

MINUTES

KEY COLONY BEACH CITY COMMISSION PUBLIC HEARING

Thursday, June 15, 2023 – 9:30 a.m.

Key Colony Inn Banquet Room, 700 W. Ocean Drive, Key Colony Beach
& Virtually via Zoom

- 1. Call to Order, Pledge of Allegiance, Prayer, Roll Call:** The June 15th, 2023, Key Colony Beach City Commission Public Hearing was called to order by Mayor Trefry at 9:30 am followed by the Pledge of Allegiance, Prayer, and Rollcall. **Present:** Vice-Mayor Ramsay-Vickrey, Commissioner Harding, Commissioner Foster, Commissioner Raspe, Mayor Trefry. **Also Present:** City Administrator Dave Turner, Assistant Fire Marshal Mike Card, Police Chief Kris DiGiovanni, City Attorney Dirk Smits, City Clerk Silvia Gransee, Code Officer Barry Goldman, Public Works Department Head Mike Guarino, Administrative Assistant Tammie Anderson, Administrative Cheryl Baker, Police Corporal Jamie Buxton.
- 2. Agenda Additions, Changes & Deletions:** None.
- 3. Approval of Minutes from the 05-18-2023 City Commission Public Hearing:** Mayor Trefry approved the minutes from the May 18th, 2023, City Commission Public Hearing as written with no objections from the Commission.
- 4. Administration of Oath to Witnesses:** City Clerk Gransee administered the Oath of Witness to all planning on testifying.
- 5. Citizen Comments and Correspondence:** None.
- 6. Disclosure of Ex-Parte Communications:** None.
- 7. Variance Request:** 651 9th Street, Long Family Trust 03/14/2023 C/O Palmer Reid Long Jr. CO Trustee: Applicant requests a variance to the City of Key Colony Beach Code of Ordinances Chapter 101, Section 26 (11), to allow the installation of a pool within the 10' setback to 5', only on the left side of the lot. Current setback requirements are 10' feet.
 - a. Proof of Legal Publications & Affidavits of Mailing/Posting:** City Clerk Gransee confirmed the proof of legal publications, and affidavits of mailing and posting.
 - b. Presentation of Variance Request:** City Administrator Dave Turner spoke on behalf of Building Official Leggett after being sworn in as a witness. City Administrator Turner reported on the requested variance and the unanimous recommendation for approval by the Planning and Zoning Board. City Administrator Turner continued answering questions from the Commission on the topic and referred to the Planning and Zoning minutes for reference. Commissioner Raspe gave thoughts on the contractors knowledge on variance requirements.
 - c. Planning & Zoning Board Recommendation:** Planning and Zoning Board member Bob Glassman reported on the Planning and Zoning Board meeting from May 17th, 2023, and the subsequent approval by the Board. City Administrator Turner confirmed Commissioner Fosters question on making the zone change are standard on duplexes. Commissioner Raspe gave additional comments on his observations during the Planning and Zoning meeting and proposed the implementation of contractor classes to educate on rules and regulations. Additional discussion followed by Board member Glassman and Commissioner Raspe.

d. Planning & Zoning Board Minutes May 17, 2023: Included in agenda packet.

e. Statement by Applicant: Attorney Rich Malafy spoke to the Commission on behalf of the homeowner and explained the owner's medical need for a pool and the actions taken by the contractor leading up to the hearing. The Commission had no questions for Mr. Malafy.

f. Commissioner Comments/Questions: City Administrator Turner asked the Commission not to punish the owner for the actions of the contractor and explained that the contractor's actions will be addressed on an operational level. Commissioner Raspe gave further thoughts on contractor's responsibilities on knowing the city's rules and regulations. Mayor Trefry voiced agreement with Commissioner Raspe and City Administrator Turner confirmed for staff to be working on the issue.

g. Approve, Deny, or Approve with Conditions: Mayor Trefry asked for a motion to approve, deny, or approve with conditions, the variance request for 651 9th Street.

MOTION: Motion made by Commissioner Foster to approve. Mayor Trefry asked for a second. Commissioner Harding seconded the motion.

DISCUSSION: None.

ON THE MOTION: Rollcall vote. Unanimous approval.

8. Other Business: None.

9. Adjournment: The meeting adjourned at 9:46 am.

Respectfully submitted,

Silvia Gransee

City Clerk

APPROVED: July 20, 2023

Silvia Gransee

City Clerk