

III. Variance Application VAR 2017-1565

Case: Variance Application VAR2017-1565 - 5412 Bellview Avenue
Property Location: 0.25 acres located on the east side of Bellview Avenue, between Cotee River Drive and Astor Drive.
Owner/Applicant: Norine and Erik Klein, 5412 Bellview Avenue, New Port Richey, FL 34652
Representative: Larry Triana, Challenger Pools, 727-992-8184 (larry@challengerpools.com)
Request: A 25-foot variance to reduce the rear setback from 40 feet to 15 feet.
Proposed Use: A 27.92-foot by 13.1-foot pool.
Staff Contact: Erica Lindquist, Planner, 727-853-1042, LindquistE@cityofnewportricher.org

Ms. Lindquist presented this case with a Powerpoint presentation. She explained that the site contains a 3,348 square foot, two-story, single-family home that was built in 1933. The front of the house faces west toward Bellview Avenue. The back of the house has an attached screened porch.

The applicant would like to construct a 27.9-foot by 13.1-foot in-ground swimming pool in the rear yard. The Code requires a 40-foot rear setback for properties that border the river. The pool and surrounding decking would be located between the existing porch and seawall and would encroach into the 40-foot rear setback. The applicant is requesting a 25-foot variance to reduce the rear setback from 40 feet to 15 feet.

In order to secure the pool area, a fence will be installed around the rear of the property. The fence will be either black aluminum or black vinyl-coated chain link to ensure that neighbors' views can be maintained across the site.

Pools are a usual and customary accessory use within the City. Historically, variances have been granted along the river for pools and decks within the 40-foot riverfront setback. The DRC recommends approval of the request with the condition that a fence be used to secure the pool.

Larry Triana, a Designer with Challenger Pools, explained that they tried to design the pool with the minimum variance needed. He also said the homeowners will not build a screen enclosure for the pool and confirmed that they will install a fence that meets Section 6-202 of the Florida Building Code.

Dr. Cadle made a motion to approve the variance with the condition that the pool will be secured by a fence. Mr. Smallwood seconded the motion. Roll call vote: Mr. Smallwood, yes; Dr. Cadle, yes; Ms. Barnett, yes; Ms. Moran, yes; Ms. MacDonald, yes; Mr. Grey, yes. The motion passed (6-0).

IV. Code Amendment COD2018-01

Case: Code Amendment COD2018-01 – Regulating Donation Bins
Applicant: City of New Port Richey, Debbie L. Manns, City Manager, 5919 Main Street, New Port Richey, FL 34652
Request: Review and recommendation of an amendment to the Land Development Code regulating donation bins (Ordinance #2018-2133).
Staff Contact: Lisa L. Fierce, Development Director, 727-853-1038, fiercel@cityofnewportricher.org

Ms. Fierce explained that Deputy Mayor Starkey suggested that the City begin regulating donation bins. Under the proposed ordinance, the City would require a permit for each donation bin. Bins would be allowed only in commercial and industrial zoning districts and there would be minimum setbacks for the placement of bins.

The size and number of bins would also be regulated. Standards would be implemented for bin construction and for any signs attached to bins. The bins would have to be maintained and free of vandalism and the area surrounding the bins must remain clean. The ordinance would be in effect within six months of approval.

Ms. MacDonald raised the issue of bins at special events. Mr. Driscoll explained that event coordinators are required to remove bins at the end of each event, so this should not be a problem. Mr. Grey asked if the City

is responsible for removing bins placed on private property without permission. Ms. Fierce responded that the property owner would be responsible for removing the bins. This would be enforced by Code Enforcement.

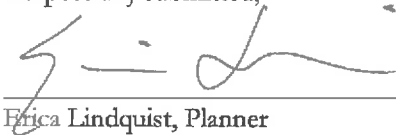
Mr. Driscoll suggested that language be added to the ordinance to specify that a sign must be posted on each donation bin stating that is illegal to dump items around the bins and all donated items must fit inside the bin.

Dr. Cadle made a motion to recommend approval of the code amendment with the addition of the language suggested by Mr. Driscoll. Ms. Moran seconded the motion. Roll call vote: Mr. Smallwood, yes; Dr. Cadle, yes; Ms. Barnett, yes; Ms. Moran, yes; Ms. MacDonald, yes; Mr. Grey, yes. The motion passed (6-0).

V. Adjourn:

The meeting adjourned at 2:45 pm.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Erica Lindquist', written over a horizontal line.

Erica Lindquist, Planner