

January 3, 2013 Land Use Meeting
Agenda Item #7

Subject

PA-13-01 - Proposed Ordinance 13-03 - Plan Amendment Complete Streets - Legislative - Kathleen Thompson

Briefings

Briefing Provided Upon Request

Contact and/or Presenter Information

Kathleen Thompson, AICP

Planning Manager

941-748-4501 ext. 6841

APPROVED in Open Session
Manatee County Board of County Commissioners

Action Requested

RECOMMENDED MOTION:

Based upon the evidence presented, comments made at the Public Hearing, the technical support documents, the action of the Planning Commission, and finding the request to be in compliance with the provisions of Chapter 163, Part II, Florida Statutes, and consistent with the Manatee County Comprehensive Plan, I move to TRANSMIT Manatee County Plan Amendment 13-01/Proposed Ordinance 13-03, as recommended by the Planning Commission.

Enabling/Regulating Authority

Manatee County Comprehensive Plan

Background Discussion

- In March 2012, the Manatee County Health Department was awarded a grant by the American Public Health Association to assist Manatee County in developing and implementing a Complete Streets policy aimed at improving public health in the county.
- The main objective of a Complete Streets policy is to support healthy activity opportunities through the design and construction of integrated and multi-modal roadways.
- Complete Streets contribute to healthy and livable communities by encouraging walking and biking to work, shopping, schools, parks, and other local destinations through the design of multi-modal options on roadways.
- Complete Streets contribute to slowing down traffic, reducing emissions by automobiles and trucks,

improves environmental quality and provides for local economic opportunities.

- Complete Streets are roadways designed to accommodate all users, including, but not limited to motorists, cyclists, pedestrians, transit and school bus riders, delivery and service personnel, freight haulers, and emergency responders. "All users" includes people of all ages and abilities.
- Staff is proposing a comprehensive plan text amendment to establish the goal, objective and policies for the Complete Streets concept.
- Staff recommends transmittal.
- On December 13, 2012, by a vote of 6 – 0, the Planning Commission recommended approval.

County Attorney Review

Not Reviewed (No apparent legal issues)

Explanation of Other

Reviewing Attorney

N/A

Instructions to Board Records

Please forward a signed copy of the approval document to Bobbi Roy/Building and Development Services Department.

Cost and Funds Source Account Number and Name

n/a

Amount and Frequency of Recurring Costs

n/a

Attachment: [Staff Report - Comp Plan Amendment Complete Streets - PA-13-01Ord. 13-03 - 01-03-13 BC.pdf](#)

Attachment: [Copy of Newspaper Advertising - Plan Amendment Complete Streets PA-13-01 - Proposed Ord. 13-03 - 01-03-13 BC.pdf](#)

B.O.C.C. 01/03/13

PLAN AMENDMENT PA-13-01 (PROPOSED ORDINANCE 13-03)

Transmittal of a Plan Amendment of the Board of County Commissioners of Manatee County, Florida, amending Ordinance 89-01, as amended, (the Manatee County Comprehensive Plan); providing a Purpose and Intent; providing for a Text Amendment to include a new definition of Complete Streets in the Definitions Element and providing for an amendment to the Traffic Element to establish a new goal, objective and policy that improves public health, active mobility and environmental quality by creating and maintaining an integrated network of multi-modal roadways for users of all ages and abilities through the Complete Street design, where applicable; and providing an effective date.

P.C. 12/1312

B.C.: 01/03/13

App.Rec. County Initiated

Type of Amendment: Text

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Based upon the evidence presented, comments made at the Public Hearing, the technical support documents, the action of the Planning Commission, and finding the request to be in compliance with the provisions of Chapter 163, Part II, Florida Statutes, and consistent with the Manatee County Comprehensive Plan, I move to TRANSMIT Manatee County Plan Amendment 13-01/Proposed Ordinance 13-03, as recommended by the Planning Commission.

PLANNING COMMISSION ACTION:

On December 13, 2012, by a vote of 6 – 0, the Planning Commission recommended transmittal.

