

TYBEE ISLAND CITY COUNCIL

SYNOPSIS

05/08/08 7:00PM

* **All items with this symbol are approved under one motion and vote for the Consent Agenda.**

Mayor Jason Buelterman called the Consent Agenda to order at 6:30pm. Present in addition to the Mayor were Council members Wanda Doyle, Eddie Crone, Charlie Brewer, Barry Brown and Dick Smith. Paul Wolff was absent. Also attending were City Manager Schleicher and City Attorney Hughes.

Friends of Tybee Theater: requesting 400 parking passes at NB lot 5/31/08 starting at 6:30 for benefit concert event; requesting use of City logo-**Approved under Consent Agenda not to enforce parking at the North beach parking lot after 7:00pm on 5/31/08 and use of the City Logo.**

* Disclosure - Waiver of the Nepotism Prohibition - Ocean Rescue Division - brothers, Matt & Josh Januika (part-time seasonal employees) **Approved under Consent Agenda**

* City Council Minutes: 3/13/08 **Approved under Consent Agenda**

* City Council Minutes: 3/27/08 **Approved under Consent Agenda**

* Council Work session minutes: 4/19/08 **Approved under Consent Agenda**

* Alcohol License Application-Peruvian Association of Savannah: beer, wine per event (7/26/08 @ Memorial Park): Chief Price approved-**Approved under Consent Agenda.**

* Georgia State Harley Owners Rally-request to waive or reduce fees for vendors-Cost to waive fees (\$1,500) 20 vendors \$25 per day per vendor-cost to reduce fees (\$1,000) 20 vendors \$25 per vendor for event. **Approved under Consent Agenda to reduce fees to \$25 per day per vendor.**

* Turtle Placement at the Guard House-**Approved under Consent Agenda-Locate near the power outlet.**

* Beach Certification Documents. Letter from Mr. Hughes to the Corps of Engineers certifying that Tybee already has easements on the properties involved. **Approved under the Consent Agenda.**

* **Mr. Smith moved to approve the Consent Agenda, Mr. Brown seconded and the vote was unanimous.**

Call to Order

Mayor Jason Buelterman called the Regular meeting to order at 7:00pm. Present in addition to the Mayor were Council members Wanda Doyle, Eddie Crone, Charlie Brewer, Barry Brown and Dick Smith. Paul Wolff was absent. Also attending were City Manager Schleicher and City Attorney Hughes.

Visitors

Former Mayor Walter Parker: No Dogs on the beach

Bill Blakey: Palm trees at the end of 17th Street-**Mr. Brewer made a motion to accept Mr. Blakey's request to negotiate with Ms. Schleicher on the City eliminating some of the trees and planting smaller trees and Mr. Blakey participating in part of the cost of that project. Ms. Doyle seconded. Ms. Doyle asked Mr. Brewer to amend his motion to get a cost from DPW and bring it back to the next meeting, Mr. Brewer amended his motion to wait to the next meeting to have input from staff on the cost and also for looking at other types of shrubbery, Ms. Doyle seconded the amended motion and the vote was unanimous.**

Debbie Kearney - Marine Science Center: Sea Kayak Race & Sea Camp

Kathryn Williams - Tybee Beautification Association: Native Plant Sale **At the Gym**

Shelly Krueger - Dogs on the beach

Bruce Westerman - Tybee Arts Association - Invitation to grand welcoming ceremony of Tiffany 2 on 6/1/08

Disclosures

Mr. Smith disclosed Mr. Boswell and Mr. Liberti have worked for him and Mr. Kitchens contributed to his campaign.

Mr. Brown disclosed Mr. Boswell and Mr. Liberti have worked for him and Mr. Kitchens contributed \$200 to his campaign.

