

# City of South Daytona

## Office of the City Manager

1672 S. Ridgewood Avenue • South Daytona, FL 32121 • 386/322-3014



### MEMORANDUM

To: James L. Gillis Jr., City Manager

From: Becky Witte, Deputy City Clerk

Re: Consideration of approving Resolution No. 2023-11 designating the Planning and Appeals Board to perform the duties of the Parks, Recreation, and ADA Advisory Board.

Date: April 14, 2023

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This Resolution has been added to the agenda for City Council's consideration following the adoption of Ordinance No. 2023-03. This Resolution designates the Planning and Appeals Board to perform the duties of the Parks, Recreation, and ADA Advisory Board.

In June 2020, the City Council combined the Parks and Recreation Board and the Americans with Disabilities Act (ADA) Committee. The board meets quarterly. They are tasked with reviewing and making recommendations to the City Council with respect to parks, recreation, park regulations, issues related to disability and access with an emphasis on identifying barrier removal projects and other related matters as determined by the City Council.

The Planning and Appeals Board meets monthly (or as needed for review of applications and issues) and has experience with making recommendations to the City Council on new developments, codes and processes. The Planning and Appeal Board's experience and expertise is an ideal fit to serve as the Parks, Recreation, and ADA Advisory Board when needed.

Designating the Planning and Appeals Board to perform the duties of the Parks, Recreation, and ADA Advisory Board will assist with the efficiency of city operations. The Council may rescind this designation through a Council Resolution.

Staff recommends the City Council approve Resolution No. 2023-11 designating the Planning and Appeals Board to perform the duties of the Parks, Recreation, and ADA Advisory Board.

## **RESOLUTION NO. 2023-11**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA, DESIGNATING THE PLANNING AND APPEALS BOARD TO PERFORM THE DUTIES OF THE PARKS, RECREATION, AND ADA ADVISORY BOARD AS PROVIDED IN SEC. 10.5-19 OF THE CITY CODE OF ORDINANCES; AND PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

**WHEREAS**, the City Council is empowered to establish, create, define and eliminate Boards which would serve them in an advisory capacity concerning matters of land development, adjustments, appeals, code enforcement and other general issues related to the operations and management of local government; and

**WHEREAS**, the Planning and Appeals Board has experience in making recommendations to the City Council and is ideally suited to review proposals for city parks, recreation and compliance with the Americans with Disabilities Act; and

**WHEREAS**, the Council has the option to designate the Planning and Appeals Board to perform the duties of the Parks, Recreation, and ADA Advisory Board pursuant to Sec. 10.5-19. of the City of South Daytona Code of Ordinances, and such designation will assist with the efficiency of city operations; and

**WHEREAS**, the City Council of the City of South Daytona finds it in the best interest of its citizens to designate the Planning and Appeals Board to perform the duties of the Parks, Recreation, and ADA Advisory Board as provided in Sec. 10.5-19. of the City of South Daytona Code of Ordinances.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA:**

**Section 1.** The City Council hereby designates the Planning and Appeals Board to perform the duties of the Parks, Recreation, and ADA Advisory Board as provided in Sec. 10.5-19. of the City of South Daytona Code of Ordinances.

**Section 2.** If any section, subsection, sentence, clause, phrase, or portion of this Resolution, or application hereof, is for any reason held invalid or unconstitutional by any Court, such portion or application shall be deemed a separate, distinct, and independent provision, and such holding shall not the validity of the remaining portions or application hereof.

**Section 4.** That all resolutions made in conflict with this Resolution are hereby repealed.

**Section 5.** That this Resolution shall become effective immediately upon its adoption.

**THIS RESOLUTION APPROVED ON FIRST AND ONLY READING** this 9<sup>th</sup> day of May 2023 by the City Council of the City of South Daytona, Florida.

**CITY OF SOUTH DAYTONA, FLORIDA**

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William C. Hall, Mayor

ATTEST: 

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James L. Gillis Jr, City Manager

APPROVED AS TO FORM AND LEGALITY:

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Wade C. Vose, City Attorney