

Subject: FW: Martin County Comprehensive Plan Amendment 21-02ESR chapter 5

Date: Wednesday, August 18, 2021 1:36:55 PM

Attachments: Martin County 21 02ESR.pdf

image002.png

Clyde Dulin, AICP
Comprehensive Planning Administrator
Growth Management Department
Martin County Board of County Commissioners
(772) 221-2327 (o)

From: Paul Schilling <pschilli@martin.fl.us>
Sent: Wednesday, August 18, 2021 1:35 PM
To: Clyde Dulin <cdulin@martin.fl.us>

Subject: FW: Martin County Comprehensive Plan Amendment 21-02ESR

Paul Schilling

Director
Growth Management Department
Martin County Board of County Commissioners
772-288-5473

From: Stephanie Heidt <<u>sheidt@tcrpc.org</u>>
Sent: Wednesday, August 18, 2021 1:19 PM

To: 'DEO CPA Reports (DCPexternalagencycomments@deo.myflorida.com)'

<<u>DCPexternalagencycomments@deo.myflorida.com</u>>; Paul Schilling <<u>pschilli@martin.fl.us</u>>

Cc: Eubanks, Ray < Ray. Eubanks@deo.myflorida.com >; Kelly Corvin (Kelly.corvin@deo.myflorida.com)

<Kelly.corvin@deo.myflorida.com>

Subject: Martin County Comprehensive Plan Amendment 21-02ESR



Council staff has reviewed the above-referenced amendments in accordance with the requirements of Chapter 163, *Florida Statutes*. The next scheduled Council meeting is September 17, 2021. To avoid unnecessary delay and meet the 30-day agency review deadline, Council's Executive Director, Thomas J. Lanahan, approves the attached report and authorizes its transmittal to the County and the Florida Department of Economic Opportunity.

Please send one copy of all materials related to these amendments directly to our office once they are adopted by your governing body.

If you have any questions, please feel free to contact me.



Stephanie Heidt, AICP

 $\label{eq:conomic Development and Intergovernmental Programs Director} \\ \text{Cell 772.475.3863} \sim \text{Office: 772.221.4060} \sim \text{Email: } \underline{\text{sheidt@tcrpc.org}} \\ \text{421 SW Camden Avenue} \sim \text{Stuart, Florida 34994} \\$

Disclaimer: Florida has a very broad public records law. As a result, any written communication created or received by the Treasure Coast Regional Planning Council will be made available to the public and media, upon request, unless otherwise exempt. Under Florida law, email addresses are public records. If you do not want your email address released in response to a public records request, please do not send electronic mail to this office. Instead, contact our office by phone.

Revision: 8/18/2021

TREASURE COAST REGIONAL PLANNING COUNCIL

MEMORANDUM

To: Martin County

From: Council Staff

Date: August 13, 2021

Subject: Local Government Comprehensive Plan Review

Draft Amendment to the Martin County Comprehensive Plan

Amendment No. 21-02ESR

Introduction

The Community Planning Act, Chapter 163, *Florida Statutes*, authorizes the regional planning council to review local government comprehensive plan amendments prior to their adoption. The regional planning council review and comments are limited to adverse effects on regional resources or facilities identified in the Strategic Regional Policy Plan (SRPP) and extrajurisdictional impacts that would be inconsistent with the comprehensive plan of any affected local government within the region. Council must provide any comments to the local government within 30 days of the receipt of the proposed amendments and must also send a copy of any comments to the state land planning agency.

The amendment package from the Martin County was received on July 19, 2021 and contains text amendments to the Transportation Element of the County's Comprehensive Growth Management Plan (CGMP). This report includes a summary of the proposed amendments and Council comments.

Summary of Proposed Amendments

The proposed changes are related to the County's update of their Long-Range Transportation Plan (LRTP). The latest adopted LRTP is the 2045 LRTP that will be used to assess transportation needs and establish a cost-feasible plan to meet those needs. With the current update, the 2040 Future Transportation Map Series and the 2017 Existing Transportation Map series are no longer relevant and are being replaced with the 2045 Future Transportation Map Series and the 2021 Existing Transportation Map Series, respectively, to reflect the latest changes and data. Additionally, the proposed amendment will update language in the Transportation Element to reflect current transportation data and policies, and to correct outdated terms and errors.

