



CITY OF CRESTVIEW

Community Development Services

P.O. DRAWER 1209, CRESTVIEW, FLORIDA 32536

Phone # (850) 1560 Fax # (850) 682-8077

LOCAL PLANNING AGENCY

May 11, 2020

5:00 PM

Council Chambers

AGENDA

The Public is invited to view our meetings on the City of Crestview Live stream at <https://www.cityofcrestview.org/488/Agendas> or the City of Crestview Facebook Page. Most meetings are also available on Crestview Community Television Facebook page.

Pursuant to Executive Order No. 20-69, issued by the Office of Governor Ron Desantis on March 20, 2020, municipalities may conduct meetings of their governing boards without having a quorum of its members present physically or at any specific location, and utilizing communications media technology such as telephonic or video conferencing, as provided by Section 120.54(5)(b)2, Florida Statutes. Procedures for the public comment will be provided via the website and social media before the scheduled meeting date. . The members of the City Council or LPA appearing remotely for this meeting will be announced at the beginning of the meeting.

1. CONVENE

2. Pledge of Allegiance

3. REVIEW

- 3.1. Approval of minutes from the March 24, 2020 LPA Meeting, April 13, 2020 LPA Meeting and the April 27, 2020 LPA Meeting.

4. CONSIDER

- 4.1. Ordinance 1769 - Recreational Camps Special Exception
4.2. Ordinance 1767 - Pharmaceutical Sales Special Exception

5. ADJOURN



Staff Report

CITY COUNCIL MEETING DATE: May 11, 2020

TYPE OF AGENDA ITEM: Action Item

TO: Mayor and City Council
CC: City Manager, City Clerk, Staff and Attorney
FROM: Elizabeth Roy, City Clerk
DATE: 5/7/2020
SUBJECT: Approval of minutes from the March 24, 2020 LPA Meeting, April 13, 2020 LPA Meeting and the April 27, 2020 LPA Meeting.

BACKGROUND:

Minutes are presented for approval in regular or special City Council, LPA or CRA meetings.

DISCUSSION:

Minutes are accomplished as soon as possible after any meeting of the City Council LPA or CRA Board.

Council. LPA and CRA members are requested to send any corrections to the City Clerk prior to the meeting so any corrections can be made.

Any amended minutes will be presented in the meeting for approval.

GOALS & OBJECTIVES

This item is consistent with the goals in A New View Strategic Plan 2020 as follows;

Foundational- these are the areas of focus that make up the necessary foundation of a successful local government.

Communication- To engage, inform and educate public and staff

FINANCIAL IMPACT

There is no financial impact to the City.

RECOMMENDED ACTION

Staff respectively requests the LPA Board approve the minutes from the following meetings; March 24, 2020, April 13, 2020 and April 27, 2020

Attachments

1. 2020.3.24 LPA
2. 4.13.2020 LPA

City Council Minutes
March 24, 2020
6:00 PM
Council Chambers

1. **CONVENE**

The Regular Meeting of the Crestview LPA was called to order at 6:00 P.M. by the Honorable Mayor JB Whitten. Present were: Mayor Pro Tem Shannon Hayes, Council members Andrew Rencich, Harry LeBoeuf, and Cynthia Brown. Mr. Blocker was not present. Also present were the City Manager Tim Bolduc, City Clerk Elizabeth Roy, City Attorney Jon Holloway, and Crestview Community Television. Due to the current Covid 19 outbreak and suggested social distancing, the Public was requested to attend by watching the Live Stream on CCTV Facebook Page. Council

At the 3/23 Council meeting the City Council voted to serve as the LPA Board for the next few months to avoid too much exposure to other citizens.

2. **Pledge of Allegiance**

Pledge of Allegiance was led by City Manager Tim Bolduc

3. **REVIEW**

3.1. **Ordinance 1750 - Highway 85 @ Old Bethel Annexation**

City Manager Tim Bolduc introduced to the Board the next 3 Ordinances, all of which are regarding the same property at the Corner of Highway 85 and Old Bethel Road. The Order of the Ordinances are annexation, Comprehensive plan amendment and rezoning. The property will be moving from mixed use to commercial use.

ORDINANCE: 1750

AN ORDINANCE ANNEXING TO THE CITY OF CRESTVIEW, FLORIDA, ± 2.93 ACRES OF CONTIGUOUS LANDS LOCATED IN SECTION 33, TOWNSHIP 4 NORTH, RANGE 23 WEST, AND BEING DESCRIBED AS SET FORTH HEREIN; PROVIDING FOR AUTHORITY; PROVIDING FOR LAND DESCRIPTION; PROVIDING FOR BOUNDARY; PROVIDING FOR LAND USE AND ZONING DESIGNATION; PROVIDING FOR AMENDMENT TO THE BASE, LAND USE, AND ZONING MAPS; PROVIDING FOR A COMPREHENSIVE PLAN AMENDMENT; PROVIDING FOR FILING WITH THE CLERK OF CIRCUIT COURT OF OKALOOSA COUNTY, THE CHIEF ADMINISTRATIVE OFFICER OF OKALOOSA COUNTY AND THE FLORIDA DEPARTMENT OF STATE; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR LIBERAL INTERPRETATION; PROVIDING FOR REPEAL OF CONFLICTING CODES AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Andrew Rencich to approve the Ordinance and send to City Council for consideration. Seconded by Shannon Hayes, vote 4 yeas and 0 nays, motion carried

3.2. Ordinance 1751 - Highway 85 @ Old Bethel Comp Plan Amendment

Mr. Bolduc explained that this was the second of 3 ordinances regarding this property.

ORDINANCE: 1751

AN ORDINANCE OF THE CITY OF CRESTVIEW, FLORIDA, AMENDING ITS ADOPTED COMPREHENSIVE PLAN; PROVIDING FOR AUTHORITY; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR PURPOSE; PROVIDING FOR CHANGING THE FUTURE LAND USE DESIGNATION FROM OKALOOSA COUNTY MIXED USE (MU) TO COMMERCIAL (C) ON APPROXIMATELY 2.93 ACRES, MORE OR LESS, IN SECTION 33, TOWNSHIP 4 NORTH, RANGE 23 WEST; PROVIDING FOR FUTURE LAND USE MAP AMENDMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR LIBERAL INTERPRETATION; PROVIDING FOR REPEAL OF CONFLICTING CODES AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Cynthia Brown to approve the Ordinance and send to City Council for consideration. Seconded by Harry Leboeuf, vote 4 yeas and 0 nays, motion carried

3.3. Ordinance 1752 - Highway 85 @ Old Bethel Rezoning

Mr. Bolduc explained that this was the third of 3 ordinances regarding this property.

