

**CITY OF ST. PETE BEACH, FLORIDA**

**ORDINANCE NO. 2011-01**

**AN ORDINANCE OF THE CITY OF ST. PETE BEACH, PINELLAS COUNTY, FLORIDA, PROVIDING FOR AMENDMENTS TO THE CODE OF ORDINANCES; AMENDING CHAPTER 22, ARTICLE VII, REGARDING THE POWERS AND DUTIES OF THE HISTORIC PRESERVATION BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, TO THE EXTENT OF SUCH CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, The Historic Preservation Board was established to ensure the protection of the City's Historic Resources; and

**WHEREAS**, The Historic Preservation Board has determined that in order to protect such resources, the development of design guidelines and standards for development are appropriate for the Pass-a-Grille area, which is the location of the City's National Register Historic District; and

**WHEREAS**, The Historic Preservation Board has recommended changes to their powers and duties in order to accomplish the preservation of the character of Pass-a-Grille;

**WHEREAS**, the City Commission has found this ordinance to be in the best interest of the health, safety and welfare of the citizens of the city; and

**WHEREAS**, notice of this ordinance has been provided in accordance with applicable law;

**NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA HEREBY ORDAINS:**

**Section 1.** Section 22-211 of the City of St. Pete Beach, Florida Code of Ordinances is hereby amended as follows:

Sec. 22-211. Purpose; powers and duties.

(a) The historic preservation board will recommend historic district boundaries essential to the maintenance of the unique character of the city.

(b) The board will develop and recommend guidelines, standards and associated land development regulations ~~relations~~ for new construction and alterations to existing structures specific to the districts.

(c) The board shall develop design guidelines for new construction or alterations to existing structures within the Pass-a-Grille Overlay.

~~(e)~~ (d) The board shall also have the power and duty to:

(1) Maintain and update the findings of the historical and archaeological resource surveys and validate those findings.

(2) Evaluate the significance and eligibility of historic resources for designation pursuant to the Land Development Code.

(3) Designate eligible historic resources pursuant to the Land Development Code.

(4) Nominate historic resources to the local and state list of historic places and to the National Register of Historic Places.

(5) Approve, deny, or approve with conditions applications for certificates of appropriateness applicable to historic resources or structures within historic districts pursuant to the Land Development Code.

(6) Approve or deny applications for a certificate of appropriateness for new construction or alterations to existing structures within the Pass-a-Grille Overlay, based on the adopted guidelines.

~~(7)~~ (6)—Make recommendations to the board of adjustments with respect to variance requests applicable to historic resources designated pursuant to the Land Development Code.

~~(8)~~ (7) Place historical markers and administer other programs aimed at the proper recognition of designated historic resources.

(98) Advise the city commission on all matters related to historic preservation policy, including use, administration and maintenance of city-owned historic resources.

(109) Recommend zoning and building code amendments to the appropriate board of authority to assist in the preservation of designated historic resources.

(110) Review and make recommendations to the appropriate board of authority on proposed amendments to the comprehensive plan or land development regulations that may affect designated historic resources.

(121) Propose and recommend to the city commission financial and technical incentive programs to further the objectives of historic preservation.

(132) Increase public awareness of historic preservation and its community benefits by promoting public education programs.

(143) Record and maintain records of the board actions and decisions.

(154) Review any nominations of local properties to the National Register of Historic Places following the regulations of the state historic preservation office, as follows:

- a. The responsibilities of the board in this regard shall be supplementary to the state historic preservation officer.
- b. Inclusion on either the local, state or federal list is voluntary, and when a property owner objects to the nomination, he shall submit a notarized written statement to the board before the nomination is considered.
- c. Owners of nominated properties shall be notified of the board meeting at which the nomination will be considered in accordance with the procedure set forth in the Land Development Code. When necessary, the board may seek outside expert advice before evaluating the nomination.
- d. The board shall forward its recommendations and action on the nomination to the state historic preservation officer.

(165) Maintain the local and state site file of historic places for the city and conduct and maintain a comprehensive survey of materials that shall be kept available to the public, and duplicates of all inventory forms shall be supplied to the state historic preservation officer.

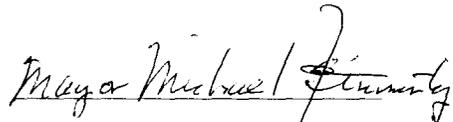
(176) Perform any other reasonable functions or duties relating to historic preservation assigned to it by the city commission.

(187) Attend pertinent informational or educational meetings, workshops and conferences.

**Section 2.** All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with this Ordinance.

**Section 3.** If any portion or part of this Ordinance is declared invalid by a court of competent jurisdiction, the valid remainder hereof shall remain in full force and effect.

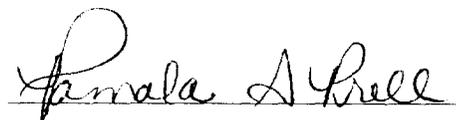
**Section 4.** This Ordinance shall become effective immediately upon adoption.

  
Mayor Michael Finnerty

FIRST READING: 1-11-11  
PUBLISHED: 1-15-11  
SECOND READING: 1-25-11  
PUBLIC HEARING: 1-25-11

Attest:

I, Pamala Prell, Acting City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this 25th day of January, 2011.

  
Pamala Prell, Acting City Clerk