Regional Impacts

No adverse effects on regional resources or facilities have been identified.

Extrajurisdictional Impacts

Council requested comments from local governments and organizations expressing an interest in reviewing the proposed amendment on July 20, 2021. No extrajurisdictional impacts have been identified.

Conclusion

No adverse effects on regional resources or facilities and no extrajurisdictional impacts have been identified.

Council Action – August 18, 2021

The next scheduled Council meeting is September 17, 2021. In order to avoid unnecessary delay and meet the 30-day agency review deadline, Council's Executive Director, Thomas J. Lanahan, approves this report and authorizes its transmittal to Martin County and the Florida Department of Economic Opportunity.

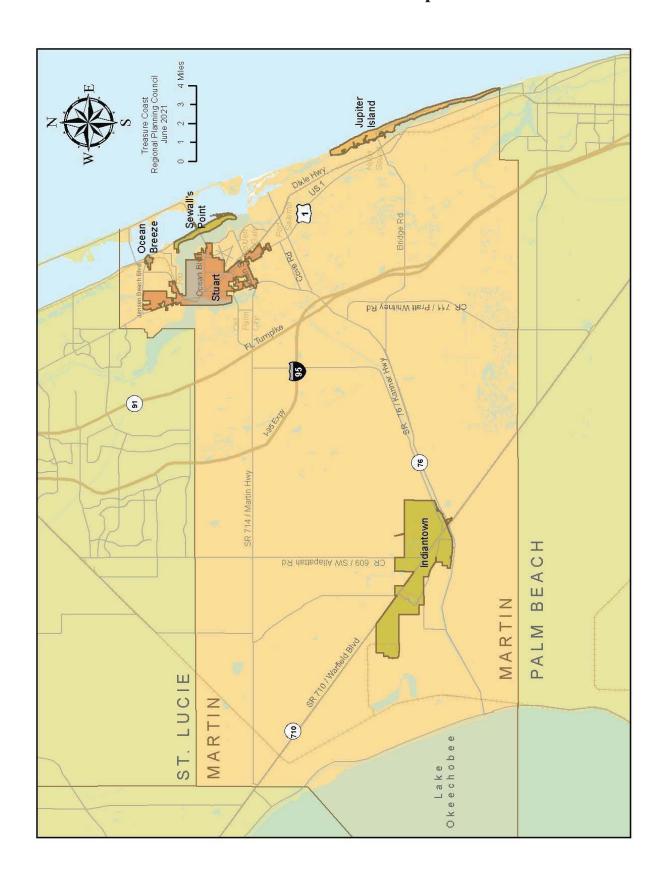
Attachments

List of Exhibits

Exhibit

1 General Location Map

Exhibit 1 General Location Map



Cc: <u>Joan Seaman</u>; <u>Maria Harrison</u>

 Subject:
 FW: Martin County 21-02ESR (CPA 21-01)

 Date:
 Monday, August 2, 2021 9:15:57 AM

State Agency comment

Clyde Dulin, AICP
Comprehensive Planning Administrator
Growth Management Department
Martin County Board of County Commissioners
(772) 221-2327 (o)

From: Paul Schilling <pschilli@martin.fl.us>
Sent: Monday, August 2, 2021 8:54 AM
To: Clyde Dulin <cdulin@martin.fl.us>

Subject: FW: Martin County 21-02ESR (CPA 21-01)

Paul Schilling

Director
Growth Management Department
Martin County Board of County Commissioners
772-288-5473

From: Hight, Jason < <u>Jason.Hight@MyFWC.com</u>>

Sent: Friday, July 30, 2021 10:32 AM **To:** Paul Schilling <pschilli@martin.fl.us>

Cc: Cucinella, Josh <<u>Josh.Cucinella@MyFWC.com</u>>; Calyniuk, Cori <<u>Cori.Calyniuk@MyFWC.com</u>>;

Conservation Planning Services < conservationplanningservices@MyFWC.com>;

DCPexternalagencycomments@deo.myflorida.com

Subject: Martin County 21-02ESR (CPA 21-01)



Dear Mr. Schilling:

Florida Fish and Wildlife Conservation Commission (FWC) staff reviewed the proposed comprehensive plan amendment in accordance with Chapter 163.3184(3), Florida Statutes. We have no comments, recommendations, or objections related to listed species and their habitat or other fish and wildlife resources to offer on this amendment.

