

Staffopoulos, Mary

From: Staffopoulos, Mary
Sent: Sunday, October 16, 2022 6:10 PM
To: Boylan, Michael
Subject: RE: 2022-0729

Good afternoon, Councilman Boylan –

Below are a few “whereas” clauses that could be added to this legislation as an amendment to clarify the intent of the bill. Please let me know if these are acceptable or if you have any changes.

WHEREAS, Section 173.111, *Ordinance Code*, provides an exemption for columbarium of a certain type and size that are owned by and immediately adjacent to a church facility from the requirements of Sections 173.103 and 173.105(h), *Ordinance Code*, which provide that cemeteries must be platted and a landscape buffer installed along any cemetery boundary line which adjoins property zoned for residential use; and

WHEREAS, this Ordinance expands the exemption from the platting requirements of Section 173.103, *Ordinance Code*, to cemeteries and mausoleums of a certain type and size that are owned by and immediately contiguous to a church facility and deletes the exemption from the landscape buffer requirements; and

WHEREAS, the types of burial/interment facilities contemplated in this Ordinance are also exempt from ^{a number} ~~the~~ of the requirements of Chapter 497, *Florida Statutes*, which provide ^{and other types of burial} various regulations for cemeteries; and

WHEREAS, this Ordinance does not exempt the columbarium, cemeteries, and mausoleums described below ^{Facilities} from any applicable requirements of Florida Statutes or the provisions of Chapter 173, *Ordinance Code*, except as specifically provided herein;

You may want to remove the third “whereas” provision that references state statutes. I included it for your consideration thinking that it would help to explain that these same types of burial facilities are also exempt from the regulations of Chapter 497, *Florida Statutes* (e.g. the state legislature has also seen fit to exempt these types of burial facilities from a variety of regulations as well).

Regards,

Mary E. Staffopoulos
Deputy General Counsel
Legislative Affairs and Land Use Department
Office of General Counsel
Office: (904) 255-5062

From: Boylan, Michael <MBoylan@coj.net>
Sent: Sunday, October 16, 2022 3:19 PM
To: Staffopoulos, Mary <MStaff@coj.net>
Subject: Re: 2022-0729

It's on the agenda for action in Neighborhoods. Can we have a quick conversation later today at a time that's convenient for you? My cell is (904) 742-1641.