

November 2019

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The President's Corner

By Scott Ashley

The Fall season is upon us and that means 2019 is coming to a close. It has been a busy time for your FPZA Surfcoast Chapter hosting a number of fine planning programs throughout the year, as well as hosting the Florida Planning and Zoning Association State Conference in Key West.

After the successful state conference in June, the chapter has hosted or co-hosted several programs, including a 2019 State Legislature update and overview, and the chapter's annual eco-boat trip. In addition, the chapter participated with the staff of Lassiter Transportation Group and the City of New Smyrna Beach to temporarily repurpose several parking spaces as part of National Park(ing) Day, and we partnered with VCARD on International Coastal Cleanup Day and a blood donation event conducted by the Big Red Bus.

We will be rounding out the current year with the Surfcoast Chapter's 11th annual award gala and business meeting on December 13th, which will be held in a new venue this year, the Halifax River Yacht Club. Please check out the enclosed flyer for further details. This is also election time as new Board of Director officers will be installed for the 2020-2021 term. I hope you all casted your votes.

This means it is also my last message as the President of the Surfcoast Chapter. It has been an interesting two years with a number of chapter accomplishments, which could not have been achieved without the herculean efforts of the Board of Directors, the participation of the membership, and the generosity of our sponsors. Thank you all for your time and tireless support.

The Surfcoast Chapter board continues to focus on providing interesting and beneficial planning and development related programs and events for our members, as well as community service and meet-and-greet events to broaden our connection with the community and our membership. Please keep up with our newsletter, website or Facebook page to learn details of other future events.

Our inclusive organization welcomes all members of public and private planning and development disciplines to promote good planning and development practices as a means of balance between growth and our environment, in order to maintain a vibrant local economy and protect the natural beauty of Volusia and Flagler counties. Thank you all for your continued support and participation in *FPZA - Surfcoast Chapter*.

Chapter President

Scott

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Upcoming Events

December 13, 2019

*FPZA Gala
Halifax River Yacht Club*

June 10-12, 2020

*State Conference
St. Augustine
Look for details soon*

“FIRST AMENDMENT AUDITS” COMING TO YOUR TOWN?

By Tami Tanoue, General Counsel/CIRSA Interim Executive Director

An interesting phenomenon known as the “First Amendment Audit” may be taking place in and around city/town halls and council chambers. Recently, one Colorado municipality agreed to pay a “First Amendment Auditor” \$41,000 to settle a wrongful detention claim.

The “First Amendment Audit” phenomenon doesn’t appear to be led by any particular organization, but rather, seems to be made up of individuals who are interested in making videos of their encounters with law enforcement officers or other public officials. If the encounter results in an actual or perceived violation of the auditor’s First Amendment or other protected rights, then the video likely will be posted on social media and/or serve as the basis for a claim or suit. A violation may come about if the auditor is denied the right to take photos or videos in a public place, or is detained for “suspicious” activity or other reasons.

Other “audit” scenarios could take place during public comment periods at governing body meetings. If the auditor is denied the right to speak on a particular topic during public comment, or to speak in a particular fashion, a First Amendment or other claim might result.

How to respond? Here are some thoughts:

- Law enforcement officers and other public officials must have a solid understanding of the First Amendment and other rights of citizens, and honor those rights at all times.
- One frequent flashpoint is the right of citizens to take audio and/or video in public places or during encounters with police or other public officials. This right is pretty well established in the laws of most jurisdictions. Denying that right, or treating someone exercising that right as engaging in “suspicious” or unlawful activity, is how a successful “First Amendment Audit” happens. Add the use of force or an arrest, and you’ve made someone’s day.
- Another flashpoint is public comment period during a governing body meeting. Some of the topics that citizens may want to bring up may seem unacceptable or irrelevant. But the governing body is the one that has welcomed the comments by establishing a public comment period. Subject matter restrictions on public comments are problematic. There are better ways to help ensure that public comment period is a civil and productive part of your meeting.