If you have specific technical questions, please contact Cori Calyniuk at (850) 556-5948 or by email at Cori.Calyniuk@MyFWC.com. For all other inquiries, please contact our office by email at ConservationPlanningServices@MyFWC.com.

Sincerely,

Jason Hight, Acting Director
Office of Conservation Planning Services
Florida Fish and Wildlife
Conservation Commission
620 S. Meridian Street, MS 5B5
Tallahassee, Florida 32399
Desk - 850-413-6966
Mobile - 850-228-2055

Martin County 21-02ESR_45003

Subject: FW: Martin County 21-2ESR - FDOT District Four Review

Date: Thursday, August 19, 2021 5:03:06 PM

Attachments: <u>image001.png</u>

Clyde Dulin, AICP
Comprehensive Planning Administrator
Growth Management Department
Martin County Board of County Commissioners
(772) 221-2327 (o)

From: Paul Schilling <pschilli@martin.fl.us> Sent: Thursday, August 19, 2021 4:59 PM To: Clyde Dulin <cdulin@martin.fl.us>

Subject: FW: Martin County 21-2ESR - FDOT District Four Review

Paul Schilling

Director
Growth Management Department
Martin County Board of County Commissioners
772-288-5473

From: Hymowitz, Larry < Larry. Hymowitz@dot.state.fl.us>

Sent: Thursday, August 19, 2021 3:43 PM

To: DCPexternalagencycomments < <u>DCPexternalagencycomments@deo.myflorida.com</u>>; Paul Schilling

<pschilli@martin.fl.us>

Cc: Fasiska, Christine < Christine.Fasiska@dot.state.fl.us Subject: Martin County 21-2ESR - FDOT District Four Review



I am writing to advise you that the Department will not be issuing comments for the proposed Martin County Comprehensive Plan amendment with DEO reference number 21-2ESR relating to the updated Transportation Element to reflect the recently updated MPO 2045 Long Range Transportation Plan.

The Department requests an electronic copy in Portable Document Format (PDF), of all adopted comprehensive plan amendment materials, including graphic and textual materials and support documents.

Thank you.



Larry Hymowitz

Planning Specialist, Policy and Mobility Planning Section Planning & Environmental Management - FDOT District Four p: (954) 777-4663 f: (954) 677-7892

a: 3400 W. Commercial Boulevard, Ft. Lauderdale, FL 33309

e: hymowitz@dot.state.fl.us w: www.DOT.state.fl.us









Ron DeSantis GOVERNOR



Dane Eagle SECRETARY

August 18, 2021

The Honorable Stacey Hetherington Chair, Martin County Board of County Commissioners 2401 S.E. Monterey Road Stuart, Florida 34996

Dear Chair Hetherington:

The Department of Economic Opportunity ("Department") has reviewed the proposed comprehensive plan amendment for Martin County (Amendment No. 21-02ESR) received on July 19, 2021. The review was completed under the expedited state review process. We have no comment on the proposed amendment.

The County should act by choosing to adopt, adopt with changes, or not adopt the proposed amendment. For your assistance, we have enclosed the procedures for adoption and transmittal of the comprehensive plan amendment. In addition, the County is reminded that:

- Section 163.3184(3)(b), F.S., authorizes other reviewing agencies to provide comments directly
 to the County. If the County receives reviewing agency comments and they are not resolved,
 these comments could form the basis for a challenge to the amendment after adoption.
- The second public hearing, which shall be a hearing on whether to adopt one or more comprehensive plan amendments, must be held within 180 days of your receipt of agency comments or the amendment shall be deemed withdrawn unless extended by agreement with notice to the Department and any affected party that provided comment on the amendment pursuant to Section 163.3184(3)(c)1., F.S.
- The adopted amendment must be rendered to the Department. Under Section 163.3184(3)(c)2. and 4., F.S., the amendment effective date is 31 days after the Department notifies the County that the amendment package is complete or, if challenged, until it is found to be in compliance by the Department or the Administration Commission.

If you have any questions concerning this review, please contact Melissa Corbett, Planning Analyst, by telephone at (850) 717-8505 or by email at Melissa.Corbett@deo.myflorida.com.

