



City Commission Special Meeting Minutes

November 23, 2021 at 2:00 p.m.

City Hall, Commission Chambers
401 S. Park Avenue | Winter Park, Florida

Present

Mayor Phil Anderson, Commissioners Marty Sullivan, Sheila DeCiccio, Carolyn Cooper (arrived at 2:04 p.m.) and Todd Weaver; Assistant City Manager Michelle del Valle; City Attorney Kurt Ardaman; City Clerk Rene Cranis

1) Call to Order

Mayor Anderson called the meeting to order at 2:03 p.m.

2) Approval of Agenda

Motion made by Commissioner Sullivan to approve the agenda; seconded by Commissioner DeCiccio. Motion carried unanimously with a 4-0 vote. (Commissioner Cooper arrived late.)

3) Action Items Requiring Discussion

- a. Discussion of 654 Selkirk Drive.

Mayor Anderson explained this matter where everyone involved has tried to resolve the issue surrounding a home that has been partially constructed within the setback requirements provided by city staff. (Commissioner Cooper arrived at 2:04 p.m.)

However, an error in the setback calculation was discovered and the home does not meet setback requirements by approximately six feet. The question for the Commission is whether to direct staff to authorize the city manager and city attorney to negotiate a settlement that will cure the setback.

Motion made by Commissioner Sullivan to authorize city manager and city attorney to negotiate a resolution to cure the setback; seconded by Commissioner Weaver.

Attorney Ardaman noted that any resolution reached would come back to the commission for action. He stated the Board of Adjustment (BOA) hearing on the applicant's request for a variance from the setback requirements is scheduled for November 30th. If the city enters into negotiations, the applicant's attorney would request a continuance since it is likely that negotiations would continue beyond November 30th.

Mr. Ardaman responded to questions regarding neighboring home setbacks, background and efforts to resolve this matter. He noted that there are specific criteria that the BOA considers to determine whether a hardship exists to grant a variance.

Monica and Jack Thorsen, purchasers of this property, provided the background of their search for property and reviewed their specific criteria for selecting this property as it would accommodate a one-story house with in-law suite and features to provide for an ailing parent. Mrs. Thorsen noted that this matter and halted construction has created a hardship and delayed moving their parent into the home.

Upon a roll call vote, Commissioners Sullivan, DeCiccio and Weaver and Mayor Anderson voted yes. Commissioner Cooper voted no. Motion carried with a 4 - 1 vote.

4) Adjournment

The meeting was adjourned at 2:20 p.m.

Mayor Phillip M. Anderson

ATTEST:

City Clerk Rene Cranis