With the advent of social media and smartphone cameras, we’re all living in a fishbowl, but this is particularly the case for those in law enforcement or other public sector positions. We must be prepared for the possibility that video and/or audio of any given encounter could go “viral” around the world at any moment, and be prepared to respond appropriately. Is this too much to ask? I found one long-time law enforcement professional’s response to be particularly instructive:

“Honestly, as a law enforcement professional for the past twenty years, I have seen my share of video cameras, and baiting of law enforcement. At no time have I felt a threat when someone with a camera was filming me, my police station, or anything to do with us as law enforcement. Remember, the audits are carefully planned to remain in a place that they can legally be, and there is no law about recording activity or buildings from a public place. They are well within their rights to do so, and from my experience, the best response to an audit roaming around your police station public areas is to ignore them. They eventually lose interest and move on to somewhere they can make headlines.” - Sgt. Ryan Brett, “First Amendment Audits and How to Respond

I think that’s the right perspective to take. Of course, it’s not always going to be easy to be under such public scrutiny, especially from those who may be hoping to record one or more missteps. But understanding that these kinds of “audits” may happen, remaining calm, and knowing and carrying out your legal responsibilities appropriately, will be your best response.

July Manufacturing Luncheon Event

DeLand's manufacturing and economic development were the theme of the Surfcoast Chapter's July 12 educational program and lunch presentation.

The event started with a morning tour of Kermit's Key West Key Lime Shoppe – a thriving business that originated in Key West more than 20 years ago and later chose DeLand's business park when searching for a relocation destination to expand.

Now housed in a 10,000 square foot building, the factory includes an expansive production area and kitchen, warehouse and retail shoppe. Numerous gourmet goods are produced, all based with the signature key lime juice – from pies and baked goods to salsas and sauces. The shipping of products nationwide also is done through the DeLand factory, and two retail shoppes still are active in downtown Key West.

After the tour, FPZA members traveled to the nearby DeLand Airport Management Center for lunch and an overview on DeLand's progress in business and economic development. Guest presenter was Steve Burley, DeLand's economic development director.



Mr. Burley discussed recent development projects and endeavors, particularly within DeLand's Airport Business Park and the DeLand Crossings Industrial Park – as well as initiatives to attract new industry. He also highlighted potential sites available for future industry and provided an update of activity and issues being addressed within the city's Community Redevelopment Areas.

September Legislative Update Luncheon Event

The chapter hosted the 2019 Legislative Update on September 6, 2019 in Daytona Beach. Our featured speakers were Chris Carmody, Government Relations Attorney and Robert Stuart, Senior Director of Government Affairs. Both speakers are with Gray Robinson, in Orlando, Florida.



The speakers provided the attendees with an overall update of the 2019 session including what passed and what did not pass. They also provided some insight into what may be important topics in the next session.



On Friday, September 20th PARK(ing) Day was hosted by the City of New Smyrna Beach and participating City businesses on Canal Street.

PARK(ing) Day is an annual event that encourages local businesses, community members, students and designers to

transform metered parking spaces into parklets. Parklets are an extension of the sidewalk into on-street parking spaces to create more people oriented spaces.



This year there were four parklets. Each parklet had a theme, they included a game park, picnic place, dogs den and artist park. The chapter hosted the dogs den which was a gathering place.



Overall the event was a success and the participants had a good time in spite of the weather!



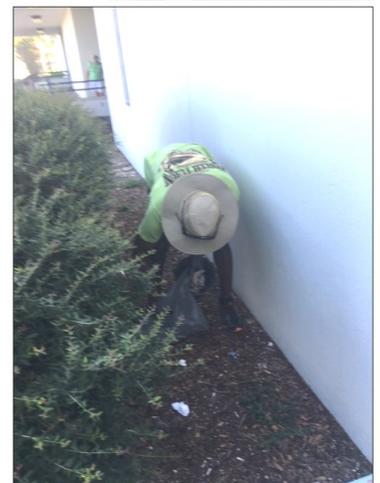


INTERNATIONAL COASTAL CLEANUP



The Chapter participated in the International Coastal Cleanup City Island Park in Daytona Beach Saturday, September 21, 2019

The collaboration with VCARD was another success!
Thank you to everyone who came out to help.