Sincerely,

Kelly D. Corvin, Regional Planning Administrator Bureau of Community Planning and Growth

Kelly Corvin

KDC/mc

Enclosure(s): Procedures for Adoption

cc: Don G. Donaldson, P.E., Deputy County Administrator, Martin County
Thomas Lanahan, Executive Director, Treasure Coast Regional Planning Council

SUBMITTAL OF ADOPTED COMPREHENSIVE PLAN AMENDMENTS

FOR EXPEDITED STATE REVIEW

Section 163.3184(3), Florida Statutes

NUMBER OF COPIES TO BE SUBMITTED: Please submit electronically using the Department's electronic amendment submittal portal "Comprehensive Plan and Amendment Upload" (https://floridajobs.secure.force.com/cp/) or submit three complete copies of all comprehensive plan materials, of which one complete paper copy and two complete electronic copies on CD ROM in Portable Document Format (PDF) to the State Land Planning Agency and one copy to each entity below that provided timely comments to the local government: the appropriate Regional Planning Council; Water Management District; Department of Transportation; Department of Environmental Protection; Department of State; the appropriate county (municipal amendments only); the Florida Fish and Wildlife Conservation Commission and the Department of Agriculture and Consumer Services (county plan amendments only); and the Department of Education (amendments relating to public schools); and for certain local governments, the appropriate military installation and any other local government or governmental agency that has filed a written request.

adopted amendment:

_____ State Land Planning Agency identification number for adopted amendment package;

____ Summary description of the adoption package, including any amendments proposed but not adopted;

____ Identify if concurrency has been rescinded and indicate for which public facilities.
(Transportation, schools, recreation and open space).

____ Ordinance number and adoption date;

____ Certification that the adopted amendment(s) has been submitted to all parties that provided timely comments to the local government;

____ Name, title, address, telephone, FAX number and e-mail address of local government contact;

___ Letter signed by the chief elected official or the person designated by the local government.

SUBMITTAL LETTER: Please include the following information in the cover letter transmitting the

Revised: March 2021 Page 1

ADOPTION AMENDMENT PACKAGE: Please include the following information in the amendment
package:
In the case of text amendments, changes should be shown in strike-through/underline format.
In the case of future land use map amendments, an adopted future land use map, in color format, clearly depicting the parcel, its future land use designation, and its adopted designation.
A copy of any data and analyses the local government deems appropriate.
Note: If the local government is relying on previously submitted data and analysis, no additional data and analysis is required;
Copy of the executed ordinance adopting the comprehensive plan amendment(s);
Suggested effective date language for the adoption ordinance for expedited review:
"The effective date of this plan amendment, if the amendment is not timely challenged, shall be 31 days after the state land planning agency notifies the local government that the plan amendment package is complete. If the amendment is timely challenged, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this adopted amendment to be in compliance."
List of additional changes made in the adopted amendment that the State Land Planning Agency did not previously review;
List of findings of the local governing body, if any, that were not included in the ordinance and which provided the basis of the adoption or determination not to adopt the proposed amendment;
Statement indicating the relationship of the additional changes not previously reviewed by the State Land Planning Agency in response to the comment letter from the State Land Planning Agency.

Revised: March 2021 Page 2

Subject: FW: Martin County 21-02ESR Proposed Date: Thursday, August 19, 2021 5:05:31 PM

Attachments: <u>image001.png</u>

Clyde Dulin, AICP
Comprehensive Planning Administrator
Growth Management Department
Martin County Board of County Commissioners
(772) 221-2327 (o)

From: Paul Schilling <pschilli@martin.fl.us>
Sent: Wednesday, August 18, 2021 5:12 PM
To: Clyde Dulin <cdulin@martin.fl.us>

Subject: FW: Martin County 21-02ESR Proposed

Paul Schilling

Director Growth Management Department Martin County Board of County Commissioners 772-288-5473

From: Plan_Review < <u>Plan.Review@dep.state.fl.us</u>>
Sent: Wednesday, August 18, 2021 5:07 PM

To: Paul Schilling <pschilli@martin.fl.us>; dcpexternalagencycomments@deo.myflorida.com

Cc: Plan_Review < <u>Plan.Review@dep.state.fl.us</u>> **Subject:** Martin County 21-02ESR Proposed



To: Paul Schilling, Growth Management Department Director

Re: Martin County 21-02ESR – Expedited State Review of Proposed Comprehensive Plan Amendment

The Office of Intergovernmental Programs of the Florida Department of Environmental Protection (Department) has reviewed the above-referenced amendment package under the provisions of Chapter 163, Florida Statutes. The Department conducted a detailed review that focused on potential adverse impacts to important state resources and facilities, specifically: air and water pollution; wetlands and other surface waters of the state; federal and state-owned lands and interest in lands, including state parks, greenways and trails, conservation easements; solid waste; and water and wastewater treatment.

