

ORDINANCE NO. 463

AN ORDINANCE OF THE TOWN OF BELLEAIR, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES, CHAPTER 74, SECTION 74-332 PERTAINING TO HISTORIC PRESERVATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Commission desires to update certain provisions of Chapter 74, Section 74-332 pertaining to historic preservation; and

WHEREAS, the amendments are necessary in order to enable the Town to become a Certified Local Government in coordination with the State of Florida's Division of Historic Resources.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF BELLEAIR, FLORIDA:

Section 1. Section 74-332 (c) Definitions is amended to include:

Survey and Inventory. A comprehensive survey by or under the direction of Historic Preservation Board involving identification, research, and documentation of buildings, sites, and structures of any historic, cultural, archaeological, or architectural importance in town.

Section 2. Section 74-332 (d) Designation of significant structures and historic districts in amended to include:

(13) Property owner objection. Objections by property owners must be notarized to prevent nomination to the National Register of Historic Places.

Section 3. Section 74-332 (e) Application of certificate of appropriateness is amended to include:

(n) Time Frame for Reviews and Consideration of Development Permit.
The Commission shall hold a public hearing on each Certificate of Appropriateness for relocations and demolitions and exterior alterations and forms of new construction when the total cost is \$50,000 or more with thirty (30) days after receipt of a completed application. The Commission shall approve, approve with conditions, or disapprove each application, based on the criteria contained in this Chapter. The Commission may vote to defer its decision if adequate information is not available to make a decision but shall reconsider the application at the earliest opportunity after adequate information is made available. The Commission shall act within sixty (60) days after the close of the public hearing.

(o) *Survey and Inventory of Historic Properties.* Develop and maintain a database and a system for survey and inventory of historic properties. The inventory shall be:

1. Compatible with the state master site file.
2. Kept current and regularly provided to the state historic preservation officer for incorporation in the state master site file.

(p) *Coordination with the State of Florida's Division of Historical Resources Certified Local Government program.*

1. The division shall be given thirty (30) days prior notice of all meetings and within thirty (30) days following such meetings the division shall be provided with the minutes and record of attendance of both the board and the public.
2. The division shall be notified of any changes to the board members within thirty (30) days of their appointment.
3. Notify the State Historic Preservation Officer immediately of all new historic designations or alterations to existing designations.
4. Any amendments to the ordinance shall be submitted to the State Historic Preservation Officer for review and comment at least thirty (30) days prior to adoption.
5. The division of historic resources shall be provided with an annual report by November 1 covering activities to the previous October 1 through September 30 and shall include the following information:
 - a. Any changes in the board's rules of procedure;
 - b. All new National Register listings;
 - c. All new local historic designations and alterations to existing designations;
 - d. Any changes to board memberships and a copy of their resumes;
 - e. Revised resumes of board members as appropriate.
 - f. Any amendments to this chapter;
 - g. A review of survey and inventory activity with a description of the system used;
 - h. A program report on each grant-assisted activity; and
 - i. Number of projects reviewed.

Section 4. **Effective date.**

This Ordinance shall be effective thirty (30) days after passage and approval upon second and final reading, in the manner prescribed by Section 2.11 of the Town Charter of the Town of Belleair, Florida.

PASSED ON FIRST READING:

JULY 7, 2009

PASSED ON SECOND AND FINAL READING:

JULY 21, 2009

Mayor

ATTEST:

Town Clerk