MEMORANDUM

Date: October 29, 2012

TO: David Bullock, Town Manager

THROUGH: Robin D. Meyer, AICP, Director
Planning, Zoning and Building Department

FROM: Steve Schield, AICP, ASLA, CFM, Planner
Planning, Zoning and Building Department

SUBJECT: Ordinance 2012-30, Amending Chapter 74 – Parking Schedules

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Ed Chiles, owner of Mar Vista Restaurant, and Alan Moore, owner of Moore's Stone Crab Restaurant, submitted a request to the Town asking for revisions to the parking regulations to extend the parking hours on Broadway, between Lois Avenue and Bayside Drive, from the current restriction of between 9:00 PM to 5:00 AM to between 11:00 PM to 5:00 AM. This would extend the allowable parking time by two hours from what is currently allowed and posted on the street. The 11:00 PM closing time would be consistent with the existing closing time of the Town dock at the end of Broadway, and the Town dock, boat ramp, and parking at the end of Linley Street.

The request was presented to the Town Commission at their September 24, 2012 Regular Workshop Meeting. The Town Commission directed staff to prepare the required ordinance and forwarded to the November 5, 2012 Regular Meeting for first reading. Staff was directed to initiate public outreach to the surrounding neighborhood to advise of the proposed Code change. An email was sent out by the Village Association to all members concerning the request; local papers have published articles; nearby neighbors have been called by staff; and staff will do a presentation at the November 7, 2012, Village Association Meeting.

Ordinance 2012-30 is placed on the November 5, 2012 Regular Meeting for first reading.

Attachments: Ordinance 2012-30
Memo, Schield to Town Manager
Email, Chiles and Moore to Town Manager

xc: David Persson, Town Attorney
Robin D. Meyer, AICP, Director – Planning, Building & Zoning Department

MEMORANDUM

DATE: September 14, 2012

TO: Dave Bullock, Town Manager

THROUGH: Robin D. Meyer, AICP, Director
Planning, Zoning and Building Department

FROM: Steve Schield, AICP, ASLA, CFM, Town Planner
Planning, Zoning and Building Department

SUBJECT: Proposed revisions to Traffic Code, Chapter 74 *Parking Schedules*

On August 21, 2012, the Town Manager received an email (attached) from Ed Chiles, owner of Mar Vista Restaurant, and Alan Moore, owner of Moore's Stone Crab Restaurant, requesting revisions to the parking regulations under Section 74, Schedule II: *Restricted Parking* to have the prohibited parking hours changed on Broadway, between Lois Avenue and Bayside Drive, from the current restriction of 9:00 PM to 5:00 AM to between 11:00 PM to 5:00 AM. This would extend the allowable parking time by two hours from what is currently allowed and posted on the street.

The existing code reads as follow:

SCHEDULE II: - RESTRICTED PARKING

(B) No person shall park a vehicle on any of the following streets or portions thereof when marked to prohibit parking between the hours of 8:00 p.m. and 5:00 a.m., October 30 to April 30, and between 9:00 p.m. and 5:00 a.m., April 30 to October 30.

Street

Broadway
Coral Avenue
Firehouse Court
Firehouse Road
Joy Street
North Shore Road
Palmetto Avenue
Seabreeze Avenue

The existing parking restrictions have been in place for a number of years, but until recently the restricted parking area was not marked and the hour restrictions could not be enforced by the police department. Broadway was posted in April of this year with the restricted hours of parking being prohibited from 9:00 PM to 5:00 AM, after a complaint from a neighbor was received by the Town Commission at their April 2, 2012,

Regular Meeting (minutes attached). The neighbor, Dr. Samir Ragheb, complained about parking along Broadway and in particular that the parking was being used overnight by residents and guests of Jewfish Key.

Staff reviewed the issue and found that if it had been posted, the current parking regulations would prohibit parking along Broadway between the hours of 8:00 p.m. and 5:00 a.m., October 30 to April 30, and between 9:00 p.m. and 5:00 a.m., April 30 to October 30. As stated earlier, the restricted time was then posted on the roadway. A check of police records show only one parking ticket has been issued since April of this year for parking by a fire hydrant during the July 2nd fireworks celebration at the restaurants. The restrictions have not yet been in place during the busy winter season

Broadway has one of the widest paved right-of-ways in the Town. Over the years, the police department has not received many complaints about the parking until the recent overnight parking by Jewfish Key residents and guests. The Town experienced the same complaints at the Linley Street boat ramp until signs prohibiting overnight parking were posted at that location. The police department staff does not have a concern that extending the parking time on the street would create a problem for the neighborhood. They pointed out that the 11:00 p.m. time would be consistent with other restricted parking times at our beach accesses and other public areas.