Based on our review of the submitted amendment package, the Department has found no provision

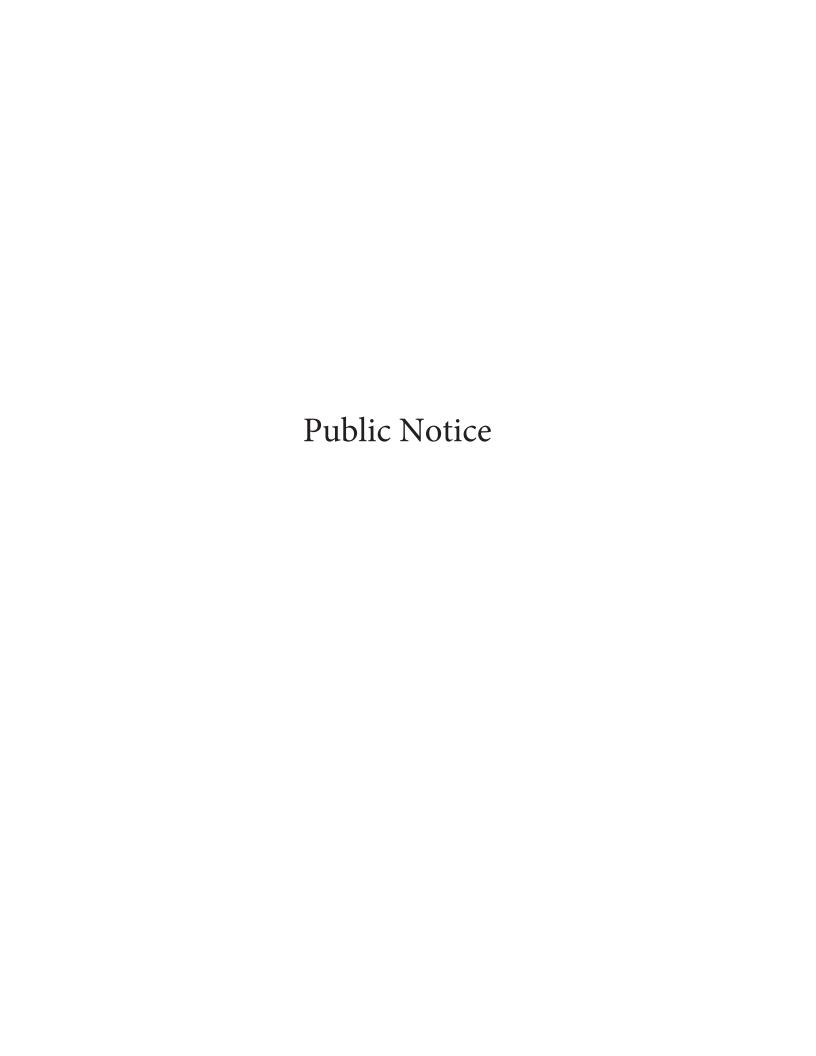
that, if adopted, would result in adverse impacts to important state resources subject to the Department's jurisdiction.

Please submit all future amendments by email to <u>Plan.Review@FloridaDEP.gov</u>. If your submittal is too large to send via email or if you need other assistance, contact Lindsay Weaver at (850) 717-9037.

LinlyBen

Dep Customer Survey





LDR 9/14 BCC

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Stuart News

Waters

Continued from Page 1A

ters' half-brother, Scott Gielow, 51, of Indian River County.

So far, Waters' body has not been found.

Gielow said he believes a heavy storm that blew from land onto water was responsible for Waters' dis-

He said he's pieced together a clearer picture of what he believes happened after Waters set out from Sexton Plaza beach around 2 a.m. Aug. 3.