ORDINANCE: 1752

AN ORDINANCE OF THE CITY OF CRESTVIEW, FLORIDA, PROVIDING FOR THE REZONING OF 2.93 ACRES, MORE OR LESS, OF REAL PROPERTY, LOCATED IN SECTION 33, TOWNSHIP 4 NORTH, RANGE 23 WEST, FROM OKALOOSA COUNTY MIXED USE (MU) TO COMMERCIAL (C-1); PROVIDING FOR AUTHORITY; PROVIDING FOR THE UPDATING OF THE CRESTVIEW ZONING MAP; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR LIBERAL INTERPRETATION; PROVIDING FOR REPEAL OF CONFLICTING CODES AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Andrew Rencich to approve the Ordinance and send to City Council for consideration. Seconded by Harry Leboeuf, vote 4 yeas and 0 nays, motion carried

3.4. Carlton Street Townhomes

Mr. Bolduc presented the construction plans for the Carlton Street Townhomes for the Board to approve and send forward,

A motion was made by Andrew Rencich to approve the construction plans for the Carlton Street Townhomes and send to City Council for consideration. Seconded by Shannon Hayes, vote 4 yeas and 0 nays, motion carried

- 4. CONSIDER
- 5. ADJOURN
Mayor Whitten adjourned the LPA at 5:32 PM

Elizabeth M. Roy
City Clerk

JB Whitten
Mayor

Minutes approve this ____ day of _____, 2020 .

DRAFT

City Council Minutes
April 13, 2020
5:00 PM
Council Chambers

1. CONVENE

The LPA meeting was called to order at 5:00 P.M. by the Honorable Mayor JB Whitten. Present were: LPA members Shannon Hayes, Andrew Rencich, Harry LeBoeuf, Cynthia Brown, and Joe Blocker. Mr. Rencich, Ms. Brown and Mr. Blocker attended remotely. Also present were the City Manager Tim Bolduc, City Clerk Elizabeth Roy, and City Attorney Jon Holloway. The Meeting was shown on City of Crestview Facebook Live.

2. Pledge of Allegiance

Pledge was led by Mayor Whitten

3. REVIEW

4. CONSIDER

4.1. Ordinance 1754 - Foxwood Annexation

City Manager Tim Bolduc presented the Ordinance to the Council. He explained that the Ordinance was the first step in the procedure, but no annexation could take place until the question went to the electors that are registered in the area in question.

ORDINANCE: 1754

AN ORDINANCE ANNEXING TO THE CITY OF CRESTVIEW, FLORIDA, ± 202.29 ACRES OF CONTIGUOUS LANDS LOCATED IN SECTION 26, TOWNSHIP 3 NORTH, RANGE 24 WEST, AND BEING DESCRIBED AS SET FORTH HEREIN; PROVIDING FOR AUTHORITY; PROVIDING FOR LAND DESCRIPTION; PROVIDING FOR BOUNDARY; PROVIDING FOR LAND USE AND ZONING DESIGNATION; PROVIDING FOR AMENDMENT TO THE BASE, LAND USE AND ZONING MAPS; PROVIDING FOR A COMPREHENSIVE PLAN AMENDMENT; PROVIDING FOR FILING WITH THE CLERK OF CIRCUIT COURT OF OKALOOSA COUNTY, THE CHIEF ADMINISTRATIVE OFFICER OF OKALOOSA COUNTY AND THE FLORIDA DEPARTMENT OF STATE; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR LIBERAL INTERPRETATION; PROVIDING FOR REPEAL OF CONFLICTING CODES AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Shannon Hayes to approve ordinance 1754 and send to the City Council
Seconded by Harry Leboeuf, vote 5 yeas and 0 nays, motion carried.

5. ADJOURN

The meeting was adjourned by Mayor Whitten at 5:12 PM

Elizabeth M. Roy
City Clerk

JB Whitten
Mayor

Minutes approve this _____ day of _____, 2020.

DRAFT



Staff Report

LPA MEETING DATE: May 11, 2020

TYPE OF AGENDA ITEM: Ordinance

TO: Mayor and City Council
CC: City Manager, City Clerk, Staff and Attorney
FROM: Trae Duley, Planner
DATE: May 7, 2020
SUBJECT: Ordinance 1769 - Recreational Camps Special Exception

BACKGROUND:

Staff conducted several meetings with potential developers interested in developing a to recreational campground/ recreational vehicle parks within the City limits.

The current Land Development Code does not address this specific use at this time.

DISCUSSION:

The item provide herein is Chapter 102 within article XII of the existing code. Section 102-221 will provide a new set of regulations for recreational campgrounds, recreational vehicle parks in the Land Development Code. The items in this section include but are not limited to;

- Established this code to allowing special exceptions for recreational camps and recreational vehicle parks in Agriculture (A), Commercial (C-1), Industrial (M-1), Conservation (C) zoning districts. While allowing this use at the same time protecting the integratory of the surrounding areas.
- Establishes definition for “Recreational camp” or “Recreational camps” means one or more buildings or structures, tents, trailers, or vehicles, or any portion thereof, together with the land appertaining thereto, established, operated, or used as living quarters for one or more resident or transient members of the public and designed and operated for recreational or other non-profit purposes.
- Establishes definition for “RV Park” or “RV Parks”, for purposes of this subsection, means one or more buildings or structures, tents, trailers, or vehicles, or any portion thereof, together with the land appertaining thereto, established, operated, or used as living quarters for one or more resident or transient members of the public and designed and operated for profit.
- Allows for minimum lot sizes and acreage in each district as related zoning and if the park is located on a multi lane or collector road.