October Eco Tour Event Marine Discovery Center Boat Tour

The Chapter hosted an Eco tour of the Indian River Lagoon in New Smyrna Beach. Ms. Lisa Mickey from the Marine Discovery Center was our tour guide.



We spent a relaxing afternoon on the Indian River Lagoon in the comfort of a pontoon boat and were able to see a variety of species that call the lagoon home. Ms. Mickey shared information about the lagoon's wildlife. We saw many inhabitants of the lagoon including dolphins and wading birds. We were also treated to a honey tasting during the boat tour. Our tour guide offered several different flavored honeys to taste while we discussed the importance of bees to the environment.

The Indian River Lagoon is a diverse estuary and is a designated Estuary of National Significance. The lagoon is a mixture of salt and fresh water and has more than 4,000 species of plants and animals. We were able to see several different species of birds, including pelicans, herons, and ospreys on this day.



While taking in the natural beauty of the lagoon we learned about conservation efforts to protect the estuary. One of our attendees had participated in a shoreline restoration project and shared her experience about it with the group.

This is a photo of the birds that were present in the lagoon's rookery on the day of the tour.



11th Annual

FPZA Gala

AWARDS * FOOD * \$40 PP * DRINKS * AWARDS

WHEN

13 DEC 2019
6 PM – 9 PM

Awards starts promptly at 7 PM

WHERE

Halifax River Yacht Club
331 South Beach Street
Daytona Beach, FL 32114

Come celebrate our Volusia & Flagler planning achievements of the YEAR! \$40 per person includes buffet dinner and open bar. Bring an unwrapped "educational" toy and receive a raffle ticket for your chance to win a \$100 gift card.

PURCHASE TICKETS at www.fpzasurfcoast.org





ANNUAL AWARDS GALA SPONSORSHIP INFORMATION

Friday, December 13, 2019

Halifax River Yacht Club, Daytona Beach

Overview - What your sponsorship provides to the community

- Supporting a locally active professional planning organization within Flagler and Volusia Counties
- Partnering with local governments and other professional organizations with an interest in planning related issues
- Networking for those interested in planning and to provide continuing professional certification opportunities for planning related professionals
- Educating professionals, public, and elected / appointed officials on planning and zoning practices and issues at an affordable level

Benefits for all Sponsor Levels

- Company name and logo to be included on a poster board to be displayed at the annual Gala and all Chapter functions during Year 2020
- Inclusion of the Company name and logo in the Awards Gala powerpoint presentations

Additional Benefits for each Sponsorship Level

- **Platinum - \$250**
 - ❖ Three complimentary gala tickets
 - ❖ Half page ad in all newsletters for 2020
- **Gold - \$150**
 - ❖ Two complimentary gala tickets
 - ❖ Business card in all newsletters for 2020

Contact for More Information:
 Colleen Miles, Sponsorship Chair
 FPZA Surfcoast Chapter
 386-212-1942
 Email: surfcoastfpza@gmail.com

On-line payment:
 Pay on-line at the store tab
www.fpzasurfcoast.org

Mail Payment to:
 FPZA Surfcoast Chapter
 Attn. Treasurer
 P.O. Box 470462
 Lake Monroe, Fl. 32747

2019 CALL for ENTRIES

FPZA Surfcoast Chapter 11th Annual Awards

Entry Deadline: November 18, 2019
Awards Ceremony: December 13, 2019

AWARD CATEGORIES

Outstanding Innovation and Design: This award is for the project or development that demonstrates innovation and quality design techniques. Key criteria in selecting the winner in this category will be how the project promotes interest and observance of state of the art planning and zoning practices.

Outstanding Planning Study: This award is given for an outstanding public report, study, written document, ordinance, planning analysis, etc. This category emphasizes results and demonstrates how innovative and state-of-the-art planning methods and practices will facilitate implementation of the plan.

Outstanding Private and Public Partnership: This award is for the most effective collaboration between the public and private sector in the field of planning or development. The collaboration may be in the form a planning study or analysis, land development regulations, or "brick and mortar" projects.

Outstanding Sustainability Initiative: This award is for the project that is leading sustainability efforts within the area of our two Counties. Sustainability practices impact how places are planned, designed, built, used, and maintained. Areas of concern include energy use and efficiency, green infrastructure, resource conservation, transportation choices and impacts, compact development, diversity, and revitalization.