PUBLIC COMMENT AND CORRESPONDENCE:

There was no public comment and nothing was entered into the record at the December 13, 2012 Planning Commission public hearing.

PLAN AMENDMENT SUMMARY SHEET

Name: County Initiated Text Amendments

File Number: PA-13-01/ Proposed Ordinance-13-03

REQUEST: Transmittal of a Plan Amendment of the Board of County Commissioners of Manatee County, Florida, amending Ordinance 89-01, as amended, (the Manatee County Comprehensive Plan); providing a Purpose and Intent; providing for a Text Amendment to include a new definition of Complete Streets in the Definitions Element and providing for an amendment to the Traffic Element to establish a new goal, objective and policy that improves public health, active mobility and environmental quality by creating and maintaining an integrated network of multi-modal roadways for users of all ages and abilities through the Complete Street design, where applicable.

BACKGROUND

In March 2012, the Manatee County Health Department was awarded a grant by the American Public Health Association as part of the Power of Policy: *Innovation to Improve Health program*. The grant funding supported Manatee County Government in the development and implementation of a Complete Streets policy aimed at improving public health in the county. Its main objective is to support healthy activity opportunities through the design and construction of integrated and multi-modal roadways. Complete Streets contribute to healthy and livable communities by encouraging walking and biking to work, shopping, schools, parks, and other local destinations through the design of multi-modal options on roadways. Complete Streets contribute to slowing down traffic, reducing emissions by automobiles and trucks, improves environmental quality and provides for local economic opportunities. Complete Streets are roadways designed to accommodate all users, including, but not limited to motorists, cyclists, pedestrians, transit and school bus riders, delivery and service personnel, freight haulers, and emergency responders. "All users" includes people of all ages and abilities.

To promote the use of Complete Streets, where appropriate, staff recommends the following text amendment.

PROPOSED LANGUAGE

DEFINITIONS (shown in underline format)

COMPLETE STREETS. Complete streets are those that adequately provide for roadway users, of all ages and abilities, including bicyclists, pedestrians, transit riders, and

motorists, to the extent appropriate to the function and context of the street, within a connected roadway network.

TRAFFIC ELEMENT (shown in underline format)

Proposed new Goal, Objective and Policies promoting the Complete Streets design:

GOAL 5.6 **Encourage and promote the Complete Streets concept throughout the county.**

Objective 5.6.1 **Integrate Complete Streets.** Complete Streets are roadways designed to accommodate all users, including, but not limited to motorists, cyclists, pedestrians, transit and school bus riders, delivery and service personnel, freight haulers, and emergency responders.

Policy 5.6.1.1 Improve public health and safety, active mobility and environmental quality by creating and maintaining an integrated network of multi-modal roadways for users of all ages and abilities through the Complete Street design, where applicable.

Policy 5.6.1.2 Provide streets for walking, bicycling and public-private transportation to enable convenient and active travel as a part of daily activities for all users, where applicable.

Policy 5.6.1.3 Promote infrastructure that facilitates crossing of the right of way, such as accessible curb ramps, crosswalks, refuge islands and pedestrian signals, where applicable.

Policy 5.6.1.4. Promote complete streets that contribute to the slowing down of traffic, reduce pollution and emissions, improve environmental quality and provides for local economic opportunities, where applicable.

Implementation Mechanism(s):

- a. Criteria and performance standards for Complete Streets shall be established by Manatee County Public Works Department.
- b. Applicable revisions to the Land Development Code by the Building and Development Services Department.

ATTACHMENTS:

1. Consistency with State Statutes
2. Copy of Newspaper Advertising

ATTACHMENT #1

CONSISTENCY OF THE LOCAL COMPREHENSIVE PLAN AMENDMENT WITH FLORIDA STATUTES

PA-13-01

The proposed amendment is consistent with
Florida Statutes 163 Part II

163.3184 Process for adoption of comprehensive plan or plan amendment states “in compliance” means consistent with the requirements of ss. 163.3177, 163.3178, 163.3180, 163.3191, 163.3245 and 163.3248

163.3177 Required and optional elements of comprehensive plan; studies and surveys
This plan amendment request maintains the structure of the Comprehensive Plan.