- In addition to the foregoing requirements, RV Parks in the C district may only be allowed in accordance with an approved management plan.
 1. The management plan shall be prepared at the expense of the applicant by a person or persons qualified in the appropriate fields of study and conducted according to professionally accepted standards. At a minimum, the management plan must provide for the following:
 - a. Description of goals and objectives based on type of natural resources to be managed;
 - b. Description of all proposed uses, including existing and any proposed physical and access improvements;
 - c. Description of prohibited activities, such as mowing in wetland buffers, or removal of native vegetation in protected habitat areas;
 - d. Descriptions of ongoing activities that will be performed to protect, restore, or enhance the natural resources to be protected.
- Establishes sanitary facilities including showers, toilets, and sinks shall be provided. Potable water from a municipal water supply shall be used for such sanitary facilities, unless the facility is served by a private well registered, approved and tested by the Department of Health as a limited use public water system.
- Establishes recreational camps for five or more members of the public as defined in Section 513.01, Florida Statutes, are subject to the provisions of Chapter 513, Florida Statutes and shall not be permitted as a special exception unless the Department of Business and Professional Regulation has issued a permit for such activity and such permit remains valid and current at all times and such property meets every provision of this section not in conflict with the requirements of Chapter 513, Florida Statutes.

The above list is not a comprehensive list of items included within section 102-221, it is intended to point out some of the significant items. The format and adoption of this section will increase the efficiency of the review and regulations of such developments.

GOALS & OBJECTIVES

This item is consistent with the goals in A New View Strategic Plan 2020 as follows;

Foundational- these are the areas of focus that make up the necessary foundation of a successful local government.

Organizational Capacity, Effectiveness & Efficiency- To efficiently & effectively provide the highest quality of public services

Infrastructure- Satisfy current and future infrastructure needs

Quality of Life- these areas focus on the overall experience when provided by the city.

Community Character- Promote desirable growth with a hometown atmosphere

Safety- Ensure the continuous safety of citizens and visitors

Opportunity- Promote an environment that encourages economic and educational opportunity

Community Culture- Develop a specific identity for Crestview

FINANCIAL IMPACT

There will be no impact on the existing City budget.

RECOMMENDED ACTION

Staff respectfully requests approval of Ordinance 1769 and send to City Council.

Attachments

None

ORDINANCE NO. 1769

AN ORDINANCE PROVIDING FOR ESTABLISHMENT OF A SPECIAL EXCEPTION FOR RECREATIONAL CAMPS; PROVIDING PROCEDURES AND REQUIREMENTS FOR APPLICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR LIBERAL INTERPRETATION; PROVIDING FOR REPEAL OF CONFLICTING CODES AND ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF CRESTVIEW, FLORIDA:

SECTION 1 – AUTHORITY. Pursuant to Chapter 163 of the Florida Statutes, the City of Crestview possesses the authority to enact land development regulations necessary and desirable to implement the City's adopted comprehensive plan, including regulation of the use of land, ensuring safety and health of residents and protection of environmental resources.

SECTION 2 – CREATION OF SPECIAL EXCEPTION WITHIN THE LAND DEVELOPMENT CODE FOR RECREATIONAL CAMPS AND RECREATIONAL VEHICLES. Within Article XII, Chapter 102, Land Use Regulations, there is hereby created the following section 102-221:

Sec. 102-221 – Special Exceptions.

- (a) Recreational camps. Recreational camps are allowed by special exception in the Agriculture (A), Commercial (C-1), Industrial (M) and Conservation (C) districts in accordance with the following standards.
- (b) For purposes of this subsection, "Recreational camp" or "Recreational camps" means one or more buildings or structures, tents, trailers, or vehicles, or any portion thereof, together with the land appertaining thereto, established, operated, or used as living quarters for one or more resident or transient members of the public and designed and operated for recreational or other non-profit purposes.
- (c) The minimum lot area within the A, C-1 or M districts shall be 40 acres. In the C district the minimum lot area shall be 80 acres.
- (d) Recreational camps in the C district may only be allowed in accordance with an approved management plan. The management plan shall be prepared at the expense of the applicant by a person or persons qualified in the appropriate fields of study, and conducted according to professionally accepted standards. At a minimum, the management plan includes the following:
 - (1) Description of goals and objectives based on type of natural resources to be managed;
 - (2) Description of all proposed uses, including existing and any proposed physical and access improvements;
 - (3) Description of prohibited activities, such as mowing in wetland buffers, or removal of native vegetation in protected habitat areas;
 - (4) Descriptions of ongoing activities that will be performed to protect, restore, or enhance the natural resources to be protected. This may include:
 - a. Removal or control of invasive vegetation and debris;
 - b. Replanting with native vegetation as necessary;
 - c. Provision for listed species habitat needs, including restricting, at appropriate times, intrusions into sensitive foraging, breeding, roosting, and nesting areas;
 - d. Fencing or other institutional controls to minimize impact of human activities on wildlife and vegetation, such as predation by pets;

- e. Prescribed burning, thinning, or comparable activities performed in an environmentally sensitive manner to restore or maintain habitat;
 - f. Cooperative efforts and agreements to help promote or conduct certain management activities, such as cleanups, maintenance, public education, observation, monitoring, and reporting;
 - g. Any additional measures determined to be necessary to protect and maintain the functions and values of conservation areas in conjunction with wildfire mitigation;
 - h. Set of schedules, estimated costs, staffing requirements, and assignments of responsibility for specific implementation activities to be performed as part of the management plan, and identification of means by which funding will be provided;
 - i. Performance standards with criteria for assessing goals and objectives;
 - j. Five-year monitoring plan with schedule and responsibility;
 - k. Ownership and party responsible for management activities;
 - l. Provision for changes to be reviewed and approved by the City; and
 - m. Contingency plans for corrective measures or change if goals not met, and recognition of City enforcement authority.
- (e) The maximum density of cabins, lodges and/or tent campsites shall not exceed one per five acres. Density shall be calculated as gross density and include all land area exclusive of major water bodies starting at the high water mark.
 - (f) Cabins or lodges shall comply with the Florida Building Code and must contain a minimum of 250 square feet of floor space per occupant with a maximum capacity of 10. Use of mobile homes or recreational vehicles for lodging is prohibited.
 - (g) A single permanent residence is allowed.
 - (h) All structures, cabins and tent sites shall be setback a minimum of 200 feet from the property line.
 - (i) Vehicular access shall be from a paved public roadway.
 - (j) A unified plan for water distribution and wastewater disposal meeting the requirements of the Health Department shall be provided as part of any application for a recreational camp.
 - (k) Sanitary facilities including showers, toilets, and sinks shall be provided. Potable water from a municipal water supply shall be used for such sanitary facilities, unless the facility is served by a private well registered, approved and tested by the Department of Health as a limited use public water system.
 - (l) Recreational camps for five or more members of the public as defined in Section 513.01, Florida Statutes, are subject to the provisions of Chapter 513, Florida Statutes and shall not be permitted as a special exception unless the Department of Business and Professional Regulation has issued a permit for such activity and such permit remains valid and current at all times and such property meets every provision of this section not in conflict with the requirements of Chapter 513, Florida Statutes.
 - (m) Any violation of this section, including a property owner's operating or allowing unpermitted recreational camps shall be punished as provided for in section 1-11 of the City Code and each day that such condition continues is regarded as a new and separate offense.
 - (n) Recreational vehicle parks. Recreational vehicle parks ("RV Parks") are allowed by special exception in the Agriculture (A), Commercial (C-1), Industrial (M) and Conservation (C) districts in accordance with the following standards.
 - (o) Definitions.
 - (1) "RV Park" or "RV Parks", for purposes of this subsection, means one or more buildings or structures, tents, trailers, or vehicles, or any portion thereof, together with the land appertaining thereto, established, operated, or used as living quarters for one or more resident or transient members of the public and designed and operated for profit.

