florida Statutes, and setting the date, time and place at which public hearings will be held to consider the City of Weston proposed millage rate and the tentative budget and the Fire Protection Services Assessment rate; and as the governing board of the Indian Trace Development District, authorizing the Indian Trace Development District Basin I Assessment rate, authorizing the Indian Trace Development District Basin II Assessment rate, and the Indian Trace Development District Isles at Weston Assessment rate; and as the governing board of the Bonaventure Development District, authorizing the Bonaventure Development District Assessment rate; and directing that a certified copy of his Resolution be sent to the Broward County Property Appraiser and Tax Collector.

Pages 110-114

15. **CONSENT AGENDA**
CITY OF WESTON

- A. A Resolution of the City Commission of the City of Weston, Florida, authorizing the renewal of the Agreement between the City of Weston and the Arts Council of Greater Weston, Inc., for one additional three-year term relating to arts and cultural events in the City.

Pages 115-126

- B. A Resolution of the Commission of the City of Weston, Florida, authorizing the City Manager, or his designee, to submit a grant application for the State of Florida, Department of Agriculture and Consumer Services, Division of Forestry Urban and Community Forestry Grant Program.

Pages 127-195

- C. A Resolution of the City Commission of the City of Weston, Florida, approving Work Authorization No. 259, Manatee Isles Drive Bike Lane Construction, for the City's contract provider, Calvin, Giordano & Associates, Inc.

CG&A Proposal No. 05-4887.1

Pages 196-206

- D. A Resolution of the City Commission of the City of Weston, Florida, approving Change Order No. 2 for the City's contract provider, Horsepower Electric, Inc., for the project known as Mast-Arm Traffic Signal Reconstruction (Group 1-2003), City of Weston Bid No. 2005-06, Calvin, Giordano & Associates Project No. 03-2796.

Pages 207-216

- E. A Resolution of the City Commission of the City of Weston, Florida, approving the minutes of the regular meeting of the City Commission of the City of Weston held on May 15, 2006.

Pages 217-268

INDIAN TRACE DEVELOPMENT DISTRICT

- F. A Resolution of the City Commission of the City of Weston, Florida, as the governing board of the Indian Trace Development District, approving Work Authorization No. 251, Irrigation Consumptive Use Permit Renewal, for the City's contract provider, Calvin, Giordano & Associates, Inc.

CG&A Proposal No. 04-4701.1

Pages 269-278

16. Adjournment

PUBLIC PARTICIPATION AT COMMISSION MEETINGS

Anyone wishing to address the Commission with regard to a matter appearing on the Agenda or during audience comments must sign in with the City Manager or his designee. Each individual must state his or her name and the name of the entity represented (if applicable) and the item on the agenda to be addressed prior to conclusion of the discussion of the matter. Each person addressing the Commission shall approach the lectern, shall give their name and address in an audible tone of voice for the record, and unless further time is granted by the Presiding Officer, shall limit their address to three (3) minutes. All remarks shall be addressed to the Commission as a body and not to any member thereof. A person speaking on an item on the agenda shall limit their comments to matters relevant to the item. A person speaking during audience comments shall not address any item on the agenda and is strongly encouraged to refrain from making political statements. No person addressing the Commission shall make personal attacks on any member of the Commission or any other individuals or entities. No person, other than the Commission and the person having the floor, shall be permitted to enter into any discussion, either directly or through a member of the Commission, without the permission of the Presiding Officer. No question shall be asked of a Commissioner except through the Presiding Officer.

Any person who addresses the Commission on behalf of an individual, corporation or special interest group for compensation must disclose that representation when stating his or her name, as described above.

Pursuant to Florida Statutes 286.0105, if a person decides to appeal any decision made by the body with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes testimony and evidence upon which the appeal is to be based.

Any person requiring auxiliary aids and services at this meeting may call the City Clerk's Office at (954) 385-2000 at least three (3) business days prior to the meeting.