163.3178 Coastal Management
This plan amendment request maintains the structure of the Comprehensive Plan.

163.3180 Concurrency
This plan amendment request maintains the structure of the Comprehensive Plan.

163.3191 Evaluation and appraisal of comprehensive plan
Manatee County completed the required EAR and the EAR based plan amendments in 2004 and 2006. The next EAR update is scheduled for December 2013.

163.3245 Sector plans
There are no sector plans established at this time.

163.3248 Rural Land Stewardship areas
There are no Rural Land Stewardship areas established at this time.

All State goals and policies taken from Chapter 187.201, Florida Statutes.

The proposed amendment is consistent with the following goals and policies
of the State Comprehensive Plan:

187.201 (21)(b)(1)

Copy of Newspaper Advertising

Bradenton Herald

NOTICE OF LAND USE CHANGE

Official Actions Will Affect and Regulate Use of Real Property in Unincorporated Manatee County – Notice to Real Property Owners and General Public.

The Manatee County Board of County Commissioners will hold a public hearing to consider the transmittal of the following amendment to the Manatee County Comprehensive Plan. The said amendment pertains to the unincorporated area of Manatee County. At the conclusion of the public hearing the Board of County Commissioners shall determine whether to transmit, transmit with modifications or not transmit the amendments to the Manatee County Comprehensive Plan.

Date: Thursday, January 3, 2013
Time: 9:00 A.M. or soon thereafter
Place: Manatee County Government Administrative Center
1112 Manatee Ave. West; Board Chambers (1st Floor)

Additional amendments to the following may be necessary to implement these changes and ensure internal consistency.

PLAN AMENDMENT PA-13-01 (PROPOSED ORDINANCE 13-03)

Transmittal of a Plan Amendment of the Board of County Commissioners of Manatee County, Florida, amending Ordinance 89-01, as amended, (the Manatee County Comprehensive Plan); providing a Purpose and intent; providing for a Text Amendment to include a new definition of Complete Streets in the Definitions Element and providing for an amendment to the Traffic Element to establish a new goal, objective and policy that improves public health, active mobility and environmental quality by creating and maintaining an integrated network of multi-modal roadways for users of all ages and abilities through the Complete Street design, where applicable; and providing an effective date.

Public is invited to speak at this hearing, subject to proper rules of conduct. The hearing may be continued from time to time to a date and time certain. The Public may also provide written comments for the Board of County Commissioners to consider.

Please Send Comments To: Manatee County Building and Development Services Department
Attn: Agenda Coordinator
1112 Manatee Ave. West, 2nd Floor
Bradenton, FL 34206
planning_agenda@mymanatee.org

All written comments will be entered into the record.

For More Information: Copies of the proposed amendments will be available for review and copying at cost approximately seven (7) days prior to the public hearing. Information may also be obtained by calling 748-4501, Ext. 6878, between 8:00 AM and 5:00 PM.

Americans with Disabilities: The Manatee County Board of County Commissioners does not discriminate upon the basis of any individual's disability status. This non-discrimination policy involves every aspect of the Commission's functions including one's access to and participation in public hearings. Anyone requiring reasonable accommodation for this meeting as provided for in the ADA, should contact Kaycee Ellis at 742-5800; TDD ONLY 742-5802 and wait 60 second; FAX 745-3790.

According to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made with respect to any matters considered at such meetings or hearings, he/she will need a record of the proceedings, and for such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record would include any testimony or evidence upon which the appeal is to be based.