- (2) “Unit” or “Units” means one trailer or one vehicle used as living quarters for one or more resident or transient members of the public.
- (3) “Tent” or “Tents” means a portable shelter of cloth or other material, whether designed for camping or fabricated for some other purpose, used for storage or as living quarters for one or more resident or transient members of the public.
- (p) Minimum lot size and density. The minimum lot size and density for RV Parks shall be as follows:
 - (1) If the parcel is accessed directly from a multi-lane or arterial road as defined in the City of Crestview Comprehensive Plan, the minimum lot size shall be 2.5 acres and the maximum allowable density shall be 18 units per acre, with a maximum of one tent per 25 units.
 - (2) If the parcel is accessed directly from a collector road as defined in the City of Crestview Comprehensive Plan, the minimum lot size shall be 5 acres and the allowable density shall be 9 units per acre, and a maximum of one tent per 25 units.
 - (3) If the parcel is accessed from any road which is not an arterial or collector road as defined in the City of Crestview Comprehensive Plan, the minimum lot size shall be 15 acres and the allowable density shall be 6 units per acre, and a maximum of one tent per 25 units.
 - (4) Density shall be calculated as gross density and include all land area exclusive of major water bodies starting at the high water mark.
 - (5) For cabins or other permanent structures, the density, setback and other requirements of the zoning district in which the property is located shall apply.
 - (6) A single permanent residence is allowed.
 - (7) Cabins and other structures shall comply with the Florida Building Code and must contain a minimum of 250 square feet of floor space per occupant with a maximum capacity of 10.
 - (8) Use of mobile homes for lodging is prohibited, except that one mobile home may be located onsite for an office, resident manager or security watchman if a permanent residence is not located on the property.
- (q) Vehicular access shall be from a paved public roadway.
- (r) A unified plan for water distribution and wastewater disposal meeting the requirements of the Health Department shall be provided as part of any application for a recreational camp.
- (s) Sanitary facilities including showers, toilets, and sinks shall be provided. Potable water from a municipal water supply shall be used for such sanitary facilities, unless the facility is served by a private well registered, approved and tested by the Department of Health as a limited use public water system.
- (t) Protection of Resources. In addition to the foregoing requirements, RV Parks in the C district may only be allowed in accordance with an approved management plan. The management plan shall be prepared at the expense of the applicant by a person or persons qualified in the appropriate fields of study, and conducted according to professionally accepted standards. At a minimum, the management plan must provide for the following:
 - (1) Description of goals and objectives based on type of natural resources to be managed;
 - (2) Description of all proposed uses, including existing and any proposed physical and access improvements;
 - (3) Description of prohibited activities, such as mowing in wetland buffers, or removal of native vegetation in protected habitat areas;
 - (4) Descriptions of ongoing activities that will be performed to protect, restore, or enhance the natural resources to be protected. This may include:
 - a. Removal or control of invasive vegetation and debris;
 - b. Replanting with native vegetation as necessary;
 - c. Provision for listed species habitat needs, including restricting, at appropriate times, intrusions into sensitive foraging, breeding, roosting, and nesting areas;

- d. Fencing or other institutional controls to minimize impact of human activities on wildlife and vegetation, such as predation by pets;
 - e. Prescribed burning, thinning, or comparable activities performed in an environmentally sensitive manner to restore or maintain habitat;
 - f. Cooperative efforts and agreements to help promote or conduct certain management activities, such as cleanups, maintenance, public education, observation, monitoring, and reporting;
 - g. Any additional measures determined to be necessary to protect and maintain the functions and values of conservation areas in conjunction with wildfire mitigation;
 - h. Set of schedules, estimated costs, staffing requirements, and assignments of responsibility for specific implementation activities to be performed as part of the management plan, and identification of means by which funding will be provided;
 - i. Performance standards with criteria for assessing goals and objectives;
 - j. Five-year monitoring plan with schedule and responsibility;
 - k. Ownership and party responsible for management activities;
 - l. Provision for changes to be reviewed and approved by the City; and
 - m. Contingency plans for corrective measures or change if goals not met, and recognition of City enforcement authority.
- (u) Any violation of this section, including a property owner's operating or allowing unpermitted recreational camps shall be punished as provided for in section 1-11 of the City Code and each day that such condition continues is regarded as a new and separate offense.

SECTION 3 – SEVERABILITY. If any word, phrase, sentence, paragraph or provision of this ordinance or the application thereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application, and to this end the provisions of this ordinance are declared severable.

SECTION 4 – SCRIVENER'S ERRORS. The correction of typographical errors which do not affect the intent of this Ordinance may be authorized by the City Manager or the City Manager's designee, without public hearing, by filing a corrected or re-codified copy with the City Clerk.

SECTION 5 – ORDINANCE TO BE LIBERALLY CONSTRUED. This Ordinance shall be liberally construed in order to effectively carry out the purposes hereof which are deemed not to adversely affect public health, safety, or welfare.

