



# City Manager's Update

## Judge sides with city on vacation rental lawsuit

The city prevailed on its motion for summary judgment in a lawsuit, which was filed in July 2017, challenging the city's short-term rental prohibition. Circuit Court Judge Leah Case's ruling effectively ended the case at the trial level. Plaintiffs asserted in the case that, by virtue of the city's adoption of the 2015 Land Development Code ("LDC"), the city violated a state preemption for local regulations adopted after June 1, 2011, that prohibit short-term rentals (referred to as "other accommodations" in the LDC).

As a result, plaintiffs claimed, the city's current prohibition of short-term rentals in residential zoning districts was invalid.

However, Judge Case sided with the city, holding that the statutory preemption did not apply because the 2015 LDC

merely carried forward from the former code previous regulations prohibiting short term rentals in residential zoning districts.

A short-term rental is defined as a property that is rented for less than six months. Currently short-term rentals are allowed only in tourist zoning districts and community redevelopment areas where hotels, motels and bed and breakfast inns are also allowed.

Bed and breakfast establishments can also set up in residential neighborhoods if the area is an established historic district.

The plaintiffs have 30 days to appeal the order to the Fifth District Court of Appeals. The city was represented by Assistant City Attorney Gary Glassman.

## City has staff training exercise for hurricane prep

Department and division directors participated in a training exercise to identify critical issues and define personnel roles in the event of a natural disaster. The refresher course simulated the approach of Hurricane Moe, a fictitious Category 3 storm. The drill was coordinated by Steve Szabo, the city's emergency operations center director. Szabo is a former full-time captain with the Daytona Beach Police Department who has more than 20 years of disaster experience.



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## Public meeting scheduled for MLK business owners and residents

Road construction will begin soon on S. Dr. Martin Luther King, Jr. Blvd. in Daytona Beach from Orange Ave. to International Speedway Blvd. There will be a pre-construction meeting for business owners and residents along the S. MLK Blvd. corridor from 6:30 to 8 p.m. **Tuesday, May 21**, at the Dickerson Community Center located at 308 S. Dr. Martin Luther King, Jr. Blvd.

The \$2.6 million project will completely reconstruct the road's surface, update underground utilities, widen sidewalks, install decorative lighting features and landscaping and add on-street parking.

The purpose of this community meeting is to provide the following to residents and business owners:

- General project information
- Construction timeline
- Business access plan
- City and contractor contact information
- Sign-up for regular project updates and notifications



## Registration open for city's summer rec program

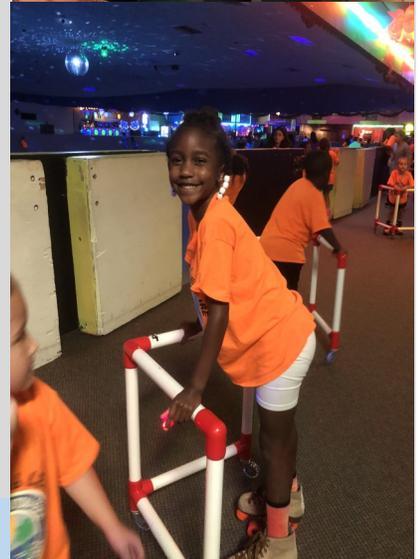
Parents looking for creative ways to keep their children busy, engaged and off the couch this summer are in luck. Registration is now open for the city's popular summer recreational program for kids ages 5 to 16 years old, which runs from 7:30 a.m. to 5:30 p.m. Monday through Friday. The nine-week program features breakfast and lunch, sports, crafts, games and weekly parties. Camps also include field trips to local movie theaters, Daytona Lagoon, Seaworld, Skate & Shake, DeLeon Springs State Park and other offsite locations.

### There are four sites in Daytona Beach for the camps:

- Midtown Community Center – 925 George Engram Blvd.
- Sunnyland Park – 825 Washington St.
- YSG Community Center – 1000 Vine St.
- Ortona Playground – 1206 N. Halifax Ave.

The cost is \$270 per child, plus a \$25 registration fee. A weekly payment plan of \$30 per week is available. Registrations are accepted at City Hall, 301 S. Ridgewood Avenue, room 165.

For more information, please call (386) 671-8337.





