

## City of Palm Coast, Florida Agenda Item

**Agenda Date:** February 6, 2024

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| <b>Department</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | COMMUNITY DEVELOPMENT | <b>Amount</b>    |
| <b>Division</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | CODE ENFORCEMENT      | <b>Account #</b> |
| <b>Subject:</b> ORDINANCE 2024-XX AMENDING CHAPTER 4, SECTION 4.01, SUBSECTION 4.01.04, OF THE UNIFIED LAND DEVELOPMENT CODE OF THE CITY OF PALM COAST                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                       |                  |
| <b>Presenter:</b> Barbara Grossman, Code Enforcement Manager and Tracey Doak, Zoning Supervisor                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                       |                  |
| <b>Attachments:</b> <ol style="list-style-type: none"><li>1. Presentation</li><li>2. Ordinance</li><li>3. Resolution</li><li>4. Registration Form</li><li>5. License Agreement</li><li>6. Section 403.813(1), Fla. Stat.</li><li>7. Business Impact Estimate</li></ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                       |                  |
| <b>Background:</b> <p><b>This is a legislative item.</b></p> <p>In 2023, the legislature updated Section 403.813(1), Florida Statutes relating to floating vessel platforms. The City of Palm Coast currently has regulations in the Unified Land Development Code, which will need to be amended to reflect the current change in state law.</p> <p>Section 403.813(1)(s)2, Florida Statutes, provides that where the owner of a floating vessel platform self-certifies compliance with the exemption criteria statutorily enumerated in Section 403.813(1)(s), Florida Statutes, a local government may require a one-time registration for the floating vessel platform to ensure compliance with ordinances, codes, state-delegated or state-mandated plans or programs, or regulations relating to building or zoning. Creating a registration process for floating vessel platforms is necessary to comply with the 2023 amendments to Florida Statutes § 403.813(1)(s)2. and to ensure that floating vessel platforms placed in the City's waterways comply with applicable regulations.</p> <p>These proposed changes to the Unified Land Development code are in the best interest of the public health, safety, and welfare of the citizens of Palm Coast.</p> <p>The Planning and Land Development Board heard this item on January 17, 2024, and voted 5 to 1 to recommend approval to City Council to adopt Ordinance 2024-XX amending Chapter 4, section 4.01, subsection 4.01.04, of the Unified Land Development Code of the City of Palm Coast.</p> |                       |                  |

Pursuant to Section 166.041(4), Florida Statutes, a business impact estimate has been completed and posted to the City's website prior to the statutory advertisements of this proposed Ordinance for City Council's consideration for enactment.

**Recommended Action:**

**THE PLANNING AND LAND DEVELOPMENT BOARD RECOMMENDS CITY COUNCIL  
ADOPT ORDINANCE 2024-XX AMENDING CHAPTER 4, SECTION 4.01, SUBSECTION  
4.01.04, OF THE UNIFIED LAND DEVELOPMENT CODE OF THE CITY OF PALM COAST**