SECTION 6 – REPEAL OF CONFLICTING CODES, ORDINANCES, AND RESOLUTIONS. All Charter provisions, codes, ordinances and resolutions or parts of charter provisions, codes, ordinances and resolutions or portions thereof of the City of Crestview, in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

SECTION 7 – EFFECTIVE DATE. This ordinance shall take effect on the sixth business day following adoption, unless the Mayor declines to exercise the veto power in writing after adoption.

PASSED AND ADOPTED ON SECOND READING BY THE CITY COUNCIL OF CRESTVIEW,

FLORIDA ON THE _____ DAY OF _____, 2020.

ATTEST:

ELIZABETH M. ROY
City Clerk

APPROVED BY ME THIS _____ DAY OF _____,
2020.

J. B. WHITTEN
Mayor



Staff Report

LOCAL PLANNING AGENCY MEETING DATE:

May 11, 2020

TYPE OF AGENDA ITEM: Ordinance

TO: Local Panning Agency
CC: City Manager and City Attorney
FROM: Community Development Services
DATE: May 7, 2020
SUBJECT: Ordinance 1767 - Pharmaceutical Sales Special Exception

BACKGROUND:

In November of 2016, the citizens of the State of Florida voted to approve Amendment 2, which allowed the use of medical marijuana in the State of Florida.

On November 13, 2017 the City Council adopted Ordinance 1629, an ordinance amending Chapter 18 of the Code of Ordinances addressing Cannabis related activities. Ordinance 1629 Revoked the temporary moratorium initially adopted by the City Council. The moratorium prohibited the sale of cannabis within the city limits until such time as the City Council determined the permanent disposition of the issue.

The City Council based its decision to ban medical marijuana treatment centers from being located within the boundaries of the municipality on Section 381.986(11)(b)1 of the Florida Statutes.

At a regular council meeting in December 2019 the City Council members were approached by several residents asking questions about the City's prohibition on the sale of medical marijuana within the city limits.

On January 30, 2020 during a workshop to discuss the Cannabis ordinance the City Council instructed the City Manager to prepare an ordinance to allow medical marijuana facilities in appropriate zoning districts.

DISCUSSION:

Ordinance 1767 amends Chapter 102 of article VII of the Code of Ordinances.

Section 102-129 will provide a new set of regulations for Pharmaceutical Sales in the Land Development Code. The items in this section include but not limited to;

- Established this code to allowing special exceptions for Pharmaceutical Sales in Commercial (C-1), Commercial (C-2), Downtown Mixed Use (DMU) Industrial (M-1) zoning districts. While allowing this use at the same time protecting the integratory of the surrounding areas.
- Provides minimum lots sizes required is 43,560

- Provides minimum building size is 2,500 square feet floor area. The “floor area” of a building is the sum of the gross horizontal areas of the several floors of the building measured from the exterior faces of the exterior walls or from the center line of walls separating two buildings.
- Provides minimum required front, side and rear yards shall be 20 feet measured from the edge of the building or the edge of any parking area, whichever is closest to property line, on each side.
- Provides minimum parking will be one space for each 150 square feet of floor area, plus one space per employee on the largest staffed shift. When calculation of the number of required parking spaces results in a fractional number, a fraction of less than one-half shall be disregarded and a fraction of one-half or more shall be rounded to the next highest whole number. Employee parking shall be designated by permanent signage.
- Only one structure may be located on the parcel.
- No outdoor refuse collection or storage area shall be located in a street yard, and all such areas shall maintain a minimum setback of ten feet from any lot line and shall be enclosed and on a paved or concrete surface.

The above list is not a comprehensive list of items included within section 102-129, it is intended to point out some of the significant items. The format and adoption of this section will increase the efficiency of the review and regulations of such developments.

GOALS & OBJECTIVES

This item is consistent with the goals in A New View Strategic Plan 2020 as follows;

Foundational- these are the areas of focus that make up the necessary foundation of a successful local government.

Organizational Capacity, Effectiveness & Efficiency- To efficiently & effectively provide the highest quality of public services

Infrastructure- Satisfy current and future infrastructure needs

Quality of Life- these areas focus on the overall experience when provided by the city.

Community Character- Promote desirable growth with a hometown atmosphere

Safety- Ensure the continuous safety of citizens and visitors

Opportunity- Promote an environment that encourages economic and educational opportunity

Community Culture- Develop a specific identity for Crestview

FINANCIAL IMPACT

There will be no financial impact on the existing City budget.

RECOMMENDED ACTION

Staff respectfully requests approval of Ordinance 1767 and send to City Council.

Attachments

None

ORDINANCE NO. 1767

AN ORDINANCE PROVIDING FOR ESTABLISHMENT OF A SPECIAL EXCEPTION FOR PHARMACEUTICAL SALES IN THE COMMERCIAL (C-1) DISTRICT; AMENDING SUBSECTION (F) OF SECTION 102-129 OF ARTICLE VII, CHAPTER 102, LAND USE REGULATIONS; PROVIDING FOR ESTABLISHMENT OF A SPECIAL EXCEPTION FOR PHARMACEUTICAL SALES IN THE COMMERCIAL (C-2) DISTRICT; PROVIDING FOR ESTABLISHMENT OF A SPECIAL EXCEPTION FOR PHARMACEUTICAL SALES IN THE DOWNTOWN MIXED USE (DMU) DISTRICT; AMENDING SUBSECTION (H) OF SECTION 102-129 OF ARTICLE VII, CHAPTER 102, LAND USE REGULATIONS; PROVIDING FOR ESTABLISHMENT OF A SPECIAL EXCEPTION FOR PHARMACEUTICAL SALES IN THE INDUSTRIAL (M-1) DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR LIBERAL INTERPRETATION; PROVIDING FOR REPEAL OF CONFLICTING CODES AND ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF CRESTVIEW, FLORIDA:

SECTION 1 – AUTHORITY. Pursuant to Chapter 163 of the Florida Statutes, the City of Crestview possesses the authority to enact land development regulations necessary and desirable to implement the City's adopted comprehensive plan, including regulation of the use of land and ensuring safe and convenient onsite traffic flow.