Public Hearings

Mayor Buelterman opened the Public Hearing for a **Site Plan Approval including a Variance (section 5-080)**: Mack Kitchens / new condominium building - 3 units, Lot 2 Izlar Ave., PIN #4-0008-05-014 - Zone C-1; PC recommends approval-**Mr. Crone moved to approve, Mr. Brewer seconded and the vote was unanimous.**

Mayor Buelterman opened the Public hearing for a **Zoning Variance (section 5-090 from section 3-090)**: Paul Ewaldsen, Jr. / setback variances for stairs, decks and elevator, 3 Second Terr., PIN #4-0004-05-004, Zone R-T - PC recommends approval with **condition that the height of the elevator shaft not be higher than the existing roof-Ms. Doyle moved to approve with the recommended condition, Mr. Smith seconded and the vote was unanimous.**

Mayor Buelterman opened the Public hearing for a **Map Amendment (section 5-020D), Site Plan Approval (section 5-080) and Special Review (section 5-070)**: Erin Sheldon for Tybee Trees, LLC / rezone from Zone R-T to Zone C-1; Special Event facility (Ordinance #2007-07), 13 Fourteenth St., PIN #4-0007-06-001, Zone R-T; PC recommends approval for Map Amendment, PC recommends approval for Site Plan, PC recommends approval with 5 noted conditions on documentation provided. **Mr. Smith moved to approve with Conditions, Mr. Brown seconded. Mr. Hughes said there may be issues that the city will want to address for example exterior lighting. He said in addition to the conditions we are imposing we need to address an agreement with the property owner to address the lighting and signage and the use of it as a residence, should that use stop. Mr. Hughes stated the conditions as: 1) Notarized documentation from the owner(s) of Ocean Plaza granting permission to use the ocean Plaza facilities for over-flow parking. 2) Notarized documentation for the owner(s) of the Georgianne Inn granting permission to use a portion of the access easement for**

over-flow parking. 3) The business license should be reviewed by staff annually for compliance with City of Tybee rules and regulations. 4) The facility may only be used for special events as defined in the City ordinance for special event facilities for a maximum of fifty attendees. Should the petitioner desire to hold events for more attendees the Chatham County Fire Marshall and City of Tybee Planning Department must approve the expansion. Expansion(s) to accommodate more than 100 attendees will require review by Planning Commission and City Council at a Public Hearing. 5) The facility may only be used for catering that has been prepared off site. Should the petitioner desire to offer on-site catering (food on-site), they must show compliance with Chatham County Health Department rules and regulations. 6) No outdoor amplified music and/or drums shall be permissible. 7) Noise shall be controlled as provided for commercial property under the noise ordinance, but measured at the receiving land use. 8) Exterior lighting shall be subject to approval so as not to direct lights onto neighboring structures & an agreement reflecting the method for revisiting the conditions & compliance with notice & to control manner of condition changes if the owner of an interest in the property no longer will reside on the site. Mr. Hughes said as part of the agreement in the event the majority of council determined that appropriate conditions or circumstances existed that required it be reviewed, an additional public hearing would be held on whatever the issues are. The vote was unanimous.

Mayor Buelterman opened the Public hearing on the Site Plan Approval for 13 Fourteenth Street. **Mr. Crone moved to approve the Site Plan, Mr. Smith seconded and the vote was unanimous.**

Request approval to transfer \$1,289,045.85 of local beach renourishment funding to the Corp of Engineering (COE) for Beach Renorishment to an interest bearing escrow account use by the COE for Beach Renourishment and the \$2,930,000 of Stare funding directly to the COE – **Mr. Smith moved to approve, Ms. Doyle seconded and the vote was unanimous.**

Escrow Account document for Beach Renourishment project. **Ms. Doyle moved to approve, Mr. Smith seconded and the vote was unanimous.**

Employee benefits-Waiver of fees for employee healthcare while under workers comp. Schleicher requested council hold off on this.

Dog Park - business / resident concerns-**Ms. Doyle moved to relocate the Dog Park to the campground location behind the ceramic building under supervision of Mr. Hemphill and an extension of two to four weeks to move the Dog Park, Mr. Brewer seconded and requested Ms. Doyle amend her motion to add a small dog park of approx. 2500 square feet near the water tower; Rules of operation to be established by campground staff and city staff; No work done in Memorial Park during this Mother's Day weekend that would interfere with the Art Show or as part of the removal of this facility; Proper signage installed, even if it is temporary in nature, to direct people to the new dog park location to address that issue; An orderly transition of moving the dog park to the new location and it will be moved immediately upon the grade being prepared and leveled and it will be a coordinated effort. Ms. Doyle accepted Mr. Brewer's amendments to the motion, Mr. Brewer seconded the amended motion and the vote was unanimous.**