Focus Award: This award is presented to a person who has exemplified outstanding achievement in support of the planning profession within Flagler and Volusia Counties. This award is not limited to FPZA members. FPZA Surfcoast members may suggest nominees and are requested to contact the Awards Chair by the application deadline with the name of the nominee and reasons for the nomination.

Member of the Year: This award is for a Surfcoast member who exemplifies outstanding achievement in support of the planning profession within Flagler and Volusia counties and has been instrumental in the continual success of the chapter. FPZA Surfcoast members may suggest nominees and are requested to contact the Awards Chair by the application deadline with the name of the nominee and reasons for the nomination.

The FPZA Awards Committee reserves the right to categorically reclassify any submittal and to award an Award of Merit, if appropriate.

Submit all applications to:

Becky Mendez, AICP
Orange City
bmendez@ourorangecity.com
(386)775-5418

2019 CALL for ENTRIES

FPZA Surfcoast Chapter 11th Annual Awards

Entry Deadline: November 18, 2019
Awards Ceremony: December 13, 2019

EVALUATION CRITERIA

Each of these award entry applications must state how the development, project or innovation, or person meets one or more of the following purposes of FPZA:

- To promote cooperation among official planning and zoning boards and commissions, civic bodies, citizens, technicians, private center and students interested in planning and zoning within Flagler and Volusia County.
- To cultivate and stimulate interest in planning and zoning in Flagler and Volusia Counties.
- To encourage observance of sound planning and zoning practices.
- To furnish information, advice and assistance to its members and provide a medium for exchanging information, advice and assistance among them.
- To engage in research and issue publications on planning and zoning related matters.
- To promote education concerning matters related to planning and zoning.

In addition, each award entry will be evaluated based on the following criteria:

- Background: History or context within which the project is significant; indication of expenditure of time, type of personnel, budget, population and size of jurisdiction.
- Innovativeness: Use of an original concept or refinement of an existing technique or procedure.
- Effectiveness: Project/strategy impact on the subject matter.
- Implementation: Project/strategy method or application to the subject matter; adaptability to changing conditions; and consideration or solutions to practical constraints.
- Comprehensiveness: Scope and consideration of project/strategy in relationship to all aspects of the subject matter.
- Clarity: Clearness of the award entry.

SUBMITTAL PROCEDURES

1. A cover letter that states the name of the nomination, the award that is sought, the name of the recipient(s), the name, phone number, address and email of the applicant.
2. A brief summary to be used for ceremony purposes, if selected (100 words or less).
3. A narrative of the nomination which clearly demonstrates the evaluation criteria, as outlined above (1,000 words or less).
4. Images illustrating nomination in JPEG and MUST BE LABELED (3 or less and no more than 1 MB each).
5. There are no entry fees and all award entries must be submitted via email ONLY per the size requirements outlined above. Any hard copy or electronic submittals sent via mail will not be accepted.

Planning Opportunities

City of DeBary:

Planning Technician

The City of DeBary is accepting applications for a Planning Technician to provide general office and project organization to the Growth Management Department. This position provides information to the public related to zoning, development, review of land and building permits and review and processing of development applications. **Salary Range:** \$32,998 to \$49,497 with a competitive benefit package. The complete job description is available at www.debary.org.

Town of Ponce Inlet: (2 positions)

Senior Planner and Planner

The Town of Ponce Inlet is seeking a creative and highly motivated Senior Planner and Planner to assist in the planning and zoning functions of the department, with an emphasis on current planning and development review. Other duties include assisting with the updates to the Town's Comprehensive Plan, Land Use and Development Code, and customer service procedures; collecting and analyzing data; preparing and presenting reports; and customer service for internal/external clients and the general public. Position reports to the Assistant Director of Planning and Development. **Salary Range:** DOQ. Excellent benefits package. Applications are available for download at: www.ponce-inlet.org. Submit applications to the Human Resources division at kcherbano@ponce-inlet.org or to the Town of Ponce Inlet, 4300 S. Atlantic Avenue, Ponce Inlet, Florida 32127.

