

Jay G. Foy, Mayor  
Lawrence Gordon, Vice Mayor  
Dennis Withington, Council Member  
Ray Caranci, Council Member  
Dr. Teresa Johnson, Council Member  
John Fenn Foster, Town Attorney  
Janice C. Rutan, Town Administrator



**TOWN COUNCIL MEETING  
June 24, 2021**

**Public comment will be received via e-mail ([jrutan@townofhaverhill-fl.gov](mailto:jrutan@townofhaverhill-fl.gov)) up until noon on June 24, 2021. Any public comments received via e-mail, will be made part of the record of the meeting. If you prefer to appear in person to address the Town Council and exhibit signs of illness, such as coughing or sneezing, please do not enter Town Hall. Each person will be granted 5 minutes to speak either on an agenda item or under Public Comment. If you wish to speak on a specific agenda item, please tell the Administrator prior to your entrance into the Town Hall so she can schedule speakers accordingly. Town Council has considered the health, safety and welfare of its residents and the public, and voted to continue to require face masks be worn during public meetings and public hearings in Town Hall and Town Council Chambers to address the Town Council. Those persons gathering outside the Town Hall are encouraged to maintain a separation of at least six feet from one another. If you wish to listen to the Town Council Meeting via teleconferencing, dial 1-877-953-1152 and enter participant code 7404157#. Those individuals gathering outside of the Town Hall will need to dial-in to the number above as there will be no speaker outside to broadcast the meeting. Once the meeting begins, all participants will be muted, however, after Council discusses a specific workshop item, the call will be unmuted to allow for questions. Please be courteous of the other participants, speak in turns and do not talk over another speaker. Thank you for your patience and understanding.**

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**TOWN OF HAVERHILL  
TOWN COUNCIL REGULAR MEETING  
Thursday, June 24, 2021  
7:00 p.m.  
AGENDA**

- I. CALL TO ORDER**
- II. INVOCATION AND PLEDGE OF ALLEGIANCE**
- III. ROLL CALL**
- IV. COMMENTS FROM THE PUBLIC**
- V. APPROVAL OF AGENDA**
- VI. APPROVAL OF THE CONSENT AGENDA**
  - a. Approval of the minutes for the June 10, 2021 Regular Meeting and May 4, 2021 Workshop**
- VII. PROCLAMATIONS AND PRESENTATION**

Florida League of Cities
- VIII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S OFFICE**
- IX. PUBLIC HEARINGS:**
  - a. RESOLUTION 2021-03: A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, ADOPTING A PRELIMINARY NON-AD VALOREM SPECIAL ASSESSMENT IN THE AMOUNT OF \$291.00 FOR THE 2021/2022 FISCAL YEAR FOR RESIDENTIAL PROPERTIES LYING WITHIN THE MUNICIPAL BOUNDARIES OF THE TOWN OF HAVERHILL AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO, TO FUND SOLID WASTE COLLECTION AND DISPOSAL AND RELATED CHARGES WITHIN THE TOWN, COLLECTING SUCH PURSUANT TO THE UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENTS, PROVIDING THAT SUCH ASSESSMENTS SHALL CONSTITUTE LEGAL, VALID, AND BINDING FIRST LIENS UPON PROPERTY AGAINST WHICH ASSESSMENTS ARE MADE UNTIL PAID; AND PROVIDING FOR AN EFFECTIVE DATE.**
- XI. REGULAR AGENDAS AND FIRST HEARINGS**

**ORDINANCE NO. 483**

  - A. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING ARTICLE IX, SUPPLEMENTAL DISTRICT REGULATIONS, OF CHAPTER 58, ZONING CODE, BY AMENDING SEC. 58-311 AND SEC. 58-312 TO BETTER CLARIFY THE MEANING OF ONE PRINCIPAL BUILDING PER LOT AND ACCESSORY STRUCTURES REGARDING STRUCTURES ATTACHED TO A PRINCIPAL BUILDING VIA BREEZEWAY; PROVIDING**

**FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES**

**B. ORDINANCE NO. 485**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 58, ZONING, BY REPEALING THE PROVISIONS OF DIVISION 9, AIRPORT REGULATIONS, AND ADDING IN ITS PLACE AND STEAD NEW REGULATIONS PURSUANT TO CHAPTER 333, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.**

**C. ORDINANCE NO. 491**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 58, ZONING, BY AMENDING DIVISION 11, ACCESSORY DWELLING UNITS, OF ARTICLE IX, SUPPLEMENTAL DISTRICT REGULATIONS, TO LIMIT THE TIME PERIOD FOR APPLYING FOR A SPECIAL EXCEPTION FOR AN ACCESSORY DWELLING UNIT UNTIL OCTOBER 1, 2021, AND LIMITING THE TIME IN WHICH AN APPROVED ACCESSORY DWELLING UNIT MUST BE COMPLETED; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR AUTHORITY TO CODIFY; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES**