SECTION 2 – CREATION OF SPECIAL EXCEPTION FOR PHARMACEUTICAL SALES IN COMMERCIAL (C-1) DISTRICT. Within subsection (f) of Section 102-129 of Article VII, Chapter 102, Land Use Regulations, there is hereby created the following sub-section:

- (8) Special Exceptions. After review of an application and plans by the Community Development Services director or designee, the following may be approved as special exceptions:
- a. Stores manufacturing selling, leasing or renting pharmaceutical equipment, supplies and consumables, including prescription and non-prescription medicines and holistic medicine supplies, and Medical Marijuana Treatment Centers licensed by the State of Florida, provided the following requirements are met:
 1. Minimum Lot Size Requirements. The minimum required lot size is 43,560 square feet.
 2. Building Size Requirements.
 - i. Floor Area. The minimum building size is 2,500 square feet floor area. The "floor area" of a building is the sum of the gross horizontal areas of the several floors of the building measured from the exterior faces of the exterior walls or from the center line of walls separating two buildings. The "floor area" of a building shall include basement floor area when more than one-half of the basement height is above the established curb level or above the finished lot grade level where curb level has not been established, elevator shafts and stairwells at each floor, floor space used for mechanical equipment — except equipment, open or enclosed, located on the roof — penthouses, attic space having headroom of seven feet, ten inches or more, interior balconies and mezzanines, and enclosed porches, and floor area devoted to accessory uses. However, any space devoted to off-street parking or loading shall not be included in "floor area."

- ii. Floor Area Ratio. The maximum building size is limited by a floor area ratio of 0.10. The "floor area ratio" of the building on any lot is the floor area of the building on that lot divided by the area of such lot.
- 3. Minimum Yard Requirements. The minimum required front, side and rear yards shall be 20 feet measured from the edge of the building or the edge of any parking area, whichever is closest to property line, on each side.
- 4. Minimum Off-Street Parking and Loading Requirements; Location. The parking and loading requirements shall be as follows:
 - i. One space for each 150 square feet of floor area, plus one space per employee on the largest staffed shift. When calculation of the number of required parking spaces results in a fractional number, a fraction of less than one-half shall be disregarded and a fraction of one-half or more shall be rounded to the next highest whole number. Employee parking shall be designated by permanent signage.
 - ii. Provisions for off-street loading and number of required berths shall be made in accordance with Article VIII of the Land Use Regulations. On-street loading or unloading is prohibited. Loading areas shall not obstruct pedestrian pathways.
 - iii. Parking spaces shall meet the minimum size set forth in Article VIII.
 - iv. All driveways, access aisles and parking spaces shall be surfaced in paver bricks, concrete or asphalt. Wheel stops are required for each parking space.
 - v. Parking and loading spaces are prohibited in landscape buffers, easement areas, and right of way areas.
 - vi. The provision of parking spaces and passenger loading areas for persons who have disabilities is governed by Chapter 553, Florida Statutes.
 - vii. All required parking shall be provided on the same lot or project as the principal use. The location of required parking spaces shall not interfere with normal traffic flow or with the operation of queuing and backup areas. A minimum queuing distance of 25 feet is required between the property line and the first parking space.
 - viii. Off-site parking shall not be used to determine compliance with minimum parking spaces set forth in this section.
 - ix. A minimum of ten percent of the required parking spaces shall be located at the side or rear of each building it is intended to serve. A public pedestrian walk shall connect all parking areas to a facility entrance. Such pedestrian access way shall be a minimum of four feet in width, clearly marked, well lit, and unobstructed.
- 5. Number of Structures. Only one structure may be located on the parcel.
- 6. Landscaping and Buffering. Article XXIII of the Land Use Regulations applies to the uses authorized as special exceptions, except that any exemptions set forth in Section 102-572 shall not apply.
- 7. Site and Development Plan Review. Site and development plan review shall be required.
- 8. Outdoor Refuse Collection and Storage Areas. No outdoor refuse collection or storage area shall be located in a street yard, and all such areas shall maintain a minimum setback of ten feet from any lot line and shall be enclosed and on a paved or concrete surface.

SECTION 3 – AMENDMENT OF SUBSECTION (F) OF SECTION 102-129 OF ARTICLE VII, CHAPTER 102, LAND USE REGULATIONS. Subsection (f) of Section 102-129 of Article VII, Chapter 102, Land Use Regulations is hereby amended as follows to delete apothecaries and pharmacies as permitted uses in the C-1 district:

(f) *C-1 (commercial district)*. Within any C-1 commercial district, no building, structure, land or water shall be used except for one or more of the following uses:

(1) *Uses permitted.*

a. ~~Apothecary shops and pharmacies.~~

SECTION 4 – CREATION OF SPECIAL EXCEPTION FOR PHARMACEUTICAL SALES IN DOWNTOWN COMMERCIAL (C-2) DISTRICT. Within subsection (g) of Section 102-129 of Article VII, Chapter 102, Land Use Regulations, there is hereby created the following sub-section:

(8) *Special Exceptions.* After review of an application and plans by the Community Development Services director or designee, the following may be approved as special exceptions:

a. Stores manufacturing selling, leasing or renting pharmaceutical equipment, supplies and consumables, including prescription and non-prescription medicines and holistic medicine supplies, and Medical Marijuana Treatment Centers licensed by the State of Florida, provided the following requirements are met:

1. *Minimum Lot Size Requirements.* The minimum required lot size is 43,560 square feet.

2. *Building Size Requirements.*

i. *Floor Area.* The minimum building size is 2,500 square feet floor area. The “floor area” of a building is the sum of the gross horizontal areas of the several floors of the building measured from the exterior faces of the exterior walls or from the center line of walls separating two buildings. The “floor area” of a building shall include basement floor area when more than one-half of the basement height is above the established curb level or above the finished lot grade level where curb level has not been established, elevator shafts and stairwells at each floor, floor space used for mechanical equipment — except equipment, open or enclosed, located on the roof — penthouses, attic space having headroom of seven feet, ten inches or more, interior balconies and mezzanines, and enclosed porches, and floor area devoted to accessory uses. However, any space devoted to off-street parking or loading shall not be included in “floor area.”

ii. *Floor Area Ratio.* The maximum building size is limited by a floor area ratio of 0.10. The “floor area ratio” of the building on any lot is the floor area of the building on that lot divided by the area of such lot.

3. *Minimum Yard Requirements.* The minimum required front, side and rear yards shall be 20 feet measured from the edge of the building or the edge of any parking area, whichever is closest to property line, on each side.