City of Palm Coast:

Planner or Senior Planner

The City of Palm Coast is currently seeking a Planner or Senior Planner. The position involves professional work to serve as project manager for residential, commercial and other land use development applications with responsibility spanning the full spectrum of current planning functions encountered by a quickly developing City. **Salary Range:** \$49,625—\$87,137 Additional information and application process can be found on the website at www.palmcoastgov.com.



- President**
Scott Ashley
- Vice President**
John Stockham
- Secretary**
Colleen Miles
- Treasurer**
Becky Mendez
- Newsletter**
Belinda Williams-Collins
- Professional Development**
Helen LaValley
- Directors**
Dave Castagnacci
Mike Disher
Debi LaCroix
Mark Karet
- Immediate Past President**
Helen LaValley

P.O. Box 470462
 Lake Monroe, Florida 32747

www.fpzasurfcoast.org
surfcoastfpza@gmail.com

Join Today

Dues: To join the Surfcoast Chapter of the Florida Planning and Zoning Association, complete the application below. Your membership includes both State and local chapter dues and eligibility for reduced registration fees at monthly events.

CHECK APPLICABLE MEMBERSHIP LEVEL:

Individual _____(\$75) Private/Public Agencies _____ (\$63 each*)

Elected/Appointed Officials _____ (\$63 each*) Student _____ (\$5**)

NAME: _____

EMAIL: _____

AGENCY/ORGANIZATION: _____

ADDRESS: _____

CITY: _____ STATE: _____ ZIP: _____

TELEPHONE: (____) _____

List additional names for Agencies/Organizations (or)
 Elected/Appointed Board Members, as applicable:

NAME: _____

NAME: _____

NAME: _____

NAME: _____

NAME: _____

NAME: _____

*Minimum of four individuals required. No maximum.
 **Student ID required.

Platinum Sponsors



LAND DEVELOPMENT
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140 South Beach Street, Suite 400
Daytona Beach, FL 32114
www.LDRGdaytona.com

Colleen Miles
386.212.1942
colleen@LDRGdaytona.com

Gold Sponsors

Thank you for your
support!

420 S. Nova Road Daytona Beach, FL 32114
(386) 238-8383

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Mark H. Rakowski
Realtor
Email: MarkRakowski@keyes.com

Mobile: 386.690.3880
Office: 386.428.5723
Fax: 386.423.1498
Website: MarkRakowski.keyes.com

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New Smyrna Beach, FL
32169

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Tom Harowski, AICP
386-316-8426

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Surfcoast Chapter Officers and Directors for 2018/2019

Officers :

Scott Ashley President
 John Stockham Vice President
 Colleen Miles Secretary
 Becky Mendez Treasurer
 Belinda Collins Newsletter Editor
 Vacant Professional Development Officer

Directors:

Dave Castagnacci
 Mike Disher
 Mark Karet
 Debi La Croix

Past President:

Helen LaValley
 John Thomson

The Chapter is represented at the State FPZA Board. John Thomson and Helen LaValley serve as FPZA Past Presidents. Scott Ashley serves as a Chapter Director.



2019 Board of Directors

Your Contacts for 2018 /2019

<u>Name</u>	<u>Email Address</u>	<u>Board Position/ Committee Chair</u>
Scott Ashley	sashley@volusia.org	President
John Stockham	jstockham@volusia.org	Vice President/Programs
Colleen Miles	colleen@LDRGdaytona.com	Secretary/Bylaws
Becky Mendez	bmendez@ourorangecity.com	Treasurer/Awards
John Thomson	jthomson@volusia.org	Past President
Helen LaValley	hlavalley19@gmail.com	Immediate Past President

Treasurer's Report

Becky Mendez, AICP – Chapter Treasurer

The chapter's year to date financial report includes a beginning balance on January 1, 2019 of \$9,786.04 and an ending balance on October 31, 2019 of \$20,567.76, for a net profit of \$10,781.72



Surfcoast Chapter
 WWW.SURFCOASTFPZA.ORG

To get to the Surfcoast Chapter website, go to
<http://www.fpza.org>

AND REMEMBER TO JOIN OUR FACEBOOK PAGE!