If you should have any questions, please contact the Planning, Zoning & Building Department.

Attachments: Email, Chiles and Moore to Bullock
Minutes from April 2, 2012 Town Commission Regular Meeting

Cc: Pete Cumming, Police Chief
Robin D. Meyer, AICP, Director, PZB Department

-----Original Message-----
From: ROBERT HICKS [mailto:mooresrest@earthlink.net]
Sent: Tuesday, August 21, 2012 9:55 AM
To: Dave Bullock
Cc: acucci@chilesgroup.com
Subject: parking signs

Mr. Bullock,

As per our meeting, in reference to the parking signs on Broadway St. between Lois and Bayside Dr. this is a request to have the hours adjusted. Currently the signs read NO PARKING BETWEEN 9:00PM TO 5:00AM. We would ask to have an ordinance change that would read NO PARKING BETWEEN 11:00PM TO 5:00AM. Both Moore's Stone Crab Restaurant and Mar Vista Restaurant are proud to have a large following of international guests. These guests are well known to dine very late in the evening. The last thing we want is to have any of our vacationers issued a parking ticket. We have been using this parking for over 40 years without any problems.
We look forward to workshop this before the commission.

Sincerely,

Ed Chiles
Mar Vista Restaurant

Alan Moore
Moore's Stone Crab Restaurant

ORDINANCE 2012-30

AN ORDINANCE OF THE TOWN OF LONGBOAT KEY, FLORIDA, AMENDING CHAPTER 74, PARKING SCHEDULES, BY AMENDING SCHEDULE II: RESTRICTED PARKING, TO PROHIBIT PARKING ALONG BROADWAY STREET FROM 11:00 P.M. TO 5:00 A.M.; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the parking along Broadway Street is currently restricted between the hours of 8:00 p.m. and 5:00 a.m., October 30 to April 30, and between 9:00 p.m. and 5:00 a.m., April 30 to October 30; and

WHEREAS, the Town desires to revise the schedule for restricted parking to allow parking along Broadway Street from 5:00 a.m. to 11:00 p.m., consistent with the hours of the public dock located on Broadway Street and with the public parking located adjacent to the public dock and boat ramp located on the end of Linley Street; and

WHEREAS, the Town Commission, after public hearing finds that the proposed amendments are in the best interest of the health, safety, and welfare of the citizens of Longboat Key.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF LONGBOAT KEY, FLORIDA, THAT:

SECTION 1. The Whereas clauses above are ratified and confirmed as true and correct.

SECTION 2. Chapter 74, Parking Schedules, Schedule II Restricted Parking, subsection (B) of the Code is hereby amended to read as follows:

(B) No person shall park a vehicle on any of the following streets or portions thereof when marked to prohibit parking between the hours of 8:00 p.m. and 5:00 a.m., October 30 to April 30, and between 9:00 p.m. and 5:00 a.m., April 30 to October 30.

Street	**Portion**	**Side**
~~Broadway~~		
Coral Avenue		
Firehouse Court		
Firehouse Road		
Joy Street		
North Shore Road		
Palmetto Avenue		
Seabreeze Avenue		

SECTION 3. Chapter 74, Parking Schedules, Schedule II Restricted Parking, subsection (F) of the Code is hereby amended to read as follows:

(F) No person shall park a vehicle on Broadway Street or on the north side of the Linley Street boat ramp between the hours of 11:00 p.m. and 5:00 a.m.

SECTION 4. If any section, subsection, sentence, clause or provision of this Ordinance is held invalid, the remainder of this Ordinance shall not be affected.

SECTION 5. All ordinances and parts of ordinances in conflict herewith shall be and the same are hereby repealed.

SECTION 6. This Ordinance shall take effect upon adoption by the Town Commission.

Passed on first reading the ___ day of _____, 2012.

Adopted on second reading and public hearing the _____ day of _____, 2012.

_____
James L. Brown, Mayor

ATTEST:

_____
Trish Granger, Town Clerk

End of Agenda Item