At the time, Gielow was in California on vacation and scheduled to fly to Vero Beach when he learned his brother was missing.

When he arrived home, a full search involving state, local law enforcement and the Coast Guard was underway.

"That was the hardest thing not being able to contribute and being helpless," he said. "I went and walked the beach even though I knew...'

Boaters found Waters' new, inflatable kayak around 2½ miles southeast of the Sebastian Inlet at 4 p.m. that day. In days to follow, two of Waters' backpacks were

On Aug. 7, a bag containing Waters' phone and survival gear including food rations, insect repellant and wound care was found by boaters off Bethel Shoal, an area roughly 12 miles northeast of Vero Beach.

"If he was on a desert island he could've lived forever," said Gielow, referring to items found in days following his brother's disappearance. "He didn't have a life jacket, the one thing you should have."

Gielow said the discovery kept the search going into Aug. 8., when it was suspended.

Later, a backpack full of Waters' fishing gear washed up near Palm Bay in Brevard County, he said.

Last communications

A series of phone calls, messages and a Facetime conversation with friends and acquaintances between 2 a.m. and 10:30 a.m. Aug. 3 helped Gielow understand what happened, he said.

"He said he was having a great time," Gielow said. "Even at 10 a.m., he sounded excited. He slept under the stars.'

Waters, he said, talked by Facetime with a friend until roughly 2:30 a.m., when Gielow said he believes Waters then fell asleep after paddling out beyond the waves into open ocean.

Gielow said the current likely carried him out. He said Waters had taken the kayak out in an early

morning trip at least once before and that he would check water conditions in advance.

He had bought the kayak roughly two or three weeks earlier and planned to explore barrier islands and shipwrecks offshore and document his trips in a journal.

"He woke up at 8 a.m. and was texting everybody and telling them how cool it was (that) he could see the sharks," Gielow said.

A ship captain moving a yacht from Fort Pierce to St. Augustine reported seeing Waters around 8:30 a.m. roughly a quarter to a mile off shore at a popular reef east of Sexton Plaza beach.

In a call to a woman between 10 a.m. and 10:30 a.m., Gielow said Waters' told her he was paddling to shore. Although, by this time, the woman reported the recep-



Donald Waters CONTRIBUTED PHOTO BY SCOTT GIELOW

tion was bad and the call was breaking up, he said.

Gielow said that was one reason why he believed Waters wasn't reported missing until roughly 8:30 p.m. that night.

Vero Beach Police Department detectives who looked into Waters' disappearance spoke with those who last reported talking with him, according to police

A police case report shows Waters spoke with at least two people between 8 a.m. and 10 a.m.

In one phone call, police said he told a man "he had paddled out too far into the ocean ... and could not figure out how to get back to where he parked," and also that he could see land, but it was, "far in he distance," according to the case report.

The case report shows that a rs spoke with earlier reported him missing from. on Plaza parking lot where he met and spoke wh just after 8:30 p.m.

He, and a woman Waters spoke with around 10 told detectives they believed alcohol might have

Gielow said even if his brother had anything to drink, he didn't believe it was the reason for his disappearance. Instead, he pointed to a storm with 40 mph wind gusts.

A strong band of storms moved through Indian River County Aug. 3 in the afternoon.

A meteorologist with the National Weather Service in Melbourne said a 40-mph wind gust was recorded 3 miles east-northeast of Gifford at 1:55 p.m.

Meteorologist Tim Sedlock said a special marine warning from the Sebastian to Jupiter inlets was issued twice that day.

He said those warnings are intended to caution

A U.S. Coast Guard plane filies along the shoreline

near Sebastian Inlet State Park on Aug. 5, in the second full day of a search for missing kayaker **Donald Waters, 42, of Indian River County.** COREY ARWOOD/TCPALM

boaters of dangerous conditions including potential wind gusts over 39 mph or waterspouts.

He'd done it before

"He just wanted to be on the other side of the waves basically," Gielow said. "He had already done it once on the kayak."

Waters, his brother said, was a good swimmer and diver, who he jokingly called a "prepper" for reading survival books and that between them, as children, they "basically lived in the pool and ocean."

Waters and Gielow grew up in Vero Beach; Waters moved to California in the early 90s.