**D. ORDINANCE NO. 498**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA AMENDING THE CHARTER IN AND FOR THE TOWN OF HAVERHILL UPON APPROVAL OF THE ELECTORS AT A REFERENDUM TO BE HELD AT THE PRIMARY ELECTION ON NOVEMBER 2, 2021, BY CHANGING THE TERM OF OFFICE FOR COUNCILMEMBERS FROM TWO YEARS TO THREE YEARS; REQUIRING A SPECIAL ELECTION FOR ANY COUNCIL SEAT VACANCY OCCURING EIGHTEEN MONTHS OR MORE PRIOR TO THE END OF THE TERM, AND ALLOWING THE COUNCIL TO APPOINT A NEW MEMBER IF A VACANCY OCCURS WITH LESS THAN EIGHTEEN MONTHS REMAINING IN THE TERM; CLARIFYING THAT A COUNCILMEMBER'S TERM BEGINS AFTER RECEIPT OF THE CERTIFIED ELECTION RESULTS FROM THE PALM BEACH COUNTY SUPERVISOR OF ELECTIONS, OR ON THE DATE THE ELECTION WOULD HAVE OCCURRED IN THE EVENT THAT THE ELECTION IS UNCONTESTED; REVISING THE CANDIDATE QUALIFICATIONS TO REQUIRE THAT ALL CANDIDATES FOR OFFICE OF COUNCIL RESIDE IN THE TOWN FOR AT LEAST ONE YEAR PRIOR TO THE FIRST DAY OF QUALIFYING, AND REQUIRING THAT ALL CANDIDATES SIGN AN OATH ATTESTING TO THEIR RESIDENCY AND AUTHORIZING THE TOWN COUNCIL TO ADOPT AN ORDINANCE REQUIRING EACH CANDIDATE TO PROVIDE EVIDENCE OF THEIR RESIDENCY; AUTHORIZING TIES IN ELECTIONS TO BE DECIDED BY THE DRAWING OF LOTS; PROVIDING AN EFFECTIVE DATE FOR THIS ORDINANCE; PROVIDING AN EFFECTIVE DATE FOR THE CHARTER AMENDMENTS SHOULD THE AMENDMENTS BE APPROVED BY THE ELECTORS AT THE NOVEMBER 2, 2021 ELECTION; SETTING FORTH THE FORM OF THE BALLOT QUESTIONS TO BE VOTED UPON AT SUCH ELECTION; PROVIDING A CONFLICTS CLAUSE, SEVERABILITY**

**CLAUSE, EFFECTIVE DATE, AUTHORITY TO CODIFY, AND FOR OTHER PURPOSES.**

**E. ORDINANCE NO. 499**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING SECTION 2-36 OF DIVISION I, OF ARTICLE II, TOWN COUNCIL, OF CHAPTER 2, ADMINISTRATION, TO CLARIFY THAT THE TOWN COUNCIL MAY CANCEL OR CHANGE A TOWN COUNCIL MEETING, AND THE MAYOR MAY CANCEL UP TO ONE TOWN COUNCIL MEETING PER MONTH UPON DETERMINING THAT THERE IS NO BUSINESS TO COME BEFORE THE TOWN; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.**

**F ORDINANCE NO. 500**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES BY AMENDING CHAPTER 58, ZONING CODE, BY CREATING A NEW SECTION 58-157, ENTITLED "MEDICAL MARIJUANA DISPENSING FACILITIES"; PROVIDING FOR PURPOSE AND FINDINGS; PROHIBITING MEDICAL MARIJUANA DISPENSING FACILITIES WITHIN THE TOWN OF HAVERHILL; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE AND OTHER PURPOSES.**

**G. ORDINANCE NO. 501**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, ADOPTING PLAN AMENDMENT 21-01 TO THE TOWN OF HAVERHILL COMPREHENSIVE PLAN TO IMPLEMENT AMENDMENTS RELATING TO ITS EVALUATION AND APPRAISAL REPORT; TO REMOVE ITEMS WHICH CITE CHAPTER 9J-5 OF THE FLORIDA ADMINISTRATIVE CODE; TO CLAIM EXEMPTION FROM ARTICLE 163.31777 OF THE FLORIDA STATUTES SCHOOL CONCURRENCY; AND TO ADD AN OBJECTIVE IN THE FUTURE LAND USE ELEMENT WHICH ACKNOWLEDGES THE CREATION OF THE PALM BEACH INTERNATIONAL AIRPORT OVERLAY AT THE DIRECTION OF THE PALM BEACH INTERNATIONAL AIRPORT; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT, PROVIDING FOR AUTHORITY TO CODIFY; PROVIDING FOR CORRECTION OF SCRIVENERS' ERRORS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

**H. Appoint voting delegate for the for the annual Florida League of Cities Annual Conference to be held August 12 – 14, 2021 at the World Centre Marriot, Orlando, Florida**

**I. Discuss status of Mortgage Consent Joinders for the property at 757 Briarwood Drive re: Briarwood Wall.**

**XII. REPORTS**

**Town Attorney**

**Mayor**

**Town Administrator**

**a. Discuss proposed 2021-2022 budget**

**Committee/Delegate Report**

**Treasurer's Report (included in packet)**

**XII. UNFINISHED BUSINESS**

### **XIII. NEW BUSINESS**

### **XIV. ADJOURNMENT**

Notice: If any person decides to appeal any decision of the Town Council at this meeting, he/she will need a record of the proceedings and for this purpose; he/she needs to ensure that a verbatim record of the proceedings is made. The record must include the testimony and evidence upon which the appeal is to be based, pursuant to F.S. 286.0105. The Town of Haverhill does not prepare nor provide such verbatim record.

In accordance with the provisions of the American with disabilities Act (ADA), this document can be made available in an alternate format (large print) upon request. Special accommodations can be provided upon request with three (3) days advance notice of any meeting, by contacting Janice C. Rutan, Town Administrator at the Haverhill Town Hall, 4585 Charlotte Street, Haverhill, Florida. Phone Number (561) 689-0370