4. *Minimum Off-Street Parking and Loading Requirements; Location.* The parking and loading requirements shall be as follows:

i. One space for each 150 square feet of floor area, plus one space per employee on the largest staffed shift. When calculation of the number of required parking spaces results in a fractional number, a fraction of less than one-half shall be disregarded and a fraction of one-half or more shall be rounded to the next highest whole number. Employee parking shall be designated by permanent signage.

ii. Provisions for off-street loading and number of required berths shall be made in accordance with Article VIII of the Land Use Regulations. On-street loading or unloading is prohibited. Loading areas shall not obstruct pedestrian pathways.

iii. Parking spaces shall meet the minimum size set forth in Article VIII.

iv. All driveways, access aisles and parking spaces shall be surfaced in paver bricks, concrete or asphalt. Wheel stops are required for each parking space.

- v. Parking and loading spaces are prohibited in landscape buffers, easement areas, and right of way areas.
 - vi. The provision of parking spaces and passenger loading areas for persons who have disabilities is governed by Chapter 553, Florida Statutes.
 - vii. All required parking shall be provided on the same lot or project as the principal use. The location of required parking spaces shall not interfere with normal traffic flow or with the operation of queuing and backup areas. A minimum queuing distance of 25 feet is required between the property line and the first parking space.
 - viii. Off-site parking shall not be used to determine compliance with minimum parking spaces set forth in this section.
 - ix. A minimum of ten percent of the required parking spaces shall be located at the side or rear of each building it is intended to serve. A public pedestrian walk shall connect all parking areas to a facility entrance. Such pedestrian access way shall be a minimum of four feet in width, clearly marked, well lit, and unobstructed.
5. Number of Structures. Only one structure may be located on the parcel.
 6. Landscaping and Buffering. Article XXIII of the Land Use Regulations applies to the uses authorized as special exceptions, except that any exemptions set forth in Section 102-572 shall not apply.
 7. Site and Development Plan Review. Site and development plan review shall be required.
 8. Outdoor Refuse Collection and Storage Areas. No outdoor refuse collection or storage area shall be located in a street yard, and all such areas shall maintain a minimum setback of ten feet from any lot line and shall be enclosed and on a paved or concrete surface.

SECTION 5 – CREATION OF SPECIAL EXCEPTION FOR PHARMACEUTICAL SALES IN DOWNTOWN MIXED USE (DMU) DISTRICT. Within subsection (h) of Section 102-129 of Article VII, Chapter 102, Land Use Regulations, there is hereby created the following sub-section:

- (9) Special Exceptions. After review of an application and plans by the Community Development Services director or designee, the following may be approved as special exceptions:
 - a. Stores manufacturing selling, leasing or renting pharmaceutical equipment, supplies and consumables, including prescription and non-prescription medicines and holistic medicine supplies, and Medical Marijuana Treatment Centers licensed by the State of Florida, provided the following requirements are met:
 1. Minimum Lot Size Requirements. The minimum required lot size is 43,560 square feet.
 2. Building Size Requirements.
 - i. Floor Area. The minimum building size is 2,500 square feet floor area. The “floor area” of a building is the sum of the gross horizontal areas of the several floors of the building measured from the exterior faces of the exterior walls or from the center line of walls separating two buildings. The “floor area” of a building shall include basement floor area when more than one-half of the basement height is above the established curb level or above the finished lot grade level where curb level has not been established, elevator shafts and stairwells at each floor, floor space used for mechanical equipment — except equipment, open or enclosed, located on the roof — penthouses, attic space having headroom of seven feet, ten inches or more, interior balconies and mezzanines, and enclosed porches, and

- floor area devoted to accessory uses. However, any space devoted to off-street parking or loading shall not be included in "floor area."
- ii. Floor Area Ratio. The maximum building size is limited by a floor area ratio of 0.10. The "floor area ratio" of the building on any lot is the floor area of the building on that lot divided by the area of such lot.
 3. Minimum Yard Requirements. The minimum required front, side and rear yards shall be 20 feet measured from the edge of the building or the edge of any parking area, whichever is closest to property line, on each side.
 4. Minimum Off-Street Parking and Loading Requirements; Location. The parking and loading requirements shall be as follows:
 - i. One space for each 150 square feet of floor area, plus one space per employee on the largest staffed shift. When calculation of the number of required parking spaces results in a fractional number, a fraction of less than one-half shall be disregarded and a fraction of one-half or more shall be rounded to the next highest whole number. Employee parking shall be designated by permanent signage.
 - ii. Provisions for off-street loading and number of required berths shall be made in accordance with Article VIII of the Land Use Regulations. On-street loading or unloading is prohibited. Loading areas shall not obstruct pedestrian pathways.
 - iii. Parking spaces shall meet the minimum size set forth in Article VIII.
 - iv. All driveways, access aisles and parking spaces shall be surfaced in paver bricks, concrete or asphalt. Wheel stops are required for each parking space.
 - v. Parking and loading spaces are prohibited in landscape buffers, easement areas, and right of way areas.
 - vi. The provision of parking spaces and passenger loading areas for persons who have disabilities is governed by Chapter 553, Florida Statutes.
 - vii. All required parking shall be provided on the same lot or project as the principal use. The location of required parking spaces shall not interfere with normal traffic flow or with the operation of queuing and backup areas. A minimum queuing distance of 25 feet is required between the property line and the first parking space.
 - viii. Off-site parking shall not be used to determine compliance with minimum parking spaces set forth in this section.
 - ix. A minimum of ten percent of the required parking spaces shall be located at the side or rear of each building it is intended to serve. A public pedestrian walk shall connect all parking areas to a facility entrance. Such pedestrian access way shall be a minimum of four feet in width, clearly marked, well lit, and unobstructed.
 5. Number of Structures. Only one structure may be located on the parcel.
 6. Landscaping and Buffering. Article XXIII of the Land Use Regulations applies to the uses authorized as special exceptions, except that any exemptions set forth in Section 102-572 shall not apply.
 7. Site and Development Plan Review. Site and development plan review shall be required.
 8. Outdoor Refuse Collection and Storage Areas. No outdoor refuse collection or storage area shall be located in a street yard, and all such areas shall maintain a minimum setback of ten feet from any lot line and shall be enclosed and on a paved or concrete surface.