Waters moved back to Florida roughly four years ago and was living with their mother. He was set to start a job as a maintenance man at a shoreline hotel, Gielow said.

He said Waters has an 18-year-old daughter, Jenna Waters, who is a student at Oregon State University.

"He was just the type of person that could make anybody laugh ... he just brightened your day when he was there," Gielow said

Corey Arwood is a breaking news reporter for TCPalm. Follow Corey on Twitter @coreyarwood, or reach him by phone at 772-978-2246.

NOTICE OF PUBLIC HEARINGS

Notice is hereby given that the Board of County Commissioners of Martin County will conduct public hearings on September 14, 2021, beginning at 9:00 A.M., or as soon thereafter as the items may be heard, to review the following items:

1. AN ORDINANCE OF MARTIN COUNTY, FLORIDA, REGARDING COMPREHENSIVE PLAN AMENDMENT 21-01. CHAPTER 5 TRANSPORTATION ELEMENT, AMENDING THE TEXT OF CHAPTER 5 TRANSPORTATION ELEMENT OF THE COMPREHENSIVE GROWTH MANAGEMENT PLAN; PROVIDING FOR CONFLICTING PROVISIONS, SEVERABILITY, AND APPLICABILITY; PROVIDING FOR FILING WITH THE DEPARTMENT OF STATE, CODIFICATION AND AN EFFECTIVE DATE.

2. AN ORDINANCE OF MARTIN COUNTY, FLORIDA, AMENDING CHAPTER 5, ALCOHOLIC BEVERAGES, GENERAL ORDINANCES, MARTIN COUNTY CODE, PROVIDING FOR APPLICABILITY, CONFLICTING PROVISIONS, SEVERABILITY, FILING WITH THE DEPARTMENT OF STATE, CODIFICATION AND AN EFFECTIVE DATE.

All interested persons are invited to attend and be heard. The meeting will be held in the Commission Chambers on the first floor of the Martin County Administrative Center, 2401 S.E. Monterey Road, Stuart, Florida. Written comments may be mailed to: Paul Schilling, Director, Martin County Growth Management Department, 2401 S.E. Monterey Road, Stuart, Florida 34996. Copies of the items will be available from the Growth Management Department. For more information, contact the Growth Management Department at (772) 288-5495.

Persons with disabilities who need an accommodation in order to participate in this proceeding are entitled, at no cost, to the provision of certain assistance. This does not include transportation to and from the meeting. Please contact the Office of the ADA Coordinator at (772) 320-3131, or the Office of the County Administrator at (772) 288-5400, or in writing to 2401 SE Monterey Road, Stuart, FL, 34996, no later than three days before the hearing date. Persons using a TTY device, please call 711 Florida Relay Services.

If any person decides to appeal any decision made with respect to any matter considered at the meetings or hearings of any board, committee, agency, council, or advisory group, that person will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record should include the testimony and evidence upon which the appeal is to be based

Teacher

Continued from Page 1A

Blair "was a bright, happy soul with a great love for her students," Freeland told the School Board Tuesday. "She was a friend, a teacher, a sister, a daughter and a mother.

"Though Blair is a memory now," Freeland said, "she will be deeply missed long after this meeting."

News of Blair's death comes as local school officials grapple with how to best control the spread of CO-VID-19 on campuses and as published reports document more public-school teachers and staff across the state dying from the virus.

Since July, 34 educators have died from COVID-19 or COVID-19-related complications, according to the Florida Education Association. Twenty-six have died in August.

In Indian River County, 273 students and 108 staff have tested positive for the virus since the first day of school, records show. Hundreds more have been guarantined for on-campus exposures.

In Martin County, 174 students and 36 staff have tested positive since the start of the year, and in St. Lucie County, it's 348 students and 121 staff, records

On Monday, Indian River school employees were told they would be required to wear masks indoors when social distancing wasn't possible. The next day, the School Board imposed a two-week mask mandate for Pre-K through eighth grade unless students had medical exemptions.

On Aug. 11, one day after the St. Lucie County School Board implemented a mask requirement for students, the district imposed a mask mandate for all employees, including teachers.

Martin County schools have a mask-optional pol-

Sommer Brugal is TCPalm's education reporter for Indian River, St Lucie and Martin counties. You can keep up with Sommer on Twitter @smbrugal and give her a call at 772-221-4231.



