



## Town of Lake Park Town Commission

### Agenda Request Form

Meeting Date: October 18, 2023

Agenda Item No.

**Agenda Title:** AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING SECTION 78-83 OF CHAPTER 78 OF THE TOWN CODE PERTAINING TO LANDSCAPING AND PUBLICLY ACCESSIBLE GREENWAY TREE PLANTING REQUIREMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR THE REPEAL OF ALL LAWS IN CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

- |                                     |                                 |                          |                |
|-------------------------------------|---------------------------------|--------------------------|----------------|
| <input type="checkbox"/>            | SPECIAL PRESENTATION/REPORTS    | <input type="checkbox"/> | CONSENT AGENDA |
| <input type="checkbox"/>            | BOARD APPOINTMENT               | <input type="checkbox"/> | OLD BUSINESS   |
| <input checked="" type="checkbox"/> | <b>ORDINANCE ON 2nd READING</b> |                          |                |
| <input type="checkbox"/>            | NEW BUSINESS                    |                          |                |
| <input type="checkbox"/>            | OTHER                           |                          |                |

John

Digitally signed by John D'Agostino  
DN: cn=John D'Agostino, o=Town  
of Lake Park, ou=Town Manager,  
email=jdagostino@lakeparkflorida.  
gov, c=US  
Date: 2023.10.12 13:29:05 -04'00'

Approved by Town Manager **D'Agostino**

Date: \_\_\_\_\_

**Anders Viane / Planner**

Name/Title

<b>Originating Department:</b>  Community Development	Costs: \$ Legal Review Funding Source: Legal Acct: #108 <input type="checkbox"/> Finance _____	<b>Attachments:</b>  → Ordinance ____-2023 → TC Memo → Legal Ad Copy
<b>Advertised:</b> Date: September 2, 2023 Paper: Palm Beach Post <input type="checkbox"/> Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone <b>AV</b> or Not applicable in this case  <b>Please initial one.</b>

### **Summary Explanation/Background:**

Staff has received feedback from both development partners and our consultant landscape architects that for our Mixed Use District Section 78-83, our street tree planting standards are difficult to adhere to for cost, availability, and long-term maintenance reasons. Specifically, the N220 project has experienced conflicts where the currently proposed landscaping specs for street tree plantings were too intense; the specimen trees required proved difficult to obtain at the required heights and furthermore created maintenance issues for both the property owner and

FDOT, as these large mature canopy trees create complications for both sidewalk and utility infrastructure upkeep. In order to address these issues and facilitate development along the US-1 corridor, staff has worked to create new regulations that allow for greater flexibility in street tree planting along the street while still retaining the intent of the street tree planting code by providing high quality shaded greenways throughout the Federal Highway Mixed Use Overlay District.

**Planning & Zoning Board:** This item was considered at the Monday, September 11, 2023 public meeting and the Board recommended **approval at a vote of (5-0)** with the recommendation that accommodation be made for utility conflicts, for which greater flexibility has been added to the text granting staff discretion to waive standards where conflicts with utilities can be documented. Additionally, language encouraging public drinking fountains as a street furnishing item has been removed on the board's recommendation and replaced with decorative fountains instead.

**Town Commission 1<sup>st</sup> Reading:** This item came before the Town Commission on first reading on October 4 and was approved at a vote of (5-0) without additional modification.

**Recommended Motion:** I MOVE TO APPROVE ORDINANCE NO. \_\_-2023 on second reading.