

## **Wakulla County Citizens Wetland Ordinance Review Committee**

November 4, 2009, 2:00 p.m.

Wakulla County Public Library, 4330 Crawfordville Highway

### **Minutes**

**I.** The meeting of the Wetland Ordinance Review Committee was called to order by Chairman Leslie Hope at 2:02 pm Wednesday, November 4, 2009.

**II.** Committee Members Present: Victor Lambou, Katherine Gilbert, Teresa Kramer, Leslie Hope, and Hugh Taylor.

Committee Members Absent: (None)

**III.** Other County staff and Attorneys present: Deanna Green (Planning Technician and Clerk to the Committee), Bethany Burgess, Esq. with Nabors, Giblin, & Nickerson.

**IV. Approval of Agenda:** Meeting Agenda for today, November 4, 2009. Bethany Burgess requested to modify the agenda by adding Sunshine Rules, the Crum case outcome and what the committee has done to date. Teresa Kramer motioned to amend the agenda adding the Sunshine Rules, the outcome of the Crum case and what the committee has done to date. Seconded by Katherine Gilbert and unanimously approved.

**V. Approval of Minutes:** Meeting Minutes as amended from, October 21, 2009 Meeting: Teresa Kramer moved to postpone the approval of the October 21, 2009 minutes to the November 18, 2009 meeting to give the members more time to review them. Seconded by Hugh Taylor and unanimously approved.

**VI. Citizen Speaking (20 minutes)**

Wilson Cook asked if the committee worked on the protocol for submitting ordinances to the Secretary of the State.

Larry Roberts told the committee he would like to see draft copies.

Bill Webster encourages the committee to develop a map of Wakulla County and have the wetlands marked and the areas affected to the ordinance.

Charles Purvis stated the county will have a class action law suit if the committee doesn't provide a map of what property will be affected by the ordinance.

**VII. Old Business:**

Bethany Burgess circulated handouts related to the Crum/Tucker case and explained the case to the committee.

Bethany Burgess circulated and discussed a sample draft for discussion. She stated Section 2 and Section 3 was all amended by the committee. Also Section 32.004-32.006 hasn't been addressed yet.

Bethany Burgess circulated information and explained the Sunshine Law. She stated that all Advisory Committees of the County are subject to the Sunshine Law. She also stated all emails are public record. She stated the committee members should report any communication with citizens to the committee's clerk. She also stated Somer Strickland is a non-voting member and should never have a discussion with the committee members other than in public meetings.

Vic Lambou asked Bethany Burgess if the committee members vote via email. Bethany Burgess answered no.

## VIII.

### **New Business:**

#### **1. Section 32.004 Process**

Bethany Burgess circulated clean copies for discussion and a black lined copy that shows changes. Bethany Burgess stated paragraph G was added to fill in the gaps from the old ordinance. Somer Strickland stated she would need to work on paragraph G.

Leslie Hope asked the committee if the County has a land clearing ordinance. Somer Strickland stated no but the county has an ordinance for commercial land clearing.

Teresa Kramer circulated and explained her draft for discussion. Teresa Kramer asked the committee think about having staff complete a wetland assessment. Leslie Hope stated if staff completes an assessment, the County would need a new fee schedule. Katherine Gilbert asked the committee how would the County pay for extra staff. Leslie Hope suggested having the owner or developer obtain the assessment from the Department of Environmental Protection for wetland delineation versus to the County staff. Somer Strickland stated she was a little concerned about the Environmental Protection Officer language in Teresa Kramer's draft and the County may not want to create a new position. Vic Lambou asked the committee if the County has a person that could handle wetland delineations. Somer Strickland stated yes she is certified to handle wetland delineations. The committee asked if she would have time to complete inspections. Somer Strickland stated at times it would be hard to manage a full work load of field inspections along with daily Planning issues. Somer Strickland stated that the applicant is currently required to bring in delineation or a signed statement from an Environmental Wetland Specialist.

Somer Strickland asked what liability the county will take on if a mistake is made Hugh Taylor stated the committee doesn't want to deal with fees. Somer Strickland stated the Board of County Commissioners must deal with application fees.

Bethany Burgess stated she wants the committee to go through as much as possible so she can come back with another draft. The committee had a discussion of ideas to help Bethany Burgess for next draft.

#### **2. Section 32.005 Use of wetlands (Tabled)**

#### **3. Section 32.006 Design standards (if time permits) (Tabled)**

**4. Discussion regarding items for next meeting's agenda-** Teresa Kramer motioned to add Section 32.004 process to old business, Section 32.005 use of wetland, and Section 32.006 Design standards.

## IX. **Citizen Speaking (20 minutes)**

Wilson Cook stated he witnessed a committee member speaking with an attorney in which he think is a violation of the Sunshine Law. Bethany Burgess stated the committee member wasn't in violation and she explained the Sunshine Law in detail pertaining to the conservation.

Vic Lambou stated he is open to all suggestion and recommendations from attorneys and citizens.

Teresa Kramer would rather the County be responsible for delineations rather than putting the burden on the developer or the property owner.

Diane Cook stated that this was her first meeting and the committee should make sure there are enough resources for the people of Wakulla County.

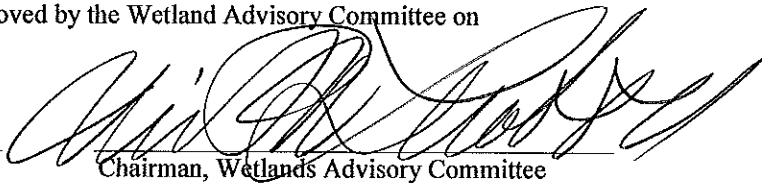
Hugh Taylor stated the ordinance is available and we need to hear the comments of the citizens.

**ADJOURN:**

Teresa Kramer made a motion to adjourn at 5:02 P.M. and was seconded by Vic Lambou. Motion unanimously approved.

These minutes approved by the Wetland Advisory Committee on

12/19/09  
Date Approved

  
Chairman, Wetlands Advisory Committee