



TO: KEV FREEMAN, PLANNING DIRECTOR, PLANNING DEPARTMENT
FROM: ANDREA H. DUENAS, ASSISTANT CITY ATTORNEY **AHD**
THROUGH: SARA HEDGES, CITY ATTORNEY *SH*
RE: REVIEW AMENDMENT TO HISTORIC PRESERVATION ORDINANCE 111-151 – CERTIFICATE OF APPROPRIATENESS APPROVAL MATRIX
CAO RLS FILE: 24-371
DATE: OCTOBER 22, 2024

This Request for Legal Services (RLS) asks the City Attorney's Office to review a draft ordinance amending the Historic Preservation Ordinance at Code Section 111-151. The amendment revises the Certificate of Appropriateness Approval Matrix (the "Matrix"), shifting review authority for thirteen actions from the Board to Staff and shifting review authority for two actions from the Staff to the Board.

I made the following changes to the draft ordinance submitted:

- Added three WHEREAS clauses to give a more comprehensive history of the City's Historic Preservation Ordinance.
** Please fill in the date in the first clause (the date the Historic Preservation Ordinance was originally adopted).
- Changed the reviewing board from the Planning Board to the Historic Preservation Board.
- Revised Section 1 – deleted code sections that are unchanged by this amendment.
- Revised the Matrix for clarity and readability by adding letters to the headings and indenting the subheadings.

I have uploaded a redline version of the Ordinance so you can review my changes. For your convenience, I also uploaded a "changes accepted" version. Upon your acceptance of the changes, completion of the missing date in the first Whereas clause, and completion of the missing information in the fifth Whereas clause (Historic Preservation Board approval/recommendation), the Ordinance is approved as to form and correctness.

- ** It is my understanding that the City of Fort Pierce is a Florida State Certified Local Government and that pursuant to the CLG Guidelines, any amendment to the Historic Preservation Ordinance must be submitted to the State Historic Preservation Officer for review and comment at least 30 days prior to the date scheduled for adoption. If my understanding is correct, this Office trusts staff to obtain any necessary approvals from the State.

If you have any questions about how to proceed, please do not hesitate to contact this office.

/ahd