SECTION 6 – AMENDMENT OF SUBSECTION (H) OF SECTION 102-129 OF ARTICLE VII, CHAPTER 102, LAND USE REGULATIONS. Subsection (h) of Section 102-129 of Article VII,

Chapter 102, Land Use Regulations is hereby amended as follows to delete apothecaries and pharmacies as permitted uses in the DMU district:

(h) DMU (Downtown mixed used district): Within the DMU district, no building, structure, land or water shall be used except for one or more of the following uses:

- (1) Uses permitted.
 - a. ~~Apothecary shops/pharmacies.~~

SECTION 7 – CREATION OF SPECIAL EXCEPTION FOR PHARMACEUTICAL SALES IN INDUSTRIAL (M-1) DISTRICT. Within subsection (i) of Section 102-129 of Article VII, Chapter 102, Land Use Regulations, subsection 3 is hereby amended as follows:

- (3) Special Exceptions. After review of an application and plans by the ~~planning director~~ Community Development Services director or designee, and subsequent approval by the ~~planning commission and board of adjustment,~~ the following may be approved as special exceptions:
 - a. Construction and demolition landfills.
 - b. Stores manufacturing selling, leasing or renting pharmaceutical equipment, supplies and consumables, including prescription and non-prescription medicines and holistic medicine supplies, and Medical Marijuana Treatment Centers licensed by the State of Florida, provided the following requirements are met:
 - 1. Minimum Lot Size Requirements. The minimum required lot size is 43,560 square feet.
 - 2. Building Size Requirements.
 - i. Floor Area. The minimum building size is 2,500 square feet floor area. The “floor area” of a building is the sum of the gross horizontal areas of the several floors of the building measured from the exterior faces of the exterior walls or from the center line of walls separating two buildings. The "floor area" of a building shall include basement floor area when more than one-half of the basement height is above the established curb level or above the finished lot grade level where curb level has not been established, elevator shafts and stairwells at each floor, floor space used for mechanical equipment — except equipment, open or enclosed, located on the roof — penthouses, attic space having headroom of seven feet, ten inches or more, interior balconies and mezzanines, and enclosed porches, and floor area devoted to accessory uses. However, any space devoted to off-street parking or loading shall not be included in "floor area."
 - ii. Floor Area Ratio. The maximum building size is limited by a floor area ratio of 0.10. The "floor area ratio" of the building on any lot is the floor area of the building on that lot divided by the area of such lot.
 - 3. Minimum Yard Requirements. The minimum required front, side and rear yards shall be 20 feet measured from the edge of the building or the edge of any parking area, whichever is closest to property line, on each side.
 - 4. Minimum Off-Street Parking and Loading Requirements; Location. The parking and loading requirements shall be as follows:
 - i. One space for each 150 square feet of floor area, plus one space per employee on the largest staffed shift. When calculation of the number of required parking spaces results in a fractional number, a fraction of less than one-half shall be disregarded and a fraction of one-half or more shall be rounded to the next highest whole number. Employee parking shall be designated by permanent signage.

- ii. Provisions for off-street loading and number of required berths shall be made in accordance with Article VIII of the Land Use Regulations. On-street loading or unloading is prohibited. Loading areas shall not obstruct pedestrian pathways.
 - iii. Parking spaces shall meet the minimum size set forth in Article VIII.
 - iv. All driveways, access aisles and parking spaces shall be surfaced in paver bricks, concrete or asphalt. Wheel stops are required for each parking space.
 - v. Parking and loading spaces are prohibited in landscape buffers, easement areas, and right of way areas.
 - vi. The provision of parking spaces and passenger loading areas for persons who have disabilities is governed by Chapter 553, Florida Statutes.
 - vii. All required parking shall be provided on the same lot or project as the principal use. The location of required parking spaces shall not interfere with normal traffic flow or with the operation of queuing and backup areas. A minimum queuing distance of 25 feet is required between the property line and the first parking space.
 - viii. Off-site parking shall not be used to determine compliance with minimum parking spaces set forth in this section.
 - ix. A minimum of ten percent of the required parking spaces shall be located at the side or rear of each building it is intended to serve. A public pedestrian walk shall connect all parking areas to a facility entrance. Such pedestrian access way shall be a minimum of four feet in width, clearly marked, well lit, and unobstructed.
5. Number of Structures. Only one structure may be located on the parcel.
 6. Landscaping and Buffering. Article XXIII of the Land Use Regulations applies to the uses authorized as special exceptions, except that any exemptions set forth in Section 102-572 shall not apply.
 7. Site and Development Plan Review. Site and development plan review shall be required.
 8. Outdoor Refuse Collection and Storage Areas. No outdoor refuse collection or storage area shall be located in a street yard, and all such areas shall maintain a minimum setback of ten feet from any lot line and shall be enclosed and on a paved or concrete surface.

SECTION 8 – SEVERABILITY. If any word, phrase, sentence, paragraph or provision of this ordinance or the application thereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application, and to this end the provisions of this ordinance are declared severable.

SECTION 9 – SCRIVENER’S ERRORS. The correction of typographical errors which do not affect the intent of this Ordinance may be authorized by the City Manager or the City Manager’s designee, without public hearing, by filing a corrected or re-codified copy with the City Clerk.

SECTION 10 – ORDINANCE TO BE LIBERALLY CONSTRUED. This Ordinance shall be liberally construed in order to effectively carry out the purposes hereof which are deemed not to adversely affect public health, safety, or welfare.

SECTION 11 – REPEAL OF CONFLICTING CODES, ORDINANCES, AND RESOLUTIONS. All Charter provisions, codes, ordinances and resolutions or parts of charter provisions, codes, ordinances and resolutions or portions thereof of the City of Crestview, in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

SECTION 12 – EFFECTIVE DATE. This ordinance shall take effect on the sixth business day following adoption, unless the Mayor declines to exercise the veto power in writing after adoption.

PASSED AND ADOPTED ON SECOND READING BY THE CITY COUNCIL OF CRESTVIEW,

FLORIDA ON THE _____ DAY OF _____, 2020.

ATTEST:

ELIZABETH M. ROY
City Clerk

APPROVED BY ME THIS _____ DAY OF _____,
2020.

J. B. WHITTEN
Mayor