

From: [Marshall Happer](#)
To: [Kelly Michaels](#); citycouncil@ci.venice.fl.us; [Dick Longo \(dlongo@venicefl.gov\)](mailto:dlongo@venicefl.gov); [Helen Moore](#); [Jim Boldt](#); [Mitzie Fiedler](#); [Nicholas Pachota](#); [Rachel Frank](#)
Cc: [Mercedes Barcia](#); [Kelly Fernandez](#); [Jeffery A. Boone Esquire \(jboone@boone-law.com\)](mailto:jboone@boone-law.com)
Subject: RE: Ordinance 2023-11 Milano PUD
Date: Wednesday, July 5, 2023 5:36:36 PM
Attachments: [image006.png](#)
[image007.png](#)
[image008.png](#)
[image009.png](#)
[image010.png](#)
[image011.png](#)
[Letter July 5, 2023.pdf](#)
[Ordinance Draft.pdf](#)

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Dear Kelly:

I acknowledge receipt of your email.

The Venetian POA is unable to have legal representation at the 2nd Reading on July 11, so as a member of the POA Board, I will offer to speak for our Association.

I am enclosing herewith to you and the members of the City Council my letter of today to the City Council along with a draft Ordinance which I am requesting as a matter of due process to be able to present to the City Council on July 11. As you can see, I am not planning to try to present any new evidence. I am, however, asking for the opportunity to present provisions for the form and content of the Ordinance to be adopted along with proposed Stipulations for the protection of the homeowners adjoining the Commercial development.

I consider it very important on behalf of the Venetian that these issues be presented and considered before the final Ordinance is adopted. I do not think it is possible for this to be done in only 5 minutes, so I will respectfully request the additional time necessary. I will try to complete my presentation in 20+- minutes.

I have copied the City Attorney and Counsel for the Petitioner on this email.

Thanks for your consideration.

Best Regards,

Marshall

Marshall Happer
117 Martellago Drive
North Venice, FL 34275
941-480-0265

From: Kelly Michaels <kmichaels@venicefl.gov>

Sent: Wednesday, July 5, 2023 2:46 PM

To: stevethomaston@comcast.net; Marshall Happer <happer@happer.com>; ruth.cordner@gmail.com; mkissinger88@gmail.com; dibaz@aol.com

Subject: Ordinance 2023-11 Milano PUD

Good Afternoon:

As you are aware, on June 16, 2023, the council voted to approve and schedule the Milano PUD Ordinance for a second reading. The second reading has been scheduled for Tuesday, July 11, 2023 at 9:00 am., in the City Hall Council Chambers.

A motion was made by Mr. Longo, seconded by Vice Mayor Boldt, that Ordinance No. 2023-11 be approved on first reading and scheduled for final reading. The motion carried by the following vote:

Yes: 5 - Dr. Fiedler, Vice Mayor Boldt, Ms. Moore, Mr. Longo and Mr. Howard

No: 1 - Mayor Pachota

Excused: 1 - Mrs. Frank

The purpose of this email is to notify you of the following Operational Order the City Attorney has recommended for the Council to follow at the second reading as indicated.

1. Announcement of the quasi-judicial hearing
2. Reading of the Ordinance by title only
3. Opening of the public hearing
4. Announcement as to Public Comment – Speaker Cards required
5. Inquires as to ex-parte communications by council members by Legal
6. Introductory comments on hearing and highlight of revisions to ordinance by Legal
7. Clerks record of written communications
8. Public Comment Period (**5 min. per speaker unless representing more than 2 people**)
9. Staff comments (**up to 5 min.**)
10. Comments by affected party **Cielo Homeowners (up to 5 min.)**
11. Comments by affected party **North Venice Neighborhood Alliance (up to 5 min.)**
12. Comments by affected party **Venetian Golf and River Club Property Owners**

Association, Inc. (up to 5 min.)

13. Comments by affected party **Gary Scott (up to 5 min.)**
14. **Comments by applicant (up to 5 min.)**
15. Public hearing closes
16. Council discussion and action

Kelly Michaels, MMC

Venice City Clerk

City Clerk's Office

City of Venice

Tel: [941-882-7390](tel:941-882-7390)

Cell: [941-303-3486](tel:941-303-3486)

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