*Renovations will soon begin on the Gardens of Daytona Apartments*



## Golf Course renovations

Renovations of the North Course at the Daytona Beach Golf Course began Monday. Crews are removing existing sod from the greens. The next step will be to remove five inches of the core material, which will be replaced with a U.S. Golf Association greens mix. After all of the greens have been cored and replaced with the greens mix, the irrigation process will begin. Four sprinkler heads will be added to each green, making a total of eight heads per green. During this process, crews will be adding bunker sand to replenish a number of greenside bunkers. The final step will be the sprigging of the new greens with Tif-Eagle Bermuda grass, which will need two to three months to grow before the course can be reopened. The cost of the renovations is a little less than \$400,000. During the renovation, the South Course remains open.

## Permits

The Gardens of Daytona, the large multi-family apartment complex on Jean Street between Maley Street and South Street, will be renovated in the coming months. Thirty-five building permits and four additional site permits have been submitted to the city by Vaughn Bay Construction.

The renovations are on 230 residential units in 32 buildings and include new windows, plumbing and fixtures, mechanical equipment, cabinets, flooring, appliances, electrical fixtures, patch and repair stucco, handrails and guardrails, roofing and ADA compliance upgrades. The office/laundry clubhouse and two buildings that are used as a clubhouse/office will also be renovated. Renovations are estimated at \$250,000 per building for a total of \$8,750,000.

Permit applications are currently under review by staff.

## *First Takes* young artists' exhibit opens May 17 at YSG Cultural and Educational Center

The public is invited to an artists' reception from 6:30 to 8 p.m. **Friday, May 17**, to celebrate the opening of a new exhibit at the Yvonne Scarlett-Golden (YSG) Cultural and Educational Center, 1000 Vine Street in Daytona Beach. The exhibit will be on display through Aug. 16.

*First Takes* features paintings by artists from several local school art programs, PEACE Arts Studio and youth who create their artwork at home. Works by Halifax Art Show winners Aubrey Hill, Lilly McGoven, Gabriel Gonzalez and Mia Ellis will also be displayed. The center's hours are from 11 a.m. to 8 p.m. Monday through Friday and from 9 a.m. to 3 p.m. on Saturday. For more information, please call (386) 671-5780.

First Takes

Young Artists' Exhibit

May 17 through Aug. 16  
at the  
Yvonne Scarlett-Golden  
Cultural and  
Educational Center



Free public opening reception

6:30 to 8 p.m. Friday, May 17  
Yvonne Scarlett-Golden Cultural and Educational Center  
1000 Vine Street, Daytona Beach

## Summer concerts kick off at Daytona Beach Bandshell

The Daytona Beach Bandshell is kicking off the summer of free weekend concerts beginning Memorial Day weekend:

**Friday, May 24:** Caribbean Chillers, a Jimmy Buffet tribute

**Saturday, May 25:** The Classic Rock Revival with the Doobie Brothers and Santana tributes\*

**Sunday, May 26:** Play it Again, a tribute to Luke Bryan and Friends

All of the concerts begin at 7 p.m. The entire summer line-up of concerts is online at [www.daytonabandshell.com](http://www.daytonabandshell.com).



## Upcoming community cleanups

The City of Daytona Beach has started a series of organized community cleanups in neighborhoods throughout the city. Zone 4 was completed April 27 and Zone 2 was this past Saturday. At Saturday's cleanup, volunteers collected four yards of litter and three truckloads of construction and debris, refrigerators, tires, trash, etc. Upcoming community cleanups are:

### Zone 3 – Commissioner May – Saturday, May 18

Cleanup boundary area: Dr. Mary McLeod Bethune Boulevard (south), George W. Engram Boulevard (north), Lincoln Street (east), Rose Avenue (west)

### Zone 6 – Commissioner Reed – Saturday May 25

Cleanup boundary area: Oak Street (south), Dr. Mary McLeod Bethune Boulevard (north), Lincoln Street (east), Keech Street (west)

### Zone 5 – Commissioner Henry – Saturday, June 1

Cleanup boundary area: Mason Avenue (south), Peachtree Avenue (north), Redwood Street (east), Hollywood Avenue (west)

### Zone 1 – Commissioner Trager – Saturday, June 8

Cleanup boundary area: Bellevue Avenue (south), South Street (north), Nova Road (east), Owasso Street (west)

Cleanup hours are from 9 a.m. to noon. Residents in the areas are invited to join city staff to pick up litter and dispose of unwanted items during the cleanups. Trash bags, supplies and gloves will be provided. The city's waste hauler will provide curbside pickup of bulk items including appliances, car parts, mattresses, furniture, carpeting, etc., with a limit of five cubic yards per property. Five cubic yards is approximately 4'x4'x8' or roughly the size of a pickup truck load. For more information, please call 386-671-8752.