04347

Copy of Newspaper Advertising

Sarasota Herald Tribune

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BRADENTON HERALD

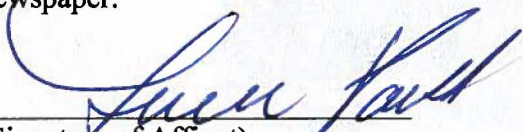
WWW.BRADENTON.COM
P.O. Box 921
Bradenton, FL 34206-0921
102 Manatee Avenue West
Bradenton, FL 34205-8894
941-745-7065

Bradenton Herald
Published Daily
Bradenton, Manatee County, Florida

STATE OF FLORIDA
COUNTY OF MANATEE

Before the undersigned authority personally appeared Francine Paikoff, who, on oath, says that she is a Legal Advertising Representative of The Bradenton Herald, a daily newspaper published at Bradenton in Manatee County, Florida; that the attached copy NOTICE OF LAND USE CHANGE was published in said paper on **12/21/2012**.

Affidavit further says that the said publication is a newspaper published at Bradenton, in said Manatee County, Florida, and that the said newspaper has heretofore been continuously published in said Manatee County, Florida, each day and has been entered as second-class mail matter at the post office in Bradenton, in said Manatee County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.


(Signature of Affiant)

Sworn to and subscribed before me this

21 Day of Dec, 2012



SEAL & Notary Public

Personally Known OR-Produced Identification
Type of Identification Produced _____

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043427



SARASOTA HERALD-TRIBUNE
PUBLISHED DAILY
SARASOTA, SARASOTA COUNTY, FLORIDA

Bobbi Roy
Manatee County Planning Dept.
1112 Manatee Ave. W., 4th. flr.
Bradenton, FL 34205

STATE OF FLORIDA
COUNTY OF MANATEE

BEFORE THE UNDERSIGNED AUTHORITY PERSONALLY APPEARED SHARI BRICKLEY, WHO ON OATH SAYS SHE IS ADVERTISING DIRECTOR OF THE SARASOTA HERALD-TRIBUNE, A DAILY NEWSPAPER PUBLISHED AT SARASOTA, IN SARASOTA COUNTY FLORIDA; AND CIRCULATED IN CHARLOTTE COUNTY DAILY; THAT THE ATTACHED COPY OF ADVERTISEMENT, BEING A NOTICE IN THE MATTER OF:

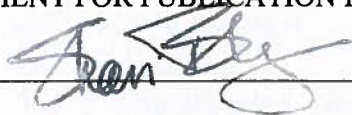
Notice of Land Use Change

IN THE COURT WAS PUBLISHED IN MANATEE EDITION OF SAID NEWSPAPER IN THE ISSUES OF:

December 21, 2012

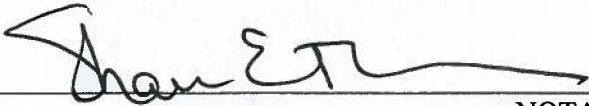
AFFIANT FURTHER SAYS THAT THE SAID SARASOTA HERALD-TRIBUNE IS A NEWSPAPER PUBLISHED AT SARASOTA, IN SAID SARASOTA COUNTY, FLORIDA, AND THAT THE SAID NEWSPAPER HAS THERETOFORE BEEN CONTINUOUSLY PUBLISHED IN SAID SARASOTA COUNTY, FLORIDA, EACH DAY, AND HAS BEEN ENTERED AS SECOND CLASS MAIL MATTER AT THE POST OFFICE IN BRADENTON, IN SAID MANATEE COUNTY, FLORIDA, FOR A PERIOD OF ONE YEAR NEXT PRECEDING THE FIRST PUBLICATION OF THE ATTACHED COPY OF ADVERTISEMENT; AND AFFIANT FURTHER SAYS THAT SHE HAS NEITHER PAID NOR PROMISED ANY PERSON, FIRM OR CORPORATION ANY DISCOUNT, REBATE, COMMISSION OR REFUND FOR THE PURPOSE OF SECURING THIS ADVERTISEMENT FOR PUBLICATION IN THE SAID NEWSPAPER.

SIGNED _____



SWORN TO AND SUBSCRIBED BEFORE ME THIS 26 DAY OF DECEMBER, 2012 A.D., BY SHARI BRICKLEY WHO IS PERSONALLY KNOWN TO ME.

(SEAL) _____



NOTARY PUBLIC



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